

GR MOD

Name Vanderahne Orchards LLC

Address 56219 Murracci Rd
Warren Or 97143

Change in POA

Date Filed 3/21/2022

Initial notice date 3/15/2022

DPD issued date 3/24/2023

PD issued date 5/3/2023

PD notice date 5/9/2023

Date of FO 6/28/2023 Vol 178 Page 56571

C-Date _____

COBU due date _____

COBU Received date _____

Certificate issued _____

DESCRIPTION OF WATER RIGHT(S)

Name of Stream well

Trib. of Middle Branch mud creek

Use Irrigation County Umatilla

Quantity of water (CFS) _____ No. of Acres _____

Name of ditch _____

App# GR 2808 Per # GR 2650 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 #
3-2-2022	\$1250. ⁰⁰	137597

FEES REFUNDED		
Date	Amount	Receipt #

Assignments: _____

Irrigation District WW river Irrigation district

Agent _____

CWRE _____

CC's list Umatilla 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

www.oregon.gov/owrd

June 28, 2023

VON DERAHE ORCHARDS LLC
56219 MARACCI RD
WARREN, OR 97053

REFERENCE: Groundwater Registration Modification Application T-13937

Enclosed is a copy of the final order approving recognition of your Groundwater Registration Modification application.

If you have any questions related to the approval of this application, you may contact your caseworker, Corey COURCHANE, by telephone at (503) 979-3511 or by e-mail at Corey.A.COURCHANE@water.oregon.gov

Sincerely,

Flor Pena
Water Right Services Support
Transfers and Conservation Section

cc: Greg Silbernagel, Watermaster Dist. # 23 (via email)
TRANSFER AGENT UNAVAILABLE, Agent
Landowners (other or receiving)
Irrigation Districts: Walla Walla River Irrigation District
Umatilla County

Enclosure

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Groundwater	)	FINAL ORDER APPROVING RECOGNITION
Registration Modification Application	)	OF A MODIFICATION IN POINT OF
T-13937, Umatilla County	)	APPROPRIATION

Authority

Oregon Revised Statutes (ORS) 537.610, 537.705 and 540.505 to 540.580 establish the process in which the holder of a certificate of registration may submit a request for recognition of modifications to the place of use, character of use or point of appropriation under a groundwater certificate of registration.

Oregon Administrative Rules (OAR) Chapter 690, Divisions 382 and 380 implement the statutes and provide the Department's procedures and criteria for evaluating groundwater registration modification applications.

Applicant

VON DERAHE ORCHARDS LLC
56219 MARRACCI RD
WARREN, OR 97053

Findings of Fact

1. On March 2, 2022, VON DERAHE ORCHARDS LLC filed a groundwater registration modification application to modify the point of appropriation under Registration Application GR-2808 (Certificate of Registration GR-2650). The Department assigned the application number T-13937.
2. On March 22, 1960, Registration Application GR-2808 (Certificate of Registration GR-2650) was assigned from ROBERT R. IRELAND to MARCUS AND ELIZABETH VON DERAHE.

This final order is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075 and OAR 137-003-0675, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

3. On March 8, 2022, Registration Application GR-2808 (Certificate of Registration GR-2650) was assigned from MARCUS AND ELIZABETH VON DERAHE to VON DERAHE ORCHARDS, LLC.
4. Notice of the application for groundwater registration modification was published on March 15, 2022, pursuant to OAR 690-382-0600. No comments were filed in response to the notice.
5. On March 24, 2023, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-13937 to the applicant. The draft Preliminary Determination cover letter set forth a deadline of April 24, 2023, for the applicant to respond. The applicant requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer.
6. On May 3, 2023, the Department issued a Preliminary Determination proposing to approve Transfer T-13937 and mailed a copy to the applicant. Additionally, notice of the Preliminary Determination for the transfer application was published on the Department's weekly notice on May 9, 2023, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notice.
7. The groundwater registration to be modified is as follows:

Registration: Application GR-2808 (Certificate of Registration GR-2650), in the name of ROBERT R. IRELAND (*assigned to* VON DERAHE ORCHARDS, LLC)

Use: IRRIGATION of 15.0 ACRES

Tentative

Priority Date: 1919

Quantity: 250 GALLONS PER MINUTE

Duty: 36.0 ACRE FEET PER YEAR

Source: PUMP WELL

Original Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 N	35 E	WM	27	NE SW	1320 FEET NORTH AND 505 FEET WEST FROM THE S1/4 CORNER OF THE SECTION 27

Original Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
6 N	35 E	WM	27	NE SW	15.0

8. Groundwater Registration Modification Application T-13937 proposes to modify the location of the original point of appropriation approximately 10 feet from the original well to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 N	35 E	WM	27	NE SW	1330 FEET NORTH AND 500 FEET WEST FROM THE S1/4 CORNER OF SECTION 27

Review Criteria for Groundwater Registration Modification Applications [OAR 690-382-0700(2)]

9. On April 13, 2022, the Department determined since the application does not specify well depth for the replacement well, the replacement well authorized by T-13937 shall be completed into the alluvial aquifer, to ensure water is appropriated from the same source.
10. The proposed modification would not result in enlargement of the groundwater registration.
11. The proposed modification would not result in a state Scenic Waterway not receiving previously available water during periods in which streamflows are less than the quantities determined by the Department to be necessary to meet the requirements of ORS 390.835.
12. The proposed modification, as conditioned, would not result in injury to other water rights.

Conclusions of Law

The modification in point of appropriation proposed in Groundwater Registration Modification T-13937 is consistent with the requirements of ORS 537.610, 537.705, 540.505 to 540.580 and OAR 690-382-1000.

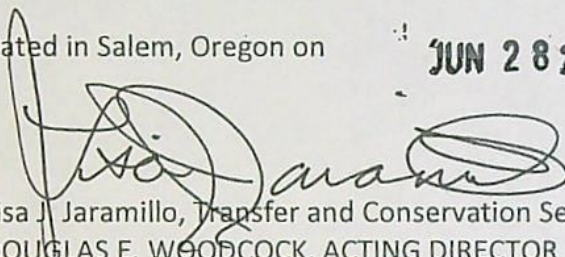
Now, therefore, it is ORDERED:

1. The modification to Registration Application GR-2808 (Certificate of Registration GR-2650) proposed in Groundwater Registration Modification Application T-13937 is recognized. Recognition of the modification shall not be construed as a final determination of the right to appropriate groundwater under the certificate of registration or modification. Such a determination will occur in an adjudication proceeding under ORS 537.670 to 537.695.
2. The use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Registration Application GR-2808 (Certificate of Registration GR-2650) and any related decree.
3. Water shall be acquired from the same aquifer (water source) as the original point of appropriation.
4. Water shall no longer be appropriated from the original point of appropriation as part of this groundwater certificate of registration.

5. The quantity of water diverted at the new point of appropriation, shall not exceed the quantity of water lawfully available at the original point of appropriation.
6. The proposed new point of appropriation shall be completed into the alluvial aquifer.
7. 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.

