

Permit Amendment

T-13932

Name Waldron Farms LLCAddress 20050 Miami Foley rd
Bay City Or 97107Change in POA POADate Filed 2/28/2022Initial notice date 3/8/2022

DPD issued date

PD issued date

PD notice date

Date of FO 10/7/2024 Vol 133 Page 174-177

C-Date

COBU due date

COBU Received date

Certificate issued

DESCRIPTION OF WATER RIGHT(s)

Name of Stream WellTrib. of Alvord Lake BasinUse Irrigation County Harney

Quantity of water (CFS) No. of Acres

Name of ditch

App# 617118 Per # 618108 Cert # PR Date

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>2-28-2022</u>	<u>\$5,330.00</u>	<u>137581</u>
<u>8-15-24</u>	<u>\$201.60</u>	<u>143547</u>

FEES REFUNDED		
Date	Amount	Receipt #

Assignments:

Irrigation District

Agent Scott Montgomery scott@apeands.com

CWRE

CC's list Harney County☐ - 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

October 7, 2024

Waldron Farms, LLC
20680 Miami Foley Rd
Bay City, OR 97107-9709

REFERENCE: Permit Amendment Application T-13932

Enclosed is a copy of the order approving your Permit Amendment application.

Also enclosed is a superseding permit that incorporates the amendments approved by the final order contained herein. Please read this document and abide by the requirements.

If you have any questions related to the approval of this permit amendment, you may contact your caseworker, Stacy Phillips, by telephone at (503) 979-9948 or by e-mail at Stacy.h.phillips@water.oregon.gov.

Sincerely,

Elyse D. Richman
Water Rights Services Support
Transfers and Conservation Section

cc: Donald (dally) S. Swindlehurst, Watermaster Dist. # 10 (via email)
Scott D. Montgomery, Agent
Harney County Planning Department, Local Government

Enclosure

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Permit Amendment	)	FINAL ORDER APPROVING A CHANGE IN
T-13932, Harney County	)	PLACE OF USE AND A CHANGE IN POINTS
	)	OF APPROPRIATION

Authority

Oregon Revised Statute (ORS) 537.211 establishes the process in which a water right permit holder may submit a request to change the point of appropriation and/or place of use authorized under an existing water right permit.

Applicant

WALDRON FARMS, LLC
20680 MIAMI FOLEY RD
BAY CITY, OR 97107-9709

Findings of Fact

1. On February 28, 2022, WALDRON FARMS, LLC filed an application for an additional point of appropriation, to change the points of appropriation, and to change a portion of the place of use under Permit G-18168. The Department assigned the application number T-13932.
2. On July 24, 2014, the Department approved an assignment of Permit G-16652 from Norman Bundgard to The Empty Quarter, LLC.
3. On May 1, 2015, the Department approved an extension of time for complete application of water to October 1, 2020.
4. On November 6, 2017, the Department approved an assignment of Permit G-16652 from The Empty Quarter, LLC to Waldron Farms, LLC.
5. On January 18, 2019, the Department issued a Final Order, recorded in Special Order Volume 112, Page 302, approving additional points of appropriation and a change in place of use under Permit G-16652. The Department subsequently issued Permit G-18168 describing the changes.
6. On April 16, 2021, the Department approved an extension of time for complete application of water to October 1, 2025.

This is a final order in other than 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 and OAR 690-01-0005 you may either 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.

7. On April 12, 2023, the Department received revised application pages and a revised map.
8. On July 25, 2023, the Department contacted the agent by phone regarding a deficiency in the application, specifically the proposed additional point of appropriation. As a result, the additional point of appropriation requested by Permit Amendment Application T-13932 was removed and the deficiency was satisfied.
9. On October 23, 2023, the Department sent a deficiency letter by regular mail to the applicant and agent regarding deficiencies in the application.
10. On October 31, 2023, the Department received revised application pages and a revised map, satisfying the deficiencies.
11. Notice of the application for the permit amendment was published in the Department's weekly notice on March 8, 2022, and in the Burns Times Herald newspaper on August 28 and September 4, 2024, pursuant to ORS 540.520(5). No comments were filed in response to the notices.
12. Permit Amendment Application T-13932 proposes to move the authorized points of appropriation (POA) as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Approximate distance from original POA in feet (ft)
36 S	33 E	WM	33	SE SW	WELL 1 - 0 FEET NORTH AND 1150 FEET EAST FROM THE NW CORNER OF SECTION 4	423.7 ft northwest
37 S	33 E	WM	4	SW NE	WELL 2 - 2250 FEET SOUTH AND 2670 FEET EAST FROM THE NW CORNER OF SECTION 4	100.0 ft west
37 S	33 E	WM	4	SW SE	WELL 3 - 3790 FEET SOUTH AND 2650 FEET EAST FROM THE NW CORNER OF SECTION 4	1,048.4 ft north
37 S	33 E	WM	9	NW NE	WELL 4 - 4050 FEET NORTH AND 2640 FEET WEST FROM THE SE CORNER OF SECTION 9	1,238.8 ft north
37 S	33 E	WM	9	NW SE	WELL 5 - 1440 FEET NORTH AND 2550 FEET WEST FROM THE SE CORNER OF SECTION 9	1,125.0 ft west
37 S	33 E	WM	16	NE NW	WELL 6 - 130 FEET SOUTH AND 2740 FEET WEST FROM THE NE CORNER OF SECTION 16	1,742.5 ft northeast

13. Permit Amendment Application T-13932 also proposes to change the place of use for a portion of the permit to:

IRRIGATION USE							
Twp	Rng	Mer	Sec	Q-Q	Acres		POA to be used
36 S	33 E	WM	33	SE SW	29.3		Well 1
36 S	33 E	WM	33	SW SE	27.1		Well 1

IRRIGATION USE							
Twp	Rng	Mer	Sec	Q-Q	Acres		POA to be used
37 S	33 E	WM	4	NW NE	11.6	2	Well 1
37 S	33 E	WM	4	NW NE	11.4	2	Well 2
37 S	33 E	WM	4	NE NW	26.6	3	Well 1
Total					106.0		

Permit Amendment Review Criteria

14. The changes would not result in injury to other water rights.
15. The proposed place of use is owned and/or controlled by the permit holder.
16. The changes do not enlarge the permit.
17. The changes do not alter any other terms of the permit.
18. The proposed place of use is contiguous to the authorized place of use.

Conclusions of Law

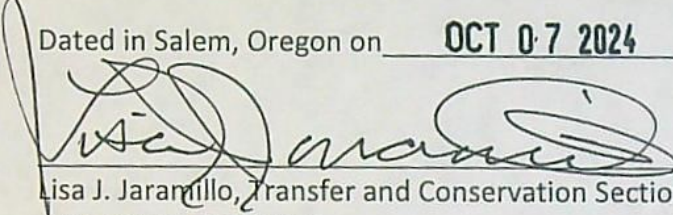
The change in points of appropriation and change in place of use proposed by Permit Amendment Application T-13932 are consistent with the requirements of ORS 537.211.

Now, therefore, it is ORDERED:

1. The change in points of appropriation and change in place of use proposed by Permit Amendment Application T-13932 are approved.
2. Approval of this permit amendment application does not constitute nor grant legal access onto or through another person's property for purposes of accessing the new points of appropriation and the new place of use.
3. Permit G-18866, in the name of WALDRON FARMS, LLC, is issued to replace Permit G-18168, and incorporates the amendments approved by this order, the extensions of time and the assignments. Permit G-18168, in the name of WALDRON FARMS LLC, is no longer of any force or effect.
4. The quantity of water diverted at the new points of appropriation shall not exceed the quantity of water lawfully available at the original points of appropriation.
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 (new and existing).
 - 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 as the original points of appropriation.
7. The former place of use shall no longer be irrigated as part of this permit.
8. All other terms and conditions of Permit G-18866 remain the same.

Dated in Salem, Oregon on OCT 07 2024.


Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
IVAN GALL, DIRECTOR
Oregon Water Resources Department

Mailing Date: OCT 08 2024

STATE OF OREGON

COUNTY OF HARNEY

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

WALDRON FARMS, LLC
20680 MIAMI FOLEY RD
BAY CITY, OR 97107-9709

This superseding permit is issued to describe an amendment for a change in points of appropriation and a change in place of use proposed under Permit Amendment Application T-13932 and approved by Special Order Vol. 133, Page 174, entered OCT 07 2024, and to an amendment for additional points of appropriation and a change in place of use proposed under Permit Amendment Application T-12783 and approved by Special Order Volume 112, Page 302, entered January 18, 2019, to describe an extension of time for complete application of water approved May 1, 2015, and April 9, 2021, and assignments approved July 24, 2014, and November 6, 2017. This permit supersedes Permit G-18168.

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-17118

SOURCE OF WATER: WELL 1, WELL 2, WELL 3, WELL 4 (HARN 50684), WELL 5, AND WELL 6 IN ALVORD LAKE BASIN

PURPOSE OR USE: IRRIGATION USE ON 809.0 ACRES

MAXIMUM RATE: 10.11 CUBIC FEET PER SECOND (CFS), NOT TO EXCEED 2.5 CFS FROM WELLS 1, 5, AND 6; 3.0 CFS FROM WELLS 2, 5, AND 6; 2.0 CFS FROM WELLS 3, 5, AND 6; 3.3 CFS FROM WELLS 4 (HARN 50684), 5, AND 6 IN ALVORD LAKE BASIN

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: OCTOBER 3, 2008

WELL LOCATIONS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
36 S	33 E	WM	33	SE SW	WELL 1 - 0 FEET NORTH AND 1150 FEET EAST FROM THE NW CORNER OF SECTION 4
37 S	33 E	WM	4	SW NE	WELL 2 - 2250 FEET SOUTH AND 2670 FEET EAST FROM THE NW CORNER OF SECTION 4
37 S	33 E	WM	4	SW SE	WELL 3 - 3790 FEET SOUTH AND 2650 FEET EAST FROM THE NW CORNER OF SECTION 4
37 S	33 E	WM	9	NW NE	WELL 4 (HARN 50684) - 4050 FEET NORTH AND 2640 FEET WEST FROM THE SE CORNER OF SECTION 9
37 S	33 E	WM	9	NW SE	WELL 5 - 1440 FEET NORTH AND 2550 FEET WEST FROM THE SE CORNER OF SECTION 9
37 S	33 E	WM	16	NE NW	WELL 6 - 130 FEET SOUTH AND 2740 FEET WEST FROM THE NE CORNER OF SECTION 16

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

IRRIGATION USE							
Twp	Rng	Mer	Sec	Q-Q	Acres	GLot	WELLS
36 S	33 E	WM	33	SE SW	29.30		1
36 S	33 E	WM	33	SW SE	27.10		1
37 S	33 E	WM	4	NE NE	19.65	1	2
37 S	33 E	WM	4	NW NE	11.60	2	1
37 S	33 E	WM	4	NW NE	11.40	2	2
37 S	33 E	WM	4	SW NE	37.10		2
37 S	33 E	WM	4	SE NE	31.25		2
37 S	33 E	WM	4	NE NW	26.60	3	1
37 S	33 E	WM	4	NE SE	31.25		3
37 S	33 E	WM	4	NW SE	40.00		3
37 S	33 E	WM	4	SW SE	40.00		3
37 S	33 E	WM	4	SE SE	31.25		3
37 S	33 E	WM	9	NE NE	31.25		4
37 S	33 E	WM	9	NW NE	40.00		4
37 S	33 E	WM	9	SW NE	40.00		4
37 S	33 E	WM	9	SE NE	31.25		4
37 S	33 E	WM	9	NE SE	31.25		5
37 S	33 E	WM	9	NW SE	40.00		5
37 S	33 E	WM	9	SW SE	40.00		5
37 S	33 E	WM	9	SE SE	31.25		5
37 S	33 E	WM	10	NW SW	31.25		5
37 S	33 E	WM	10	SW SW	31.25		5
37 S	33 E	WM	16	NE NW	31.25		6
37 S	33 E	WM	16	NW NW	31.25		6
37 S	33 E	WM	16	SW NW	31.25		6
37 S	33 E	WM	16	SE NW	31.25		6
Total					809.0		

Permit Amendment T-13932 Conditions:

The quantity of water diverted at the new points of appropriation shall not exceed the quantity of water lawfully available at the original points of appropriation.

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 (new and existing).
- 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.

Water shall be acquired from the same aquifer as the original points of appropriation.

The former place of use shall no longer be irrigated as part of this permit.

Permit Amendment T-12783 Conditions:

The combined quantity of water diverted at the new points of appropriation (Wells 5 and 6), together with that diverted at the old points of appropriation (Wells 1, 2, 3, and 4), shall not exceed the quantity of water lawfully available at the original points of appropriation (Wells 1, 2, 3, and 4).

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 (new and existing).
- 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.

Water shall be acquired from the same aquifer as the original points of appropriation.

The former place of use shall no longer be irrigated as part of this permit.

Extension of Time Conditions (April 16, 2021):**1. Permit Amendment Condition**

The permit holder shall submit an application for a permit amendment within six month from the date of issuance of the Final Order on this Extension of Time. The application for permit amendment shall, at minimum, request authorization of Well 3 (HARN 50684) at the location the well is constructed. Additionally, the application for permit amendment shall include a request for the change in the authorized location of Well 1 (HARN 1766), Well 2, and Well 4, to identify the actual constructed location of these wells.

2. Last Extension Condition

This may be the last extension of time granted for Permit G-18168. Any future extensions of time request may be denied, unless the permit holder can provide the Department with evidence that the annual March static water level measurements for all wells utilized under the permit has been demonstrated. In addition, all normal extension standards and rules will be evaluated. ORS 539.010(5); OAR 690-315-0040.

Extension of Time Conditions (May 1, 2015):**Checkpoint Condition**

The permit holder must submit a completed Progress Report Form to the Department by October 1, 2019.

- (a) At each checkpoint, the permit holder shall submit and the Department shall review evidence of the permit holder's diligence towards completion of the project and compliance with terms and conditions of the permit and extension. If, after this review, the Department determines the permit holder has not been diligent in developing and perfecting the water use permit, or complied with all terms and conditions, the Department shall modify or further condition the permit or extension to ensure future compliance, or begin cancellation proceedings on the undeveloped portion of the permit pursuant to ORS 537.260 or 537.410, or require submission of a final proof survey pursuant to ORS 537.250;
- (b) The Department shall provide notice of receipt of progress reports in its weekly notice and shall allow a 30-day comment period for each report. The Department shall provide notice of its determination to anyone who submitted comments.

Original Permit Conditions:**Measurement, recording and reporting conditions:**

- A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter or other suitable measuring device as approved by the Director at each point of appropriation. The permittee shall maintain the meter or measuring device in good working order.

- B. The permittee shall keep a complete record of the amount of water used each month, and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.
- C. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
- D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

Prior to using water from any well listed on this permit, the permittee shall ensure that the well has been assigned an OWRD Well Identification Number (Well ID tag), which shall be permanently attached to the well. The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level, or pump test data.

The Department requires the water user to obtain, from a qualified individual (see below), and report annual static water levels for each well on the permit. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

The permittee shall report an initial March static water-level measurement once well construction is complete and annual measurements thereafter. Annual measurements are required whether or not the well is used. The first annual measurement will establish a reference level against which future measurements will be compared. However, the Director may establish the reference level based on an analysis of other water-level data. The Director may require the user to obtain and report additional water levels each year if more data are needed to evaluate the aquifer system.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board. Measurements shall be submitted on forms provided by the, or specified by, the Department. Measurements shall be made with equipment that is accurate to at least the standards specified in OAR 690-217-0045. The Department requires the individual performing the measurement to:

- A. Associate each measurement with an owner's well name or number and a Department well log ID; and
- B. Report water levels to at least the nearest tenth of a foot as depth-to-water below ground surface; and
- C. Specify the method of measurement; and
- D. Certify the accuracy of all measurements and calculations reported to the Department.

The water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s) if any of the following events occur:

- A. Annual water-level measurements reveal an average water-level decline of three or more feet per year for five consecutive years; or
- B. Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- C. Annual water-level measurements reveal a water-level decline of 25 or more feet; or
- D. Hydraulic interference leads to a decline of 25 or more feet in any neighboring well with senior priority.

The period of restricted use shall continue until the water level rises above the decline level which triggered the action or the Department determines, based on the permittee's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or causing substantial interference with senior water rights. The water user shall not allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

STANDARD CONDITIONS

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

If the number, location, source, or construction of any well deviates from that proposed in the permit application or required by permit conditions, this permit may be subject to cancellation, unless the Department authorizes the change in writing.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

The well(s) shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times.

If the riparian area is disturbed in the process of developing a point of diversion, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR 635-415, shall be followed.

The use may be restricted if the quality of downstream waters decreases to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

Prior to receiving a certificate of water right, the permit holder shall submit to the Water Resources Department the results of a pump test meeting the Department's standards for each point of appropriation (well), unless an exemption has been obtained in writing under OAR 690-217. The Director may require water-level or pump-test data every ten years thereafter.

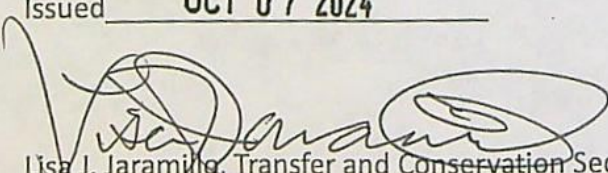
This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The original permit was issued February 4, 2010. Complete application of the water to the use was to be made on or before February 4, 2015. By Extension of Time Final Order dated April 16, 2021, the deadline for complete application of water to use was extended to October 1, 2025.

Within one year after making beneficial use of water, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner.

Issued OCT 07 2024



Lisa J. Jaramilla, Transfer and Conservation Section Manager, for
IVAN GALL, DIRECTOR
Oregon Water Resources Department

STATE OF OREGON
WATER RESOURCES DEPARTMENT

RECEIPT # 143547

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

INVOICE # _____

RECEIVED FROM: Waldron Farms LLC
BY: _____

APPLICATION
PERMIT
TRANSFER T-13932

CASH: ☐ CHECK: # 1251 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 201.60

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES 46118 \$
0207 OTHER: (IDENTIFY) Newspaper Notice \$ 201.60

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:

	EXAM FEE		RECORD FEE
0201 SURFACE WATER	\$	0202	\$
0203 GROUND WATER	\$	0204	\$
0205 TRANSFER	\$		

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 _____ \$

RECEIPT: 143547

DATED: 8-15-24 BY: Lead Min

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

STATE OF OREGON
WATER RESOURCES DEPARTMENT

RECEIPT # 143547

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

INVOICE # _____

RECEIVED FROM: Waldron Farms LLC
BY: _____

APPLICATION
PERMIT
TRANSFER T-13932

CASH: ☐ CHECK: # 1251 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 201.60

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES 46118 \$
0207 OTHER: (IDENTIFY) Newspaper Notice \$ 201.60

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

4270 WRD OPERATING ACCT

MISCELLANEOUS

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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	\$		

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 _____ \$

RECEIPT: 143547

DATED: 8-15-24 BY: Lead Min

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

PUBLIC NOTICE

Notice of Permit
Amendment T13932

T-13932 filed by Waldron Farms LLC, 20680 Miami Foley Rd., Bay City, OR 97107, proposes place of use and point of appropriation changes under Permit G-18168. The permit allows the use of 10.11 cubic feet per second in Sec. 33, T36S, R33E, WM and Sects. 4, 9, and 16, T37S, R33E, WM for irrigation use in Sec. 33, T36S, R33E, WM and Sects. 4, 9, 10 and 16, T37S, R33E, WM. The applicant proposes to move the points of appropriation in Sec. 33, T36S, R33E, WM and Sects. 4, 9, and 16, T37S, R33E, WM. and to change the place of use to Sec. 33, T36S, R33E, WM and Sec. 4, T37S, R33E, WM. The Water Resources Department has concluded that the proposed permit

amendment appears to be consistent with the requirements of ORS 537.211. The last date of newspaper publication is 09/04/2024.

Publish Aug 28 and
Sept 4, 2024

BURNS TIMES-HERALD

355 N. Broadway, Burns, Oregon 97720

AFFIDAVIT OF PUBLICATION

Received

SEP 09 2024

OWRD

STATE OF OREGON

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(S.S.

County of Harney

I Terri L. Smith, being first and duly sworn, depose and say that I am the Advertising Manager of the Burns Times-Herald, a newspaper of general circulation, as defined by ORS 193.010 and 193.020, published at Burns, in the aforesaid County and State by the Burns Times-Herald that the

Public Notice: T-13932

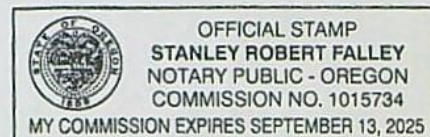
a printed copy of which is hereto annexed, was published in the said newspaper for

2 successive and consecutive weeks in the following issues:
Dates of Publication: 28th August 2024 & 4th September 2024

Signed Terri L. Smith
By Terri L. Smith, Advertising Manager
The Burns Times-Herald

Subscribed and sworn before me this 4 day of SEPT 2024.

Stan R. Falley
Notary Public for Oregon



No. _____

STATE OF OREGON
for the
COUNTY OF HARNEY

Filed _____, 24

Clerk

Deputy

From the Office of _____

Attorney for _____

Permit Amendment Checklist

Transfer: T- 13932

Transfer Specialist:

Scott Stacy

Transfer Type: Permit Amendment

Applicant Name/Address/email: WALDRON FARMS LLC 20680 MIAMI FOLEY RD BAY CITY, OR 97107-9709	Agent Name/Address/email: SCOTT D. MONTGOMERY PO BOX 767 TERREBONNE, OR 97760	Rec Landowner Name/Address:
CWRE Name/Number:	Irr. District Name/Address:	Affected Gov'ts Name/Address: Harney County Planning Department
Commentor(s): Name/Address:	Current Landowner Name/Address (if different than applicant):	

Permit(s) Affected

Records Marked	Records Copied	App File No. or Decree Name	Permit No.	Superseding Permit No.
☐	☐	G-17118	G-18168	G-188666

Key Dates & Initial Actions

Rec'd: February 28, 2022	Proposed Action(s): POINT OF APPROPRIATION; A APPROPRIATION; PLACE OF USE	
Fees Pd: 5330.00	WM District:10	ODFW Distr
Initial Notice: March 8, 2022	WM Review sent: Done:	ODFW Revi Done:
Acknowledgement Letter Sent: ☒ Date:		GW Review sent: Done:

*Superseding
Permit
G-188666*

Processing Dates & Actions

Deficiency Contact(s): _____

Newspaper: *Burns Times Herald*

☐ not required

Date quote requested: _____

Request for news \$ sent: _____

News \$ received: _____

Request to publish sent to newspaper: _____

Affidavit of publication received: _____

Dates of publication: _____

Draft Mailed: _____

If yes, date rec'd okay from agent/applicant: _____

☐ ODFW contact sheet sent; need? Yes ☐ or No ☐

☐ WM measurement sheet sent; need?

Yes ☐ or No ☐

Final Order

Draft Order & Superseding Permit Review (Optional) Reviewer: <i>Arla D.</i> Date: <i>12-13-2023</i> Coordinator: _____ Date: _____ Signature Bin Date: _____	Final Order & Superseding Permit Review (Salem) Reviewer: <i>Corey C.</i> Date: <i>7-29-2024</i> Coordinator: _____ Date: _____ Signature Bin Date: _____
Comments/Special Issues: _____	

Special Order Volume: Vol: _____ Pages _____ Final Order Signature Date: _____

Notice of FO e-mailed to processors:

Application

PR CW

- ☐ ☐ The type of change is clearly indicated.
- ☐ ☐ The application is appropriately signed.
- ☐ ☐ Appropriate fees were paid. N/A ☐ If overpayment, Refund Request submitted _____
- ☐ ☐ Land use form matches affected tax lots and is signed by proper official. (from ALL affected Govt's) _____
- ☐ ☐ N/A Ditch company, district, and/or BOR, sent a copy of the application and map, if appropriate.
- ☐ ☐ All required attachments received.
- ☐ ☐ Check application file and WRIS for assignment(s) and/or extension(s). _____

Application Map

PR CW

- ☐ ☐ The map size and scale are accurate and appropriate per OAR 690-380-3100(1)(b)(c)&(d).
- ☐ ☐ All authorized and proposed POD's/POA's and POU are properly described on the map.
- ☐ ☐ The POD/POA location description(s) on the map match the PA application and permit descriptions.
- ☐ ☐ Map acres (to, from and rr, if applicable) match Table 2 on the PA application and as applicable, on the permit
- ☐ ☐ Have permit map(s).

