

Temporary

Name Green Spring Farms

attn Kevin Lehner

Address 2930 Sawyer rd

Monmouth Oregon 97301

Change in POD POD

Date Filed 9/31/2021

Initial notice date 9/14/2021

DPD issued date \_\_\_\_\_

PD issued date \_\_\_\_\_

PD notice date \_\_\_\_\_

Date of FO 11/18/2022

11/29/2023

Vol 122

Page 313-17

C-Date \_\_\_\_\_

COBU due date \_\_\_\_\_

COBU Received date \_\_\_\_\_

Certificate issued \_\_\_\_\_

DESCRIPTION OF WATER RIGHT(S)

Name of Stream Williamette river

Trib. of Williamette river

Use Irrigation

County Polk

Quantity of water (CFS) \_\_\_\_\_

No. of Acres \_\_\_\_\_

Name of ditch \_\_\_\_\_

App# 525428 Per # 519903 Cert # 26578 PR Date 11/10/1950

App# 538307 Per # 528593 Cert # 32343 PR Date 11/21/1903

App# \_\_\_\_\_ Per # \_\_\_\_\_ Cert # \_\_\_\_\_ PR Date \_\_\_\_\_

App# \_\_\_\_\_ Per # \_\_\_\_\_ Cert # \_\_\_\_\_ PR Date \_\_\_\_\_

App# \_\_\_\_\_ Per # \_\_\_\_\_ Cert # \_\_\_\_\_ PR Date \_\_\_\_\_

Date	FEES PAID	
	Amount	Receipt #
<u>9-3-2021</u>	<u>\$1,640.16</u>	<u>136346</u>

Date	FEES REFUNDED	
	Amount	Receipt #

Assignments: \_\_\_\_\_

Irrigation District \_\_\_\_\_

Agent GSI Water Solutions - Kim Gagsby

CWRE \_\_\_\_\_

CC's list Polk County Planning

- Oversized map - Location \_\_\_\_\_





# Oregon

Tina Kotek, Governor

**Water Resources Department**

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301

Phone 503 986-0900

Fax 503 986-0904

November 29, 2023

GREEN SPRING FARMS  
ATTN KEVIN LEHAR  
8930 SUUVER RD  
MONMOUTH, OR 97361

**FINAL ORDER FOR TERMINATING A TEMPORARY TRANSFER**

Re: Transfer T-13815

The Department received a voluntary request to terminate the above referenced temporary transfer. Enclosed is a copy of the Terminating Final Order as recorded in Special Order Vol. 129 Page 451 and signed on November 29, 2023.

Transfer T-13815 is of no further force or effect.

If you have any questions please contact Kelly Starnes, by telephone at (503) 979-3511 or by e-mail at [Patrick.K.Starnes@water.oregon.gov](mailto:Patrick.K.Starnes@water.oregon.gov).

Sincerely,

Julie C. Baustian  
Water Rights Services Support  
Transfers and Conservation Section

cc: Joel M. Plahn, Watermaster Dist. # 22 (via email)  
Kim Grigsby, Agent  
Polk County Planning Department

Enclosure







5. The terminated portion of certificate 32343 being 24.9 acres, is equivalent to 0.31 CFS.
6. The terminated portion will return to the original authorized location described in certificate 32343 as follows:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
9 S	6 W	WM	25	NE NE	6.4
9 S	6 W	WM	25	NW NE	18.5
Total					24.9

7. The portion remaining in effect under Temporary Transfer Application T-13815 is as follows:

IRRIGATION CERTIFICATE 32343						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
9 S	4 W	WM	31	NE NE	1	0.4
9 S	4 W	WM	31	SE NE	2	2.3
9 S	4 W	WM	31	NE SE	7	3.9
9 S	4 W	WM	32	NE NW	1	2.2
9 S	4 W	WM	32	NW NW		9.1
9 S	4 W	WM	32	SE NW	2	3.0
9 S	4 W	WM	32	NW SW	4	6.5
9 S	4 W	WM	32	NE SW	3	0.7
Total						28.1

IRRIGATION CERTIFICATE 26578						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
9 S	4 W	WM	31	NE NE	1	0.6
9 S	4 W	WM	31	SE NE	2	9.2
9 S	4 W	WM	32	NE NW	1	5.9
9 S	4 W	WM	32	NW NW		27.4
9 S	4 W	WM	32	SW NW		40.0
9 S	4 W	WM	32	SE NW	2	4.7
Total						87.8

8. The temporary point of diversion as described in the table below shall also remain in use:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
9 S	4 W	WM	29	NE SW	1000 FEET NORTH AND 100 FEET WEST FROM THE SE CORNER OF DLC 46

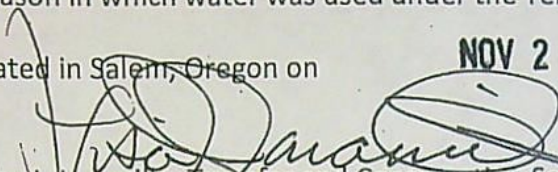


Now, therefore, it is ORDERED:

Temporary Transfer T-13815 is partially terminated. The use of 0.31 CFS of water to irrigate 24.9 acres under Certificate 32343 shall revert to the authorized place of use under Certificate 32343. The remaining 0.35 CFS for the 28.1 acres of irrigation under Certificate 32343 and 1.02 CFS for 87.8 acres of irrigation under Certificate 26578 will remain in place through the 2025 irrigation season. The temporary point of diversion described in finding of fact #8 shall also remain in use. Water may not be used at the authorized place of use during the same season in which water was used under the Temporary Transfer.

Dated in Salem, Oregon on

**NOV 28 2023**

  
Lisa J. Jaramillo, Transfer and Conservation Section Manager, for  
DOUGLAS E. WOODCOCK, ACTING DIRECTOR  
Oregon Water Resources Department

Mailing date:

**NOV 29 2023**



**WATER RIGHT TRANSFER COVER SHEET**

Transfer: T- 13815

Transfer Specialist: *Scott*

Transfer Type: Temporary Transfer

<b>Applicant:</b> GREEN SPRING FARMSATTN KEVIN LEHAR 8930 SUUVER RD MONMOUTH, OR 97361 Email: _____ Phone: _____	<b>Agent:</b> <input type="checkbox"/> N/A KIM GRIGSBY 1600 SW WESTERN BLVD SUITE 240 CORVALLIS, OR 97333 Email: _____ Phone: _____
<b>Irrigation District:</b> <input type="checkbox"/> N/A Email: _____	<b>CWRE:</b> <input type="checkbox"/> N/A Email: _____
<b>Affected Local Gov'ts:</b> <input type="checkbox"/> N/A Polk County Planning Department Email: _____	<b>Affected Tribal Gov't:</b> <input type="checkbox"/> N/A UNAVAILABLE Email: _____
<b>Current Landowner if other than Applicant:</b> <input type="checkbox"/> N/A Email: _____	<b>Receiving Landowner:</b> <input type="checkbox"/> N/A Email: _____

**Water Rights Affected**

File Marked	App. File # or Decree Name	Permit	Certificate	RR/CR Needed	RR/CR Nos.
<input type="checkbox"/>	S25428	S19903	26578	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<i>Temp</i>
<input type="checkbox"/>	S38367	S28593	32343	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<i>Temp</i>
<input type="checkbox"/>				<input type="checkbox"/> Yes <input type="checkbox"/> No	

**Key Dates & Initial Actions:**

Rec'd: September 3, 2021	Proposed Action(s): POINT OF DIVERSION; PLACE OF USE	
Fees Pd: 1640.16	WM District: 22	ODFW District:
Initial Public Notice: September 14, 2021	WM Review sent:	ODFW Review sent:
Acknowledgement Letter Sent <input checked="" type="checkbox"/>		GW Review sent: <input type="checkbox"/> N/A
County sent cc: of Ack Letter <input type="checkbox"/>	BOR notified (date): <input type="checkbox"/> N/A	
Newspaper quote requested:	Request for news \$ sent:	News \$ received:
Request to publish sent:	Affidavit of publication received:	Last day of publication:

*Partial termination 7/18/23 Scott*     *Joan 7/18/23*     *11-20-23 Scott*     *11-20-23 Scott*

Document	Drafted	Peer Review	Changes Made	Coordinator	Changes Made	Signature Bin	Signature Date
DPD	Date: <i>10/28/21</i> Initials: <i>Scott</i>	Date: <i>11/1/21</i> Initials: <i>Joan</i>	Date: _____ Initials: _____	Date: <i>12/15/21</i> Initials: <i>PKS</i>	Date: <i>12/20/21</i> Initials: <i>Scott</i>	CW Sent: _____	N/A
PD	Date: _____ Initials: <i>↓</i>	Date: _____ Initials: <i>↓</i>	Date: _____ Initials: _____	Date: _____ Initials: <i>↓</i>	Date: _____ Initials: <i>↓</i>	Date: _____	Date: _____
FO	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: <i>11/9/23</i> Initials: <i>CC</i>	Date: _____ Initials: _____	Date: <i>12/20/21</i>	Date: <i>11/18/2020</i>

Special Issues: *Partial revenues of the Temp transfer - Joan 7/18/23 ✓ Corvallis*

Special Order Volume: Vol. 122 Pages 313-317



## GREW Scott A \* WRD

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**From:** Kim Grigsby <kgrigsby@gsiws.com>  
**Sent:** Monday, November 20, 2023 11:13 AM  
**To:** GREW Scott A \* WRD  
**Subject:** RE: T-13815 Partial Termination Request

Hi Scott,

Thank you for noticing this error. We will get it fixed and return it to you as soon as possible.

Thank you,  
Kim

### **Kimberly Grigsby**

**Principal Water Resources Consultant**

direct: 541.257.9004; mobile: 503.351.1912

1600 SW Western Boulevard, Suite 240, Corvallis, OR 97333

GSI Water Solutions, Inc. | [www.gsiws.com](http://www.gsiws.com)

*pronouns: she, her*

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**From:** GREW Scott A \* WRD <Scott.A.GREW@water.oregon.gov>  
**Sent:** Monday, November 20, 2023 10:51 AM  
**To:** Kim Grigsby <kgrigsby@gsiws.com>  
**Cc:** GREW Scott A \* WRD <Scott.A.GREW@water.oregon.gov>; PLAHN Joel M \* WRD <Joel.M.PLAHN@water.oregon.gov>  
**Subject:** T-13815 Partial Termination Request

Hello Kim,

I was just getting to process your T-13815 Partial Termination Request and noticed that the acreage going back to NW NE Sec. 25T9S, R6W, WM only authorizes 18.5 acres and your partial termination request map shows 19.8 acres.

Could you please correct that request and resubmit?

Thank you,  
Scott

Scott Grew  
Transfer Specialist  
Oregon Water Resources Department  
503-986-0890





RECEIVED

JUL 03 2023

OWRD

June 30, 2023

Kelly Starnes  
Oregon Water Resources Department  
725 Summer Street NE, Suite A  
Salem, OR 97301

RE: Request to terminate a 24.9 acre portion of Temporary Transfer T-13815

Dear Kelly,

On January 18, 2022, the Oregon Water Resources Department (OWRD) issued a final order approving Temporary Transfer T-13815 in the name of Green Spring Farms. The transfer temporarily changed the place of use and point of diversion for Certificates 26578 and 32343.

On behalf of Green Springs Farms, GSI Water Solutions, Inc. (GSI) is now requesting that OWRD terminate a 24.9 acre portion of Temporary Transfer T-13815 that modified Certificate 32343. The 24.9 acre portion of the temporary transfer to be terminated is shown on the attached maps.

The portion of the Temporary Transfer T-13815 that Green Springs Farms is requesting to terminate has not been used to authorize irrigation during the 2023 irrigation season.

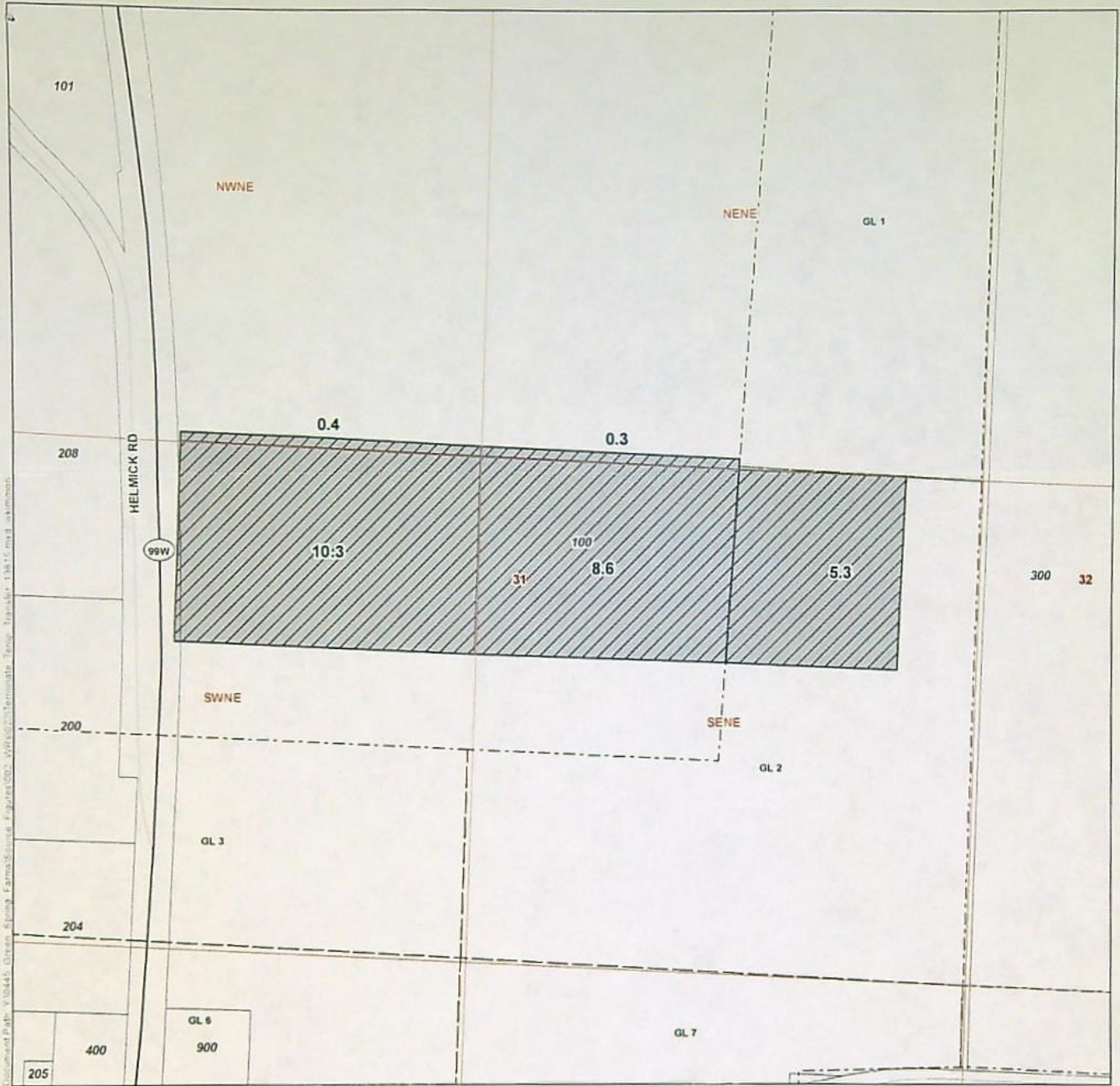
If you have any questions regarding this request, please contact me at 541-257-9004.

Sincerely,

A handwritten signature in black ink that reads "Kimberly Grigsby". The signature is written in a cursive, flowing style.

Kimberly Grigsby  
Principal Water Resources Consultant





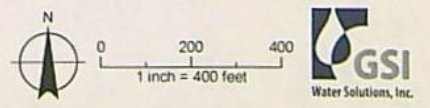
- LEGEND**
- T-13815 To Lands Acres to be Terminated, Certificate 32343 (24.9 acres)
  - Tax Lot
  - Government Lot (GL)
  - Major Road
  - Railroad
  - Watercourse
  - Waterbody

**Request to Terminate 24.9 acre portion of  
Temporary Transfer T-13815, To Lands  
Green Spring Farms  
Certificate 32343  
Township 9 South, Ranges 4 West (W.M.)**

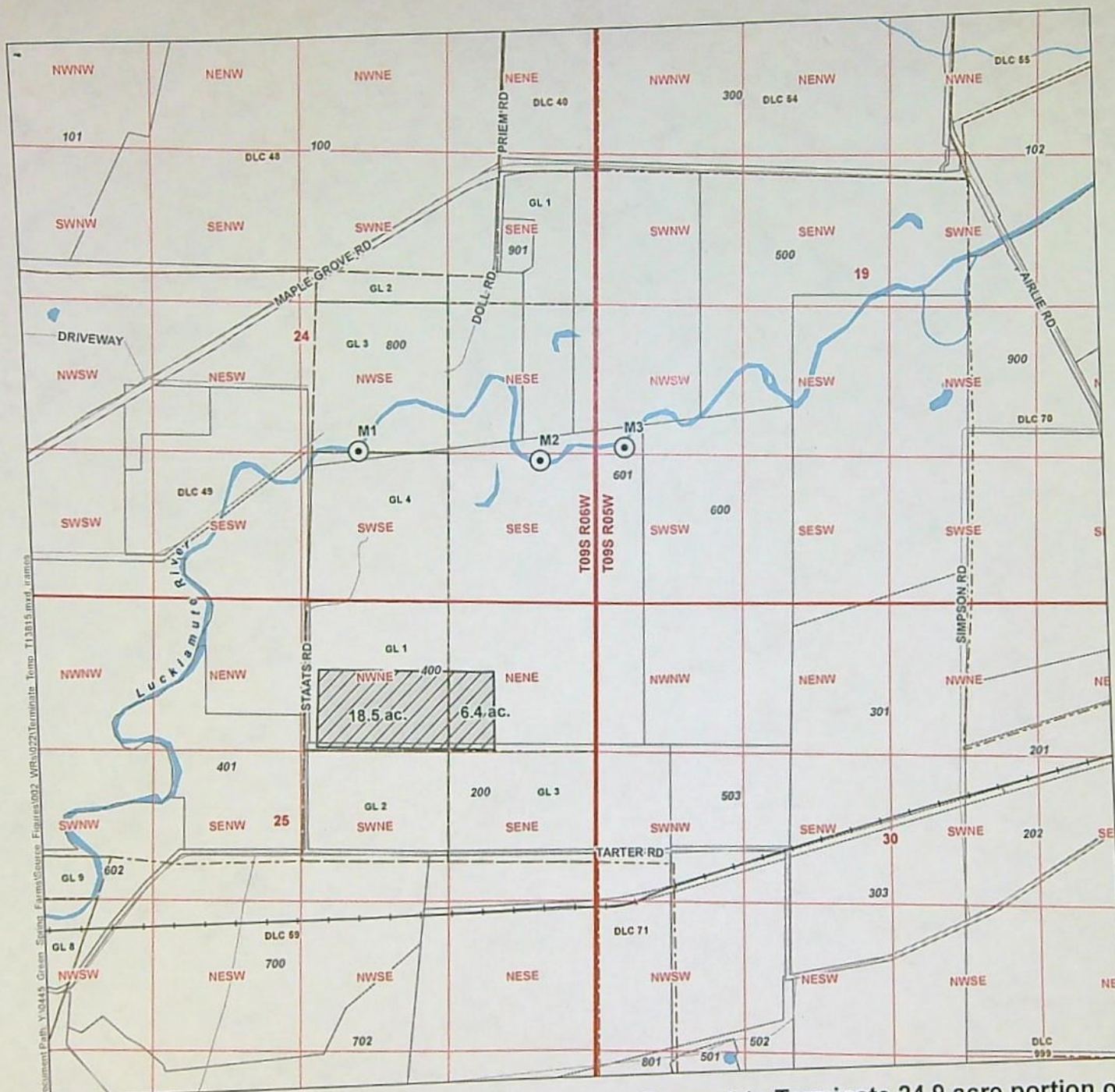
**RECEIVED**  
**JUL 03 2023**  
**OWRD**

**DISCLAIMER**  
This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines.

Date: June 29, 2023  
Data Sources: BLM, ESRI, OWRD, USGS







Document Path: Y:\0445 Green Spring Farms\Source Figures\093\_VR\0221\Termination\_T-13815.mxd, raman

**LEGEND**

- Authorized Point of Diversion (POD)
- T-13815 From Lands Acres to be Terminated, Certificate 32343 (24.9 acres)
- Tax Lot
- Government Lot (GL)
- Major Road
- Railroad
- Watercourse
- Waterbody

**POD LOCATION DESCRIPTION**

M1 Located 1,340 feet North and 2,130 feet West from the SE corner of Section 24, Township 9 South, Range 6 West (W.M.)  
 M2 Located 1,250 feet North and 500 feet West from the SE corner of Section 24, Township 9 South, Range 6 West (W.M.)  
 M3 Located 1,380 feet North and 250 feet East from the SW corner of Section 19, Township 9 South, Range 5 West (W.M.)

