

Regular

RA

Name U.S. Army Corps of EngineersAttn: Amanda DethmanAddress P.O. Box 2946Portland, OR 97208-2946amanda.j.dethman@usace.army.milChange in POADate Filed 10-15-2021Initial notice date 11-23-2021

DPD issued date

PD issued date 5/18/2023PD notice date 5/23/2023Date of FO 7/18/2023 Vol 128 Page 677C-Date 10/1/2024COBU due date 10/1/2025

COBU Received date

Certificate issued

DESCRIPTION OF WATER RIGHT(S)

Name of Stream Wells 1, 2, 3, 4Trib. of Columbia RiverUse Fish CultureCounty Morrow

Quantity of water (CFS)

No. of Acres

Name of ditch

App# G-12207 Per # G-11210 Cert # 72182 PR Date 8/20/1990

App# Per # Cert # PR Date

App# Per # Cert # PR Date

App# Per # Cert # PR Date

App# Per # Cert # PR Date

FEES PAID

Date	Amount	Receipt #
<u>10-15-2021</u>	<u>\$1695.00</u>	<u>136632</u>
<u>11-4-2021</u>	<u>\$145.00</u>	<u>136771</u>
<u>11-4-2021</u>	<u>\$129.00</u>	<u>136772</u>
<u>3-11-2022</u>	<u>\$1975.21</u>	<u>137659</u>
<u>5-5-2023</u>	<u>\$239.40</u>	<u>140656</u>

FEES REFUNDED

Date	Amount	Receipt #

Assignments:

Irrigation District

Agent

CWRE

CC's list Morrow County ; Confederated Tribes of the Umatilla Indian Reservation☐ - 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

July 18, 2023

US ARMY CORPS OF ENGINEERS

PO BOX 2946

PORTLAND, OR 97208

REFERENCE: Transfer Application T-13850

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

The time allowed to complete the transfer is specified in the final order. YOU SHOULD GIVE PARTICULAR ATTENTION TO THE TIME LIMIT. The water right for any portion of the authorized change in character of use or change in place of use NOT carried out within the time allowed will be lost.

An extension of the time limit can be allowed only upon a showing that diligent effort has been made to complete the actual change(s) within the time allowed.

You are required to hire a Certified Water Rights Examiner (CWRE) to complete a Claim of Beneficial Use report and map which must be submitted to this Department within one year of the date you complete the change(s) or within one year of the completion date authorized in the transfer final order, whichever occurs first.

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.

Sincerely,

Julie C. Baustian

Water Rights Services Support

Transfers and Conservation Section

cc: Gregory M. Silbernagel, Watermaster Dist. # 5 (via email)
Morrow County Planning Department
Confederated Tribes of Umatilla County
Bonneville Power Administration & Army Corp of Engineers

Enclosure

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Transfer Application)	FINAL ORDER APPROVING A CHANGE IN
T-13850, Morrow County)	POINT OF APPROPRIATION

Authority

Oregon Revised Statutes (ORS) 537.705 and 540.505 to 540.580 establish the process in which a water right holder may submit a request to transfer the point of appropriation, place of use, or character of use authorized under an existing water right. Oregon Administrative Rules (OAR) Chapter 690, Division 380 implement the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicants

US ARMY CORPS OF ENGINEERS
PORTLAND DISTRICT
PO BOX 2946
PORTLAND, OR 97208

BONNEVILLE POWER ADMINISTRATION
AND ARMY CORPS OF ENGINEERS
WALLA WALLA DISTRICT
BUILDING 206 CITY COUNCIL AIRPORT
WALLA WALLA, WA 99362

Findings of Fact

1. On October 15, 2021, US ARMY CORPS OF ENGINEERS, PORTLAND DISTRICT AND BONNEVILLE POWER ADMINISTRATION AND ARMY CORPS OF ENGINEERS, WALLA WALLA DISTRICT filed an application to change a point of appropriation under Certificate 72182. The Department assigned the application number T-13850.
2. Notice of the application for transfer was published on November 23, 2021, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. On January 4, 2023, the Department sent a copy of the draft Preliminary Determination proposing to approve Transfer Application T-13850 to the applicants. The draft Preliminary Determination cover letter set forth a deadline of February 3, 2023, for the applicants to respond. The applicants requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer.

This final order is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075 and OAR 137-003-0675, 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.

4. On May 18, 2023, the Department issued a Preliminary Determination proposing to approve Transfer Application T-13850 and sent a copy to the applicant. Additionally, notice of the Preliminary Determination for the transfer application was published in the Department's weekly notice on May 23, 2023, and in the East Oregonian newspaper on May 23 and 30, 2023, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notice.
5. The right to be transferred is as follows:

Certificate: 72182 in the name of BONNEVILLE POWER ADMINISTRATION AND ARMY CORPS OF ENGINEERS, WALLA WALLA DISTRICT (perfected under Permit G-11210)

Use: FISH CULTURE

Priority Date: AUGUST 20, 1990

Rate: 9.11 CUBIC FEET PER SECOND

Source: FOUR WELLS in the COLUMBIA RIVER BASIN

Authorized Points of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
5 N	26 E	WM	15	SW NW	WELL 1 - 100 FEET NORTH AND 117 FEET EAST FROM THE W1/4 CORNER OF SECTION 15
5 N	26 E	WM	15	NW SW	WELL 2 - 600 FEET SOUTH AND ON SECTION LINE FROM THE W1/4 CORNER OF SECTION 15
5 N	26 E	WM	15	NW SW	WELL 3 - 1195 FEET SOUTH AND ON SECTION LINE FROM THE W1/4 CORNER OF SECTION 15
5 N	26 E	WM	16	SE SE	WELL 4 - 1785 FEET SOUTH AND 10 FEET WEST FROM THE W1/4 CORNER OF SECTION 15

Authorized Place of Use:

FISH CULTURE				
Twp	Rng	Mer	Sec	Q-Q
5 N	26 E	WM	15	NE SW

6. Transfer Application T-13850 proposes to move the authorized point of appropriation of Well 4 to proposed point of appropriation Well 5 with approximate distances as described below:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Distance from Authorized Well in Feet (ft.)
5 N	26 E	WM	16	SE SE	WELL 5 - 1885 FEET SOUTH AND 10 FEET WEST FROM THE W1/4 CORNER OF SECTION 15	WELL 1 - 2000 ft. WELL 2 - 1300 ft. WELL 3 - 650 ft. WELL 4 - 100 ft.

Transfer Review Criteria (OAR 690-380-4010)

7. Water has been used within the last five years. There is no information in the record that would demonstrate that the right is subject to forfeiture under ORS 540.610.

8. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing right were present within the five-year period prior to submittal of Transfer Application T-13850.
9. The proposed change would not result in enlargement of the right.
10. The proposed change would not result in injury to other water rights.
11. All other application requirements are met.

Conclusions of Law

The change in point of appropriation proposed in Transfer Application T-13850 is consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000.

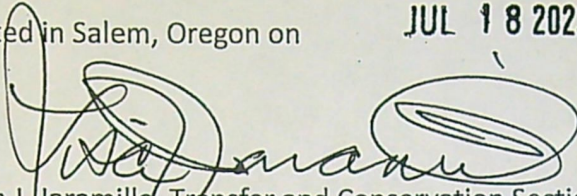
Now, therefore, it is ORDERED:

1. The change in point of appropriation proposed in Transfer Application T-13850 is approved.
2. The right to the use of the water is restricted to beneficial use at the place of use described and is subject to all other conditions and limitations contained in Certificate 72182 and any related decree.
3. Water right Certificate 72182 is cancelled.
4. The quantity of water diverted at the new point of appropriation (Well 5) shall not exceed the quantity of water lawfully available at the original points of appropriation (Well 4).
5. 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 appropriation.
 - 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.
6. Water shall be acquired from the same aquifer (water source) as the original points of appropriation.
7. Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2024**. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the change and full beneficial use of the water.

8. After satisfactory proof of beneficial use is received, a new certificate confirming the right transferred will be issued.

Dated in Salem, Oregon on

JUL 18 2023



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

JUL 19 2023

Mailing date: _____

WATER RIGHT TRANSFER COVER SHEET

Transfer: T- 13850

Transfer Specialist:

Transfer Type: Regular Transfer

Applicant: US ARMY CORPS OF ENGINEERS PO BOX 2946 PORTLAND, OR 97208 Email: _____ Phone: _____	Agent: <input type="checkbox"/> N/A UNAVAILABLE ODFW Email: Mark Kirsch Phone: _____
Applicant: BONNEVILLE POWER ADMIN. & ARMY CORPS OF ENGINEERS BUILDING 206 CITY COUNCIL AIRPORT WALLA WALLA, WA 99362 Email: _____	CWRE: <input type="checkbox"/> N/A Email: _____
Affected Local Gov'ts: <input type="checkbox"/> N/A County Of Morrow Email: _____	Affected Tribal Gov't: <input type="checkbox"/> N/A CONFEDERATED TRIBES OF THE UMATILLA INDIAN RESERVATION Email: _____

Water Rights Affected

File Marked	App. File # or Decree Name	Permit	Certificate	RR/CR Needed	RR/CR Nos.
<input type="checkbox"/>	G-12207	G-11210	72182	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
<input type="checkbox"/>				<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>				<input type="checkbox"/> Yes <input type="checkbox"/> No	

Key Dates & Initial Actions:

Rec'd: October 15, 2021	Proposed Action(s): POINT OF APPROPRIATION	
Fees Pd: 1695.00	WM District: 5	ODFW District:
Initial Public Notice: November 23, 2021	WM Review sent: ✓ 6/26, 2021	ODFW Review sent:
Acknowledgement Letter Sent <input 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: 4/19/23	News \$ received: 5/5/23
Request to publish sent:	Affidavit of publication received: 6/5/23	Last day of publication: 5/30/23

East Oregonian

Document	Drafted	Peer Review	Changes Made	Coordinator	Changes Made	Signature Bin	Signature Date
DPD	Date: 11/15/22 Initials: Scott	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: 12/20/22 Initials: PKS	Date: 1/3/23 Initials: Scott	CW Sent: 1/4/23	N/A
PD	Date: 3/17/23 Initials: Scott	Date: 3/20/23 Initials: AED	Date: _____ Initials: _____	Date: 3/23/23 Initials: PKS	Date: 4/19/23 Initials: Scott	Date: 5/10/23	Date: 5/18/23
FO	Date: 5/22/23 Initials: Scott	Date: 5/24/23 Initials: AED	Date: _____ Initials: _____	Date: 6/6/23 Initials: PKS	Date: 7/10/23 Initials: Scott	Date: 7/10/23	Date: 7/18/2023

Special Issues:

Special Order Volume: Vol. 128 Pages 677

Transfer Cover Sheet

NEED NEWS \$ (need to make sure ASTIN WP still good)
 Sent to DATA 4/19/23 Data Contested 4/20/23
 Last Revised 10-29-18

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 # 140656

INVOICE #

RECEIVED FROM: Oregon Dept. of Fish and Wildlife
BY:

APPLICATION
PERMIT
TRANSFER T-13850

CASH: ☐ CHECK: # 12664 OTHER: (IDENTIFY)

☐ 9509 ☐ TOTAL REC'D \$ 239.40

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES 46118 \$
0207 OTHER: (IDENTIFY) Newspaper Notice \$ 239.40

0243 I/S Lease 0244 Muni Water Mgmt. Plan 0245 Cons. Water

4270 WRD OPERATING ACCT

MISCELLANEOUS

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

WATER RIGHTS:

0201 SURFACE WATER EXAM FEE 0202 RECORD FEE \$
0203 GROUND WATER EXAM FEE 0204 \$

0205 TRANSFER EXAM FEE

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR EXAM FEE 0219 LICENSE FEE \$
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 (FW/WRD) \$
0231 HYDRO LICENSE FEE (FW/WRD) \$
HYDRO APPLICATION \$

TREASURY OTHER / RDX

FUND TITLE

OBJ. CODE VENDOR #

DESCRIPTION \$

RECEIPT: 140656

DATED: 5/5/2023 BY: cmcalex

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

STATE OF OREGON
WATER RESOURCES DEPARTMENT

725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172

(503) 986-0900 / (503) 986-0904 (fax)

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RECEIVED FROM: Oregon Dept. of Fish and Wildlife
BY:

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PERMIT
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TREASURY OTHER / RDX

FUND TITLE

OBJ. CODE VENDOR #

DESCRIPTION \$

RECEIPT: 140656

DATED: 5/5/2023 BY: cmcalex

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

STATE OF OREGON REMITTANCE ADVICE


TO SIGN UP FOR DIRECT DEPOSIT PAYMENT SERVICE AND RECEIVE CONVENIENT, ELECTRONIC PAYMENTS, LOG IN TO [HTTP://WWW.OREGON.GOV/DAS/EGS/FBS/SFMS/PAGES/ACH.ASPX](http://www.oregon.gov/das/EGS/FBS/SFMS/PAGES/ACH.ASPX) ON THE INTERNET. CLICK ON FORMS AND BROCHURES. THEN SELECT DIRECT DEPOSIT (ACH) AUTHORIZATION FORM.

WARRANT NO.
126649509

OREGON DEPT OF FISH AND WILDLIFE

(503) 947-6186

INVOICE NO.	INVOICE DATE	INVOICE DESCRIPTION	AGY	DOCUMENT	AMOUNT
042123		FOR T-13850 NOTICE	635	VP115482	\$239.40
<div> <div>RECEIVED</div> <div>MAY 05 2023</div> <div>OWRD SALEM, OREGON</div> </div>					
VENDOR NAME			ISSUE DATE		WARRANT AMOUNT
STATE OF OREGON WATER RESOURCES DEPARTMENT			04/24/23		\$239.40

FOLD ON PERFORATION LINE BELOW  BEFORE DETACHING.

Attached is a check for \$ 239.40 (PCA #46118) for Newspaper Notice for Transfer T-13850 made out to Oregon Water Resources Department (or WRD)

- "for T-13850 NOTICE" written on front of check

Mail to: Oregon Water Resources Department
725 Summer St. NE, Suite A
Salem, OR 97301-1266

Caseworker: Scott Grew

RECEIVED

MAY 05 2023

OWRD
SALEM, OREGON

IN THE CIRCUIT COURT OF
THE STATE OF OREGON
FOR UMATILLA/MORROW COUNTY

}AFFIDAVIT OF PUBLICATION
STATE OF OREGON
County of Umatilla/Morrow} ss

I, Dayle Stinson being duly sworn, depose and say that I am the principal clerk of
the publisher of the East Oregonian, a newspaper of general circulation, as defined by ORS 193.010
and 193.020;
that the

EO-12381 NOTICE OF PRELIMINARY DETERMINATION FOR WATER RIGHT TRANSFER T-13850 T-13850 FILED BY
US ARMY CORPS OF ENGINEERS PORTLAND DISTRICT PO BOX 2946 PORTLAND OR 97208 AND BONNEVILLE
POWER ADMINIST

a printed copy of which is hereto annexed; was published in the entire issue of said
newspaper for 2 successive and consecutive issues in the following issues:

5/23/23, 5/30/23

Subscribed and sworn to before me on this 30th day of May, A.D. 2023

Dayle Stinson
Kathryn Bedford Brown
Notary Public of Oregon

Add: 380208

PO:

Tagline: EO-12381 T-13850



RECEIVED

JUN 05 2023

OWRD

**EO-12381
NOTICE OF PRELIMINARY
DETERMINATION FOR
WATER RIGHT TRANSFER
T-13850**

T-13850 filed by US Army Corps of Engineers, Portland District, PO Box 2946, Portland, OR 97208, and Bonneville Power Administration and Army Corps of Engineers, Walla Walla District, Building 206, City Council Airport, Walla Walla, WA 99362 proposes a change in point of appropriation under Certificate 72182. The right allows the use of 9.11 cubic feet per second from four wells in Sects. 15 and 16, T5N, R26E, WM for fish culture in Sec. 15, T5N, R26E, WM. The applicant proposes to move one point of appropriation, Well 4, to within Sec. 16, T5N, R26E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

Any person may file, jointly or severally, a protest or standing statement within 30 days after the last date of newspaper publication of this notice, May 30, 2023. Call (503) 979-9931 to obtain additional information. If no protests are filed, the Department will issue a final order consistent with the preliminary determination.
Publish May 23, 30, 2023

GREW Scott A * WRD

From: PHILLIPS Stacy H * WRD
Sent: Friday, May 19, 2023 1:59 PM
To: GREW Scott A * WRD
Subject: T-13850 Publication Dates

Hey Scott,

The dates of publication for notice T-13850 are 5/23 and 5/30/2023.

Thanks,

Stacy H. Phillips

Natural Resource Specialist 2, Permit Amendment Caseworker

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

Office: 503-986-0898 | Work Cell: 503-979-9948



Integrity | Service | Technical Excellence | Teamwork | Forward-Looking



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

www.oregon.gov/owrd

May 18, 2023

Applicants

US ARMY CORPS OF ENGINEERS,
PORTLAND DISTRICT
PO BOX 2946
PORTLAND, OR 97208

BONNEVILLE POWER ADMINISTRATION
AND ARMY CORPS OF ENGINEERS,
WALLA WALLA DISTRICT
BUILDING 206 CITY COUNCIL AIRPORT
WALLA WALLA, WA 99362

SUBJECT: Water Right Transfer Application T-13850

Please find enclosed the Preliminary Determination indicating that, based on the information available, the Department intends to approve application T-13850. This document is an intermediate step in the approval process; water may not be used legally as proposed in the transfer application until a Final Order has been issued by the Department. Please read this entire letter carefully to determine your responsibility for additional action.

A public notice is being published in the Department's weekly publication and in the East Oregonian newspaper, simultaneously with issuance of the Preliminary Determination. The notice initiates a period in which any person may file either a protest opposing the decision proposed by the Department in the Preliminary Determination or a standing statement supporting the Department's decision. The protest period will end 30 days after the last date of newspaper publication.

If no protest is filed, the Department will issue a Final Order consistent with the Preliminary Determination. You should receive a copy of the Final Order about 30 days after the close of the protest period.

If a protest is filed, the application may be referred to a contested case proceeding. A contested case provides an opportunity for the proponents and opponents of the decision proposed in the Preliminary Determination to present information and arguments supporting their position in a quasi-judicial proceeding.

Please contact me at scott.a.grew@water.oregon.gov or 503-986-0890/503-986-0886 or Patrick.K.Starnes@wrdd.state.or.us if I may be of assistance.

Sincerely,

Scott Grew

Transfer Specialist
Transfer and Conservation Section

cc: Transfer Application file T-13850
Gregory M. Silbernagel, District 5 Watermaster *(via e-mail)*
Mark T. Kirsch, Agent for the applicant *(via e-mail)*
Amanda Dethman, Agent for the applicant *(via e-mail)*

encs

**BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON**

In the Matter of Transfer Application)	PRELIMINARY DETERMINATION
T-13850, Morrow County)	PROPOSING APPROVAL OF A CHANGE IN
)	POINT OF APPROPRIATION

Authority

Oregon Revised Statutes (ORS) 537.705 and 540.505 to 540.580 establish the process in which a water right holder may submit a request to transfer the point of appropriation, place of use, or character of use authorized under an existing water right. Oregon Administrative Rules (OAR) Chapter 690, Division 380 implement the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

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PORTLAND DISTRICT
PO BOX 2946
PORTLAND, OR 97208

BONNEVILLE POWER ADMINISTRATION
AND ARMY CORPS OF ENGINEERS
WALLA WALLA DISTRICT
BUILDING 206 CITY COUNCIL AIRPORT
WALLA WALLA, WA 99362

Findings of Fact

1. On October 15, 2021, US ARMY CORPS OF ENGINEERS, PORTLAND DISTRICT AND BONNEVILLE POWER ADMINISTRATION AND ARMY CORPS OF ENGINEERS, WALLA WALLA DISTRICT filed an application to change a point of appropriation under Certificate 72182. The Department assigned the application number T-13850.
2. Notice of the application for transfer was published on November 23, 2021, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. On January 4, 2023, the Department sent a copy of the draft Preliminary Determination proposing to approve Transfer Application T-13850 to the applicants. The draft Preliminary Determination cover letter set forth a deadline of February 3, 2023, for the applicants to respond. The applicants requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer.

Pursuant to OAR 690-380-4030, any person may file a protest or standing statement within 30 days after the last date of publication of notice of this preliminary determination.

4. The right to be transferred is as follows:

Certificate: 72182 in the name of BONNEVILLE POWER ADMINISTRATION AND ARMY CORPS OF ENGINEERS, WALLA WALLA DISTRICT (perfected under Permit G-11210)

Use: FISH CULTURE

Priority Date: AUGUST 20, 1990

Rate: 9.11 CUBIC FEET PER SECOND

Source: FOUR WELLS in the COLUMBIA RIVER BASIN

Authorized Points of Appropriation:

Twtp	Rng	Mer	Sec	Q-Q	Measured Distances
5 N	26 E	WM	15	SW NW	WELL 1 - 100 FEET NORTH AND 117 FEET EAST FROM THE W1/4 CORNER OF SECTION 15
5 N	26 E	WM	15	NW SW	WELL 2 - 600 FEET SOUTH AND ON SECTION LINE FROM THE W1/4 CORNER OF SECTION 15
5 N	26 E	WM	15	NW SW	WELL 3 - 1195 FEET SOUTH AND ON SECTION LINE FROM THE W1/4 CORNER OF SECTION 15
5 N	26 E	WM	16	SE SE	WELL 4 - 1785 FEET SOUTH AND 10 FEET WEST FROM THE W1/4 CORNER OF SECTION 15

Authorized Place of Use:

FISH CULTURE				
Twtp	Rng	Mer	Sec	Q-Q
5 N	26 E	WM	15	NE SW

5. Transfer Application T-13850 proposes to move the authorized point of appropriation of Well 4 to proposed point of appropriation Well 5 with approximate distances as described below:

Twtp	Rng	Mer	Sec	Q-Q	Measured Distances	Distance from Authorized Well in Feet (ft.)
5 N	26 E	WM	16	SE SE	WELL 5 - 1885 FEET SOUTH AND 10 FEET WEST FROM THE W1/4 CORNER OF SECTION 15	WELL 1 - 2000 ft. WELL 2 - 1300 ft. WELL 3 - 650 ft. WELL 4 - 100 ft.

Transfer Review Criteria (OAR 690-380-4010)

6. Water has been used within the last five years. There is no information in the record that would demonstrate that the right is subject to forfeiture under ORS 540.610.
7. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing right were present within the five-year period prior to submittal of Transfer Application T-13850.
8. The proposed change would not result in enlargement of the right.

9. The proposed change would not result in injury to other water rights.
10. All other application requirements are met.

Determination and Proposed Action

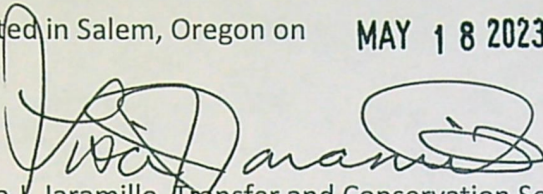
The change in point of appropriation proposed in Transfer Application T-13850 appears to be consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000. If protests are not filed pursuant to OAR 690-380-4030, the application will be approved.