Determining the "From" and "To" Lands (make working copy of application and permit(s))

PR CW

- ☐ ☐ Only the authorized POD's/POA's and/or POU's to be transferred are listed (Tables 1 & 2).
- ☐ ☐ PA application and permit tabulations (acreage) match. (Mark on appl. and permit copies and note corrections needed)
- ☐ ☐ ALL Mark on permit the acreage and amount of water being transferred.

Permit Ownership

- ☐ ☐ The applicant(s) is/are the holder(s) of the permit.
- ☐ ☐ All holders of the permit have signed the application or
- ☐ ☐ N/A If necessary, there is a notarized, signed statement of consent from permit holders other than applicant.
- ☐ ☐ N/A If necessary, the permit has been assigned to permit amendment applicant.

Evaluation Materials

- | | | | |
|---|-------------------------------------|--|--|
| ☐ Application complete | ☐ Permit | ☐ Land Use form | ☐ N/A Plat card |
| ☐ Amendment Map | ☐ Permit Map | ☐ Fees paid | ☐ N/A Well logs |

Reviews/comments/conditions received? ☐ ☐ Watermaster ☐ ☐ N/A ODFW ☐ ☐ N/A GWN/A Headgate ☐ When in the judgment ☐ Prior to diverting ☐ Existing and maintainN/A Measuring Devices ☐ When in the judgment ☐ Prior to diverting ☐ Existing and maintain

Type of device, if applicable: _____ totalizing flow meter: at new at existing and new

Injury: ☐ Yes ☐ NoEnlargement: ☐ Yes ☐ No

Conditions to avoid enlargement/injury –

ODFW conditions: _____

GW Conditions: _____

Groundwater Transfer Review Summary Form

Transfer/PA # T- 13932

GW Reviewer Darrick E. Boschmann Date Review Completed: 03/11/2022

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-13932

Applicant Name: Waldron Farms LLC

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

Reviewer(s): Darrick E. Boschman

Date of Review: 03/11/2022

Date Reviewed by GW Mgr. and Returned to WRSD:

JTI 5/29/22

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: _____

This application is related to permit G-18168 which authorizes groundwater pumping from 6 wells for primary irrigation of 809.0 acres in the Malheur Lake Basin: Alvord Lake subbasin. The currently authorized wells are:

POD 1 = not constructed

POD 2 = not constructed

POD 3 = HARN 50684

POD 4 = not constructed

POD 5 = not constructed

POD 6 = not constructed

The following changes are proposed:

1. Change the authorized location of POD 1 (not constructed) to existing well HARN 1766.

2. Change the authorized location of POD 2 (not constructed) to existing well HARN 52911.

3. Change the authorized location of POD 3 (HARN 50684) to existing well HARN 52912.

4. Change the authorized location of POD 4 (not constructed) to an updated location for existing well HARN 50684.

5. Change the authorized location of POD 5 (not constructed).

6. Change the authorized location of POD 6 (not constructed).

7. Rearrange a portion of the POU.

2. Will the proposed POA develop the same aquifer (source) as the existing authorized POA?

☒ Yes ☐ No Comments: _____

The geology underlying the authorized and proposed wells was mapped as QTs (lacustrine, fluvial, and Aeolian sedimentary rocks, interstratified tuff, ashy diatomite, and unconsolidated clay, sand, silt, and gravel) by Walker and Repenning, 1965. A reinterpretation of Walkers 1965 geologic map by Brown and Peterson (1980) includes a cross section directly through the area of this permit which indicates several thousand feet of QTs underlying this part of the basin.

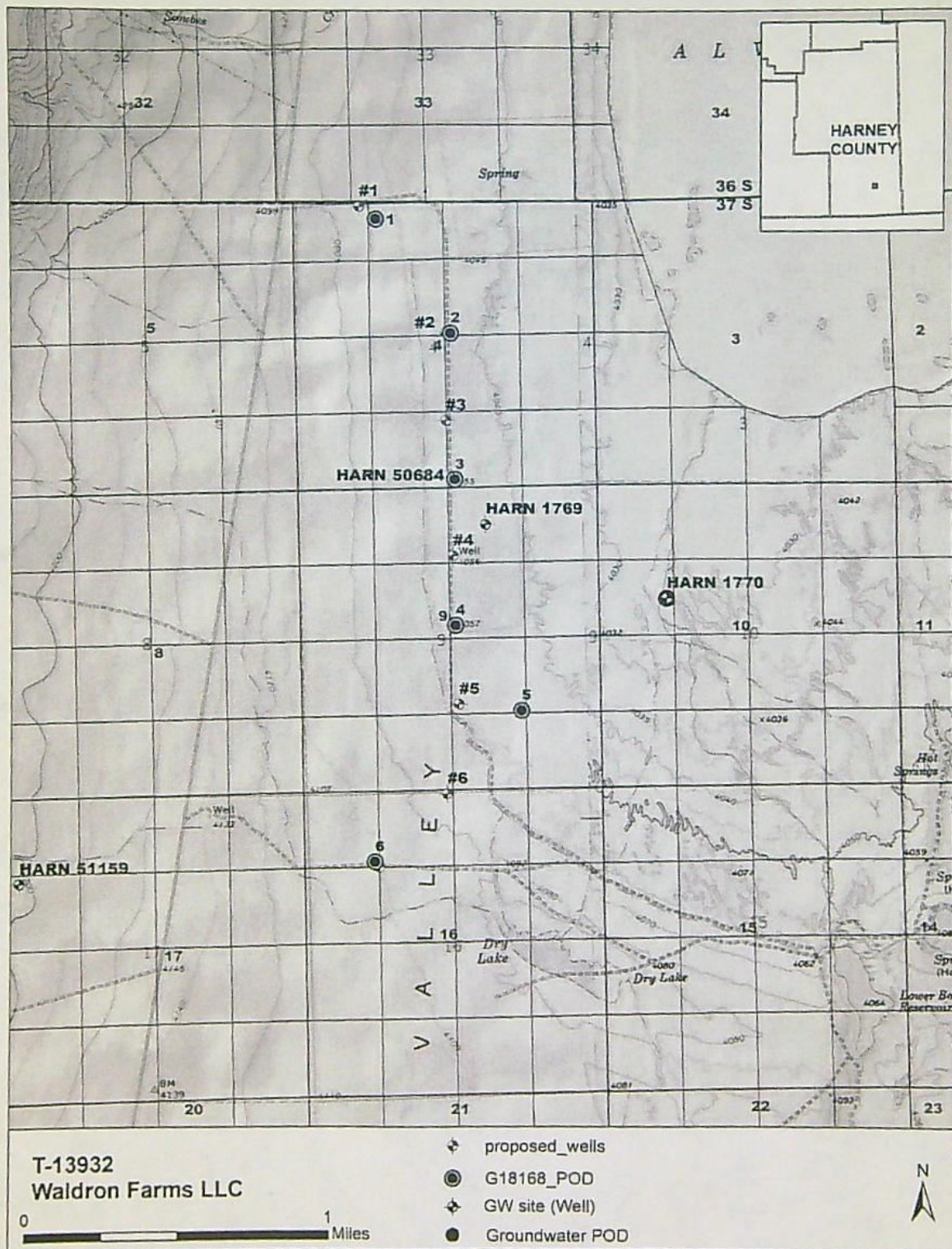
The existing wells penetrate up to 200 feet of unconsolidated basin fill sediment correlative with Walkers QTs unit. The proposed wells will very likely penetrate the very same basin fill sediment as the existing wells.

3. a) Is there more than one source developed under the right (e.g., basalt and alluvium)?

☐ Yes ☒ No _____

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 well locations are no closer to other existing wells than the currently authorized wells.
-
- 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: The proposed well locations are no closer to surface water than the currently authorized wells.
-
- 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: none.
8. Any additional comments: none.



Watermaster Review Form: Water Right Transfer



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

Transfer Application: T- 13932

Review Due Date: _____

Applicant Name: _____

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

Reviewer(s): Dally Swindlehurst

Date of Review: 7/20/22

1. Do you have evidence that the right has not been used in the last 5 years and that the presumption of forfeiture would not likely be rebuttable? ☐ Yes ☒ No If "Yes", attach evidence (e.g. dated aerial photo showing pavement or building on the land for >5 yrs.)
2. Is there a history of regulation on the source that serves this (or these) right(s) that has involved the transferred right(s) and downstream water rights? ☐ Yes ☒ No
Generally characterize the frequency of any regulation or explain why regulation has not occurred: _____
3. Have headgate notices been issued for the source that serves the transferred right(s)?
☐ Yes ☒ No ☐ Records not available.
4. In your estimation, after the proposed change, would distribution of water for the right(s) result in regulation of other water rights that would not have occurred if use under the original right(s) was/were maximized? ☐ Yes ☒ No If "Yes", explain: _____
5. In your estimation, if the proposed change is approved, are there upstream water rights that would be affected? ☐ Yes ☒ No If "Yes", describe how the rights would be affected and list the rights most affected: _____
6. Check here ☐ if it appears that downstream water rights benefit from return flows resulting from the current use of the transferred right(s)? If you check the box, generally characterize the locations where the return flows likely occur and list the water rights that benefit most: _____. ☒ N/A
7. For POD changes and instream transfers, check here ☐ if there are channel losses between the old and new PODs or within the proposed instream reach? If you check the box, describe and, if possible, estimate the losses: _____. ☒ N/A
8. For instream transfers that propose protection of a reach beyond the mouth of the source stream: ☒ N/A Would the quantity be measureable into the receiving stream consistent with OAR 690-077-0015(8)? ☐ Yes ☐ No

9. For POU changes: ☐ N/A Is it likely the original place of use would continue to receive water from the same source? ☐ Yes ☒ No If "Yes", explain: _____
10. For POU or USE changes: ☐ N/A In your best judgment, would use of the existing right at "full face value," result in the diversion of more water than can be used beneficially and without waste? ☐ Yes ☒ No If "Yes", explain: _____
11. For POU changes that involve micro-irrigation: ☒ N/A
- a. Has the applicant made changes (absent a transfer) to convert to micro-irrigation within the current place of use boundary of the water right proposed for transfer, and previously demonstrated to the Department through monitoring and site inspections by the Watermaster that the proposed transfer will not result in injury or enlargement? ☐ Yes ☐ No If "Yes", explain: _____
 - b. Has a temporary transfer of this nature been previously filed and approved on the same lands (or portions thereof) as those lands involved in this transfer?
☐ Yes ☐ No If "Yes", answer the following:
 - i. Were there any problems with more acres being irrigated (or wetted) than were authorized under the temporary transfer? ☐ Yes ☐ No
If "Yes", explain: _____
 - ii. Did the designated areas that were to remain dry (or not wetted) under the temporary transfer actually remain dry? ☐ Yes ☐ No
If "No", explain: _____
 - iii. Did the applicant comply with and meet all of the conditions of the temporary transfer? ☐ Yes ☐ No If "No", explain: _____
 - iv. Do you have any other observations regarding the temporary transfer?
☐ Yes ☐ No If "Yes", describe: _____
 - v. Did the applicant demonstrate to the Department through monitoring and site inspections by the Watermaster that neither injury nor enlargement occurred as a result of the temporary transfer? ☐ Yes ☐ No
If "No", explain: _____
 - c. To the best of your knowledge, if this transfer is approved, does it appear that:
 - i. "Injury" will occur to other water rights that share the same source?
☐ Yes ☐ No If "Yes", explain: _____
 - ii. "Enlargement" of the water right being transferred will occur?
☐ Yes ☐ No If "Yes", explain: _____
12. Are there other issues not identified through the above questions that should be considered in determining whether the change "can be effected without injury to other rights"?
☐ Yes ☒ No If "Yes", explain: _____

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

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

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

☐ A Headgate should be required prior to diverting water.

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

a. ***Before water use may begin under this order, the water user shall install a totalizing flow meter*, or, with prior approval of the Director, another suitable measuring device, ☒ at each point of diversion/appropriation (new and existing)***

OR ☐ at each new point of diversion/appropriation

☐ with the exception that water rights issued to the Bureau of Reclamation or an irrigation district (or similar entity) are not subject to this condition.

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

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

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

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

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

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

☐ Weir

☐ 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- 13932

☐ In order to avoid enlargement of the right or injury to other rights, a TFM 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: Dally SwindlehurstDistrict: 10Address: 450 N Buena VistaCity/State/Zip: Burns OR 97720Phone: 541-573-2591Email: donald.s.swindlehurst@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

COPY

OCT 31 2023

Salem, OR

Table 2. Description of Changes to Water Use Permit # G-18168

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 (if applicable)	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 (if applicable)	POD(s) or POA(s) to be used (from Table 1)	Priority Date		
36 S	33 E	33	SE SW	1400		31.25	1-4	2008	POU/POA	36 S	33 E	33	SE SW	1400		29.3	#1	2008		
36 S	33 E	33	SW SE			23.65	1-4	2008	POU/POA	36 S	33 E	33	SW SE			27.1	#1	2008		
37 S	33 E	4	NE NE	200	1	19.65	1-4	2008	POU/POA/	37 S	33 E	4	NE NE	200	1	19.65	#2	2008		
37 S	33 E	4	NW NE		2	27.15	1-4	2008	POU/POA	37 S	33 E	4	NW NE		2	11.6 11.4	#1 #2	2008		
37 S	33 E	4	NE NW		3	23.95	1-4	2008	POA	37 S	33 E	4	NE NW		3	26.6	#1	2008		
				Total		106	1-4							Total		106				
37 S	33 E	4	SW NE	300		37.1	1-4	2008	POA	37 S	33 E	4	SW NE	300		37.1	#2	2008		
37 S	33 E	4	SE NE			31.25	1-4	2008	POA	37 S	33 E	4	SE NE	100		31.25	#2	2008		
37 S	33 E	4	NE SE			31.25	1-4	2008	POA	37 S	33 E	4	NE SE			31.25	#3	2008		
37 S	33 E	4	NW SE			40.0	1-4	2008	POA	37 S	33 E	4	NW SE			40.0	#3	2008		
37 S	33 E	4	SW SE			40.0	1-4	2008	POA	37 S	33 E	4	SW SE	501		40.0	#3	2008		
37 S	33 E	4	SE SE			31.25	1-4	2008	POA	37 S	33 E	4	SE SE			31.25	#3	2008		
37 S	33 E	9	NE NE			31.25	1-4	2008	POA	37 S	33 E	9	NE NE			31.25	#4	2008		

37 S	33 E	9	NW	NE			40.0	1-4	2008	APOA/POA	37 S	33 E	9	NW	NE			40.0	#4	2008
37 S	33 E	9	SW	NE			40.0	1-4	2008	APOA/POA	37 S	33 E	9	SW	NE	400		40.0	#4	2008
37 S	33 E	9	SE	NE			31.25	1-4	2008	APOA/POA	37 S	33 E	9	SE	NE			31.25	#4	2008
37 S	33 E	9	NE	SE			31.25	1-4	2008	APOA/POA	37 S	33 E	9	NE	SE			31.25	#5	2008
37 S	33 E	9	NW	SE			40.0	1-4	2008	APOA/POA	37 S	33 E	9	NW	SE			40.0	#5	2008
37 S	33 E	9	SW	SE			40.0	1-4	2008	APOA/POA	37 S	33 E	9	SW	SE	401		40.0	#5	2008
37 S	33 E	9	SE	SE			31.25	1-4	2008	APOA/POA	37 S	33 E	9	SE	SE			31.25	#5	2008
37 S	33 E	10	NW	SW			31.25	1-4	37	APOA/POA	37 S	33 E	10	NW	SW			31.25	#5	2008
37 S	33 E	10	SW	SW			31.25	1-4	2008	APOA/POA	37 S	33 E	10	SW	SW			31.25	#5	2008
37 S	33 E	16	NE	NW			31.25	6	2008	APOA/POA	37 S	33 E	16	NE	NW	701		31.25	#6	2008
37 S	33 E	16	NW	NW			31.25	5	2008	APOA/POA	37 S	33 E	16	NW	NW			31.25	#6	2008
37 S	33 E	16	SW	NW			31.25	6	2008	APOA/POA	37 S	33 E	16	SW	NW			31.25	#6	2008
37 S	33 E	16	SE	NW			31.25	6	2008	APOA/POA	37 S	33 E	16	SE	NW			31.25	#6	2008
TOTAL ACRES											TOTAL ACRES									
809.0											809.0									

OCT 31 2023

Salem, OR

PERMIT # G-18168

Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)

(Note: If the POD/POA name is not specified in the permit, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized by the permit or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp	Rng	Sec	¼¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
1	☒ Authorized ☐ Proposed		37 S	33 E	4	NE NW	200	290' S & 1450' E from NW cor, Sec 4
2	☒ Authorized ☐ Proposed		37 S	33 E	4	SW NE	300	2270' S & 2770' E from NW cor, Sec 4
3	☒ Authorized ☐ Proposed		37 S	33 E	4	SW SE	301	200' N & 2770' E from SW cor, Sec 4
4	☒ Authorized ☐ Proposed		37 S	33 E	9	SW NE	400	2350' S & 2780' E from NW cor, Sec 9
5	☒ Authorized ☐ Proposed		37 S	33 E	9	NW SE	400	1320' N & 3960' E from SW cor, Sec 9
6	☒ Authorized ☐ Proposed		37 S	33 E	16	NW NW	701	1320' S & 1320' E from SW cor, Sec 9
1	☐ Authorized ☒ Proposed	HARN 1766	36 S	33 E	33	SE SW	1400	0' N & 1150' E from NW cor, Sec 4
2	☐ Authorized ☒ Proposed	HARN 52911	37 S	33 E	4	SW NE	300	2250' S & 2670' E from NW cor, Sec 4
3	☐ Authorized ☒ Proposed	HARN 52912	37 S	33 E	4	SW SE	301	3790' S & 2650' E from NW cor, Sec 4
4	☐ Authorized ☒ Proposed	HARN 50684	37 S	33 E	9	NW NE	301	4050' N & 2640' W from SE cor, Sec 9
5	☐ Authorized ☒ Proposed	UNBUILT	37 S	33 E	9	NW SE	400	1440' N & 2550' W from SE cor, Sec 9
6	☐ Authorized ☒ Proposed	UNBUILT	37 S	33 E	16	NE NW	701	130' S & 2740' W from NE cor, Sec 16

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

- | | |
|---|--|
| ☒ Place of Use (POU) | ☒ Point of Appropriation/Well (POA) |
| ☐ Point of Diversion (POD) | ☐ Additional Point of Appropriation (APOA) |
| ☐ Additional Point of Diversion (APOD) | ☐ Surface water POD to Ground Water POA (SW/GW) |

Will all of the proposed changes affect the entire water use permit?

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

For a change in place of use:

Does the permit holder of record own or control the land TO which the place of use is being moved?

☒ Yes ☐ No

If NO, the landowner of the land TO which the place of use is being moved must be assigned to the permit as a permit holder of record by submitting a completed Request for Assignment form and the required statutory fee for an assignment.

Is the proposed place of use contiguous to the authorized place of use? ☒ Yes ☐ No

The permitted place of use can be moved only to lands that are contiguous to the authorized place of use unless the change to non-contiguous lands is in furtherance of mitigation or conservation efforts undertaken for the purposes of benefiting a species listed as sensitive, threatened, or endangered under ORS 496.171 to 496.192 or the federal Endangered Species Act of 1973 (16 U.S.C. 1531 to 1544), as determined by the listing agency. Contiguous land being either adjacent land or land separated from the land to which a permit is authorized by roads, utility corridors, irrigation ditches or publicly owned rights of way.

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Part 5 of 5 – Water Use Permit Information

Salem, OR

PERMIT # G-18168

Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)

(Note: If the POD/POA name is not specified in the permit, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized by the permit 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)
1	☒ Authorized ☐ Proposed	HARN 1766	36	S	33	E	33	SE	SW	1400	0' N & 1150' E from NW cor, Sec 4
2	☒ Authorized ☐ Proposed	HARN 52911	37	S	33	E	4	SW	NE	300	2250' S & 2670' E from NW cor, Sec 4
3	☒ Authorized ☐ Proposed	HARN 52912	37	S	33	E	4	SW	SE	301	3790' S & 2650' E from NW cor, Sec 4
4	☒ Authorized ☐ Proposed	HARN 50684	37	S	33	E	9	NW	NE	301	4050' N & 2640' W from SE cor, Sec 9
5	☒ Authorized ☐ Proposed	UNBUILT	37	S	33	E	9	NW	SE	400	1440' N & 2550' W from SE cor, Sec 9
6	☒ Authorized ☐ Proposed	UNBUILT	37	S	33	E	16	NE	NW	701	130' S & 2740' W from NE cor, Sec 16

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

- ☒ Place of Use (POU)
 ☒ Point of Appropriation/Well (POA)
- ☐ Point of Diversion (POD)
 ☐ Additional Point of Appropriation (APOA)
- ☐ Additional Point of Diversion (APOD)
 ☐ Surface water POD to Ground Water POA (SW/GW)

Will all of the proposed changes affect the entire water use permit?

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

For a change in place of use:

Does the permit holder of record own or control the land TO which the place of use is being moved?

☒ Yes ☐ No

If NO, the landowner of the land TO which the place of use is being moved must be assigned to the permit as a permit holder of record by submitting a completed Request for Assignment form and the required statutory fee for an assignment.

Is the proposed place of use contiguous to the authorized place of use? ☒ Yes ☐ No

The permitted place of use can be moved only to lands that are contiguous to the authorized place of use unless the change to non-contiguous lands is in furtherance of mitigation or conservation efforts undertaken for the purposes of benefiting a species listed as sensitive, threatened, or endangered under ORS 496.171 to 496.192 or the federal Endangered Species Act of 1973 (16 U.S.C. 1531 to 1544), as determined by the listing agency. Contiguous land being either adjacent land or land separated from the land to which a permit is authorized by roads, utility corridors, irrigation ditches or publicly owned rights of way.

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APR 12 2023

Part 5 of 5 – Water Use Permit Information

Salem, OR

PERMIT # G-18168

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

POD/POA Name or Number	Is this POD/POA Authorized by the permit 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)
1	☒ Authorized ☐ Proposed	HARN 1766	37 S	33 E	4	NW NW	1400	0' N & 1150' E from NW cor, Sec 4
2	☒ Authorized ☐ Proposed	HARN 52911	37 S	33 E	4	SE NW	300	2250' S & 2670' E from NW cor, Sec 4
3	☒ Authorized ☐ Proposed	HARN 52912	37 S	33 E	4	SE NW	301	3790' S & 2650' E from NW cor, Sec 4
4	☒ Authorized ☐ Proposed	HARN 50684	37 S	33 E	9	NW SE	301	4050' N & 2640' W from SE cor, Sec 9
5	☒ Authorized ☐ Proposed	UNBUILT	37 S	33 E	9	NW SE	400	1440' N & 2550' W from SE cor, Sec 9
6	☒ Authorized ☐ Proposed	UNBUILT	37 S	33 E	16	NE SW NW NE	701	130' S & 2740' W from NE cor, Sec 16

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

- ☒ Place of Use (POU) ☒ Point of Appropriation/Well (POA)
☐ Point of Diversion (POD) ☒ ~~Additional Point of Appropriation (APOA)~~
☐ Additional Point of Diversion (APOD) ☐ Surface water POD to Ground Water POA (SW/GW)

7-25-23
SP

Will all of the proposed changes affect the entire water use permit?