**Request to Terminate 24.9 acre portion of Temporary Transfer T-13815, From Lands Green Spring Farms**

**Certificate 32343**

Received by OWRD Township 9 South, Ranges 5 & 6 West (W.M.)

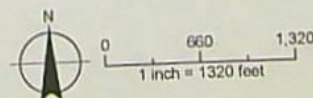
NOV 20 2023

Salem, OR

**SUPERSEDING**

**DISCLAIMER**  
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Date: November 20, 2023  
 Data Sources: BLM, ESRI, OWRD, USGS







Document Path: Y:\0445 - Open - Spool - Farms\Source - Farms\T-13815\Temp - Transfer - From - Lands.mxd

**LEGEND**

- Authorized Point of Diversion (POD)
- T-13815 From Lands Acres to be Terminated, Certificate 32343 (24.9 acres)
- Tax Lot
- Government Lot (GL) Major Road
- Railroad
- Watercourse Waterbody
- 

**Request to Terminate 24.9 acre portion of  
Temporary Transfer T-13815, From Lands  
Green Spring Farms**

**Certificate 32343**

Township 9 South, Ranges 5 & 6 West (W.M.)

RECEIVED

JUL 03 2023

OWRD

**DISCLAIMER**

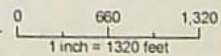
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**POD LOCATION DESCRIPTION**

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**M2** Located 1,250 feet North and 500 feet West from the SE corner of Section 24, Township 9 South, Range 6 West (W.M.)  
**M3** Located 1,380 feet North and 250 feet East from the SW corner of Section 19, Township 9 South, Range 5 West (W.M.)

Date: June 29, 2023  
 Data Sources: BLM, ESRI, OWRD, USGS

**SUPERSEDED**



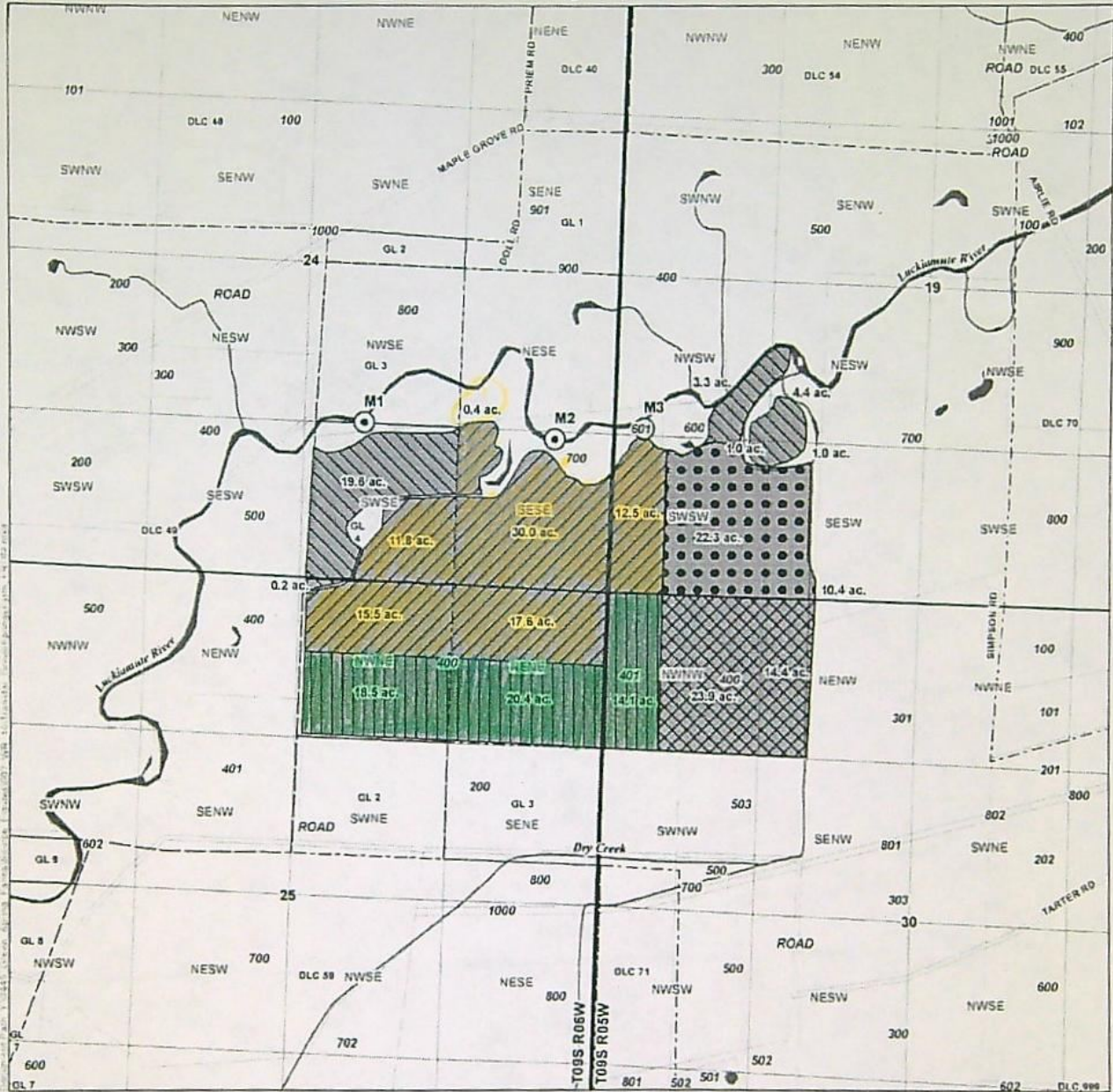


# Application for a Temporary Water Right Transfer in the Name of Green Spring Farms

RECEIVED  
SEP 03 2021

From Lands and Authorized Points of Diversion  
Township 9 South, Ranges 5 & 6 West (W.M.)

OWRD



### LEGEND

#### Certificate 26578

- 26578 From Lands (87.8 ac.)
- 26578 Remaining Lands (29.5 ac.)
- 26578 Lands in Temporary Transfer T-13222 (32.7 ac.)

#### Certificate 32343

- 32343 From Lands (53 ac.)
- 32343 Lands in Temporary Transfer T-13222 (38.3 ac.)

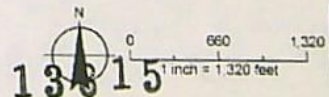
- Point of Diversion (POD)
- All Other Features**
- Government Lot (GL)
- Donation Land Claim (DLC)
- Tax Lot
- Watercourse
- Waterbody

**DISCLAIMER**  
This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines.

**MAP NOTES**  
Date: August 19, 2021  
Data Sources: USGS, BLM, ESRI  
Poik Co., OWRD

### POD LOCATION DESCRIPTION

- M1 Located 1,340 feet North and 2,130 feet West from the SE corner of Section 24, Township 9 South, Range 6 West (W.M.)
- M2 Located 1,250 feet North and 500 feet West from the SE corner of Section 24, Township 9 South, Range 6 West (W.M.)
- M3 Located 1,380 feet North and 250 feet East from the SW corner of Section 19, Township 9 South, Range 5 West (W.M.)





RECEIVED

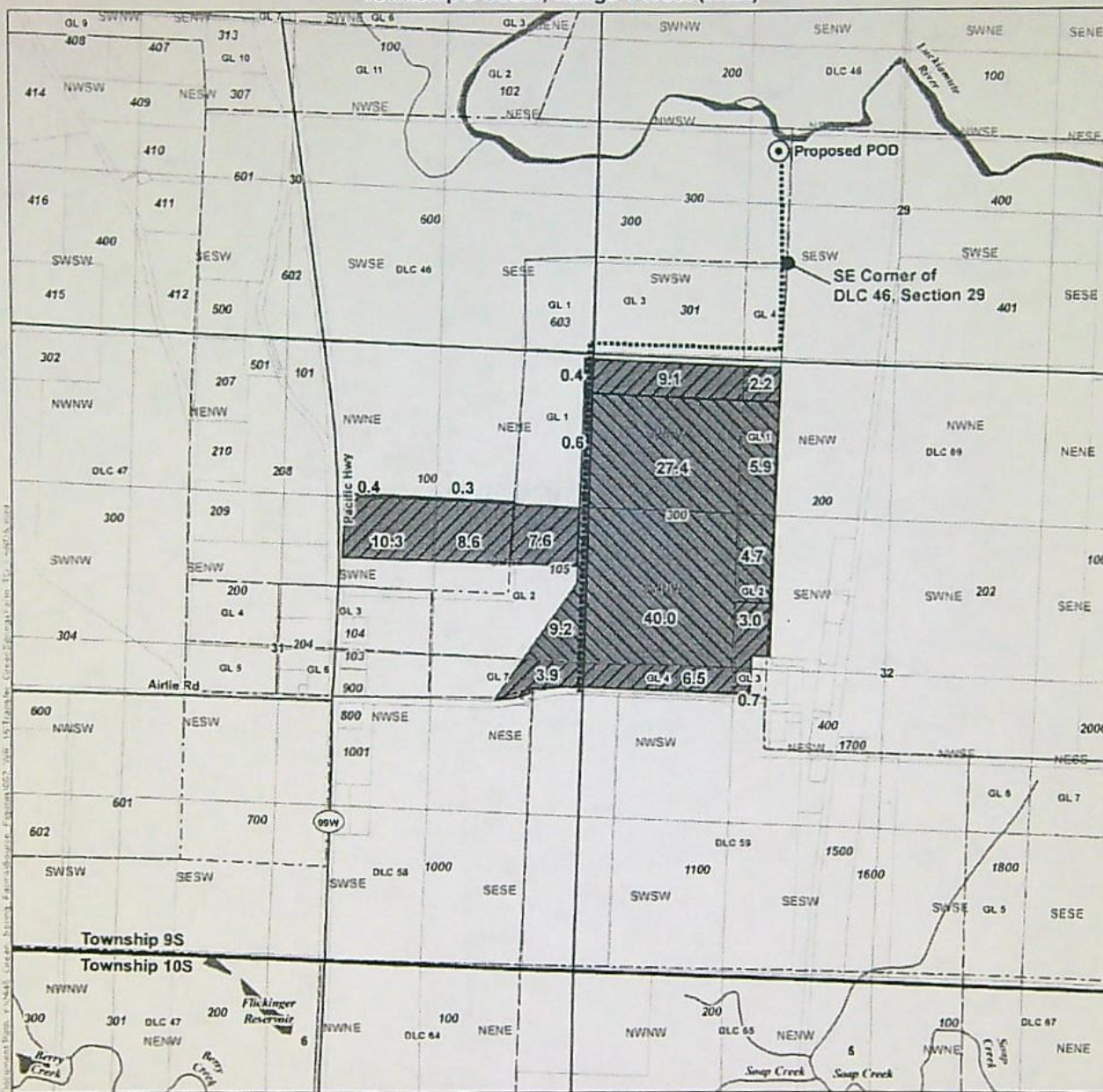
SEP 03 2021

OWRD

# Application for a Temporary Water Right Transfer in the Name of Green Spring Farms

## To Lands and Proposed Point of Diversion

### Township 9 South, Range 4 West (W.M.)



#### LEGEND

- Proposed Point of Diversion (POD)
- Conveyance Line
- Proposed Place of Use (POU)
- Certificate 26578 To Lands (87.7 ac)
- Certificate 32343 To Lands (53 ac)
- All Other Features
- Government Lot (GL)
- Donation Land Claim (DLC)
- Tax Lot
- Major Road
- Watercourse
- Waterbody

#### DISCLAIMER

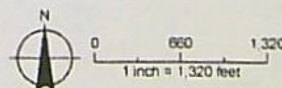
This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines.

#### MAP NOTES

Date August 31, 2021  
Data Sources: USGS, BLM, ESRI, Polk Co., OWRD

#### POD LOCATION DESCRIPTION

Proposed POD  
Located 1000 feet North and 100 feet West from the SE corner of DLC 46, Section 29, Township 9 South, Range 4 West (W.M.)



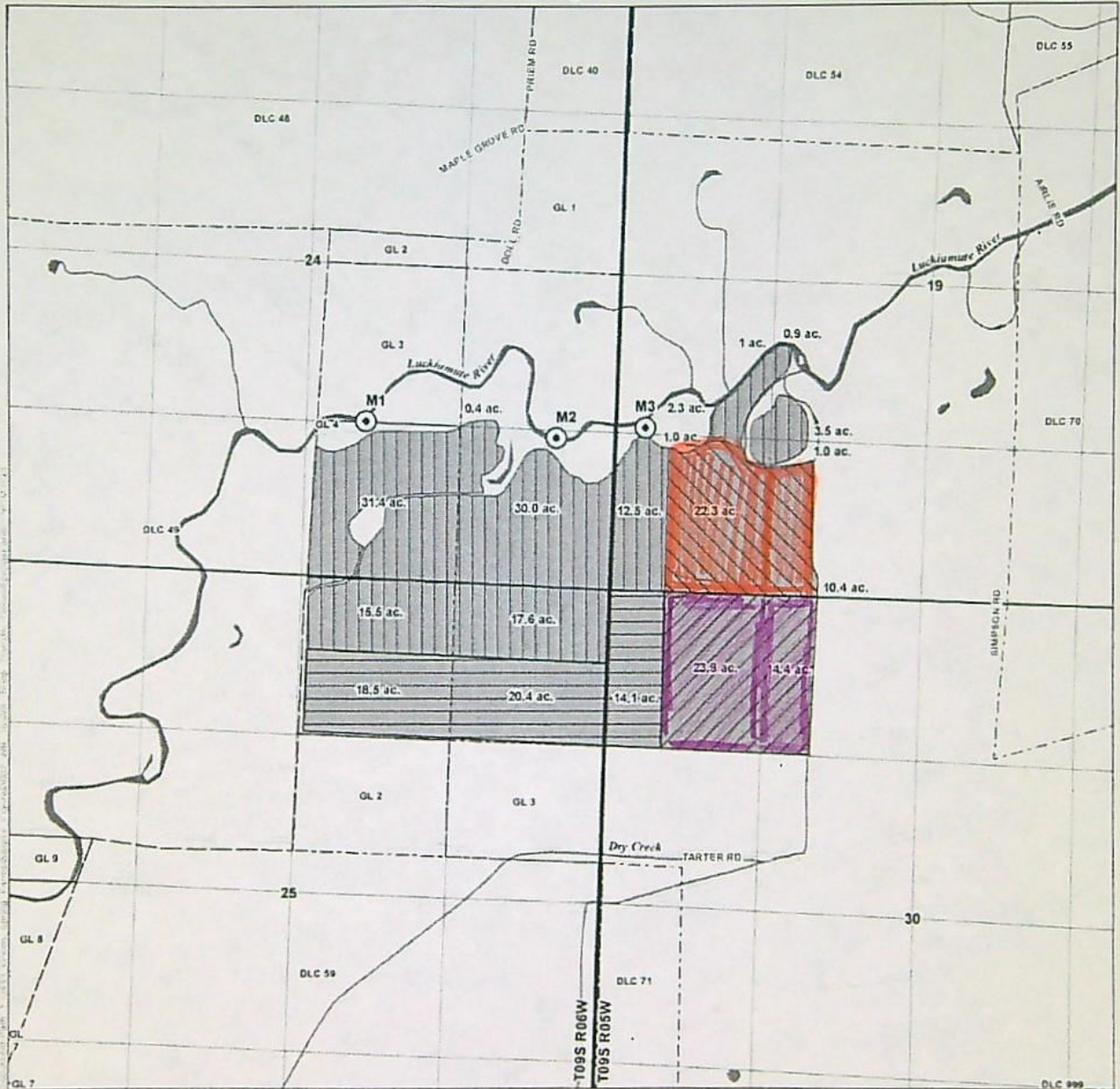


# PREVIOUS TEMP TRANSFER

## Application for a Temporary Water Right Transfer in the Name of Green Spring Farms

FROM LANDS – Certificates 26578 and 32343 (Mathany)

Township 9 South, Ranges 5 & 6 West (W.M.)