Dated in Salem, Oregon on

JUN 28 2023


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

Mailing date: **JUN 29 2023**

WATER RIGHT TRANSFER COVER SHEET

Transfer: T- 13937

Transfer Specialist:

Transfer Type: GR Modification Transfer

Corey

Applicant: VON DERAHE ORCHARDS LLC 56219 MARACCI RD WARREN, OR 97053 Email: _____ Phone: _____	Agent: <input type="checkbox"/> N/A UNAVAILABLE Email: _____ Phone: _____
Irrigation District: <input type="checkbox"/> N/A Walla Walla River Irrigation District Email: _____	CWRE: <input type="checkbox"/> N/A Email: _____
Affected Local Gov'ts: <input type="checkbox"/> N/A Umatilla County Planning Department Email: _____	Affected Tribal Gov't: <input type="checkbox"/> N/A UNAVAILABLE Email: _____
Current Landowner if other than Applicant: <input type="checkbox"/> N/A Email: _____	Receiving Landowner: <input type="checkbox"/> N/A Email: _____

Water Rights Affected

File Marked	App. File # or Decree Name	Permit	Certificate	RR/CR Needed	RR/CR Nos.
<input type="checkbox"/>	GR2808	GR2650		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
<input type="checkbox"/>				<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>				<input type="checkbox"/> Yes <input type="checkbox"/> No	

Key Dates & Initial Actions:

Rec'd: March 2, 2022	Proposed Action(s): POINT OF APPROPRIATION	
Fees Pd: 1250.00	WM District: 5	ODFW District:
Initial Public Notice: March 15, 2022	WM Review sent:	ODFW Review sent:
Acknowledgement Letter Sent <input checked="" type="checkbox"/>		GW Review sent: <input type="checkbox"/> N/A
County sent cc: of Ack Letter <input type="checkbox"/>	BOR notified (date): <input type="checkbox"/> N/A	
Newspaper quote requested: <i>N/A</i>	Request for news \$ sent:	News \$ received:
Request to publish sent:	Affidavit of publication received:	Last day of publication:

Document	Drafted	Peer Review	Changes Made	Coordinator	Changes Made	Signature Bin	Signature Date
DPD	Date: <i>2/27/23</i> Initials: <i>ce</i>	Date: <i>3/8/23</i> Initials: <i>AD</i>	Date: _____ Initials: _____	Date: <i>3/20/23</i> Initials: <i>PKS</i>	Date: <i>3/24/23</i> Initials: <i>ce</i>	CW Sent: <i>3/24/23</i>	N/A
PD	Date: <i>3/31/23</i> Initials: <i>ce</i>	Date: <i>4/4/23</i> Initials: <i>ADP</i>	Date: _____ Initials: _____	Date: <i>4/18/23</i> Initials: <i>PKS</i>	Date: <i>4/27/23</i> Initials: <i>ce</i>	Date: <i>4/28/23</i>	Date: <i>5/3/23</i>
FO	Date: <i>5/24/23</i> Initials: <i>ce</i>	Date: <i>6/16/23</i> Initials: <i>AD</i>	Date: _____ Initials: _____	Date: <i>6/14/23</i> Initials: <i>PKS</i>	Date: <i>6/16/23</i> Initials: <i>ce</i>	Date: <i>6/16/23</i>	Date: <i>6/23/23</i> <i>FPO</i>

Special Issues: _____

Special Order Volume: Vol. _____ Pages _____

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Groundwater	)	FINAL ORDER APPROVING RECOGNITION
Registration Modification Application	)	OF A MODIFICATION IN POINT OF
T-13937, Umatilla County	)	APPROPRIATION

Authority

Oregon Revised Statutes (ORS) 537.610, 537.705 and 540.505 to 540.580 establish the process in which the holder of a certificate of registration may submit a request for recognition of modifications to the place of use, character of use or point of appropriation under a groundwater certificate of registration.

Oregon Administrative Rules (OAR) Chapter 690, Divisions 382 and 380 implement the statutes and provide the Department's procedures and criteria for evaluating groundwater registration modification applications.

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VON DERAHE ORCHARDS LLC
56219 MARRACCI RD
WARREN, OR 97053

Findings of Fact

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Use: IRRIGATION of 15.0 ACRES

Tentative

Priority Date: 1919

Quantity: 250 GALLONS PER MINUTE

Duty: 36.0 ACRE FEET PER YEAR

Source: PUMP WELL

Original Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
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Original Place of Use:

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Twp	Rng	Mer	Sec	Q-Q	Acres
6 N	35 E	WM	27	NE SW	15.0

8. Groundwater Registration Modification Application T-13937 proposes to modify the location of the original point of appropriation approximately 10 feet from the original well to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
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Review Criteria for Groundwater Registration Modification Applications [OAR 690-382-0700(2)]

9. On April 13, 2022, the Department determined since the application does not specify well depth for the replacement well, the replacement well authorized by T-13937 shall be completed into the alluvial aquifer, to ensure water is appropriated from the same source.
10. The proposed modification would not result in enlargement of the groundwater registration.
11. The proposed modification would not result in a state Scenic Waterway not receiving previously available water during periods in which streamflows are less than the quantities determined by the Department to be necessary to meet the requirements of ORS 390.835.
12. The proposed modification, as conditioned, would not result in injury to other water rights.

Conclusions of Law

The modification in point of appropriation proposed in Groundwater Registration Modification T-13937 is consistent with the requirements of ORS 537.610, 537.705, 540.505 to 540.580 and OAR 690-382-1000.

Now, therefore, it is ORDERED:

no italics

1. The modification to Registration Application GR-2808 (Certificate of Registration GR-2650) proposed in Groundwater Registration Modification Application T-13937 is recognized. Recognition of the modification shall not be construed as a final determination of the right to appropriate groundwater under the certificate of registration or modification. Such a determination will occur in an adjudication proceeding under ORS 537.670 to 537.695.
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4. Water shall no longer be appropriated from the original point of appropriation as part of this groundwater certificate of registration.

no italics

- 5. The quantity of water diverted at the new point of appropriation, shall not exceed the quantity of water lawfully available at the original point of appropriation.
- 6. The proposed new point of appropriation shall be completed into the alluvial aquifer.
- 7. 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.

Dated in Salem, Oregon on

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

Mailing date: _____

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Groundwater)
Registration Modification Application)
T-13937, Umatilla County)

DRAFT

PRELIMINARY

next line

) DETERMINATION PROPOSING APPROVAL
) OF RECOGNITION OF A MODIFICATION IN
) POINT OF APPROPRIATION

Authority

Oregon Revised Statutes (ORS) 537.610, 537.705 and 540.505 to 540.580 establish the process in which the holder of a certificate of registration may submit a request for recognition of modifications to the place of use, character of use or point of appropriation under a groundwater certificate of registration.

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Applicant

VON DERAHE ORCHARDS LLC
56219 MARRACCI RD
WARREN, OR 97053

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MARCUS AND ELIZABETH VON DERAHE.
3. On March 8, 2022, Registration Application GR-2808 (Certificate of Registration GR-2650) was assigned from ~~VON DERAHE ORCHARDS LLC~~ to VON DERAHE ORCHARDS, LLC. *and here*
4. Notice of the application for groundwater registration modification was published on March 15, 2022, pursuant to OAR 690-382-0600. No comments were filed in response to the notice.

5. The groundwater registration to be modified is as follows:

Registration: Application GR-2808 (Certificate of Registration GR-2650), in the name of ROBERT R. IRELAND (*assigned to VON DERAHE ORCHARDS LLC*)

Use: IRRIGATION of 15.0 ACRES

Tentative

Priority Date: 1919

Quantity: 250 GALLONS PER MINUTE

Duty: 36.0 ACRE FEET PER YEAR

Source: PUMP WELL

Original Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 N	35 E	WM	27	NE SW	1320 FEET NORTH AND 505 FEET WEST FROM THE S1/4 CORNER OF THE SECTION 27

Original Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
6 N	35 E	WM	27	NE SW	15.0

6. Groundwater Registration Modification Application T-13937 proposes to modify the location of the original point of appropriation approximately 229 feet from the original well to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 N	35 E	WM	27	NE SW	1550 FEET NORTH AND 500 FEET WEST FROM THE S1/4 CORNER OF SECTION 27

Review Criteria for Groundwater Registration Modification Applications [OAR 690-382-0700(2)]

7. On April 13, 2022, the Department determined since the application does not specify well depth for the replacement well, the replacement well authorized by T-13937 shall be completed into the alluvial aquifer, to ensure water is appropriated from the same source.
8. The proposed modification would not result in enlargement of the groundwater registration.
9. The proposed modification would not result in a state Scenic Waterway not receiving previously available water during periods in which streamflows are less than the quantities determined by the Department to be necessary to meet the requirements of ORS 390.835.
10. The proposed modification, as conditioned, would not result in injury to other water rights.