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

For a change in place of use:

Does the permit holder of record own or control the land TO which the place of use is being moved?

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If NO, the landowner of the land TO which the place of use is being moved must be assigned to the permit as a permit holder of record by submitting a completed Request for Assignment form and the required statutory fee for an assignment.

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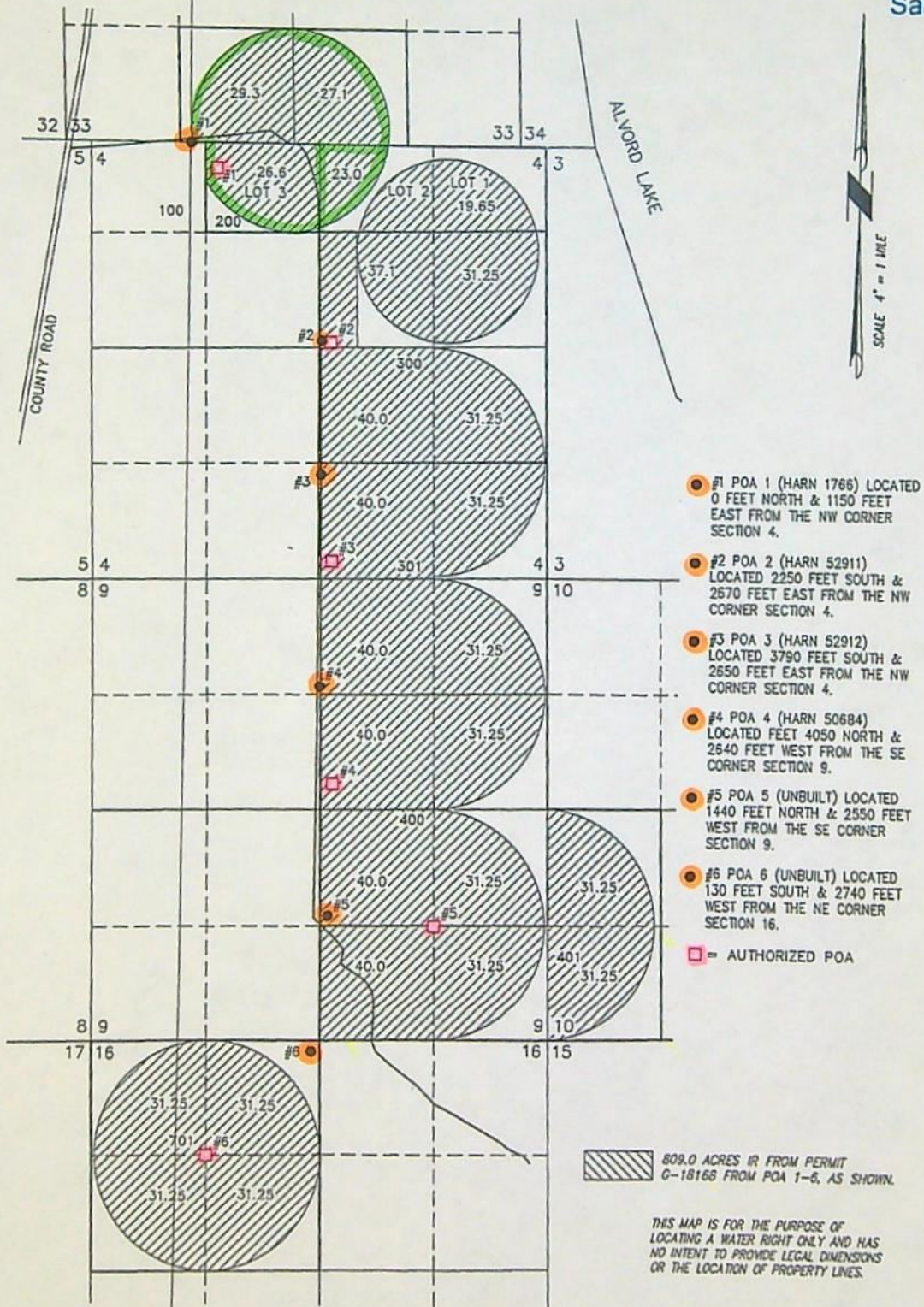
MAP TO ACCOMPANY APPLICATION TO
CHANGE PLACE OF USE AND POINTS OF
APPROPRIATION ON APPLICATION G-17118
FOR WALDRON FARMS, LLC

TAX LOT 1400
IN SECTION 33, TOWNSHIP 36 SOUTH, RANGE 33 EAST, W.M. AND
TAX LOTS 100, 200, 300, 301, 400, 401, AND 701
IN SECTIONS 4, 9, 10, AND 16, TOWNSHIP 37 SOUTH, RANGE 33 EAST, W.M.
HARNEY COUNTY, OREGON

Received by OWRD

APR 12 2023

Salem, OR



COPY

PHILLIPS Stacy H * WRD

From: PHILLIPS Stacy H * WRD
Sent: Tuesday, August 8, 2023 11:00 AM
To: scott@apeands.com
Subject: T-13932 POA Location Deficiencies

Hi Scott,

I am the caseworker assigned to Permit Amendment Application T-13932 for Waldron Farms Inc. During my review of the application, I have come across the following deficiencies which will need to be addressed before a final order can be approved. The deficiencies specifically are inaccuracies in the location description of wells 1, 3, 4, and 6. The application map and the application submitted for transfer must match. The location information provided for wells 1, 3, 4, and 6, do not match the map, nor do the descriptions appear to be accurately described. I believe the well locations were copied from a previous version of the application, however the quarter-quarter locations were not updated when Table 1 was revised and submitted, and neither was the revised map. In order to move forward, you will need to provide the Department with a revised Table 1 with accurate locations for each proposed well location and a map that reflects these locations and matches the revised Table 1, with corrected information to describe wells 1,3,4, and 6. I will set a deadline of **September 8, 2023**, for these deficiencies to be resolved. If we have not received amended application pages and map to satisfy the deficiency, a Final Order may be issued denying the Permit Amendment as incomplete. Please let me know if you have any questions or concerns that I can assist with.

Location Descriptions on Revised Table 1 of the application, received April 12, 2023:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
36 S	33 E	WM	33	SE SW	WELL 1 - 0 FEET NORTH AND 1150 FEET EAST FROM THE NW CORNER OF SECTION 4
37 S	33 E	WM	4	SE NW	WELL 3 - 3790 FEET SOUTH AND 2650 FEET EAST FROM THE NW CORNER OF SECTION 4
37 S	33 E	WM	9	NW SE	WELL 4 - 4050 FEET NORTH AND 2640 FEET WEST FROM THE NE CORNER OF SECTION 9
37 S	33 E	WM	16	SW NE	WELL 6 - 130 FEET SOUTH AND 2740 FEET WEST FROM THE NE CORNER OF SECTION 16

Location Descriptions as reflected when entered into OWRD mapper:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
37 S	33 E	WM	4	NW NW	WELL 1 - 0 FEET NORTH AND 1150 FEET EAST FROM THE NW CORNER OF SECTION 4
37 S	33 E	WM	4	SE SW	WELL 3 - 3790 FEET SOUTH AND 2650 FEET EAST FROM THE NW CORNER OF SECTION 4
37 S	33 E	WM	9	NW NE	WELL 4 - 4050 FEET NORTH AND 2640 FEET WEST FROM THE NE CORNER OF SECTION 9
37 S	33 E	WM	16	NE NW	WELL 6 - 130 FEET SOUTH AND 2740 FEET WEST FROM THE NE CORNER OF SECTION 16

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

Measured Distance of Proposed Wells from Authorized Wells

<u>Authorized</u>	<u>Well 1</u>	<u>Well 2</u>	<u>Well 3</u>
Well 1 -	.07 mi	.44 mi.	.7 mi
Well 2 -	.53 mi	.03 mi.	.28 mi
Well 3 -	.96 mi	.5 mi	.2 mi
Well 4 -	1.44 mi	.98 mi	.7 mi
Well 5 -	1.76 mi	1.27 mi	1 mi
Well 6 -	2.18 mi	1.77 mi	1.5 mi

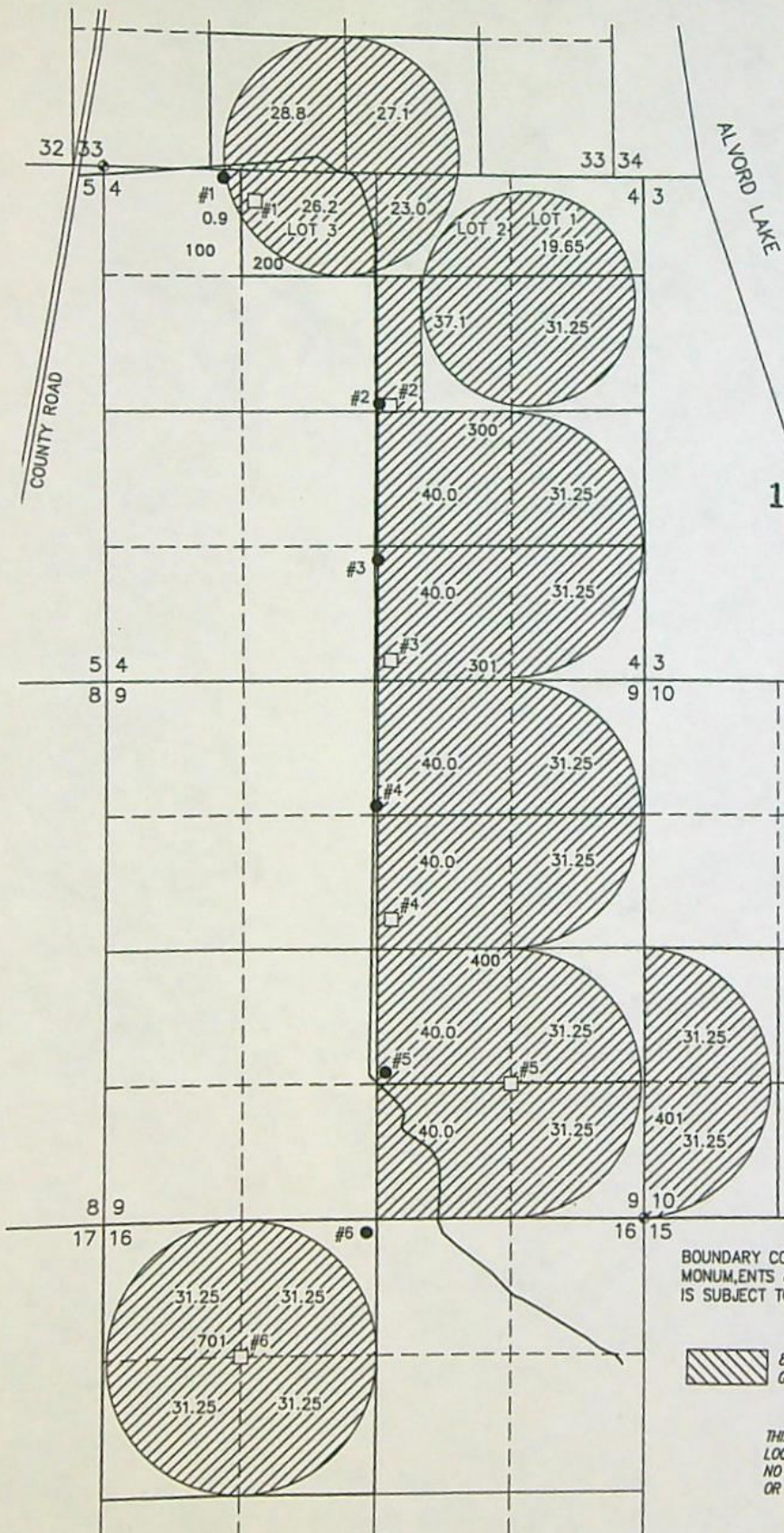
<u>Authorized</u>	<u>Well 4</u>	<u>Well 5</u>	<u>Well 6</u>
Well 1 -	1.13 mi	1.62 mi	1.92 mi
Well 2 -	.72 mi	1.23 mi	1.54 mi
Well 3 -	.24 mi	.75 mi	1.05 mi
Well 4 -	.25 mi	.26 mi	.56 mi
Well 5 -	.56 mi	.22 mi	.38 mi
Well 6 -	1.07 mi.	.6 mi	.34 mi

TAX LOT 1400
IN SECTION 33, TOWNSHIP 36 SOUTH, RANGE 33 EAST, W.M. AND
TAX LOTS 100, 200, 300, 301, 400, 401, AND 701
IN SECTIONS 4, 9, 10, AND 16, TOWNSHIP 37 SOUTH, RANGE 33 EAST, W.M.
HARNEY COUNTY, OREGON

FEB 28 2022

SCALE 4" = 1 MILE

13932



- #1 POA 1 (HARN 1766) LOCATED 80 FEET SOUTH & 1150 FEET EAST FROM THE NW CORNER SECTION 4.
 - #2 POA 2 (HARN 52911) LOCATED 2250 FEET SOUTH & 2670 FEET EAST FROM THE NW CORNER SECTION 4.
 - #3 POA 3 (HARN 52912) LOCATED 3790 FEET SOUTH & 2650 FEET EAST FROM THE NW CORNER SECTION 4.
 - #4 POA 4 (HARN 50684) LOCATED FEET 4050 NORTH & 2640 FEET WEST FROM THE SE CORNER SECTION 9.
 - #5 POA 5 (UNBUILT) LOCATED 1440 FEET NORTH & 2550 FEET WEST FROM THE SE CORNER SECTION 9.
 - #6 POA 6 (UNBUILT) LOCATED 130 FEET SOUTH & 2740 FEET WEST FROM THE NE CORNER SECTION 16.
- = AUTHORIZED POA
- ⊗ = SURVEY MONUMENT

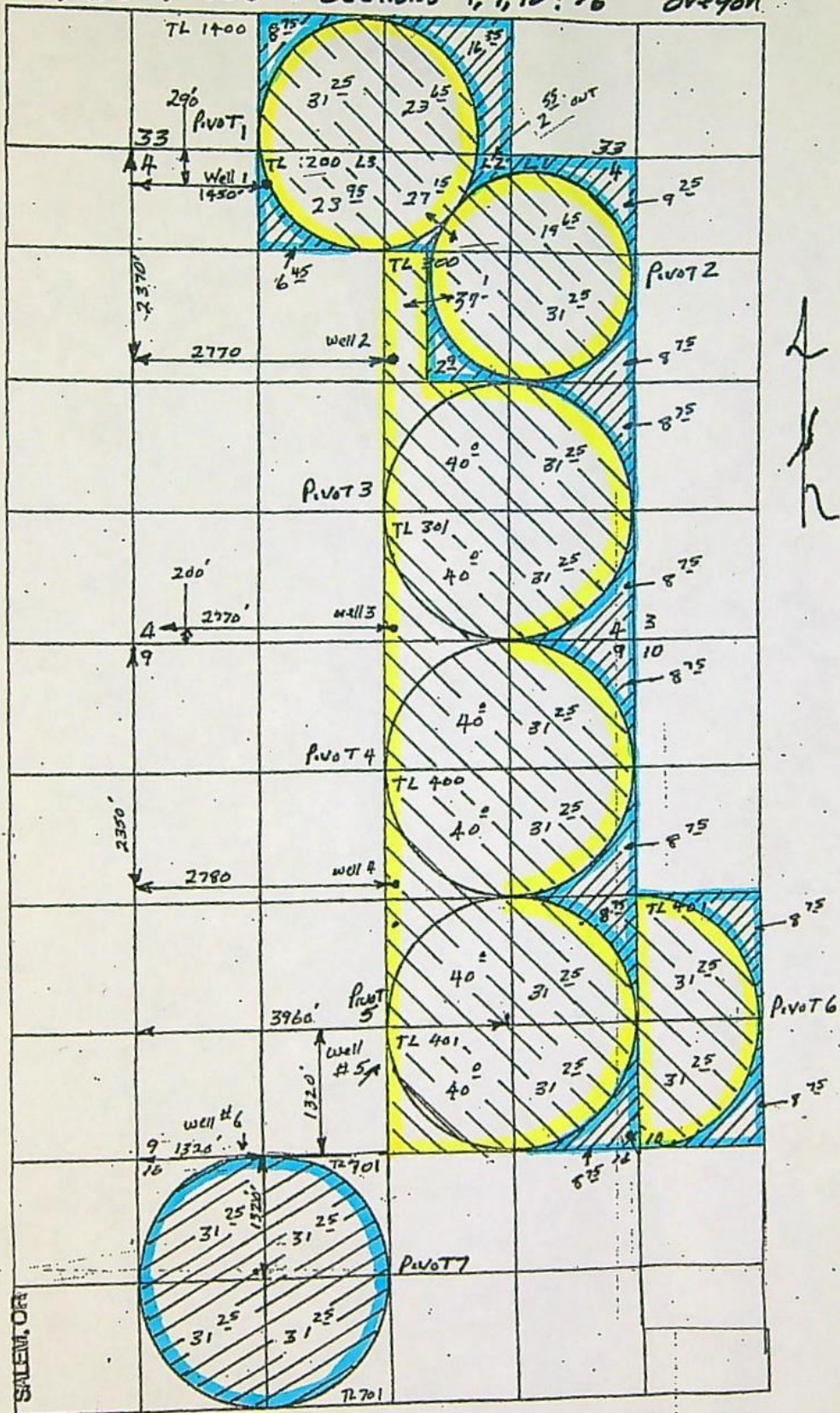
BOUNDARY CONFLICT EXISTS BETWEEN SURVEY
MONUMENTS & LINES OF OCCUPATION. THIS MAP
IS SUBJECT TO CHANGE.

 809.0 ACRES IR FROM PERMIT
G-18168 FROM POA 1-6, AS SHOWN.

THIS MAP IS FOR THE PURPOSE OF
LOCATING A WATER RIGHT ONLY AND HAS
NO INTENT TO PROVIDE LEGAL DIMENSIONS
OR THE LOCATION OF PROPERTY LINES.

T36S, R33E, Section 33
T37S, R33E, Sections 4, 9, 10 & 16

HARNEY CO.
OREGON



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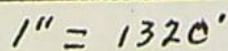
DEC 08 2017

SALEM, OR

COPY

702

33 36-S 33-E
Section 4, 9, 10 Township 37-S Range 33-E
County of Harney State of OR



COPY

WELL LOCATIONS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
37 S	33 E	WM	4	SW NE	WELL 2 - 2270 FEET SOUTH AND 2770 FEET EAST FROM THE NW CORNER OF SECTION 4
37 S	33 E	WM	4	NE NW	WELL 1 - 290 FEET SOUTH AND 1450 FEET EAST FROM THE NW CORNER OF SECTION 4
37 S	33 E	WM	4	SW SE	WELL 3 (HARN 50684) - 200 FEET NORTH AND 2770 FEET EAST FROM THE SW CORNER OF SECTION 4
37 S	33 E	WM	9	SW NE	WELL 4 - 2350 FEET SOUTH AND 2780 FEET EAST FROM THE NW CORNER OF SECTION 9
37 S	33 E	WM	9	NW SE	WELL 5 - 1320 FEET NORTH AND 3960 FEET EAST FROM THE SW CORNER OF SECTION 9
37 S	33 E	WM	16	NW NW	WELL 6 - 1320 FEET SOUTH AND 1320 FEET EAST FROM THE SW CORNER OF SECTION 9

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Acres	WELLS
36 S	33 E	WM	33	SE SW	31.25	1, 2, 3, AND 4
36 S	33 E	WM	33	SW SE	23.65	1, 2, 3, AND 4
37 S	33 E	WM	4	NE NE	19.65	1, 2, 3, AND 4
37 S	33 E	WM	4	NW NE	27.15	1, 2, 3, AND 4
37 S	33 E	WM	4	SW NE	37.10	1, 2, 3, AND 4
37 S	33 E	WM	4	SE NE	31.25	1, 2, 3, AND 4
37 S	33 E	WM	4	NE NW	23.95	1, 2, 3, AND 4
37 S	33 E	WM	4	NE SE	31.25	1, 2, 3, AND 4
37 S	33 E	WM	4	NW SE	40.00	1, 2, 3, AND 4
37 S	33 E	WM	4	SW SE	40.00	1, 2, 3, AND 4
37 S	33 E	WM	4	SE SE	31.25	1, 2, 3, AND 4
37 S	33 E	WM	9	NE NE	31.25	1, 2, 3, AND 4
37 S	33 E	WM	9	NW NE	40.00	1, 2, 3, AND 4
37 S	33 E	WM	9	SW NE	40.00	1, 2, 3, AND 4
37 S	33 E	WM	9	SE NE	31.25	1, 2, 3, AND 4
37 S	33 E	WM	9	NE SE	31.25	1, 2, 3, AND 4
37 S	33 E	WM	9	NW SE	40.00	1, 2, 3, AND 4
37 S	33 E	WM	9	SW SE	40.00	1, 2, 3, AND 4
37 S	33 E	WM	9	SE SE	31.25	1, 2, 3, AND 4
37 S	33 E	WM	10	NW SW	31.25	1, 2, 3, AND 4
37 S	33 E	WM	10	SW SW	31.25	1, 2, 3, AND 4
37 S	33 E	WM	16	NE NW	31.25	6
37 S	33 E	WM	16	NW NW	31.25	5
37 S	33 E	WM	16	SW NW	31.25	6
37 S	33 E	WM	16	SE NW	31.25	6
Total					809.00	

COPY

Table 2. Description of Changes to Water Use Permit # G-18168

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 (if applicable)	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 (if applicable)	POD(s) or POA(s) to be used (from Table 1)	Priority Date	
36 S	33 E	33	SE SW	1400		31.25	1-4	2008	POU/POA/APOA		36 S	33 E	33	SE SW	1400		29.3	1-6	2008	
36 S	33 E	33	SW SE			23.65	1-4	2008	POU/APOA/POA		36 S	33 E	33	SW SE			27.1	1-6	2008	
37 S	33 E	4	NE NE	200	1	19.65	1-4	2008	POU/POA/APOA		37 S	33 E	4	NE NE	200	1	19.65	1-6	2008	
37 S	33 E	4	NW NE		2	27.15	1-4	2008	POU/POA/APOA		37 S	33 E	4	NW NE		2	23.00	1-6	2008	
37 S	33 E	4	NE NW		3	23.95	1-4	2008	APOA/POA		37 S	33 E	4	NE NW		3	26.6	1-6	2008	
37 S	33 E	4	SW NE	300		37.1	1-4	2008	APOA/POA		37 S	33 E	4	SW NE	300		37.1	1-6	2008	
37 S	33 E	4	SE NE			31.25	1-4	2008	APOA/POA		37 S	33 E	4	SE NE	100		31.25	1-6	2008	
37 S	33 E	4	NE SE			31.25	1-4	2008	APOA/POA		37 S	33 E	4	NE SE			31.25	1-6	2008	
37 S	33 E	4	NW SE			40.0	1-4	2008	APOA/POA		37 S	33 E	4	NW SE			40.0	1-6	2008	
37 S	33 E	4	SW SE			40.0	1-4	2008	APOA/POA		37 S	33 E	4	SW SE	501		40.0	1-6	2008	
37 S	33 E	4	SE SE			31.25	1-4	2008	APOA/POA		37 S	33 E	4	SE SE			31.25	1-6	2008	
37 S	33 E	9	NE NE			31.25	1-4	2008	APOA/POA		37 S	33 E	9	NE NE			31.25	1-6	2008	

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Salem, OR

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Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres (if applicable)	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 (if applicable)	POD(s) or POA(s) to be used (from Table 1)	Priority Date		
36 S	33 E	33	SE SW	1400		31.25	1-4	2008	POU/POA	36 S	33 E	33	SE SW	1400		29.3	#1	2008		
36 S	33 E	33	SW SE			23.65	1-4	2008	POU/POA	36 S	33 E	33	SW SE			27.1	#1	2008		
37 S	33 E	4	NE NE	200	1	19.65	1-4	2008	POU/POA/	37 S	33 E	4	NE NE	200	1	19.65	#2	2008		
37 S	33 E	4	NW NE		2	27.15	1-4	2008	POU/POA	37 S	33 E	4	NW NE		2	<u>11.6</u> 11.4	<u>#1</u> #2	2008		
37 S	33 E	4	NE NW		3	23.95	1-4	2008	POA	37 S	33 E	4	NE NW		3	26.6	#1	2008		
							1-4													
37 S	33 E	4	SW NE	300		37.1	1-4	2008	POA	37 S	33 E	4	SW NE	300		37.1	#2	2008		
37 S	33 E	4	SE NE			31.25	1-4	2008	POA	37 S	33 E	4	SE NE	100		31.25	#2	2008		
37 S	33 E	4	NE SE			31.25	1-4	2008	POA	37 S	33 E	4	NE SE			31.25	#3	2008		
37 S	33 E	4	NW SE			40.0	1-4	2008	POA	37 S	33 E	4	NW SE			40.0	#3	2008		
37 S	33 E	4	SW SE			40.0	1-4	2008	POA	37 S	33 E	4	SW SE	501		40.0	#3	2008		
37 S	33 E	4	SE SE			31.25	1-4	2008	POA	37 S	33 E	4	SE SE			31.25	#3	2008		
37 S	33 E	9	NE NE			31.25	1-4	2008	POA	37 S	33 E	9	NE NE			31.25	#4	2008		

37 S	33 E	9	NW	NE		40.0	1-4	2008	APOA/POA	37 S	33 E	9	NW	NE		40.0	#4	2008
37 S	33 E	9	SW	NE		40.0	1-4	2008	APOA/POA	37 S	33 E	9	SW	NE	400	40.0	#4	2008
37 S	33 E	9	SE	NE		31.25	1-4	2008	APOA/POA	37 S	33 E	9	SE	NE		31.25	#4	2008
37 S	33 E	9	NE	SE		31.25	1-4	2008	APOA/POA	37 S	33 E	9	NE	SE		31.25	#5	2008
37 S	33 E	9	NW	SE		40.0	1-4	2008	APOA/POA	37 S	33 E	9	NW	SE		40.0	#5	2008
37 S	33 E	9	SW	SE		40.0	1-4	2008	APOA/POA	37 S	33 E	9	SW	SE	401	40.0	#5	2008
37 S	33 E	9	SE	SE		31.25	1-4	2008	APOA/POA	37 S	33 E	9	SE	SE		31.25	#5	2008
37 S	33 E	10	NW	SW		31.25	1-4	37	APOA/POA	37 S	33 E	10	NW	SW		31.25	#5	2008
37 S	33 E	10	SW	SW		31.25	1-4	2008	APOA/POA	37 S	33 E	10	SW	SW		31.25	#5	2008
37 S	33 E	16	NE	NW		31.25	6	2008	APOA/POA	37 S	33 E	16	NE	NW	701	31.25	#6	2008
37 S	33 E	16	NW	NW		31.25	5	2008	APOA/POA	37 S	33 E	16	NW	NW		31.25	#6	2008
37 S	33 E	16	SW	NW		31.25	6	2008	APOA/POA	37 S	33 E	16	SW	NW		31.25	#6	2008
37 S	33 E	16	SE	NW		31.25	6	2008	APOA/POA	37 S	33 E	16	SE	NW		31.25	#6	2008
TOTAL ACRES						809.0				TOTAL ACRES						809.0		

Additional remarks: _____.