### LEGEND

- Point of Diversion (POD)
- Place of Use (POU)
  - 26578 To Be Transferred: 32.7 ac
  - 32343 To Be Transferred: 38.3 ac
  - 26578 To Remain: 117.1
  - 32343 To Remain: 53.0
- All Other Features
  - Government Lot (GL)
  - Donation Land Claim (DLC)
  - Tax Lot
  - Watercourse
  - Waterbody

**DISCLAIMER**  
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RECEIVED

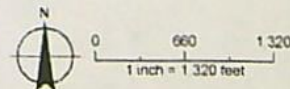
JUL 15 2019

OWRD

**MAP NOTES**  
Date: June 20, 2019  
Data Sources: USGS, BLM, ESRI,  
Polk Co., OWRD

### POD LOCATION DESCRIPTION

**M1** Located 1,340 feet North and 2,130 feet West from the SE corner of Section 24, Township 9 South, Range 6 West (W.M.)  
**M2** Located 1,250 feet North and 500 feet West from the SE corner of Section 24, Township 9 South, Range 6 West (W.M.)  
**M3** Located 1,380 feet North and 250 feet East from the SW corner of Section 19, Township 9 South, Range 5 West (W.M.)





# PREVIOUS TEMP

BEFORE THE WATER RESOURCES DEPARTMENT  
OF THE  
STATE OF OREGON

# TRANSFER

In the Matter of Transfer Application )  
T-13222, Polk County )  
FINAL ORDER APPROVING )  
TEMPORARY CHANGES IN PLACE )  
OF USE AND POINTS OF DIVERSION )

### Authority

Oregon Revised Statute (ORS) 540.505 to 540.580 establish the process in which a water right holder may submit a request to temporarily transfer the place of use and, if necessary to convey the water to the temporary place of use, the point of diversion authorized under an existing water right.

Oregon Administrative Rule (OAR) Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

### Applicant

GREEN SPRING FARMS  
8930 SUVER RD  
MONMOUTH, OR 97361

### Findings of Fact

1. On July 15, 2019, GREEN SPRING FARMS filed an application to temporarily change the place of use and change the points of diversion to serve the proposed place of use under Certificates 26578 and 32343 for a period of 5 years. The Department assigned the application number T-13222.
2. Notice of the application for transfer was published on July 23, 2019, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. The portion of the first right to be temporarily transferred is as follows:  
**Certificate:** 26578 in the name of V. L. MATHANY (perfected under Permit S-19903)  
**Use:** IRRIGATION of 32.7 ACRES  
**Priority Date:** NOVEMBER 10, 1950  
**Rate:** 0.38 CUBIC FEET PER SECOND  
**Limit/Duty:** The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.



REVISION 2011/10/19

each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year and shall be still further limited to a diversion of not to exceed 1.75 cubic feet per second.

**Source:** BIG LUCKIAMUTE RIVER, a tributary of the WILLAMETTE RIVER

**Authorized Points of Diversion:**

Twp	Rng	Mer	Sec	Q-Q	GLot
9 S	6 W	WM	24	SE SE	
9 S	6 W	WM	24	SW SE	4

**Authorized Place of Use:**

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
9 S	5 W	WM	19	SW SW	22.3
9 S	5 W	WM	19	SE SW	10.4
Total					32.7

4. Temporary Transfer Application T-13222 proposes to temporarily change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
9 S	4 W	WM	31	SE SE	0.9
9 S	4 W	WM	32	NW SW	0.8
9 S	4 W	WM	32	SW SW	31.0
Total					32.7

5. A change in point of diversion is necessary to convey the water to the proposed temporary place of use. Temporary Transfer Application T-13222 proposes to move the authorized point of diversion approximately 7.5 miles and 7.8 miles respectively downstream to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
9 S	4 W	WM	29	NE SW	1000 FEET NORTH AND 100 FEET WEST FROM THE SOUTHEAST CORNER OF DLC 46, SECTION 29

6. The portion of the second right to be temporarily transferred is as follows:

**Certificate:** 32343 in the name of V.L. MATHANY (perfected under Permit S-28593)

**Use:** IRRIGATION of 38.3 ACRES

**Priority Date:** JANUARY 18, 1963

**Rate:** 0.48 CUBIC FEET PER SECOND

**Limit/Duty:** The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

**Source:** BIG LUCKIAMUTE RIVER, a tributary of WILLAMETTE RIVER



**Authorized Points of Diversion:**

Twp	Rng	Mer	Sec	Q-Q	GLot
9 S	5 W	WM	19	NW SW	
9 S	6 W	WM	24	SE SE	
9 S	6 W	WM	24	NW SE	3

**Authorized Place of Use:**

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
9 S	5 W	WM	30	NE NW	14.4
9 S	5 W	WM	30	NW NW	23.9
Total					38.3

7. Temporary Transfer Application T-13222 proposes to temporarily change the place of use of the right to:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
9 S	4 W	WM	31	SE SE	58	6.2
9 S	4 W	WM	31	SE SE	59	7.6
9 S	4 W	WM	32	NE SW	59	3.0
9 S	4 W	WM	32	NW SW	59	3.5
9 S	4 W	WM	32	SE SW	59	18.0
Total						38.3

8. A change in point of diversion is necessary to convey the water to the proposed temporary place of use. Temporary Transfer Application T-13222 proposes to move the authorized point of diversion approximately 7.5 miles, 7.8 miles and 8.0 miles respectively downstream to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
9 S	4 W	WM	29	NE SW	1000 FEET NORTH AND 100 FEET WEST FROM THE SOUTHEAST CORNER OF DLC 46, SECTION 29

**Temporary Transfer Review Criteria**

9. Water has been used within the last five years according to the terms and conditions of the rights.
10. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing rights are present.
11. The proposed changes would not result in enlargement of the rights.
12. The proposed changes would not result in injury to other water rights. This finding is made through an abbreviated review recognizing that the transfer may be revoked under ORS 540.523(5) if the Department later finds that the transfer is causing injury to any existing water right.



**Part 5 of 5 – Water Right Information**

Please use a separate Part 5 for each water right being changed. See instructions on page 6, to copy and paste additional Part 5s, or to add rows to tables within the form.

Water Right Certificate # 26578

**RECEIVED**

**Description of Water Delivery System**

SEP 03 2021

System capacity: 1.75 cubic feet per second (cfs) OR  
 \_\_\_\_\_ gallons per minute (gpm)

**OWRD**

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. Water is pumped using a 75-hp pump into a 6-inch aluminum mainline, then into 4-inch hoses that distribute water to big guns.

**Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)**  
 (Note: If the POD/POA name is not specified on the certificate, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp	Rng	Sec	¼	¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
M2	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	N/A	9 S	6 W	24	SE	SE	700	(none provided in certificate)
M1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	N/A	9 S	6 W	24	SW	SE	Lot 4	(none provided in certificate)
Proposed POD	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	N/A	9 S	4 W	29	NE	SW	400	1000 feet North and 100 feet West from the SE corner of DLC 46

Check all type(s) of temporary change(s) proposed below (change "CODES" are provided in parentheses):

- Place of Use (POU)  Appropriation/Well (POA)
- Point of Diversion (POD)  Additional Point of Appropriation (APOA)
- Additional Point of Diversion (APOD)

Check all type(s) of temporary change(s) due to drought proposed below (change "CODES" are provided in parentheses):

- Place of Use (POU)  Point of Appropriation/Well (POA)
- Character of Use (USE)  Additional Point of Appropriation (APOA)
- Point of Diversion (POD)  Additional Point of Diversion (APOD)

Will all of the proposed changes affect the entire water right?

- Yes Complete only the Proposed ("to" lands) section of Table 2 on the next page. Use the "CODES" listed above to describe the proposed changes.
- No Complete all of Table 2 to describe the portion of the water right to be changed.

13815



Please use and attach additional pages of Table 2 as needed.  
See page 6 for instructions.

Do you have questions about how to fill-out the tables?  
Contact the Department at 503-986-0900 and ask for Transfer Staff.

**Table 2. Description of Temporary Changes to Water Right Certificate # 26578**

List only the part of the right that will be changed. For the acreage in each ¼ ¼, list the change proposed. If more than one change, specify the acreage associated with each change. If more than one POD/POA, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands) The listing that appears on the Certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.											Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.														
Twp	Rng	Sec	¼	¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date		Twp	Rng	Sec	¼	¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date				
<b>EXAMPLE</b>																										
2	S	9	E	15	NE	NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E	1	NW	NW	500	1	10.0		POD #5	1901
"	"	"	"	"	"	"	"	"	"	EXAMPLE	"	"	"	2	S	9	E	2	SW	NW	500		5.0		POD #6	1901
9	S	5	W	19	SW	SW	601		12.5	Irrigation	M2 M1	11/10/1950	POU/POD	9	S	4	W	31	NE	NE	105	1	0.6	Irrigation	Proposed POD	11/10/1950
9	S	6	W	24	NE	SE	700	4	0.4	"	"	"		9	S	4	W	31	SE	NE	105	2	9.2	"	"	"
9	S	6	W	24	SW	SE	700	4	11.8	"	"	"		9	S	4	W	32	NE	NW	300	1	5.9	"	"	"
9	S	6	W	24	SE	SE	700		30.0	"	"	"		9	S	4	W	32	NW	NW	300		27.4	"	"	"
9	S	6	W	25	NE	NE	400		17.6	"	"	"		9	S	4	W	32	SW	NW	300		40.0	"	"	"
9	S	6	W	25	NW	NE	400	1	15.5	"	"	"		9	S	4	W	32	SE	NW	300	2	4.7	"	"	"
							TOTAL ACRES	87.8															TOTAL ACRES	87.8		

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13815

Additional remarks: \_\_\_\_\_



STATE OF OREGON  
 COUNTY OF      FOLK  
**CERTIFICATE OF WATER RIGHT**

**This Is to Certify, That V. L. KATEARY**

of Route 1, Box 225, Koomouth, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Big Luckiamute River a tributary of Willamette River for the purpose of irrigation of 150.0 acres,

under Permit No. 19903 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from November 10, 1950,

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 1.75 cubic feet per second,

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the SE $\frac{1}{4}$  SE $\frac{1}{4}$  & Lot 4 (SW $\frac{1}{4}$  SE $\frac{1}{4}$ ), Section 24, Township 9 South, Range 6 West, W.M.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to one-eighth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 $\frac{1}{2}$  acre feet per acre for each acre irrigated during the irrigation season of each year and shall be still further limited to a diversion of not to exceed 1.75 cubic feet per second,

and shall conform to such reasonable rotation system as may be ordered by the proper state officer.  
 A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

4.4 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$	
3.3 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$	
35.8 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$	12.5
11.4 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$	
Section 19	
Township 9 South, Range 5 West, W.M.	
0.4 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$	0.4
31.4 acres Lot 4 (SW $\frac{1}{4}$ SE $\frac{1}{4}$ )	11.8
30.0 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$	30.0
Section 24	
17.6 acres N $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$	17.6
15.7 acres N $\frac{1}{2}$ Lot 1 (NW $\frac{1}{4}$ NE $\frac{1}{4}$ )	15.5
Section 25	
Township 9 South, Range 6 West, W.M.	87.8

1.75 ~~1.75~~  
 150 = 0.011666666  
 x 87.8 acres  
 1.02 cfs

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed

this date.      FEBRUARY 28 1960

.....LEWIS A. STANLEY.....  
 State Engineer



# Watermaster Review Form: Water Right Transfer



Oregon Water Resources Department  
725 Summer St NE, Suite A  
Salem, Oregon 97301-1266  
(503) 986-0900  
www.oregon.gov/OWRD

Transfer Application: T-13815

Review Due Date:

Applicant Name: Green Springs Farms

Proposed Changes:  POU  POD  POA  USE  OTHER

Reviewer(s): Joel Plahn

Date of Review: 09/23/2021

1. Do you have evidence that the right has not been used in the last 5 years and that the presumption of forfeiture would not likely be rebuttable?  Yes  No If "Yes", attach evidence (e.g. dated aerial photo showing pavement or building on the land for >5 yrs.)
2. Is there a history of regulation on the source that serves this (or these) right(s) that has involved the transferred right(s) and downstream water rights?  Yes  No Generally characterize the frequency of any regulation or explain why regulation has not occurred:
3. Have headgate notices been issued for the source that serves the transferred right(s)?  
 Yes  No  Records not available.
4. In your estimation, after the proposed change, would distribution of water for the right(s) result in regulation of other water rights that would not have occurred if use under the original right(s) was/were maximized?  Yes  No If "Yes", explain:
5. In your estimation, if the proposed change is approved, are there upstream water rights that would be affected?  Yes  No If "Yes", describe how the rights would be affected and list the rights most affected:



6. Check here  if it appears that downstream water rights benefit from return flows resulting from the current use of the transferred right(s)? If you check the box, generally characterize the locations where the return flows likely occur and list the water rights that benefit most:

N/A

7. For POD changes and instream transfers, check here if there are channel losses between the old and new PODs or within the proposed instream reach? If you check the box, describe and, if possible, estimate the losses:

N/A

8. For instream transfers that propose protection of a reach beyond the mouth of the source stream:

N/A Would the quantity be measureable into the receiving stream consistent with OAR 690-077-0015(8)?  Yes  No

9. For POU changes:  N/A Is it likely the original place of use would continue to receive water from the same source?  Yes  No If "Yes", explain:

10. For POU or USE changes:  N/A In your best judgment, would use of the existing right at "full face value," result in the diversion of more water than can be used beneficially and without waste?

Yes  No If "Yes", explain:

11. For POU changes that involve micro-irrigation:  N/A

a. Has the applicant made changes (absent a transfer) to convert to micro-irrigation within the current place of use boundary of the water right proposed for transfer, and previously demonstrated to the Department through monitoring and site inspections by the Watermaster that the proposed transfer will not result in injury or enlargement?

Yes  No If "Yes", explain:



b. Has a temporary transfer of this nature been previously filed and approved on the same lands (or portions thereof) as those lands involved in this transfer?

Yes  No If "Yes", answer the following:

i. Were there any problems with more acres being irrigated (or wetted) than were authorized under the temporary transfer?  Yes  No If "Yes", explain:

ii. Did the designated areas that were to remain dry (or not wetted) under the temporary transfer actually remain dry?  Yes  No If "No", explain:

iii. Did the applicant comply with and meet all of the conditions of the temporary transfer?  Yes  No If "No", explain:

iv. Do you have any other observations regarding the temporary transfer?

Yes  No If "Yes", describe:

v. Did the applicant demonstrate to the Department through monitoring and site inspections by the Watermaster that neither injury nor enlargement occurred as a result of the temporary transfer?  Yes  No If "No", explain:

c. To the best of your knowledge, if this transfer is approved, does it appear that:

i. "Injury" will occur to other water rights that share the same source?

Yes  No If "Yes", explain:

ii. "Enlargement" of the water right being transferred will occur?

Yes  No If "Yes", explain:



12. Are there other issues not identified through the above questions that should be considered in determining whether the change "can be effected without injury to other rights"?

Yes  No If "Yes", explain:

13. What alternatives may be available for addressing any issues identified above:

14. Do conditions need to be included in the transfer order to avoid enlargement of the right or injury to other rights?  No  Yes, as checked and provided below:

For POU changes that involve micro-irrigation, provide the monitoring and reporting conditions necessary to prevent injury/enlargement:

A Headgate should be required prior to diverting water.

Measurement Devices for POD or POA: (if this condition is selected, also fill in the top sections of Page 4)

*a. Before water use may begin under this order, the water user shall install a **totalizing flow meter**\*, or, with prior approval of the Director, another suitable measuring device,  at each point of diversion/appropriation (new and existing) OR at each new point of diversion/appropriation  with the exception that water rights issued to the Bureau of Reclamation or an irrigation district (or similar entity) are not subject to this condition.*

*b. The water user shall maintain the meters or measuring devices in good working order.*

*c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.*

Reservoir water use measurement: (if this condition is selected, also fill in the top sections of Page 4)

*a. Before water use may begin under this order, the water user shall install **staff gages**\*, or, with prior approval of the Director, other suitable measuring devices, that measure the entire range and stage between empty and full in each reservoir. Staff gages shall be United States Geological Survey style.*

*b. Before water use may begin under this order, if the reservoir is located in channel, weirs or other suitable measuring devices must be installed upstream and downstream of the reservoir, and, an adjustable outlet valve must be installed. The water user shall maintain such devices in good working order. A written waiver may be obtained, if in the judgment of the Director, the installation of weirs or other suitable measuring devices, or the adjustable outlet valve, will provide no public benefit.*

\* The following alternative device(s) should be substituted for the bold, underlined device in the above selected condition:

- Weir
- Parshall Flume
- Other: \_\_\_\_\_
- Submerged Orifice
- Flow Restrictor



Oregon Water Resources Department

Measurement Condition Information for the Applicant

(To be sent with the Draft Preliminary Determination or Final Order)

Transfer #: T- 13815

In order to avoid enlargement of the right or injury to other rights, a totalizing flow meter will be required to be installed prior to diversion of water, as a condition of this transfer:

at each point of diversion/appropriation (new and existing) **OR**

at each new point of diversion/appropriation.

For additional information, or to obtain approval of a different type of measurement device, the applicant should contact the area Watermaster:

Watermaster name: Joel Plahn

District: 22

Address: 725 Summer St NE Suite A

City/State/Zip: Salem OR 97301

Phone: 503-508-2394

Email: joel.m.plahn@oregon.gov

**Note:** If a device other than the one specified in the Preliminary Determination or Final Order is approved by the Watermaster, fill out and mail the form below to the Salem office.

\*\*\*\*\*

Approval of an Alternate Measurement Device

T-

(to be filled out after consultation with the applicant, or after a site visit)

On behalf of the Director, I authorize use of the following suitable alternate measurement device:

\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
Watermaster signature

\_\_\_\_\_  
District

\_\_\_\_\_  
Date

If this form is used for approval of an alternative measurement device, it must be mailed to:

Oregon Water Resources Department  
725 Summer Street NE, Suite A  
Salem, OR 97301-1266



BEFORE THE WATER RESOURCES DEPARTMENT  
OF THE  
STATE OF OREGON

In the Matter of Transfer Application	)	FINAL ORDER APPROVING
T-13815, Polk County	)	TEMPORARY CHANGES IN PLACE
	)	OF USE AND POINTS OF DIVERSION

**Authority**

Oregon Revised Statute (ORS) 540.505 to 540.580 establish the process in which a water right holder may submit a request to temporarily transfer the place of use and, if necessary to convey the water to the temporary place of use, the point of diversion authorized under an existing water right.