If Transfer Application T-13850 is approved, the final order will include the following:

1. *The change in point of appropriation proposed in Transfer Application T-13850 is approved.*
2. *The right to the use of the water is restricted to beneficial use at the place of use described and is subject to all other conditions and limitations contained in Certificate 72182 and any related decree.*
3. *Water right Certificate 72182 is cancelled.*
4. *The quantity of water diverted at the new point of appropriation (Well 5) shall not exceed the quantity of water lawfully available at the original points of appropriation (Well 4).*
5. *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 appropriation.*
 - 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.*
6. *Water shall be acquired from the same aquifer (water source) as the original points of appropriation.*
7. *Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2024**. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the change and full beneficial use of the water.*

8. *After satisfactory proof of beneficial use is received, a new certificate confirming the right transferred will be issued.*

Dated in Salem, Oregon on **MAY 18 2023**



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

This Preliminary Determination was prepared by Scott Grew. If you have questions about the information in this document, you may reach him at scott.a.grew@water.oregon.gov or 503-986-0890.

Protests should be addressed to the attention of Water Rights Services Division, Water Resources Department, 725 Summer St. NE, Suite A, Salem, OR 97301-1266.

Notice Regarding Service Members: Active duty servicemembers have a right to stay these proceedings under the federal Servicemembers Civil Relief Act. For more information contact the Oregon State Bar at 800-452-8260, the Oregon Military Department at 503-584-3571, or the nearest United States Armed Forces Legal Assistance Office through <http://legalassistance.law.af.mil>. The Oregon Military Department does not have a toll free number.



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

www.oregon.gov/owrd

April __, 2023

VIA CERTIFIED MAIL AND E-MAIL

Applicants

US ARMY CORPS OF ENGINEERS,
PORTLAND DISTRICT
PO BOX 2946
PORTLAND, OR 97208

BONNEVILLE POWER ADMINISTRATION
AND ARMY CORPS OF ENGINEERS,
WALLA WALLA DISTRICT
BUILDING 206 CITY COUNCIL AIRPORT
WALLA WALLA, WA 99362

SUBJECT: Water Right Transfer Application T-13850

Please find enclosed the Preliminary Determination indicating that, based on the information available, the Department intends to approve application T-13850. This document is an intermediate step in the approval process; water may not be used legally as proposed in the transfer application until a Final Order has been issued by the Department. Please read this entire letter carefully to determine your responsibility for additional action.

A public notice is being published in the Department's weekly publication and in the East Oregonian newspaper, simultaneously with issuance of the Preliminary Determination. The notice initiates a period in which any person may file either a protest opposing the decision proposed by the Department in the Preliminary Determination or a standing statement supporting the Department's decision. The protest period will end 30 days after the last date of newspaper publication.

If no protest is filed, the Department will issue a Final Order consistent with the Preliminary Determination. You should receive a copy of the Final Order about 30 days after the close of the protest period.

If a protest is filed, the application may be referred to a contested case proceeding. A contested case provides an opportunity for the proponents and opponents of the decision proposed in the Preliminary Determination to present information and arguments supporting their position in a quasi-judicial proceeding.

Please contact me at scott.a.grew@water.oregon.gov or 503-986-0890/503-986-0886 or Patrick.K.Starnes@wrd.state.or.us if I may be of assistance.

Sincerely,

Scott Grew

Transfer Specialist
Transfer and Conservation Section

cc: Transfer Application file T-13850
Gregory M. Silbernagel, District 5 Watermaster *(via e-mail)*
Mark T. Kirsch, Agent for the applicant *(via e-mail)*
Amanda Dethman, Agent for the applicant *(via e-mail)*

encs

GREW Scott A * WRD

From: BUCHHOLZ Sheila L * WRD
Sent: Thursday, April 20, 2023 9:39 AM
To: GREW Scott A * WRD
Subject: PD RA T-13850, snap 212000
Attachments: RA PD T-13850.pdf

Good Morning Scott,

This RA has been processed through data, with a minor issue. The measured distance description for each of the PODS should be listed as from the W1/4 corner, not the W/14 Corner, section 15. Because we have a requirement that WRIS needs to match the document, please let me know when the document changes and I will update that in WRIS as well.

Data time taken: 50 Minutes.

Thanks,

Sheila Buchholz

Data Technician 1

725 Summer St. NE, Suite A | Salem, Oregon 97301

Email: Sheila.L.Buchholz@water.oregon.gov



Integrity | Service | Technical Excellence | Teamwork | Forward-Looking



Oregon

Tina Kotek, Governor

Water Resources Department

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Phone 503 986-0900
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April __, 2023

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PO BOX 2946
PORTLAND, OR 97208

BONNEVILLE POWER ADMINISTRATION
AND ARMY CORPS OF ENGINEERS,
WALLA WALLA DISTRICT
BUILDING 206 CITY COUNCIL AIRPORT
WALLA WALLA, WA 99362

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If a protest is filed, the application may be referred to a contested case proceeding. A contested case provides an opportunity for the proponents and opponents of the decision proposed in the Preliminary Determination to present information and arguments supporting their position in a quasi-judicial proceeding.

Please contact me at scott.a.grew@water.oregon.gov or 503-986-0890/503-986-0886 or Patrick.K.Starnes@wrd.state.or.us if I may be of assistance.

Sincerely,

Scott Grew

Transfer Specialist
Transfer and Conservation Section

cc: Transfer Application file T-13850
Gregory M. Silbernagel, District 5 Watermaster *(via e-mail)*
Mark T. Kirsch, Agent for the applicant *(via e-mail)*
Amanda Dethman, Agent for the applicant *(via e-mail)*

encs

**BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON**

In the Matter of Transfer Application)	PRELIMINARY DETERMINATION
T-13850, Morrow County)	PROPOSING APPROVAL OF A CHANGE IN
)	POINT OF APPROPRIATION

Authority

Oregon Revised Statutes (ORS) 537.705 and 540.505 to 540.580 establish the process in which a water right holder may submit a request to transfer the point of appropriation, place of use, or character of use authorized under an existing water right. Oregon Administrative Rules (OAR) Chapter 690, Division 380 implement the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicants

US ARMY CORPS OF ENGINEERS,
PORTLAND DISTRICT
PO BOX 2946
PORTLAND, OR 97208

BONNEVILLE POWER ADMINISTRATION
AND ARMY CORPS OF ENGINEERS,
WALLA WALLA DISTRICT
BUILDING 206 CITY COUNCIL AIRPORT
WALLA WALLA, WA 99362

Findings of Fact

1. On October 15, 2021, US ARMY CORPS OF ENGINEERS, PORTLAND DISTRICT AND BONNEVILLE POWER ADMINISTRATION AND ARMY CORPS OF ENGINEERS, WALLA WALLA DISTRICT filed an application to change a point of appropriation under Certificate 72182. The Department assigned the application number T-13850.
2. Notice of the application for transfer was published on November 23, 2021, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. On January 4, 2023, the Department sent a copy of the draft Preliminary Determination proposing to approve Transfer Application T-13850 to the applicants. The draft Preliminary Determination cover letter set forth a deadline of February 3, 2023, for the applicants to respond. The applicants requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer. ✓

Pursuant to OAR 690-380-4030, any person may file a protest or standing statement within 30 days after the last date of publication of notice of this preliminary determination.
--

4. The right to be transferred is as follows:

Certificate: 72182 in the name of BONNEVILLE POWER ADMINISTRATION AND ARMY CORPS OF ENGINEERS, WALLA WALLA DISTRICT (perfected under Permit G-11210)
Use: FISH CULTURE
Priority Date: AUGUST 20, 1990
Rate: 9.11 CUBIC FEET PER SECOND
Source: FOUR WELLS in the COLUMBIA RIVER BASIN

Authorized Points of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
5 N	26 E	WM	15	SW NW	WELL 1 - 100 FEET NORTH AND 117 FEET EAST FROM THE W/14 CORNER OF SECTION 15
5 N	26 E	WM	15	NW SW	WELL 2 - 600 FEET SOUTH AND ON SECTION LINE FROM THE W/14 CORNER OF SECTION 15
5 N	26 E	WM	15	NW SW	WELL 3 - 1195 FEET SOUTH AND ON SECTION LINE FROM THE W/14 CORNER OF SECTION 15
5 N	26 E	WM	16	SE SE	WELL 4 - 1785 FEET SOUTH AND 10 FEET WEST FROM THE W/14 CORNER OF SECTION 15

Authorized Place of Use:

FISH CULTURE				
Twp	Rng	Mer	Sec	Q-Q
5 N	26 E	WM	15	NE SW

5. Transfer Application T-13850 proposes to move the authorized point of appropriation of Well 4 to proposed point of appropriation Well 5 with approximate distances as described below:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Distance from Authorized Well in Feet (ft.)
5 N	26 E	WM	16	SE SE	WELL 5 - 1885 FEET SOUTH AND 10 FEET WEST FROM THE W/14 CORNER OF SECTION 15	WELL 1 - 2000 ft. WELL 2 - 1300 ft. WELL 3 - 650 ft. WELL 4 - 100 ft.

Transfer Review Criteria (OAR 690-380-4010)

Center in box

6. Water has been used within the last five years. There is no information in the record that would demonstrate that the right is subject to forfeiture under ORS 540.610.
7. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing right were present within the five-year period prior to submittal of Transfer Application T-13850.
8. The proposed change would not result in enlargement of the right.

9. The proposed change would not result in injury to other water rights.
10. All other application requirements are met.

Determination and Proposed Action

The change in point of appropriation proposed in Transfer Application T-13850 appears to be consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000. If protests are not filed pursuant to OAR 690-380-4030, the application will be approved.

If Transfer Application T-13850 is approved, the final order will include the following:

1. The change in point of appropriation proposed in Transfer Application T-13850 ~~is~~ *is* approved.
2. The right to the use of the water is restricted to beneficial use at the place of use described and is subject to all other conditions and limitations contained in Certificate 72182, and any related decree.
3. Water right Certificate 72182 is cancelled.
4. The quantity of water diverted at the new point of appropriation (Well 5) shall not exceed the quantity of water lawfully available at the original points of appropriation (Well 4).
5. 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 appropriation.
 - 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.
6. Water shall be acquired from the same aquifer (water source) as the original point *of* appropriation.
7. Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2024**. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the change and full beneficial use of the water.

8. *After satisfactory proof of beneficial use is received, a new certificate confirming the right transferred will be issued.*

Dated in Salem, Oregon on

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

This Preliminary Determination was prepared by Scott Grew. If you have questions about the information in this document, you may reach him at scott.a.grew@water.oregon.gov or 503-986-0890.

Protests should be addressed to the attention of Water Rights Services Division, Water Resources Department, 725 Summer St. NE, Suite A, Salem, OR 97301-1266.

Notice Regarding Service Members: Active duty servicemembers have a right to stay these proceedings under the federal Servicemembers Civil Relief Act. For more information contact the Oregon State Bar at 800-452-8260, the Oregon Military Department at 503-584-3571, or the nearest United States Armed Forces Legal Assistance Office through <http://legalassistance.law.af.mil>. The Oregon Military Department does not have a toll free number.



Oregon

Tina Kotek, Governor

Water Resources Department

North Mall Office Building
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Salem, OR 97301
Phone 503 986-0900
Fax 503 986-0904
www.oregon.gov/owrd

April __, 2023

VIA CERTIFIED MAIL AND E-MAIL

Applicants

US ARMY CORPS OF ENGINEERS,
PORTLAND DISTRICT
PO BOX 2946
PORTLAND, OR 97208

BONNEVILLE POWER ADMINISTRATION
AND ARMY CORPS OF ENGINEERS,
WALLA WALLA DISTRICT
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WALLA WALLA, WA 99362

SUBJECT: Water Right Transfer Application T-13850

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Please contact me at ~~scott.a.grew@water.oregon.gov~~ or 503-986-0890/503-986-0886 or ~~Patrick.K.Starnes@wrд.state.or.us~~ if I may be of assistance.

Sincerely,

~~Scott Grew Kelly Starnes~~

Transfer Specialist

Transfer and Conservation Section

cc: Transfer Application file T-13850
Gregory M. Silbernagel, District 5 Watermaster *(via e-mail)*
Mark T. Kirsch, Agent for the applicant *(via e-mail)*
Amanda Dethman, Agent for the applicant *(via e-mail)*

encs

GREW Scott A * WRD

From: PHILLIPS Stacy H * WRD
Sent: Wednesday, January 11, 2023 10:43 AM
To: STARNES Patrick K * WRD
Cc: GREW Scott A * WRD
Subject: RE: Newspaper Estimate for Transfer Application T-13850

Hey Scott,

The quote came in for this notice. Total cost is \$239.40.

Thanks,

Stacy H. Phillips

Natural Resource Specialist 2, Transfer Caseworker
725 Summer Street NE, Suite A, Salem, OR 97301
Office: 503-986-0898 | Work Cell: 503-979-9948



Integrity | Service | Technical Excellence | Teamwork | Forward-Looking

From: STARNES Patrick K * WRD <Patrick.K.STARNES@water.oregon.gov>
Sent: Monday, January 09, 2023 1:30 PM
To: PHILLIPS Stacy H * WRD <Stacy.H.PHILLIPS@water.oregon.gov>
Cc: GREW Scott A * WRD <Scott.A.GREW@water.oregon.gov>
Subject: Newspaper Estimate for Transfer Application T-13850

Hi Stacy –

Scott will need a quote for the attached **TRANSFER** Application notice to run in the East Oregonian. Run time is two weeks.

Thanks!

Kelly

Kelly Starnes, Transfer Program Analyst
Oregon Water Resources Department
725 Summer St NE Suite A
Salem OR 97301-1271
Cell phone: 503-979-3511 Fax: 503-986-0903
E-mail: patrick.k.starnes@water.oregon.gov

Please Note: Under Oregon Law, messages to and from this e-mail address may be available to the public.

GREW Scott A * WRD

From: KIRSCH Mark T * ODFW
Sent: Sunday, March 5, 2023 2:10 PM
To: GREW Scott A * WRD
Subject: RE: T-13850 - Issuance of Draft Preliminary Determination - Action Required!

The Oregon Department of Fish and Wildlife certainly agrees with the conditions of the proposed action. Right now, I have the ownership report completed in the form of a SORT report from a title company in Umatilla County. I am still waiting for an ownership permission form from the USFWS (simple one page form from you folks) to include with my submission. I'm a bit snakebit until they respond.

Cheers,

Mark T. Kirsch
John Day Watershed Manager
John Day Watershed District Office
Oregon Department of Fish and Wildlife
73471 Mytinger Lane
Pendleton, OR 97801
541-318-7966
mark.t.kirsch@odfw.oregon.gov

From: GREW Scott A * WRD <Scott.A.GREW@water.oregon.gov>
Sent: Friday, March 3, 2023 5:45 PM
To: KIRSCH Mark T * ODFW <Mark.T.KIRSCH@odfw.oregon.gov>; amanda.j.dethman@usace.army.mil; hmhasrot@bpa.gov
Cc: SILBERNAGEL Greg M * WRD <Greg.M.SILBERNAGEL@water.oregon.gov>; GREW Scott A * WRD <Scott.A.GREW@water.oregon.gov>
Subject: RE: T-13850 - Issuance of Draft Preliminary Determination - Action Required!

Hello Mark,

The Department is still waiting for:

1. **Respond in writing** by February 3, 2023, with acknowledgement that you agree to the proposed action and conditions.
2. **REQUIRED:** You must submit a **Report of Ownership** for the lands where the water right(s) are currently located (i.e., the FROM lands). This report:
 - a) Must be prepared by a title company;
 - b) Shall include a "prepared by" statement and the date the title company prepared the report printed on the cover sheet;
 - c) Must be:
 - i. Prepared within 3 months of the Draft Preliminary Determination showing current ownership; **OR**
 - ii. Prepared within 3 months of recording of a water right conveyance agreement; **OR**



112 SE Court Ave., Pendleton, OR 97801
PHONE (541)276-2010 FAX (541)276-0016

STATUS OF RECORD TITLE

Mark Kirsch
Oregon Department of Fish and Wildlife
4034 Fairview Industrial Dr. SE
Salem, OR 97302
Your Reference No.

February 15, 2023
Title Number: 578103AM
Title Officer: Ginger Pedroza
Fee: \$400.00

We have searched the status of record title as to the following described property:

See attached Exhibit 'A'

Vestee:

United States of America

and dated as of **January 26, 2023** at 7:30 a.m.

Said property is subject to the following on record matters:

1. Taxes assessed under Code No. 1002 Account No. 2735 Map No. 5N2616/101, including the current fiscal year, not assessed because of Government Exemption. If the exempt status is terminated an additional tax may be levied.
2. Regulations, including levies, assessments, water and irrigation rights and easements for ditches and canals of West Extension Irrigation District.
(No inquiry has been made)
3. Rights of the public and governmental bodies in and to that portion of said premises now or at any time lying below the high water line of Columbia River, including any ownership rights which may be claimed by the State of Oregon as to any portion now or at any time lying below the ordinary high water line.

Such rights and easements for navigation and fishing as may exist over that portion of the property now or at any time lying beneath the waters of Columbia River.

All matters arising from any shifting in the course of Columbia River including but not limited to accretion, reliction and avulsion.

4. Right, title and interest of the public in and to those portions of the Land lying within roads, streets or highways.
5. Reservations, including the terms and provisions thereof,
Recorded: December 3, 1917
Book: 31, Page: 107
6. Reservations, including the terms and provisions thereof,
Recorded: September 15, 1924
Book: 36, Page: 633

7. An easement including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein as set forth in instrument:
Granted To: Umatilla Electric Cooperative Association
Recorded: July 30, 1952
Book: 55, Page: 511
8. An easement including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein as set forth in instrument:
Granted To: Umatilla Electric Cooperative Association
Recorded: July 30, 1952
Book: 55, Page: 512
9. An easement including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein as set forth in instrument:
Granted To: Umatilla Electric Cooperative Association
Recorded: July 30, 1952
Book: 55, Page: 513
10. Easement, including the terms and provisions thereof,
Recorded: December 2, 1953
Book: 57, Page: 533
11. An easement including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein as set forth in instrument:
Granted To: Pacific Northwest Bell Telephone Company, a corporation
Recorded: October 14, 1969
Instrument No.: 1752

NOTE: Any map or sketch enclosed as an attachment herewith is furnished for information purposes only to assist in property location with reference to streets and other parcels. No representation is made as to accuracy and the company assumes no liability for any loss occurring by reason of reliance thereon.

THIS IS NOT A TITLE REPORT, A COMMITMENT TO ISSUE TITLE INSURANCE OR A GUARANTEE OF ANY KIND. No liability is assumed with this report. The fee charged for this service does not include supplemental reports or other services. Further dissemination of the information in this report in a form purporting to insure title to the herein described land is prohibited by law.

"Superior Service with Commitment and Respect for Customers and Employees"

EXHIBIT 'A'

File No. 578103AM

Government Lots 3, 4, 5, 7, 8, 9, 10, 11, 12, 13, 14, in Section 16, Township 5 North, Range 26, East of the Willamette Meridian, Morrow County, Oregon.

ALSO that portion of Government Lots 1, 2, 5 and 6, in Section 16, Township 5 North, Range 26, East of the Willamette Meridian, Morrow County, Oregon, lying Southerly of the meander line of the Columbia River.

EXCEPTING THEREFROM the following 2 Parcels:

Parcel 1: The West 355 feet and the South 40 feet of Government Lot 6 in Section 16, Township 5 North, Range 26 East of the Willamette Meridian, in the County of Morrow and State of Oregon.

EXCEPTING THEREFROM all that portion of the West 355 feet of Government Lot 6 in Section 16, Township 5 North, Range 26 East of the Willamette Meridian, in the County of Morrow and State of Oregon, lying Northerly of the following described line:

BEGINNING at a point on the West line of Government Lot 6, said section, township and range, said point being North 1170 feet from the Southwest corner of said Government Lot 6; thence South 61°50' East 550 feet to the POINT OF TERMINATION of said line.

Parcel 2: A portion of Government Lot 6 in Section 16, Township 5 North, Range 26 East of the Willamette Meridian, in the County of Morrow and State of Oregon, more particularly described as follows:

BEGINNING at a point which is North 40 feet from the Southeast corner of Government Lot 6, said section, township and range; thence South 89°23' West 1007.34 feet; thence North to the Columbia River; thence Southeasterly along the Columbia River to a point on the East line of said Section 16; thence South along the East line of said Section 16 to the POINT OF BEGINNING.

EXCEPTING THEREFROM all that portion of Government Lot 6 in Section 16, Township 5 North, Range 26 East of the Willamette Meridian, in the County of Morrow and State of Oregon, lying Northerly of the following described line:

BEGINNING at a point on the West line of Government Lot 6, said section, township and range, said point being North 1170 feet from the Southwest corner of said Government Lot 6; thence South 61°50' East 550 feet; thence South 290 feet along a line parallel with the West line of said Government Lot 6; thence Southeasterly along a straight line to a point on the East line of said Government Lot 6 which is North 100 feet from the Southeast corner of said Government Lot 6, being the POINT OF TERMINATION of said line.

Application for Water Right Transfer



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

Consent by Deeded Landowner

State of Oregon)
)ss
County of _____)

I Gaenor E. Thompson in my/our capacity as Administrative Officer,

mailing address US Fish & Wildlife, Mid-Columbia River NWR Complex, 64 Maple Street, Burbank WA 99323

telephone number 509-546-8305, duly sworn depose and say that I/We

consent to the proposed change(s) to Water Right Certificate Number 72182

described in a Water Right Transfer Application (T- 13850),
(transfer number, if known)

submitted by _____

on the property in tax lot number(s) 101

Section 16 Township 5N North/South Range 26 E East/West, W.M.

located at 45.90987 -119.55914
(site address)

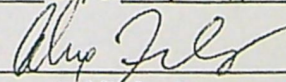

Signature of Affiant

3-10-23
Date

Signature of Affiant

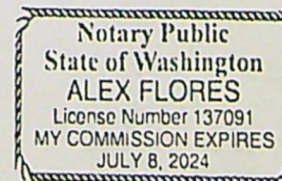
Date

Subscribed and Sworn to before me this 10th day of March, 2023.


Notary Public for ~~Oregon~~ WASHINGTON

My commission expires 07-08-2024

Revised 7/1/2021





Oregon

Kate Brown, Governor

Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

January 4, 2023

VIA E-MAIL

Applicants

US ARMY CORPS OF ENGINEERS,
PORTLAND DISTRICT
PO BOX 2946
PORTLAND, OR 97208

BONNEVILLE POWER ADMINISTRATION
AND ARMY CORPS OF ENGINEERS,
WALLA WALLA DISTRICT
BUILDING 206 CITY COUNCIL AIRPORT
WALLA WALLA, WA 99362

Reference: Water Right Transfer Application T-13850

Your water right transfer is in the first of three phases of processing. Enclosed is a draft of the Department's Preliminary Determination regarding Transfer Application T-13850. The document reflects the Department's conclusion that, based on the information currently available, the transfer will be approved. Your response and submittal of the items outlined below are required by February 3, 2023.