Received by OWRD

OCT 31 2023

Salem, OR

Part 5 of 5 – Water Use Permit Information

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PERMIT # G-18168

Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)

OWRD

(Note: If the POD/POA name is not specified in the permit, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized by the permit 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)
1	☒ Authorized ☐ Proposed	HARN 1766	37 S	33 E	4	SE NW	200	80' S & 1150' E from NW cor, Sec 4
2	☒ Authorized ☐ Proposed	HARN 52911	37 S	33 E	4	SE NW	300	2250' S & 2670' E from NW cor, Sec 4
3	☒ Authorized ☐ Proposed	HARN 52912	37 S	33 E	4	SE NW	301	3790' S & 2650' E from NW cor, Sec 4
4	☒ Authorized ☐ Proposed	HARN 50684	37 S	33 E	9	NW SE	301	4050' N & 2640' W from SE cor, Sec 9
5	☒ Authorized ☐ Proposed	UNBUILT	37 S	33 E	9	NW SE	400	1440' N & 2550' W from SE cor, Sec 9
6	☒ Authorized ☐ Proposed	UNBUILT	37 S	33 E	16	SW NE	701	130' S & 2740' W from NE cor, Sec 16

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

- | | |
|---|--|
| ☒ Place of Use (POU) | ☒ Point of Appropriation/Well (POA) |
| ☐ Point of Diversion (POD) | ☒ Additional Point of Appropriation (APOA) |
| ☐ Additional Point of Diversion (APOD) | ☐ Surface water POD to Ground Water POA (SW/GW) |

Will all of the proposed changes affect the entire water use permit?

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

For a change in place of use:

Does the permit holder of record own or control the land TO which the place of use is being moved?

☒ Yes ☐ No

If NO, the landowner of the land TO which the place of use is being moved must be assigned to the permit as a permit holder of record by submitting a completed Request for Assignment form and the required statutory fee for an assignment.

Is the proposed place of use contiguous to the authorized place of use? ☒ Yes ☐ No

The permitted place of use can be moved only to lands that are contiguous to the authorized place of use unless the change to non-contiguous lands is in furtherance of mitigation or conservation efforts undertaken for the purposes of benefiting a species listed as sensitive, threatened, or endangered under ORS 496.171 to 496.192 or the federal Endangered Species Act of 1973 (16 U.S.C. 1531 to 1544), as determined by the listing agency. Contiguous land being either adjacent land or land separated from the land to which a permit is authorized by roads, utility corridors, irrigation ditches or publicly owned rights of way.

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Waldron Farms LLC		PHONE NO. 503-812-3617	ADDITIONAL CONTACT NO. 503-322-2278
ADDRESS 20680 Miami Foley Rd			FAX NO.
CITY Bay City	STATE OR	ZIP 97107	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.			

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

AGENT/BUSINESS NAME Scott D Montgomery		PHONE NO. 541-548-5833	ADDITIONAL CONTACT NO. 541-420-0401
ADDRESS PO Box 767			FAX NO.
CITY Terrebonne	STATE OR	ZIP 97760	E-MAIL scott@apeands.com
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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Explain in your own words what you propose to accomplish with this permit amendment; and why:
Amending locations of all six wells & part of the place of use to match what has been built.

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

☐ Check this box if this project is fully or partially funded by the American Recovery and Reinvestment Act. (Federal stimulus dollars)

Is the applicant the permit holder of record? ☒ Yes ☐ No

If NO, include either:

- ☐ A completed assignment form (with required statutory assignment fee), assigning all or a portion of the permit to the applicant(s), OR
- ☐ An affidavit of consent from the permit holder(s) of record that gives permission for the applicant to amend the permit.

Has the Completion ("C") Date of the permit(s) in this application expired? ☐ Yes ☒ No

If YES, this application will not be accepted by the Department.

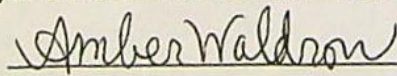
If NO, what are the completion dates of the permit(s)? 10/1/2025

- If the permit completion date expires while the Permit Amendment Application is pending, the Department will not approve the Permit Amendment Application until an Extension of Time Application is approved for the permit.
- You may consider using the Reimbursement Authority process to expedite the processing of this Permit Amendment Application if the completion date of the permit expires within 6 months of the date of filing this application.

By my signature below, I confirm that I understand:

- Prior to Department approval of the permit amendment, 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 permit 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: Burns Herald

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


Applicant Signature

Amber Waldron, Managing Member
Print Name (and Title if applicable)

2-4-2022
Date

Applicant Signature

Revised 7/1/2021

Print Name (and Title if applicable)

Permit Amendment Application – Page 4 of 9

13332

TACS

Table 2. Description of Changes to Water Use Permit # **G-18168**

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 (if applicable)	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 (if applicable)	POD(s) or POA(s) to be used (from Table 1)	Priority Date		
36	S	33	E 33	SE SW	1400		31.25	1-4	2008	POU/POA/APOA	36	S	33	E 33	SE SW	1400		28.8	1-6	2008
36	S	33	E 33	SW SE			23.65	1-4	2008	POU/APOA/POA	36	S	33	E 33	SW SE			27.1	1-6	2008
37	S	33	E 4	NE NE	200	1	19.65	1-4	2008	POU/POA/APOA	37	S	33	E 4	NE NE	200	1	19.65	1-6	2008
37	S	33	E 4	NW NE		2	27.15	1-4	2008	POU/POA/APOA	37	S	33	E 4	NW NE		2	23.00	1-6	2008
37	S	33	E 4	NE NW		3	23.95	1-4	2008	APOA/POA	37	S	33	E 4	NE NW		3	26.2	1-6	2008
										APOA/POA	37	S	33	E 4	NW NW	100	4	0.9	1-6	2008
37	S	33	E 4	SW NE	300		37.1	1-4	2008	APOA/POA	37	S	33	E 4	SW NE	300		37.1	1-6	2008
37	S	33	E 4	SE NE			31.25	1-4	2008	APOA/POA	37	S	33	E 4	SE NE	100		31.25	1-6	2008
37	S	33	E 4	NE SE			31.25	1-4	2008	APOA/POA	37	S	33	E 4	NE SE			31.25	1-6	2008
37	S	33	E 4	NW SE			40.0	1-4	2008	APOA/POA	37	S	33	E 4	NW SE			40.0	1-6	2008
37	S	33	E 4	SW SE			40.0	1-4	2008	APOA/POA	37	S	33	E 4	SW SE	301		40.0	1-6	2008
37	S	33	E 4	SE SE			31.25	1-4	2008	APOA/POA	37	S	33	E 4	SE SE			31.25	1-6	2008
37	S	33	E 9	NE NE			31.25	1-4	2008	APOA/POA	37	S	33	E 9	NE NE			31.25	1-6	2008

37 S	33 E	9	NW	NE		40.0	1-4	2008	APOA/POA	37 S	33 E	9	NW	NE		40.0	1-6	2008
37 S	33 E	9	SW	NE		40.0	1-4	2008	APOA/POA	37 S	33 E	9	SW	NE	400	40.0	1-6	2008
37 S	33 E	9	SE	NE		31.25	1-4	2008	APOA/POA	37 S	33 E	9	SE	NE		31.25	1-6	2008
37 S	33 E	9	NE	SE		31.25	1-4	2008	APOA/POA	37 S	33 E	9	NE	SE		31.25	1-6	2008
37 S	33 E	9	NW	SE		40.0	1-4	2008	APOA/POA	37 S	33 E	9	NW	SE		40.0	1-6	2008
37 S	33 E	9	SW	SE		40.0	1-4	2008	APOA/POA	37 S	33 E	9	SW	SE	401	40.0	1-6	2008
37 S	33 E	9	SE	SE		31.25	1-4	2008	APOA/POA	37 S	33 E	9	SE	SE		31.25	1-6	2008
37 S	33 E	10	NW	SW		31.25	1-4	37	APOA/POA	37 S	33 E	10	NW	SW		31.25	1-6	2008
37 S	33 E	10	SW	SW		31.25	1-4	2008	APOA/POA	37 S	33 E	10	SW	SW		31.25	1-6	2008
37 S	33 E	16	NE	NW		31.25	6	2008	APOA/POA	37 S	33 E	16	NE	NW	701	31.25	1-6	2008
37 S	33 E	16	NW	NW		31.25	5	2008	APOA/POA	37 S	33 E	16	NW	NW		31.25	1-6	2008
37 S	33 E	16	SW	NW		31.25	6	2008	APOA/POA	37 S	33 E	16	SW	NW		31.25	1-6	2008
37 S	33 E	16	SE	NW		31.25	6	2008	APOA/POA	37 S	33 E	16	SE	NW		31.25	1-6	2008
TOTAL ACRES						809.0				TOTAL ACRES						809.0		

Additional remarks: _____.

Need from agent
the Authorized &
proposed POAs listed
on table 1.

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STATE OF OREGON

COUNTY OF HARNEY

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

WALDRON FARMS, LLC
20680 MIAMI FOLEY RD
BAY CITY, OR 97107-9709

This superseding permit is issued to describe an amendment for additional points of appropriation and a change in place of use proposed under Permit Amendment Application T-12783 and approved by Special Order Vol. 112, Page 302, entered January 18, 2019, and to describe an extension of time for complete application of water approved May 1, 2015, and assignments approved June 23, 2014, and November 6, 2017. This permit supersedes Permit G-16652.

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-17118

SOURCE OF WATER: WELL 1, WELL 2, WELL 3 (HARN 50684), WELL 4, WELL 5, AND WELL 6
IN ALVORD LAKE BASIN

PURPOSE OR USE: IRRIGATION USE ON 809.0 ACRES

MAXIMUM RATE: 10.11 CUBIC FEET PER SECOND (CFS), NOT TO EXCEED 2.5 CFS FROM
WELLS 1, 5, AND 6; 3.0 CFS FROM WELLS 2, 5, AND 6; 2.0 CFS FROM WELLS 3 (HARN 50684),
5, AND 6; 3.3 CFS FROM WELLS 4, 5, AND 6 IN ALVORD LAKE BASIN

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: OCTOBER 3, 2008

WELL LOCATIONS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
37 S	33 E	WM	4	SW NE	WELL 2 - 2270 FEET SOUTH AND 2770 FEET EAST FROM THE NW CORNER OF SECTION 4
37 S	33 E	WM	4	NE NW	WELL 1 - 290 FEET SOUTH AND 1450 FEET EAST FROM THE NW CORNER OF SECTION 4
37 S	33 E	WM	4	SW SE	WELL 3 (HARN 50684) - 200 FEET NORTH AND 2770 FEET EAST FROM THE SW CORNER OF SECTION 4
37 S	33 E	WM	9	SW NE	WELL 4 - 2350 FEET SOUTH AND 2780 FEET EAST FROM THE NW CORNER OF SECTION 9
37 S	33 E	WM	9	NW SE	WELL 5 - 1320 FEET NORTH AND 3960 FEET EAST FROM THE SW CORNER OF SECTION 9
37 S	33 E	WM	16	NW NW	WELL 6 - 1320 FEET SOUTH AND 1320 FEET EAST FROM THE SW CORNER OF SECTION 9

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

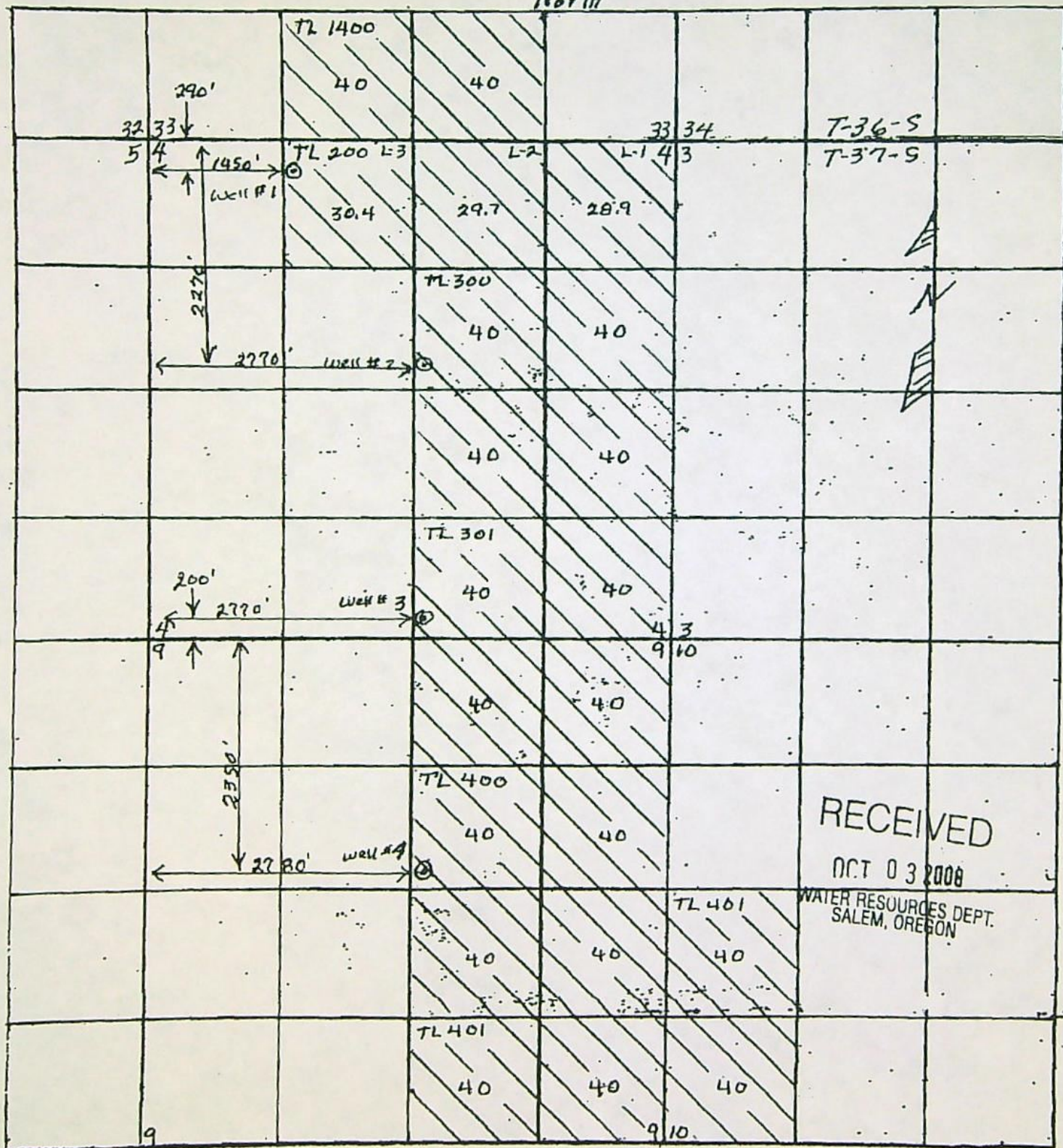
THE PLACE OF USE IS LOCATED AS FOLLOWS:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Acres	WELLS
36 S	33 E	WM	33	SE SW	31.25	1, 2, 3, AND 4
36 S	33 E	WM	33	SW SE	23.65	1, 2, 3, AND 4
37 S	33 E	WM	4	NE NE	19.65	1, 2, 3, AND 4
37 S	33 E	WM	4	NW NE	27.15	1, 2, 3, AND 4
37 S	33 E	WM	4	SW NE	37.10	1, 2, 3, AND 4
37 S	33 E	WM	4	SE NE	31.25	1, 2, 3, AND 4
37 S	33 E	WM	4	NE NW	23.95	1, 2, 3, AND 4
37 S	33 E	WM	4	NE SE	31.25	1, 2, 3, AND 4
37 S	33 E	WM	4	NW SE	40.00	1, 2, 3, AND 4
37 S	33 E	WM	4	SW SE	40.00	1, 2, 3, AND 4
37 S	33 E	WM	4	SE SE	31.25	1, 2, 3, AND 4
37 S	33 E	WM	9	NE NE	31.25	1, 2, 3, AND 4
37 S	33 E	WM	9	NW NE	40.00	1, 2, 3, AND 4
37 S	33 E	WM	9	SW NE	40.00	1, 2, 3, AND 4
37 S	33 E	WM	9	SE NE	31.25	1, 2, 3, AND 4
37 S	33 E	WM	9	NE SE	31.25	1, 2, 3, AND 4
37 S	33 E	WM	9	NW SE	40.00	1, 2, 3, AND 4
37 S	33 E	WM	9	SW SE	40.00	1, 2, 3, AND 4
37 S	33 E	WM	9	SE SE	31.25	1, 2, 3, AND 4
37 S	33 E	WM	10	NW SW	31.25	1, 2, 3, AND 4
37 S	33 E	WM	10	SW SW	31.25	1, 2, 3, AND 4
37 S	33 E	WM	16	NE NW	31.25	6
37 S	33 E	WM	16	NW NW	31.25	5
37 S	33 E	WM	16	SW NW	31.25	6
37 S	33 E	WM	16	SE NW	31.25	6
Total					809.00	

SECTION PLAT

Section 33 Township 36-S Range 33-E
Section 4, 9, 10 Township 37-S Range 33-E
 County of Harney State of OR

North



1" = 1320'

App No G-17118

STATE OF OREGON

COUNTY OF HARNEY

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

NORM BUNDGARD
PO BOX 430
VALE, OR 97918

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-17118

SOURCE OF WATER: WELL 1, WELL 2, WELL 3 (HARN 50684), AND WELL 4 IN
ALVORD LAKE BASIN

PURPOSE OR USE: IRRIGATION USE ON 809.0 ACRES

MAXIMUM RATE: 10.11 CUBIC FEET PER SECOND (CFS), NOT TO EXCEED
2.5(CFS) FROM WELL 1, 3.0 CFS FROM WELL 2, 2.0 CFS FROM WELL 3
(HARN 50684), AND 3.3 CFS FROM WELL 4 IN ALVORD LAKE BASIN

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: OCTOBER 3, 2008

WELL LOCATIONS:

WELL 1: NENW, SECTION 4, T37S, R33E, W.M.; 290 FEET SOUTH AND
1450 FEET EAST FROM NW CORNER, SECTION 4

WELL 2: SWNE, SECTION 4, T37S, R33E, W.M.; 2270 FEET SOUTH AND
2770 FEET EAST FROM NW CORNER, SECTION 4

WELL 3 (HARN 50684): SWSE, SECTION 4, T37S, R33E, W.M.; 200 FEET
NORTH AND 2770 FEET EAST FROM SW CORNER, SECTION 4

WELL 4: SWNE, SECTION 9, T37S, R33E, W.M.; 2350 FEET SOUTH AND
2780 FEET EAST FROM NW CORNER, SECTION 9

The amount of water used for irrigation under this right, together
with the amount secured under any other right existing for the same
lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot
per second and 3.0 acre-feet for each acre irrigated during the
irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SE $\frac{1}{4}$ SW $\frac{1}{4}$ 40.0 ACRES

SW $\frac{1}{4}$ SE $\frac{1}{4}$ 40.0 ACRES

SECTION 33

TOWNSHIP 36 SOUTH, RANGE 33 EAST, W.M.

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 28.9 ACRES

NW $\frac{1}{4}$ NE $\frac{1}{4}$ 29.7 ACRES

SW $\frac{1}{4}$ NE $\frac{1}{4}$ 40.0 ACRES

SE $\frac{1}{4}$ NE $\frac{1}{4}$ 40.0 ACRES

NE $\frac{1}{4}$ NW $\frac{1}{4}$ 30.4 ACRES

NE $\frac{1}{4}$ SE $\frac{1}{4}$ 40.0 ACRES

NW $\frac{1}{4}$ SE $\frac{1}{4}$ 40.0 ACRES

SW $\frac{1}{4}$ SE $\frac{1}{4}$ 40.0 ACRES

SE $\frac{1}{4}$ SE $\frac{1}{4}$ 40.0 ACRES

SECTION 4

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 40.0 ACRES

NW $\frac{1}{4}$ NE $\frac{1}{4}$ 40.0 ACRES

SW $\frac{1}{4}$ NE $\frac{1}{4}$ 40.0 ACRES

SE $\frac{1}{4}$ NE $\frac{1}{4}$ 40.0 ACRES

NE $\frac{1}{4}$ SE $\frac{1}{4}$ 40.0 ACRES

NW $\frac{1}{4}$ SE $\frac{1}{4}$ 40.0 ACRES

SW $\frac{1}{4}$ SE $\frac{1}{4}$ 40.0 ACRES

SE $\frac{1}{4}$ SE $\frac{1}{4}$ 40.0 ACRES

SECTION 9

NW $\frac{1}{4}$ SW $\frac{1}{4}$ 40.0 ACRES

SW $\frac{1}{4}$ SW $\frac{1}{4}$ 40.0 ACRES

SECTION 10

TOWNSHIP 37 SOUTH, RANGE 33 EAST, W.M.