Oregon Administrative Rule (OAR) Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

**Applicant**

GREEN SPRING FARMS  
ATTN: KEVIN LEHAR  
8930 SUVER RD  
MONMOUTH, OR 97361

**Findings of Fact**

1. On September 3, 2021, GREEN SPRING FARMS, ATTN: KEVIN LEHAR filed an application to temporarily change the place of use and change the points of diversion to serve the proposed place of use under Certificates 26578 and 32343 for a period of 5 years. The Department assigned the application number T-13815.
2. Notice of the application for transfer was published on September 14, 2021, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. The portion of the first right to be temporarily transferred is as follows:  
**Certificate:** 26578 in the name of V. L. MATHANY (perfected under Permit S-19903)  
**Use:** IRRIGATION of 87.8 ACRES  
**Priority Date:** NOVEMBER 10, 1950  
**Rate:** 1.02 CUBIC FEET PER SECOND  
**Limit/Duty:** The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.



EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year and shall be still further limited to a diversion of not to exceed 1.75 cubic feet per second.

**Source:** BIG LUCKIAMUTE RIVER, a tributary of WILLAMETTE RIVER

**Authorized Points of Diversion:**

Twp	Rng	Mer	Sec	Q-Q	GLot
9 S	6 W	WM	24	SE SE	
9 S	6 W	WM	24	SW SE	4

**Authorized Place of Use:**

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
9 S	5 W	WM	19	SW SW		12.5
9 S	6 W	WM	24	NE SE	4	0.4
9 S	6 W	WM	24	SW SE	4	11.8
9 S	6 W	WM	24	SE SE		30.0
9 S	6 W	WM	25	NE NE		17.6
9 S	6 W	WM	25	NW NE	1	15.5
					Total	87.8

4. Temporary Transfer Application T-13815 proposes to temporarily change the place of use of the right to:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
9 S	4 W	WM	31	NE NE	1	0.6
9 S	4 W	WM	31	SE NE	2	9.2
9 S	4 W	WM	32	NE NW	1	5.9
9 S	4 W	WM	32	NW NW		27.4
9 S	4 W	WM	32	SW NW		40.0
9 S	4 W	WM	32	SE NW	2	4.7
					Total	87.8

5. A change in point of diversion is necessary to convey the water to the proposed temporary place of use. Temporary Transfer Application T-13815 proposes to move the authorized point of diversion approximately 7.8 miles downstream to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
9 S	4 W	WM	29	NE SW	1000 FEET NORTH AND 100 FEET WEST FROM THE SE CORNER OF DLC 46

6. The portion of the second right to be temporarily transferred is as follows:

**Certificate:** 32343 in the name of V.L. MATHANY (perfected under Permit S-28593)  
**Use:** IRRIGATION of 53.0 ACRES  
**Priority Date:** JANUARY 18, 1963  
**Rate:** 0.66 CUBIC FEET PER SECOND



**Limit/Duty:** The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

**Source:** BIG LUCKIAMUTE RIVER, a tributary of WILLAMETTE RIVER

**Authorized Points of Diversion:**

Twp	Rng	Mer	Sec	Q-Q	GLot
9 S	5 W	WM	19	NW SW	
9 S	6 W	WM	24	SE SE	
9 S	6 W	WM	24	NW SE	3

**Authorized Place of Use:**

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
9 S	5 W	WM	30	NW NW	14.1
9 S	6 W	WM	25	NE NE	20.4
9 S	6 W	WM	25	NW NE	18.5
Total					53.0

7. Temporary Transfer Application T-13815 proposes to temporarily change the place of use of the right to:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
9 S	4 W	WM	31	NE NE		0.3
9 S	4 W	WM	31	NE NE	1	0.4
9 S	4 W	WM	31	NW NE		0.4
9 S	4 W	WM	31	SW NE		10.3
9 S	4 W	WM	31	SE NE		8.6
9 S	4 W	WM	31	SE NE	2	7.6
9 S	4 W	WM	31	NE SE	7	3.9
9 S	4 W	WM	32	NE NW	1	2.2
9 S	4 W	WM	32	NW NW		9.1
9 S	4 W	WM	32	SE NW	2	3.0
9 S	4 W	WM	32	NW SW	4	6.5
9 S	4 W	WM	32	NE SW	3	0.7
Total						53.0

8. A change in point of diversion is necessary to convey the water to the proposed temporary place of use. Temporary Transfer Application T-13815 proposes to move the authorized point of diversion approximately 7.8 miles downstream to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
9 S	4 W	WM	29	NE SW	1000 FEET NORTH AND 100 FEET WEST FROM THE SE CORNER OF DLC 46



### *Temporary Transfer Review Criteria*

9. Water has been used within the last five years according to the terms and conditions of the rights. There is no evidence available that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
10. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing rights are present.
11. The proposed changes would prevent the lands from which the water right is removed during the period of the temporary transfer from receiving water under the transferred rights, as required by ORS 540.523(7).
12. The proposed changes would not result in injury to other water rights. This finding is made through an abbreviated review recognizing that the transfer may be revoked under ORS 540.523(5) if the Department later finds that the transfer is causing injury to any existing water right.

### **Conclusions of Law**

The temporary changes in place of use and points of diversion to convey water to the temporary place of use proposed in Temporary Transfer Application T-13815 are consistent with the requirements of ORS 540.523 and OAR 690-380-8000.

### **Now, therefore, it is ORDERED:**

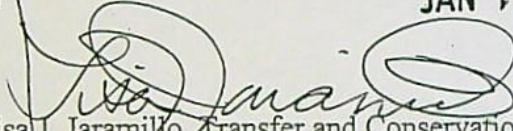
1. The temporary change in place of use and change in points of diversion to convey water to the temporary place of use proposed in Temporary Transfer Application T-13815 are approved.
2. The former place of use **shall not** be irrigated as part of these water rights during the 2021, 2022, 2023, 2024, and 2025 irrigation seasons.
3. The use shall revert to the authorized place of use at the end of the 2025 irrigation season. The authorization to use the additional point of diversion shall be terminated concurrently.
4. The approval of this temporary transfer may be revoked or modified if the Department finds the changes cause injury to any existing water right.
5. A subsequent application for permanent transfer of Certificates 26578 and 32343 shall be subject to a full and complete review to determine consistency with the requirements of OAR Chapter 690, Division 380. Approval of this temporary transfer does not establish a precedent for approval of a subsequent application filed for a permanent transfer.
6. The use of water at the temporary place of use authorized by this transfer shall be in accordance with the terms and conditions of Certificates 26578 and 32343.



7. The time during which water is used under this approved temporary transfer does not apply toward a finding of forfeiture under ORS 540.610.
8. Water use measurement conditions:
  - a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of diversion.
  - b. The water user shall maintain the meters or measuring devices in good working order.
  - c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.
9. The use of the remaining water rights described by Certificates 26578 and 32343 shall continue to be in accordance with the terms and conditions of Certificates 26578 and 32343.

Dated in Salem, Oregon on

**JAN 18 2022**

  
Lisa J. Jaramillo, Transfer and Conservation Section Manager, for  
THOMAS M BYLER, DIRECTOR  
Oregon Water Resources Department

Mailing Date:

**JAN 19 2022**



**Part 5 of 5 – Water Right Information**

Please use a separate Part 5 for each water right being changed. See instructions on page 6, to copy and paste additional Part 5s, or to add rows to tables within the form.

Water Right Certificate # 32343

**RECEIVED**

**Description of Water Delivery System**

System capacity: 1.14 cubic feet per second (cfs) OR  
 \_\_\_\_\_ gallons per minute (gpm)

SEP 03 2021

**OWRD**

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. Water is pumped via a 75-hp pump into a 6-inch aluminum mainline, then into 4-inch hoses that distribute water to big guns.

**Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)**  
 (Note: If the POD/POA name is not specified on the certificate, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp	Rng	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
M3	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	N/A	9 S	5 W	19	NW SW	600	(none provided in certificate)
M2	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	N/A	9 S	6 W	24	SE SE	700	(none provided in certificate)
M1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	N/A	9 S	6 W	24	NW SE	Lot 3	(none provided in certificate)
Proposed POD	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	N/A	9 S	4 W	29	NE SW	400	1000 feet North and 100 feet West from the SE corner of DLC 46

Check all type(s) of temporary change(s) proposed below (change "CODES" are provided in parentheses):

- Place of Use (POU)  Appropriation/Well (POA)
- Point of Diversion (POD)  Additional Point of Appropriation (APOA)
- Additional Point of Diversion (APOD)

Check all type(s) of temporary change(s) due to drought proposed below (change "CODES" are provided in parentheses):

- Place of Use (POU)  Point of Appropriation/Well (POA)
- Character of Use (USE)  Additional Point of Appropriation (APOA)
- Point of Diversion (POD)  Additional Point of Diversion (APOD)

Will all of the proposed changes affect the entire water right?

- Yes Complete only the Proposed ("to" lands) section of Table 2 on the next page. Use the "CODES" listed above to describe the proposed changes.
- No Complete all of Table 2 to describe the portion of the water right to be changed.

13815



Please use and attach additional pages of Table 2 as needed.  
See page 6 for instructions.

Do you have questions about how to fill-out the tables?  
Contact the Department at 503-986-0900 and ask for Transfer Staff.

**Table 2. Description of Temporary Changes to Water Right Certificate # 32343**

List only the part of the right that will be changed. For the acreage in each ¼ ¼, list the change proposed. If more than one change, specify the acreage associated with each change. If more than one POD/POA, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands) The listing that appears on the Certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.											Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.									
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp		Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date	
<b>EXAMPLE</b>																					
2	S	9	E 15 NE NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E 1 NW NW	500	1	10.0		POD #5	1901	
"	"	"	"	"	"	"	EXAMPLE	"	"	"	2	S	9	E 2 SW NW	500		5.0		POD #6	1901	
9	S	5	W 30 NW NW	401		14.1	Irrigation	M3 M2 M1	1/18/1963	POU/POD	9	S	4	W 31 NE NE	100		0.3	Irrigation	Proposed POD	1/18/1963	
9	S	6	W 25 NE NE	400		20.4	"	"	"		9	S	4	W 31 NE NE	105	1	0.4	"	"	"	
9	S	6	W 25 NW NE	400		18.5	"	"	"		9	S	4	W 31 NW NE	100		0.4	"	"	"	
											9	S	4	W 31 SW NE	100		10.3	"	"	"	
											9	S	4	W 31 SE NE	100		8.6	"	"	"	
											9	S	4	W 31 SE NE	105	2	7.6	"	"	"	
											9	S	4	W 31 NE SE	105	7	3.9	"	"	"	
											9	S	4	W 32 NE NW	300	1	2.2	"	"	"	
											9	S	4	W 32 NW NW	300		9.1	"	"	"	
											9	S	4	W 32 SE NW	300	2	3.0	"	"	"	
											9	S	4	W 32 NW SW	300	4	6.5	"	"	"	

RECEIVED

SEP 03 2021







STATE OF OREGON  
COUNTY OF POLK  
CERTIFICATE OF WATER RIGHT

This Is to Certify, That V. L. MATHANY

of Route 1, Box 225, Monmouth, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Big Luckiamute River

a tributary of Willamette River for the purpose of irrigation of 91.3 acres

under Permit No. 28593 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from January 18, 1963

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 1.14 cubic feet per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NW 1/4 SW 1/4, Section 19, T. 9 S., R. 5 W., W. M.; SE 1/4 SE 1/4 and Lot 3 (NW 1/4 SE 1/4) Section 21, T. 9 S., R. 6 W., W. M.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 1/2 acre feet per acre for each acre irrigated during the irrigating season of each year,

and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

Handwritten calculations:  
 $\frac{1.14}{91.3} = 0.012486308$   
 $\times 53.6$   
 $\hline 0.661774324$   
0.66 cfs

20.4 acres NE 1/4 NE 1/4	20.4
18.5 acres Lot 1 (NW 1/4 NE 1/4)	18.5
Section 25	
T. 9 S., R. 6 W., W. M.	
11.4 acres NE 1/4 NW 1/4	14.1
38.0 acres NW 1/4 NW 1/4	
Section 30	
T. 9 S., R. 5 W., W. M.	53.0

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed

this date. August 9, 1965

CHRIS L. WHEELER

State Engineer





# Oregon

Kate Brown, Governor

## Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

January 18, 2022

GREEN SPRING FARMS  
ATTN KEVIN LEHAR  
8930 SUUVER RD  
MONMOUTH, OR 97361

REFERENCE: District Temporary Transfer Application T-13815

Enclosed is a copy of the final order approving your TEMPORARY water right transfer application.

The temporary change shall be effective at the **beginning of the 2021 irrigation season**. The use shall revert to the original authorized place of use at the end of the **2025 irrigation season**.

If you have any questions related to the approval of this transfer, you may contact your caseworker, Scott Grew, by telephone at (503) 986-0890 or by e-mail at [Scott.A.Grew@oregon.gov](mailto:Scott.A.Grew@oregon.gov).

Sincerely,

Julie C. Baustian  
Water Rights Services Support  
Transfers and Conservation Section

cc: Joel M. Plahn, Watermaster Dist. # 22 (via email)  
Polk County Planning  
Kim Grigsby, Agent

Enclosure



# Watermaster Review Form: Water Right Transfer



Oregon Water Resources Department  
725 Summer St NE, Suite A  
Salem, Oregon 97301-1266  
(503) 986-0900  
www.oregon.gov/OWRD

Transfer Application: T-13815

Review Due Date:

Applicant Name: Green Springs Farms

Proposed Changes:  POU  POD  POA  USE  OTHER

Reviewer(s): Joel Plahn

Date of Review: 09/23/2021

1. Do you have evidence that the right has not been used in the last 5 years and that the presumption of forfeiture would not likely be rebuttable?  Yes  No If "Yes", attach evidence (e.g. dated aerial photo showing pavement or building on the land for >5 yrs.)
2. Is there a history of regulation on the source that serves this (or these) right(s) that has involved the transferred right(s) and downstream water rights?  Yes  No Generally characterize the frequency of any regulation or explain why regulation has not occurred:
3. Have headgate notices been issued for the source that serves the transferred right(s)?  
 Yes  No  Records not available.
4. In your estimation, after the proposed change, would distribution of water for the right(s) result in regulation of other water rights that would not have occurred if use under the original right(s) was/were maximized?  Yes  No If "Yes", explain:
5. In your estimation, if the proposed change is approved, are there upstream water rights that would be affected?  Yes  No If "Yes", describe how the rights would be affected and list the rights most affected:



6. Check here  if it appears that downstream water rights benefit from return flows resulting from the current use of the transferred right(s)? If you check the box, generally characterize the locations where the return flows likely occur and list the water rights that benefit most:

N/A

7. For POD changes and instream transfers, check here if there are channel losses between the old and new PODs or within the proposed instream reach? If you check the box, describe and, if possible, estimate the losses:

N/A

8. For instream transfers that propose protection of a reach beyond the mouth of the source stream:

N/A Would the quantity be measureable into the receiving stream consistent with OAR 690-077-0015(8)?  Yes  No

9. For POU changes:  N/A Is it likely the original place of use would continue to receive water from the same source?  Yes  No If "Yes", explain:

10. For POU or USE changes:  N/A In your best judgment, would use of the existing right at "full face value," result in the diversion of more water than can be used beneficially and without waste?

Yes  No If "Yes", explain:

11. For POU changes that involve micro-irrigation:  N/A

a. Has the applicant made changes (absent a transfer) to convert to micro-irrigation within the current place of use boundary of the water right proposed for transfer, and previously demonstrated to the Department through monitoring and site inspections by the Watermaster that the proposed transfer will not result in injury or enlargement?

Yes  No If "Yes", explain:



b. Has a temporary transfer of this nature been previously filed and approved on the same lands (or portions thereof) as those lands involved in this transfer?

Yes  No If "Yes", answer the following:

i. Were there any problems with more acres being irrigated (or wetted) than were authorized under the temporary transfer?  Yes  No If "Yes", explain:

ii. Did the designated areas that were to remain dry (or not wetted) under the temporary transfer actually remain dry?  Yes  No If "No", explain:

iii. Did the applicant comply with and meet all of the conditions of the temporary transfer?  Yes  No If "No", explain:

iv. Do you have any other observations regarding the temporary transfer?  Yes  No If "Yes", describe:

v. Did the applicant demonstrate to the Department through monitoring and site inspections by the Watermaster that neither injury nor enlargement occurred as a result of the temporary transfer?  Yes  No If "No", explain:

c. To the best of your knowledge, if this transfer is approved, does it appear that:

i. "Injury" will occur to other water rights that share the same source?  Yes  No If "Yes", explain:

ii. "Enlargement" of the water right being transferred will occur?  Yes  No If "Yes", explain:



12. Are there other issues not identified through the above questions that should be considered in determining whether the change "can be effected without injury to other rights"?

Yes  No If "Yes", explain:

13. What alternatives may be available for addressing any issues identified above:

14. Do conditions need to be included in the transfer order to avoid enlargement of the right or injury to other rights?  No  Yes, as checked and provided below:

For POU changes that involve micro-irrigation, provide the monitoring and reporting conditions necessary to prevent injury/enlargement:

A Headgate should be required prior to diverting water.

Measurement Devices for POD or POA: (if this condition is selected, also fill in the top sections of Page 4)

*a. Before water use may begin under this order, the water user shall install a **totalizing flow meter\***, or, with prior approval of the Director, another suitable measuring device,  at each point of diversion/appropriation (new and existing) OR at each new point of diversion/appropriation  with the exception that water rights issued to the Bureau of Reclamation or an irrigation district (or similar entity) are not subject to this condition.*

*b. The water user shall maintain the meters or measuring devices in good working order.*

*c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.*

Reservoir water use measurement: (if this condition is selected, also fill in the top sections of Page 4)

*a. Before water use may begin under this order, the water user shall install **staff gages\***, or, with prior approval of the Director, other suitable measuring devices, that measure the entire range and stage between empty and full in each reservoir. Staff gages shall be United States Geological Survey style.*

*b. Before water use may begin under this order, if the reservoir is located in channel, weirs or other suitable measuring devices must be installed upstream and downstream of the reservoir, and, an adjustable outlet valve must be installed. The water user shall maintain such devices in good working order. A written waiver may be obtained, if in the judgment of the Director, the installation of weirs or other suitable measuring devices, or the adjustable outlet valve, will provide no public benefit.*

\* The following alternative device(s) should be substituted for the bold, underlined device in the above selected condition:

- Weir
- Parshall Flume
- Other: \_\_\_\_\_

- Submerged Orifice
- Flow Restrictor



Oregon Water Resources Department

Measurement Condition Information for the Applicant

(To be sent with the Draft Preliminary Determination or Final Order)

Transfer #: T- 13815

In order to avoid enlargement of the right or injury to other rights, a totalizing flow meter will be required to be installed prior to diversion of water, as a condition of this transfer:

at each point of diversion/appropriation (new and existing) **OR**

at each new point of diversion/appropriation.