Determination and Proposed Action

The modification in point of appropriation proposed in Groundwater Registration Modification T-13937 appears to be consistent with the requirements of ORS 537.610, 537.705, 540.505 to 540.580 and OAR 690-382-1000. If protests are not filed pursuant to OAR 690-382-0900, the modification will be approved.

If Groundwater Registration Modification T-13937 is approved, the final order will include the following:

- 1. The modification to Registration Application GR-2808 (Certificate of Registration GR-2650) proposed in Groundwater Registration Modification Application T-13937 is recognized. Recognition of the modification shall not be construed as a final determination of the right to appropriate groundwater under the certificate of registration or modification. Such a determination will occur in an adjudication proceeding under ORS 537.670 to 537.695.*
- 2. The use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Registration Application GR-2808 (Certificate of Registration GR-2650) and any related decree.*
- 3. Water shall be acquired from the same aquifer (water source) as the original point of appropriation.*
- 4. Water shall no longer be appropriated from the original point of appropriation as part of this groundwater certificate of registration.*
- 5. The quantity of water diverted at the new point of appropriation, shall not exceed the quantity of water lawfully available at the original point of appropriation.*
- 6. The proposed new point of appropriation shall be completed into the alluvial aquifer.*

7. *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.*

Dated in Salem, Oregon on

D R A F T

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

This draft Preliminary Determination was prepared by Corey Courchane. If you have questions about the information in this document, you may reach me at 503-979-3917 or corey.a.courchane@water.oregon.gov



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

March , 2023

VIA E-MAIL

Applicant

VON DERAHE ORCHARDS LLC

56219 MARRACCI RD

WARREN, OR 97053

SUBJECT: Groundwater Registration Modification T-13937

Your Groundwater Registration Modification is in one of three phases of processing. Enclosed is a draft of our Preliminary Determination regarding Groundwater Registration (GR) Modification Application T-13937. The document reflects the Department's conclusion that, based on the information currently available, the modification will be approved.

Required items needing your immediate attention:

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

- ii. Prepared within 3 months of recording of a water right conveyance agreement; OR
- iii. Have a prepared date showing ownership at the time a water right conveyance agreement was recorded.

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

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

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

Conditions to your GR Modification...

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

What happens next...

Once the preliminary determination is issued a publication period is required. The Department will publish a notice in the Department's weekly publication, which opens a 30-day period in which the modification can be protested.

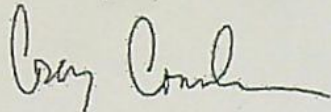
Issuance of the Preliminary Determination will occur shortly after we receive:

1. Your written response to the conditions and proposed action in the Draft Preliminary Determination (e-mail is acceptable); and
2. The Report of ownership, and affidavits of consent from any landowners shown in the ownership report who have not signed the transfer application. The title company must indicate/state the date that they prepared the ownership report on the coversheet and/or first page of the report.

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

Please do not hesitate to contact me, at corey.a.courchane@water.oregon.gov or (503) 979-3917, if I may be of assistance.

Sincerely,

A handwritten signature in black ink, appearing to read "Corey Courchane". The signature is fluid and cursive, with the first name "Corey" and last name "Courchane" clearly distinguishable.

Corey Courchane
Allocation of Conserved Water
Transfer and Conservation Section

cc: GR Modification application file T-13937
Greg Silbernagel, District 23 Watermaster (*via e-mail*)

enc

**Notice of Preliminary Determination for
Groundwater Registration Modification T-13937**

T-13937 filed by Von Derahe Orchards LLC, 56219 Marracci Rd., Warren, OR 97053, proposes a modification in point of appropriation under Registration Application GR-2808 (Certificate of Registration GR-2650). The registration allows the use of 250 gallons per minute from a well in Sec. 27, T6N, R35E, WM for irrigation in Sec. 27, T6N, R35E, WM. The applicant proposes to move the point of appropriation within Sec. 27, T6N, R35E, WM. The Water Resources Department proposes to approve the modification, based on the requirements of ORS Chapter 540 and OAR 690-382-1000.

Any person may protest the preliminary determination or may file a standing statement. Pursuant to OAR 690-380-4030(3) and OAR 690-382-9000, protests must raise all reasonably ascertainable issues and include all reasonably available arguments supporting the person's position. In addition, protests must be accompanied by the appropriate protest fees. Protests must be received by the Department on or before MM/DD/YYYY. If no protests are filed, the Department will issue a final order consistent with the preliminary determination.

COPY

Application for Groundwater Registration Modification



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

Part 1 of 5 – Minimum Requirements Checklist

This Groundwater Registration Modification application will be returned if Parts 1 through 4 and all required attachments are not completed and included.
For questions, please call (503) 986-0900, and ask for Transfer Section.

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

MAR 02 2022

- Part 1 – Completed Minimum Requirements Checklist.
- Part 2 – Completed Application Map Checklist.
- Part 3 – Completed Applicant Information and Signature.
- Part 4 – Completed Groundwater Registration Modification Application – Groundwater Registration Information. (Only one Groundwater registration per application, unless the Groundwater registrations to be modified are layered).
- Completed Groundwater Registration Modification Application Map (Does not have to be prepared by a Certified Water Right Examiner).
- Groundwater registration modification fees – Amount enclosed: \$ 1,250. (\$875.00 for a place of use change only; \$1,250.00 for any other change or combination).

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Attachments:

- N/A Request for Assignment Form and statutory fee. This form needs to be completed if the applicant owns the land to which the registration is appurtenant and is **not** the registration certificate holder of record. The Request for Assignment Form is available at <https://www.oregon.gov/OWRD/Forms/Pages/default.aspx>.
Assignment is not needed for any person or entity who can demonstrate authorization to request recognition of a modification (e.g. legal representative, power of attorney, agent, etc.) or the applicant is named on the certificate of registration, or has been assigned to the certificate of registration.
- 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.

(For Staff Use Only)

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

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

Other/Explanation _____

Staff: _____ 503- _____ Date: ____/____/____

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Part 2 of 4 – Groundwater Registration Modification Map Checklist

Your Groundwater Registration Modification 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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- 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 appropriation such as main pipelines, canals, and ditches.
- Existing place of use that includes hachuring, 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 registration is being changed, a separate hachuring is needed for the portion of the registration left unchanged.
- N/A If you are proposing a modification in place of use, show the proposed place of use with hachuring including 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 appropriation with distance and bearing or coordinates from a recognized survey corner.
- N/A If you are proposing a modification in point(s) of appropriation, 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°).

STATE ENGINEER
Salem, Oregon

UMAT
4740

Well Record

COPY

STATE WELL NO. 6N/35-27
COUNTY UMATILLA
APPLICATION NO. GR-2808

OWNER: Robert R. Ireland MAILING ADDRESS: P. O. Box 1003

LOCATION OF WELL: Owner's No. CITY AND STATE: Milton-Freewater, Oregon

SE 1/4 NE 1/4 SW 1/4 Sec. 27 T. 6 N. S. R. 35 E. W. M.
Bearing and distance from section or subdivision
corner 505' W. and 1320' N.