Required items needing your immediate attention:

1. Please carefully review the Draft Preliminary Determination to verify that it accurately reflects the changes you intend to make and to become familiar with the proposed conditions.
2. **Respond in writing** by February 3, 2023, with acknowledgement that you agree to the proposed action and conditions.
3. If you find any errors, please let me know.
4. **REQUIRED:** You must submit a **Report of Ownership** for the lands where the water right(s) are currently located (i.e., the FROM lands). This report:
 - a) Must be prepared by a title company;
 - b) Shall include a "prepared by" statement and the date the title company prepared the report printed on the cover sheet;
 - c) Must be:
 - i. Prepared within 3 months of the Draft Preliminary Determination showing current ownership; **OR**
 - ii. Prepared within 3 months of recording of a water right conveyance agreement; **OR**
 - iii. Have a prepared date showing ownership at the time a water right conveyance agreement was recorded.

If water right conveyance agreements are involved, it is helpful to provide copies of those agreements along with the Report of Ownership.

IMPORTANT: In order for the Department to clearly understand the date that the title company prepared the Report of Ownership, the title company must indicate/state the date that they prepared the report on the coversheet and/or first page of the report.

- d) Must include a list of owners at the time the report was generated; **AND**
 - e) Must include a legal description of the property where the water right to be transferred is currently located (i.e., the FROM lands).
5. You must provide a notarized statement of consent signed by any landowner listed in the Report of Ownership who is not already included in the transfer application. The Department's statement of consent form (**Consent By Deeded Landowner**) is available at: [https://www.oregon.gov/OWRD/WRDFormsPDF/consent to transfer form.pdf](https://www.oregon.gov/OWRD/WRDFormsPDF/consent%20to%20transfer%20form.pdf)
6. Notice of this transfer will need to be published in a newspaper with general circulation in the area where the water rights are currently located. You will be responsible for the charges.

Conditions to your water right...

The Watermaster has required a water measurement device at the new diversion point prior to diversion of water. Enclosed is a contact information sheet to assist you in pursuing additional information or approval of the required (or alternate) device.

Please note the proposed date by which all conditions must be met: October 1, 2024 If the required completion date is insufficient to comply with any of the conditions, you may request more time, at no cost to you, during this stage of processing. **Please let me know by the comment deadline if you will need more time and explain the reasons why.**

What happens next...

Once the Preliminary Determination is issued a publication period is required. Because there is more than ¼ mile between the new and the authorized points of appropriation, the Department will publish notice of the transfer in a local newspaper having a general circulation in the area of the water right at least once per week for two consecutive weeks. You are responsible for sending a check to cover the cost of publication prior to the issuance of the Preliminary Determination and publication of notice. As outlined in OAR 690-380-4020(3), publication costs include both the direct cost of the notice and indirect processing costs (not to exceed 20% of the direct costs) for processing.

Issuance of the Preliminary Determination will occur shortly after we receive:

1. Your written response to the conditions and proposed action in the Draft Preliminary Determination (e-mail is acceptable); and

2. The Report of Ownership, including affidavits of consent from any landowners shown in the ownership report who have not signed the transfer application. The title company must indicate/state the date that they prepared the ownership report on the coversheet and/or first page of the report.

If we do not receive the items listed above by February 3, 2023, a Preliminary Determination may be issued denying the application as incomplete.

Please contact me at scott.a.grew@water.oregon.gov or 503-986-0890 if I may be of assistance.

Sincerely,

Scott Grew

Transfer Specialist

Transfer and Conservation Section

cc: Transfer Application file T-13850
Gregory M. Silbernagel, District 5 Watermaster *(via e-mail)*
Mark T. Kirsch, Agent for the applicant *(via e-mail)*
Amanda Dethman, Agent for the applicant *(via e-mail)*

encs

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Transfer Application
T-13850, Morrow County

)
) **D R A F T** PRELIMINARY
) DETERMINATION PROPOSING APPROVAL
) OF A CHANGE IN POINT OF
) APPROPRIATION

Authority

Oregon Revised Statutes (ORS) 537.705 and 540.505 to 540.580 establish the process in which a water right holder may submit a request to transfer the point of appropriation, place of use, or character of use authorized under an existing water right. Oregon Administrative Rules (OAR) Chapter 690, Division 380 implement the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicants

US ARMY CORPS OF ENGINEERS,
PORTLAND DISTRICT
PO BOX 2946
PORTLAND, OR 97208

BONNEVILLE POWER ADMINISTRATION
AND ARMY CORPS OF ENGINEERS,
WALLA WALLA DISTRICT
BUILDING 206 CITY COUNCIL AIRPORT
WALLA WALLA, WA 99362

Findings of Fact

1. On October 15, 2021, US ARMY CORPS OF ENGINEERS, PORTLAND DISTRICT AND BONNEVILLE POWER ADMINISTRATION AND ARMY CORPS OF ENGINEERS, WALLA WALLA DISTRICT filed an application to change a point of appropriation under Certificate 72182. The Department assigned the application number T-13850.

2. Notice of the application for transfer was published on November 23, 2021, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.

3. The right to be transferred is as follows:

Certificate: 72182 in the name of BONNEVILLE POWER ADMINISTRATION AND ARMY CORPS OF ENGINEERS, WALLA WALLA DISTRICT (perfected under Permit G-11210)
Use: FISH CULTURE
Priority Date: AUGUST 20, 1990
Rate: 9.11 CUBIC FEET PER SECOND
Source: FOUR WELLS in the COLUMBIA RIVER BASIN

Authorized Points of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
5 N	26 E	WM	15	SW NW	WELL 1 - 100 FEET NORTH AND 117 FEET EAST FROM THE W/14 CORNER OF SECTION 15
5 N	26 E	WM	15	NW SW	WELL 2 - 600 FEET SOUTH AND ON SECTION LINE FROM THE W/14 CORNER OF SECTION 15
5 N	26 E	WM	15	NW SW	WELL 3 - 1195 FEET SOUTH AND ON SECTION LINE FROM THE W/14 CORNER OF SECTION 15
5 N	26 E	WM	16	SE SE	WELL 4 - 1785 FEET SOUTH AND 10 FEET WEST FROM THE W/14 CORNER OF SECTION 15

Authorized Place of Use:

FISH CULTURE				
Twp	Rng	Mer	Sec	Q-Q
5 N	26 E	WM	15	NE SW

4. Transfer Application T-13850 proposes to move the authorized point of appropriation of Well 4 to proposed point of appropriation Well 5 with approximate distances as described below:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Distance from Authorized Well in Feet (ft.)
5 N	26 E	WM	16	SE SE	WELL 5 - 1885 FEET SOUTH AND 10 FEET WEST FROM THE W/14 CORNER OF SECTION 15	WELL 1 - 2000 ft. WELL 2 - 1300 ft. WELL 3 - 650 ft. WELL 4- 100 ft.

Transfer Review Criteria (OAR 690-380-4010)

- Water has been used within the last five years. There is no information in the record that would demonstrate that the right is subject to forfeiture under ORS 540.610.
- A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing right were present within the five-year period prior to submittal of Transfer Application T-13850.
- The proposed change would not result in enlargement of the right.
- The proposed change would not result in injury to other water rights.
- All other application requirements are met.

Determination and Proposed Action

The change in point of appropriation proposed in Transfer Application T-13850 appears to be consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000. If protests are not filed pursuant to OAR 690-380-4030, the application will be approved.

If Transfer Application T-13850 is approved, the final order will include the following:

1. *The change in point of appropriation proposed in Transfer Application T-13850 are approved.*
2. *The right to the use of the water is restricted to beneficial use at the place of use described and is subject to all other conditions and limitations contained in Certificate 72182 and any related decree.*
3. *Water right Certificate 72182 is cancelled.*
4. *The quantity of water diverted at the new point of appropriation (Well 5) shall not exceed the quantity of water lawfully available at the original points of appropriation (Well 4).*
5. *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 appropriation.*
 - 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.*
6. *Water shall be acquired from the same aquifer (water source) as the original point of appropriation.*
7. *Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2024**. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the change and full beneficial use of the water.*
8. *After satisfactory proof of beneficial use is received, a new certificate confirming the right transferred will be issued.*

Dated in Salem, Oregon on

D R A F T

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

This draft Preliminary Determination was prepared by Scott Grew. If you have questions about the information in this document, you may reach him at scott.a.grew@water.oregon.gov or 503-986-0890.

Oregon Water Resources Department

Measurement Condition Information for the Applicant

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

Transfer #: T- 13850



In order to avoid enlargement of the right or injury to other rights, a totalizing flowmeter 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: Greg Silbernagel

District: 5

Address: 116 SE Dorion Avenue

City/State/Zip: Pendleton, OR 97801

Phone: 541-969-1677

Email: Greg.M.Silbernagel@water.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

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-13850

Review Due Date:

Applicant Name: U.S. Army Corp of Engineers

Proposed Changes: ☐ POU ☐ POD ☒ POA ☐ USE ☐ OTHER

Reviewer(s): Greg Silbernagel

Date of Review: 01/13/2022

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:
Defer to groundwater section regarding same source requirements.
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

☐

Submerged Orifice

☐

Parshall Flume

☐

Flow Restrictor

☐

Other: _____

Oregon Water Resources Department

Measurement Condition Information for the Applicant

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

Transfer #: T- 13850



In order to avoid enlargement of the right or injury to other rights, a totalizing flowmeter 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: Greg Silbernagel

District: 5

Address: 116 SE Dorion Avenue

City/State/Zip: Pendleton, OR 97801

Phone: 541-969-1677

Email: Greg.M.Silbernagel@water.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

Groundwater Transfer Review Summary Form

Transfer/PA # T- 13850

GW Reviewer James Hootsmans/Josh Hackett Date Review Completed: 9/13/22

Summary of Same Source Review:

- ☐ The proposed change in point of appropriation is not within the same aquifer as per OAR 690-380-2110(2).

Summary of Injury Review:

- ☐ The proposed transfer will result in another, existing water right not receiving previously available water to which it is legally entitled or result in significant interference with a surface water source as per 690-380-0100(3).

Summary of GW-SW Transfer Similarity Review:

- ☐ The proposed SW-GW transfer doesn't meet the definition of "similarly" as per OAR 690-380-2130.

This is only a summary. Documentation is attached and should be read thoroughly to understand the basis for determinations.



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1271
(503) 986-0900
www.wrd.state.or.us

Ground Water Review Form:

- ☒ Water Right Transfer
☐ Permit Amendment
☐ GR Modification
☐ Other

Application: T-13850

Applicant Name: U.S. Army Corps of Engineers, Portland District

Proposed Changes: ☒ POA ☐ APOA ☐ SW→GW ☐ RA
☐ USE ☐ POU ☐ OTHER

Reviewer(s): J. Hootsmans/J. Hackett

Date of Review: 9/13/22

Date Reviewed by GW Mgr. and Returned to WRSD:

JTI 11/7/22

The information provided in the application is insufficient to evaluate whether the proposed transfer may be approved because:

- ☐ The water well reports provided with the application do not correspond to the water rights affected by the transfer.
- ☐ The application does not include water well reports or a description of the well construction details sufficient to establish the ground water body developed or proposed to be developed.
- ☐ Other _____

1. Basic description of the changes proposed in this transfer: The applicant proposes to transfer a POA from the current POA #4 (MORR 1518) on Cert. 72182 to a new POA (Proposed Well #5). Proposed Well #5 will be approximately 100 feet from POA #4 (MORR 1518).
2. Will the proposed POA develop the same aquifer (source) as the existing authorized POA?
☒ Yes ☐ No Comments: Authorized POAs 1-4 (MORR 1476, NLOG 57957, MORR 1517 and MORR 1518) are completed to similar depths up to 90 feet below ground surface (bgs). The authorized wells produce from water-bearing zones (WBZs) in the surficial alluvial aquifer system. Proposed Well #5 is to be completed to a similar depth as the existing wells and proposed to be sealed to 20 feet bgs and screened from 40 to 65 bgs.
3. a) Is there more than one source developed under the right (e.g., basalt and alluvium)?
☐ Yes ☒ No All wells produce from WBZ in alluvium less than 90 feet bgs.
b) If yes, estimate the portion of the right supplied by each of the sources and describe any limitations that will need to be placed on the proposed change (rate, duty, etc.): _____
4. a) Will this proposed change, at its maximum allowed rate of use, likely result in an increase in interference with **another ground water right**?
☐ Yes ☒ No Comments: The proposed POA will be located less than 100 feet from the authorized POAs. Because the proposed and authorized POAs are located similar distances to nearby wells, it is unlikely that interference with existing groundwater users will increase.

b) If yes, would this proposed change, at its maximum allowed rate of use, likely result in another groundwater right not receiving the water to which it is legally entitled?

☐ Yes ☐ No If yes, explain: _____

5. a) Will this proposed change, at its maximum allowed rate of use, likely result in an increase in interference with **another surface water source**?

☐ Yes ☒ No Comments: All POAs will be constructed similarly and will be located similar distances from nearby surface water sources, so interference is not expected to increase.

b) If yes, at its maximum allowed rate of use, what is the expected change in degree of interference with any **surface water sources** resulting from the proposed change?

Stream: _____ ☐ Minimal ☐ Significant

Stream: _____ ☐ Minimal ☐ Significant

Provide context for minimal/significant impact: _____

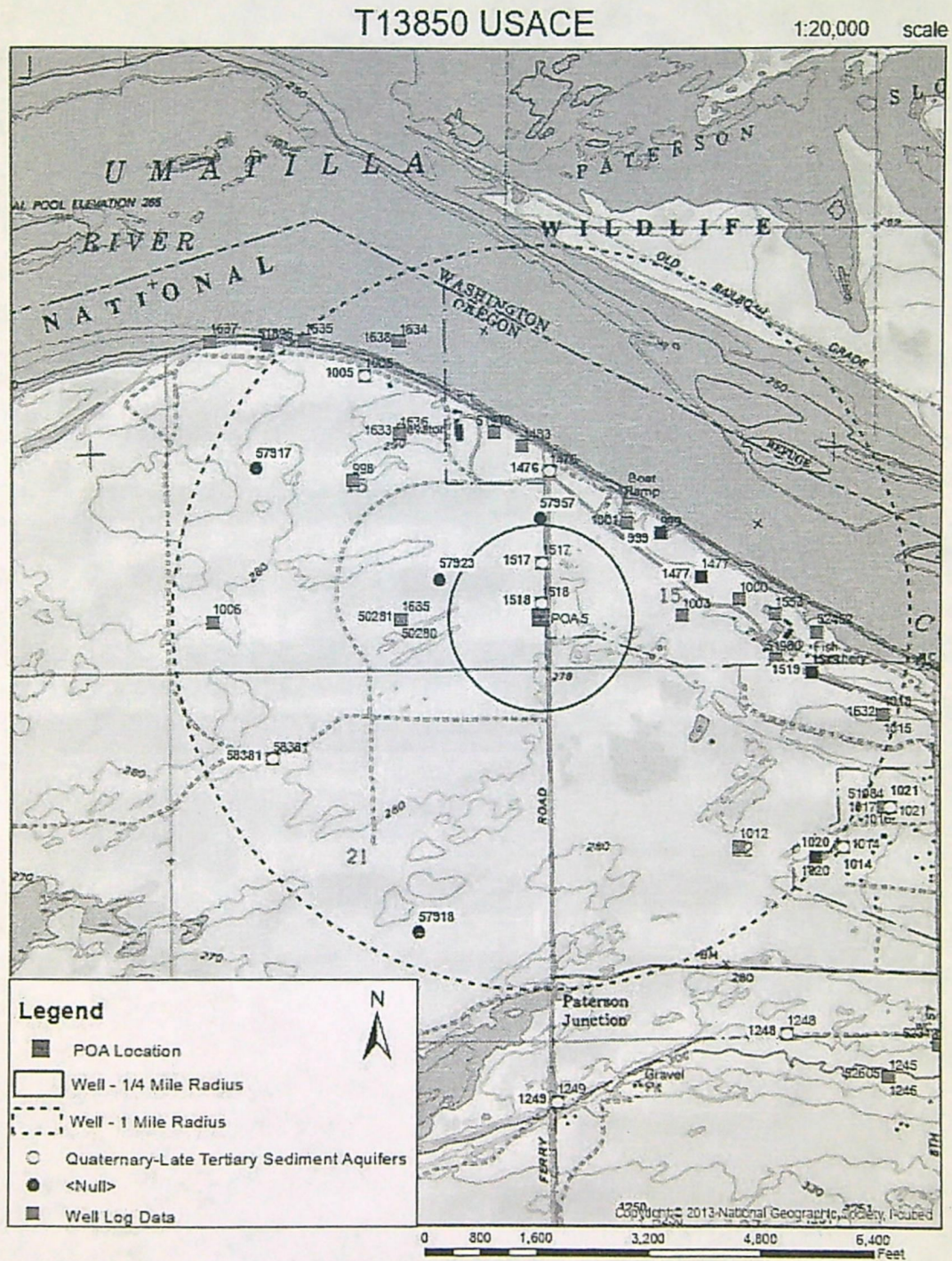
6. For SW-GW transfers, will the proposed change in point of diversion affect the surface water source similarly (as per OAR 690-380-2130) to the authorized point of diversion specified in the water use subject to transfer?

☐ Yes ☐ No Comments: _____

7. What conditions or other changes in the application are necessary to address any potential issues identified above: Complete the proposed POA as proposed and in accordance with new well construction requirements.

8. Any additional comments: Special Condition: The well shall be equipped with a separate water level measurement tube in addition to other methods of measuring the water level such as airlines or transducers (See OAR 690-215-0200 and Figure 200-5)

Well Location Map



GREW Scott A * WRD

From: SMITH Tamera L * WRD
Sent: Monday, July 11, 2022 8:31 AM
To: KIRSCH Mark T * ODFW
Cc: GREW Scott A * WRD
Subject: RE: T-13850-RA Well Transfer Permit Application status request

Good morning Mark,

Thank you for checking on the status of your pending application. It is still under review. Unfortunately we are currently short on staff needed to complete the Groundwater Review, but filling these vacant positions is a top priority for the Department. We are still waiting on the groundwater review before the transfer can move forward.

I took a new position with WMCPs. The caseworker for your file, Scott Grew, is cc'd in this email. He will be in touch once he receives the groundwater review and get the draft Preliminary Determination sent out.

Thank you for your inquiry.

Kindest regards,
Tamera

From: KIRSCH Mark T * ODFW <Mark.T.KIRSCH@odfw.oregon.gov>
Sent: Friday, July 8, 2022 10:14 AM
To: SMITH Tamera L * WRD <Tamera.L.SMITH@water.oregon.gov>
Subject: T-13850-RA Well Transfer Permit Application

Tamera,

I participate in a weekly call with the Bonneville Power Administration who is the funder of the well rehabilitation on this application. They are interested in an estimate if available for the timeline for this application coming to completion with OWRD. Any thoughts on such a timeline?

Cheers,

Mark T. Kirsch
John Day Watershed Manager
John Day Watershed District Office
Oregon Department of Fish and Wildlife
73471 Mytinger Lane
Pendleton, OR 97801
541-318-7966
My new email address is: mark.t.kirsch@odfw.oregon.gov

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 # 137659

INVOICE #

RECEIVED FROM: State of Oregon, Oregon
BY: Dept of Fish and Wildlife
CASH: ☐ CHECK: # 126245621 OTHER: (IDENTIFY) ☐
APPLICATION: ☐ PERMIT: ☐ TRANSFER: T-13850
TOTAL REC'D: \$1,975.21

1083 TREASURY 4170 WRD MISC CASH ACCT
0407 COPIES 47124 R11336-23 \$
0412 OTHER: (IDENTIFY) Transfer Reimbursement Authority \$1,975.21
0243 I/S Lease 0244 Muni Water Mgmt. Plan 0245 Cons. Water

4270 WRD OPERATING ACCT
MISCELLANEOUS
0407 COPY & TAPE FEES \$
0410 RESEARCH FEES \$
0408 MISC REVENUE: (IDENTIFY) \$
TC162 DEPOSIT LIAB. (IDENTIFY) \$
0240 EXTENSION OF TIME \$
WATER RIGHTS:
0201 SURFACE WATER EXAM FEE 0202 \$
0203 GROUND WATER EXAM FEE 0204 \$
0205 TRANSFER EXAM FEE \$
WELL CONSTRUCTION
0218 WELL DRILL CONSTRUCTOR EXAM FEE 0219 \$
LANDOWNER'S PERMIT EXAM FEE 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 (FW/WRD) \$
0231 HYDRO LICENSE FEE (FW/WRD) \$
HYDRO APPLICATION \$

TREASURY OTHER / RDX
FUND TITLE
OBJ. CODE VENDOR #
DESCRIPTION \$

RECEIPT: 137659

DATED: 3-11-2022 BY: [Signature]

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

STATE OF OREGON REMITTANCE ADVICE

TO SIGN UP FOR DIRECT DEPOSIT PAYMENT SERVICE AND RECEIVE CONVENIENT, ELECTRONIC PAYMENTS, LOG IN TO [HTTP://WWW.OREGON.GOV/DAS/EGS/FBS/SFMS/PAGES/ACH.ASPX](http://WWW.OREGON.GOV/DAS/EGS/FBS/SFMS/PAGES/ACH.ASPX) ON THE INTERNET. CLICK ON FORMS AND BROCHURES. THEN SELECT DIRECT DEPOSIT (ACH) AUTHORIZATION FORM.

WARRANT NO.
126245621

OREGON DEPT OF FISH AND WILDLIFE

(503) 947-6186

INVOICE NO.	INVOICE DATE	INVOICE DESCRIPTION	AGY	DOCUMENT	AMOUNT
#R11-336-23	013122	TRANSFER APPLICATION T-13850	635	VP113135	\$1,975.21

RECEIVED

MAR 11 2022

OWRD

VENDOR NAME

STATE OF OREGON WATER RESOURCES DEPARTMENT

ISSUE DATE
02/02/22

WARRANT AMOUNT
\$1,975.21

FOLD ON PERFORATION LINE BELOW BEFORE DETACHING.

**REIMBURSEMENT AUTHORITY
APPLICANT'S AGREEMENT
Contract Number: R11-336-23**

This Agreement is between the **Oregon Water Resources Department**, hereafter OWRD, and U.S. Army Corps of Engineers, Portland District and Bonneville Power Administration and Army Engineers, Walla Walla District, hereafter Applicant, hereafter known together as the parties.