For additional information, or to obtain approval of a different type of measurement device, the applicant should contact the area Watermaster:

Watermaster name: Joel Plahn

District: 22

Address: 725 Summer St NE Suite A

City/State/Zip: Salem OR 97301

Phone: 503-508-2394

Email: joel.m.plahn@oregon.gov

**Note:** If a device other than the one specified in the Preliminary Determination or Final Order is approved by the Watermaster, fill out and mail the form below to the Salem office.

\*\*\*\*\*

**Approval of an Alternate Measurement Device T-**  
(to be filled out after consultation with the applicant, or after a site visit)

On behalf of the Director, I authorize use of the following suitable **alternate measurement device:**

\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
Watermaster signature

\_\_\_\_\_  
District

\_\_\_\_\_  
Date

If this form is used for approval of an alternative measurement device, it must be mailed to:

Oregon Water Resources Department  
725 Summer Street NE, Suite A  
Salem, OR 97301-1266





# Oregon

Kate Brown, Governor

## Water Resources Department

725 Summer St NE, Suite A  
Salem, OR 97301  
(503) 986-0900  
Fax (503) 986-0904

September 13, 2021

GREEN SPRING FARMS  
ATTN KEVIN LEHAR  
8930 SUUVER RD  
MONMOUTH, OR 97361

Reference: Application T-13815

On September 3, 2021, OWRD received your water right Temporary Transfer Application. The application was accompanied by \$1640.16. Our receipt number 136346 is enclosed.

By copy of this letter, we are asking the Watermaster for a report regarding the potential for injury to existing water rights which may be caused by the requested change.

Except as provided under ORS 540.510(3) for municipalities, you may not **temporarily** use water at the new place of use or from the new point of diversion/appropriation until a final order approving the temporary transfer application has been issued by the Department. Additionally, pursuant to OAR 690-380-8010, the lands **from** which an irrigation water right is to be temporarily transferred and the land **to** which the right is to be temporarily transferred may not both receive water during the same season. If the temporary transfer is approved during an irrigation season and water has already been used at the currently authorized location during that season, then the temporary transfer will not take effect until the following season.

If the land is sold before the temporary transfer is approved, the buyer's consent to the temporary transfer will be required unless a recorded deed or other legal document clearly established that the water right was not conveyed in the sale.

If you have any questions, please contact the Transfer Section at (503) 986-0815.

Cc: Watermaster Dist. #22, Joel M. Plahn (via email)  
Polk County Planning  
Kim Grigsby, Agent

Enclosure



STATE OF OREGON  
WATER RESOURCES DEPARTMENT

725 Summer St. N.E. Ste. A  
SALEM, OR 97301-4172  
(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # **136346**

INVOICE # \_\_\_\_\_

RECEIVED FROM: VF Agriculture, LLC

APPLICATION \_\_\_\_\_  
PERMIT \_\_\_\_\_  
TRANSFER T-13815

BY: \_\_\_\_\_

CASH:  CHECK: # 1554 OTHER: (IDENTIFY)

TOTAL REC'D \$ 1,640.16

**1083 TREASURY 4170 WRD MISC CASH ACCT**

0407 COPIES \$ \_\_\_\_\_  
OTHER: (IDENTIFY) \$ \_\_\_\_\_  
0243 VS Lease \_\_\_\_\_ 0244 Muni Water Mgmt. Plan \_\_\_\_\_ 0245 Cons. Water \_\_\_\_\_

**4270 WRD OPERATING ACCT**

MISCELLANEOUS 46110

0407 COPY & TAPE FEES \$ \_\_\_\_\_  
0410 RESEARCH FEES \$ \_\_\_\_\_  
0408 MISC REVENUE: (IDENTIFY) \$ \_\_\_\_\_  
TC162 DEPOSIT LIAB. (IDENTIFY) \$ \_\_\_\_\_  
0240 EXTENSION OF TIME \$ \_\_\_\_\_

**WATER RIGHTS:**

EXAM FEE		RECORD FEE
0201 SURFACE WATER \$ _____	0202	\$ _____
0203 GROUND WATER \$ _____	0204	\$ _____
0205 TRANSFER \$ <u>1640.16</u>		

**WELL CONSTRUCTION**

EXAM FEE		LICENSE FEE
0218 WELL DRILL CONSTRUCTOR \$ _____	0219	\$ _____
LANDOWNER'S PERMIT	0220	\$ _____

OTHER (IDENTIFY) \_\_\_\_\_

**0536 TREASURY 0437 WELL CONST. START FEE**

0211 WELL CONST START FEE \$ \_\_\_\_\_ CARD# \_\_\_\_\_  
0210 MONITORING WELLS \$ \_\_\_\_\_ CARD# \_\_\_\_\_  
OTHER (IDENTIFY) \_\_\_\_\_

**0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER**

0233 POWER LICENSE FEE (FWWRD) \$ \_\_\_\_\_  
0231 HYDRO LICENSE FEE (FWWRD) \$ \_\_\_\_\_  
HYDRO APPLICATION \$ \_\_\_\_\_

**TREASURY OTHER / RDX**

FUND \_\_\_\_\_ TITLE \_\_\_\_\_  
OBJ. CODE \_\_\_\_\_ VENDOR # \_\_\_\_\_  
DESCRIPTION \_\_\_\_\_ \$ \_\_\_\_\_

RECEIPT: **136346** DATED: 9-3-2021 BY: Mandy Cools

Distribution - White Copy - Customer, Yellow Copy - Fiscal, Blue Copy - File, Buff Copy - Fiscal

VF AGRICULTURE, LLC

1554

Invoice #	Date	Description	Account	Balance Due	Amount Paid
PS03 WR	08/11/2021		Water Rights, License, Fees	0.00	1,178.56
PS03 WR	08/11/2021		Water Rights, License, Fees	0.00	461.60
Date:	08/19/2021	Paid To:	Oregon Water Resources Dept.	Check #:	001554
					\$1,640.16

Paid By: VF Agriculture LLC

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SEP 03 2021  
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Application for Water Right  
 Temporary or Drought Temporary Transfer  
 Part 1 of 5 – Minimum Requirements Checklist



Oregon Water Resources Department  
 725 Summer Street NE, Suite A  
 Salem, Oregon 97301-1266  
 (503) 986-0900  
 www.oregon.gov/OWRD

This temporary transfer application will be returned if Parts 1 through 5 and all required attachments are not completed and included.  
 For questions, please call (503) 986-0900, and ask for Transfer Section.

FOR ALL TEMPORARY TRANSFER APPLICATIONS

RECEIVED

SEP 03 2021

OWRD

Check all items included with this application. (N/A = Not Applicable)

- Part 1 – Completed Minimum Requirements Checklist.
- Part 2 – Completed Temporary Transfer Application Map Checklist.
- Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the online fee calculator at: [http://apps.wrd.state.or.us/apps/misc/wrd\\_fee\\_calculator](http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator).
- Part 4 – Completed Applicant Information and Signature.
- Part 5 – Information about Transferred Water Rights: **How many water rights are to be transferred? 2 List them here: 26578 and 32343 Attachment A**  
 Please include a separate Part 5 for each water right. (See instructions on page 6)
- N/A For standard Temporary Transfer (one to five years) **Begin Year: 2021 End Year: 2025.**
- N/A Temporary Drought Transfer (Only in counties where the Governor has declared drought)

Attachments:

- Completed Temporary Transfer Application Map. **Attachment B**
- Completed Evidence of Use Affidavit and supporting documentation. **Attachment C**
- Current recorded deed for the land **from** which the authorized place of use is temporarily being moved. **Attachment D**
- N/A Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land upon which the water right is located.) **Attachment E**
- N/A Supplemental Form D – For water rights served by or issued in the name of a district. Complete when the temporary transfer applicant is not the district.
- N/A Oregon Water Resources Department’s Land Use Information Form with approval and signature from each local land use authority in which water is to be diverted, conveyed, and/or used. Not required if water is to be diverted, conveyed, and/or used only on federal lands or if **all** of the following apply: a) a change in place of use only, b) no structural changes, c) the use of water is for irrigation only, and d) the use is located within an irrigation district or an exclusive farm use zone. **Attachment F**
- N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation (if necessary to convey water to the proposed place of use).

(For Staff Use Only)

WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):

<input type="checkbox"/> Application fee not enclosed/insufficient	<input type="checkbox"/> Map not included or incomplete
<input type="checkbox"/> Land Use Form not enclosed or incomplete	<input type="checkbox"/> Part _____ is incomplete
<input type="checkbox"/> Additional signature(s) required	

Other/Explanation \_\_\_\_\_

Staff: \_\_\_\_\_ Phone: \_\_\_\_\_ Date: 10/8/15



Part 2 of 5 – Temporary Transfer Application Map Checklist

RECEIVED

SEP 03 2021

Your temporary transfer application will be returned if any of the map requirements listed below are not met.

OWRD

Please be sure that the temporary transfer application map you submit includes all the required items and matches the existing water right map. Check all boxes that apply.

- N/A If more than three water rights are involved, separate maps are needed for each water right.
- Permanent quality printed with dark ink on good quality paper.
- The size of the map can be 8½ x 11 inches, 8½ x 14 inches, 11 x 17 inches, or up to 30 x 30 inches. For 30 x 30 inch maps, one extra copy is required.
- A north arrow, a legend, and scale.
- The scale of the map must be: 1 inch = 400 feet, 1 inch = 1,320 feet; the scale of the Final Proof/Claim of Beneficial Use Map (the map used when the permit was certificated); the scale of the county assessor map if the scale is not smaller than 1 inch = 1,320 feet; or a scale that has been pre-approved by the Department.
- Township, Range, Section, ¼ ¼, DLC, Government Lot, and other recognized public land survey lines.
- Tax lot boundaries (property lines) are required. Tax lot numbers are recommended.
- Major physical features including rivers and creeks showing direction of flow, lakes and reservoirs, roads, and railroads.
- Major water delivery system features from the point(s) of diversion/appropriation such as main pipelines, canals, and ditches.
- Existing place of use that includes separate hachuring for each water right, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions. If less than the entirety of the water right is being changed, a separate hachuring is needed for lands left unchanged.
- N/A Proposed temporary place of use that includes separate hachuring for each water right, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions.
- Existing point(s) of diversion or well(s) with distance and bearing or coordinates from a recognized survey corner. This information can be found in your water right certificate or permit.
- N/A If you are proposing a change in point(s) of diversion or well(s) to convey water to the new temporary place of use, show the proposed location and label it clearly with distance and bearing or coordinates. If GPS coordinates are used, latitude-longitude coordinates may be expressed as either degrees-minutes-seconds with at least one digit after the decimal (example – 42°32'15.5") or degrees-decimal with five or more digits after the decimal (example – 42.53764°).



**Part 4 of 5 – Applicant Information and Signature**

**Applicant Information**

APPLICANT/BUSINESS NAME <b>Green Spring Farms, Attn: Kevin Lehar</b>			PHONE NO. <b>805-835-1059</b>	ADDITIONAL CONTACT NO.
ADDRESS <b>8930 Suver Road</b>				FAX NO.
CITY <b>Monmouth</b>	STATE <b>OR</b>	ZIP <b>97361</b>	E-MAIL <b>klehar@greenspringfarms.com</b>	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

**Agent Information – The agent is authorized to represent the applicant in all matters relating to this application.**

AGENT/BUSINESS NAME <b>GSI Water Solutions, Inc. Attn: Kimberly Grigsby</b>			PHONE NO. <b>541-257-9004</b>	ADDITIONAL CONTACT NO.
ADDRESS <b>1600 SW Western Blvd., Suite 240</b>				FAX NO.
CITY <b>Corvallis</b>	STATE <b>OR</b>	ZIP <b>97333</b>	E-MAIL <b>kgrigsby@gsiws.com</b>	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

Explain in your own words what you propose to accomplish with this transfer application and why:  
The Applicant is proposing to temporarily change a portion of the place of use and the points of diversion for Certificates 26578 and 32343 for a period of five years.

If you need additional space, continue on a separate piece of paper and attach to the application as "Attachment 1".

I (we) affirm that the information contained in this application is true and accurate.

*Randy Struckmeier*  
 Applicant signature

Randy Struckmeier, President  
 Print Name (and Title if applicable)

8-25-2021  
 Date

\_\_\_\_\_  
 Applicant signature

\_\_\_\_\_  
 Print Name (and Title if applicable)

\_\_\_\_\_  
 Date

Is the applicant the sole owner of the land on which the water right, or portion thereof, proposed for transfer is located?  Yes  No

If NO, include signatures of all landowners (and mailing and/or e-mail addresses if different than the applicant's) or attach affidavits of consent from all landowners or individuals/entities (and mailing and/or e-mail addresses) to which the water right(s) has been conveyed.

Please see Attachment E

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Check here if any of the water rights proposed for transfer are or will be located within or served by an irrigation or other water district. (NOTE: If this box is checked, you must complete and attach Supplemental Form D.)

DISTRICT NAME <b>N/A</b>	ADDRESS	
CITY	STATE	ZIP

Check here if water for any of the rights supplied under a water service agreement or other contract for stored water with a federal agency or other entity.

ENTITY NAME <b>N/A</b>	ADDRESS	
CITY	STATE	ZIP



To meet State Land Use Consistency Requirements, you must list all local governments (each county, city, municipal corporation, or tribal government) within whose jurisdiction water will be diverted, conveyed and/or used.

ENTITY NAME <b>Polk County Planning Division</b>	ADDRESS <b>850 Main Street</b>	
CITY <b>Dallas</b>	STATE <b>OR</b>	ZIP <b>97338</b>

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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**Part 5 of 5 – Water Right Information**

Please use a separate Part 5 for each water right being changed. See instructions on page 6, to copy and paste additional Part 5s, or to add rows to tables within the form.

**Water Right Certificate # 26578**

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**Description of Water Delivery System**

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System capacity: 1.75 cubic feet per second (cfs) OR  
 \_\_\_\_\_ gallons per minute (gpm)

**OWRD**

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. **Water is pumped using a 75-hp pump into a 6-inch aluminum mainline, then into 4-inch hoses that distribute water to big guns.**

**Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)**  
 (Note: If the POD/POA name is not specified on the certificate, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp		Rng		Sec	¼ ¼		Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
M2	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	N/A	9	S	6	W	24	SE	SE	700	(none provided in certificate)
M1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	N/A	9	S	6	W	24	SW	SE	Lot 4	(none provided in certificate)
Proposed POD	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	N/A	9	S	4	W	29	NE	SW	400	1000 feet North and 100 feet West from the SE corner of DLC 46

Check all type(s) of temporary change(s) proposed below (change "CODES" are provided in parentheses):

- Place of Use (POU)  Appropriation/Well (POA)
- Point of Diversion (POD)  Additional Point of Appropriation (APOA)
- Additional Point of Diversion (APOD)

Check all type(s) of temporary change(s) due to drought proposed below (change "CODES" are provided in parentheses):

- Place of Use (POU)  Point of Appropriation/Well (POA)
- Character of Use (USE)  Additional Point of Appropriation (APOA)
- Point of Diversion (POD)  Additional Point of Diversion (APOD)

**Will all of the proposed changes affect the entire water right?**

- Yes Complete only the Proposed ("to" lands) section of Table 2 on the next page. Use the "CODES" listed above to describe the proposed changes.
- No Complete all of Table 2 to describe the portion of the water right to be changed.

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Please use and attach additional pages of Table 2 as needed.  
See page 6 for instructions.

Do you have questions about how to fill-out the tables?  
Contact the Department at 503-986-0900 and ask for Transfer Staff.

**Table 2. Description of Temporary Changes to Water Right Certificate # 26578**

List only the part of the right that will be changed. For the acreage in each ¼ ¼, list the change proposed. If more than one change, specify the acreage associated with each change. If more than one POD/POA, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands) The listing that appears on the Certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.													Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.									
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp	Rng	Sec		¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/POA(s) to be used (from Table 1)	Priority Date			
<b>EXAMPLE</b>																							
2	S	9	E 15 NE NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E 1 NW NW	500	1	10.0		POD #5	1901			
"	"	"	" " " "	"	"	"	EXAMPLE	"	"	"	2	S	9	E 2 SW NW	500		5.0		POD #6	1901			
9	S	5	W 19 SW SW	601		12.5	Irrigation	M2 M1	11/10/1950	POU/POD	9	S	4	W 31 NE NE	105	1	0.6	Irrigation	Proposed POD	11/10/1950			
9	S	6	W 24 NE SE	700	4	0.4	"	"	"		9	S	4	W 31 SE NE	105	2	9.2	"	"	"			
9	S	6	W 24 SW SE	700	4	11.8	"	"	"		9	S	4	W 32 NE NW	300	1	5.9	"	"	"			
9	S	6	W 24 SE SE	700		30.0	"	"	"		9	S	4	W 32 NW NW	300		27.4	"	"	"			
9	S	6	W 25 NE NE	400		17.6	"	"	"		9	S	4	W 32 SW NW	300		40.0	"	"	"			
9	S	6	W 25 NW NE	400	1	15.5	"	"	"		9	S	4	W 32 SE NW	300	2	4.7	"	"	"			
						TOTAL ACRES	87.8							TOTAL ACRES	87.8								

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Additional remarks: \_\_\_\_\_

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**For Place of Use Changes**

Are there other water right certificates, water use permits or ground water registrations associated with the "from" or the "to" lands?  Yes  No

If YES, list the certificate, water use permit, or ground water registration numbers: Permit S-54880 is appurtenant to the "TO" Lands but has an irrigation season that ends June 30 each year.



Pursuant to ORS 540.525, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for temporary transfer can be included in the transfer or remain unused on the authorized place of use. If the primary water right does not revert soon enough to allow use of the supplemental right within five years, the supplemental right shall become subject to cancellation for nonuse under ORS 540.610.