Altitude at well

TYPE OF WELL: Dug, drilled Date Constructed 1919

Depth drilled 50 Depth cased 50

Section

CASING RECORD:

6-feet
6-inch

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FINISH:

AQUIFERS:

WATER LEVEL:
20-feet

PUMPING EQUIPMENT: Type Centrifugal G.E. H.P. 3
Capacity 250 G.P.M.

WELL TESTS:

Drawdown ft. after hours G.P.M.
Drawdown ft. after hours G.P.M.

USE OF WATER irrigation Temp. °F. 19

SOURCE OF INFORMATION GR-2650

DRILLER or DIGGER

ADDITIONAL DATA:

Log Water Level Measurements Chemical Analysis Aquifer Test

REMARKS:

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Part 3 of 4 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME VON Derahe Orchards LLC		PHONE NO. (503) 863-0096	ADDITIONAL CONTACT NO. (503) 397-4295
ADDRESS 56219 Marracci Rd			FAX NO.
CITY Warren	STATE OR	ZIP 97053	E-MAIL vonderahe@comcast.net
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

APPLICANT/BUSINESS NAME self		PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS			FAX NO. RECEIVED
CITY	STATE	ZIP	E-MAIL MAR 02 2022
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED. OWRD			

Explain in your own words what you propose to accomplish with this modification; and why:

Replace a well to bring it up to standard

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)

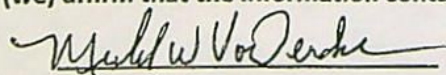
(Check one box)

- By signing this application, I (we) understand that, upon receipt of the draft preliminary determination and prior to Department approval of the Groundwater modification, I (we) will be required to provide landownership information and evidence that I am authorized to pursue the modification as identified in OAR 690-382-0400(16)(a); OR
- I (we) affirm the applicant is a municipality as defined in ORS 540.510(3)(b) and that the right is in the name of the municipality or a predecessor; OR
- I (we) affirm that the applicant is an entity with the authority to condemn property and is acquiring the property to which the Groundwater registration proposed for modification is appurtenant by condemnation and have attached supporting documentation.

I understand that prior to Department approval of the groundwater registration modification, 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 groundwater registration 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 paper: _____

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




 Applicant Signature

Michael W Von Derahe Feb 28, 2022
 Print Name (and Title if applicable) Date
 Registered Agent

 Applicant Signature Print Name (and Title if applicable) Date

Is the applicant the sole owner of the land on which the Groundwater registration modification or portion thereof, is located? Yes No If NO, include signatures of all deeded landowners (and mailing and/or e-mail addresses if different than the applicant's) or attach affidavits of consent (and mailing and/or e-mail addresses) from all landowners or individuals/entities to which the Groundwater registration has been conveyed.

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Check the appropriate box, if applicable:

Check here if the Groundwater registration proposed for modification is or will be located within or served by an irrigation or other water district.

IRRIGATION DISTRICT NAME WW River Irrigation District	ADDRESS P. O. Box 248	
CITY Milton-Freewater	STATE OR	ZIP 97862

Check here if water for the Groundwater registration is supplied under a water service agreement or other contract with a federal agency or other entity.

ENTITY NAME	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 Umatilla County	ADDRESS	
CITY	STATE	ZIP

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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Part 4 of 4 – Groundwater Registration Information

Please use a separate Part 4 for each registration being modified. See instructions on page 5, to copy and paste additional Part 4s, or to add additional rows to tables within the form.

Groundwater Registration # GR-2808 (Certificate # GR-2450)

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

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

POA Name or Number	Is this POA Authorized by the registration or is it Proposed?	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)
	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	UMAT 4740	6N	35	27	NE/SW		West 505' West + 1320' North of S4 corner of Sec 27
229ft.	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed		6N	35	27	NE/SW		500' West, 1550' North from S4 corner of Sec 27
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							

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

- Place of Use (POU)
- Point of Appropriation (well) (POA)
- Character of Use (USE)
- Additional Point of Appropriation (APOA)

Will all of the proposed changes affect the entire Groundwater registration?

- 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 registration to be changed.

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Please use and attach additional pages of Table 2 as needed.
See page 5 for instructions.

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

Table 2. Description of Modifications to Registration GR-~~2808~~ (Certificate # GR-2650)

List only the part of the registration that will be modified. For the acreage in each ¼ ¼, list the modification proposed. If more than one modification, specify the acreage associated with each modification. If more than one POA, specify the acreage associated with each POA.

AUTHORIZED (the "from" or "off" lands) The listing that appears in the registration BEFORE PROPOSED CHANGES List only that part or portion of the groundwater registration that will be changed.											Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.								
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POA(s) (name or number from Table 1)	Priority Date	Twp		Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POA(s) to be used (from Table 1)	Priority Date
EXAMPLE																				
2	S	9	E 15	NE NW	100	15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E 1	NW NW	500	1	10.0	POD #5	1901
"	"	"	"	"	"	"	EXAMPLE	"	"	"	2	S	9	E 2	SW NW	500		5.0	POD #6	1901
RECEIVED MAR 02 2022 QWRD																				
TOTAL ACRES											TOTAL ACRES									

Additional remarks: No changes

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Groundwater Registration # GR-2808 (Certificate # GR-2650)

For a modification in place of use or character of use:

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

If YES, list the other certificate, water use permit, or other Groundwater registration numbers:



Pursuant to OAR 690-382-0200, any "layered" water use, such as an irrigation right that is supplemental to a primary irrigation right proposed for transfer, must be concurrently transferred with the registration or be cancelled. Any change to a water right must be filed separately in a transfer application. Any change to a water use permit must be filed separately with a permit amendment. Any modification to a Groundwater registration on the "to" lands must be filed separately with a Groundwater registration modification.

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

Well log(s) are attached for each well that are clearly labeled and associated with the corresponding well(s) in Table 1 above and on the accompanying application map. **RECEIVED**
(Tip: You may search for well logs on the Department's web page at: http://apps.wrd.state.or.us/apps/gw/well_log/) **MAR 02 2022**