Received by OWRD

MAR 11 2022

Salem, OR

OWRD Information	Applicant's Representative
Contact: Kelly Starnes	Name: Oregon Dept. of Fish & Wildlife
Title: Transfer Advisor	Contact: Mark T. Kirsch
Address: 725 Summer Street, NE, Suite A	Address: 73471 Mytinger Lane
Salem, OR 97301-1266	Pendleton, OR 97801
Phone: 503 979-3511	Phone: (541) 318-7966
Fax: 503 986-0901	Fax: (541) 276-4414
Email: patrick.k.starnes@water.oregon.gov	Email: mark.t.kirsch@odfw.oregon.gov
Applicant's Information	Co-Applicant
Name: U.S. Army Corps of Engineers,	Name: Bonneville Power Administration and
Portland District	Army Engineers, Walla Walla District
Contact: Amanda Dethman	Contact:
Address: PO Box 2946	Address: Building 602, City-County Airport
Portland, OR 97208-2946	Walla Walla, WA 99362
Phone: (503) 808-4670	Phone: BPA (503) 230-3000
Fax: (503) 808-4675	Fax:
Email: amanda.j.dethman@usace.army.mil	Email: BPA – hmhaserot@bpa.gov

Purpose The purpose of this Agreement is to expedite the processing of the Transfer Application. (Application Number: T-13850)

1. **Authority.** The OWRD has been authorized pursuant to ORS 536.055 to enter into a voluntary agreement with any applicant, permittee or regulated entity (collectively Applicant) for expediting or enhancing a regulatory process. In making this agreement, OWRD shall require the applicant to pay the full cost of expedited process.
2. **Restrictions.** Applicant and OWRD agree that this Agreement shall not be construed to restrict in any way the decisions and actions by OWRD. OWRD shall be free to exercise independent judgment consistent with existing laws and regulations.
3. **Effective Date and Duration.** Unless otherwise terminated by non-deposit of funds by the Applicant, this Agreement shall become effective on the date on which both parties have signed the Agreement and the full deposit of the estimated cost of the proposed service.
4. **Consideration.**
 - a. Applicant shall pay OWRD in advance for actual costs incurred by OWRD. The estimated maximum reimbursement payable to OWRD under this Agreement is \$1,975.21. Applicant agrees to pay the full amount of \$1,975.21 to OWRD prior to commencement of any work stated in this Agreement. This payment will be placed in an account administered by OWRD and drawn upon as costs are actually incurred. If the actual cost of performing the work is less than payments received, OWRD will refund the unspent balance. If the actual cost of processing exceeds the estimate, the Applicant can either elect to terminate this Agreement or amend the Agreement to reflect the increase in cost.
 - b. The costs stated in this Agreement do not include the statutory application processing and filing fees.

5. **Confidentiality.** Applicant agrees that any information provided to or acquired by OWRD under this Agreement will be subject to the Oregon Public Records Law and shall be considered public records.
6. **Indemnity.** Oregon Department of Fish & Wildlife shall defend, save, hold harmless, and indemnify the State of Oregon, OWRD, and their officers, employees, and agents from and against all claims, suits, actions, losses, damages, liabilities, costs, and expenses of any nature resulting from or arising out of, or relating to the activities of Applicant or its representatives, officers, employees, contractors, or agents under this Agreement or with respect to the expedited service. Oregon Department of Fish & Wildlife acknowledges that the Oregon Water Resources Department cannot and does not guarantee a favorable review under the subject regulatory process.
7. **Termination.** Applicant may request to terminate this agreement only in writing at anytime during the process. The Applicant agrees to pay for the work done by OWRD up until the time of the written termination request. OWRD, upon receiving such written termination request from the Applicant, will refund any unspent balance.
8. **Funds Authorized and Available.** By its execution of this Agreement, Applicants certify that sufficient funds are authorized and available to cover the expenditures contemplated by this Agreement.
9. **Duration of Estimate.** The Estimate of Time to completion is **approximately** 120 days once this Agreement has been fully executed and payment of the estimated cost deposited. If the Applicant's Agreement is not received by the Department within thirty (30) days of mailing the Agreement, the Applicant may need to re-apply for a new estimate. NOTE: Any time estimate is approximate; No guarantee of Final Order issuance of a date is certain. Duration estimates do not include any statutory waiting periods.
10. **Completion Date.** OWRD, by the execution of this Agreement does not guarantee the completion date indicated in this Agreement. Completion date is only an estimate and may be affected by the Department's workload, issues arising from the processing of the requested services and Applicant's timely response to requests for additional information.
IMPORTANT: Due to COVID-19 and actions taken by the State of Oregon to facilitate teleworking as a tool to help prevent the spread of the disease, Department processes for Reimbursement Authority may be unavoidably delayed.
11. **Captions.** The captions or headings in this Agreement are for the convenience only and in no way define, limit, or describe the scope, or intent, of any provision of this Agreement.
12. **Amendment and Merger.** The terms of this Agreement shall not be waived, altered, modified, supplemented, or amended in any manner whatsoever, except by written instrument signed by both parties. Such waiver, consent, modification or change, if made, shall be effective only in the specific instance and for the specific purpose given. There are no understandings, agreements or representations, oral or written, not specified herein regarding this Agreement.
13. **Signatures.** All parties, by the authorized representative's signature below, hereby acknowledge that they have read this Agreement, understand it and agree to be bound by its terms and conditions.

For Applicant: Mark T. Kirsch, Oregon Dept. Fish and Wildlife
John Day Watershed Manager
- Name/Title:
For OWRD: Dwight French
Dwight French – Administrator

3/9/2022
Date
3/16/2022
Date

Mail signed Agreement to:

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

Dear Oregon Department of Fish & Wildlife,

Enclosed is the REVISED Reimbursement Authority Applicant Agreement for Transfer T-13850. In order to commence work, the Agreement must be signed and accompanied with the full payment of the estimated maximum cost.

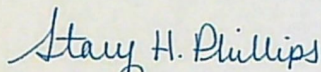
Please read the Agreement thoroughly and follow the instructions to proceed with the expedited transfer process. To complete the requested service, please mail the signed contract and check to:

Oregon Water Resources Department
Attention: Stacy Phillips
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266

IMPORTANT: Due to COVID-19 and actions taken by the State of Oregon to facilitate teleworking as a tool to help prevent the spread of the disease, Department processes for Reimbursement Authority may be unavoidably delayed.

If you have any questions, please contact me at (503) 986-0898 or via email: stacy.h.phillips@water.oregon.gov.

Sincerely,



Stacy H. Phillips
Natural Resource Specialist
Transfer and Conservation Section

cc: Bonneville Power Administration and Army Engineers, Walla Walla District, *via email*
U.S. Army Corps of Engineers, Portland District, *via email*

enclosure

Stacy H. Phillips

Restoration Program Technician
725 Summer Street NE, Suite A, Salem, OR 97301
Office: 503-986-0898 | Work Cell: 503-979-9948



Integrity | Service | Technical Excellence | Teamwork | Forward-Looking



OREGON WATER RESOURCES DEPARTMENT
TRANSFER REIMBURSEMENT AUTHORITY
ESTIMATE APPLICATION



ORS 536.055 authorizes the Oregon Water Resources Department to expedite or enhance regulatory processes voluntarily requested under the agreement.

Please contact Transfer Personnel before submitting this request; as the application fee is a non-refundable \$125.00 fee per request. Checks submitted for this application should be separate from Transfer fees.

The purpose of this application is to obtain estimates of the cost and time required to process a Transfer Application Request. There is a non-refundable application fee of \$125.00 per request.

<u>TYPE</u>	<u>FILE NUMBER</u>
Transfer Application	Transfer Number T-13850

	<u>Applicant Information</u>	<u>Applicant's Representative/Contact</u>
Name:		Mark T. Kirsch, Or Dept Fish & Wildlife
Address:		73471 Mytinger Lane
		Pendleton, OR 97801
Phone:		541-318-7966
Fax:		541-276-4414
E-Mail Address:		mark.t.kirsch@odfw.oregon.gov

I understand the following:

- That upon receipt of my non-refundable application fee of \$ 125.00, OWRD will, within fourteen (14) days, notify me in writing of the estimate of costs and time frame for the expedited service.
- That this fee covers the reimbursement authority staff to evaluate and provide the estimate for processing of the request.
- That OWRD will, within fourteen (14) business days, notify me in writing of the estimates of costs and time frame for the expedited service.
- That upon receiving the estimate I may agree or decline to enter into a formal contract to pay the estimated cost in advance to initiate the expedited service.
- An incomplete or inaccurate application may delay the process and increase the cost to process my request.
- Expedited processing does not guarantee a favorable review of my request.
- Send completed Application and payment to:

Oregon Water Resources Department
Transfer Reimbursement Authority Program
725 Summer St. NE, Suite A
Salem, OR 97301-1271

Received by OWRD

JAN 27 2022

I certify that I am the (check one):

☐ Applicant ☒ Applicant's Representative ☐ Other (Please specify) _____

Salem, OR

Name: Mark T. Kirsch, Oregon Department of Fish and Wildlife

Signature: _____

OWRD USE ONLY: Reimbursement Authority Number: R11- -

Enclosure 3

ORS 536.055 authorizes the Oregon Water Resources Department to expedite or enhance regulatory processes voluntarily requested under the agreement.

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The purpose of this application is to obtain estimates of the cost and time required to process a Transfer Application Request. There is a non-refundable application fee of \$125.00 per request.

<u>TYPE</u>	<u>FILE NUMBER</u>
Transfer Application	Transfer Number T-13850

	<u>Applicant Information</u>	<u>Applicant's Representative/Contact</u>
Name:	U.S. Army Corps of Engineers, Portland District	Amanda Dethman
Address:	Post Office Box 2946 Portland, Oregon 97208-2946	P.O. Box 2946 Portland, Oregon 97208-2946
Phone:		503-808-4670
Fax:		503-808-4675
E-Mail Address:		Amanda.J.Dethman@usace.army.mil

I understand the following:

- That upon receipt of my non-refundable application fee of \$ 125.00, OWRD will, within fourteen (14) days, notify me in writing of the estimate of costs and time frame for the expedited service.
- That this fee covers the reimbursement authority staff to evaluate and provide the estimate for processing of the request.
- That OWRD will, within fourteen (14) business days, notify me in writing of the estimates of costs and time frame for the expedited service.
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- Send completed Application and payment to:
Oregon Water Resources Department
Transfer Reimbursement Authority Program
725 Summer St. NE, Suite A
Salem, OR 97301-1271

I certify that I am the (check one):

☐ Applicant ☐ Applicant's Representative ☒ Other (Please specify) Owner's Representative

Name: Amanda Dethman

Signature: AN.1249366567
DETHMAN.AMANDA.JE
Digitally signed by
DETHMAN.AMANDA.JEAN.1249366567
Date: 2021.09.13 11:00:49 -07'00'

OWRD USE ONLY: Reimbursement Authority Number: R11-336-23

RECEIVED
OCT 15 2021
OWRD

US ARMY CORPS OF ENGINEERS & BONNEVILLE POWER ADMINISTRATION & ARMY ENGINEERS, WALLA WALLA DISTRICT RA R11-336-23 T-13850				
Front Desk Staff receipts received AA funds				
Transfer Support process Application				
Administrator signs AA				
NRS 1 Support enters workflow record in WRIS and updates RA spreadsheet				
NRS 2 completes initial review of file for deficiencies				
NRS 2 consults with Kelly and/or Lisa				
NRS 2 writes and sends deficiency ltr (email and hard copy)				
NRS 2 addresses correspondence from app/agent regarding deficiencies				
Watermaster completes review				
Groundwater completes review				
NRS 2 completes DPD AND PN				
Transfer staff peer reviews DPD AND PN				
Transfer Analyst completes policy check at DPD stage				
NRS 2 sends DPD to app/agent by email and/or mail				
NRS 2 drafts and sends revised DPD				
Transfer Staff peer reviews revised DPD				
Transfer Analyst peer reviews revised DPD				
NRS 2 reviews report of ownership				
NRS 2 completes PD				
Transfer Staff peer reviews PD				
Transfer Analyst peer reviews PD				
Data Center reviews PD				
Transfer Analyst completes peer review of PN review for newspaper noticing				
Transfer Support requests newspaper quote for PN publishing				
NRS 2 sends publishing fee request to applicant				
Transfer Support processes fee and newspaper publishing				
Transfer Support processes public notice (dept notice)				
Administrator signs PD				
NRS 2 completes FO				
Transfer Staff peer reviews FO				
Transfer Analyst peer reviews FO				
Administrator signs FO				
Transfer Support issues FO, updates WRIS, copy to file, record markings, and sends hard copy				
NRS 1 closes out RA Contract				
TOTAL ESTIMATE HOURS		28.97		
			TOTAL	\$1,563.17

Enclosure 3

RECEIVED

OCT 15 2021

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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 # 136772

INVOICE #

RECEIVED FROM: State of Oregon, Oregon Dept of Fish and Wildlife
BY: 126169445
CASH: ☐ CHECK: ☒ OTHER: (IDENTIFY) ☐
APPLICATION: ☐
PERMIT: ☐
TRANSFER: T-13850
TOTAL REC'D \$ 125.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES 47124 \$
0412 OTHER: (IDENTIFY) Transfer Reimbursement Authority \$ 125.00

0243 I/S Lease 0244 Muni Water Mgmt. Plan 0245 Cons. Water

4270 WRD OPERATING ACCT

MISCELLANEOUS
0407 COPY & TAPE FEES \$
0410 RESEARCH FEES \$
0408 MISC REVENUE: (IDENTIFY) \$
TC162 DEPOSIT LIAB. (IDENTIFY) \$
0240 EXTENSION OF TIME \$
WATER RIGHTS:
0201 SURFACE WATER EXAM FEE \$ RECORD FEE \$
0203 GROUND WATER \$ 0204 \$
0205 TRANSFER \$
WELL CONSTRUCTION
0218 WELL DRILL CONSTRUCTOR EXAM FEE \$ LICENSE FEE \$
LANDOWNER'S PERMIT 0219 \$ 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 (FW/WRD) \$
0231 HYDRO LICENSE FEE (FW/WRD) \$
HYDRO APPLICATION \$

TREASURY OTHER / RDX

FUND TITLE
OBJ. CODE VENDOR #
DESCRIPTION \$

STATE OF OREGON REMITTANCE ADVICE

TO SIGN UP FOR DIRECT DEPOSIT PAYMENT SERVICE AND RECEIVE CONVENIENT, ELECTRONIC PAYMENTS, LOG IN TO [HTTP://WWW.OREGON.GOV/DAS/EGS/FBS/SFMS/PAGES/ACH.ASPX](http://WWW.OREGON.GOV/DAS/EGS/FBS/SFMS/PAGES/ACH.ASPX) ON THE INTERNET. CLICK ON FORMS AND BROCHURES. THEN SELECT DIRECT DEPOSIT (ACH) AUTHORIZATION FORM.

WARRANT NO.
126169445

OREGON DEPT OF FISH AND WILDLIFE

(503) 947-6186

INVOICE NO.	INVOICE DATE	INVOICE DESCRIPTION	AGY	DOCUMENT	AMOUNT
102121		RA APPLICATION FEE T-13850	635	VP112693	\$125.00

ATTN: Tamera Smith for BPA application

RECEIVED

NOV 04 2021

OWRD

VENDOR NAME

ISSUE DATE

WARRANT AMOUNT

STATE OF OREGON WATER RESOURCES DEPARTMENT

10/22/21

\$125.00

FOLD ON PERFORATION LINE BELOW BEFORE DETACHING.

RECEIPT: 136772

DATED

11-4-2021 BY: Mindy Carlson

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



OREGON WATER RESOURCES DEPARTMENT
TRANSFER REIMBURSEMENT AUTHORITY
ESTIMATE APPLICATION



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The purpose of this application is to obtain estimates of the cost and time required to process a Transfer Application Request. There is a non-refundable application fee of \$125.00 per request.

<u>TYPE</u>	<u>FILE NUMBER</u>
Transfer Application	Transfer Number <u>T-13850</u>

	<u>Applicant Information</u>	<u>Applicant's Representative/Contact</u>
Name:	Bonneville Power Administration and Army Engineers, Walla Walla District	
Address:	Building 602, City-County Airport Walla Walla, Washington 99362	
Phone:	BPA 503.230.3000/	
Fax:		
E-Mail Address:	BPA = hmhaserot@bpa.gov/	

I understand the following:

- That upon receipt of my non-refundable application fee of \$ 125.00, OWRD will, within fourteen (14) days, notify me in writing of the estimate of costs and time frame for the expedited service.
- That this fee covers the reimbursement authority staff to evaluate and provide the estimate for processing of the request.
- That OWRD will, within fourteen (14) business days, notify me in writing of the estimates of costs and time frame for the expedited service.
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- Expedited processing does not guarantee a favorable review of my request.
- Send completed Application and payment to:

Oregon Water Resources Department
Transfer Reimbursement Authority Program
725 Summer St. NE, Suite A
Salem, OR 97301-1271

I certify that I am the (check one):

☐ Applicant ☐ Applicant's Representative ☐ Other (Please specify) _____

Name: Bonneville Power Administration/Heidi Haserot/Realty Specialist

Signature: _____

Heidi M. Haserot

Digitally signed by HEIDI
HASEROT
Date: 2021.07.21 14:53:13
+07'00'

RECEIVED
OCT 15 2021
OWRD

OWRD USE ONLY: Reimbursement Authority Number: R11-336-23



Oregon
Kate Brown, Governor

Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

November 24, 2021

US ARMY CORPS OF ENGINEERS
PO BOX 2946
PORTLAND, OR 97208

Reference: Application T-13850

On October 15, 2021, OWRD received your water right Permanent Transfer Application. The application was accompanied by \$1695.00. Our receipt number 136632 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. A review form will also be sent to our groundwater staff to determine whether the proposed well accesses the same source of water as the original well.

This application may require publication of a notice for two consecutive weeks in a newspaper with general circulation in the area where the water right is located. If it is determined that newspaper notice will be required, the Department will prepare the notice and notify you of the cost. You will be responsible for submitting payment to the Department prior to publication of the notice.

Except as provided under ORS 540.510(3) for municipalities, you may not use water from the new point of appropriation until a final order approving the transfer application has been issued by the Department. In order to avoid any possible forfeiture of the water right, you should continue to use the water as described by your existing water right.

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

Refer to the following page for a chart showing the steps and expected timelines for the processing of your application.

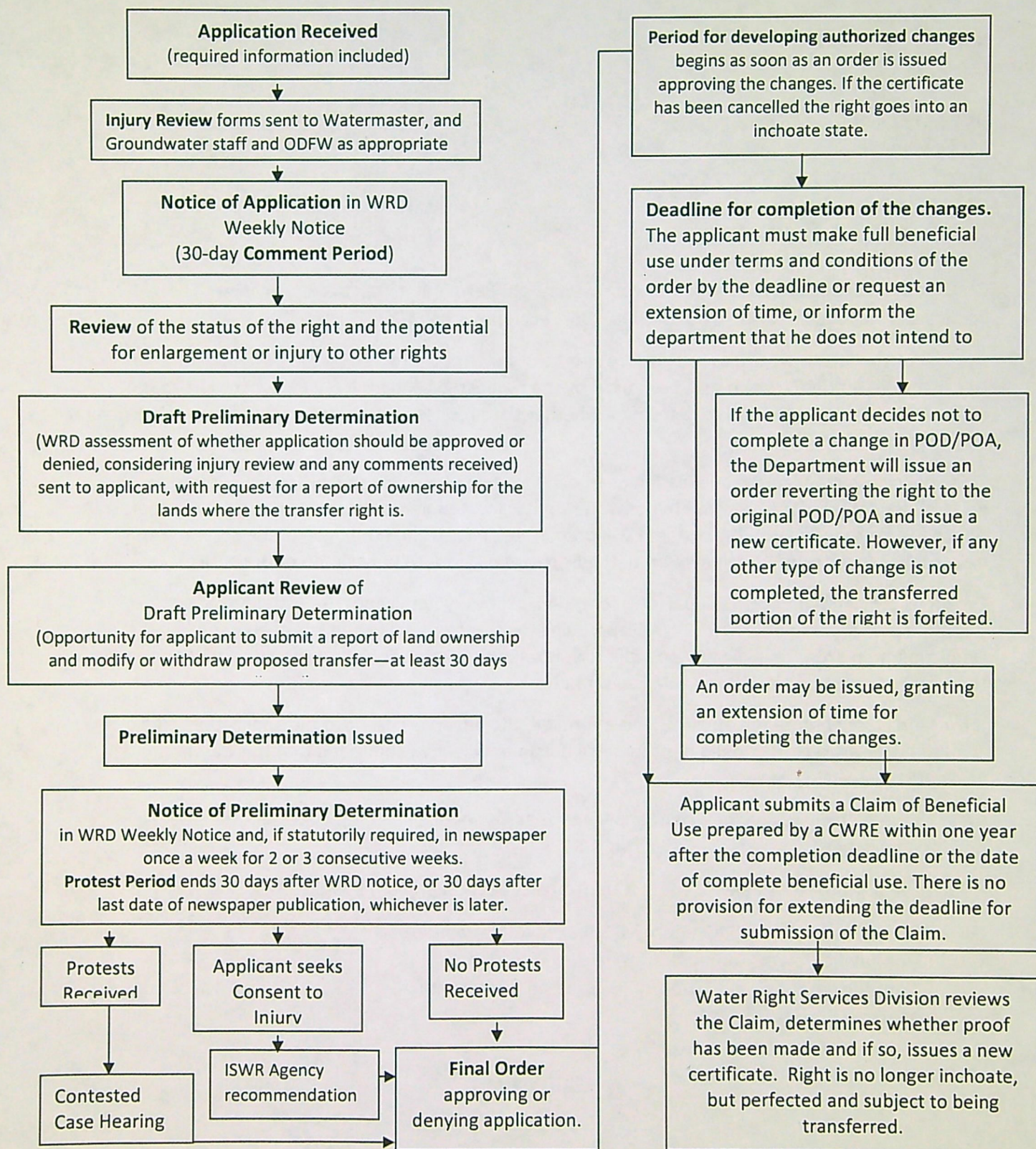
If you have any questions, please contact the Transfer Section at (503) 979-9931.

Cc: Watermaster Dist. #5, Gregory M. Silbernagel (*via email*)
Bonneville Power Administration
Confederated Tribes of the Umatilla Indian Reservation
Morrow County

Enclosure

Regular Transfer Process (including "Proving Up" on the changes)

OAR 690 Division 380



Enclosure 1

Application for Permanent Water Right 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 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.

RECEIVED

OCT 15 2021

OWRD

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

- ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ Part 2 – Completed 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 new online fee calculator at: http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator. If you have questions, call Customer Service at (503) 986-0801.
- ☒ Part 4 – Completed Applicant Information and Signature.
- ☒ Part 5 – Information about Water Rights to be Transferred: **How many water rights are to be transferred?** 1 **List them here:** 72182
Please include a separate Part 5 for each water right. (See instructions on page 6)

Attachments:

- ☒ Completed Transfer Application Map.
- ☒ Completed Evidence of Use Affidavit and supporting documentation.
- ☐ ☒ N/A Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land the water right is on.)
- ☐ ☒ N/A Supplemental Form D – For water rights served by or issued in the name of an irrigation district. Complete when the transfer applicant is not the irrigation district.
- ☐ ☒ N/A Oregon Water Resources Department's Land Use Information Form with approval and signature (or signed land use form receipt stub) 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.
- ☒ ☐ N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation.
- ☐ ☒ N/A Geologist Report for a change from a surface water point of diversion to a ground water point of appropriation (well), if the proposed well is more than 500' from the surface water source and more than 1000' upstream or downstream from the point of diversion. See OAR 690-380-2130 for requirements and applicability.