**If a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation is necessary to convey the water to the new temporary place of use you must provide: N/A**

- Well log(s) for each authorized and proposed well(s) that are clearly labeled and associated with the corresponding well(s) in Table 1 above and on the accompanying application map. (Tip: You may search for well logs on the Department's web page at: [http://apps.wrd.state.or.us/apps/gw/well\\_log/Default.aspx](http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx))

**AND/OR**

- Describe the construction of the authorized and proposed well(s) in Table 3 below for any well that does not have a well log. For a *proposed well(s) not yet constructed or built*, provide "a best estimate" for each requested information element in the table. The Department recommends you consult a licensed well driller, geologist, or certified water right examiner to assist with assembling the information necessary to complete Table 3.

**Table 3. Construction of Point(s) of Appropriation**

Any well(s) in this listing must be clearly tied to corresponding well(s) described in Table 1 and shown on the accompanying application map. Failure to provide the information will delay the processing of your transfer application until it is received. The information is necessary for the Department to assess whether the proposed well(s) will access the same source aquifer as the authorized point(s) of appropriation (POA). The Department is prohibited by law from approving POA changes that do not access the same source aquifer.

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well, OWRD Well ID Tag No. L-___	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well - specific rate (cfs or gpm). If less than full rate of water right
N/A										

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**Part 5 of 5 – Water Right Information**

Please use a separate Part 5 for each water right being changed. See instructions on page 6, to copy and paste additional Part 5s, or to add rows to tables within the form.

Water Right Certificate # 32343

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**Description of Water Delivery System**

System capacity: 1.14 cubic feet per second (cfs) OR  
 \_\_\_\_\_ gallons per minute (gpm)

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Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. **Water is pumped via a 75-hp pump into a 6-inch aluminum mainline, then into 4-inch hoses that distribute water to big guns.**

**Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)**  
 (Note: If the POD/POA name is not specified on the certificate, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp	Rng	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
M3	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	N/A	9 S	5 W	19	NW SW	600	(none provided in certificate)
M2	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	N/A	9 S	6 W	24	SE SE	700	(none provided in certificate)
M1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	N/A	9 S	6 W	24	NW SE	Lot 3	(none provided in certificate)
Proposed POD	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	N/A	9 S	4 W	29	NE SW	400	1000 feet North and 100 feet West from the SE corner of DLC 46

Check all type(s) of temporary change(s) proposed below (change "CODES" are provided in parentheses):

- Place of Use (POU)  Appropriation/Well (POA)
- Point of Diversion (POD)  Additional Point of Appropriation (APOA)
- Additional Point of Diversion (APOD)

Check all type(s) of temporary change(s) due to drought proposed below (change "CODES" are provided in parentheses):

- Place of Use (POU)  Point of Appropriation/Well (POA)
- Character of Use (USE)  Additional Point of Appropriation (APOA)
- Point of Diversion (POD)  Additional Point of Diversion (APOD)

Will all of the proposed changes affect the entire water right?

- Yes Complete only the Proposed ("to" lands) section of Table 2 on the next page. Use the "CODES" listed above to describe the proposed changes.
- No Complete all of Table 2 to describe the portion of the water right to be changed.

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Please use and attach additional pages of Table 2 as needed.  
See page 6 for instructions.

Do you have questions about how to fill-out the tables?  
Contact the Department at 503-986-0900 and ask for Transfer Staff.

**Table 2. Description of Temporary Changes to Water Right Certificate # 32343**

List only the part of the right that will be changed. For the acreage in each ¼ ¼, list the change proposed. If more than one change, specify the acreage associated with each change. If more than one POD/POA, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands) The listing that appears on the Certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.											Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.									
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp		Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date	
<b>EXAMPLE</b>																					
2	S	9	E 15 NE NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E 1 NW NW	500	1	10.0		POD #5	1901	
"	"	"	" " " "	"	"	"	EXAMPLE	"	"	"	2	S	9	E 2 SW NW	500		5.0		POD #6	1901	
9	S	5	W 30 NW NW	401		14.1	Irrigation	M3 M2 M1	1/18/1963	POU/POD	9	S	4	W 31 NE NE	100		0.3	Irrigation	Proposed POD	1/18/1963	
9	S	6	W 25 NE NE	400		20.4	"	"	"		9	S	4	W 31 NE NE	105	1	0.4	"	"	"	
9	S	6	W 25 NW NE	400		18.5	"	"	"		9	S	4	W 31 NW NE	100		0.4	"	"	"	
											9	S	4	W 31 SW NE	100		10.3	"	"	"	
											9	S	4	W 31 SE NE	100		8.6	"	"	"	
											9	S	4	W 31 SE NE	105	2	7.6	"	"	"	
											9	S	4	W 31 NE SE	105	7	3.9	"	"	"	
											9	S	4	W 32 NE NW	300	1	2.2	"	"	"	
											9	S	4	W 32 NW NW	300		9.1	"	"	"	
											9	S	4	W 32 SE NW	300	2	3.0	"	"	"	
											9	S	4	W 32 NW SW	300	4	6.5	"	"	"	

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Water Right Certificate # 32343

For Place of Use Changes

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Are there other water right certificates, water use permits or ground water registrations associated with the "from" or the "to" lands?  Yes  No

If YES, list the certificate, water use permit, or ground water registration numbers: Permit S-54880 is appurtenant to the "TO" Lands but has an irrigation season that ends June 30 each year. Temporary Transfer T-13467 is also associated with the "TO" Lands through the 2023 irrigation season.



Pursuant to ORS 540.525, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for temporary transfer can be included in the transfer or remain unused on the authorized place of use. If the primary water right does not revert soon enough to allow use of the supplemental right within five years, the supplemental right shall become subject to cancellation for nonuse under ORS 540.610.

If a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation is necessary to convey the water to the new temporary place of use you must provide: N/A

- Well log(s) for each authorized and proposed well(s) that are clearly labeled and associated with the corresponding well(s) in Table 1 above and on the accompanying application map. (Tip: You may search for well logs on the Department's web page at: [http://apps.wrd.state.or.us/apps/gw/well\\_log/Default.aspx](http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx))

AND/OR

- Describe the construction of the authorized and proposed well(s) in Table 3 below for any well that does not have a well log. For a *proposed well(s) not yet constructed or built*, provide "a best estimate" for each requested information element in the table. The Department recommends you consult a licensed well driller, geologist, or certified water right examiner to assist with assembling the information necessary to complete Table 3.

Table 3. Construction of Point(s) of Appropriation

Any well(s) in this listing must be clearly tied to corresponding well(s) described in Table 1 and shown on the accompanying application map. Failure to provide the information will delay the processing of your transfer application until it is received. The information is necessary for the Department to assess whether the proposed well(s) will access the same source aquifer as the authorized point(s) of appropriation (POA). The Department is prohibited by law from approving POA changes that do not access the same source aquifer.

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well, OWRD Well ID Tag No. L-___	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well - specific rate (cfs or gpm). If less than full rate of water right
N/A										



STATE OF OREGON  
COUNTY OF POLK  
**CERTIFICATE OF WATER RIGHT**

**This Is to Certify, That V. L. KATHARY**

of Route 1, Box 225, Kommouth, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Big Luckiamute River a tributary of Willamette River for the purpose of irrigation of 150.0 acres,

under Permit No. 19903 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from November 10, 1950,

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 1.75 cubic feet per second,

or its equivalent in case of rotation, measured at the point of diversion from the stream.

The point of diversion is located in the SE $\frac{1}{4}$  SE $\frac{1}{4}$  & Lot 4 (SW $\frac{1}{4}$  SE $\frac{1}{4}$ ), Section 24, Township 9 South, Range 6 West, W.M.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 $\frac{1}{2}$  acre feet per acre for each acre irrigated during the irrigation season of each year and shall be still further limited to a diversion of not to exceed 1.75 cubic feet per second,

and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

4.4 acres NE $\frac{1}{4}$  SW $\frac{1}{4}$   
3.3 acres NW $\frac{1}{4}$  SW $\frac{1}{4}$   
35.8 acres SW $\frac{1}{4}$  SW $\frac{1}{4}$   
11.4 acres SE $\frac{1}{4}$  SW $\frac{1}{4}$   
Section 19  
Township 9 South, Range 5 West, W.M.  
0.4 acres NE $\frac{1}{4}$  SE $\frac{1}{4}$   
31.4 acres Lot 4 (SW $\frac{1}{4}$  SE $\frac{1}{4}$ )  
30.0 acres SE $\frac{1}{4}$  SE $\frac{1}{4}$   
Section 24  
17.6 acres N $\frac{1}{2}$  NE $\frac{1}{4}$  NE $\frac{1}{4}$   
15.7 acres N $\frac{1}{2}$  Lot 1 (NW $\frac{1}{4}$  NE $\frac{1}{4}$ )  
Section 25  
Township 9 South, Range 6 West, W.M.

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The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed

this date. FEBRUARY 23 1960

.....LEWIS. A. STANLEY.....  
State Engineer

Recorded in State Record of Water Right Certificates, Volume 18, page 26578

13815



STATE OF OREGON  
COUNTY OF POLK  
**CERTIFICATE OF WATER RIGHT**

**This Is to Certify, That V. L. MATHANY**

of Route 1, Box 225, Monmouth, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Big Lucklamute River

a tributary of Willamette River for the purpose of irrigation of 91.3 acres

under Permit No. 28593 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from January 18, 1963

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 1.14 cubic feet per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 19, T. 9 S., R. 5 W., W. M.; SE $\frac{1}{4}$  SE $\frac{1}{4}$  and Lot 3 (NW $\frac{1}{4}$  SE $\frac{1}{4}$ ) Section 24, T. 9 S., R. 6 W., W. M.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 $\frac{1}{2}$  acre feet per acre for each acre irrigated during the irrigation season of each year,

and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

20.4 acres NE $\frac{1}{4}$  NE $\frac{1}{4}$   
18.5 acres Lot 1 (NW $\frac{1}{4}$  NE $\frac{1}{4}$ )  
Section 25  
T. 9 S., R. 6 W., W. M.

11.4 acres NE $\frac{1}{4}$  NW $\frac{1}{4}$   
38.0 acres NW $\frac{1}{4}$  NW $\frac{1}{4}$   
Section 30  
T. 9 S., R. 5 W., W. M.

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The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed

this date. August 9, 1965

CHRIS L. WHEELER

State Engineer

Recorded in State Record of Water Right Certificates, Volume 24, page 32343



# Application for Water Right Transfer

## Evidence of Use Affidavit



Oregon Water Resources Department  
 725 Summer Street NE, Suite A  
 Salem, Oregon 97301-1266  
 (503) 986-0900  
 www.wrd.state.or.us

Please print legibly or type. Be as specific as possible. Attach additional pages if you need more spacing.  
 Supporting documentation must be attached.

State of Oregon )  
 ) ss  
 County of POLK)

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I, RANDY STRUCKMEIER, in my capacity as PRESIDENT, GREEN SPRING FARMS,  
 mailing address 8930 SUVER ROAD, MONMOUTH, OR 97361  
 telephone number (503)932-7307, being first duly sworn depose and say:

1. My knowledge of the exercise or status of the water right is based on (check one):

- Personal observation                       Professional expertise

2. I attest that:

Water was used during the previous five years on the entire place of use for Certificate # 26578; OR

My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township	Range	Mer	Sec	¼ ¼	Gov't Lot or DLC	Acres (if applicable)

OR

- Confirming Certificate # \_\_\_\_\_ has been issued within the past five years; OR
- Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: \_\_\_\_\_ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for the portion not leased instream.); OR
- The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.
- Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # \_\_\_\_\_ (For Historic POD/POA Transfers)

(continues on reverse side)



3. The water right was used for: (e.g., crops, pasture, etc.): CROPS

4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

OWRD

*Red Hand*  
Signature of Affiant

8-25-2021  
Date

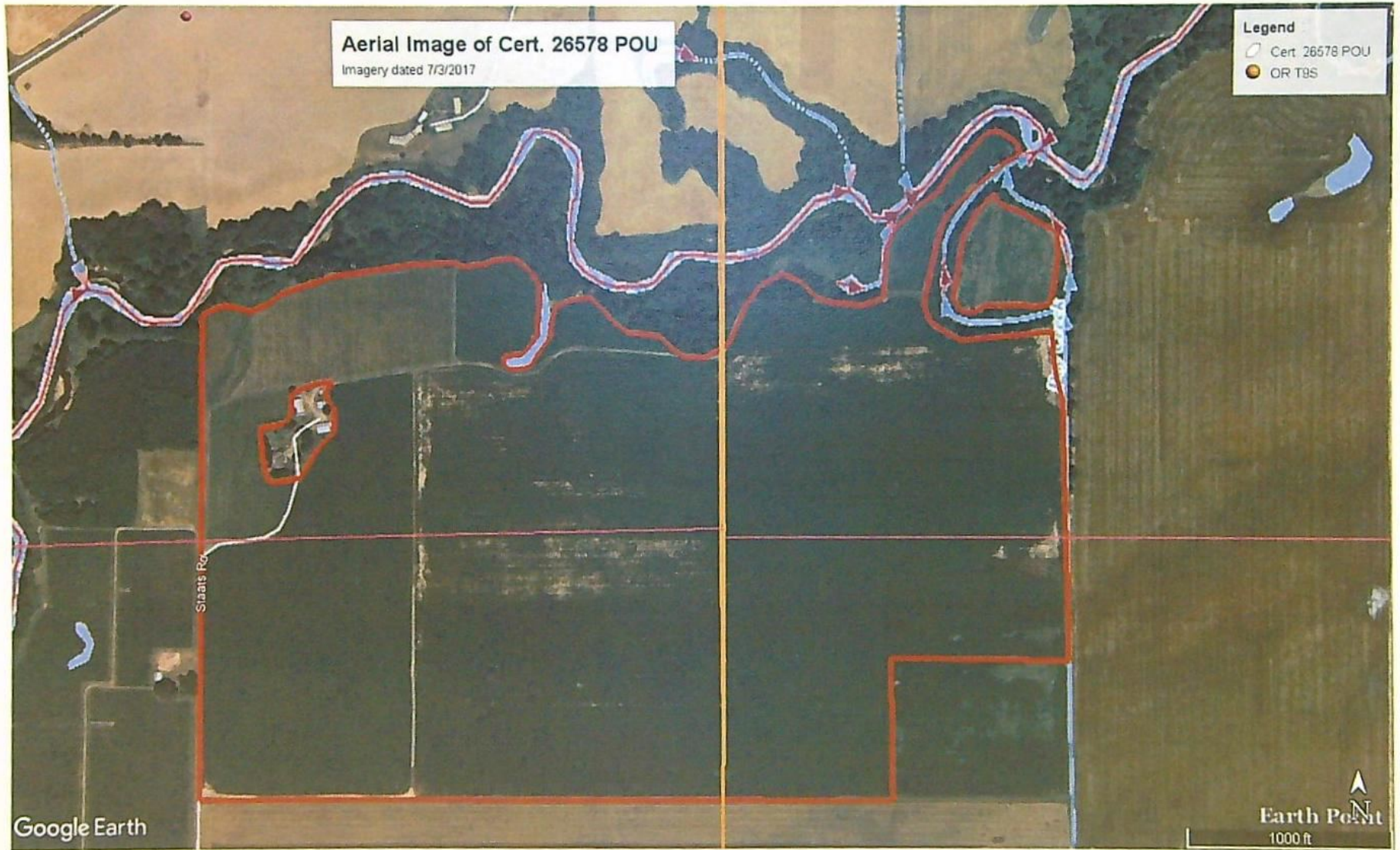
Signed and sworn to (or affirmed) before me this 25 day of August, 2021.



*Marve Thompson*  
Notary Public for Oregon  
My Commission Expires: 7/2/22

Supporting Documents	Examples
<input type="checkbox"/> Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of <b>confirming</b> water right certificate that shows issue date
<input type="checkbox"/> Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> <li>• Power usage records for pumps associated with irrigation use</li> <li>• Fertilizer or seed bills related to irrigated crops</li> <li>• Farmers Co-op sales receipt</li> </ul>
<input type="checkbox"/> Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> <li>• District assessment records for water delivered</li> <li>• Crop reports submitted under a federal loan agreement</li> <li>• Beneficial use reports from district</li> <li>• IRS Farm Usage Deduction Report</li> <li>• Agricultural Stabilization Plan</li> <li>• CREP Report</li> </ul>
<input checked="" type="checkbox"/> Aerial photos containing sufficient detail to establish location and date of photograph	<p>Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.</p> <p>Sources for aerial photos: OSU – <a href="http://www.oregonexplorer.info/imagery">www.oregonexplorer.info/imagery</a> OWRD – <a href="http://www.wrd.state.or.us">www.wrd.state.or.us</a> Google Earth – <a href="http://earth.google.com">earth.google.com</a> TerraServer – <a href="http://www.terra-server.com">www.terra-server.com</a></p>
<input type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number





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SEP 03 2021

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# Application for Water Right Transfer

## Evidence of Use Affidavit



Oregon Water Resources Department  
 725 Summer Street NE, Suite A  
 Salem, Oregon 97301-1266  
 (503) 986-0900  
 www.wrd.state.or.us

Please print legibly or type. Be as specific as possible. Attach additional pages if you need more spacing.  
 Supporting documentation must be attached.

State of Oregon )  
 ) ss  
 County of POLK)

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I, RANDY STRUCKMEIER, in my capacity as PRESIDENT, GREEN SPRING FARMS,  
 mailing address 8930 SUVER ROAD, MONMOUTH, OR 97361  
 telephone number (503)932-7307, being first duly sworn depose and say:

1. My knowledge of the exercise or status of the water right is based on (check one):

- Personal observation                       Professional expertise

2. I attest that:

Water was used during the previous five years on the **entire** place of use for Certificate # 32343; OR

My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township	Range	Mer	Sec	¼ ¼	Gov't Lot or DLC	Acres (if applicable)

OR

- Confirming Certificate # \_\_\_\_\_ has been issued within the past five years; OR
- Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: \_\_\_\_\_ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for the portion not leased instream.); OR
- The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.
- Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # \_\_\_\_\_ (For Historic POD/POA Transfers)

(continues on reverse side)



3. The water right was used for: (e.g., crops, pasture, etc.): CROPS

4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

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*Ray Stued*  
Signature of Affiant

8-25-2021  
Date

SEP 03 2021

Signed and sworn to (or affirmed) before me this 25 day of August, 2021.