AND/OR

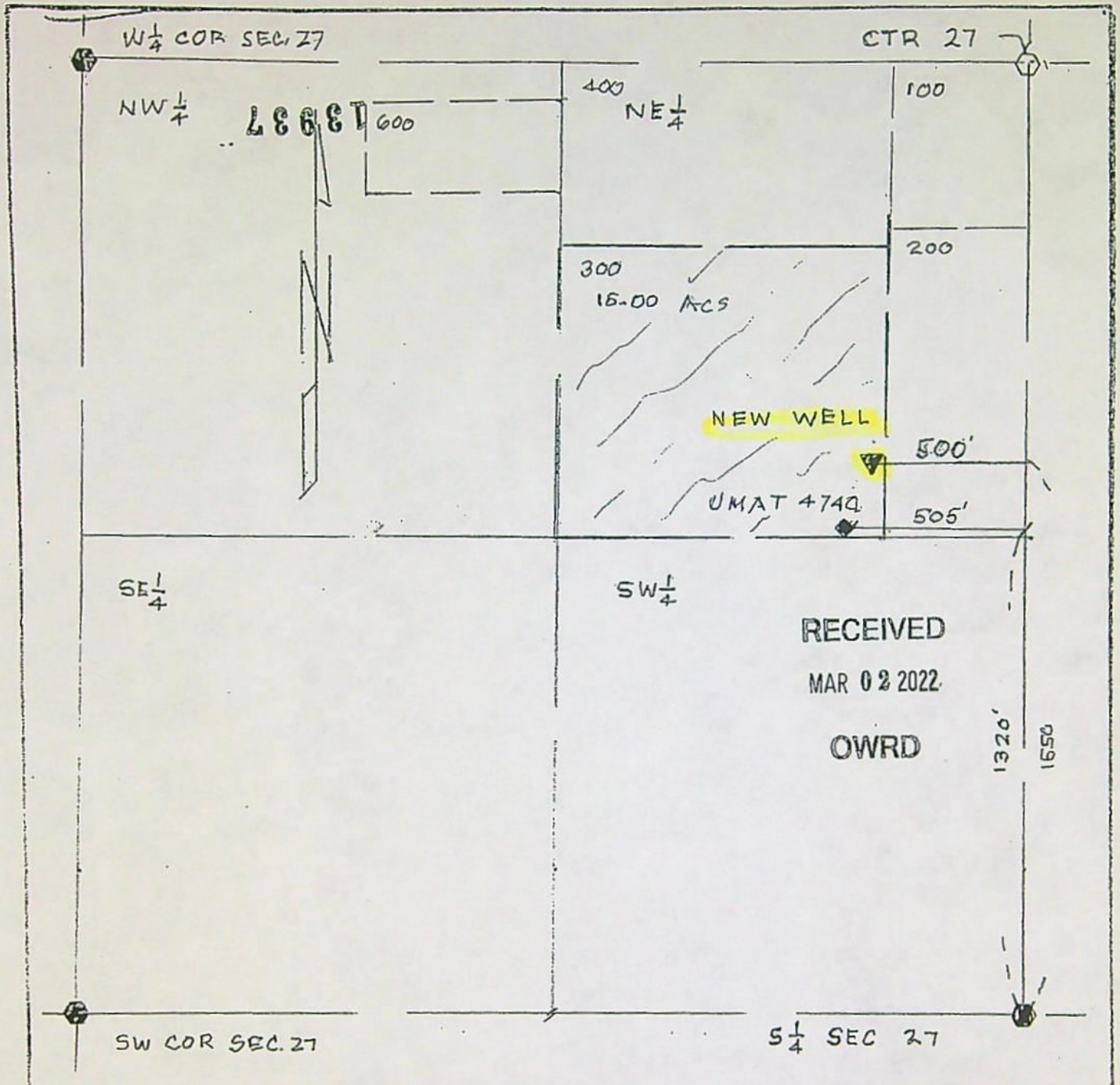
Describe the construction of the authorized and proposed well(s) in Table 3 for any wells that do not have a well log. For *proposed wells not yet constructed or built*, provide "a best estimate" for each requested information element in the table. The Department recommends you consult a licensed well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

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 adequate information is likely to delay the processing of your modification application until it is received. The information is necessary for the department to assess whether the proposed well(s) will access the same source aquifer as the authorized point(s) of appropriation (POA). The Department is prohibited by law from approving POA changes that do not access the same source aquifer.

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

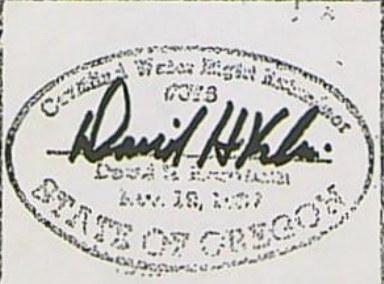
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KRUMBEIN ENGINEERING LTD. ENGINEERS - SURVEYORS - PLANNERS 361. S.E. Second Pendleton, Oregon	Scale 1" = 400'	Drn. By DHK	Drng. No. 2203 A	Revision 1
	Date 2-25-22	Ckd. By	Job No. 2215	Revision 2

GROUNDWATER REGISTRATION
VON DERAHE ORCHARDS LLC
 NE 1/4, SW 1/4, SEC. 27, T. 6N, R. 35E.
 UMATILLA COUNTY, OR



RENEWS 6/30/2023

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JUL 28 1958
STATE ENGINEER
OREGON

Registration No. GR - 2808

Certificate No. GR - 2650

Registration Statement

OF CLAIMANT OF RIGHT TO APPROPRIATE GROUND WATER

TO THE STATE ENGINEER OF OREGON:

I, Robert A. Ireland
of PO Box 1003 Milton-Freewater County of Umatilla
(Mailing address)
State of Oregon, do hereby make application for a certificate of registration as evidence of a right to appropriate ground water.

1. Source from which water is withdrawn is Pump well
(Flowing well, pump well, infiltration trench, or tunnel)

2. Location is: 3 miles N.W. Milton-Freewater
(Approximate distance and direction from nearest city or town)

and is more particularly described as follows:

(a) 505 feet west + 1320 feet North of S¹/₄ Corner
(Give distance and bearing to corner of section or other legal subdivision)
being within SE¹/₄ NE¹/₄ of SW¹/₄ of Sec. 28 Twp. 6N Rge. 25E
(Smallest legal subdivision) (N. or S.) (E. or W.)

or (b) within limits of recorded platted property, town or city:

in Lot _____ Block _____ of _____
(Name of plat or addition)
County of _____
(If within city or town, give name)

3. Construction Work was begun on 1919; was completed on 1919
(Date) (Date)

and the ground water claimed was first used for the purposes set out below on 1919
(Date)

since which time the water has been used Continuously
(Continuously or Intermittently)

from June 1 to Oct 1
(Date) (Date)

4. Quantity of water claimed and used is 250 gallons per minute; 36 acre feet per year.

5. Purpose or Purposes for which water is used Irrigation
(Domestic, irrigation, municipal, manufacturing, industrial, etc.)

6. Description of Well: Depth 20 feet. Type Dug & Drilled
(Dug or drilled)
diameter 6" Drill inches. Elevation of ground at well site 875 feet, mean sea level.
(As near as known)
Depth to water table 20 feet.

7. Capacity of Well: _____ g.p.m. with _____ feet drawdown.
_____ g.p.m. with _____ feet drawdown.

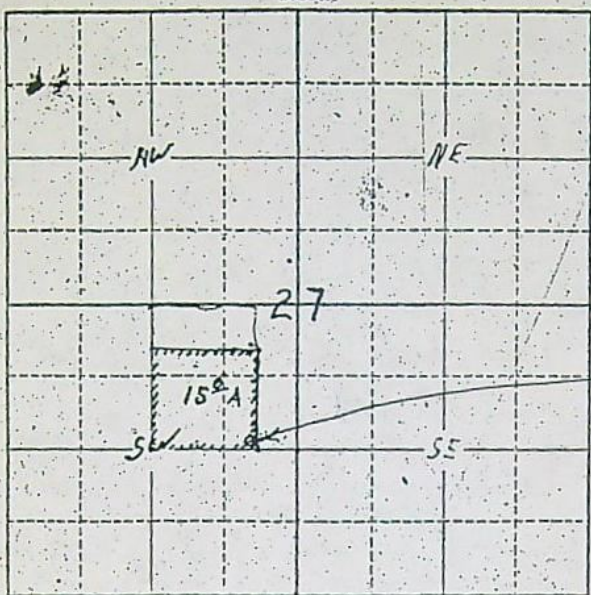
Date of test No. test

If Flowing Well: Measured discharge _____ g.p.m. on _____
(Date)

Shut-in pressure at ground surface _____ lbs. per sq. in. on _____
(Date)

Water is controlled by _____
(Cap, valve, etc.)