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter or other suitable measuring device as approved by the Director at each point of appropriation. The permittee shall maintain the meter or measuring device in good working order.
- B. The permittee shall keep a complete record of the amount of water used each month, and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.

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

In the Matter of Permit Amendment	)	FINAL ORDER
T-12783, Harney County	)	APPROVING ADDITIONAL POINTS
	)	OF APPROPRIATION AND A
	)	CHANGE IN PLACE OF USE

Authority

Oregon Revised Statute (ORS) 537.211 establishes the process in which a water right permit holder may submit a request to change the point of appropriation and/or place of use authorized under an existing water right permit.

Applicant

WALDRON FARMS, LLC
20680 MIAMI FOLEY RD
BAY CITY, OR 97107-9709

Findings of Fact

1. On December 8, 2017, WALDRON FARMS, LLC filed an application for additional points of appropriation and to change in place of use under Permit G-16652. The Department assigned the application number T-12783.
2. On June 23, 2014, the Department approved an assignment of the permit from Norman Bundgard to The Empty Quarter, LLC.
3. On May 1, 2015, the Department approved an extension of time for complete application of water to October 30, 2020.
4. On November 6, 2017, the Department approved an assignment of the permit from The Empty Quarter, LLC to Waldron Farms, LLC.
5. Notice of the application for the permit amendment was published in the Department's weekly notice on December 19, 2017, and in the Burns Times Herald newspaper on December 5, and 12, 2018, pursuant to ORS 540.520(5). No comments were filed in response to the notices.
6. On October 23, 2018, the Department contacted the applicant by written correspondence to notify the applicant and the applicant's agent of a deficiency in the application. The Department requested that the deficiency be resolved by November 21, 2018.

This is a final order in other than 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 and OAR 690-01-0005 you may either 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.

7. On October 24, 2018, the applicant's agent submitted a revised Table 2, correcting the deficiency.
8. Permit Amendment Application T-12783 proposes additional points of appropriation located:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Approximate distance from the original points of appropriation in miles (mi.)			
						Well 1	Well 2	Well 3	Well 4
37 S	33 E	WM	9	NW SE	WELL 5 - 1320 FEET NORTH AND 3960 FEET EAST FROM THE SW CORNER OF SECTION 9	1.7 mi	1.3 mi	0.8 mi	0.4 mi
37 S	33 E	WM	16	NW NW	WELL 6 - 1320 FEET SOUTH AND 1320 FEET EAST FROM THE SW CORNER OF SECTION 9	2.2 mi	1.8 mi	1.3 mi	0.9 mi

9. Permit Amendment Application T-12783 also proposes to change the place of use of the permit to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
37 S	33 E	WM	16	NE NW	31.25
37 S	33 E	WM	16	NW NW	31.25
37 S	33 E	WM	16	SW NW	31.25
37 S	33 E	WM	16	SE NW	31.25
Total					125.0

Permit Amendment Review Criteria

10. The changes would not result in injury to other water rights.
11. The proposed place of use is owned and/or controlled by the permit holder.
12. The changes do not enlarge the permit.
13. The changes do not alter any other terms of the permit.
14. The proposed place of use is contiguous to the authorized place of use.

Conclusions of Law

The additional points of appropriation and change in place of use proposed by Permit Amendment Application T-12783 are consistent with the requirements of ORS 537.211.

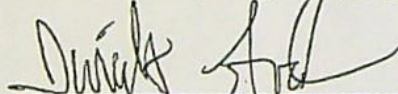
Now, therefore, it is **ORDERED**:

1. The additional points of appropriation and change in place of use proposed by Permit Amendment Application T-12783 are approved.
2. Permit G-18168, in the name of Waldron Farms, LLC, is issued to replace Permit G-16652, and incorporates the amendments approved by this order, the extension of time,

and the assignments. Permit G-16652, in the name of WALDRON FARMS LLC, is no longer of any force or effect.

3. The combined quantity of water diverted at the new points of appropriation, together with that diverted at the old points of appropriation, shall not exceed the quantity of water lawfully available at the original points of appropriation.
4. 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 (new and existing).
 - 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.
5. Water shall be acquired from the same aquifer as the original points of appropriation.
6. The former place of use shall no longer be irrigated as part of this permit.
7. All other terms and conditions of Permit G-18168 remain the same.

Dated at Salem, Oregon this JAN 18 2019.



Dwight French, Water Right Services Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department

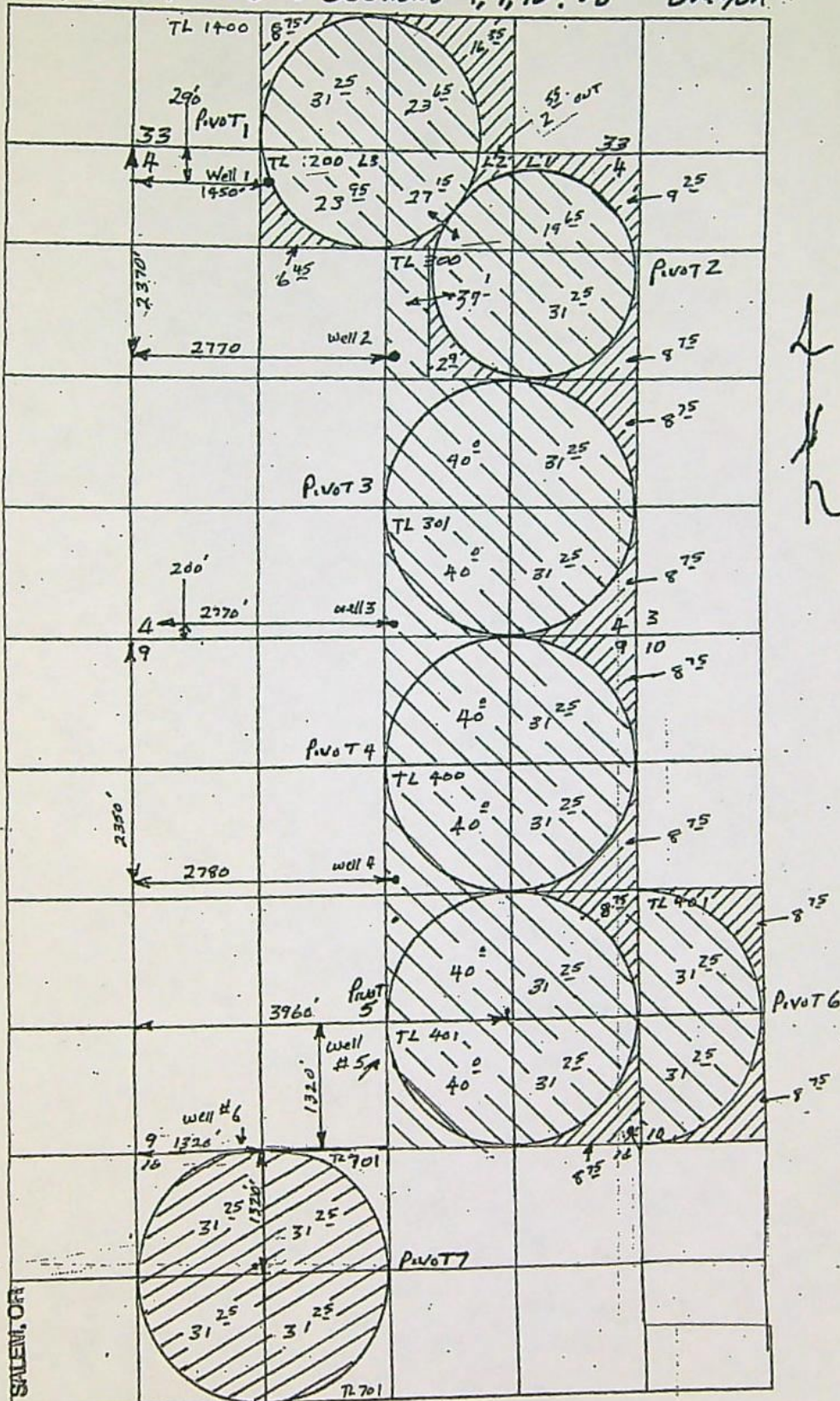
Mailing Date: JAN 22 2019

T36 S. R33 E, Section 33

T37 S. R33 E, Sections 4, 9, 10 & 16

HARNEY CO.

OREGON



Scale - 1" = 1320'

Acres to remain

Acres to be moved

Proposed IRRIGATED AREA

RECEIVED BY OWRD

DEC 08 2017

SALEM, OR



Oregon

Tina Kotek, Governor

August 2, 2024

Water Resources Department

North Mall Office Building
725 Summer St NE, Suite A
Salem, OR 97301
Phone 503 986-0900
Fax 503 986-0904

Applicant

WALDRON FARMS LLC
20680 MIAMI FOLEY RD
BAY CITY, OR 97107-9709

SUBJECT: Permit Amendment Application T-13932

Your Permit Amendment application requires publication of a notice for two consecutive weeks in a newspaper with general circulation in the area where the permit is located. The Department will publish the notice in the Burns Times Herald newspaper upon receiving your payment for the notice.

At this time you need to:

1. Submit a check for **\$201.60** (to cover cost* of publication of the notice), made out to the Oregon Water Resources Department.
2. Write **"for T-13932 NOTICE"** on the front of your check, and
3. Submit it with the tracking stub at the bottom of this letter.

***PLEASE NOTE:** 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.

Mail the check to 725 Summer St. NE, Suite A, Salem, OR 97301-1266, **no later than September 1, 2024.**

Upon receipt of your check, processing will continue on the permit amendment application. If we do not receive payment for newspaper notice by **September 1, 2024**, a Final Order may be issued denying the application as incomplete.

Please don't hesitate to contact me at stacy.h.phillips@water.oregon.gov or (503) 986-0898.

Sincerely,

Permit Amendment Specialist

cc: Permit Amendment application file T-13932
Donald Swindlehurst, District 10 Watermaster (via e-mail)
All Points Engineering and Surveying Inc., Agent for the applicant (via e-mail)

✂-----
Attached is a check for **\$201.60** Newspaper Notice for Permit Amendment T-13932

- made out to Oregon Water Resources Department (or OWRD)
- "for T-13932 NOTICE" written on front of check

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

Caseworker: Stacy Phillips

PHILLIPS Stacy H * WRD

From: Scott <Scott@apeands.com>
Sent: Monday, November 13, 2023 3:09 PM
To: PHILLIPS Stacy H * WRD
Cc: Neecee
Subject: RE: T-13932 Table 1 Revisions

Categories: Permit Amendment Stuff

Stacy,

I disagree with both items you've marked in red for the following reasons:

The location of boundaries around Well 1 is uncertain (GIS lines aren't necessarily accurate). I'm saying this well is on my client's land rather than BLM. There are old and new fence lines all over the area and I found some disagreement between BLM record and a private survey in the area that isn't resolved. To resolve this would involve surveying both townships, which would be beyond the scope of a CWRE. I'd like to hope the well is on my client's land and not BLM (NW ¼ NW ¼ S4). I hope this clears up why I'm locating Well 1 where it is.

Well 3 is in the SW ¼ of the SE ¼ because it's 3790' S and 2650' E.

Hope this makes sense. I don't believe any changes need to be made.

Thanks,
Scott
Scott D. Montgomery, Owner/Principal
All Points Engineering & Surveying, Inc.
541-548-5833

- No Changes ✓
-SP

From: PHILLIPS Stacy H * WRD <Stacy.H.PHILLIPS@water.oregon.gov>
Sent: Monday, November 13, 2023 11:16 AM
To: Scott <Scott@apeands.com>
Cc: Neecee <Neecee@apeands.com>
Subject: T-13932 Table 1 Revisions

Good Morning Scott,

This should hopefully be the last time we have a discussion regarding any changes needed on the application for permit amendment T-13932.

On Table 1, the most recent copy submitted on 10/31/2023, the proposed locations of wells 1 and 3 are still mildly incorrect. Below are the locations needed to finalize everything and move forward:

Well 1 – T 37 S, R 33 E, Sec 4, NW NW
Well 3 – T 37 S, R 33 E, Sec 4, SE SW

With your permission (in response to this email), I can make note of these changes with a "verbal" written agreement through email and continue forward with these corrections as noted above.

Are you comfortable with the department moving forward and finalizing permit amendment T-13932 with the well location revisions above and combined with all the other revised documents provided to the department on 10/31/2023?

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

OCT 31 2023

Salem, OR

PERMIT # G-18168

Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)

(Note: If the POD/POA name is not specified in the permit, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized by the permit 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)
1	☒ Authorized ☐ Proposed		37 S	33 E	4	NE NW	200	290' S & 1450' E from NW cor, Sec 4
2	☒ Authorized ☐ Proposed		37 S	33 E	4	SW NE	300	2270' S & 2770' E from NW cor, Sec 4
3	☒ Authorized ☐ Proposed		37 S	33 E	4	SW SE	301	200' N & 2770' E from SW cor, Sec 4
4	☒ Authorized ☐ Proposed		37 S	33 E	9	SW NE	400	2350' S & 2780' E from NW cor, Sec 9
5	☒ Authorized ☐ Proposed		37 S	33 E	9	NW SE	400	1320' N & 3960' E from SW cor, Sec 9
6	☒ Authorized ☐ Proposed		37 S	33 E	16	NW NW	701	1320' S & 1320' E from SW cor, Sec 9
1	☐ Authorized ☒ Proposed	HARN 1766	36 S	33 E	33	SE SW	1400	0' N & 1150' E from NW cor, Sec 4
2	☐ Authorized ☒ Proposed	HARN 52911	37 S	33 E	4	SW NE	300	2250' S & 2670' E from NW cor, Sec 4
3	☐ Authorized ☒ Proposed	HARN 52912	37 S	33 E	4	SW SE	301	3790' S & 2650' E from NW cor, Sec 4
4	☐ Authorized ☒ Proposed	HARN 50684	37 S	33 E	9	NW NE	301	4050' N & 2640' W from SE cor, Sec 9
5	☐ Authorized ☒ Proposed	UNBUILT	37 S	33 E	9	NW SE	400	1440' N & 2550' W from SE cor, Sec 9
6	☐ Authorized ☒ Proposed	UNBUILT	37 S	33 E	16	NE NW	701	130' S & 2740' W from NE cor, Sec 16

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

- | | |
|---|--|
| ☒ Place of Use (POU) | ☒ Point of Appropriation/Well (POA) |
| ☐ Point of Diversion (POD) | ☐ Additional Point of Appropriation (APOA) |
| ☐ Additional Point of Diversion (APOD) | ☐ Surface water POD to Ground Water POA (SW/GW) |

Will all of the proposed changes affect the entire water use permit?

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

For a change in place of use:

Does the permit holder of record own or control the land TO which the place of use is being moved?

☒ Yes ☐ No

If NO, the landowner of the land TO which the place of use is being moved must be assigned to the permit as a permit holder of record by submitting a completed Request for Assignment form and the required statutory fee for an assignment.

Is the proposed place of use contiguous to the authorized place of use? ☒ Yes ☐ No

The permitted place of use can be moved only to lands that are contiguous to the authorized place of use unless the change to non-contiguous lands is in furtherance of mitigation or conservation efforts undertaken for the purposes of benefiting a species listed as sensitive, threatened, or endangered under ORS 496.171 to 496.192 or the federal Endangered Species Act of 1973 (16 U.S.C. 1531 to 1544), as determined by the listing agency. Contiguous land being either adjacent land or land separated from the land to which a permit is authorized by roads, utility corridors, irrigation ditches or publicly owned rights of way.

Received by OWRD

OCT 31 2023

Salem, OR

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Table 2. Description of Changes to Water Use Permit # G-18168

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 (if applicable)	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 (if applicable)	POD(s) or POA(s) to be used (from Table 1)	Priority Date		
36 S	33 E	33	SE SW	1400		31.25	1-4	2008	POU/POA	36 S	33 E	33	SE SW	1400		29.3	#1	2008		
36 S	33 E	33	SW SE			23.65	1-4	2008	POU/POA	36 S	33 E	33	SW SE			27.1	#1	2008		
37 S	33 E	4	NE NE	200	1	19.65	1-4	2008	POU/POA/	37 S	33 E	4	NE NE	200	1	19.65	#2	2008		
37 S	33 E	4	NW NE		2	27.15	1-4	2008	POU/POA	37 S	33 E	4	NW NE		2	<u>11.6</u> 11.4	<u>#1</u> #2	2008		
37 S	33 E	4	NE NW		3	23.95	1-4	2008	POA	37 S	33 E	4	NE NW		3	26.6	#1	2008		
							1-4													
37 S	33 E	4	SW NE	300		37.1	1-4	2008	POA	37 S	33 E	4	SW NE	300		37.1	#2	2008		
37 S	33 E	4	SE NE			31.25	1-4	2008	POA	37 S	33 E	4	SE NE	100		31.25	#2	2008		
37 S	33 E	4	NE SE			31.25	1-4	2008	POA	37 S	33 E	4	NE SE			31.25	#3	2008		
37 S	33 E	4	NW SE			40.0	1-4	2008	POA	37 S	33 E	4	NW SE			40.0	#3	2008		
37 S	33 E	4	SW SE			40.0	1-4	2008	POA	37 S	33 E	4	SW SE	501		40.0	#3	2008		
37 S	33 E	4	SE SE			31.25	1-4	2008	POA	37 S	33 E	4	SE SE			31.25	#3	2008		
37 S	33 E	9	NE NE			31.25	1-4	2008	POA	37 S	33 E	9	NE NE			31.25	#4	2008		

37 S	33 E	9	NW NE		40.0	1-4	2008	APOA/POA	37 S	33 E	9	NW NE		40.0	#4	2008
37 S	33 E	9	SW NE		40.0	1-4	2008	APOA/POA	37 S	33 E	9	SW NE	400	40.0	#4	2008
37 S	33 E	9	SE NE		31.25	1-4	2008	APOA/POA	37 S	33 E	9	SE NE		31.25	#4	2008
37 S	33 E	9	NE SE		31.25	1-4	2008	APOA/POA	37 S	33 E	9	NE SE		31.25	#5	2008
37 S	33 E	9	NW SE		40.0	1-4	2008	APOA/POA	37 S	33 E	9	NW SE		40.0	#5	2008
37 S	33 E	9	SW SE		40.0	1-4	2008	APOA/POA	37 S	33 E	9	SW SE	401	40.0	#5	2008
37 S	33 E	9	SE SE		31.25	1-4	2008	APOA/POA	37 S	33 E	9	SE SE		31.25	#5	2008
37 S	33 E	10	NW SW		31.25	1-4	37	APOA/POA	37 S	33 E	10	NW SW		31.25	#5	2008
37 S	33 E	10	SW SW		31.25	1-4	2008	APOA/POA	37 S	33 E	10	SW SW		31.25	#5	2008
37 S	33 E	16	NE NW		31.25	6	2008	APOA/POA	37 S	33 E	16	NE NW	701	31.25	#6	2008
37 S	33 E	16	NW NW		31.25	5	2008	APOA/POA	37 S	33 E	16	NW NW		31.25	#6	2008
37 S	33 E	16	SW NW		31.25	6	2008	APOA/POA	37 S	33 E	16	SW NW		31.25	#6	2008
37 S	33 E	16	SE NW		31.25	6	2008	APOA/POA	37 S	33 E	16	SE NW		31.25	#6	2008
TOTAL ACRES					809.0											
															TOTAL ACRES	809.0

Additional remarks: _____.

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OCT 31 2023

Salem, OR

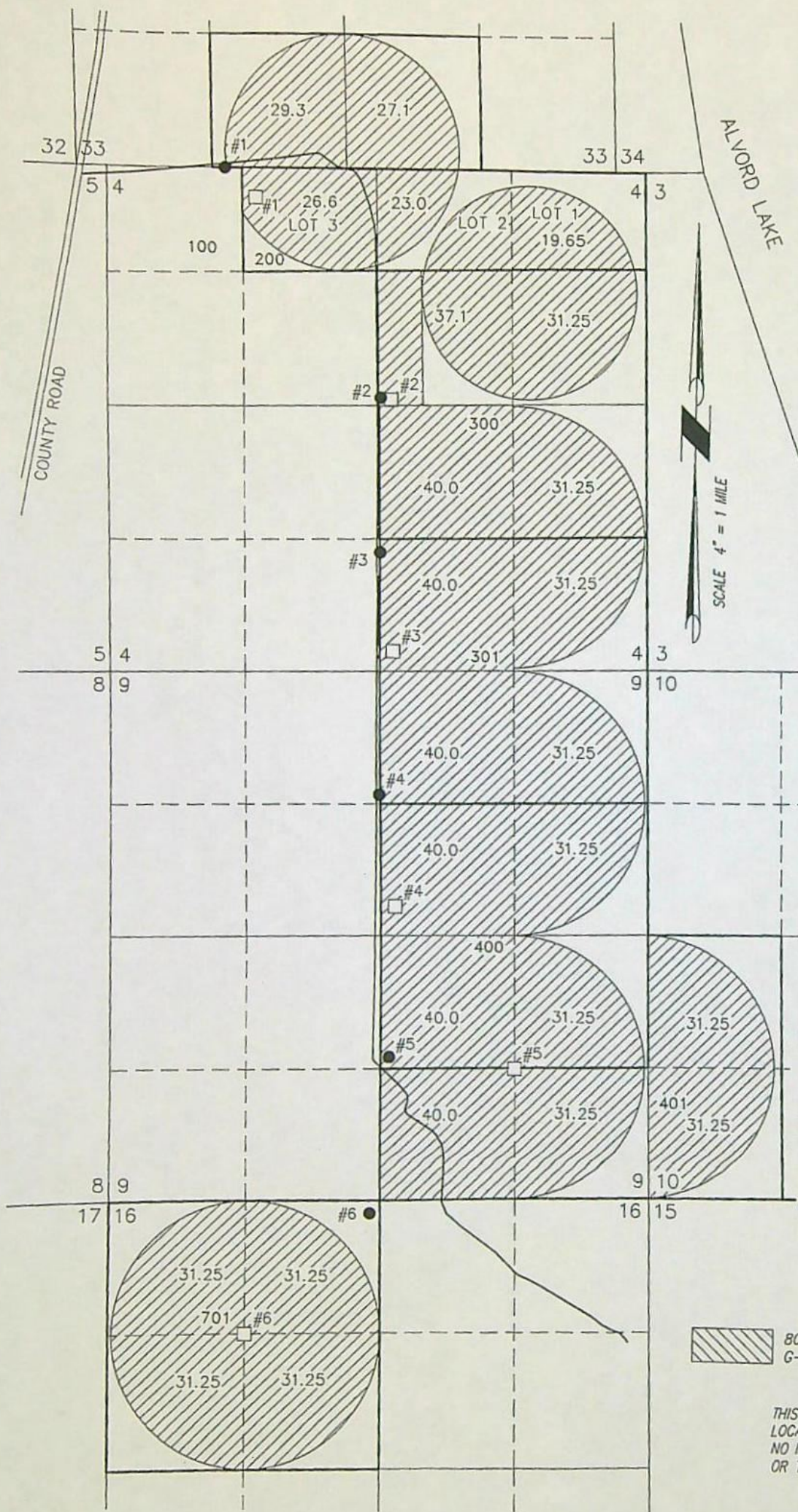
MAP TO ACCOMPANY APPLICATION TO CHANGE PLACE OF USE AND POINTS OF APPROPRIATION ON APPLICATION G-17118 FOR WALDRON FARMS, LLC

TAX LOT 1400
IN SECTION 33, TOWNSHIP 36 SOUTH, RANGE 33 EAST, W.M. AND
TAX LOTS 100, 200, 300, 301, 400, 401, AND 701
IN SECTIONS 4, 9, 10, AND 16, TOWNSHIP 37 SOUTH, RANGE 33 EAST, W.M.
HARNEY COUNTY, OREGON

Received by OWRD

OCT 31 2023

Salem, OR



PROPOSED POAS

- #1 POA 1 (HARN 1766) LOCATED 0 FEET NORTH & 1150 FEET EAST FROM THE NW CORNER SECTION 4.
- #2 POA 2 (HARN 52911) LOCATED 2250 FEET SOUTH & 2670 FEET EAST FROM THE NW CORNER SECTION 4.
- #3 POA 3 (HARN 52912) LOCATED 3790 FEET SOUTH & 2650 FEET EAST FROM THE NW CORNER SECTION 4.
- #4 POA 4 (HARN 50684) LOCATED FEET 4050 NORTH & 2640 FEET WEST FROM THE SE CORNER SECTION 9.
- #5 POA 5 (UNBUILT) LOCATED 1440 FEET NORTH & 2550 FEET WEST FROM THE SE CORNER SECTION 9.
- #6 POA 6 (UNBUILT) LOCATED 130 FEET SOUTH & 2740 FEET WEST FROM THE NE CORNER SECTION 16.

