# Temporary

Name True Fairns Attn: Rober amortis-asnes Address 105000 Broth Jane Care arean ansou	Name of Stream Will Trib. of Grande F	Ronde River			Date	FEES PAID Amount \$1004.00	Receipt #  3739
Date Filed 2 2 2022	Use Irrigation		_County_Union_				
Initial notice date 2/8/2020	Quantity of water (CFS)_		No. of Acres				
DPD issued date	Name of ditch	0 0000	20266				
PD issued date		Per # 8-27291				PPPC DPPID	IDED
PD notice date  Date of FO 477 7000 Vol 700 Page 994 94	App#	Per # Per #	Cert # Cert #	PR Date PR Date	Date	FEES REFUN	
Date of FO 41 CT 7000 Voi 100 Page 144 40	App#		Cert #			Amount	Receipt #
	App#		Cert #	PR Date			
C-Date_	-11						
COBU due date							
COBU Received date							
Certificate issued							
Assignments:							
Irrigation District							
Agent JEFF HSO							
Agent_ Agent_ Agent_							
CWRE							
CC's list mon canty							
- Oversized map - Location							



## Water Resources Department

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

April 27, 2022

ROBEN ARNOLDUS 65000 BOOTH LANE COVE, OR 97824

REFERENCE: District Temporary Transfer Application T-13906

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

The temporary change shall be effective at the beginning of the 2022 irrigation season. The use shall revert to the original authorized place of use at the end of the 2022 irrigation season.

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

Sincerely,

Julie C. Baustian

Water Rights Services Support Transfers and Conservation Section

cc: Shad L. Hattan, Watermaster Dist. # 6 (via email)

Union County Jeff Hsu, Agent

Enclosure

# BEFORE THE WATER RESOURCES DEPARTMENT OF THE STATE OF OREGON

In the Matter of Transfer Application	)	FINAL ORDER APPROVING A TEMPORARY
T-13906, Union County	)	CHANGE IN PLACE OF USE

#### Authority

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

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

#### Applicant

TRICO FARMS
ROBEN ARNOLDUS, OWNER
65000 BOOTH LANE
COVE, OR 97824

### Findings of Fact

- On February 2, 2022, TRICO FARMS ROBEN ARNOLDUS, OWNER filed an application to temporarily change the place of use under Certificate 32355 for a period of 1 year. The Department assigned the application number T-13906.
- Notice of the application for transfer was published on February 8, 2022, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
- 3. The portion of the right to be temporarily transferred is as follows:

Certificate: 32355 in the name of ALFRED A. & BONNIE J. ARNOLDUS (perfected under

Permit S-27291)

Use: IRRIGATION of 20.0 ACRES

Priority Date: APRIL 3, 1961

Rate: 0.11 CUBIC FOOT PER SECOND

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

Limit/Duty: The amount of water used for irrigation, together with the amount secured

under any other right existing for the same lands, shall be limited to ONE-FORTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of

each vear.

Source: WILLOW CREEK a tributary of GRANDE RONDE RIVER

#### Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
15	38 E	WM	24	SE NW	NONE GIVEN

## Authorized Place of Use:

		IRRIG	GATION		
Twp	Rng	Mer	Sec	Q-Q	Acres
15	38 E	WM	24	SW NE	20.0

4. Temporary Transfer Application T-13906 proposes to temporarily change the place of use of the right to:

		IRRI	SATION		
Twp	Rng	Mer	Sec	Q-Q	Acres
15	38 E	WM	24	NE SW	20.0

### Temporary Transfer Review Criteria

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

#### Conclusions of Law

The temporary change in place of use proposed in Temporary Transfer Application T-13906 is consistent with the requirements of ORS 540.523 and OAR 690-380-8000.

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

- The temporary change in place of use proposed in Temporary Transfer Application T-13906 is approved.
- 2. The former place of use shall not be irrigated as part of this water right during the 2022 irrigation season.
- 3. The use shall revert to the authorized place of use at the end of the 2022 irrigation season.
- 4. The approval of this temporary transfer may be revoked or modified if the Department finds the change causes injury to any existing water right.
- 5. A subsequent application for permanent transfer of Certificate 32355 shall be subject to a full and complete review to determine consistency with the requirements of OAR Chapter 690, Division 380. Approval of this temporary transfer does not establish a precedent for approval of a subsequent application filed for a permanent transfer.
- 6. The use of water at the temporary place of use authorized by this transfer shall be in accordance with the terms and conditions of Certificate 32355.
- The time during which water is used under this approved temporary transfer does not apply toward a finding of forfeiture under ORS 540.610.
- The use of the remaining water right described by Certificate 32355 shall continue to be in accordance with the terms and conditions of Certificate 32355.