Township 6N Range 35E, W.M.
North



Well location
505 feet north
of SE corner
of Sec 27

Locate well and acreage of irrigated land on plat.
Scale: $\frac{1}{4}$ " = 1 Mile

STATE OF OREGON }
County of Wmatilla } ss.

I, Robert R. Ireland, being first duly sworn, do hereby certify that I have read the foregoing Registration Statement and that all of the items therein contained are true to the best of my knowledge and belief.

Robert R. Ireland
(Signature of Registrant)

Subscribed and sworn to before me this 23 day of July, 1958.

My commission expires 6/24/59, J. D. Fullerton
(Notary Public)

(SEAL)

CERTIFICATE OF REGISTRATION

STATE OF OREGON }
County of Marion } ss.

This is to certify that the foregoing Registration Statement was received in the office of the State Engineer on the 28th day of July, 1958, at 2:00 o'clock A. M. and has been duly recorded in said office in Book No. 11, of Registration Statements on page GR-2650

Witness my hand this 6th day of April, 1959.

Wm. A. Jeffrey
(State Engineer)

\$15.00

By _____
(Deputy)

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Groundwater	)	PRELIMINARY DETERMINATION
Registration Modification Application	)	PROPOSING APPROVAL OF RECOGNITION
T-13937, Umatilla County	)	OF A MODIFICATION IN POINT OF
	)	APPROPRIATION

Authority

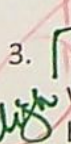
Oregon Revised Statutes (ORS) 537.610, 537.705 and 540.505 to 540.580 establish the process in which the holder of a certificate of registration may submit a request for recognition of modifications to the place of use, character of use or point of appropriation under a groundwater certificate of registration.

Oregon Administrative Rules (OAR) Chapter 690, Divisions 382 and 380 implement the statutes and provide the Department's procedures and criteria for evaluating groundwater registration modification applications.

Applicant

VON DERAHE ORCHARDS LLC
56219 MARRACCI RD
WARREN, OR 97053

Findings of Fact

1. On March 2, 2022, VON DERAHE ORCHARDS LLC filed a groundwater registration modification application to modify the point of appropriation under Registration Application GR-2808 (Certificate of Registration GR-2650). The Department assigned the application number T-13937.
2. On March 22, 1960, Registration Application GR-2808 (Certificate of Registration GR-2650) was assigned from ROBERT R. IRELAND to MARCUS AND ELIZABETH VON DERAHE.
3.  On March 8, 2022, Registration Application GR-2808 (Certificate of Registration GR-2650) was assigned from MARCUS AND ELIZABETH VON DERAHE to VON DERAHE ORCHARDS, LLC.

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

4. Notice of the application for groundwater registration modification was published on March 15, 2022, pursuant to OAR 690-382-0600. No comments were filed in response to the notice.
5. On March 24, 2023, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-13937 to the applicant. The draft Preliminary Determination cover letter set forth a deadline of April 24, 2023, for the applicant to respond. The applicant requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer.
6. The groundwater registration to be modified is as follows:

Registration: Application GR-2808 (Certificate of Registration GR-2650), in the name of ROBERT R. IRELAND (*assigned to VON DERAHE ORCHARDS, LLC*)

Use: IRRIGATION of 15.0 ACRES

Tentative

Priority Date: 1919

Quantity: 250 GALLONS PER MINUTE

Duty: 36.0 ACRE FEET PER YEAR

Source: PUMP WELL

Original Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 N	35 E	WM	27	NE SW	1320 FEET NORTH AND 505 FEET WEST FROM THE S1/4 CORNER OF THE SECTION 27

Original Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
6 N	35 E	WM	27	NE SW	15.0

7. Groundwater Registration Modification Application T-13937 proposes to modify the location of the original point of appropriation approximately 10 feet from the original well to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 N	35 E	WM	27	NE SW	1330 FEET NORTH AND 500 FEET WEST FROM THE S1/4 CORNER OF SECTION 27

Review Criteria for Groundwater Registration Modification Applications [OAR 690-382-0700(2)]

8. On April 13, 2022, the Department determined since the application does not specify well depth for the replacement well, the replacement well authorized by T-13937 shall be completed into the alluvial aquifer, to ensure water is appropriated from the same source.

9. The proposed modification would not result in enlargement of the groundwater registration.
10. The proposed modification would not result in a state Scenic Waterway not receiving previously available water during periods in which streamflows are less than the quantities determined by the Department to be necessary to meet the requirements of ORS 390.835.
11. The proposed modification, as conditioned, would not result in injury to other water rights.

Determination and Proposed Action

The modification in point of appropriation proposed in Groundwater Registration Modification T-13937 appears to be consistent with the requirements of ORS 537.610, 537.705, 540.505 to 540.580 and OAR 690-382-1000. If protests are not filed pursuant to OAR 690-382-0900, the modification will be approved.

If Groundwater Registration Modification T-13937 is approved, the final order will include the following:

1. *The modification to Registration Application GR-2808 (Certificate of Registration GR-2650) proposed in Groundwater Registration Modification Application T-13937 is recognized. Recognition of the modification shall not be construed as a final determination of the right to appropriate groundwater under the certificate of registration or modification. Such a determination will occur in an adjudication proceeding under ORS 537.670 to 537.695.*
2. *The use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Registration Application GR-2808 (Certificate of Registration GR-2650) and any related decree.*
3. *Water shall be acquired from the same aquifer (water source) as the original point of appropriation.*
4. *Water shall no longer be appropriated from the original point of appropriation as part of this groundwater certificate of registration.*
5. *The quantity of water diverted at the new point of appropriation, shall not exceed the quantity of water lawfully available at the original point of appropriation.*
6. *The proposed new point of appropriation shall be completed into the alluvial aquifer.*

7. *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.*

Dated in Salem, Oregon on

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

This Preliminary Determination was prepared by Corey Courchane. If you have questions about the information in this document, you may reach me at 503-979-3917 or corey.a.courchane@water.oregon.gov

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

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

**Notice of Preliminary Determination for
Groundwater Registration Modification T-13937**

T-13937 filed by Von Derahe Orchards LLC, 56219 Marracci Rd., Warren, OR 97053, proposes a modification in point of appropriation under Registration Application GR-2808 (Certificate of Registration GR-2650). The registration allows the use of 250 gallons per minute from a well in Sec. 27, T6N, R35E, WM for irrigation in Sec. 27, T6N, R35E, WM. The applicant proposes to move the point of appropriation within Sec. 27, T6N, R35E, WM. The Water Resources Department proposes to approve the modification, based on the requirements of ORS Chapter 540 and OAR 690-382-1000.

Any person may protest the preliminary determination or may file a standing statement. Pursuant to OAR 690-380-4030(3) and OAR 690-382-9000, protests must raise all reasonably ascertainable issues and include all reasonably available arguments supporting the person's position. In addition, protests must be accompanied by the appropriate protest fees. Protests must be received by the Department on or before **MM/DD/YYYY**. If no protests are filed, the Department will issue a final order consistent with the preliminary determination.



Oregon

Tina Kotek, Governor

Water Resources Department

North Mall Office Building
725 Summer St NE, Suite A
Salem, OR 97301
Phone 503 986-0900
Fax 503 986-0904
www.oregon.gov/owrd

April , 2023

VIA CERTIFIED MAIL AND E-MAIL

Applicant

VON DERAHE ORCHARDS LLC
56219 MARRACCI RD
WARREN, OR 97053

SUBJECT: Groundwater Registration Modification T-13937

Please find enclosed the Preliminary Determination indicating that, based on the information available, the Department intends to approve application T-13937~~13937~~. This document is an intermediate step in the approval process; water may not be used legally as proposed in the groundwater registration modification application until a Final Order has been issued by the Department. Please read this entire letter carefully to determine your responsibility for additional action.