AUTHORIZED POAS

- #1 POA 1 LOCATED 290 FEET SOUTH & 1450 FEET EAST FROM THE NW CORNER SECTION 4.
- #2 POA 2 LOCATED 2270 FEET SOUTH & 2770 FEET EAST FROM THE NW CORNER SECTION 4.
- #3 POA 3 LOCATED 200 FEET NORTH & 2770 FEET EAST FROM THE SW CORNER SECTION 4.
- #4 POA 4 LOCATED FEET 2350 SOUTH & 2780 FEET EAST FROM THE NW CORNER SECTION 9.
- #5 POA 5 LOCATED 1320 FEET NORTH & 3960 FEET EAST FROM THE SW CORNER SECTION 9.
- #6 POA 6 LOCATED 1320 FEET SOUTH & 1320 FEET EAST FROM THE SW CORNER SECTION 9.

809.0 ACRES IR FROM PERMIT
G-18168 FROM POA 1-6, AS SHOWN.

THIS MAP IS FOR THE PURPOSE OF
LOCATING A WATER RIGHT ONLY AND HAS
NO INTENT TO PROVIDE LEGAL DIMENSIONS
OR THE LOCATION OF PROPERTY LINES.

PHILLIPS Stacy H * WRD

From: Scott <Scott@apeands.com>
Sent: Tuesday, October 31, 2023 9:50 AM
To: PHILLIPS Stacy H * WRD
Cc: Neecee
Subject: FW: Revised Map & Table 2 for Application T-13932

Categories: Permit Amendment Stuff

Stacy,

The applicant has let me know the changes are good for them, as noted below. So, we'd like to proceed processing the PA.

Thanks,

Scott

*Scott D. Montgomery, Owner/Principal
All Points Engineering & Surveying, Inc.
541-548-5833*

From: Dale & Amber Waldron <waldronland@gmail.com>
Sent: Tuesday, October 31, 2023 9:39 AM
To: Scott <Scott@apeands.com>
Subject: Re: Revised Map & Table 2 for Application T-13932

Yes, that all looks good. Thank you

On Tue, Oct 31, 2023, 9:16 AM Scott <Scott@apeands.com> wrote:

Good Morning Dale:

I've attached an updated map showing the same place of use with the proposed piping to sprinklers. As we discussed yesterday on the phone, each well will be dedicated to the fields closest, as shown. The corner areas along the access road to the west of the fields would need to be irrigated outside of the pivot circle by hand lines or a swing arm attached to the end of pivots. Alternatively, a main line could be installed along the road with all wells connected for wheel or hand line sprinklers. If you decide to comingle the well water, I need to change how the flow will be assigned to each well.

Please let me know if you want to make any changes.

Thanks,

Scott



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

October 23, 2023

WALDRON FARMS LLC
20680 MIAMI FOLEY RD
BAY CITY, OR 97107-9709

REFERENCE: Permit Amendment Application T-13932

I am the caseworker assigned to Permit Amendment T-13932. During my review of the application, I found deficiencies in the submitted application and map. I have reached out via email to the agent, Scott Montgomery on 3 occasions (August 8, 2023, August 15, 2023, and September 18, 2023) in an effort to satisfy these deficiencies and complete the processing of Permit Amendment T-13932. Unfortunately, all amended materials provided to me by the agent have not been correct and do not satisfy the deficiencies indicated below.

The following deficiencies must be resolved in order for the application to continue processing and be approved:

1. The information provided in Table 1 of the application, specifically the **proposed locations** described for Well 1, Well 3, Well 4, and Well 6, do not accurately reflect the information provided on the application map. In addition, the information describing the locations of the proposed Well 1, Well 3, Well 4, and Well 6 appear to be inaccurate as show below:

Location Descriptions on Revised Table 1 of the application, received April 12, 2023:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
36 S	33 E	WM	33	SE SW	WELL 1 - 0 FEET NORTH AND 1150 FEET EAST FROM THE NW CORNER OF SECTION 4
37 S	33 E	WM	4	SE NW	WELL 3 - 3790 FEET SOUTH AND 2650 FEET EAST FROM THE NW CORNER OF SECTION 4
37 S	33 E	WM	9	NW SE	WELL 4 - 4050 FEET NORTH AND 2640 FEET WEST FROM THE NE CORNER OF SECTION 9
37 S	33 E	WM	16	SW NE	WELL 6 - 130 FEET SOUTH AND 2740 FEET WEST FROM THE NE CORNER OF SECTION 16

Location Descriptions per OWRD mapping tool:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
37 S	33 E	WM	4	NW NW	WELL 1 - 0 FEET NORTH AND 1150 FEET EAST FROM THE NW CORNER OF SECTION 4
37 S	33 E	WM	4	SE SW	WELL 3 - 3790 FEET SOUTH AND 2650 FEET EAST FROM THE NW CORNER OF SECTION 4
37 S	33 E	WM	9	NW NE	WELL 4 - 4050 FEET NORTH AND 2640 FEET WEST FROM THE NE CORNER OF SECTION 9
37 S	33 E	WM	16	NE NW	WELL 6 - 130 FEET SOUTH AND 2740 FEET WEST FROM THE NE CORNER OF SECTION 16

2. Table 1 MUST include **EVERY** existing point of appropriation proposed for transfer and it must clearly and specifically indicate which well is replacing the existing well(s) described by Permit G-18168. For instance, is the proposed Well 1 replacing existing Well 2 or existing Well 1? This information is not included in Table 1 of the application submitted. Because original permit G-18168 divides the total maximum rate and assigns each well a specific amount as seen in the table below, you must indicate which specific well(s) is replacing each specific well authorized on permit G-18168. The paragraph below describes the rate per well for the existing wells authorized under Permit G-18168.

MAXIMUM RATE: 10.11 CUBIC FEET PER SECOND (CFS), NOT TO EXCEED 2.5 CFS FROM WELLS 1, 5, AND 6; 3.0 CFS FROM WELLS 2, 5, AND 6; 2.0 CFS FROM WELLS 3 (HARN 50684), 5, AND 6; 3.3 CFS FROM WELLS 4, 5, AND 6 IN ALVORD LAKE BASIN

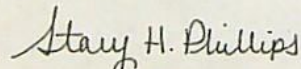
The table below describes the existing wells that are authorized under Permit G-18168.

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
37 S	33 E	WM	4	SW NE	WELL 2 - 2270 FEET SOUTH AND 2770 FEET EAST FROM THE NW CORNER OF SECTION 4
37 S	33 E	WM	4	NE NW	WELL 1 - 290 FEET SOUTH AND 1450 FEET EAST FROM THE NW CORNER OF SECTION 4
37 S	33 E	WM	4	SW SE	WELL 3 (HARN 50684) - 200 FEET NORTH AND 2770 FEET EAST FROM THE SW CORNER OF SECTION 4
37 S	33 E	WM	9	SW NE	WELL 4 - 2350 FEET SOUTH AND 2780 FEET EAST FROM THE NW CORNER OF SECTION 9
37 S	33 E	WM	9	NW SE	WELL 5 - 1320 FEET NORTH AND 3960 FEET EAST FROM THE SW CORNER OF SECTION 9
37 S	33 E	WM	16	NW NW	WELL 6 - 1320 FEET SOUTH AND 1320 FEET EAST FROM THE SW CORNER OF SECTION 9

If the Department does not receive the above requested amended Table 1 and amended map matching Table 1 by November 23, 2023, a final order will be issued denying the application as incomplete.

Please do not hesitate to contact me at Stacy.H.Phillips@water.oregon.gov, if I may be of assistance.

Sincerely,



Stacy H. Phillips
Permit Amendment Specialist
Transfer and Conservation Section

cc: Transfer Application file T-13932
Donald Swindlehurst, District 10 Watermaster (via email)
Scott Montgomery, Agent (via email)

PHILLIPS Stacy H * WRD

From: PHILLIPS Stacy H * WRD
Sent: Tuesday, August 15, 2023 11:53 AM
To: 'Scott'
Cc: Neecee
Subject: RE: T-13932 POA Location Deficiencies

Good Morning Scott,

I appreciate the quick response regarding these changes. Unfortunately, I think we are both getting confused by what is needed to move forward. I apologize if I've caused any confusion for you. Further reviewing the submitted documents (both original and revised), the application thus far is not complete. Table 1 does not accurately reflect both the authorized (from) and the proposed (to) well locations for all six wells that are changing location. Which is where I feel a lot of my confusion is coming from. The original permit (G-18168) specifies on the maximum rate, a different rate for each well. And without a complete table 1 showing the authorized and proposed locations, I cannot verify the maximum rate per well accurately.

What I need from you now, is a revised table 1 showing both authorized and proposed POA locations, as well as a map that matches.

Please let me know if you would like to schedule a phone call to go over any questions you might have.

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

From: Scott <Scott@apeands.com>
Sent: Monday, August 14, 2023 1:20 PM
To: PHILLIPS Stacy H * WRD <Stacy.H.PHILLIPS@water.oregon.gov>
Cc: Neecee <Neecee@apeands.com>
Subject: RE: T-13932 POA Location Deficiencies

Stacy,
Please find attached to this email my revisions to Tables 1 and 2 along with the map unchanged.
Thanks,
Scott
Scott D. Montgomery, Owner/Principal
All Points Engineering & Surveying, Inc.
541-548-5833

From: PHILLIPS Stacy H * WRD <Stacy.H.PHILLIPS@water.oregon.gov>
Sent: Tuesday, August 8, 2023 11:00 AM
To: Scott <Scott@apeands.com>
Subject: T-13932 POA Location Deficiencies

Hi Scott,

I am the caseworker assigned to Permit Amendment Application T-13932 for Waldron Farms Inc. During my review of the application, I have come across the following deficiencies which will need to be addressed before a final order can be approved. The deficiencies specifically are inaccuracies in the location description of wells 1, 3, 4, and 6. The application map and the application submitted for transfer must match. The location information provided for wells 1, 3, 4, and 6, do not match the map, nor do the descriptions appear to be accurately described. I believe the well locations were copied from a previous version of the application, however the quarter-quarter locations were not updated when Table 1 was revised and submitted, and neither was the revised map. In order to move forward, you will need to provide the Department with a revised Table 1 with accurate locations for each proposed well location and a map that reflects these locations and matches the revised Table 1, with corrected information to describe wells 1,3,4, and 6. I will set a deadline of **September 8, 2023**, for these deficiencies to be resolved. If we have not received amended application pages and map to satisfy the deficiency, a Final Order may be issued denying the Permit Amendment as incomplete. Please let me know if you have any questions or concerns that I can assist with.

Location Descriptions on Revised Table 1 of the application, received April 12, 2023:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
36 S	33 E	WM	33	SE SW	WELL 1 - 0 FEET NORTH AND 1150 FEET EAST FROM THE NW CORNER OF SECTION 4
37 S	33 E	WM	4	SE NW	WELL 3 - 3790 FEET SOUTH AND 2650 FEET EAST FROM THE NW CORNER OF SECTION 4
37 S	33 E	WM	9	NW SE	WELL 4 - 4050 FEET NORTH AND 2640 FEET WEST FROM THE NE CORNER OF SECTION 9
37 S	33 E	WM	16	SW NE	WELL 6 - 130 FEET SOUTH AND 2740 FEET WEST FROM THE NE CORNER OF SECTION 16

Location Descriptions as reflected when entered into OWRD mapper:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
37 S	33 E	WM	4	NW NW	WELL 1 - 0 FEET NORTH AND 1150 FEET EAST FROM THE NW CORNER OF SECTION 4
37 S	33 E	WM	4	SE SW	WELL 3 - 3790 FEET SOUTH AND 2650 FEET EAST FROM THE NW CORNER OF SECTION 4
37 S	33 E	WM	9	NW NE	WELL 4 - 4050 FEET NORTH AND 2640 FEET WEST FROM THE NE CORNER OF SECTION 9
37 S	33 E	WM	16	NE NW	WELL 6 - 130 FEET SOUTH AND 2740 FEET WEST FROM THE NE CORNER OF SECTION 16

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



PHILLIPS Stacy H * WRD

From: PHILLIPS Stacy H * WRD
Sent: Tuesday, July 25, 2023 9:58 AM
To: scott@apeands.com
Subject: T-13932 APOA Revision

Good Morning Scott,

I'm following up on the phone you just had with Arla Davis (I was next to her listening in on the phone call). The application submitted for T-13932 was originally marked for a change in POU, POA, and APOA. After reviewing the application, it was discovered that the changes are only POU and POA. With your permission, I am going to revise the existing application to reflect only the changes in POU and POA (removing the box checked for APOA). This way you don't need to send in any revised pages.

With all this cleared up, I will be moving forward with drafting the order and superseding permit. Before finalizing everything, I can send you a draft of the superseding permit.

Please let me know if you have any question or concerns.

Thanks,

Stacy H. Phillips

Natural Resource Specialist 2, Permit Amendment Caseworker
725 Summer Street NE, Suite A, Salem, OR 97301
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Integrity | Service | Technical Excellence | Teamwork | Forward-Looking

PHILLIPS Stacy H * WRD

From: Scott <Scott@apeands.com>
Sent: Wednesday, April 12, 2023 9:54 AM
To: PHILLIPS Stacy H * WRD
Cc: Neecee
Subject: Revisions to Permit Amendment T-13932
Attachments: revisions_T13932.pdf

Categories: Permit Amendment Stuff

Good Morning Stacy,

I've made some changes to the map and subsequently to Tables 1 and 2 regarding the location of POA 1 and the location of 0.9 acres POU. If you have any questions or concerns, please let me know.

Thanks,
Scott

*Scott D. Montgomery, Owner/Principal
All Points Engineering & Surveying, Inc.
541-548-5833*

Received by OWRD

APR 12 2023

Part 5 of 5 – Water Use Permit Information

Salem, OR

PERMIT # G-18168

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

POD/POA Name or Number	Is this POD/POA Authorized by the permit 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)
1	☒ Authorized ☐ Proposed	HARN 1766	36 S	33 E	33	SE SW	1400	0' N & 1150' E from NW cor, Sec 4
2	☒ Authorized ☐ Proposed	HARN 52911	37 S	33 E	4	SE NW	300	2250' S & 2670' E from NW cor, Sec 4
3	☒ Authorized ☐ Proposed	HARN 52912	37 S	33 E	4	SE NW	301	3790' S & 2650' E from NW cor, Sec 4
4	☒ Authorized ☐ Proposed	HARN 50684	37 S	33 E	9	NW SE	301	4050' N & 2640' W from SE cor, Sec 9
5	☒ Authorized ☐ Proposed	UNBUILT	37 S	33 E	9	NW SE	400	1440' N & 2550' W from SE cor, Sec 9
6	☒ Authorized ☐ Proposed	UNBUILT	37 S	33 E	16	SW NE	701	130' S & 2740' W from NE cor, Sec 16

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

- ☒ Place of Use (POU) ☒ Point of Appropriation/Well (POA)
☐ Point of Diversion (POD) ☒ ~~Additional Point of Appropriation (APOA)~~ 7-25-23 SP
☐ Additional Point of Diversion (APOD) ☐ Surface water POD to Ground Water POA (SW/GW)

Will all of the proposed changes affect the entire water use permit?

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

For a change in place of use:

Does the permit holder of record own or control the land TO which the place of use is being moved?

☒ Yes ☐ No

If NO, the landowner of the land TO which the place of use is being moved must be assigned to the permit as a permit holder of record by submitting a completed Request for Assignment form and the required statutory fee for an assignment.

Is the proposed place of use contiguous to the authorized place of use? ☒ Yes ☐ No

The permitted place of use can be moved only to lands that are contiguous to the authorized place of use unless the change to non-contiguous lands is in furtherance of mitigation or conservation efforts undertaken for the purposes of benefiting a species listed as sensitive, threatened, or endangered under ORS 496.171 to 496.192 or the federal Endangered Species Act of 1973 (16 U.S.C. 1531 to 1544), as determined by the listing agency. Contiguous land being either adjacent land or land separated from the land to which a permit is authorized by roads, utility corridors, irrigation ditches or publicly owned rights of way.

Table 2. Description of Changes to Water Use Permit # G-18168

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 (if applicable)	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 (if applicable)	POD(s) or POA(s) to be used (from Table 1)	Priority Date	
36 S	33 E	33	SE SW	1400		31.25	1-4	2008	POU/POA/APOA		36 S	33 E	33	SE SW	1400		29.3	1-6	2008	
36 S	33 E	33	SW SE			23.65	1-4	2008	POU/APOA/POA		36 S	33 E	33	SW SE			27.1	1-6	2008	
37 S	33 E	4	NE NE	200	1	19.65	1-4	2008	POU/POA/APOA		37 S	33 E	4	NE NE	200	1	19.65	1-6	2008	
37 S	33 E	4	NW NE		2	27.15	1-4	2008	POU/POA/APOA		37 S	33 E	4	NW NE		2	23.00	1-6	2008	
37 S	33 E	4	NE NW		3	23.95	1-4	2008	APOA/POA		37 S	33 E	4	NE NW		3	26.6	1-6	2008	
37 S	33 E	4	SW NE	300		37.1	1-4	2008	APOA/POA		37 S	33 E	4	SW NE	300		37.1	1-6	2008	
37 S	33 E	4	SE NE			31.25	1-4	2008	APOA/POA		37 S	33 E	4	SE NE	100		31.25	1-6	2008	
37 S	33 E	4	NE SE			31.25	1-4	2008	APOA/POA		37 S	33 E	4	NE SE			31.25	1-6	2008	
37 S	33 E	4	NW SE			40.0	1-4	2008	APOA/POA		37 S	33 E	4	NW SE			40.0	1-6	2008	
37 S	33 E	4	SW SE			40.0	1-4	2008	APOA/POA		37 S	33 E	4	SW SE	501		40.0	1-6	2008	
37 S	33 E	4	SE SE			31.25	1-4	2008	APOA/POA		37 S	33 E	4	SE SE			31.25	1-6	2008	
37 S	33 E	9	NE NE			31.25	1-4	2008	APOA/POA		37 S	33 E	9	NE NE			31.25	1-6	2008	

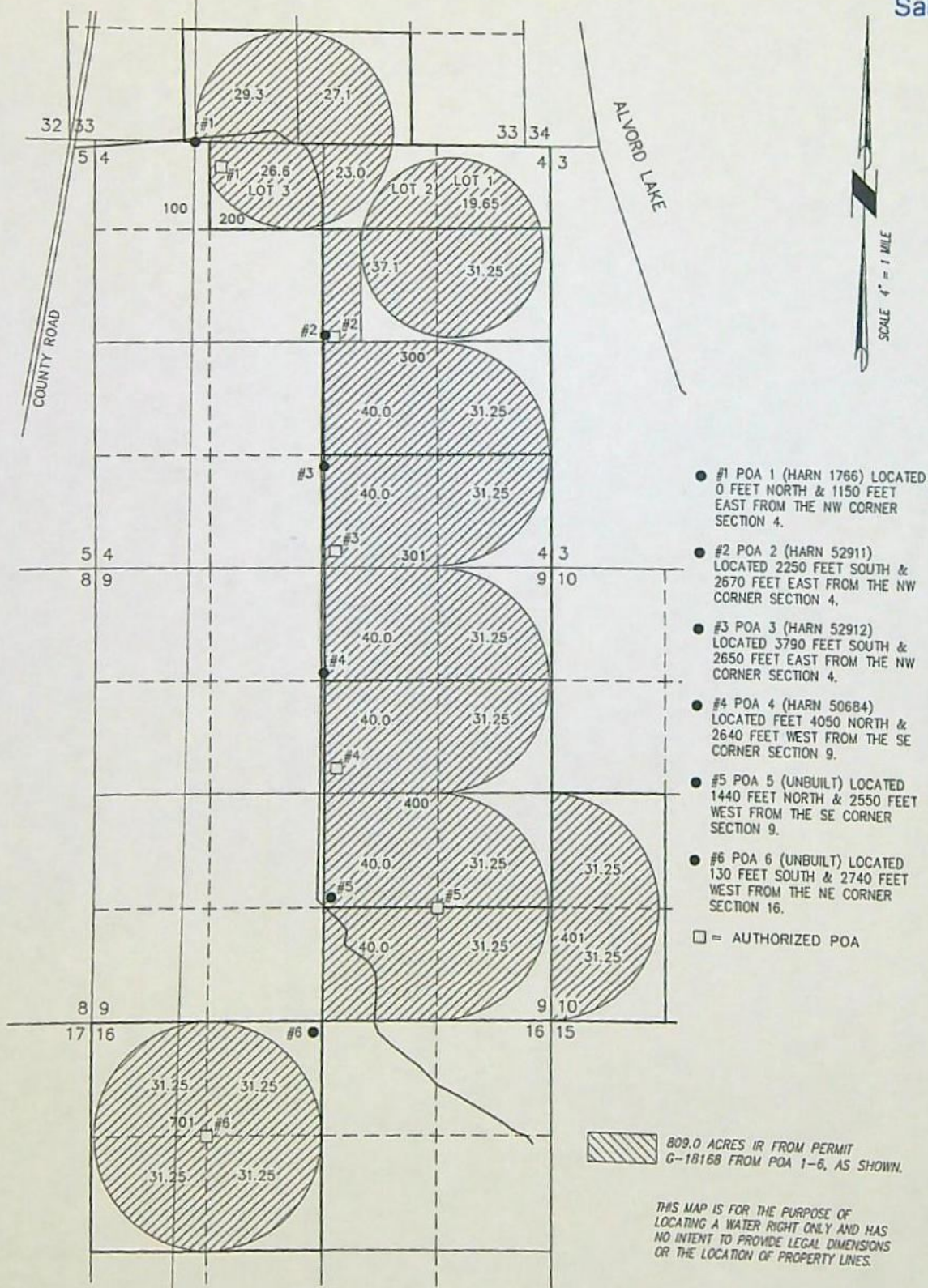
MAP TO ACCOMPANY APPLICATION TO
CHANGE PLACE OF USE AND POINTS OF
APPROPRIATION ON APPLICATION G-17118
FOR WALDRON FARMS, LLC

TAX LOT 1400
IN SECTION 33, TOWNSHIP 36 SOUTH, RANGE 33 EAST, W.M. AND
TAX LOTS 100, 200, 300, 301, 400, 401, AND 701
IN SECTIONS 4, 9, 10, AND 16, TOWNSHIP 37 SOUTH, RANGE 33 EAST, W.M.
HARNEY COUNTY, OREGON

Received by OWRD

APR 12 2023

Salem, OR



**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **137581**

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

INVOICE # _____

RECEIVED FROM: Waldron Farms LLC

BY: _____

CASH: ☐ CHECK: # 10996 OTHER: (IDENTIFY) ☐

APPLICATION	
PERMIT	
TRANSFER	<u>1-13932</u>

TOTAL REC'D \$5,330.00

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

0407 COPY & TAPE FEES \$ _____

0410 RESEARCH FEES \$ _____

0408 MISC REVENUE: (IDENTIFY) \$ _____

TC162 DEPOSIT LIAB. (IDENTIFY) \$ _____

0240 EXTENSION OF TIME \$ _____

WATER RIGHTS:

0201 SURFACE WATER \$ _____

0203 GROUND WATER \$ _____

0205 TRANSFER \$ 5,330.00

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR \$ _____

LANDOWNER'S PERMIT \$ _____

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ _____

0210 MONITORING WELLS \$ _____

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: **137581**

DATE: 2-28-2022 BY: Mindy Carolser

Application for Permit Amendment

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 permit amendment 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

FEB 28 2022

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

OWRD

- ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ Part 2 – Completed 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.
- ☒ Part 4 – Completed Applicant Information and Signature.
- ☒ Part 5 – Information about Permits to be Amended: **Number of permits to be amended: 1**
List the Permits here: G-18168
Please include a separate Part 5 for each permit. (See instructions on page 6)
- ☒ Completed Permit Amendment Application Map (Does not have to be prepared by a Certified Water Right Examiner).
- ☐ ☒ N/A Request for Assignment Form and statutory fee. The request for assignment form has to be completed if the applicant is **not** the permit holder of record and needs to be assigned to the permit; or the landowner of the proposed place of use is **not** the permit holder of record and needs to be assigned to the permit (the Request for Assignment Form is available online at <https://www.oregon.gov/OWRD/Forms/Pages/default.aspx>). Assignment is not needed if the applicant is the permit holder of record.
- ☐ ☒ N/A Affidavit(s) of Consent are required from all permit holder(s) of record if the permit is not assigned to the applicant or other permit holders of record that are not listed as applicants.
- ☒ ☐ 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 feet from the surface water source and more than 1000 feet upstream or downstream from the point of diversion. (ORS 540.531(2) or (3)).