Dated in Salem, Oregon on

APR 2 7 2022

Lisa J. Jaramillo, Transfer and Conservation Section Manager, for

THOMAS M BYLER, DIRECTOR

Oregon Water Resources Department

Mailing Date:

APR 2 8 2022

### WATER RIGHT TRANSFER COVER SHEET

Transfer: T- 13906

Special Issues:

Special Order Volume: Vol. 122 Pages 994-96

Transfer Type: Temporary Transfer

	1	-	446
Transfer Specialist:	1	60	H

Applicant:				1	Agent: N/A					
ROBEN ARNO	LDUS				JEFF HSU					
65000 BOOTH LANE					2006 ADAMS AVE					
COVE, OR 97824					LA GRANDE, OR 97850					
Email:		Pho	ne:		Email:			PI	none:	
Irrigation Distric	t: N/A			9	CWRE: N/A					
FII					- 11					
Email: Affected Local G	iov'ts: N/A		-		Email: Affected Tribal G	ou't.	N/A		-	
County Of Un					UNAVAILABLE		INA			
Email:	1011				Email:					
Current Landow	ner if other than	Applicant:	IN		Receiving Lando	wner:	N/A			
			- 0.700				- cheliche			
Email:					Email:					
Water Rights A	Affected									
File										
Marked	App. File # or De	ecree Name		Permit	Certificat		RR/CR N		RR/CR N	os.
S-34	766			S-27291	32355		Yes	No		
							Yes	No		
							Yes	No		
Key Dates & Ir	nitial Actions:									
Rec'd: Februa	Rec'd: February 2, 2022			Proposed Action(s): PLACE OF USE						
Fees Pd: 1004	.00		WM District: 6 ODFW District:							
Initial Public No	tice: February	8, 2022	WM Review sent: ODFW Review sent:							
Acknowledgem	ent Letter Sent	$\boxtimes$			GW Review sent: N/A				N/A	
County sent cc:	of Ack Letter		во	R notified (date	): [	□ N/A				
Newspaper quo	te requested:		Re	quest for news	news \$ sent: News \$ received:					
Request to pub	Request to publish sent: Affidavit of pub			idavit of publica	ation received:		Last da	y of public	ation:	
				Changes			nges	Signatur		
Document	Drafted	Peer Review		Made	Coordinator	-	ade	Bin	Dat	e
DPD	Oate: Initials:	Date:	-	Date:	Date:	Date: _ Initials:	1	CW Sent:	N/I	4
PD	Date: Initials:	Date: Initials:		Date: Initials:	Date:			Date:	-	
FO	Date: 4/12/22 Initials: 520/+	Initials:		Date:	Date: 4/2762 Initials: PVS	The second second	127/22 Sw#		2 Date:	3/20

Transfer Cover Sheet Last Revised 10-29-18

Watermaster Revièw Form Transfer Application

# 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-13906

Review Due Date:

Applica	ant Name: Trico Farms Roben Arnoldus
Propos	red Changes: POU POD POA USE OTHER
Review	ver(s): Shad Hattan  Date of Review: 03/15/2022
1.	Do you have <u>evidence</u> 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:  Regulation has occurred on Willow Creek in an infrequent and intermittent basis over the last 20 years
3.	Have headgate notices been issued for the source that serves the transferred right(s)?  Yes No Records not available.
4.	In your estimation, after the proposed change, would distribution of water for the right(s) result in regulation of other water rights that would not have occurred if use under the original right(s) was/were maximized?  Yes  No  If "Yes", explain:
5.	In your estimation, if the proposed change is approved, are there upstream water rights that would be affected? Yes No If "Yes", describe how the rights would be affected and list the rights most affected:

6.	Check here if it appears that downstream water rights benefit from return flows resulting from the current use of the transferred right(s)? If you check the box, generally characterize the locations where the return flows likely occur and list the water rights that benefit most:
7.	N/A  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:
8.	N/A  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	<ul> <li>For POU changes that involve micro-irrigation: N/A</li> <li>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?</li> <li>Yes No If "Yes", explain:</li> </ul>

Watermaster Review Form Transfer Application

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 V 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:

Watermaster Review Form	Transfer Application
12. Are there other issues not identified through the above questions that should be considered determining whether the change "can be effected without injury to other rights"?	ered in
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 other rights?  No Yes, as checked and provided below:	at or injury to
For POU changes that involve micro-irrigation, provide the monitoring and reporting necessary to prevent injury/enlargement:	ng conditions
A Headgate should be required prior to diverting water.	
Measurement Devices for POD or POA: (if this condition is selected, also fill in the sections of Page 4)	top
a. Before water use may begin under this order, the water user shall install a total or, with prior approval of the Director, another suitable measuring device, at e diversion/appropriation (new and existing) OR at each new point of diversion/appropriation that water rights issued to the Bureau of Reclamation or an district (or similar entity) are not subject to this condition.	ach point of opriation
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 however, where the meters or measuring devices are located within a private structular watermaster shall request access upon reasonable notice.	
Reservoir water use measurement: (if this condition is selected, also fill in the top of Page 4)	sections
a. Before water use may begin under this order, the water user shall install staff query or, with prior approval of the Director, other suitable measuring devices, that measuring and stage between empty and full in each reservoir. Staff gages shall be Unite Geological Survey style.	re the entire
b. Before water use may begin under this order, if the reservoir is located in chann suitable measuring devices must be installed upstream and downstream of the reservadjustable outlet valve must be installed. The water user shall maintain such devices order. A written waiver may be obtained, if in the judgment of the Director, the installed other suitable measuring devices, or the adjustable outlet valve, will provide no public.	rvoir, and, an s in good working tallation of weirs or
* The following alternative device(s) should be substituted for the bold, underlined deviced condition:	vice in the above
Weir Submerged Orifice	
Parshall Flume Flow Restrictor	
Other:	

Watermaster Review Form Transfer Application

# **Oregon Water Resources Department**

# Measurement Condition Information for the Applicant

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

Transfer #: T-
In order to avoid enlargement of the right or injury to other rights, a will be required to be installed <u>prior to diversion of water</u> , 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:
District:
Address:
City/State/Zip:
Phone:
Email:
<b>Note</b> : 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



Water Resources Department

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

February 7, 2022

TRICO FARMS ROBEN ARNOLDUS 65000 BOOTH LANE COVE, OR 97824

Reference: Application T-13906

On February 2, 2022, OWRD received your water right Temporary Transfer Application. The application was accompanied by \$1004.00. Our receipt number 137391 is enclosed.