(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"/> Evidence of Use Form not enclosed or incomplete |
| <input type="checkbox"/> Additional signature(s) required | <input type="checkbox"/> Part _____ is incomplete |

Other/Explanation _____

Staff: _____ 503-986-0_____

Date: ____/____/____

Part 2 of 5 – Transfer Application Map

OWRD

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

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

- ☒ ☐ N/A Certified Water Right Examiner (CWRE) Stamp and Original Signature. For a list of CWREs, see http://apps.wrd.state.or.us/apps/wr/cwre_license_view/. CWRE stamp and signature are not required for substitutions.
- ☐ ☒ 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 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), 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°).

INSTRUCTIONS for editing the Application Form

To add additional lines to tables within the forms or to copy and paste additional Part 5 pages, please **save the application form to your computer**. Unlock the document by using one of the following instructions for your Microsoft Word software version:

Microsoft Word 2003

Unlock the document by one of the following:

- Using the **Tools** menu => click **Unprotect Document**;
- OR
- Using the **Forms** toolbar => click on the **Protect/Unprotect** icon.

To relock the document to enable the checkboxes to work, you will need to:

- Using the **Tools** menu => click **Protect Document**;
- OR
- Using the **Forms** toolbar => click on the **Protect/Unprotect** icon.

Microsoft Word 2007

- Unlock the document by clicking the **Review** tab, then click **Protect Document**, then click **Stop Protect**
- To relock the document, click **Editing Restrictions**, then click **Allow Only This Type of Editing**, select **Filling In Forms** from the drop-down menu, then check **Yes, Start Enforcing Protection**.

Microsoft Word 2010

- Unlock the document by clicking the **Review** tab; toggle the **Restrict Editing** icon at the upper right, then click **Stop Protect** at the bottom right. Then uncheck the "Allow only this type of editing in the document: **Filling in forms**" in the "Editing restrictions" section on the right-hand list of options.
- To relock the document, check the **Editing Restrictions/Allow Only This Type of Editing/Filling In Forms** box from the drop-down menu, then check **Yes, Start Enforcing Protection**. You do not need to assign a password for the editing restrictions.

Other Alternatives:

- Photocopy pages or tables in Part 5, ~~mark through~~ any non-applicable information, insert/attach photocopied pages to document in the appropriate location, and manually amend page numbers as necessary (e.g. Page 5 6 of 9 10).
- You may refer to additional attachments that you may include, such as separately produced tables or spreadsheets to convey large numbers of rows of place of use listings, owner/property parcels, etc. You may contact the Department at 503-986-0900 and ask for Transfer Staff if you have questions.

Once the application has been unlocked, you may:

- add additional rows to tables using the Table tools, and
- select and copy the pages of Part 5 and paste as many additional sets of Part 5 pages as needed at the end of the application.

After editing, re-lock the document to enable checkboxes to work.

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OCT 15 2021

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Part 3 of 5 – Fee Worksheet

FEE WORKSHEET for PERMANENT TRANSFER (except Substitution)			
1	Base Fee (includes one type of change to one water right for up to 1 cfs)	1	\$1,160
	Types of change proposed: <input type="checkbox"/> Place of Use <input type="checkbox"/> Character of Use <input checked="" type="checkbox"/> Point of Diversion/Appropriation Number of above boxes checked = <u>1</u> (2a) Subtract 1 from the number in line 2a = <u>0</u> (2b) <i>If only one change, this will be 0</i> Multiply line 2b by \$930 and enter » » » » » » » » » » » » » » » »	2	0
3	Number of water rights included in transfer <u>1</u> (3a) Subtract 1 from the number in 3a above: <u>0</u> (3b) <i>If only one water right this will be 0</i> Multiply line 3b by \$520 and enter » » » » » » » » » » » » » » » »	3	0
4	Do you propose to add or change a well, or change from a surface water POD to a well? <input type="checkbox"/> No: enter 0 » <input checked="" type="checkbox"/> Yes: enter \$410 »	4	\$410
5	Do you propose to change the place of use or character of use? <input checked="" type="checkbox"/> No: enter 0 on line 5 » <input type="checkbox"/> Yes: enter the cfs for the portions of the rights to be transferred (see example below*): _____ (5a) Subtract 1.0 from the number in 5a above: _____ (5b) If 5b is 0 or less, enter 0 on line 5 » If 5b is greater than 0, round up to the nearest whole number: _____ (5c) and multiply 5c by \$350, then enter on line 5 » » » » » » » » » » » » » » » »	5	0
6	Add entries on lines 1 through 5 above » » » » » » » » » » Subtotal:	6	\$1570
7	Is this transfer: <input type="checkbox"/> necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? <input type="checkbox"/> endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat? If one or more boxes is checked, multiply line 6 by 0.5 and enter on line 7 » If no box is applicable, enter 0 on line 7 » » » » » » » » » » » » » » » »	7	0
8	Subtract line 7 from line 6 » » » » » » » » » » » » » » » » Transfer Fee:	8	\$1570

*Example for Line 5a calculation to transfer 45.0 acres of Primary Certificate 12345 (total 1.25 cfs for 100 acres) and 45.0 acres of Supplemental Certificate 87654 (1/80 cfs per acre) on the same land:

- For irrigation calculate cfs for each water right involved as follows:
 - Divide total authorized cfs by total acres in the water right (for C12345, $1.25 \text{ cfs} \div 100 \text{ ac}$); then multiply by the number of acres to be transferred to get the transfer cfs ($\times 45 \text{ ac} = 0.56 \text{ cfs}$).
 - If the water right certificate does not list total cfs, but identifies the allowable use as 1/40 or 1/80 of a cfs per acre; multiply number of acres proposed for change by either 0.025 (1/40) or 0.0125 (1/80). (For C87654, $45.0 \text{ ac} \times 0.0125 \text{ cfs/ac} = 0.56 \text{ cfs}$)
- Add cfs for the portions of water rights on all the land included in the transfer; however **do not count cfs for supplemental rights on acreage for which you have already calculated the cfs fee for the primary right on the same land**. The fee should be assessed only once for each "on the ground" acre included in the transfer. (In this example, blank 5a would be only 0.56 cfs, since both rights serve the same 45.0 acres. Blank 5b would be 0 and Line 5 would then also become 0).

FEE WORKSHEET for SUBSTITUTION			
1	Base Fee (includes change to one well)	1	\$840.00
	Number of wells included in substitution _____ (2a) Subtract 1 from the number in 2a above: _____ (2b) <i>If only one well this will be 0</i> Multiply line 2b by \$410 and enter » » » » » » » » » » » » » » » »	2	
3	Add entries on lines 1 through 2 above » » » » » » Fee for Substitution:	3	

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 # 136771

INVOICE #

RECEIVED FROM: State of Oregon, Oregon Dept
of Fish and Wildlife

BY:

CASH:

☐

CHECK: #

☒

OTHER: (IDENTIFY)

☐

APPLICATION

PERMIT

TRANSFER

TOTAL REC'D \$145.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES

\$

OTHER: (IDENTIFY)

\$

0243 I/S 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

\$ 145.00

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 (FW/WRD)

\$

0231 HYDRO LICENSE FEE (FW/WRD)

\$

HYDRO APPLICATION

\$

TREASURY OTHER / RDX

FUND TITLE

OBJ. CODE VENDOR #

DESCRIPTION \$

STATE OF OREGON REMITTANCE ADVICE

TO SIGN UP FOR DIRECT DEPOSIT PAYMENT SERVICE AND RECEIVE CONVENIENT, ELECTRONIC PAYMENTS, LOG IN TO [HTTP://WWW.OREGON.GOV/DAS/EGS/FBS/SFMS/PAGES/ACH.ASPX](http://www.oregon.gov/DAS/EGS/FBS/SFMS/PAGES/ACH.ASPX) ON THE INTERNET. CLICK ON FORMS AND BROCHURES. THEN SELECT DIRECT DEPOSIT (ACH) AUTHORIZATION FORM.

WARRANT NO.

126168796

OREGON DEPT OF FISH AND WILDLIFE

(503) 947-6186

INVOICE NO.	INVOICE DATE	INVOICE DESCRIPTION	AGY	DOCUMENT	AMOUNT
102121		TRANSFER FEE BALANCE T-13850	635	VP112688	\$145.00

ATTN: Tamera Smith for BPA application

RECEIVED

NOV 04 2021

OWRD

VENDOR NAME

ISSUE DATE

WARRANT AMOUNT

STATE OF OREGON WATER RESOURCES DEPARTMENT

10/21/21

\$145.00

FOLD ON PERFORATION LINE BELOW BEFORE DETACHING.

RECEIPT: 136771

DATED: 11-4-2021

BY: Mindy Carlson

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

STATE OF OREGON
WATER RESOURCES DEPARTMENT

RECEIPT # 136632

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

INVOICE # _____

RECEIVED FROM: State of Oregon; Oregon
BY: Dept. of Fish and Wildlife
126077531

CASH: ☐ CHECK: ☒ 126077531 OTHER: (IDENTIFY) _____

APPLICATION _____
PERMIT _____
TRANSFER 1-13850

TOTAL REC'D \$ 1695.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES \$ _____
OTHER: (IDENTIFY) \$ _____
0243 I/S 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>1695.00</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 (FW/WRD) \$ _____
0231 HYDRO LICENSE FEE (FW/WRD) \$ _____
HYDRO APPLICATION \$ _____

TREASURY OTHER / RDX

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

STATE OF OREGON REMITTANCE ADVICE

TO SIGN UP FOR DIRECT DEPOSIT PAYMENT SERVICE AND RECEIVE CONVENIENT, ELECTRONIC PAYMENTS, LOG IN TO [HTTP://WWW.OREGON.GOV/DAS/EGS/FBS/SFMS/PAGES/ACH.ASPX](http://WWW.OREGON.GOV/DAS/EGS/FBS/SFMS/PAGES/ACH.ASPX) ON THE INTERNET. CLICK ON FORMS AND BROCHURES. THEN SELECT DIRECT DEPOSIT (ACH) AUTHORIZATION FORM.

WARRANT NO.
126077531

OREGON DEPT OF FISH AND WILDLIFE

(503) 947-6186

INVOICE NO.	INVOICE DATE	INVOICE DESCRIPTION	AGY	DOCUMENT	AMOUNT
062321		WATER RIGHT TRANSFER FEES	635	VP112109	\$1,695.00

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OCT 15 2021

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VENDOR NAME

STATE OF OREGON WATER RESOURCES DEPARTMENT

ISSUE DATE
06/24/21

WARRANT AMOUNT
\$1,695.00

FOLD ON PERFORATION LINE BELOW BEFORE DETACHING.

RECEIPT: 136632

DATED: 10-15-2021 BY: Mindy Carlson

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

Application for Permanent Water Right 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 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.

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

- ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ Part 2 – Completed 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 new online fee calculator at: http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator. If you have questions, call Customer Service at (503) 986-0801.
- ☒ Part 4 – Completed Applicant Information and Signature.
- ☒ Part 5 – Information about Water Rights to be Transferred: **How many water rights are to be transferred?** 1 **List them here:** 72182
Please include a separate Part 5 for each water right. (See instructions on page 6)

Attachments:

- ☒ Completed Transfer Application Map.
- ☒ Completed Evidence of Use Affidavit and supporting documentation.
- ☐ ☒ N/A Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land the water right is on.)
- ☐ ☒ N/A Supplemental Form D – For water rights served by or issued in the name of an irrigation district. Complete when the transfer applicant is not the irrigation district.
- ☐ ☒ N/A Oregon Water Resources Department's Land Use Information Form with approval and signature (or signed land use form receipt stub) 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.
- ☒ ☐ N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation.
- ☐ ☒ N/A Geologist Report for a change from a surface water point of diversion to a ground water point of appropriation (well), if the proposed well is more than 500' from the surface water source and more than 1000' upstream or downstream from the point of diversion. See OAR 690-380-2130 for requirements and applicability.

(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"/> Evidence of Use Form not enclosed or incomplete |
| <input type="checkbox"/> Additional signature(s) required | <input type="checkbox"/> Part _____ is incomplete |

Other/Explanation _____

Staff: _____ 503-986-0 _____

Date: ____/____/____

Part 2 of 5 – Transfer Application Map

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

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

- ☒ ☐ N/A Certified Water Right Examiner (CWRE) Stamp and Original Signature. For a list of CWREs, see http://apps.wrd.state.or.us/apps/wr/cwre_license_view/. CWRE stamp and signature are not required for substitutions.
- ☐ ☒ 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 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), 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°).

FEE WORKSHEET for PERMANENT TRANSFER (except Substitution)			
1	Base Fee (includes one type of change to one water right for up to 1 cfs)	1	\$1,160
	Types of change proposed: <input type="checkbox"/> Place of Use <input type="checkbox"/> Character of Use <input checked="" type="checkbox"/> Point of Diversion/Appropriation Number of above boxes checked = <u>1</u> (2a) Subtract 1 from the number in line 2a = <u>0</u> (2b) <i>If only one change, this will be 0</i>		<div>REC</div> <div>OCT 1</div> <div>0</div> <div>OV</div>
2	Multiply line 2b by \$930 and enter » » » » » » » » » » » » » » » »	2	
	Number of water rights included in transfer <u>1</u> (3a) Subtract 1 from the number in 3a above: <u>0</u> (3b) <i>If only one water right this will be 0</i>		0
3	Multiply line 3b by \$520 and enter » » » » » » » » » » » » » » » »	3	
	Do you propose to add or change a well, or change from a surface water POD to a well? <input type="checkbox"/> No: enter 0 » <input checked="" type="checkbox"/> Yes: enter \$410 »		\$410
4		4	
	Do you propose to change the place of use or character of use? <input checked="" type="checkbox"/> No: enter 0 on line 5 » <input type="checkbox"/> Yes: enter the cfs for the portions of the rights to be transferred (see example below*): _____ (5a) Subtract 1.0 from the number in 5a above: _____ (5b) If 5b is 0 or less, enter 0 on line 5 » If 5b is greater than 0, round up to the nearest whole number: _____ (5c) and multiply 5c by \$350, then enter on line 5 »		0
5		5	
6	Add entries on lines 1 through 5 above » » » » » » » » » » Subtotal:	6	\$1570
	Is this transfer: <input type="checkbox"/> necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? <input type="checkbox"/> endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat? If one or more boxes is checked, multiply line 6 by 0.5 and enter on line 7 »		0
7	If no box is applicable, enter 0 on line 7 »	7	
8	Subtract line 7 from line 6 » » » » » » » » » » » » » » » » Transfer Fee:	8	\$1570

1. For irrigation calculate cfs for each water right involved as follows:
 - a. Divide total authorized cfs by total acres in the water right (*for C12345, $1.25 \text{ cfs} \div 100 \text{ ac}$*); then multiply by the number of acres to be transferred to get the transfer cfs (*$\times 45 \text{ ac} = 0.56 \text{ cfs}$*).
 - b. If the water right certificate does not list total cfs, but identifies the allowable use as 1/40 or 1/80 of a cfs per acre; multiply number of acres proposed for change by either 0.025 (1/40) or 0.0125 (1/80). (*For C87654, $45.0 \text{ ac} \times 0.0125 \text{ cfs/ac} = 0.56 \text{ cfs}$*)
2. Add cfs for the portions of water rights on all the land included in the transfer; however **do not count cfs for supplemental rights on acreage for which you have already calculated the cfs fee for the primary right on the same land**. The fee should be assessed only once for each "on the ground" acre included in the transfer. (*In this example, blank 5a would be only 0.56 cfs, since both rights serve the same 45.0 acres. Blank 5b would be 0 and Line 5 would then also become 0*).

FEE WORKSHEET for SUBSTITUTION			
1	Base Fee (includes change to one well)	1	\$840.00
	Number of wells included in substitution _____ (2a) Subtract 1 from the number in 2a above: _____ (2b) <i>If only one well this will be 0</i>		
2	Multiply line 2b by \$410 and enter » » » » » » » » » » » » » » » »	2	
3	Add entries on lines 1 through 2 above » » » » » » Fee for Substitution:	3	

OCT 15 2021

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Bonneville Power Administration and Army Corps of Engineers, Walla Walla District		PHONE NO.	ADDITIONAL CONTACT NO. 503.230.3000
ADDRESS Building 602, City-County Airport		FAX NO.	
CITY Walla Walla	STATE WA	ZIP 99362	E-MAIL hmhaserot@bpa.gov
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.			

OWRD

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

AGENT/BUSINESS NAME		PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS		FAX NO.	
CITY	STATE	ZIP	E-MAIL
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 intent is to transfer a point of appropriation from the current well #4 in Cert. 72182 to a new point of appropriation that will be labeled #5. The transfer will be in the same aquifer and be within 100 feet of the existing point of appropriation for well #4.

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

Check One Box

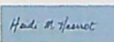
- ☒ By signing this application, I understand that, upon receipt of the draft preliminary determination and prior to Department approval of the transfer, I will be required to provide landownership information and evidence that I am authorized to pursue the transfer as identified in OAR 690-380-4010(5); OR
- ☐ I affirm the applicant is a municipality as defined in ORS 540.510(3)(b) and that the right is in the name of the municipality or a predecessor; OR
- ☐ I affirm the applicant is an entity with the authority to condemn property and is acquiring by condemnation the property to which the water right proposed for transfer is appurtenant and have supporting documentation.

By my signature below, I confirm that I understand:

- Prior to Department approval of the transfer application, I may be required to submit payment to the Department for publication of a notice in a newspaper with general circulation in the area where the water right is located, once per week for two consecutive weeks. If more than one qualifying newspaper is available, I suggest publishing the notice in the following newspaper: East Oregonian
- Amendments to the application may only be made in response to the Department's Draft Preliminary Determination (DPD). The applicant will have a period of at least 30 days to amend the application to address any issues identified by the Department in the DPD, or to withdraw the application. Note that amendments may be subject to additional fees, pursuant to ORS 536.050.
- Failure to complete an approved change in place of use and/or change in character of use, will result in loss of the water right (OAR 690-380-6010).

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



	Digitally signed by HEIDI HASEROT Date: 2021.07.26 10:39:26 -07'00'	
Applicant signature	Print Name (and Title if applicable)	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 deeded landowners (and mailing and/or e-mail addresses if different than the applicant's) or attach affidavits of consent (and mailing and/or e-mail addresses) from all landowners or individuals/entities to which the water right(s) were conveyed.

Check the following boxes that apply:

- ☒ The applicant is responsible for completion of change(s). Notices and correspondence should continue to be sent to the applicant.
- ☐ The receiving landowner will be responsible for completing the proposed change(s) after the final order is issued. Copies of notices and correspondence should be sent to this landowner.
- ☐ Both the receiving landowner and applicant will be responsible for completion of change(s). Copies of notices and correspondence should be sent to this landowner and the applicant.

At this time, are the lands in this transfer application in the process of being sold? ☐ Yes ☒ No

If YES, and you know who the new landowner will be, please complete the receiving landowner information table below. If you do not know who the new landowner will be, then a request for assignment will have to be filed for at a later date.

If a property sells, the certificated water right(s) located on the land belong to the new owner, unless a sale agreement or other document states otherwise. For more information see:

https://www.oregon.gov/owrd/WRDFormsPDF/Transfer_Property_Transactions.pdf

RECEIVING LANDOWNER NAME			PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS				FAX NO.
CITY	STATE	ZIP	E-MAIL	

Describe any special ownership circumstances here:

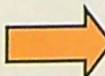
The water appropriated on Cert. 72182 is applied at a Bonneville Power Administration fish rearing facility that exists on US Army Corps of Engineers property. The well to be replaced as part of the POA transfer on this water right resides on US Fish and Wildlife Service property. The facility operator is the Oregon Department of Fish and Wildlife. The water right certificate is held by both the Bonneville Power Administration and the US Army Corps of Engineers.

- ☐ 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. (Tip: Complete and attach Supplemental Form D.)

IRRIGATION DISTRICT NAME	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	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME Morrow County	ADDRESS 205 3rd Street NE	
CITY Irrigon	STATE Oregon	ZIP 97844

ENTITY NAME Confederated Tribes of the Umatilla Indian Res.	ADDRESS Nixyaawii Governance Center 46411 Ti'mine Way	
CITY Pendleton	STATE Oregon	ZIP 97801

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OCT 15 2021

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INSTRUCTIONS for editing the Application Form

To add additional lines to tables within the forms or to copy and paste additional Part 5 pages, please **save the application form to your computer**. Unlock the document by using one of the following instructions for your Microsoft Word software version:

Microsoft Word 2003

Unlock the document by one of the following:

- Using the **Tools** menu => click **Unprotect Document**;
- OR
- Using the **Forms** toolbar => click on the **Protect/Unprotect** icon.

To relock the document to enable the checkboxes to work, you will need to:

- Using the **Tools** menu => click **Protect Document**;
- OR
- Using the **Forms** toolbar => click on the **Protect/Unprotect** icon.

Microsoft Word 2007

- Unlock the document by clicking the **Review** tab, then click **Protect Document**, then click **Stop Protect**
- To relock the document, click **Editing Restrictions**, then click **Allow Only This Type of Editing**, select **Filling In Forms** from the drop-down menu, then check **Yes, Start Enforcing Protection**.

Microsoft Word 2010

- Unlock the document by clicking the **Review** tab; toggle the **Restrict Editing** icon at the upper right, then click **Stop Protect** at the bottom right. Then uncheck the "Allow only this type of editing in the document: **Filling in forms**" in the "Editing restrictions" section on the right-hand list of options.
- To relock the document, check the **Editing Restrictions/Allow Only This Type of Editing/Filling In Forms** box from the drop-down menu, then check **Yes, Start Enforcing Protection**. You do not need to assign a password for the editing restrictions.

Other Alternatives:

- Photocopy pages or tables in Part 5, ~~mark through~~ any non-applicable information, insert/attach photocopied pages to document in the appropriate location, and manually amend page numbers as necessary (e.g. Page 5 6 of 9 10).
- You may refer to additional attachments that you may include, such as separately produced tables or spreadsheets to convey large numbers of place of use listings, owner/property parcels, etc. You may contact the Department at 503-986-0900 and ask for Transfer Staff if you have questions.

Once the application has been unlocked, you may:

- add additional rows to tables using the Table tools, and
- select and copy the pages of Part 5 and paste as many additional sets of Part 5 pages as needed at the end of the application.

After editing, re-lock the document to enable checkboxes to work.

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 additional rows to tables within the form.