(For Staff Use Only)

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

- ☐ Application fee not enclosed/insufficient ☐ Map not included or incomplete
- ☐ Land Use Form not enclosed or incomplete
- ☐ Additional signature(s) required ☐ Part _____ is incomplete

Other/Explanation _____

Staff: _____ 503- _____ Date: 13932 / 3 / 22

Part 2 of 5 – Permit Amendment Map Checklist

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

Please be sure that the map you submit includes all the items listed below and meets the requirements of OAR 690-380-3100, however, the map does not have to be prepared by a Certified Water Right Examiner. Check all boxes that apply.

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- ☐ ☒ N/A If more than three permits are involved, separate maps for each permit.
- ☒ 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 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 use permit, 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 permit is being changed, a separate hachuring is needed for the portion of the permit left unchanged.
- ☒ ☐ N/A If you are proposing a change in place of use, show the proposed place of use with hachuring that includes separate hachuring for each permit, 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 use 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°).

Part 3 of 5 – Fee Worksheet

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- *Example for Line 5a calculation** to transfer 45.0 acres of Primary Permit S-12345 (total 1.25 cfs for 100 acres) and 45.0 acres of Supplemental Permit S-87654 (1/80 cfs per acre) on the same land:
- For irrigation calculate cfs for each permit involved as follows:
 - Divide total authorized cfs by total acres in the permit (*for S-12345, $1.25 \text{ cfs} \div 100 \text{ ac}$*); then multiply by the number of acres to be changed to get the application cfs (*$\times 45 \text{ ac} = 0.56 \text{ cfs}$*).
 - If the water right permit 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 S-87654, $45.0 \text{ ac} \times 0.0125 \text{ cfs/ac} = 0.56 \text{ cfs}$*)
 - Add cfs for the portions of permits on all the land included in the application; however **do not count cfs for supplemental permits on acreage for which you have already calculated the cfs fee for the primary permit on the same land.** The fee should be assessed only once for each "on the ground" acre included in the application. (*In this example, blank 5a would be only 0.56 cfs, since both permits serve the same 45.0 acres. Blank 5b would be 0 and Line 5 would then also become 0*).

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Waldron Farms LLC		PHONE NO. 503-812-3617	ADDITIONAL CONTACT NO. 503-322-2278
ADDRESS 20680 Miami Foley Rd			FAX NO.
CITY Bay City	STATE OR	ZIP 97107	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.			

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

AGENT/BUSINESS NAME Scott D Montgomery		PHONE NO. 541-548-5833	ADDITIONAL CONTACT NO. 541-420-0401
ADDRESS PO Box 767			FAX NO.
CITY Terrebonne	STATE OR	ZIP 97760	E-MAIL scott@apeands.com
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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Explain in your own words what you propose to accomplish with this permit amendment; and why:
Amending locations of all six wells & part of the place of use to match what has been built.

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

☐ Check this box if this project is fully or partially funded by the American Recovery and Reinvestment Act. (Federal stimulus dollars)

Is the applicant the permit holder of record? ☒ Yes ☐ No

If NO, include either:

- ☐ A completed assignment form (with required statutory assignment fee), assigning all or a portion of the permit to the applicant(s), OR
- ☐ An affidavit of consent from the permit holder(s) of record that gives permission for the applicant to amend the permit.

Has the Completion ("C") Date of the permit(s) in this application expired? ☐ Yes ☒ No

If YES, this application will not be accepted by the Department.

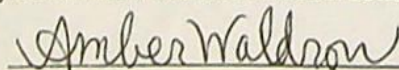
If NO, what are the completion dates of the permit(s)? 10/1/2025

- If the permit completion date expires while the Permit Amendment Application is pending, the Department will not approve the Permit Amendment Application until an Extension of Time Application is approved for the permit.
- You may consider using the Reimbursement Authority process to expedite the processing of this Permit Amendment Application if the completion date of the permit expires within 6 months of the date of filing this application.

By my signature below, I confirm that I understand:

- Prior to Department approval of the permit amendment, 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 permit 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: Burns Herald

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


Applicant Signature

Amber Waldron, Managing Member
Print Name (and Title if applicable)

2-4-2022
Date

Applicant Signature

Print Name (and Title if applicable)

Check one of the following:

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

Check the appropriate box, if applicable:

- ☐ Check here if any of the permits proposed for amendment are or will be located within or served by an irrigation or other water district.

IRRIGATION DISTRICT NAME NA	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME NA	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME Harney County	ADDRESS	
CITY	STATE	ZIP

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

13932

Part 5 of 5 – Water Use Permit Information

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PERMIT # G-18168

OWRD

Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)

(Note: If the POD/POA name is not specified in the permit, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized by the permit 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)
1	☒ Authorized ☐ Proposed	HARN 1766	37 S	33 E	4	SE	NW	200	80' S & 1150' E from NW cor, Sec 4
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Check all type(s) of change(s) proposed below (change "CODES" are provided in parentheses):

- | | |
|---|--|
| ☒ Place of Use (POU) | ☒ Point of Appropriation/Well (POA) |
| ☐ Point of Diversion (POD) | ☒ Additional Point of Appropriation (APOA) |
| ☐ Additional Point of Diversion (APOD) | ☐ Surface water POD to Ground Water POA (SW/GW) |

Will all of the proposed changes affect the entire water use permit?

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

For a change in place of use:

Does the permit holder of record own or control the land TO which the place of use is being moved?

☒ Yes ☐ No

If NO, the landowner of the land TO which the place of use is being moved must be assigned to the permit as a permit holder of record by submitting a completed Request for Assignment form and the required statutory fee for an assignment.

Is the proposed place of use contiguous to the authorized place of use? ☒ Yes ☐ No

The permitted place of use can be moved only to lands that are contiguous to the authorized place of use unless the change to non-contiguous lands is in furtherance of mitigation or conservation efforts undertaken for the purposes of benefiting a species listed as sensitive, threatened, or endangered under ORS 496.171 to 496.192 or the federal Endangered Species Act of 1973 (16 U.S.C. 1531 to 1544), as determined by the listing agency. Contiguous land being either adjacent land or land separated from the land to which a permit is authorized by roads, utility corridors, irrigation ditches or publicly owned rights of way.

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37 S	33 E	4	NW NE		2	27.15	1-4	2008	POU/POA/APOA	37 S	33 E	4	NW NE		2	23.00	1-6	2008		
37 S	33 E	4	NE NW		3	23.95	1-4	2008	APOA/POA	37 S	33 E	4	NE NW		3	26.2	1-6	2008		
									APOA/POA	37 S	33 E	4	NW NW	100	4	0.9	1-6	2008		
37 S	33 E	4	SW NE	300		37.1	1-4	2008	APOA/POA	37 S	33 E	4	SW NE	300		37.1	1-6	2008		
37 S	33 E	4	SE NE			31.25	1-4	2008	APOA/POA	37 S	33 E	4	SE NE	100		31.25	1-6	2008		
37 S	33 E	4	NE SE			31.25	1-4	2008	APOA/POA	37 S	33 E	4	NE SE			31.25	1-6	2008		
37 S	33 E	4	NW SE			40.0	1-4	2008	APOA/POA	37 S	33 E	4	NW SE			40.0	1-6	2008		
37 S	33 E	4	SW SE			40.0	1-4	2008	APOA/POA	37 S	33 E	4	SW SE	301		40.0	1-6	2008		
37 S	33 E	4	SE SE			31.25	1-4	2008	APOA/POA	37 S	33 E	4	SE SE			31.25	1-6	2008		
37 S	33 E	9	NE NE			31.25	1-4	2008	APOA/POA	37 S	33 E	9	NE NE			31.25	1-6	2008		

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

If YES, list the other certificate, permit, or ground water registration numbers: _____

 If the permit(s) are for irrigation or supplemental irrigation use, other water rights existing on the same land for irrigation that are subject to transfer must either change concurrently or be cancelled. Any change to a water right certificate or ground water registration must be filed separately in a water right transfer application or ground water registration modification application, respectively.

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) (interval s)	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
1	See well log									
2	See well log									
3	See well log									
4	See well log									
5	No	NA	200'	16"	+1 to -200	0 to -20	-40 to -200	0'	Clay/Sand	
6	No	NA	200'	16"	+1 to -200	0 to -20	-40 to -200	0'	Clay/Sand	

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FEB 28 2022

OWRD

13932

9809C 10/85

HARN 1766



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

Application for Well ID Number

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APR 22 2019

Do not complete if the well already has a Well Identification Number.

I. OWNER INFORMATION

Current Owner Name (please print): Waldron Farms, LLC

OWRD

Mailing Address: 20680 Miami Foley Rd.

City, State, Zip: Bay City, OR 97107

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Mail Well ID to: ☒ SAME AS ABOVE ☐ In Care Of (C/O)

FEB 28 2022

Name & Address: _____

City, State, Zip: _____

OWRD

II. WELL LOCATION INFORMATION (Please fill out as completely as possible)

Township: 37S (North / South) Range: 33E (East / West) Section: 4 NE 1/4 of the NW 1/4

Tax Lot (usually last 3-5 numbers of Tax Map #): 200 County Harney

GPS Coordinates: Lat: 42.362658, Lng: -118.640045

Street Address of Well, City: 27517 East Steens Rd. Princeton, OR 97721-9549

If the property had a different street address in the past: _____

III. GENERAL WELL INFORMATION (Please fill out as completely as possible, AND attach copy of Well Report, if available)

Use of Well (domestic, irrigation, commercial, industrial, monitoring): Irrigation

Date Well Constructed (or property built): 11-20-1986 Total Well Depth: 171 ft. Casing Diameter: 12 "

Owner at time the well was constructed (if known): Humbolt Land & Livestock Well Report # (if known): Harn 1766

Other Information: Section incorrect on log (9)

SUBMITTED BY (please print): Amber Waldron

PHONE: (503) 322-2278 EMAIL &/or FAX: waldronland@gmail.com

Send application to: Oregon Water Resources Department 725 Summer St NE, Suite A, Salem, Oregon 97301; or fax to (503) 986-0902.
Applications are processed in the order they are received, and Well ID Numbers are mailed within 4-5 business days.

For Official Use Only by the Oregon Water Resources Department:

Received Date:

4-22-19

Well Report Number:

HARN 1766

Well Identification #:

L-134014

Last Update: 5/15/18

Well I.D. Number/2

WCC

13932

HARN 52011

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WELL I.D. LABEL# 132036
START CARD # 217735
ORIGINAL LOG #

(1) LAND OWNER
First Name Allen Owner Well I.D. 02 2020
Last Name Waldron
Company
Address 20680 Miami Foly Rd.
City Bay City State OR Zip 97107

(2) TYPE OF WORK ☒ New Well ☐ Deepening ☐ Conversion
☐ Alteration (complete 2a & 10) ☐ Abandonment (complete 5a)

(2a) PRE-ALTERATION
Dial + From To Gauge Stl Plstc Wld Thrd
Casing: ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐
Material From To Amt sacks/lbs
Seal: ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐

(3) DRILL METHOD
☐ Rotary Air ☐ Rotary Mud ☒ Cable ☐ Auger ☐ Cable Mud
☐ Reverse Rotary ☐ Other

(4) PROPOSED USE ☐ Domestic ☒ Irrigation ☐ Community
☐ Industrial/ Commercial ☐ Livestock ☐ Dewatering
☐ Thermal ☐ Injection ☐ Other

(5) BORE HOLE CONSTRUCTION Special Standard ☐ (Attach copy)
Depth of Completed Well 180 ft.

BORE HOLE SEAL
Dial From To Material From To Amt lbs
20" 0 20 Bentinite 0 20 45 SKS
16" 20 180 Calculated 30 SCS
Calculated

How was seal placed: Method ☐ A ☐ B ☐ C ☐ D ☐ E
☒ Other pour'd dry
Backfill placed from 0 ft. to 180 ft. Material dry
Filter pack from 0 ft. to 180 ft. Material dry Size 20
Explosives used: ☐ Yes Type dry Amount dry

(5a) ABANDONMENT USING UNHYDRATED BENTONITE
Proposed Amount Pounds Actual Amount Pounds

(6) CASING/LINER
Casing Liner Dia + From To Gauge Stl Plstc Wld Thrd
☒ ☐ 16" 2 180 290 ☒ ☐ ☒ ☐
Shoe ☐ Inside ☒ Outside ☐ Other Location of shoe(s) 180'
Temp casing ☐ Yes ☐ No From 0 To 180

(7) PERFORATIONS/SCREENS
Perforations Method Touch Cut
Screens Type Touch Cut Material Touch Cut
Perf/S Dia From To Sem/slot Slot # of Tel/ pipe size
green Liner 16" 100 180 1/4 6 1272

(8) WELL TESTS: Minimum testing time is 1 hour
☐ Pump ☒ Boiler ☐ Air ☐ Flowing Artesian
Yield gal/min 25 gpm Drawdown 2 Drill stem/Pump depth 1 HR
Temperature 72 °F Lab analysis ☐ Yes By 235
Water quality concerns? ☐ Yes (describe below) TDS amount 235
From To Description Amount Units

(9) LOCATION OF WELL (legal description)
County Harnett Twp 37 NS Range 33 EW WM
OWRD SW 1/4 of the NW 1/4 Tax Lot 300
Tax Map Number Lot
Lat " or " DMS or DD
Long " or " DMS or DD
☒ Street address of well ☒ Nearest address

27517 Fields Denio Rd Fields OR

(10) STATIC WATER LEVEL
Date 9-23-20 SWL(psi) 1 + SWL(ft) 1
Existing Well / Pre-Alteration 1
Completed Well 1
Flowing Artesian? ☐ Dry Hole? ☐

WATER BEARING ZONES Depth water was first found 25'
SWL Date From To Est Flow SWL(psi) + SWL(ft)
9-23-20 25' 180' 1500 gpm 1

(11) WELL LOG Ground Elevation
Material From To
TOP SOIL 0 2
Brown clay 2 25
green clay 25 30
Brown clay 30 100
Brown clay w/ gravel 100 180
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OWRD

Date Started 9-21-20 Completed 9-23-20

(unbonded) Water Well Constructor Certification
I certify that the work I performed on the construction, deepening, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.
License Number 1882 Date 9-23-20
Signed B D Wilson

(bonded) Water Well Constructor Certification
I accept responsibility for the construction, deepening, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.
License Number 1882 Date 9-23-20
Signed B D Wilson
Contact Info (optional)

13932

HARN 52912
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WELL I.D. LABEL# 132042
START CARD # 217736
ORIGINAL LOG #

(1) LAND OWNER Allen Owner Well I.D. OCT 02 2020
First Name Allen Last Name Woldron

Company
Address 20680 Miami Ford Rd OWRD
City Bay City State OR Zip 97107

(2) TYPE OF WORK ☒ New Well ☐ Deepening ☐ Conversion
☐ Alteration (complete 2a & 10) ☐ Abandonment (complete 5a)

(2a) PRE-ALTERATION

Casing: Dia. + From To Gauge Stil Plstc Wld Thrd
Material From To Amt sacks/lbs
Seal: Dia. + From To Gauge Stil Plstc Wld Thrd

(3) DRILL METHOD

☐ Rotary Air ☐ Rotary Mud ☒ Cable ☐ Auger ☐ Cable Mud
☐ Reverse Rotary ☐ Other

(4) PROPOSED USE

☐ Domestic ☒ Irrigation ☐ Community
☐ Industrial/ Commercial ☐ Livestock ☐ Dewatering
☐ Thermal ☐ Injection ☐ Other

(5) BORE HOLE CONSTRUCTION

Depth of Completed Well 200 ft. Special Standard ☐ (Attach copy)

BORE HOLE SEAL
Dia. From To Material From To Amt sacks/lbs
20" 0 50 Bentonite 0 50 125 Sks
16" 50 200 65 Sks
Calculated

How was seal placed: Method ☐ A ☐ B ☐ C ☐ D ☐ E
☒ Other pouring Dry

Backfill placed from ft. to ft. Material

Filter pack from ft. to ft. Material Size

Explosives used: ☐ Yes Type Amount

(5a) ABANDONMENT USING UNHYDRATED BENTONITE

Proposed Amount Pounds Actual Amount Pounds

(6) CASING/LINER

Casing Liner Dia. + From To Gauge Stil Plstc Wld Thrd
☒ ☐ 16" 2 200 280 ☒ ☐ ☐ ☐ ☐ ☐
Shoe ☐ Inside ☒ Outside ☐ Other Location of shoe(s) 200'
Temp casing ☐ Yes Dia. From To

(7) PERFORATIONS/SCREENS

Perforations Method Touch cut
Screens Type Material
Perf/S Dia. From To Screen/slot Slot # of Tel/ green Liner Dia. From To width length slots pipe size
16" 160 200 1/4" 6" 1380

(8) WELL TESTS: Minimum testing time is 1 hour

☐ Pump ☒ Bailer ☐ Air ☐ Flowing Artesian
Yield gal/min 25 gpm Drawdown 0 Drill stem/Pump depth Duration (hr) 1 Hr.

Temperature 71 °F Lab analysis ☐ Yes By

Water quality concerns? ☐ Yes (describe below) TDS amount 22.5
From To Description Amount Units

(9) LOCATION OF WELL (legal description)

County Harney Twp 37 NS Range 33 E W M
Sec 4 SW 1/4 of the NW 1/4 Tax Lot 301
Tax Map Number Lot
Lat " or DMS or DD
Long " or DMS or DD
☒ Street address of well ☒ Nearest address

(10) STATIC WATER LEVEL

Date SWL (psi) + SWL (ft)
Existing Well / Pre-Alteration
Completed Well 9-27-20 1 ft
Flowing Artesian? ☐ Dry Hole? ☐

WATER BEARING ZONES

Depth water was first found 25 ft
SWL Date From To Est Flow SWL (psi) + SWL (ft)
9-27-20 25 ft 200" 1500 gpm 1 ft

(11) WELL LOG

Ground Elevation
Material From To
TOP SOIL 0 3
Brown clay 3 20
Green clay 20 30
Brown clay 30 100
Brown clay w/ gravel 100 200

Date Started 9-24-20 Completed 9-27-20

(unbonded) Water Well Constructor Certification

I certify that the work I performed on the construction, deepening, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.

License Number Date

Signed

(bonded) Water Well Constructor Certification

I accept responsibility for the construction, deepening, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.

License Number 1882 Date 9-27-20

Signed B. P. Smith

Contact Info (optional)

13932

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HARN 50684 FEB 28 2022

HARN

50684

OWRD

LAST!

Repl:

STATE OF OREGON
WATER SUPPLY WELL REPORT
(as required by ORS 537.765)

WELL I.D. # L-137258 L-134015
START CARD # 127204

Instructions for completing this report are on the last page of this form.

(1) OWNER: Well Number _____
Name Norm Bundgard
Address HC 77 Box 86
City Princeton State OR Zip 97721

(2) TYPE OF WORK Replacement
☒ New Well ☐ Deepening ☐ Alteration (repair/recondition) ☐ Abandonment

(3) DRILL METHOD:
☐ Rotary Air ☒ Rotary Mud ☐ Cable ☐ Auger
☐ Other _____

(4) PROPOSED USE:
☐ Domestic ☐ Community ☐ Industrial ☒ Irrigation
☐ Thermal ☐ Injection ☐ Livestock ☐ Other _____

(5) BORE HOLE CONSTRUCTION:
Special Construction approval ☐ Yes ☐ No Depth of Completed Well 200 ft.
Explosives used ☐ Yes ☒ No Type _____ Amount _____

HOLE SEAL
Diameter From To Material From To Sacks or pounds
15" 0 200 Neat cement 0 30 21 Sacks

How was seal placed: Method ☐ A ☐ B ☐ C ☐ D ☐ E
☐ Other Trimmed
Backfill placed from _____ ft. to _____ ft. Material _____
Gravel placed from 30 ft. to 200 ft. Size of gravel 1/8 x 1/2

(6) CASING/LINER:
Diameter From To Gauge Steel Plastic Welded Threaded
Casing: 10 3/4 +1 200 1/2" ☒ ☐ ☐ ☐
Liner: _____ ☐ ☐ ☐ ☐

Final location of shoe(s) _____

(7) PERFORATIONS/SCREENS:
☒ Perforations Method Saw Cut
☐ Screens Type Mill Slot Material Steel
From To Slot size Number Diameter Tele/pipe size Casing Liner
40 200 .100 DR 10 3/4" ☒ ☐

(8) WELL TESTS: Minimum testing time is 1 hour

☐ Pump ☐ Bailer ☒ Air ☐ Flowing
Yield gal/min Drawdown Drill stem at Time
600 _____ 200 1 hr.

Temperature of water 76° Depth Artesian Flow Found _____
Was a water analysis done? ☐ Yes By whom _____
Did any strata contain water not suitable for intended use? ☐ Too little
☐ Salty ☐ Muddy ☐ Odor ☐ Colored ☐ Other _____
Depth of strata: _____

(9) LOCATION OF WELL by legal description:
County Harney Latitude _____ Longitude _____
Township 37 S N or S Range 33 E E or W. WM.
Section 9 NW 1/4 NE 1/4
Tax Lot 300 Lot _____ Block _____ Subdivision _____
Street Address of Well (or nearest address) 27517 Alvord Rd.
Fields, OR 97721

(10) STATIC WATER LEVEL:
20' ft. below land surface. Date 5/29/01
Artesian pressure _____ lb. per square inch. Date _____

(11) WATER BEARING ZONES:
Depth at which water was first found 35

From	To	Estimated Flow Rate	SWL
35	200	600	20

(12) WELL LOG:
Ground Elevation _____

Material	From	To	SWL
Clay	0	15	
Sand & clay	15	23	
Clay w/pea gravel	23	25	
Clay	25	35	
Volcanic sand	35	50	
Volcanic sand & brown clay	50	60	
Clay w/sand layers	60	170	
Sand & pea gravel	170	180	
Clay & sand layers	180	200	

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JUN 18 2001

AUG 02 2001

WATER RESOURCES DEPT.
SALEM, OREGONWATER RESOURCES DEPT.
SALEM, OREGON

Date started 5/28/01 Completed 5/29/01

(unbonded) Water Well Constructor Certification:

I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.