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

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

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

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

Cc: Watermaster Dist. #6, Shad L. Hattan (via email)

Jeff Hsu, Agent
Union County

Enclosure

STATE OF OREGON												
WATER	RESOURCES DEPARTMEN	ī										

RECEIPT #	1	3	7	3	9	1
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RECEIPT: 137391

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

INVOICE #

(503) 986-0900 / (50	
RECEIVED FROM: Trico Farms	APPLICATION
BY:	PERMIT
CASH: CHECK:# OTHER: (IDENTIFY)	TRANSFER 7-1390(0
□ <u>X18788</u> □	TOTAL REC'D \$ 1004.00
1083 TREASURY 4170 WRD M	ISC CASH ACCT
0407 COPIES	\$
OTHER: (IDENTIFY)	S
0243 I/S Lease 0244 Muni Water Mgmt. Pla	n 0245 Cons. Water
	PERATING ACCT
MISCELLANEOUS	
0407 COPY & TAPE FEES	46110
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	\$ 1004.00
WELL CONSTRUCTION	EXAM FEE LICENSE FEE
0218 WELL DRILL CONSTRUCTOR	\$ 0219 \$
LANDOWNER'S PERMIT	0220 \$
OTHER (IDENTIFY)	
0536 TREASURY 0437 WELL C	ONST START FFF
0211 WELL CONST START FEE	S CARD#
0210 MONITORING WELLS	OATION .
OTHER (IDENTIFY)	
0607 TREASURY 0467 HYDRO	
0233 POWER LICENSE FEE (FW/WRD)	S
0231 HYDRO LICENSE FEE (FW/WRD)	
HYDRO APPLICATION	\$
TREASURY OTHER	/ RDX
FUND TITLE	SECEIVED
OBJ. CODE VENDOR #	THE COUNTED
DESCRIPTION	EN THE COUNTERS
DESCRIPTION	

1,004.00

Checking US Bank

temporary water rights transfer

8

DATED: 2-2-2022 BY: Min

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

1,004.00

# Application for Water Right

# Temporary or Drought Temporary Transfer

Part 1 of 5 – Minimum Requirements Checklist



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

This temporary transfer application will be returned if Parts 1 through 5 and all required attachments are not completed and included.

For questions, please call (503) 986-0900, and ask for Transfer Section.

#### FOR ALL TEMPORARY TRANSFER APPLICATIONS

Che	ck all item	ns included with this application. (N/A = Not Applicable)
$\boxtimes$		Part 1 – Completed Minimum Requirements Checklist.
$\boxtimes$		Part 2 – Completed Temporary Transfer Application Map Checklist.
		Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the online fee calculator at: <a href="http://apps.wrd.state.or.us/apps/misc/wrd">http://apps.wrd.state.or.us/apps/misc/wrd</a> fee calculator.
$\boxtimes$		Part 4 – Completed Applicant Information and Signature.
		Part 5 – Information about Transferred Water Rights: How many water rights are to be transferred? 1 List them here: C-32355
		Please include a separate Part 5 for each water right. (See instructions on page 6)
$\boxtimes$	□ N/A	For standard Temporary Transfer (one to five years) Begin Year: 2022 Find Year: 2022.
	□ N/A	Temporary Drought Transfer (Only in counties where the Governor has declared drought)
XIII	connents:	
		Completed Temporary Transfer Application Map.  Completed Evidence of Use Affidavit and supporting documentation.
		Current recorded deed for the land <b>from</b> which the authorized place of use is temporarily being moved.
	⊠ N/A	Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land upon which the water right is located.)
	⊠ N/A	Supplemental Form D – For water rights served by or issued in the name of a district.  Complete when the temporary transfer applicant is not the district.
	□ N/A	Oregon Water Resources Department's Land Use Information Form with approval and signature from each local land use authority in which water is to be diverted, conveyed, and/or used. Not required if water is to be diverted, conveyed, and/or used only on federal lands or if <u>all</u> 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 (if necessary to convey water to the proposed place of use).
	WE AR  — Ar  — La  — Ac  Other/	aff Use Only)  E RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):  Oplication fee not enclosed/insufficient Map not included or incomplete  and Use Form not enclosed or incomplete  diditional signature(s) required Part is incomplete  Explanation Phone: Date: / /

# Part 2 of 5 - Temporary Transfer Application Map Checklist

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

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

Ш	⊠ N/A	If more than three water rights are involved, separate maps are needed for each water right.
$\boxtimes$		Permanent quality printed with dark ink on good quality paper.
$\boxtimes$		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.
$\boxtimes$		A north arrow, a legend, and scale.
$\boxtimes$		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.
$\boxtimes$		Township, Range, Section, ¼ ¼, DLC, Government Lot, and other recognized public land survey lines.
$\boxtimes$		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.
$\boxtimes$	□ N/A	Proposed temporary place of use that includes separate hachuring for each water right, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions.
$\boxtimes$		Existing point(s) of diversion or well(s) with distance and bearing or coordinates from a recognized survey corner. This information can be found in your water right certificate or permit.
	⊠ N/A	If you are proposing a change in point(s) of diversion or well(s) to convey water to the new temporary place of use, show the proposed location and label it clearly with distance and bearing or coordinates. If GPS coordinates are used, latitude-longitude coordinates may be expressed as either degrees-minutes-seconds with at least one digit after the decimal (example $-42^{\circ}32'15.5''$ ) or degrees-decimal with five or more digits after the decimal (example $-42.53764^{\circ}$ ).