CERTIFICATE # 72182

Description of Water Delivery System

System capacity: 9.11 cubic feet per second (cfs) OR
4088.6 gallons per minute (gpm)

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.
 Pumps 1-4 are variable speed and are connected by a common pipeline that delivers water to Umatilla Fish Hatchery where the water is used for fish culture.

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)
Well 4	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	MORR 1518	5 N	26 E	16	SE	SE		1785 feet south 10 feet west
Well 5	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed		5 N	26 E	16	SE	SE		1835-1885 ft. south 10 feet west
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed								
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed								

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

- | | |
|--|---|
| <input type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Supplemental Use to Primary Use (S to P) |
| <input type="checkbox"/> Character of Use (USE) | <input checked="" type="checkbox"/> Point of Appropriation/Well (POA) |
| <input type="checkbox"/> Point of Diversion (POD) | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Additional Point of Diversion (APOD) | <input type="checkbox"/> Substitution (SUB) |
| <input type="checkbox"/> Surface Water POD to Ground Water POA (SW/GW) | <input type="checkbox"/> Government Action POD (GOV) |

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

- ☐ Yes Complete only the Proposed ("to" or "on" 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 Changes to Water Right Certificate # 72182

List the change proposed for the acreage in each ¼ ¼. If more than one change is proposed, specify the acreage associated with each change.
If there is more than one POD/POA involved in the proposed changes, 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						
EXAMPLE																										
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
														2	S	9	E	2	SW	NW	500		5.0		POD #6	1901
5	N	26	E	16	SE	SE	101			fish culture	POA #4	1990	POA	5	N	26	E	26	SE	SE	101		NA	No	POA #5	1990
TOTAL ACRES:											TOTAL ACRES:															

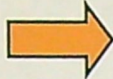
Additional remarks:

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For Place of Use or Character 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: _____.

 Pursuant to ORS 540.510, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for transfer must be included in the transfer or be cancelled. Any change to a ground water registration must be filed separately in a ground water registration modification application.

For Substitution (ground water supplemental irrigation will be substituted for surface water primary irrigation)

Ground water supplemental Permit or Certificate # _____;

Surface water primary Certificate # _____.

For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # _____

For a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation:

- ☒ Well log(s) are attached 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

AND/OR

- ☒ Describe the construction of the authorized and proposed well(s) in Table 3 for any wells that do not have a well log. For *proposed wells 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
Well 5	No	NA	90	20	20	Surface to 20'	40' down to 65'	NA	Gravel	2000 gpm

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Oregon Water Resources Department
Groundwater Information System

Groundwater Site: MORR 1518

[Main](#)
[Help](#)
[Return](#)
[Contact Us](#)

Site Identification

(Click to Collapse...)

GW LogID: MORR 1518 [Well Log Database](#)
 GW Well Tag Number:
 Tag Verified on Well: No
 Site Type: WELL
 Primary Use:
 Unused Status:
 Site Source Organization:
 Site Source OWRD:
 Established By: woodyj1
 Established Date: 09/04/2015
 Bonded Company: ARMSTRONG DRILLING INC.
 Stage: COMPLETE

Location

(Click to Collapse...)

Latitude/Longitude
 Latitude: 45.91042213 Horiz. Error: 200.00
 Longitude: -119.55008905 Datum: WGS1984
 Lat/Long Source: WR FINAL PROOF MAP
 Location
 TRSQQ: WM 5.00N26.00E16SESE
 Tax Map:
 Taxlot:
 24 Quad:
 Basin: 2 - Willamette
 County: Morrow
 WM District:
 WM Region:
 LSD Elev: 280.00 Accy: 5.00 Datum: NGVD1929
 Elev Source: 7.5-MINUTE MAP
[Groundwater Mapping Tool](#)



Maxar | Oregon Water Resources Department and Bureau of Land Management

Water Rights

(Click to Collapse...)

Water Right PODs

POD	WRIS Details	Application	Permit	Cert	Transfers	Claim	supplemental	priority_date	Season of Use	max_rate_cfs	rate_cfs	rate_cfs_est	TRSQQ
POD 4 - WELL 4 > COLUMBIA RIVER	WRIS	G 12207	G 11210	72182				8/20/1990	1/1 ~ 12/31	9.110	0.000	•	WM5.00N26.00E16SESE

Well Construction History

(Click to Collapse...)

Well Construction History

Well Log Id	Well Log	Work Type	Startcard	Well Tag	Owner Name	First Water	Max Case. Diam.	Max Case. Depth.	Max Seal Depth.	Max Depth	Completed Depth	Complete Date
MORR 1518	Log	NEW	863		DEPT OF ARMY; WALLA WALLA DISTRICT COE	34.00	20			69.00	64.00	8/4/1990

Well Log	Aquifer	Aq at Max Depth	System Aquifer	Regional USGS Aquifer	Local USGS Aquifer
MORR 1518	Quaternary-Late Tertiary sediment Aq	Quaternary-Late Tertiary sediment Aq	Quaternary-Late Tertiary Sediment Aquifers		

Well Test

Well Log	Test Type	Yield(gpm)	Drawdown	Duration (hr)	Calculated Specific Capacity (gpm/ft)
MORR 1518	Pump	2250.0	7.0	72.0	321.43

Measured Water Level

(Click to Collapse...)

Records/Page: 20

[Find](#)

Measured Water Level

Date	Time	Water Level (BLSD)	WL Elev (ft AMSL)	Organization	OWRD	Method	Status	MP Height
8/4/1990		24.50	255.50	DRILLER	WELL LOG	UNKNOWN	UNKNOWN	

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7/24/1990		19.30	260.70	OWNER	PUMP TEST PROGRAM	UNKNOWN	UNKNOWN	
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Available Data

(Click to Collapse...)

Aquifer Test Completed:
Geophysical Log Completed:

Water Chemistry:
Flowing Well:
Saline:
Rock Geochemistry:

OWRD Recorder:
Other OWRD Recorder:

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2019-20

Umatilla Hatchery

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Umatilla River Hatchery

Responsible Party Name:	Andria Shelton
Phone Number:	541-922-5659

Report ID	Month	Purpose	# Days Used	Monthly Max. Water Flow (CFS)	DEQ/DMR Discharge Flow (CFS)	Water Used (Acre-Feet)	Storage (Acre-Feet)	Comments
Certificate 68087 - Permit G 10871 (B.P.A)								

21158 Groundwater Permits

October	Irrigation	31	0.01		0.6		
November	Irrigation	30	0.01		0.6		
December	Irrigation	31	0.01		0.6		
January	Irrigation	31	0.01		0.6		
February	Irrigation	29	0.01		0.6		
March	Irrigation	31	0.01		0.6		
April	Irrigation	30	0.01		0.6		
May	Irrigation	31	0.01		0.6		
June	Irrigation	30	0.01		0.6		
July	Irrigation	31	0.01		0.6		
August	Irrigation	31	0.01		0.6		
September	Irrigation	30	0.01		0.6		

** Method(s) of measurement/estimate used: OTH (Other, Use Cell below - give brief explanation)

Other Method Used: Right less than 0.1 CFS, used right to fullest potential

Certificate 72181 - Permit G 10870 (B.P.A)

21157 Groundwater Permits

October	Fish Rearing	31	8.12		499.4		
November	Fish Rearing	30	7		416.6		
December	Fish Rearing	31	7	9.00*	430.5		*Total for all permits
January	Fish Rearing	31	7.08		435.4		
February	Fish Rearing	29	7.4	9.70*	425.8		*Total for all permits
March	Fish Rearing	31	6.75		415.2		
April	Fish Rearing	30	6.88		409.5		
May	Fish Rearing	31	7.09	9.04*	436.1		*Total for all permits
June	Fish Rearing	30	5.2		309.5		
July	Fish Rearing	31	8.11		498.8		
August	Fish Rearing	31	7.35		452.1		
September	Fish Rearing	30	7.06	8.76*	420.2		*Total for all permits

** Method(s) of measurement/estimate used: FMT (Flowmeter)

Other Method Used: Water Specialties indicator Model IN-60, Water Specialties transmitter Model TR-16

Umatilla Hatchery

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Report ID	Month	Purpose	# Days Used	Monthly Max. Water Flow (CFS)	DEQ/DMR Discharge Flow (CFS)	Water Used (Acre-Feet)	Storage (Acre-Feet)	Comments
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Certificate 72182 - Permit G 11210 (WW Army Corps)

23502 Groundwater Permits

October	Fish Rearing	7	0.48		6.7		
November	Fish Rearing	30	0.51		30.4		
December	Fish Rearing	31	0.45	See P# G10870	27.7		
January	Fish Rearing	21	0.38		15.8		
February	Fish Rearing	0		See P# G10870	0.0		
March	Fish Rearing	7	0.29		4.0		
April	Fish Rearing	0			0.0		
May	Fish Rearing	19	0.33	See P# G10870	12.4		
June	Fish Rearing	0			0.0		
July	Fish Rearing	14	0.5		13.9		
August	Fish Rearing	20	0.6		23.8		
September	Fish Rearing	30	0.54	See P# G10870	32.1		

** Method(s) of measurement/estimate used: FMT (Flowmeter)

Other Method Used: Water Specialties indicator Model IN-60, Water Specialties transmitter Model TR-16

Certificate 72182 - Permit G 11210 (WW Army Corps)

23503 Groundwater Permits

October	Fish Rearing	31	0.83		51.0		
November	Fish Rearing	30	0.7		41.7		
December	Fish Rearing	31	0.51	See P# G10870	31.4		
January	Fish Rearing	31	0.48		29.5		
February	Fish Rearing	24	0.36	See P# G10870	17.1		
March	Fish Rearing	16	0.42		13.3		
April	Fish Rearing	13	0.52		13.4		
May	Fish Rearing	19	0.59	See P# G10870	22.2		
June	Fish Rearing	0			0.0		
July	Fish Rearing	25	0.96		47.6		
August	Fish Rearing	31	0.86		52.9		
September	Fish Rearing	30	0.54	See P# G10870	32.1		

** Method(s) of measurement/estimate used: FMT (Flowmeter)

Other Method Used: Water Specialties indicator Model IN-60, Water Specialties transmitter Model TR-16

Certificate 72182 - Permit G 11210 (WW Army Corps)

23504 Groundwater Permits

October	Fish Rearing	31	0.5		30.8		
November	Fish Rearing	30	0.5		29.8		

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OWRD

Umatilla Hatchery

Report ID	Month	Purpose	# Days Used	Monthly Max. Water Flow (CFS)	DEQ/DMR Discharge Flow (CFS)	Water Used (Acre-Feet)	Storage (Acre-Feet)	Comments
	December	Fish Rearing	31	0.46	See P# G10870	28.3		
	January	Fish Rearing	31	0.44		27.1		
	February	Fish Rearing	29	0.39	See P# G10870	22.4		
	March	Fish Rearing	24	0.42		20.0		
	April	Fish Rearing	12	0.4		9.5		
	May	Fish Rearing	13	0.42	See P# G10870	10.8		
	June	Fish Rearing	0			0.0		
	July	Fish Rearing	14	0.5		13.9		
	August	Fish Rearing	21	0.51		21.2		
	September	Fish Rearing	30	0.48	See P# G10870	28.6		

** Method(s) of measurement/estimate used: FMT (Flowmeter)

Other Method Used: Water Specialties indicator Model IN-60, Water Specialties transmitter Model TR-16

Certificate 72182 - Permit G 11210 (WW Army Corps)

23505 Groundwater Permits

October	Fish Rearing	31	0.73		44.9		
November	Fish Rearing	30	0.73		43.4		
December	Fish Rearing	31	0.62	See P# G10870	38.1		
January	Fish Rearing	31	0.58		35.7		
February	Fish Rearing	6	0.52	See P# G10870	6.2		
March	Fish Rearing	31	0.55		33.8		
April	Fish Rearing	12	0.53		12.6		
May	Fish Rearing	20	0.62	See P# G10870	24.6		
June	Fish Rearing	23	0.57		26.0		
July	Fish Rearing	31	0.72		44.3		
August	Fish Rearing	31	0.7		43.1		
September	Fish Rearing	30	0.61	See P# G10870	36.3		

** Method(s) of measurement/estimate used: FMT (Flowmeter)

Other Method Used: Water Specialties indicator Model IN-60, Water Specialties transmitter Model TR-16

Umatilla Hatchery

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2018-19

umatilla
Willamette Hatchery

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Umatilla River Hatchery

Responsible Party Name:	Andria Shelton
Phone Number:	541-922-5659

Report ID	Month	Purpose	# Days Used	Monthly Max. Water Flow (CFS)	DEQ/DMR Discharge Flow (CFS)	Water Used (Acre-Feet)	Storage (Acre-Feet)	Comments
Certificate 68087 - Permit G 10871 (B.P.A)								

21158 Groundwater Permits

October	Irrigation	31	0.01		0.6		
November	Irrigation	30	0.01		0.6		
December	Irrigation	31	0.01		0.6		
January	Irrigation	31	0.01		0.6		
February	Irrigation	28	0.01		0.6		
March	Irrigation	31	0.01		0.6		
April	Irrigation	30	0.01		0.6		
May	Irrigation	31	0.01		0.6		
June	Irrigation	30	0.01		0.6		
July	Irrigation	31	0.01		0.6		
August	Irrigation	31	0.01		0.6		
September	Irrigation	30	0.01		0.6		

** Method(s) of measurement/estimate used: OTH (Other; Use Cell below - give brief explanation)

Other Method Used: Right less than 0.1 CFS, used right to fullest potential

Certificate 72181 - Permit G-10870 (B.P.A)

21157 Groundwater Permits

October	Fish Rearing	31	8.21		504.9		
November	Fish Rearing	30	8.65		514.8		
December	Fish Rearing	31	8.6	11.54*	528.9		*Total for all permits
January	Fish Rearing	31	7.37		453.3		
February	Fish Rearing	28	7.23	9.19*	401.6		*Total for all permits
March	Fish Rearing	31	7.09		436.1		
April	Fish Rearing	30	7.09		422.0		
May	Fish Rearing	31	3.72	5.01*	228.8		*Total for all permits
June	Fish Rearing	30	4.07		242.2		
July	Fish Rearing	31	8.52		524.0		
August	Fish Rearing	31	7.47		459.4		
September	Fish Rearing	30	7.45	10.43*	443.4		*Total for all permits

** Method(s) of measurement/estimate used: FMT (Flowmeter)

Other Method Used: Water specialties indicator Model IN-60 and water specialties transmitter model TR-16

Wm. A. Kelly
Willamette Hatchery

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Report ID	Month	Purpose	# Days Used	Monthly Max. Water Flow (CFS)	DEQ/DMR Discharge Flow (CFS)	Water Used (Acre-Feet)	Storage (Acre-Feet)	Comments
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Certificate 72182 - Permit G 11210 (WW Army Corps)

23502 Groundwater Permits

October	Fish Rearing					0.0		
November	Fish Rearing					0.0		
December	Fish Rearing	31	0.58	See permit #G 10870		35.7		
January	Fish Rearing	31	0.41			25.2		
February	Fish Rearing	15	0.21	See permit #G 10870		6.2		
March	Fish Rearing	7	0.2			2.8		
April	Fish Rearing					0.0		
May	Fish Rearing			See permit #G 10870		0.0		
June	Fish Rearing					0.0		
July	Fish Rearing	15	0.53			15.8		
August	Fish Rearing	15	0.49			14.6		
September	Fish Rearing	15	0.48	See permit #G 10870		14.3		*Total CFS is for all outfalls

** Method(s) of measurement/estimate used: FMT (Flowmeter)

Other Method Used:

Certificate 72182 - Permit G 11210 (WW Army Corps)

23503 Groundwater Permits

October	Fish Rearing	31	1.11			68.3		
November	Fish Rearing	30	1.05			62.5		
December	Fish Rearing	31	0.89	See permit #G 10870		54.7		
January	Fish Rearing	31	0.63			38.7		
February	Fish Rearing	28	0.6	See permit #G 10870		33.3		
March	Fish Rearing	7	0.37			5.1		
April	Fish Rearing					0.0		
May	Fish Rearing			See permit #G 10870		0.0		
June	Fish Rearing					0.0		
July	Fish Rearing	15	1.09			32.4		
August	Fish Rearing	31	1.1			67.7		
September	Fish Rearing	30	1.07	See permit #G 10870		63.7		*Total CFS is for all outfalls

** Method(s) of measurement/estimate used: FMT (Flowmeter)

Other Method Used:

Certificate 72182 - Permit G 11210 (WW Army Corps)

23504 Groundwater Permits

October	Fish Rearing					0.0		
November	Fish Rearing	15	0.46			13.7		

Willamette
Willamette Hatchery

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Report ID	Month	Purpose	# Days Used	Monthly Max. Water Flow (CFS)	DEQ/DMR Discharge Flow (CFS)	Water Used (Acre-Feet)	Storage (Acre-Feet)	Comments
	December	Fish Rearing	31	0.5	See permit #G 10870	30.8		
	January	Fish Rearing	21	0.47		19.6		
	February	Fish Rearing	28	0.63	See permit #G 10870	35.0		
	March	Fish Rearing	21	0.64		26.7		
	April	Fish Rearing	15	0.62		18.5		
	May	Fish Rearing			See permit #G 10870	0.0		
	June	Fish Rearing	7	0.45		6.2		
	July	Fish Rearing	15	0.71		21.1		
	August	Fish Rearing	31	0.7		43.1		
	September	Fish Rearing	30	0.62	See permit #G 10870	36.9		*Total CFS is for all outfalls

** Method(s) of measurement/estimate used: FMT (Flowmeter)

Other Method Used:

Certificate 72182 - Permit G 11210 (WW Army Corps)

23505 Groundwater Permits

October	Fish Rearing	31	1.44		88.6		
November	Fish Rearing	30	1.47		87.5		
December	Fish Rearing	31	1.24	See permit #G 10870	76.3		
January	Fish Rearing	31	1.01		62.1		
February	Fish Rearing	28	0.88	See permit #G 10870	48.9		
March	Fish Rearing	31	0.91		56.0		
April	Fish Rearing	15	0.89		26.5		
May	Fish Rearing	21	1.3	See permit #G 10870	54.2		
June	Fish Rearing	7	1.34		18.6		
July	Fish Rearing	31	1.32		81.2		
August	Fish Rearing	15	0.95		28.3		
September	Fish Rearing	30	0.9	See permit #G 10870	53.6		*Total CFS is for all outfalls

** Method(s) of measurement/estimate used: FMT (Flowmeter)

Other Method Used:

FISH HATCHERY

Water Usage Input Form 2017-2018

Oregon Department of Fish and Wildlife
4034 Fairview Industrial Drive SE
Salem, OR 97302

Facility	Region	Record ID	User ID
UMATILLA R. HATCHERY (B.P.A.)	4	432	3011

Certificate	Permit	Report ID	Priority	P.O.D.	Use	POD Rate	Total Permit Rate
68087	G 10871	21158	19881017	1	IR	0.01 FIXED	0.01 CFS

Water Source	Tributary of	Source Description
WELL	UMATILLA RIVER	Domestic Well

Legal Description	Latitude, Longitude
5.00N-26.00E-15-NE SW	45.91297, -119.55232

Month	Purpose	Monthly Max. Water Flow (CFS)	DEQ/DMR Discharge Flow (CFS)	*Water Used (Acre-Feet)	Storage (Acre-Feet)	Comments
Oct	Irrigation	0.01		0.6		
Nov	Irrigation	0.01		0.6		
Dec	Irrigation	0.01		0.6		
Jan	Irrigation	0.01		0.6		
Feb	Irrigation	0.01		0.6		
Mar	Irrigation	0.01		0.6		
Apr	Irrigaation	0.01		0.6		
May	Irrigation	0.01		0.6		
Jun	Irrigation	0.01		0.6		
Jul	Irrigation	0.01		0.6		
Aug	Irrigation	0.01		0.6		
Sep	Irrigation	0.01		0.6		

* Complete this column using the following conversion factor(s):

GPM to Acre Feet: (GPM) x 0.00442 x (# days used per month) = Acre Feet

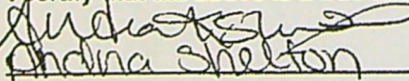
CFS to Acre Feet: (CFS) x 1.984 x (# days used per month) = Acre Feet

-Weir Method-F

Method(s) of measurement/estimate:

RIGHT LESS THAN 0.1cfs, USED RIGHT TO FULLEST POTENTIAL.

I certify that the above is a true and accurate accounting of water diverted and/or used.


 Print Name and Sign Date 11/16/18

Acting Fish and Wildlife Manager 1
 Title (Fish Section)

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FISH HATCHERY

Water Usage Input Form 2017-2018

Oregon Department of Fish and Wildlife
4034 Fairview Industrial Drive SE
Salem, OR 97302

Facility	Region	Record ID	User ID
UMATILLA R. HATCHERY (B.P.A.)	4	421	3011

Certificate	Permit	Report ID	Priority	P.O.D.	Use	POD Rate	Total Permit Rate
72181	G 10870	21157	19880715	1	FI	27.30 FIXED	27.30 CFS

Water Source	Tributary of	Source Description
WELL	COLUMBIA RIVER	Ranney Well

Legal Description	Latitude, Longitude
5.00N-26.00E-16-SE NE	45.91658, -119.55977

Month	Purpose	Monthly Max. Water Flow (CFS)	DEQ/DMR Discharge Flow (CFS)	*Water Used (Acre-Feet)	Storage (Acre-Feet)	Comments
Oct	Fish rearing	4.92		302.13		
Nov	Fish rearing	7.55		448.45		
Dec	Fish rearing	8.25	11.45*	506.43		
Jan	Fish rearing	7.94		487.11		
Feb	Fish rearing	6.37	10.94*	352.72		
Mar	Fish rearing	5.88		361.05		
Apr	Fish rearing	6.79		403.37		
May	Fish rearing	3.71	5.32*	220.38		
Jun	Fish rearing	6.32		287.70		
Jul	Fish rearing	7.73		473.95		
Aug	Fish rearing	7.71		472.72		
Sep	Fish rearing	7.63	10.21*	453.23		* Total CFS is for all outfalls

* Complete this column using the following conversion factor(s):

GPM to Acre Feet: (GPM) x 0.00442 x (# days used per month) = Acre Feet

CFS to Acre Feet: (CFS) x 1.984 x (# days used per month) = Acre Feet

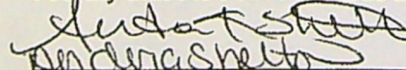
-Weir Method-F

Method(s) of measurement/estimate:

FLOW METER-WATER SPECIALTIES INDICATOR MODEL IN-60

AND WATER SPECIALTIES TRANSMITTER MODEL TR-16

I certify that the above is a true and accurate accounting of water diverted and/or used.