WWC Number _____
Signed _____ Date _____

(bonded) Water Well Constructor Certification:

I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.

WWC Number 1598
Signed R. W. W. Date _____

ORIGINAL - WATER RESOURCES DEPARTMENT FIRST COPY - CONSTRUCTOR SECOND COPY - CUSTOMER

13932

HARN 50684



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

Application for
Well ID Number

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APR 24 2019

Do not complete if the well already has a Well Identification Number.

I. OWNER INFORMATION

Current Owner Name (please print): Waldron Farms, LLC

OWRD

Mailing Address: 20680 Miami Foley Rd.

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City, State, Zip: Bay City, OR 97107

Mail Well ID to: ☒ SAME AS ABOVE

☐ In Care Of (C/O)

FEB 28 2022

Name & Address: _____

OWRD

City, State, Zip: _____

II. WELL LOCATION INFORMATION (Please fill out as completely as possible)

Township: 37S (North / South) Range: 33E (East / West) Section: 9 SW 1/4 of the NE 1/4

Tax Lot (usually last 3-5 numbers of Tax Map #): 400 County Harney

GPS Coordinates: 42.345802 deg N & 118.634734 deg W

Street Address of Well, City: 27517 East Steens Rd. Princeton, OR 97721-9549

If the property had a different street address in the past: 27517 Alvord Rd. Fields, OR 97721

III. GENERAL WELL INFORMATION (Please fill out as completely as possible, AND attach copy of Well Report, if available)

Use of Well (domestic, irrigation, commercial, industrial, monitoring): Irrigation

Date Well Constructed (or property built): 5-29-2001 Total Well Depth: 200 ft. Casing Diameter: 10.75"

Owner at time the well was constructed (if known): Norm Bundgard Well Report # (if known): HARN 50684

Other Information: Tag L 37258 has been lost and WE need a new tag.

SUBMITTED BY (please print): Amber Waldron

PHONE: (503)322-2278

EMAIL &/or FAX: waldronland@gmail.com

Send application to: Oregon Water Resources Department 725 Summer St NE, Suite A, Salem, Oregon 97301; or fax to (503) 986-0902.
Applications are processed in the order they are received, and Well ID Numbers are mailed within 4-5 business days.

For Official Use Only by the Oregon Water Resources Department:

Received Date:

4-24-19

Well Report Number:

HARN 50684

Well Identification #:

L-134015

Last Update: 5/15/18

Well I.D. Number/2

13932

WCC

Land Use Information Form



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

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FEB 28 2022

Applicant(s): Waldron Farms LLC

Mailing Address: 20680 Miami Foley Rd

City: Bay City

State: OR

Zip Code: 97107

Daytime Phone: 503-812-3617 **OWRD**

A. Land and Location

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

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
<u>36S</u>	<u>33E</u>	<u>33</u>	<u>SE SW</u>	<u>1400</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☒ Used	<u>IR</u>
<u>36S</u>	<u>33E</u>	<u>33</u>	<u>SW SE</u>	_____	<u>EFU</u>	☐ Diverted	☐ Conveyed	☒ Used	<u>IR</u>
<u>37S</u>	<u>33E</u>	<u>4</u>	<u>NE NE</u>	<u>200</u>	<u>EFU</u>	☐ Diverted	☐ Conveyed	☒ Used	<u>IR</u>
<u>37S</u>	<u>33E</u>	<u>4</u>	<u>NW NE</u>	_____	<u>EFU</u>	☐ Diverted	☐ Conveyed	☒ Used	<u>IR</u>
<u>37S</u>	<u>33E</u>	<u>4</u>	<u>NE NW</u>	_____	<u>EFU</u>	☐ Diverted	☒ Conveyed	☒ Used	<u>IR</u>
<u>37S</u>	<u>33E</u>	<u>4</u>	<u>NW NW</u>	<u>100</u>	<u>EFU</u>	☒ Diverted	☒ Conveyed	☒ Used	<u>IR</u>
<u>37S</u>	<u>33E</u>	<u>4</u>	<u>SW NE</u>	<u>300</u>	<u>EFU</u>	☒ Diverted	☒ Conveyed	☒ Used	<u>IR</u>
<u>37S</u>	<u>33E</u>	<u>4</u>	<u>SE NE</u>	_____	<u>EFU</u>	☐ Diverted	☒ Conveyed	☒ Used	<u>IR</u>
<u>37S</u>	<u>33E</u>	<u>4</u>	<u>NE SE</u>	_____	<u>EFU</u>	☐ Diverted	☐ Conveyed	☒ Used	<u>IR</u>
<u>37S</u>	<u>33E</u>	<u>4</u>	<u>NW SE</u>	_____	<u>EFU</u>	☐ Diverted	☒ Conveyed	☒ Used	<u>IR</u>
<u>37S</u>	<u>33E</u>	<u>4</u>	<u>SW SE</u>	<u>501</u>	<u>EFU</u>	☒ Diverted	☒ Conveyed	☒ Used	<u>IR</u>
<u>37S</u>	<u>33E</u>	<u>4</u>	<u>SE SE</u>	_____	<u>EFU</u>	☐ Diverted	☐ Conveyed	☒ Used	<u>IR</u>
<u>37S</u>	<u>33E</u>	<u>9</u>	<u>NE NE</u>	_____	<u>EFU</u>	☐ Diverted	☐ Conveyed	☒ Used	<u>IR</u>
<u>37S</u>	<u>33E</u>	<u>9</u>	<u>NW NE</u>	_____	<u>EFU</u>	☒ Diverted	☒ Conveyed	☒ Used	<u>IR</u>
<u>37S</u>	<u>33E</u>	<u>9</u>	<u>SW NE</u>	<u>400</u>	<u>EFU</u>	☐ Diverted	☐ Conveyed	☒ Used	<u>IR</u>
<u>37S</u>	<u>33E</u>	<u>9</u>	<u>SE NE</u>	_____	<u>EFU</u>	☐ Diverted	☐ Conveyed	☒ Used	<u>IR</u>
<u>37S</u>	<u>33E</u>	<u>9</u>	<u>NE SE</u>	_____	<u>EFU</u>	☐ Diverted	☐ Conveyed	☒ Used	<u>IR</u>
<u>37S</u>	<u>33E</u>	<u>9</u>	<u>NW SE</u>	_____	<u>EFU</u>	☒ Diverted	☒ Conveyed	☒ Used	<u>IR</u>
<u>37S</u>	<u>33E</u>	<u>9</u>	<u>SW SE</u>	<u>401</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☒ Used	<u>IR</u>
<u>37S</u>	<u>33E</u>	<u>9</u>	<u>SE SE</u>	_____	<u>EFU</u>	☐ Diverted	☒ Conveyed	☒ Used	<u>IR</u>
<u>37S</u>	<u>33E</u>	<u>10</u>	<u>NW SW</u>	_____	<u>EFU</u>	☐ Diverted	☐ Conveyed	☒ Used	<u>IR</u>
<u>37S</u>	<u>33E</u>	<u>10</u>	<u>SW SW</u>	_____	<u>EFU</u>	☐ Diverted	☐ Conveyed	☒ Used	<u>IR</u>
<u>37S</u>	<u>33E</u>	<u>16</u>	<u>NE NW</u>	<u>701</u>	<u>EFU</u>	☒ Diverted	☒ Conveyed	☒ Used	<u>IR</u>
<u>37S</u>	<u>33E</u>	<u>16</u>	<u>NW NW</u>	_____	<u>EFU</u>	☐ Diverted	☐ Conveyed	☒ Used	<u>IR</u>
<u>37S</u>	<u>33E</u>	<u>16</u>	<u>SW NW</u>	_____	<u>EFU</u>	☐ Diverted	☐ Conveyed	☒ Used	<u>IR</u>

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For Local Government Use Only

OWRD

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

Please check the appropriate box below and provide the requested information

- ☒ Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): Hc20 3.01/EPW-1
- ☐ Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) If approvals have been obtained but all appeal periods have not ended, check "Being pursued."

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

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

Name: Brandon McMillan Title: Planning Director

Signature: [Signature] Phone: (541) 573-4655 Date: 2/22/22

Government Entity: Harnett County

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

Receipt for Request for Land Use Information

Applicant name: _____

City or County: _____ Staff contact: _____

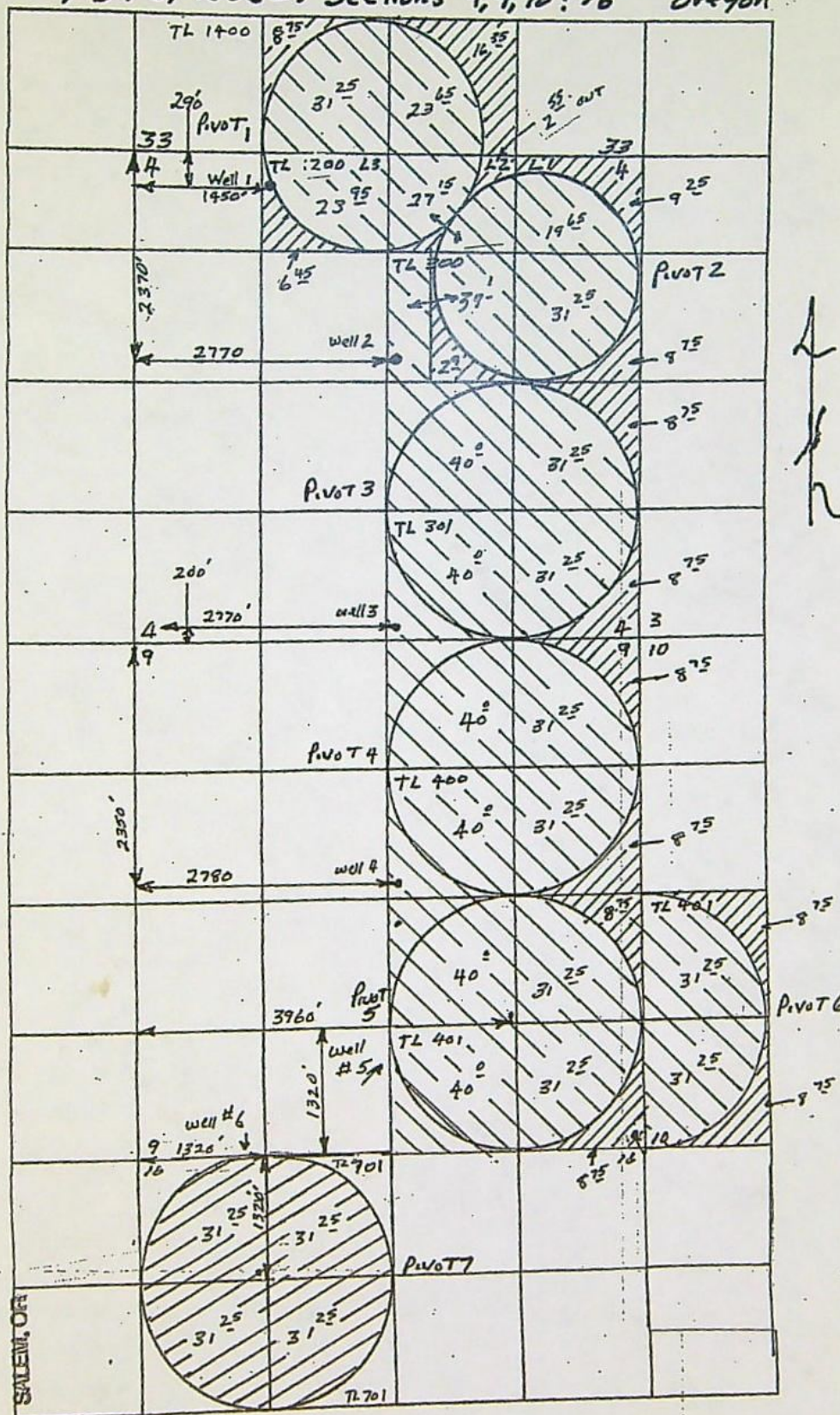
Signature: _____ Phone: _____ Date: _____

T36S, R33E, Section 33

T37S, R33E, Sections 4, 9, 10 & 16

HARNEY CO.

OREGON



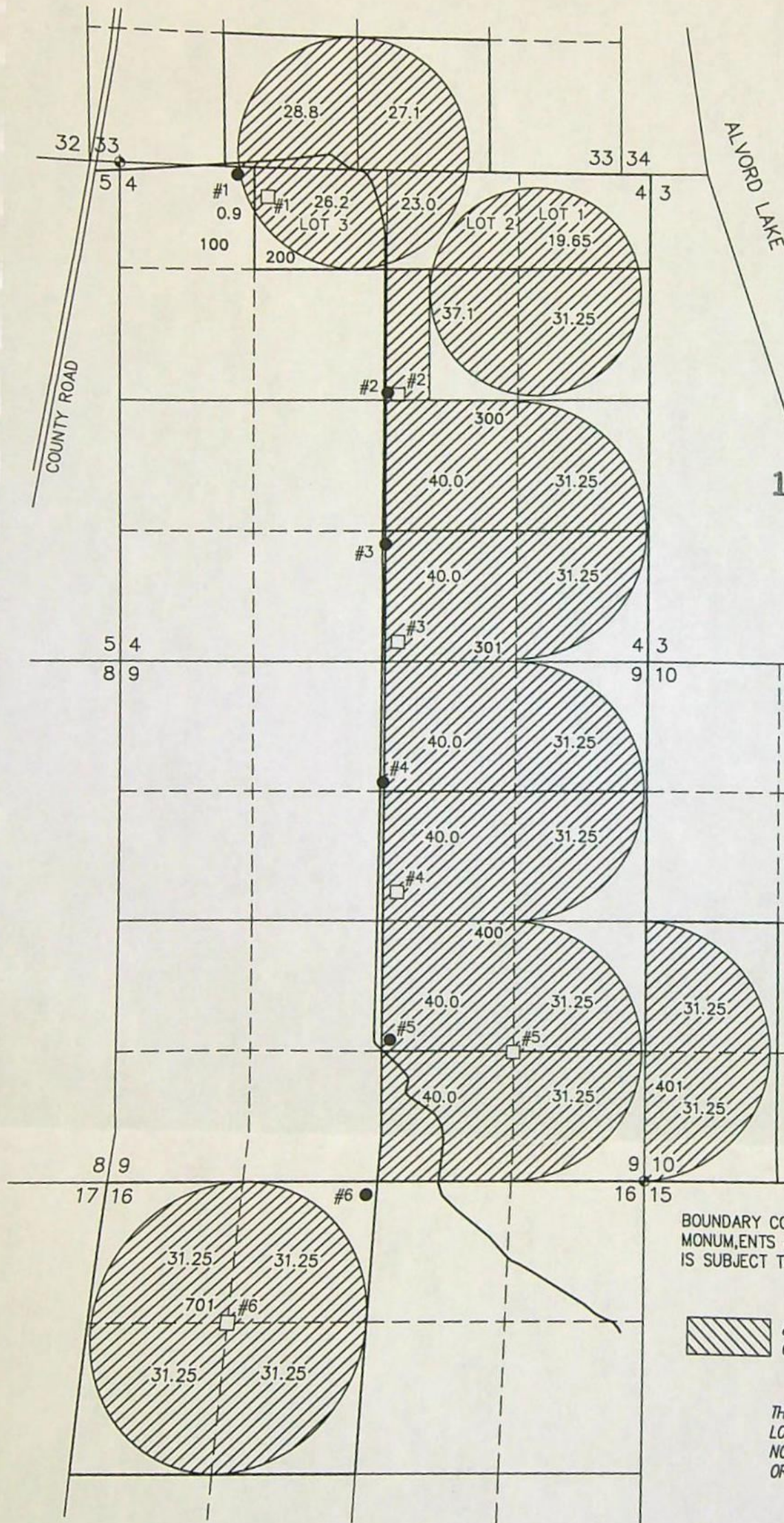
MAP TO ACCOMPANY APPLICATION TO CHANGE PLACE OF USE AND POINTS OF APPROPRIATION ON APPLICATION G-17118 FOR WALDRON FARMS, LLC

TAX LOT 1400
IN SECTION 33, TOWNSHIP 36 SOUTH, RANGE 33 EAST, W.M. AND
TAX LOTS 100, 200, 300, 301, 400, 401, AND 701
IN SECTIONS 4, 9, 10, AND 16, TOWNSHIP 37 SOUTH, RANGE 33 EAST, W.M.
HARNEY COUNTY, OREGON

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- #1 POA 1 (HARN 1766) LOCATED 80 FEET SOUTH & 1150 FEET EAST FROM THE NW CORNER SECTION 4.
- #2 POA 2 (HARN 52911) LOCATED 2250 FEET SOUTH & 2670 FEET EAST FROM THE NW CORNER SECTION 4.
- #3 POA 3 (HARN 52912) LOCATED 3790 FEET SOUTH & 2650 FEET EAST FROM THE NW CORNER SECTION 4.
- #4 POA 4 (HARN 50684) LOCATED FEET 4050 NORTH & 2640 FEET WEST FROM THE SE CORNER SECTION 9.
- #5 POA 5 (UNBUILT) LOCATED 1440 FEET NORTH & 2550 FEET WEST FROM THE SE CORNER SECTION 9.
- #6 POA 6 (UNBUILT) LOCATED 130 FEET SOUTH & 2740 FEET WEST FROM THE NE CORNER SECTION 16.

□ = AUTHORIZED POA

● = SURVEY MONUMENT

BOUNDARY CONFLICT EXISTS BETWEEN SURVEY MONUMENTS & LINES OF OCCUPATION. THIS MAP IS SUBJECT TO CHANGE.

 809.0 ACRES IR FROM PERMIT G-18168 FROM POA 1-6, AS SHOWN.

THIS MAP IS FOR THE PURPOSE OF LOCATING A WATER RIGHT ONLY AND HAS NO INTENT TO PROVIDE LEGAL DIMENSIONS OR THE LOCATION OF PROPERTY LINES.



Oregon

Kate Brown, Governor

Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

March 8, 2022

WALDRON FARMS LLC
20680 MIAMI FOLEY RD
BAY CITY, OR 97107-9709

Reference: Application T-13932

On February 28, 2022, OWRD received your water right Permit Amendment Application. The application was accompanied by \$5330.00. Our receipt number 137581 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 in the new place of use or from the new point of diversion/appropriation until a final order approving the application has been issued by the Department.

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.

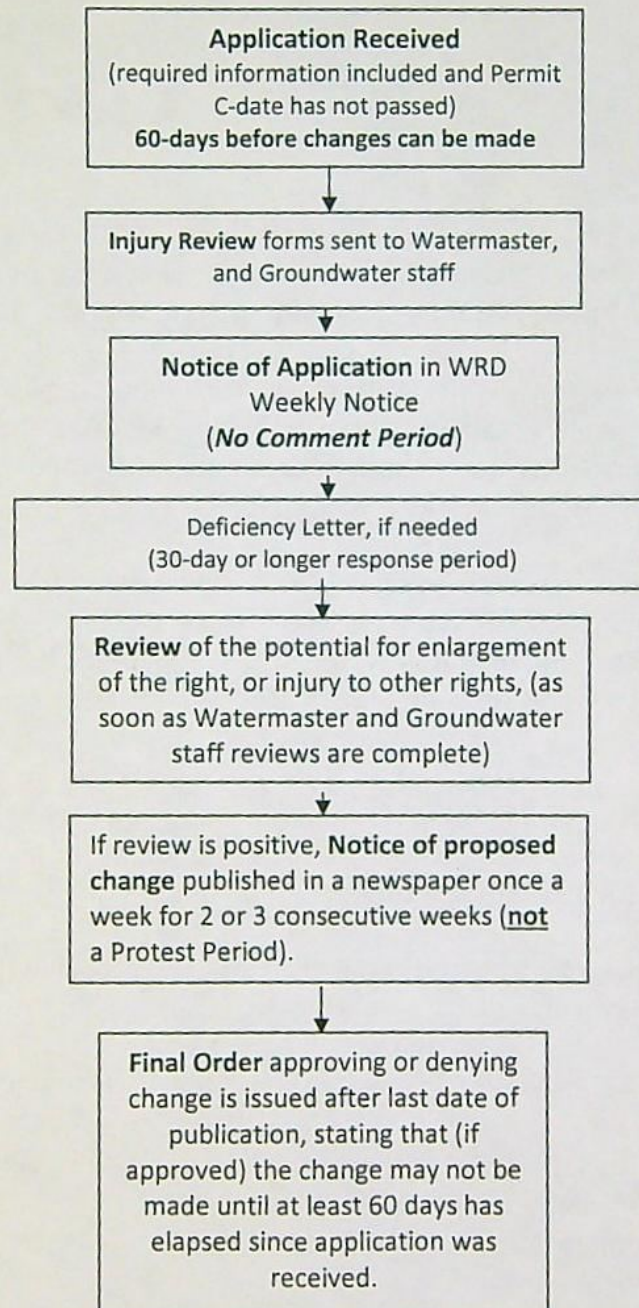
Cc: Watermaster Dist. #10, J R. Johnson (via email)
Harney County Planning
Scott D. Montgomery, Agent

Enclosure

Permit Amendment Process

ORS 537.211

Changes: POD/POA, Place of Use





ALL POINTS
ENGINEERING & SURVEYING, INC.
P.O. Box 767 (CRR)
Terrebonne, Oregon 97760

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FEB 28 2022

OWRD

TRANSMITTAL

To: Oregon Water Resources Dept
725 Summer St NE, Suite A
Salem, OR 97301-1266

Date: 02/22/2022
Attention: Transfers
RE: Permit Amendment

☒ Prints ☐ Plans ☐ Plat ☐ Specifications.

Attached is the Permit Amendment for G-18168 for Waldron Farms LLC.

If you have any questions, please don't hesitate to call or email me.

Copies	No.	Description
1	1	Application for Permit Amendment (9 pages letter bond)
1	2	Permit Amendment map (1 page letter bond)
1	3	Well logs (7 pages letter bond) <i>legal</i>
1	4	Check for \$5330.00
1	5	Land Use Fm (2 pages letter bond)

Signed: _____

Permit Amendment Application Checklist

Checked by Joan

Date 3/2/2022

App # G-17118

Permit # G-18168

prev - (T-12783)

T-13932

Permit Amendments are authorized for changes in

POD/POA, APOD/APOA, or POU.

POA/APOA/POU AS

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

Ext 10/1/2025

- ☒ 1. Is the name of the Permit Amendment applicant the same as the Water Right Permit holder(s) of record?

If not, one of the following must be included with the application:

- ___ a) An affidavit of consent from all Permit holder(s) or the other Permit holders that have not signed the Permit Amendment application form, consenting to the proposed Permit Amendment application; OR,
- ___ b) A completed Request for Assignment form (and statutory fee) to move all (or portion) of the permit into the Permit Amendment applicant's name.

If not, what is missing? _____

- ☒ 2. Page 1 of application: Are all attachments that have been checked actually included?

If not, what is missing? _____

- ☒ 3. Are fees included and correct? Fee Paid: \$5,330.00

If not, the correct fee would be: _____, so the amount missing is: _____

- ☒ 4. 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? _____

- ☒ 5. Are the Permit completion date(s) current? 10/1/2025

If the Permit completion date has expired, we **CANNOT** accept the application.

- ☒ 6. If all #1-#5 boxes on this checklist are checked (with no remaining deficiencies identified), accept the application. Put this check sheet in the transfer folder.

If #1, #2, #3, #4 or #5 on this checklist is deficient, the application **CANNOT** be accepted.

It should be returned and the deficiencies listed in the "staff" section at the bottom of Application Page 1, unless the applicant or agent can resolve the deficiencies within 2-3 days.