### Part 3 of 5 - Fee Worksheet

	1 3 Of 5 — Fee Worksheet		
	FEE WORKSHEET for TEMPORARY (not drought) TRANSFERS		
1	Base Fee (includes temporary change to one water right for up to 1 cfs)	1	\$950.00
	Number of water rights included in transfer: 1 (2a)		
	Subtract 1 from the number in 3a above: 0 (2b) If only one water right this will be 0		
2	Multiply line 2b by \$310.00 and enter » » » » » » » » » » » »	2	0
	Do you propose to change the place of use for a non-irrigation use?		
	No: enter 0 on line 3 » » » » » » » » » » » » » » » » » »		
	Yes: enter the cfs for the portions of the rights to be transferred: (3a)		
	Subtract 1.0 from the number in 3a above:(3b)		
	If 3b is 0, enter 0 on line 3 » » » » » » » » » » » » » » » »		
	If 3b is greater than 0, round up to the nearest whole number:(3c) and		
3	multiply 4c by \$210.00, then enter on line 3	3	0
	Do you propose to change the place of use for an irrigation use?		
	□ No: enter 0 on line 4 » » » » » » » » » » » » » » » » »		
	Yes: enter the number of acres in the footprint of the place of use for the		
	portions of the rights to be transferred: 20 (4a)		
4	Multiply the number of acres in 4a above by \$2.70 and enter on line 4 » »	4	54.00
5	Add entries on lines 1 through 4 above » » » » » » » » » » Subtotal:	5	1,004.00
	is this transfer.	, El	VED
	necessary to complete a project funded by the Oregon Watershed	02	2022
	Enhancement Board (OWEB) under ORS 541.932?		
	endorsed in writing by ODFW as a change that will result in a net benefit to	W	RD
	fish and wildlife habitat?		
	If one or more boxes is checked, multiply line 5 by 0.5 and enter on line 6 »		
6	If no box is applicable, enter 0 on line 7» » » » » » » » » » » » » »	6	
7	Subtract line 6 from line 5 » » » » » » » » » » » » Transfer Fee:	7	1004.00

	FEE WORKSHEET for TEMPORARY DROUGHT TRANSFERS	110								
1	Base Fee (includes drought application and recording fee for up to 1 cfs)									
	Enter the cfs for the portions of the rights to be transferred (see example below*):									
	(2a)									
	Subtract 1.0 from the number in 2a above: (2b)									
	If 2b is 0, enter 0 on line 2 » » » » » » » » » » » » » » » »									
	If 2b is greater than 0, round up to the nearest whole number: (2c) and									
2	multiply 2c by \$50, then enter on line 2 » » » » » » » »	2								
3	Add entries on lines 1 through 2 above » » » » » » » » » Transfer Fee:	3								

<sup>\*</sup>Example for Line 2a 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:

<sup>1.</sup> Divide total authorized cfs by total acres in the water right (for C12345, 1.25 cfs  $\div$ 100 ac); then multiply by the number of acres to be transferred to get the transfer cfs (x 45 ac= 0.56 cfs).

<sup>2.</sup> 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 ac x 0.0125 cfs/ac = 0.56 cfs)

<sup>3.</sup> 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 2a would be only 0.56 cfs, since both rights serve the same 45.0 acres. Blank 2b would be 0 and Line 2 would then also become 0).

# Part 4 of 5 - Applicant Information and Signature

#### Applicant Information

541-910-8073	
	FAX NO.
E-MAIL	
	E-MAIL RECEIVE ALL CORRESPONDENCE

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

AGENT/BUSINESS NAME Jeff Hsu						
		FAX NO.				
2IP 97850	E-MAIL					
	97850					

Explain in your own words what you propose to accomplish with this transfer application and why: Farmer need to temporily transfer 20 Acres of irrigated acres of C-32355 to a non irrigated 20 acre parcel in order to irrigate sugar beets. This transfer will be for the 2022 water year only, and will go back to the original place of irrigation for the 2023 year.

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

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

Roben W. Arnoldes Applicant signature	Roben W. Arnoldus Print Name (and Title if applicable)	1/27/2022
Applicant signature	Print Name (and Title if applicable)	Date

Is the applicant the sole owner of the land on which the water right, or portion thereof, proposed for transfer is located? 