Linda Stettin
Print Name and Sign

11/16/18
Date

Acting Fish and Wildlife Manager 1
Title (Fish Section)

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FISH HATCHERY

Water Usage Input Form 2017-2018

Oregon Department of Fish and Wildlife
4034 Fairview Industrial Drive SE
Salem, OR 97302

Facility	Region	Record ID	User ID
UMATILLA R. HATCHERY (WW ARMY CORPS)	4	447	3011

Certificate	Permit	Report ID	Priority	P.O.D.	Use	POD Rate	Total Permit Rate
72182	G 11210	23502	19900820	1	FI	1.00	9.11 CFS

VARIABLE

Water Source	Tributary of	Source Description
WELL NO. 1	COLUMBIA R.	Infiltration Well #1

Legal Description	Latitude, Longitude
5.00N-26.00E-14-SW NW	45.91550, -119.55818

Month	Purpose	Monthly Max. Water Flow (CFS)	DEQ/DMR Discharge Flow (CFS)	*Water Used (Acre-Feet)	Storage (Acre-Feet)	Comments
Oct	Fish rearing	1.31		80.16		
Nov	Fish rearing	1.30		77.17		
Dec	Fish rearing	1.14	See permit #G 10870	70.15		
Jan	Fish rearing	0.62		37.82		
Feb	Fish rearing	0.97	See permit #G 10870	57.81		
Mar	Fish rearing					
Apr	Fish rearing					
May	Fish rearing		See permit #G 10870			
Jun	Fish rearing					
Jul	Fish rearing					
Aug	Fish rearing					
Sep	Fish rearing		See permit #G 10870			* Total CFS is for all outfalls

* Complete this column using the following conversion factor(s):

GPM to Acre Feet: (GPM) x 0.00442 x (# days used per month) = Acre Feet

CFS to Acre Feet: (CFS) x 1.984 x (# days used per month) = Acre Feet

-Weir Method-F

Method(s) of measurement/estimate:

FLOW METER

I certify that the above is a true and accurate accounting of water diverted and/or used.

Amelia Shelton
 Amelia Shelton 11/16/18
 Print Name and Sign Date

Acting Fish and Wildlife Manager 1
 Title (Fish Section)

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FISH HATCHERY

Water Usage Input Form 2017-2018

Oregon Department of Fish and Wildlife
4034 Fairview Industrial Drive SE
Salem, OR 97302

Facility	Region	Record ID	User ID
UMATILLA R. HATCHERY (WW ARMY CORPS)	4	448	3011

Certificate	Permit	Report ID	Priority	P.O.D.	Use	POD Rate	Total Permit Rate
72182	G 11210	23503	19900820	2	FI	3.00	9.11 CFS
VARIABLE							

Water Source	Tributary of	Source Description
WELL NO. 2	COLUMBIA R.	Infiltration Well #2

Legal Description	Latitude, Longitude
5.00N-26.00E-15-NW SW	45.91370, -119.55909

Month	Purpose	Monthly Max. Water Flow (CFS)	DEQ/DMR Discharge Flow (CFS)	*Water Used (Acre-Feet)	Storage (Acre-Feet)	Comments
Oct	Fish rearing					
Nov	Fish rearing	1.99		121.95		
Dec	Fish rearing	1.96	See permit #G 10870	120.03		
Jan	Fish rearing	1.92		117.70		
Feb	Fish rearing	1.70	See permit #G 10870	104.27		
Mar	Fish rearing					
Apr	Fish rearing	1.65		101.12		
May	Fish rearing	1.63	See permit #G 10870	99.75		
Jun	Fish rearing					
Jul	Fish rearing	1.91		117.29		
Aug	Fish rearing	1.75		104.09		
Sep	Fish rearing	1.61	See permit #G 10870	98.79		* Total CFS is for all outfalls

* Complete this column using the following conversion factor(s):

GPM to Acre Feet: (GPM) x 0.00442 x (# days used per month) = Acre Feet

CFS to Acre Feet: (CFS) x 1.984 x (# days used per month) = Acre Feet

-Weir Method-F

Method(s) of measurement/estimate:

FLOW METER

I certify that the above is a true and accurate accounting of water diverted and/or used.

Andrea Shelton
 Print Name and Sign Date 11/16/18

Acting Fish and Wildlife Manager 1
 Title (Fish Section)

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FISH HATCHERY

Water Usage Input Form 2017-2018

Oregon Department of Fish and Wildlife
4034 Fairview Industrial Drive SE
Salem, OR 97302

Facility	Region	Record ID	User ID
UMATILLA R. HATCHERY (WW ARMY CORPS)	4	449	3011

Certificate	Permit	Report ID	Priority	P.O.D.	Use	POD Rate	Total Permit Rate
72182	G 11210	23504	19900820	3	FI	2.00	9.11 CFS

VARIABLE

Water Source	Tributary of	Source Description
WELL NO. 3	COLUMBIA R.	Infiltration Well #3

Legal Description	Latitude, Longitude
5.00N-26.00E-15-NW SW	45.91198, -119.55915

Month	Purpose	Monthly Max. Water Flow (CFS)	DEQ/DMR Discharge Flow (CFS)	*Water Used (Acre-Feet)	Storage (Acre-Feet)	Comments
Oct	Fish rearing	0.90		55.36		
Nov	Fish rearing	0.90		55.49		
Dec	Fish rearing	0.88	See permit #G 10870	54.12		
Jan	Fish rearing	0.87		53.57		
Feb	Fish rearing	0.64	See permit #G 10870	39.46		
Mar	Fish rearing					
Apr	Fish rearing					
May	Fish rearing		See permit #G 10870			
Jun	Fish rearing					
Jul	Fish rearing	0.60		36.72		
Aug	Fish rearing	0.62		37.82		
Sep	Fish rearing	0.45	See permit #G 10870	27.68		* Total CFS is for all outfalls

* Complete this column using the following conversion factor(s):

GPM to Acre Feet: (GPM) x 0.00442 x (# days used per month) = Acre Feet

CFS to Acre Feet: (CFS) x 1.984 x (# days used per month) = Acre Feet

-Weir Method-F

Method(s) of measurement/estimate:

FLOW METER

I certify that the above is a true and accurate accounting of water diverted and/or used.

Andria Shelton
Andria Shelton

Print Name and Sign

11/16/18
Date

Acting Fish and Wildlife Manager 1

Title (Fish Section)

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FISH HATCHERY

Water Usage Input Form 2017-2018

Oregon Department of Fish and Wildlife
4034 Fairview Industrial Drive SE
Salem, OR 97302

Facility					Region	Record ID	User ID
UMATILLA R. HATCHERY (WW ARMY CORPS)					4	450	3011
Certificate	Permit	Report ID	Priority	P.O.D.	Use	POD Rate	Total Permit Rate
72182	G 11210	23505	19900820	4	FI	3.11 Variable	9.11 CFS
Water Source			Tributary of		Source Description		
WELL NO. 4			COLUMBIA R.		Infiltration Well #4		
Legal Description					Latitude, Longitude		
5.00N-26.00E-16-SE SE					45.91040, -119.55917		

Month	Purpose	Monthly Max. Water Flow (CFS)	DEQ/DMR Discharge Flow (CFS)	*Water Used (Acre-Feet)	Storage (Acre-Feet)	Comments
Oct	Fish rearing	1.93		118.52		
Nov	Fish rearing	1.91		117.02		
Dec	Fish rearing		See permit #G 10870			
Jan	Fish rearing	1.79		110.03		
Feb	Fish rearing	1.49	See permit #G 10870	91.12		
Mar	Fish rearing					
Apr	Fish rearing					
May	Fish rearing		See permit #G 10870			
Jun	Fish rearing					
Jul	Fish rearing	1.81		111.12		
Aug	Fish rearing					
Sep	Fish rearing	1.43	See permit #G 10870	87.83		* Total CFS is for all outfalls

* Complete this column using the following conversion factor(s):

GPM to Acre Feet: (GPM) x 0.00442 x (# days used per month) = Acre Feet

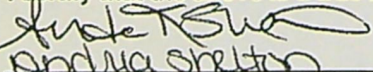
CFS to Acre Feet: (CFS) x 1.984 x (# days used per month) = Acre Feet

-Weir Method-F

Method(s) of measurement/estimate:

FLOW METER

I certify that the above is a true and accurate accounting of water diverted and/or used.


Andrea Shelton 11/16/18
Print Name and Sign Date

Acting Fish and Wildlife Manager 1
Title (Fish Section)

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FISH HATCHERY

Water Usage Input Form 2016-2017

Oregon Department of Fish and Wildlife
4034 Fairview Industrial Drive SE
Salem, OR 97302

Facility	Region	Record ID	User ID
UMATILLA R. HATCHERY (B.P.A.)	4	432	3011

Certificate	Permit	Report ID	Priority	P.O.D.	Use	POD Rate	Total Permit Rate
68087	G 10871	21158	19881017	1	IR	0.01 FIXED	0.01 CFS

Water Source	Tributary of	Source Description
WELL	UMATILLA RIVER	Domestic Well

Legal Description	Latitude, Longitude
5.00N-26.00E-15-NE SW	45.91297, -119.55232 EL: 285

Month	Purpose	Monthly Max. Water Flow (CFS)	DEQ/DMR Discharge Flow (CFS)	*Water Used (Acre-Feet)	Storage (Acre-Feet)	Comments
Oct	Irrigation	0.01		0.6		
Nov	Irrigation	0.01		0.6		
Dec	Irrigation	0.01		0.6		
Jan	Irrigation	0.01		0.6		
Feb	Irrigation	0.01		0.6		
Mar	Irrigation	0.01		0.6		
Apr	Irrigation	0.01		0.6		
May	Irrigation	0.01		0.6		
Jun	Irrigation	0.01		0.6		
Jul	Irrigation	0.01		0.6		
Aug	Irrigation	0.01		0.6		
Sep	Irrigation	0.01		0.6		

* Complete this column using the following conversion factor(s):

GPM to Acre Feet: (GPM) x 0.00442 x (# days used per month) = Acre Feet

CFS to Acre Feet: (CFS) x 1.984 x (# days used per month) = Acre Feet

-Weir Method-F

Method(s) of measurement/estimate:

RIGHT LESS THAN 0.1cfs, USED RIGHT TO FULLEST POTENTIAL.

I certify that the above is a true and accurate accounting of water diverted and/or used.

Terry Blessing

12/11/17

Manager 1

Print Name and Sign

Date

Title (Fish Section)

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OCT 15 2021

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FISH HATCHERY

Water Usage Input Form 2016-2017

Oregon Department of Fish and Wildlife
4034 Fairview Industrial Drive SE
Salem, OR 97302

Facility	Region	Record ID	User ID
UMATILLA R. HATCHERY (B.P.A.)	4	421	3011

Certificate	Permit	Report ID	Priority	P.O.D.	Use	POD Rate	Total Permit Rate
72181	G 10870	21157	19880715	1	FI	27.30 FIXED	27.30 CFS

Water Source	Tributary of	Source Description
WELL	COLUMBIA RIVER	Ranney Well

Legal Description	Latitude, Longitude
5.00N-26.00E-16-SE NE	45.91658, -119.55977

Month	Purpose	Monthly Max. Water Flow (CFS)	DEQ/DMR Discharge Flow (CFS)	*Water Used (Acre-Feet)	Storage (Acre-Feet)	Comments
Oct	Fish Rearing	8.90		546.16		
Nov	Fish Rearing	9.31		552.68		
Dec	Fish Rearing	10.02	11.23*	614.67		*Total CFS is for all outfalls
Jan	Fish Rearing	6.83		419.14		
Feb	Fish Rearing	9.43	10.02*	522.64		
Mar	Fish Rearing	7.87		482.72		
Apr	Fish Rearing	3.08		183.12		
May	Fish Rearing	3.25	4.84*	192.67		
Jun	Fish Rearing	3.86		175.67		
Jul	Fish Rearing	4.92		301.72		
Aug	Fish Rearing	5.67		347.62		
Sep	Fish Rearing	5.09^	8.59*	302.46		*Does not include 2.23 CFS from IRH

* Complete this column using the following conversion factor(s):

GPM to Acre Feet: (GPM) x 0.00442 x (# days used per month) = Acre Feet

CFS to Acre Feet: (CFS) x 1.984 x (# days used per month) = Acre Feet

-Weir Method-F

Method(s) of measurement/estimate:

FLOW METER-WATER SPECIALTIES INDICATOR MODEL IN-60

AND WATER SPECIALTIES TRANSMITTER MODEL TR-16

I certify that the above is a true and accurate accounting of water diverted and/or used.

Terry Blessing 12/11/17
Print Name and Sign Date

Manager 1
Title (Fish Section)

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OCT 15 2021

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253

FISH HATCHERY

Water Usage Input Form 2016-2017

Oregon Department of Fish and Wildlife
4034 Fairview Industrial Drive SE
Salem, OR 97302

Facility	Region	Record ID	User ID
UMATILLA R. HATCHERY (WW ARMY CORPS)	4	447	3011

Certificate	Permit	Report ID	Priority	P.O.D.	Use	POD Rate	Total Permit Rate
72182	G 11210	23502	19900820	1	FI	1.00	9.11 CFS
VARIABLE							

Water Source	Tributary of	Source Description
WELL NO. 1	COLUMBIA R.	Infiltration Well #1

Legal Description	Latitude, Longitude
5.00N-26.00E-14-SW NW	45.91550, -119.55818

Month	Purpose	Monthly Max. Water Flow (CFS)	DEQ/DMR Discharge Flow (CFS)	*Water Used (Acre-Feet)	Storage (Acre-Feet)	Comments
Oct	Fish Rearing	1.30		80.0		
Nov	Fish Rearing	1.29		76.8		
Dec	Fish Rearing	1.28	See Permit #G10870	78.7		
Jan	Fish Rearing	0.0				
Feb	Fish Rearing	0.0	See Permit #G 10870			
Mar	Fish Rearing	1.28		78.7		
Apr	Fish Rearing	0.0				
May	Fish Rearing	0.0	See Permit #G 10870			
Jun	Fish Rearing	0.0				
Jul	Fish Rearing	1.31		80.6		
Aug	Fish Rearing	1.31		80.6		
Sep	Fish Rearing	1.30	See Permit #G 10870	77.4		

* Complete this column using the following conversion factor(s):

GPM to Acre Feet: (GPM) x 0.00442 x (# days used per month) = Acre Feet

CFS to Acre Feet: (CFS) x 1.984 x (# days used per month) = Acre Feet

-Weir Method-F

Method(s) of measurement/estimate:

FLOW METER

I certify that the above is a true and accurate accounting of water diverted and/or used.

Terry Blessing 12/11/17
Print Name and Sign Date

Manager 1
Title (Fish Section)

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OCT 15 2021

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FISH HATCHERY

Water Usage Input Form 2016-2017

Oregon Department of Fish and Wildlife
4034 Fairview Industrial Drive SE
Salem, OR 97302

Facility					Region	Record ID	User ID
UMATILLA R. HATCHERY (WW ARMY CORPS)					4	448	3011
Certificate	Permit	Report ID	Priority	P.O.D.	Use	POD Rate	Total Permit Rate
72182	G 11210	23503	19900820	2	FI	3.00	9.11 CFS
VARIABLE							
Water Source			Tributary of		Source Description		
WELL NO. 2			COLUMBIA R.		Infiltration Well #2		
Legal Description					Latitude, Longitude		
5.00N-26.00E-15-NW SW					45.91370, -119.55909		

Month	Purpose	Monthly Max. Water Flow (CFS)	DEQ/DMR Discharge Flow (CFS)	*Water Used (Acre-Feet)	Storage (Acre-Feet)	Comments
Oct	Fish Rearing	0.0				Well not ran due to
Nov	Fish Rearing	0.0				pump problems
Dec	Fish Rearing	0.0				
Jan	Fish Rearing	0.0				
Feb	Fish Rearing	0.0				
Mar	Fish Rearing	0.0				
Apr	Fish Rearing	0.0				
May	Fish Rearing	0.0				
Jun	Fish Rearing	0.0				
Jul	Fish Rearing	0.0				
Aug	Fish Rearing	0.0				
Sep	Fish Rearing	0.0				

* Complete this column using the following conversion factor(s):

GPM to Acre Feet: (GPM) x 0.00442 x (# days used per month) = Acre Feet

CFS to Acre Feet: (CFS) x 1.984 x (# days used per month) = Acre Feet

-Weir Method-F

Method(s) of measurement/estimate:

FLOW METER

I certify that the above is a true and accurate accounting of water diverted and/or used.

Terry Blessing 12/11/17
 Print Name and Sign Date

Manager 1
 Title (Fish Section)

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OCT 15 2021

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FISH HATCHERY

Water Usage Input Form 2016-2017

Oregon Department of Fish and Wildlife
4034 Fairview Industrial Drive SE
Salem, OR 97302

Facility	Region	Record ID	User ID
UMATILLA R. HATCHERY (WW ARMY CORPS)	4	449	3011

Certificate	Permit	Report ID	Priority	P.O.D.	Use	POD Rate	Total Permit Rate
72182	G 11210	23504	19900820	3	FI	2.00	9.11 CFS
VARIABLE							

Water Source	Tributary of	Source Description
WELL NO. 3	COLUMBIA R.	Infiltration Well #3

Legal Description	Latitude, Longitude
5.00N-26.00E-15-NW SW	45.91198, -119.55915

Month	Purpose	Monthly Max. Water Flow (CFS)	DEQ/DMR Discharge Flow (CFS)	*Water Used (Acre-Feet)	Storage (Acre-Feet)	Comments
Oct	Fish Rearing	0.0				Well not ran due to
Nov	Fish Rearing	0.0				pump problems
Dec	Fish Rearing	0.0				
Jan	Fish Rearing	0.0				
Feb	Fish Rearing	0.0				
Mar	Fish Rearing	0.0				
Apr	Fish Rearing	0.0				
May	Fish Rearing	0.0				
Jun	Fish Rearing	0.0				
Jul	Fish Rearing	0.0				
Aug	Fish Rearing	0.0				
Sep	Fish Rearing	0.0				

* Complete this column using the following conversion factor(s):

GPM to Acre Feet: (GPM) x 0.00442 x (# days used per month) = Acre Feet

CFS to Acre Feet: (CFS) x 1.984 x (# days used per month) = Acre Feet

-Weir Method-F

Method(s) of measurement/estimate:

FLOW METER

I certify that the above is a true and accurate accounting of water diverted and/or used.

Terry Blessing 12/11/17

Print Name and Sign Date

Manager 1

Title (Fish Section)

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FISH HATCHERY

Water Usage Input Form 2016-2017

Oregon Department of Fish and Wildlife
4034 Fairview Industrial Drive SE
Salem, OR 97302

Facility				Region	Record ID	User ID	
UMATILLA R. HATCHERY (WW ARMY CORPS)				4	450	3011	
Certificate	Permit	Report ID	Priority	P.O.D.	Use	POD Rate	Total Permit Rate
72182	G 11210	23505	19900820	4	FI	3.11	9.11 CFS
							Variable
Water Source			Tributary of		Source Description		
WELL NO. 4			COLUMBIA R.		Infiltration Well #4		
Legal Description				Latitude, Longitude			
5.00N-26.00E-16-SE SE				45.91040, -119.55917			

Month	Purpose	Monthly Max. Water Flow (CFS)	DEQ/DMR Discharge Flow (CFS)	*Water Used (Acre-Feet)	Storage (Acre-Feet)	Comments
Oct	Fish Rearing	1.62		99.6		
Nov	Fish Rearing	1.65		98.2		
Dec	Fish Rearing	1.28	See Permit #G 10870	78.7		
Jan	Fish Rearing	0.0				
Feb	Fish Rearing	0.0	See Permit #G 10870			
Mar	Fish Rearing	0.0				
Apr	Fish Rearing	1.28		78.7		
May	Fish Rearing	1.77	See Permit #G 10870	108.9		
Jun	Fish Rearing	1.51		89.9		
Jul	Fish Rearing	1.37		84.3		
Aug	Fish Rearing	0.0				
Sep	Fish Rearing	0.0	See Permit #G 10870			

* Complete this column using the following conversion factor(s):

GPM to Acre Feet: (GPM) x 0.00442 x (# days used per month) = Acre Feet

CFS to Acre Feet: (CFS) x 1.984 x (# days used per month) = Acre Feet

-Weir Method-F

Method(s) of measurement/estimate:

FLOW METER

I certify that the above is a true and accurate accounting of water diverted and/or used.

Terry Blessing 12/11/17
Print Name and Sign Date

Manager 1
Title (Fish Section)

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FISH HATCHERY

Water Usage Input Form 2014-2015

Oregon Department of Fish and Wildlife
4034 Fairview Industrial Drive SE
Salem, OR 97302

Facility	Region	Record ID	User ID
UMATILLA R. HATCHERY (B.P.A.)	4	432	3011

Certificate	Permit	Report ID	Priority	P.O.D.	Use	POD Rate	Total Permit Rate
68087	G 10871	21158	19881017	1	IR	0.01 FIXED	0.01 CFS

Water Source	Tributary of	Source Description
WELL	UMATILLA RIVER	Domestic Well

Legal Description	Latitude, Longitude
5.00N-26.00E-15-NE SW	45.91297, -119.55232 EL: 285

Month	Purpose	Monthly Max. Water Intake (CFS)	Max. Discharge Flow CFS	*Water Used (Acre-Feet)	Storage (Acre-Feet)	Comments
Oct	Irrigation	0.013	0.000	0.8		
Nov	Irrigation	0.013	0.000	0.8		
Dec	Irrigation	0.013	0.000	0.8		
Jan	Irrigation	0.013	0.000	0.8		
Feb	Irrigation	0.013	0.000	0.7		
Mar	Irrigation	0.013	0.000	0.8		
Apr	Irrigation	0.013	0.000	0.8		
May	Irrigation	0.013	0.000	0.8		
Jun	Irrigation	0.013	0.000	0.8		
Jul	Irrigation	0.013	0.000	0.8		
Aug	Irrigation	0.013	0.000	0.8		
Sep	Irrigation	0.013	0.000	0.8		

* Complete this column using the following conversion factor(s):

GPM to Acre Feet: (GPM) x 0.00442 x (# days used per month) = Acre Feet

CFS to Acre Feet: (CFS) x 1.984 x (# days used per month) = Acre Feet

-Weir Method-F

Method(s) of measurement/estimate:

RIGHT LESS THAN 0.1cfs, USED RIGHT TO FULLEST POTENTIAL.

I certify that the above is a true and accurate accounting of water diverted and/or used.