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

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

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

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

VON DERAHE ORCHARDS LLC
56219 MARACCI RD
WARREN, OR 97053



9590 9402 6816 1074 5420 00

2. Article Number (Transfer from service label)

7619 0140 0000 7349 7657

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *Michael W. VonDerahe* Agent
 Addressee

B. Received by (Printed Name)

Michael W. VonDerahe

C. Date of Delivery

5/22/23

D. Is delivery address different from item 1?

If YES, enter delivery address below:

 Yes No

MAY 24 2023

OWRD

3. Service Type

- | | |
|--|---|
| <input type="checkbox"/> Adult Signature | <input type="checkbox"/> Priority Mail Express® |
| <input type="checkbox"/> Adult Signature Restricted Delivery | <input type="checkbox"/> Registered Mail™ |
| <input type="checkbox"/> Certified Mail® | <input type="checkbox"/> Registered Mail Restricted Delivery |
| <input type="checkbox"/> Certified Mail Restricted Delivery | <input type="checkbox"/> Signature Confirmation™ |
| <input type="checkbox"/> Collect on Delivery | <input type="checkbox"/> Signature Confirmation Restricted Delivery |
| <input type="checkbox"/> Collect on Delivery Restricted Delivery | |
| <input type="checkbox"/> Insured Mail | |
| <input type="checkbox"/> Insured Mail Restricted Delivery (over \$500) | |



Oregon

Tina Kotek, Governor

Water Resources Department

North Mall Office Building
725 Summer St NE, Suite A
Salem, OR 97301
Phone 503 986-0900
Fax 503 986-0904
www.oregon.gov/owrd

May 3, 2023

VIA CERTIFIED MAIL AND E-MAIL

Applicant

VON DERAHE ORCHARDS LLC
56219 MARRACCI RD
WARREN, OR 97053

SUBJECT: Groundwater Registration Modification T-13937

Please find enclosed the Preliminary Determination indicating that, based on the information available, the Department intends to approve application T-13937. This document is an intermediate step in the approval process; water may not be used legally as proposed in the groundwater registration modification application until a Final Order has been issued by the Department. Please read this entire letter carefully to determine your responsibility for additional action.

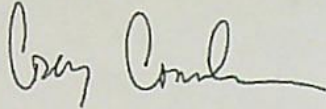
A public notice is being published in the Department's weekly publication, simultaneously with issuance of the Preliminary Determination. The notice initiates a period in which any person may file either a protest opposing the decision proposed by the Department in the Preliminary Determination or a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

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

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

Please do not hesitate to contact me, at corey.a.courchane@water.oregon.gov or (503) 979-3917, if I may be of assistance.

Sincerely,

A handwritten signature in black ink, appearing to read "Corey Courchane". The signature is fluid and cursive, with a long horizontal stroke at the end.

Corey Courchane
Allocation of Conserved Water
Transfer and Conservation Section

cc: GR Modification application file T-13937
Luke Martin, District 23 Watermaster (*via e-mail*)

encs

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

In the Matter of Groundwater	)	PRELIMINARY DETERMINATION
Registration Modification Application	)	PROPOSING APPROVAL OF RECOGNITION
T-13937, Umatilla County	)	OF A MODIFICATION IN POINT OF
	)	APPROPRIATION

Authority

Oregon Revised Statutes (ORS) 537.610, 537.705 and 540.505 to 540.580 establish the process in which the holder of a certificate of registration may submit a request for recognition of modifications to the place of use, character of use or point of appropriation under a groundwater certificate of registration.

Oregon Administrative Rules (OAR) Chapter 690, Divisions 382 and 380 implement the statutes and provide the Department's procedures and criteria for evaluating groundwater registration modification applications.

Applicant

VON DERAHE ORCHARDS LLC
56219 MARRACCI RD
WARREN, OR 97053

Findings of Fact

1. On March 2, 2022, VON DERAHE ORCHARDS LLC filed a groundwater registration modification application to modify the point of appropriation under Registration Application GR-2808 (Certificate of Registration GR-2650). The Department assigned the application number T-13937.
2. On March 22, 1960, Registration Application GR-2808 (Certificate of Registration GR-2650) was assigned from ROBERT R. IRELAND to MARCUS AND ELIZABETH VON DERAHE.
3. On March 8, 2022, Registration Application GR-2808 (Certificate of Registration GR-2650) was assigned from MARCUS AND ELIZABETH VON DERAHE to VON DERAHE ORCHARDS, LLC.

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

4. Notice of the application for groundwater registration modification was published on March 15, 2022, pursuant to OAR 690-382-0600. No comments were filed in response to the notice.
5. On March 24, 2023, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-13937 to the applicant. The draft Preliminary Determination cover letter set forth a deadline of April 24, 2023, for the applicant to respond. The applicant requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer.
6. The groundwater registration to be modified is as follows:

Registration: Application GR-2808 (Certificate of Registration GR-2650), in the name of ROBERT R. IRELAND (*assigned to VON DERAHE ORCHARDS, LLC*)

Use: IRRIGATION of 15.0 ACRES

Tentative

Priority Date: 1919

Quantity: 250 GALLONS PER MINUTE

Duty: 36.0 ACRE FEET PER YEAR

Source: PUMP WELL

Original Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 N	35 E	WM	27	NE SW	1320 FEET NORTH AND 505 FEET WEST FROM THE S1/4 CORNER OF THE SECTION 27

Original Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
6 N	35 E	WM	27	NE SW	15.0

7. Groundwater Registration Modification Application T-13937 proposes to modify the location of the original point of appropriation approximately 10 feet from the original well to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 N	35 E	WM	27	NE SW	1330 FEET NORTH AND 500 FEET WEST FROM THE S1/4 CORNER OF SECTION 27

Review Criteria for Groundwater Registration Modification Applications [OAR 690-382-0700(2)]

8. On April 13, 2022, the Department determined since the application does not specify well depth for the replacement well, the replacement well authorized by T-13937 shall be completed into the alluvial aquifer, to ensure water is appropriated from the same source.

9. The proposed modification would not result in enlargement of the groundwater registration.
10. The proposed modification would not result in a state Scenic Waterway not receiving previously available water during periods in which streamflows are less than the quantities determined by the Department to be necessary to meet the requirements of ORS 390.835.
11. The proposed modification, as conditioned, would not result in injury to other water rights.

Determination and Proposed Action

The modification in point of appropriation proposed in Groundwater Registration Modification T-13937 appears to be consistent with the requirements of ORS 537.610, 537.705, 540.505 to 540.580 and OAR 690-382-1000. If protests are not filed pursuant to OAR 690-382-0900, the modification will be approved.