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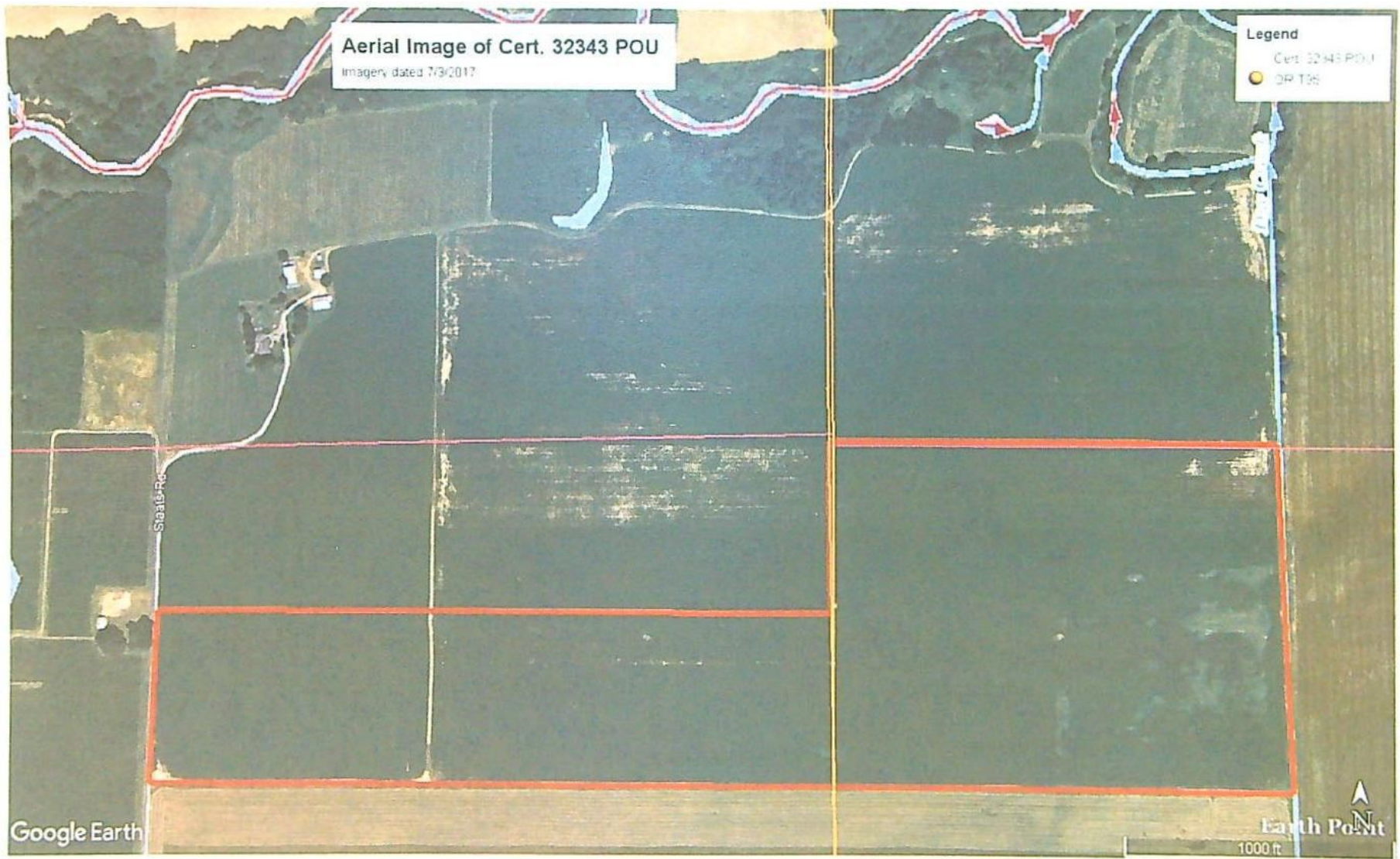


*Marve Thompson*  
Notary Public for Oregon  
My Commission Expires: 1/2/22

Supporting Documents	Examples
<input type="checkbox"/> Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
<input type="checkbox"/> Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> <li>• Power usage records for pumps associated with irrigation use</li> <li>• Fertilizer or seed bills related to irrigated crops</li> <li>• Farmers Co-op sales receipt</li> </ul>
<input type="checkbox"/> Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> <li>• District assessment records for water delivered</li> <li>• Crop reports submitted under a federal loan agreement</li> <li>• Beneficial use reports from district</li> <li>• IRS Farm Usage Deduction Report</li> <li>• Agricultural Stabilization Plan</li> <li>• CREP Report</li> </ul>
<input checked="" type="checkbox"/> Aerial photos containing sufficient detail to establish location and date of photograph	<p>Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.</p> <p>Sources for aerial photos: OSU – <a href="http://www.oregonexplorer.info/imagery">www.oregonexplorer.info/imagery</a> OWRD – <a href="http://www.wrd.state.or.us">www.wrd.state.or.us</a> Google Earth – <a href="http://earth.google.com">earth.google.com</a> TerraServer – <a href="http://www.terraserver.com">www.terraserver.com</a></p>
<input type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number



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RECORDED IN POLK COUNTY Valerie Unger, County Clerk	<b>2017-001478</b> 02/06/2017 11:54:59 AM
REC-WD      Cnt=1 Str=0 C. PARIS \$20.00 \$11.00 \$10.00 \$20.00 \$5.00	\$66.00

### STATUTORY WARRANTY DEED

**UNTIL A CHANGE IS REQUESTED, ALL  
TAX STATEMENTS SHALL BE SENT TO:**

Mathany Family Farms, LLC  
11600 Staats Road  
Monmouth, OR 97361

**AFTER RECORDING,  
RETURN TO:**

Con P. Lynch, Attorneys at Law, PC  
841 Saginaw St. S.  
Salem, OR 97302

**JULE A. MATHANY and ALLAN R. MATHANY, Trustees, or their successors in trust, under the JULE A. MATHANY LIVING TRUST, dated January 16, 2002, and any amendments thereto, Grantor, conveys and warrants to MATHANY FAMILY FARMS, LLC, an Oregon Limited Liability Company, Grantee, all right, title and interest in the real property owned by Grantor, located in Polk County, Oregon, and described as follows:**

**See the legal description attached hereto as Exhibit A and by this reference incorporated herein.**

SUBJECT TO: All liens and encumbrances of record or apparent on the property by inspection.

The true and actual consideration for this conveyance consists of or includes other property or value given as provided which is the whole consideration.

The liability and obligations of Grantor to Grantee and Grantee's heirs and assigns under the warranties and covenants contained herein or provided by law shall be limited to the extent of coverage that would be available to Grantor under any policy of title insurance issued to Grantee at the time Grantor acquired such property. The limitations contained herein expressly do not relieve Grantor of any liability or obligations under this instrument, but merely define the scope, nature, and amount of such liability or obligations.

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BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

JULE A. MATHANY LIVING TRUST dated January 16, 2002, and any amendments thereto

DATED: February 6, 2017

Allan R. Mathany  
ALLAN R. MATHANY, Trustee

DATED: February 6, 2017

Jule A. Mathany  
JULE A. MATHANY, Trustee

STATE OF OREGON            )  
  ) ss.  
COUNTY OF MARION        )

On February 6, 2017 personally appeared the above-named JULE A. MATHANY and ALLAN R. MATHANY, Trustees, or their successors in trust, under the JULE A. MATHANY LIVING TRUST dated January 16, 2002, and any amendments thereto, and acknowledged the



Donna Marie Isabell  
Notary Public for Oregon  
My Commission Expires: 5-5-2019



TAX Acct#  
564844

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EXHIBIT A

SEP 03 2021

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Beginning at a rock at the Southeast corner of the John M. Zumwalt D.L.C., Not. No. 5076, Claim No. 49, in Township 9 South, Range 6 West of the Willamette Meridian, running thence North on the East line of said D.L.C. No. 49, 22.00 chains to an iron pipe in the center of the County Road; thence West 13.75 chains to an iron pipe; thence South 22.00 chains to an iron pipe on the South line of said D.L.C. No. 49; thence East 13.75 chains to the place of beginning.

SAVE AND EXCEPTING from the above-described property the following: Beginning at a point which is 22 chains North of the Southeast corner of the John M. Zumwalt D.L.C. Not. No. 5076, Claim No. 49, in Township 9 South, Range 6 West of the Willamette Meridian, and running thence West 13.75 chains; thence South 3.64 chains; thence East 13.75 chains; thence North 3.64 chains to the place of beginning.

ALSO the following: Beginning at an iron pipe on the South line of the John M. Zumwalt D.L.C. Not. No. 5076, Claim No. 49, in Township 9 South, range 6 West of the Willamette Meridian, which pipe is 13.75 chains West of the Southeast corner of said Claim No. 49; thence West 16.50 chains to the center of the channel of the Luckiamute River; thence down the center of said river following as of this date which is 3 rods from the right bank of said river, the meander of which is as follows: Beginning 15.84 chains West of the place of beginning; thence North 56° 30' West 2.64 chains; North 24° East 2.42 chains; North 62° East 2.17 chains; North 72° 30' East 1.43 chains; South 86° 45' East 3.55 chains; North 75° 30' East 3.16 chains; South 86° 30' East 1.43 chains; North 42° East 2.19 chains; North 19° East 2.62 chains; North 22° 30' West 3.20 chains; North 76° West 3.27 chains; North 74° 15' West 1.23 chains; North 18° West 1.76 chains; North 6° 30' East 1.63 chains; North 52° 30' East 2.63 chains; North 48° East 2.69 chains; North 45° East 1.61 chains; North 31° East 1.85 chains; North 31° 30' East 2.41 chains; North 31° East 2.27 chains; North 58° 45' East 1.09 chains to an iron pipe on right bank of said river; thence leaving river South 0° 55' West 27.60 chains to the place of beginning, and being a part of said D.L.C. No. 49. SAVE AND EXCEPTING therefrom the following described tract: Beginning at an iron pipe on the South line of John M. Zumwalt D.L.C. Not. No. 5076, Claim No. 49, in Township 9 South, Range 6 West of the Willamette Meridian, in Polk County, Oregon, which iron pipe is 16.614 chains South 89° 40' West from the Southeast corner of said Zumwalt D.L.C., and also 9.905 chains North 89° 40' East from the Northwest corner of the William Sebring Claim No. 59; and running thence South 89° 40' West 13.636 chains to the center of the channel of the Luckiamute River; thence down the center of said river which is 3 rods from the right bank of said river, the meander of which is as follows: Beginning at a point 12.976 chains South 89° 40' West of the place of beginning; North 56° 30' West 2.64 chains; North 24° East 2.42 chains; North 62° East 2.17 chains; North 72° 30' East 1.43 chains; South 86° 45' East 3.55 chains; North 75° 30' East 3.16 chains; South 86° 30' East 1.43 chains; North 42° East 2.19 chains; thence leaving river North 88° 55' East 1.387 chains to an iron pipe; thence South 0° 15' East 7.197 chains to the place of beginning, in the County of Polk and State of Oregon.

SUBJECT TO the rights of the public in and to any portion of said property lying within the boundaries of roads and highways.



Exhibit "A"

EXHIBIT A PAGE 2 OF 2

Property ID Numbers: 184324, 451215, 451228, 451202, 417486, 417556

**Parcel 1**

Beginning at a point 26.50 chains South from the Northeast corner from the J. N. Zumwalt Donation land Claim No. 49 in Township 9 South, Range 6 West of the Willamette Meridian in Polk County, Oregon, at a stake on the south bank of the Luckiamute River; and running thence South along the east line of said Zumwalt Donation Land Claim No. 49, 2461.14 feet to the Southwest corner of that tract of land conveyed to Virgil L. Mathany and Frances L. Mathany by deed recorded in Book 144, Page 391, Deed Records of Polk County, Oregon; thence East along the South line of said Mathany tract, 2966.91 feet; thence North, parallel with the East line of said Zumwalt Donation Land Claim, 2845.58 feet to the North line of said Mathany tract; thence South 82°37' West 2991.71 feet to the point of beginning.

SUBJECT TO the rights of the public in and to that portion of the above described parcel lying within public roads and highways.

Together with all and singular tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

**Parcel 2**

A part of the Donation land Claim of John M. Zumwalt and wife, Notification No. 5076, Claim No. 49, in Township 9 South, Range 6 West of the Willamette Meridian, described as beginning at a point 34 chains North from the Southeast corner of said claim, and running thence West 13.75 chains; thence South 15.64 chains; thence East 13.75 chains; thence North 15.64 chains to the place of beginning.

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August 31, 2021

Kelly Starnes  
725 Summer Street NE, Suite A  
Salem, OR 97301

Re: Temporary Transfer Application for Certificates 26578 and 32343 - Green Spring Farms

Dear Mr. Starnes:

Green Spring Farms (Applicant) is applying for a temporary transfer to change the place of use and point of diversion for a portion of Certificates 26578 and 32343 for a period of five years. The certificates are held by Mathany Family Farms, LLC. The proposed change will allow irrigation of a portion of the Applicant's farm near Independence, Oregon.

Please find enclosed a temporary transfer application, related attachments, and a check for the application fee in the amount of \$1,640.16.

If you have any questions regarding this application, please contact me at 541-257-9004.

Sincerely,

A handwritten signature in cursive script that reads "Kimberly Grigsby".

Kimberly Grigsby  
Principal Water Resources Consultant

Enclosures: Temporary transfer application  
Check in the amount of \$1,640.16

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# Application for a Temporary Water Right Transfer in the Name of Green Spring Farms

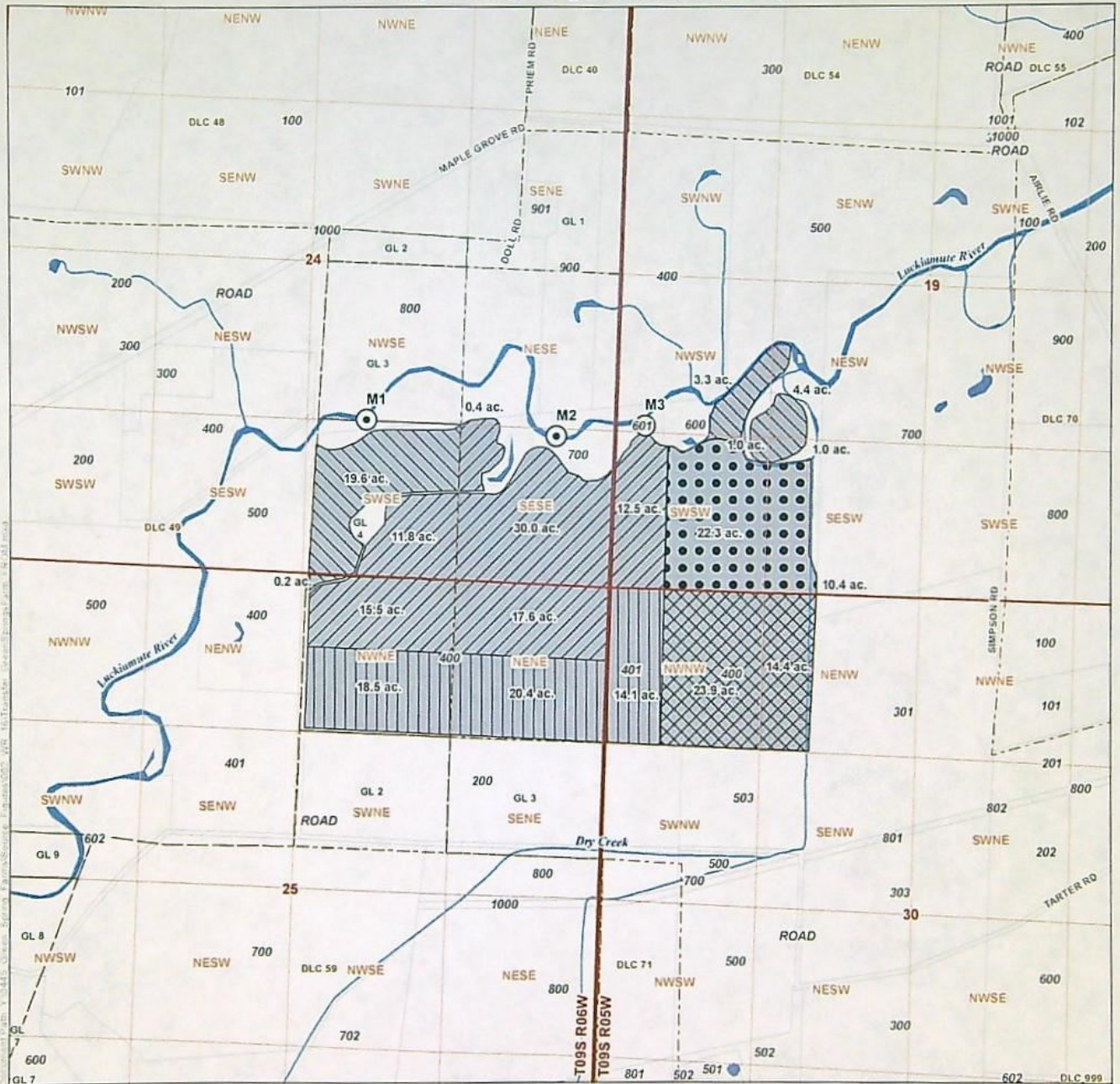
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From Lands and Authorized Points of Diversion

Township 9 South, Ranges 5 & 6 West (W.M.)

OWRD



**LEGEND**

**Certificate 26578**

- 26578 From Lands (87.8 ac.)
- 26578 Remaining Lands (29.5 ac.)
- 26578 Lands in Temporary Transfer T-13222 (32.7 ac.)

**Certificate 32343**

- 32343 From Lands (53 ac.)
- 32343 Lands in Temporary Transfer T-13222 (38.3 ac.)

- Point of Diversion (POD)
- All Other Features**
- Government Lot (GL)
- Donation Land Claim (DLC)
- Tax Lot
- Watercourse
- Waterbody

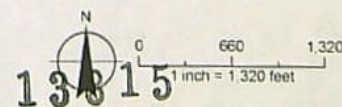
**DISCLAIMER**  
This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines.

**MAP NOTES**

Date August 19, 2021  
Data Sources: USGS, BLM, ESRI, Polk Co., OWRD

**POD LOCATION DESCRIPTION**

- M1** Located 1,340 feet North and 2,130 feet West from the SE corner of Section 24, Township 9 South, Range 6 West (W.M.)
- M2** Located 1,250 feet North and 500 feet West from the SE corner of Section 24, Township 9 South, Range 6 West (W.M.)
- M3** Located 1,380 feet North and 250 feet East from the SW corner of Section 19, Township 9 South, Range 5 West (W.M.)