✓ Yes 

✓ No

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



Supplemental Form D.)		cked, you must complete and atto
DISTRICT NAME	ADDRESS	
CITY	STATE	ZIP
	ny of the rights supplied under a wa r with a federal agency or other enti	
ENTITY NAME	ADDRESS	
CITY	STATE	ZIP
city, municipal corporation, conveyed and/or used.	sistency Requirements, you must lis or tribal government) within whose	
ENTITY NAME Union County	ADDRESS 1106 K Avenue	
CITY	STATE	ZIP
La Grande	Oregon	97850
ENTITY NAME	ADDRESS	
ENTITY NAME	ADDRESS STATE	ZIP



## Part 5 of 5 - Water Right Information

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

RECEIVED Water Right Certificate # 32355 **Description of Water Delivery System** System capacity: 0.50 cubic feet per second (cfs) OR 224.5 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. 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.) Is this POD/POA If POA. Tax Lot, POD/POA Authorized on OWRD Well Measured Distances DLC or Name or Log ID# (or the Certificate (from a recognized 3/4 1/4 Twp Rng Sec Gov't Well ID Number or is it survey corner) Lot Tag # L-\_\_) Proposed? POD S 1320' and E 2050' from □ Authorized WILLOW S 38 E 24 SE 8600 NW Corner of Section 24, □ Proposed Creek T1S R38E, WM ☐ Authorized ☐ Proposed ☐ Authorized □ Proposed ☐ Authorized ☐ Proposed Check all type(s) of temporary change(s) proposed below (change "CODES" are provided in parentheses):  $\boxtimes$ Place of Use (POU) ☐ Appropriation/Well (POA) Point of Diversion (POD) Additional Point of Appropriation (APOA) Additional Point of Diversion (APOD) Check all type(s) of temporary change(s) due to drought proposed below (change "CODES" are provided in parentheses): Place of Use (POU) Point of Appropriation/Well (POA) Character of Use (USE) Additional Point of Appropriation (APOA) Point of Diversion (POD) Additional Point of Diversion (APOD) Will all of the proposed changes affect the entire water right?

Complete only the Proposed ("to" lands) section of Table 2 on the next page. Use the Yes "CODES" listed above to describe the proposed changes.

Complete all of Table 2 to describe the portion of the water right to be changed. ⋈ No

Please use and attach additional pages of Table 2 as needed. See page 6 for instructions. Do you have questions about how to fill-out the tables?

Contact the Department at 503-986-0900 and ask for Transfer Staff.

# Table 2. Description of Temporary Changes to Water Right Certificate # 32355

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

	Th				it ap	pears	on the	Certi	ficate B		POSED CHAN	IGES	Proposed Changes (see				The	listir			ıld apı		FTER F	n" lands) PROPOSED	CHANGE	S
Tw	'p	Ri	ng	Sec	y	4 1/4	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Date	"CODES" from previous page)	Tw	р	Rr	ng	Sec	1/4	1/4	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date
													EXAMPLE									H3.				
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
"	"	u	"	"	"	· ·	u	u	и	EXAMPLE	"	u u	"	2	S	9	E	2	sw	NW	500		5.0		POD #6	1901
1	s	38	E	24	sw	ne	8700		20	Irrig	POD Willow Creek	4/3/ 1961	POU	1	s	38	E	24	NE	sw	8500		20	Irrig	POD WILLOW CREEK	4/3/1961
																					-	The state of the s				
																					ONE	03707	EWED			
																						2				
		-				TC	TAL AC	CRES	20											ТО	TAL AC	CRES	20			

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

### For Place of Use Changes

Are there other water right certificates, water use permits or ground water registrations associated with the "from" or the "to" lands? \(\subseteq\) Yes \(\times\) No If YES, list the certificate, water use permit, or ground water registration numbers: \_\_\_ Pursuant to ORS 540.525, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for temporary transfer can be included in the transfer or remain unused on the authorized place of use. If the primary water right does not revert soon enough to allow use of the supplemental right within five years, the supplemental right shall become subject to cancellation for nonuse under ORS 540.610. If a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation is necessary to convey the water to the new temporary place of use you must provide: Well log(s) for each authorized and proposed well(s) that are clearly labeled and associated with the corresponding well(s) in Table 1 above and on the accompanying application map. (Tip: You may search for well logs on the Department's web page at: http://apps.wrd.state.or.us/apps/gw/well\_log/Default.aspx) AND/OR Describe the construction of the authorized and proposed well(s) in Table 3 below for any well that does not have a well log. For a proposed well(s) not yet constructed or built, provide "a best estimate" for each requested information element in the table. The Department recommends you consult a licensed well driller, geologist, or certified water right examiner to assist with assembling the information necessary to complete Table 3.

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

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

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

# Klamath Basin/County Drought Transfer Applications

## Table 4. Klamath Basin/County Well Information (DROUGHT TRANSFER APPLICATIONS ONLY)

le thora aureantly	- fl	!+-	L - F + L - DO	- 11-4 1 1- T- b-1	e 1 of this applicat	17 TV	T No*
is there currently	a flowmeter	installed on each	n of the POA	is listed in Lani	e I of this applicat	ion / I I yes	1 1 1/0

For each well, please provide a description of the flowmeter location, the serial number, the current flowmeter reading and the date the reading was taken in the table below.

OWNER'S WELL NAME OR NUMBER.	WELL TAG NUMBER (IF AVAILABLE)	WELL LOG ID (E.G., KLAM 1234)	FLOWMETER SERIAL NUMBER	FLOWMETER READING	FLOWMETER DATE	FLOWMETER LOCATION
						THE C
						CENE
						8 8 0

<sup>\*</sup>Please note that watermaster staff will visit the well to confirm flowmeter presence. Where possible, watermaster staff will take a static water level measurement. Alterations to the well head may be required in order to make the water level measurements.