Curtis Chan 11/10/15

Fish & Wildlife Manager 1

Print Name and Sign

Date

Title (Fish Section)

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FISH HATCHERY

Water Usage Input Form 2014-2015

Oregon Department of Fish and Wildlife
4034 Fairview Industrial Drive SE
Salem, OR 97302

Facility	Region	Record ID	User ID
UMATILLA R. HATCHERY (B.P.A.)	4	421	3011

Certificate	Permit	Report ID	Priority	P.O.D.	Use	POD Rate	Total Permit Rate
72181	G 10870	21157	19880715	1	FI	27.30 FIXED	27.30 CFS

Water Source	Tributary of	Source Description
WELL	COLUMBIA RIVER	Ranney Well

Legal Description	Latitude, Longitude
5.00N-26.00E-16-SE NE	45.91658, -119.55977

Month	Purpose	Monthly Max. Water Intake (CFS)	Max. Discharge Flow CFS	*Water Used (Acre-Feet)	Storage (Acre-Feet)	Comments
Oct	Fish Rearing	8.2		504.0		
Nov	Fish Rearing	8.4		500.8		
Dec	Fish Rearing	8.6	10.2*	526.8		*Total CFS for all outfalls
Jan	Fish Rearing	8.4		518.8		
Feb	Fish Rearing	8.0	8.0*	442.3		*Total CFS for all outfalls
Mar	Fish Rearing	7.7		472.7		
Apr	Fish Rearing	8.0	11.2*	476.8		*Total CFS for all outfalls
May	Fish Rearing	3.3		204.7		
Jun	Fish Rearing	7.8		462.8		
Jul	Fish Rearing	9.3		569.3		
Aug	Fish Rearing	8.2		502.5		
Sep	Fish Rearing	8.4	13.1*	498.8		*Total CFS for all outfalls

* Complete this column using the following conversion factor(s):

GPM to Acre Feet: (GPM) x 0.00442 x (# days used per month) = Acre Feet

CFS to Acre Feet: (CFS) x 1.984 x (# days used per month) = Acre Feet

-Weir Method-F

Method(s) of measurement/estimate:

FLOW METER-WATER SPECIALTIES INDICATOR MODEL IN-60

AND WATER SPECIALTIES TRANSMITTER MODEL TR-16

I certify that the above is a true and accurate accounting of water diverted and/or used.

Curtis Chan

11/10/15

Fish & Wildlife Manager 1

Print Name and Sign

Date

Title (Fish Section)

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FISH HATCHERY

Water Usage Input Form 2014-2015

Oregon Department of Fish and Wildlife
4034 Fairview Industrial Drive SE
Salem, OR 97302

Facility	Region	Record ID	User ID
UMATILLA R. HATCHERY (WW ARMY CORPS)	4	447	3011

Certificate	Permit	Report ID	Priority	P.O.D.	Use	POD Rate	Total Permit Rate
72182	G 11210	23502	19900820	1	FI	1.00	9.11 CFS
VARIABL							

Water Source	Tributary of	Source Description
WELL NO. 1	COLUMBIA R.	Infiltration Well #1

Legal Description	Latitude, Longitude
5.00N-26.00E-14-SW NW	45.91550, -119.55818

Month	Purpose	Monthly Max. Water Intake (CFS)	Max. Discharge Flow CFS	*Water Used (Acre-Feet)	Storage (Acre-Feet)	Comments
Oct	Fish Rearing	1.3		79.7		
Nov	Fish Rearing	1.3		77.4		
Dec	Fish Rearing	1.3	See Permit # G 10870	73.8		
Jan	Fish Rearing	1.3		37.5		
Feb			See Permit # G 10870			
Mar						
Apr	Fish Rearing	1.2	See Permit # G 10870	64.5		
May	Fish Rearing	1.3		78.9		
Jun	Fish Rearing	1.0		59.5		
Jul	Fish Rearing	1.2		75.4		
Aug	Fish Rearing	1.3		77.8		
Sep	Fish Rearing	1.3	See Permit # G 10870	75.3		

* Complete this column using the following conversion factor(s):

GPM to Acre Feet: (GPM) x 0.00442 x (# days used per month) = Acre Feet

CFS to Acre Feet: (CFS) x 1.984 x (# days used per month) = Acre Feet

-Weir Method-F

Method(s) of measurement/estimate:

FLOW METER

I certify that the above is a true and accurate accounting of water diverted and/or used.

Curtis Chan  11/10/15

Fish & Wildlife Manager 1

Print Name and Sign

Date

Title (Fish Section)

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FISH HATCHERY**Water Usage Input Form 2014-2015**

Oregon Department of Fish and Wildlife
4034 Fairview Industrial Drive SE
Salem, OR 97302

Facility	Region	Record ID	User ID
UMATILLA R. HATCHERY (WW ARMY CORPS)	4	448	3011

Certificate	Permit	Report ID	Priority	P.O.D.	Use	POD Rate	Total Permit Rate
72182	G 11210	23503	19900820	2	FI	3.00	9.11 CFS
VARIABL							

Water Source	Tributary of	Source Description
WELL NO. 2	COLUMBIA R.	Infiltration Well #2

Legal Description	Latitude,Longitude
5.00N-26.00E-15-NW SW	45.91370, -119.55909

Month	Purpose	Monthly Max. Water Intake (CFS)	Max. Discharge Flow CFS	*Water Used (Acre-Feet)	Storage (Acre-Feet)	Comments
Oct	Fish Rearing	1.1		68.8		
Nov	Fish Rearing	0.6		29.8		
Dec			See Permit # G 10870			
Jan						
Feb			See Permit # G 10870			
Mar						
Apr	Fish Rearing	0.7	See Permit # G 10870	7.4		
May						
Jun						
Jul						
Aug	Fish Rearing	1.1		65.2		
Sep	Fish Rearing	1.3	See Permit # G 10870	74.5		

* Complete this column using the following conversion factor(s):

GPM to Acre Feet: (GPM) x 0.00442 x (# days used per month) = Acre Feet


CFS to Acre Feet: (CFS) x 1.984 x (# days used per month) = Acre Feet

-Weir Method-F

Method(s) of measurement/estimate:

FLOW METER

I certify that the above is a true and accurate accounting of water diverted and/or used.

Curtis Chan  11/10/15
Print Name and Sign Date

Fish & Wildlife Manager 1
Title (Fish Section)

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FISH HATCHERY

Water Usage Input Form 2014-2015

Oregon Department of Fish and Wildlife
4034 Fairview Industrial Drive SE
Salem, OR 97302

Facility	Region	Record ID	User ID
UMATILLA R. HATCHERY (WW ARMY CORPS)	4	449	3011

Certificate	Permit	Report ID	Priority	P.O.D.	Use	POD Rate	Total Permit Rate
72182	G 11210	23504	19900820	3	FI	2.00	9.11 CFS

VARIABL

Water Source	Tributary of	Source Description
WELL NO. 3	COLUMBIA R.	Infiltration Well #3

Legal Description	Latitude, Longitude
5.00N-26.00E-15-NW SW	45.91198, -119.55915

Month	Purpose	Monthly Max. Water Intake (CFS)	Max. Discharge Flow CFS	*Water Used (Acre-Feet)	Storage (Acre-Feet)	Comments
Oct	Fish Rearing	0.5		29.6		
Nov	Fish Rearing	0.5		32.0		
Dec	Fish Rearing	0.5	See Permit # G 10870	30.9		
Jan						
Feb			See Permit # G 10870			
Mar						
Apr			See Permit # G 10870			
May						
Jun						
Jul						
Aug	Fish Rearing	0.6		7.8		
Sep	Fish Rearing	0.7	See Permit # G 10870	38.9		

* Complete this column using the following conversion factor(s):

GPM to Acre Feet: (GPM) x 0.00442 x (# days used per month) = Acre Feet

CFS to Acre Feet: (CFS) x 1.984 x (# days used per month) = Acre Feet

-Weir Method-F

Method(s) of measurement/estimate:

FLOW METER

I certify that the above is a true and accurate accounting of water diverted and/or used.

Curtis Chan 11/10/15

Fish & Wildlife Manager 1

Print Name and Sign

Date

Title (Fish Section)

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FISH HATCHERY

Water Usage Input Form 2014-2015

Oregon Department of Fish and Wildlife
4034 Fairview Industrial Drive SE
Salem, OR 97302

Facility	Region	Record ID	User ID
UMATILLA R. HATCHERY (WW ARMY CORPS)	4	450	3011

Certificate	Permit	Report ID	Priority	P.O.D.	Use	POD Rate	Total Permit Rate
72182	G 11210	23505	19900820	4	FI	3.11 Variable	9.11 CFS

Water Source	Tributary of	Source Description
WELL NO. 4	COLUMBIA R.	Infiltration Well #4

Legal Description	Latitude, Longitude
5.00N-26.00E-16-SE SE	45.91040, -119.55917

Month	Purpose	Monthly Max. Water Intake (CFS)	Max. Discharge Flow CFS	*Water Used (Acre-Feet)	Storage (Acre-Feet)	Comments
Oct	Fish Rearing	1.6		98.2		
Nov	Fish Rearing	1.8		89.1		
Dec			See Permit # G 10870			
Jan	Fish Rearing	1.7		93.8		
Feb			See Permit # G 10870			
Mar	Fish Rearing	2.3		27.1		
Apr	Fish Rearing	1.9	See Permit # G 10870	107.4		
May						
Jun	Fish Rearing	2.1		46.3		
Jul	Fish Rearing	1.9		3.8		
Aug	Fish Rearing	1.8		112.4		
Sep	Fish Rearing	1.6	See Permit # G 10870	93.4		

* Complete this column using the following conversion factor(s):

GPM to Acre Feet: (GPM) x 0.00442 x (# days used per month) = Acre Feet

CFS to Acre Feet: (CFS) x 1.984 x (# days used per month) = Acre Feet

-Weir Method-F

Method(s) of measurement/estimate:

FLOW METER

I certify that the above is a true and accurate accounting of water diverted and/or used.

Curtis Chan

11/10/15

Fish & Wildlife Manager 1

Print Name and Sign

Date

Title (Fish Section)

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Oregon

Kate Brown., Governor

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Department of Fish and Wildlife

John Day Watershed
Pendleton Field Office
73471 Mytinger Lane
Pendleton, OR 97801
Voice (541) 276-2344
FAX (541) 276-4414
www.dfw.state.or.us/

October 12, 2021

Kelly Starnes
Transfer Program Analyst
Oregon Water Resources Department
725 Summer St NE Suite A
Salem OR 97301-1271



Dear Mr. Starnes:

Please find enclosed a check from the Oregon Department of Fish and Wildlife in the amount of \$1,695.00 for fees associated with the point of transfer for well 4 of water right certificate 72182 held in the names of the US Army Corps of Engineers and the Bonneville Power Administration (BPA). These fees are arriving to you from a different agency from the applicant agencies because the funds to complete the point of appropriation project have been allocated from BPA to the Oregon Department of Fish and Wildlife (department). As such, the department is paying for application fees associated with this Point of Appropriation Transfer.

The funds included in the check are for the following specifically:

Point of Appropriation Transfer Fee:	\$1,570.00
Reimbursement Authority Process Application Form Fee:	\$125.00
Total:	\$1,695.00

Once the application from the US Army Corps of Engineers and the Bonneville Power Administration is reviewed, please notify us of any charges that may be outstanding before the application can move forward.

Thank you for attention in this matter. I look forward to hearing from you if any financial adjustments are required.

Sincerely,

Mark T. Kirsch
John Day Watershed Manager
mark.t.kirsch@odfw.oregon.gov

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME U.S. Army Corps of Engineers, Portland District		PHONE NO. 503-808-4670	ADDITIONAL CONTACT NO.
ADDRESS POST OFFICE BOX 2946		FAX NO.	
CITY PORTLAND	STATE OR	ZIP 97208-2946	E-MAIL
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.			

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

AGENT/BUSINESS NAME AMANDA DETHMAN		PHONE NO. 503-808-4670	ADDITIONAL CONTACT NO.
ADDRESS POST OFFICE BOX 2946		FAX NO.	
CITY PORTLAND	STATE OR	ZIP 97208-2946	E-MAIL Amanda.J.Dethman@usace.army.mil
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 intent is to transfer a point of appropriation from the current well #4 in Cert. 72182 to a new point of appropriation that will be labeled #5. The transfer will be in the same aquifer and be within 100 feet of the existing point of appropriation for well #4.

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

Check One Box

- ☒ By signing this application, I understand that, upon receipt of the draft preliminary determination and prior to Department approval of the transfer, I will be required to provide landownership information and evidence that I am authorized to pursue the transfer as identified in OAR 690-380-4010(5); **OR**
- ☐ I affirm the applicant is a municipality as defined in ORS 540.510(3)(b) and that the right is in the name of the municipality or a predecessor; **OR**
- ☐ I affirm the applicant is an entity with the authority to condemn property and is acquiring by condemnation the property to which the water right proposed for transfer is appurtenant and have supporting documentation.

By my signature below, I confirm that I understand:

- Prior to Department approval of the transfer application, I may be required to submit payment to the Department for publication of a notice in a newspaper with general circulation in the area where the water right is located, once per week for two consecutive weeks. If more than one qualifying newspaper is available, I suggest publishing the notice in the following newspaper: East Oregonian
- Amendments to the application may only be made in response to the Department's Draft Preliminary Determination (DPD). The applicant will have a period of at least 30 days to amend the application to address any issues identified by the Department in the DPD, or to withdraw the application. Note that amendments may be subject to additional fees, pursuant to ORS 536.050.
- Failure to complete an approved change in place of use and/or change in character of use, will result in loss of the water right (OAR 690-380-6010).

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

DETHMAN.AMANDA.JEAN. Digitally signed by
DETHMAN.AMANDA.JEAN.1249366567
Date: 2021.09.13 10:43:18 -07'00'

Amanda J. Dethman, Chief of Real Estate,
Real Estate Contracting Officer

9/13/2021

Applicant signature

Print Name (and Title if applicable)

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 deeded landowners (and mailing and/or e-mail addresses if different than the applicant's) or attach affidavits of consent (and mailing and/or e-mail addresses) from all landowners or individuals/entities to which the water right(s) were conveyed.

Check the following boxes that apply:

- ☒ The applicant is responsible for completion of change(s). Notices and correspondence should continue to be sent to the applicant.
- ☐ The receiving landowner will be responsible for completing the proposed change(s) after the final order is issued. Copies of notices and correspondence should be sent to this landowner.
- ☐ Both the receiving landowner and applicant will be responsible for completion of change(s). Copies of notices and correspondence should be sent to this landowner and the applicant.

At this time, are the lands in this transfer application in the process of being sold? ☐ Yes ☒ No

If YES, and you know who the new landowner will be, please complete the receiving landowner information table below. If you do not know who the new landowner will be, then a request for assignment will have to be filed for at a later date.

If a property sells, the certificated water right(s) located on the land belong to the new owner, unless a sale agreement or other document states otherwise. For more information see:

https://www.oregon.gov/owrd/WRDFormsPDF/Transfer_Property_Transactions.pdf

RECEIVING LANDOWNER NAME			PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS			FAX NO.	
CITY	STATE	ZIP	E-MAIL	

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Describe any special ownership circumstances here:


The water appropriated on Cert. 72182 is applied at a Bonneville Power Administration fish rearing facility that exists on US Army Corps of Engineers property. The well to be replaced as part of the POA transfer on this water right resides on US Fish and Wildlife Service property. The facility operator is the Oregon Department of Fish and Wildlife. The water right certificate is held by both the Bonneville Power Administration and the US Army Corps of Engineers.

- ☐ 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. (Tip: Complete and attach Supplemental Form D.)

IRRIGATION DISTRICT NAME	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	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME Morrow County	ADDRESS 205 3rd Street NE	
CITY Irrigon	STATE Oregon	ZIP 97844

ENTITY NAME Confederated Tribes of the Umatilla Indian Res.	ADDRESS Nixyaawii Governance Center 46411 Ti'mine Way	
CITY Pendleton	STATE Oregon	ZIP 97801

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 additional rows to tables within the form.

CERTIFICATE # 72182

Description of Water Delivery System

System capacity: 9.11 cubic feet per second (cfs) OR
4088.6 gallons per minute (gpm)

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.
 Pumps 1-4 are variable speed and are connected by a common pipeline that delivers water to Umatilla Fish Hatchery where the water is used for fish culture.

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)
Well 4	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	MORR 1518	5 N	26 E	16	SE	SE		1785 feet south 10 feet west
Well 5	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed		5 N	26 E	16	SE	SE		1835-1885 ft. south 10 feet west
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed								
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed								

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

- | | |
|--|---|
| <input type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Supplemental Use to Primary Use (S to P) |
| <input type="checkbox"/> Character of Use (USE) | <input checked="" type="checkbox"/> Point of Appropriation/Well (POA) |
| <input type="checkbox"/> Point of Diversion (POD) | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Additional Point of Diversion (APOD) | <input type="checkbox"/> Substitution (SUB) |
| <input type="checkbox"/> Surface Water POD to Ground Water POA (SW/GW) | <input type="checkbox"/> Government Action POD (GOV) |

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

- ☐ Yes Complete only the Proposed ("to" or "on" 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 Changes to Water Right Certificate # 72182

List the change proposed for the acreage in each ¼ ¼. If more than one change is proposed, specify the acreage associated with each change.

If there is more than one POD/POA involved in the proposed changes, specify the acreage associated with each POD/POA.

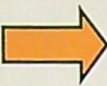
AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.													Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.												
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acre	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	Acre	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date						
EXAMPLE																										
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
														2	S	9	E	2	SW	NW	500		5.0		POD #6	1901
5	N	26	E	16	SE	SE	101			fish culture	POA #4	1990	POA	5	N	26	E	26	SE	SE	101		NA	No	POA #5	1990
TOTAL ACRES:											TOTAL ACRES:															

Additional remarks:

For Place of Use or Character 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: _____.

 Pursuant to ORS 540.510, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for transfer must be included in the transfer or be cancelled. Any change to a ground water registration must be filed separately in a ground water registration modification application.

For Substitution (ground water supplemental irrigation will be substituted for surface water primary irrigation)

Ground water supplemental Permit or Certificate # _____;

Surface water primary Certificate # _____.

For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # _____

For a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation:

- ☒ Well log(s) are attached 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

AND/OR

- ☒ Describe the construction of the authorized and proposed well(s) in Table 3 for any wells that do not have a well log. For *proposed wells 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
Well 5	No	NA	90	20	20	Surface to 20'	40' down to 65'	NA	Gravel	2000 gpm

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Oregon Dept. of Fish & Wildlife
Umatilla Fish Hatchery
Map for POA transfer
(CERT #72182)

- Place of Use
- Section Lines
- Tax Lot Boundaries and Number
- Pipeline

Umatilla
Hatchery
(Place of use)

Columbia River

Patterson Ferry Rd

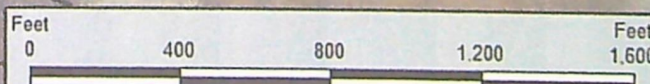
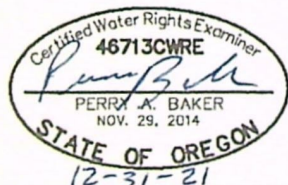
(CERT 72182) POA WELL 1
LOCATED WITHIN SW1/4 NW1/4, SECT 15,
T5N, R26E, W.M.;
100 FEET NORTH AND 117 FEET EAST FROM
THE W1/4 CORNER OF SECT 15
45.91552, -119.55816

(CERT 72182) POA WELL 2
LOCATED WITHIN NW1/4 SW1/4, SECT 15,
T5N, R26E, W.M.;
600 FEET SOUTH AND ON SECT LINE FROM
THE W1/4 CORNER OF SECT 15
45.91371, -119.55915

(CERT 72182) POA WELL 3
LOCATED WITHIN NW1/4 SW1/4, SECT 15,
T5N, R26E, W.M.;
1195 FEET SOUTH AND ON SECTION LINE FROM
THE W1/4 OF SECT 15
45.91202, -119.55918

(CERT 72182) POA Well 4
LOCATED WITHIN SE1/4 SE1/4, SECT 16,
T5N, R26E, W.M.;
1785 FEET SOUTH AND 10 FEET WEST FROM
THE W1/4 CORNER OF SECTION 15
45.91042, -119.55923

LOCATED WITHIN SE1/4 SE1/4, SECT 16,
T5N, R26E, W.W.;
FROM 1795-1885 FEET SOUTH AND 10 FEET
WEST FROM THE W1/4 OF SECT 15
45.90987, -119.55914



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)
County of Union) ss

I, Andrew Gibbs, in my capacity as Hatchery Coordinator, ODFW, East Region,

mailing address 107 20th Street, La Grande, OR 97850

telephone number (541) 962-1837, 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

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2. I attest that:

OCT 15 2021

☒ Water was used during the previous five years on the **entire** place of use for
Certificate # 72182; **OR**

OWRD

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

Certificate #	Township	Range	Mer	Sec	1/4 1/4	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.): Fish culture
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.

On Dible

Signature of Affiant

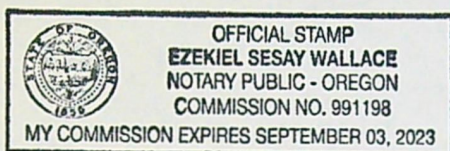
8-3-2021

Date

Signed and sworn to (or affirmed) before me this 03rd day of August, 2021.

Wallace

Notary Public for Oregon



My Commission Expires: 09/03/2023

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"> • Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
<input checked="" 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"> • District assessment records for water delivered • Crop reports submitted under a federal loan agreement • Beneficial use reports from district • IRS Farm Usage Deduction Report • Agricultural Stabilization Plan • CREP Report
<input 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.</p> <p>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 – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terra-server.com</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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DEPARTMENT OF THE ARMY
U.S. ARMY CORPS OF ENGINEERS, PORTLAND DISTRICT
PO BOX 2946
PORTLAND OR 97208-2946

September 13, 2021

Real Estate Division

Mark Kirsch
John Day Watershed Manager
Oregon Department of Fish and Wildlife
73471 Mytinger Lane
Pendleton, Oregon 97801

Dear Mr. Kirsch,

Enclosed, per your request, are the signed documents for the Point of Appropriation Transfer pertaining to well No. 4 of Water Right Certificate No. 72182 (Enclosures 1-3). The Evidence of Use Form (Enclosure 2) was left blank for the signature of Oregon Department of Fish and Wildlife's (ODFW) representative named on that document.

This certificate serves Department of Army Permit No. DACW57-4-95-0014, to the Bonneville Power Administration (BPA) for the Umatilla Hatchery, as the Point of Use. It is my understanding that the U.S. Army Corps of Engineers (Corps) is the holder of the Water Right that services the Umatilla Hatchery, operated by BPA under the above Permit, and that BPA has sub-contracted certain activities for ODFW to perform in support of the operation and maintenance of the hatchery. The ODFW is funding all transfer application fees, as water well No. 4 is not located on Corps managed land, the replacement well is also not on Corps managed lands, and the transfer application is at the request of ODFW. All coordination and any questions regarding this application from the permitting agency, Oregon Water Resources Department, should first be addressed to ODFW with copy furnished to the Corps' point of contact, Norman Rasmussen.

If you have any questions or require further assistance, please contact Norman Rasmussen at 503-808-4548, or email at Norman.F.Rasmussen@usace.army.mil.

Sincerely,

DETHMAN.AMANDA.
JEAN.1249366567

Digitally signed by
DETHMAN.AMANDA.JEAN.1249366567
Date: 2021.09.13 12:07:32 -07'00'

Amanda J. Dethman
District Chief of Real Estate
Real Estate Contracting Officer

Enclosures