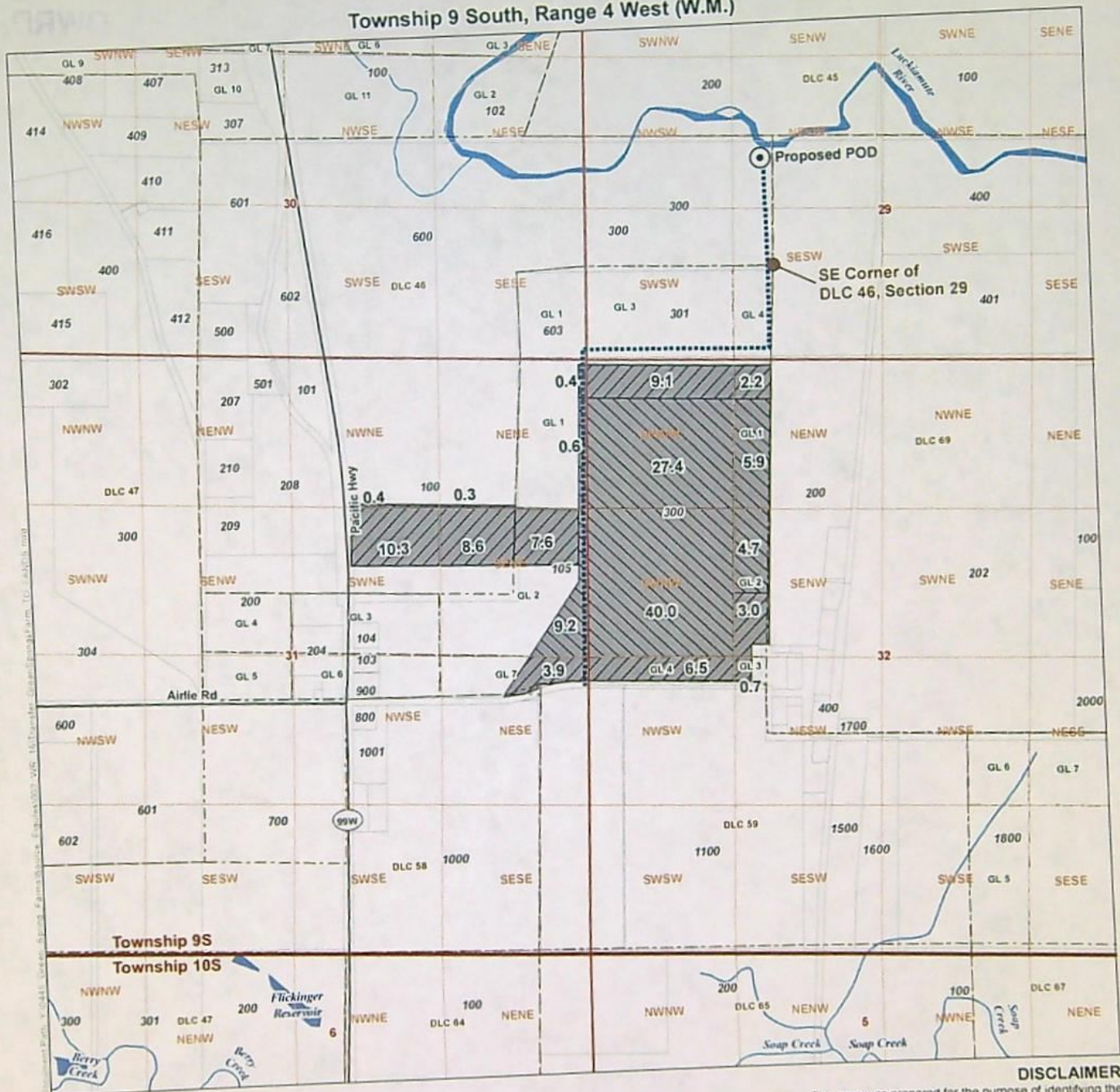
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# Application for a Temporary Water Right Transfer in the Name of Green Spring Farms

## To Lands and Proposed Point of Diversion Township 9 South, Range 4 West (W.M.)



### LEGEND

- Proposed Point of Diversion (POD)
- Conveyance Line
- ▨ Proposed Place of Use (POU)
- ▨ Certificate 26578 To Lands (87.7 ac)
- ▨ Certificate 32343 To Lands (53 ac)
- All Other Features
- Government Lot (GL)
- Donation Land Claim (DLC)
- Tax Lot
- Major Road
- ~ Watercourse
- ~ Waterbody

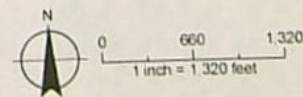
### POD LOCATION DESCRIPTION

**Proposed POD**  
 Located 1000 feet North and 100 feet West from the SE corner  
 of DLC 46, Section 29, Township 9 South, Range 4 West (W.M.)

**DISCLAIMER**  
 This map was prepared for the purpose of identifying the  
 location of a water right only and it is not intended to provide  
 legal dimensions or location of property ownership lines.

### MAP NOTES

Date: August 31, 2021  
 Data Sources: USGS, BLM, ESRI,  
 Polk Co., OWRD





LUC 21-44  
Received 8/30/21

# Land Use Information Form



Oregon Water Resources Department  
725 Summer Street NE, Suite A  
Salem, Oregon 97301-1266  
(503) 986-0900  
www.oregon.gov/OWRD

## NOTE TO APPLICANTS

In order for your application to be processed by the Water Resources Department (WRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be used and developed. The planning official may choose to complete the form while you wait, or return the receipt stub to you. Applications received by WRD without the Land Use Form or the receipt stub will be returned to you. Please be aware that your application will not be approved without land use approval.

**This form is NOT required if:**

- 1) Water is to be diverted, conveyed, and/or used only on federal lands; **OR**
- 2) The application is for a water right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and **all** of the following apply:
  - a) The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
  - b) The application involves a change in place of use only;
  - c) The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; **and**
  - d) The application involves irrigation water uses only.

## NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for or modifying a water right. The Water Resources Department (WRD) requires its applicants to obtain land-use information to be sure the water rights do not result in land uses that are incompatible with your comprehensive plan. Please complete the form or detach the receipt stub and return it to the applicant for inclusion in their water right application. You will receive notice once the applicant formally submits his or her request to the WRD. The notice will give more information about WRD's water rights process and provide additional comment opportunities. You will have 30 days from the date of the notice to complete the land-use form and return it to the WRD. If no land-use information is received from you within that 30-day period, the WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan. Your attention to this request for information is greatly appreciated by the Water Resources Department. If you have any questions concerning this form, please contact the WRD's Customer Service Group at 503-986-0801.

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# Land Use Information Form

OREGON Oregon Water Resources Department  
 725 Summer Street NE, Suite A  
 Salem, Oregon 97301-1266  
 (503) 986-0900  
 www.oregon.gov/OWRD  
 WATER RESOURCES DEPARTMENT

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Applicant(s): Green Spring Farms

Mailing Address: 8930 Suver Road

City: Monmouth

State: OR

Zip Code: 97361

Daytime Phone: 805-835-1059

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## A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), and/or used or developed. Applicants for municipal use, or irrigation uses within irrigation districts may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
9S	4W	29	NESW	300	EFU	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	Irrigation
9S	4W	29	SWSW	301	EFU	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	Irrigation
9S	4W	29	SESW	300 301	EFU	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	Irrigation
9S	4W	30	SESE	603	EFU	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	Irrigation
9S	4W	31	NENE	100 105	EFU	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Irrigation
9S	4W	31	NWNE	100	EFU	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Irrigation
9S	4W	31	SWNE	100	EFU	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Irrigation
9S	4W	31	SENE	100 105	EFU	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Irrigation
9S	4W	31	NESE	105	EFU	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Irrigation
9S	4W	32	NENW	300	EFU	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Irrigation
9S	4W	32	NWNW	300	EFU	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Irrigation
9S	4W	32	SWNW	300	EFU	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Irrigation
9S	4W	32	SENW	300	EFU	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Irrigation
9S	4W	32	NESW	300	EFU	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Irrigation
9S	4W	32	NWSW	300	EFU	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Irrigation

List all counties and cities where water is proposed to be diverted, conveyed, and/or used or developed:

Polk County

## B. Description of Proposed Use

Type of application to be filed with the Water Resources Department:

- Permit to Use or Store Water   
  Water Right Transfer   
  Permit Amendment or Ground Water Registration Modification  
 Limited Water Use License   
  Allocation of Conserved Water   
  Exchange of Water

Source of water:  Reservoir/Pond     Ground Water     Surface Water (name) Big Luckiamute River

Estimated quantity of water needed: 1.69  cubic feet per second     gallons per minute     acre-feet

Intended use of water:  Irrigation     Commercial     Industrial     Domestic for \_\_\_\_\_ household(s)  
 Municipal     Quasi-Municipal     Instream     Other \_\_\_\_\_

Briefly describe:

The Applicant is requesting to temporarily change a portion of the place of use and point of diversion for Certificates 26578 and 32343 to allow irrigation of different lands. An existing point of diversion will be used at the new location.



**Note to applicant:** If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt at the bottom of the next page and include it with the application filed with the Water Resources Department.

See bottom of Page 3. →

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### For Local Government Use Only

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The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

**Please check the appropriate box below and provide the requested information**

- Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): PC20 136.030(A)
- Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being pursued."**

Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued

Local governments are invited to express special land-use concerns or make recommendations to the Water Resources Department regarding this proposed use of water below, or on a separate sheet.

See attached planning notes (LUC21-44).

Name: Morgan Snyder Title: Assistant Planner  
 Signature: Morgan Snyder Phone: (603) 623-9237 Date: 8/31/21  
 Government Entity: Polk County

**Note to local government representative:** Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.



**Receipt for Request for Land Use Information**

Applicant name: \_\_\_\_\_  
 City or County: \_\_\_\_\_ Staff contact: \_\_\_\_\_  
 Signature: \_\_\_\_\_ Phone: \_\_\_\_\_ Date: \_\_\_\_\_



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Planning Notes (LUC 21-44)

No new development or construction is proposed. The properties involved have been identified as having inventoried wetlands. Some of these wetlands have also been identified as being fish bearing. Future development or construction could require the property owners to coordinate a management plan with the Oregon Division of State Lands (DSL) and the Oregon Department of Fish and Wildlife (ODFW) if the activity is identified in PCZO 182.070(A) and (C) as a conflicting use.

No new development or construction is proposed. The properties involved are located partially or wholly within the area identified as Special Flood Hazard Area (SFHA). Future development or construction within the SFHA may require a Floodplain Development Permit and/or a Land Use Determination application and approval pursuant to PCZO Chapter 178.

The properties involved are located partially or wholly within areas identified as containing significant archeologic resources. In the event that archaeological resources are unearthed or discovered, the property owner shall notify the Polk County Planning Director, the State Historic Preservation Office, and the Grand Ronde Indian Tribe. Activities shall be halted, for a period of time not to exceed 30 days, until a determination is made as to the location, quantity, quality, and significance of the resource per OAR 660-16-000, pursuant to PCZO 183.060(A).

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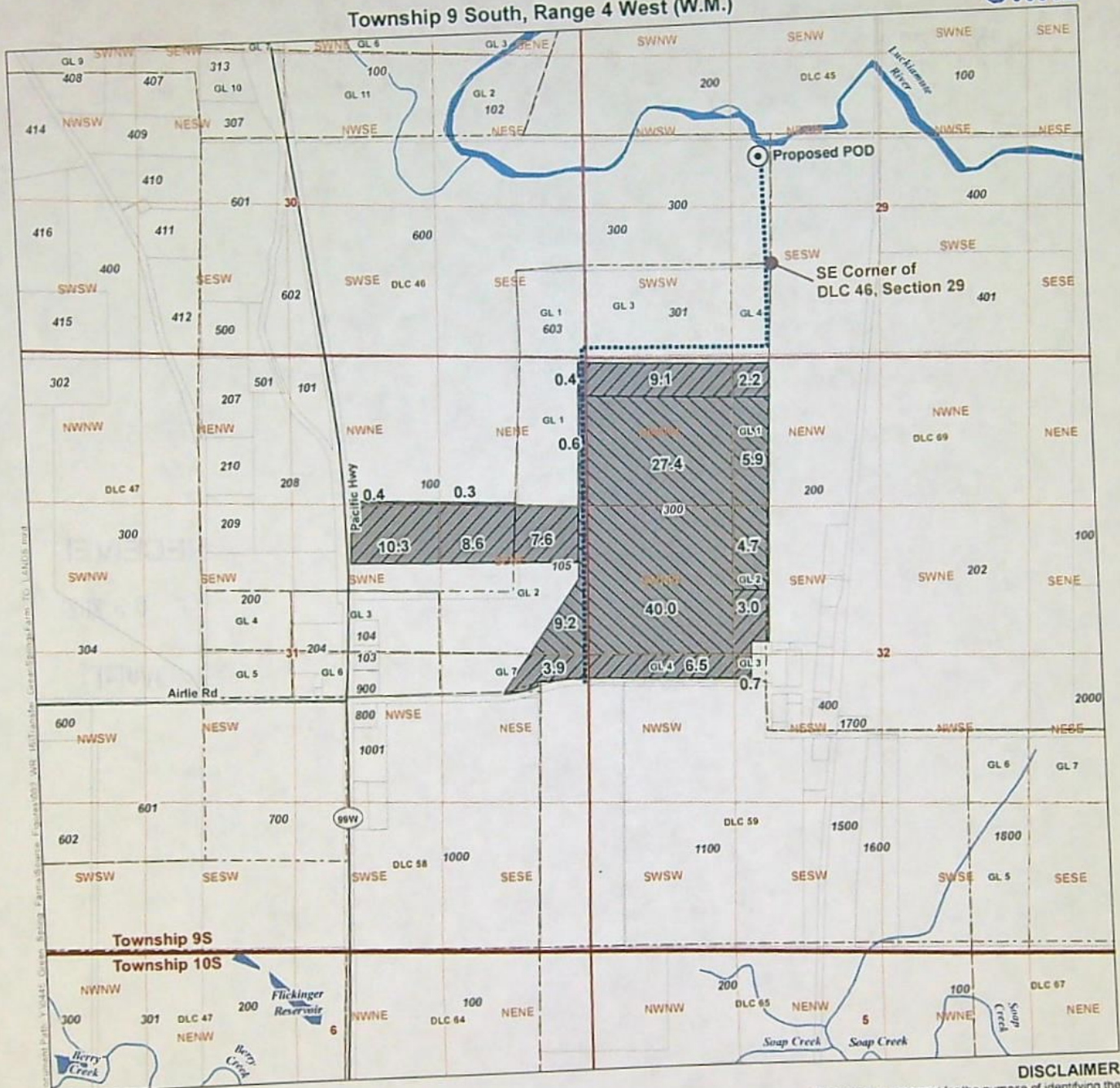
# Application for a Temporary Water Right Transfer in the Name of Green Spring Farms

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To Lands and Proposed Point of Diversion  
Township 9 South, Range 4 West (W.M.)

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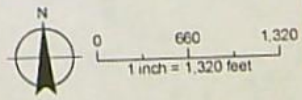
**LEGEND**

- Proposed Point of Diversion (POD)
- Conveyance Line
- ▨ Proposed Place of Use (POU)
  - ▨ Certificate 26578 To Lands (87.7 ac)
  - ▨ Certificate 32343 To Lands (53 ac)
- All Other Features
  - Government Lot (GL)
  - Donation Land Claim (DLC)
  - Tax Lot
  - Major Road
  - ~ Watercourse
  - ~ Waterbody

**POD LOCATION DESCRIPTION**  
Proposed POD  
Located 1000 feet North and 100 feet West from the SE corner of DLC 46, Section 29, Township 9 South, Range 4 West (W.M.)

**DISCLAIMER**  
This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines.

**MAP NOTES**  
Date: August 31, 2021  
Data Sources: USGS, BLM, ESRI, Polk Co., OWRD





# Regular Temporary Water Right Transfer Application Checklist

Checked by Scott

Date 9/8/21

**A temporary transfer must be for a change in place of use. A temporary change in POD/POA or APOD/APOA cannot be accepted as a stand-alone change.**

A change in POD/POA can accompany the temporary change in place of use, only if the proposed temporary POD/POA is supplying water to the proposed temporary place of use.

(If OK, check box to left; if not, fill in the blank)

1. Page 1 of application: Are all attachments that have been checked actually included?  
If not, what is missing? \_\_\_\_\_
2. Are fees included and correct? 1640.16  
If not, the correct fee would be: \_\_\_\_\_, so the amount missing is: \_\_\_\_\_
3. Part 4 of application: Have all the applicants listed at the top of the page signed at the bottom?  
If not, whose signature is missing? \_\_\_\_\_
4. Are all listed certificates shown by WRIS as non-cancelled? Yes N/c  
If not, which are cancelled? \_\_\_\_\_  
For each cancelled certificate, if there has been a remaining right certificate issued that covers the lands in the left side of Table 2, list its number \_\_\_\_\_ and check the #4 box at left on this checklist.
5. If any certificate is in the name of a "district", is a Supplemental Form D from that district enclosed?  
 N/A     Form D needed from \_\_\_\_\_ (district)
6. If all #1-#5 boxes on this checklist are checked (with no remaining deficiencies identified), accept the application. Put this check sheet in the transfer folder.

If #1, #2, #3, #4 or #5 on this checklist is deficient, the application cannot be accepted. It should be returned and the deficiencies listed in the "staff" section at the bottom of Application Page 1, unless the applicant or agent can resolve the deficiencies within 2-3 days.



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## Attachment A

Certificates 26578 and 32343

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Application for a Temporary Transfer - Green Spring Farms

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## **Attachment B**

Temporary Transfer Application Maps  
Application for a Temporary Transfer - Green Spring Farms

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## Attachment C

Evidence of Use Affidavits and Supporting Documentation

Application for a Temporary Transfer - Green Spring Farms

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## Attachment D

Recorded Deed for Current Place of Use  
Application for a Temporary Transfer - Green Spring Farms

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## Attachment E

Affidavit of Consent from Landowner

Application for a Temporary Transfer - Green Spring Farms

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## Attachment F

Land Use Information Form

Application for a Temporary Transfer – Green Spring Farms

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