# Application for Water Right Transfer

# **Evidence of Use Affidavit**



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					RECEIVED
I, ROB	EN ARNOLDUS	<u>s</u> , in n	ту сара	city a	s <u>OW</u>	NER OF	TRICO F	ARMS,		FEB 0 0 2022
mailin	g address 6500	00 BOC	TH LAN	VE, LA	GRA	NDE, OR	REGON 9	7850		OWRD
telepho	one number (	5 <u>41)910</u>	0-8073, l	being	first	duly sw	orn depo	se and say:		0 800 000
1. My	knowledge o				tatus	of the w		nt is based o		e):
2. I at	test that:									
	Water was u Certificate #		The second second	e pre	vious	five yea	ars on th	e <b>entire</b> pla	ce of use for	
	My knowled	lge is	specific	to th	e use	of wate	r at the	following lo	cations with	in the last five years:
	Certificate #	Tow	nship	Ra	nge	Mer	Sec	1/4 1/4	Gov't Lot or DLC	Acres (if applicable)
OR										
	Confirming	Certif	icate#		has b	een issu	ed with	in the past f	ve years; O	R
	instream leas	se nun	nber is:		(Not	e: If the	e entire r	ight propose	ed for	t five years. The not leased instream.); (
	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 be									for more than

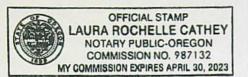
(continues on reverse side)

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

Roben W. amAller 1/20/2022
Signature of Affiant Date

Signed and sworn to (or affirmed) before me this 20 day of Juniory, 2022.

Lawa Cattey
Notary Public for Oregon



My Commission Expires: April 30, 7023

Supporting Documents	Examples					
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 show	vs issue date				
Copies of receipts from sales of irrigated crops or for expenditures related to use of water	Power usage records for pumps associated with use	irrigation				
	Fertilizer or seed bills related to irrigated crops					
	Farmers Co-op sales receipt					
Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	District assessment records for water delivered     Crop reports submitted under a federal loan agree	eement				
	Beneficial use reports from district     IRS Farm Usage Deduction Report	RECE!				
	Agricultural Stabilization Plan	FEB 01				
	CREP Report	OW				
Aerial photos containing sufficient detail to establish location and date of photograph	Multiple photos can be submitted to resolve different water right.  If the photograph does not print with a "date stamp" the source being identified, the date of the photograph source should be added.	or without				
	Sources for aerial photos: OSU –www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terraserver.com					
Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number					



### OREGON TRAIL ELECTRIC COOPERATIVE

"WE'RE PUTTING OUR ENERGY TO WORK FOR YOU"

www.otec.coop

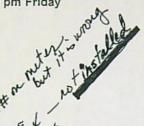
A Touchstone Energy Cooperative

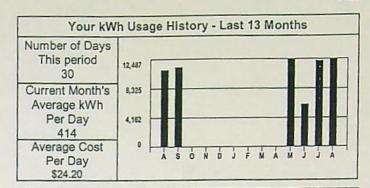
Office Hours:

8:00 am to 5:00 pm Monday - Thursday

9:00 am to 5:00 pm Friday

TRICO FARMS PARTNERSHIP A.DWIGHT ARNOLDUS & ROBEN W ARNOLDUS 63444 HIGHWAY 237 LA GRANDE OR 97850-5400





Having trouble paying your bill? Visit our website at www.otec.coop or contact our offices 541-523-3616

We are here to help!

Account Number:  Meter Number	Reading Dates:	From 07/15/20	To 08/14/20	Billing Days	Multiplier	Statement Date 08/18/20
Service Address	Rate Schedule	Previous Reading	Present Reading	Read Type	kWh Usage	AMOUNT DUE
SANDRIDGE RD SV-75HP PUMP	IRR DMD	72200	84610	Utility Read	12410	李清明 高等 和自己
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*ACCOUNT DISCONN	ECT IS TEMPORARILY	SUSPENDED. Y	OU ARE STILL RE	SPONSIBLE FOR C	HARGES,	
Cycle 4	Payment Due Dat		09/07/20	TOTALA	MOUNT DUE	\$726.02

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RWA

RECEIVED

FEB 0 2 2022

17-29465 After Recording Return to: Roben Arnldus

65000Booth Lane Cove, Oregon 97824

OWRD 20174049

#### WARRANTY DEED

MARY MARIE BILLERBECK, whose address is 1135 Pacific Park Drive SE, Lacey, Washington 98503, Grantor, conveys and warrants to ROBEN ARNOLDUS, whose current address is 6500@Booth Lane, Cove, Oregon 97824, Grantee, the following described real property free of encumbrances except as specifically set forth herein:

Tract A (Lot 8902, consisting of 10 acres):

The West half of the West half of the Northeast quarter of the Southeast quarter of Section 24, Township 1 South, Range 38 E.W.M., Union County, Oregon.

(01S38-8902; Ref. #10883)

Tract B (Lot 8500, consisting of 20 acres):

The North half of the Northeast quarter of Southwest quarter of Section 24, Township 1 South, Range 38 East of the Willamette Meridian.

SUBJECT TO an easement for a road, 30 feet off the East side of Tract B.

(01S38-8500; Ref. #10877)

The true and actual consideration for this conveyance is: \$55,000.00 for Tract A and \$105,000.00 for Tract B for a total of \$160,000.00.

Until a change is requested, all tax statements are to be sent to the following address:

Roben Arnldus RWA 65000Booth Lane Cove, Oregon 97824

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON

Page 1 of 2 -- WARRANTY DEED

ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

DATED this Zo day of November , 2017.

STATE OF WASHINGTON

SS.

County of Thurston

Subscribed to before me this 70 day of November , 2017, by Mary Marie Billerbeck, who acknowledged the foregoing instrument to be her voluntary act and deed.

Notary Public of Washington

My Commission Expires: OZ

STATE OF OREGON

County of Union

I Certify that this instrument was received and recorded in the book of records of said county

ROBIN A. CHURCH Union County Clerk

Welen Tucker. DOC# 20174049 \$55.00

185347 12/14/2017 02:18 PM REFUND:

Deputy.

.00

Page 2 of 2 -- WARRANTY DEED

13906

are bellering

TAX LOT. 8700 20190411

After recording return to: Intermountain Law, P.C., PO Box 1026, Baker City, OR 97814

Send tax statements to:
Roben W Aynoldus
PD Box 2835 Labrance OB 17850

20190201

#### BARGAIN AND SALE DEED

ALFRED A. ARNOLDUS, individually and ALFRED A. ARNOLDUS, Trustee of the Alfred A. Arnoldus Trust u/a/d 03/01/1994, pursuant to the Certification of Trust attached hereto, Grantors, do hereby bargain, sell, convey and transfer all their right, title and Interest in and to the real property known as the Ridge Place located in Union County, State of Oregon described as follows to ROBEN W. ARNOLDUS, Grantee.

Commencing at a point on the South line of the Northeast quarter (NE1/4) of Section 24, in township 1 South, range 38 east of the Willamette Meridian, which point is 27,85 rods east of the center of said section 24, running thence North 70 rods; thence Bast 112.7 rods; thence South 70 rods to the South line of the Northeast quarter of said section; thence West 112.7 rods to the point of beginning. Being the East 25 acres of the Southwest quarter of Northeast quarter, and the West 25 acres of the South 35 acres of the Southeast quarter of Northeast quarter of said section 24, in township 1 South, range 38 E.W.M.

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

Other property or value was either part of or the whole consideration for this transfer.

DATED this \_\_\_ day of November, 2018.

Alfred A. Amoldus, individually and as Trustee of the Alfred A. Amoldus Trust u/a/d 03/01/1994

STATE OF OREGON, County of Union) :ss.

Personally appeared the above-named Alfred A. Arnoldus and acknowledged the foregoing instrument to be voluntary act and deed. BEFORE ME this day of November, 2018.

Notary Public for Oregon

My commission expires: 1110 01, 202



RECEIVED OWRD

Re-recorded at the request of Grantor and Grantee to correct legal description, previously recorded as document number 20190201.

#### CERTIFICATION OF TRUST

STATE OF OREGON, County of Union ) :ss.

- I, ALFRED A. ARNOLDUS, being first duly sworn, depose and say:
- 1. I am currently authorized and a legally appointed Trustee under that certain trust agreement dated the 1st day of March, 1994, as restated by Third Restatement dated 10/28/2016 wherein Alfred A. Arnoldus is Settlor/Trustor.
- 2. The trust powers include at least all those trust powers contained in the Uniform Trustees' Powers Act set forth in ORS 130,680 to 130,730.
- 3. As of this date the trust is in full force and effect.
- 4. The mailing address for the acting trustee is:

Alfred A. Arnoldus c/o Kristi D. Johnson 3920 Endow Rd Hood River, OR 97031



- The trust is revocable by the Settlor/Trustor.
- 6. The trust may be amended or modified by the Settlor/Trustor.
- 7. There are multiple trustees and the trust provides that any one trustee may sign or authenticate in order to exercise the trust powers.
- 8. The taxpayer identification number for the trust is: XX-4351
- 9. Title to the property of the trust should be taken as follows:

Alfred A. Arnoldus and Kristi D. Johnson, Trustees of the Alfred A. Arnoldus Trust u/a/d 03/01/1994

- 10. The trust has not been revoked, modified or amended in any manner that would cause the representations contained herein to be incorrect.
- 11. The trust was established and is governed by the laws of the State of Oregon, USA.

Dated this Day day of November, 2018.

Alfred A Amoldus

SUBSCRIBED and SWORN to before me this \_\_\_\_\_\_ day of November, 2018.

OFFICIAL STAMP KAELY LA DAWN KNIGHT NOTARY PUBLIC-OREGON COMMISSION NO. 962870 MY COMMISSION EXPIRES JUNE 01, 2021 Notery Public for Oregon
My Commission expires:

An . ..

STATE OF OREGON

County of Union

I certify that this instrument was received and recorded in the book of records of said county.

ROBIN A. CHURCH Union County Clerk

1/25/2019 10:30 AM

.00

REFUND:

STATE OF OREGON

County of Union

I certify that this instrument received and recorded in the book of records of said county.

The first the state of ROBIN A. CHURCH Union County Clerk

.00

DOC#: 20190411 RCPT: 191209

2/19/2019 11:25 AM REFUND:

13906

# Land Use Information Form



# NOTE TO APPLICANTS

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

#### This form is NOT required if:

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

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# NOTE TO LOCAL GOVERNMENTS

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

# Land Use Information Form



Applicant(s): TRICO FARMS

Mailing Address: 65000 BOOTH LANE

City: LA GRANDE

State: ORE Zip C

Zip Code: 97850

Daytime Phone: 541-910-8073

## A. Land and Location

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

Township	Range	Section	1/4 1/4	Tax Lot#	Plan Designation (e.g., Rural Residential/RR-5)		Water to be:		Proposed Land Use:
<u>1S</u>	38 E	24	SW NE	8700	EFU	☑ Diverted	□ Conveyed	☑ Used	<u>EFU</u>
<u>1S</u>	38 E	24	NE SW	<u>8500</u>	EFU	☐ Diverted	☑ Conveyed	☑ Used	<u>EFU</u>
						☐ Diverted	☐ Conveyed	Used	
						☐ Diverted	☐ Conveyed	☐ Used	

List all counties and cities where water is pr UNION COUNTY	roposed to be diverted, conveyed, and/or used or developed:
	FEB 0 2 2022
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B. Description of Proposed Use	
	ter Resources Department:  er Right Transfer
Source of water: Reservoir/Pond	Ground Water Surface Water (name) WILLOW CREEK
Estimated quantity of water needed: 0.114	☑ cubic feet per second ☐ gallons per minute ☐ acre-feet
	Commercial Industrial Domestic for household(s)  Quasi-Municipal Instream Other Other
Briefly describe:	
This transfer will be a temporary transfer for the 2022 irrigation year	ansfer for the 2021 irrigation year only. The land will return to its original r.

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

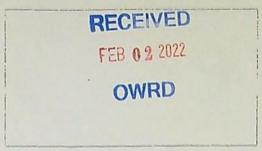
See bottom of Page 3. →

# For Local Government Use Only

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

□ Land uses to be served by the proposed water your comprehensive plan. Cite applicable or the proposed water your comprehensive plan.	uses (including proposed construction) are all linance section(s):	owed outright	
Land uses to be served by the proposed water listed in the table below. (Please attach docur Record of Action/land-use decision and acco periods have not ended, check "Being pure	nentation of applicable land-use approvals wh mpanying findings are sufficient.) If approva	ich have alread	dy been obtai
Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land	i-Use Approval:
Ministerial	UCZPSO SectionADI	☐ Obtained ☐ Denied	Being Pur Not Being
	a IED	☐ Obtained ☐ Denied	☐ Being Pur ☐ Not Being
	RECEIVED	☐ Obtained ☐ Denied	☐ Being Pur ☐ Not Being Pursued
	ESB 02.	☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
	OWRD	☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
< th Heatel	Title	N. per	tor
Name: Zoh Harrel	Phone: 541-963	SAND Date:	H-V - 21
Government Entity: Opin C	ountr	TUFT Date.	7000
Note to local government representative: Ple sign the receipt, you will have 30 days from the Form or WRD may presume the land use associ	Water Resources Department's notice date to	return the com	pleted Land Use Information
Receipt	for Request for Land Use Informa	ation	
Applicant name:			
City or County:	Staff contact:		
Signature:	Phone:	Date:	





Date Received (Date Stamp Here)

# **OWRD Over-the-Counter Submission Receipt**

applicant Name(s) & Address: Trico Farms Roben Arnoldus, Owner
65000 Booth Lane Cove, OR 97824
ransaction Type: Temporary Transfer
ees Received: \$ooy.00
□ Cash Check: Check No. 12788
Name(s) on Check: Trico Farms
Address on Check: 63444 Hwy 237 La Granle, 0
Thank you for your submission. Oregon Water Resources Department (Department) staff will eview your submittal as soon as possible.
f your submission is determined to be complete, you will receive a receipt for the fees paid and an acknowledgement letter stating your submittal is complete.
f determined to be incomplete, your submission and the accompanying fees will be returned with an explanation of deficiencies that must be addressed in order for the submittal to be accepted.
f you have any questions, please feel free to contact the Department's Customer Service staff of 503-986-0801 or 503-986-0810.
Submission received by:  (Name of OWRD staff)
nstructions for OWRD staff:

- Complete this Submission Receipt, and make two (2) copies. Place one copy with the check/cash; and place the other
  copy with the submission (i.e., the application or other document).
- Date-stamp all pages. (NOTE: Do not stamp check.)
- Give this original Submission Receipt to the applicant.
- Record Submission Receipt information on the "RECEIVED OVER THE COUNTER" log sheet.
- Place the Submission Receipt with check/cash in the small top drawer (i.e., "Fiscal Pick Up Drawer"). Place the Submission Receipt with submission (application/other document) in the large bottom drawer.

# Regular Temporary Water Right Transfer Application Checklist Checked by Date 2/3/22

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

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

-		check box to left; if not, fill in the blank)
9	1.	Page 1 of application: Are all attachments that have been checked actually included?  If not, what is missing?
d	2.	Are fees included and correct? 1004 & correct  If not, the correct fee would be:, so the amount missing is:
	3.	Part 4 of application: Have all the applicants listed at the top of the page signed at the bottom?  If not, whose signature is missing?
Ø	4.	Are all listed certificates shown by WRIS as non-cancelled?  If not, which are cancelled?  For each cancelled certificate, if there has been a remaining right certificate issued that covers the lands in the left side of Table 2, list its number and check the #4 box at left on this checklist.
U	5.	If any certificate is in the name of a "district", is a Supplemental Form D from that district enclosed?  N/A
	6.	If all #1-#5 boxes on this checklist are checked (with no remaining deficiencies identified), accept the application. Put this check sheet in the transfer folder.
		If #1, #2, #3, #4 or #5 on this checklist is deficient, the application cannot be accepted. It should be returned and the <b>deficiencies listed in the "staff" section at the bottom of Application Page 1</b> , unless the applicant or agent can resolve the deficiencies within 2-3 days.