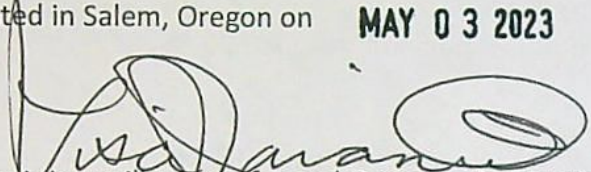
If Groundwater Registration Modification T-13937 is approved, the final order will include the following:

1. *The modification to Registration Application GR-2808 (Certificate of Registration GR-2650) proposed in Groundwater Registration Modification Application T-13937 is recognized. Recognition of the modification shall not be construed as a final determination of the right to appropriate groundwater under the certificate of registration or modification. Such a determination will occur in an adjudication proceeding under ORS 537.670 to 537.695.*
2. *The use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Registration Application GR-2808 (Certificate of Registration GR-2650) and any related decree.*
3. *Water shall be acquired from the same aquifer (water source) as the original point of appropriation.*
4. *Water shall no longer be appropriated from the original point of appropriation as part of this groundwater certificate of registration.*
5. *The quantity of water diverted at the new point of appropriation, shall not exceed the quantity of water lawfully available at the original point of appropriation.*
6. *The proposed new point of appropriation shall be completed into the alluvial aquifer.*

7. *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.*

Dated in Salem, Oregon on **MAY 03 2023**


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

This Preliminary Determination was prepared by Corey Courchane. If you have questions about the information in this document, you may reach me at 503-979-3917 or corey.a.courchane@water.oregon.gov

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

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



Oregon

Tina Kotek, Governor

Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301

Phone 503 986-0900

Fax 503 986-0904

www.oregon.gov/owrd

March 24, 2023

VIA E-MAIL

Applicant

VON DERAHE ORCHARDS LLC
56219 MARRACCI RD
WARREN, OR 97053

SUBJECT: Groundwater Registration Modification T-13937

Your Groundwater Registration Modification is in one of three phases of processing. Enclosed is a draft of our Preliminary Determination regarding Groundwater Registration (GR) Modification Application T-13937. The document reflects the Department's conclusion that, based on the information currently available, the modification will be approved.

Required items needing your immediate attention:

1. Please carefully review the Draft Preliminary Determination to verify that it accurately reflects the changes you intend to make and to become familiar with the proposed conditions.
2. **Respond in writing** by APRIL 24, 2023, with acknowledgement that you agree to the proposed action and conditions.
3. If you find any errors, please let me know.
4. **REQUIRED:** You must submit a **Report of Ownership** for the lands where the water right(s) are currently located (i.e., the FROM lands). This report:
 - a) Must be prepared by a title company;
 - b) Shall include a "prepared by" statement and the date the title company prepared the report printed on the cover sheet;
 - c) Must be:
 - i. Prepared within 3 months of the Draft Preliminary Determination showing current ownership; **OR**
 - ii. Prepared within 3 months of recording of a water right conveyance agreement; **OR**
 - iii. Have a prepared date showing ownership at the time a water right conveyance agreement was recorded.

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

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

- d) Must include a list of owners at the time the report was generated; **AND**
 - e) Must include a legal description of the property where the water right to be transferred is currently located (i.e., the FROM lands).
5. You must provide a notarized statement of consent signed by any landowner listed in the Report of Ownership who is not already included in the transfer application. The Department's statement of consent form (**Consent By Deeded Landowner**) is available at:
https://www.oregon.gov/OWRD/WRDFormsPDF/consent_to_transfer_form.pdf

Conditions to your GR Modification...

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

What happens next...

Once the preliminary determination is issued a publication period is required. The Department will publish a notice in the Department's weekly publication, which opens a 30-day period in which the modification can be protested.

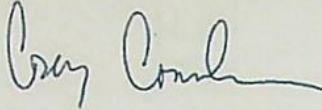
Issuance of the Preliminary Determination will occur shortly after we receive:

1. Your written response to the conditions and proposed action in the Draft Preliminary Determination (e-mail is acceptable); and
2. The Report of ownership, and affidavits of consent from any landowners shown in the ownership report who have not signed the transfer application. The title company must indicate/state the date that they prepared the ownership report on the coversheet and/or first page of the report.

If we do not receive the items listed above by April 24, 2023, a Preliminary Determination may be issued denying the application as incomplete.

Please do not hesitate to contact me, at corey.a.courchane@water.oregon.gov or (503) 979-3917, if I may be of assistance.

Sincerely,

A handwritten signature in black ink, appearing to read "Corey Courchane". The signature is fluid and cursive, with a long horizontal stroke at the end.

Corey Courchane
Allocation of Conserved Water
Transfer and Conservation Section

cc: GR Modification application file T-13937
Luke Martin, District 23 Watermaster (*via e-mail*)

enc

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Groundwater
Registration Modification Application
T-13937, Umatilla County

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D R A F T

PRELIMINARY DETERMINATION
PROPOSING APPROVAL OF RECOGNITION
OF A MODIFICATION IN POINT OF
APPROPRIATION

Authority

Oregon Revised Statutes (ORS) 537.610, 537.705 and 540.505 to 540.580 establish the process in which the holder of a certificate of registration may submit a request for recognition of modifications to the place of use, character of use or point of appropriation under a groundwater certificate of registration.

Oregon Administrative Rules (OAR) Chapter 690, Divisions 382 and 380 implement the statutes and provide the Department's procedures and criteria for evaluating groundwater registration modification applications.

Applicant

VON DERAHE ORCHARDS LLC
56219 MARRACCI RD
WARREN, OR 97053

Findings of Fact

1. On March 2, 2022, VON DERAHE ORCHARDS LLC filed a groundwater registration modification application to modify the point of appropriation under Registration Application GR-2808 (Certificate of Registration GR-2650). The Department assigned the application number T-13937.
2. On March 22, 1960, Registration Application GR-2808 (Certificate of Registration GR-2650) was assigned from ROBERT R. IRELAND to MARCUS AND ELIZABETH VON DERAHE.
3. On March 8, 2022, Registration Application GR-2808 (Certificate of Registration GR-2650) was assigned from MARCUS AND ELIZABETH VON DERAHE to VON DERAHE ORCHARDS, LLC.
4. Notice of the application for groundwater registration modification was published on March 15, 2022, pursuant to OAR 690-382-0600. No comments were filed in response to the notice.

5. The groundwater registration to be modified is as follows:

Registration: Application GR-2808 (Certificate of Registration GR-2650), in the name of ROBERT R. IRELAND (*assigned to VON DERAHE ORCHARDS, LLC*)

Use: IRRIGATION of 15.0 ACRES

Tentative

Priority Date: 1919

Quantity: 250 GALLONS PER MINUTE

Duty: 36.0 ACRE FEET PER YEAR

Source: PUMP WELL

Original Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 N	35 E	WM	27	NE SW	1320 FEET NORTH AND 505 FEET WEST FROM THE S1/4 CORNER OF THE SECTION 27

Original Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
6 N	35 E	WM	27	NE SW	15.0

6. Groundwater Registration Modification Application T-13937 proposes to modify the location of the original point of appropriation approximately 229 feet from the original well to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 N	35 E	WM	27	NE SW	1550 FEET NORTH AND 500 FEET WEST FROM THE S1/4 CORNER OF SECTION 27

Review Criteria for Groundwater Registration Modification Applications [OAR 690-382-0700(2)]

7. On April 13, 2022, the Department determined since the application does not specify well depth for the replacement well, the replacement well authorized by T-13937 shall be completed into the alluvial aquifer, to ensure water is appropriated from the same source.
8. The proposed modification would not result in enlargement of the groundwater registration.
9. The proposed modification would not result in a state Scenic Waterway not receiving previously available water during periods in which streamflows are less than the quantities determined by the Department to be necessary to meet the requirements of ORS 390.835.
10. The proposed modification, as conditioned, would not result in injury to other water rights.

Determination and Proposed Action

The modification in point of appropriation proposed in Groundwater Registration Modification T-13937 appears to be consistent with the requirements of ORS 537.610, 537.705, 540.505 to 540.580 and OAR 690-382-1000. If protests are not filed pursuant to OAR 690-382-0900, the modification will be approved.

If Groundwater Registration Modification T-13937 is approved, the final order will include the following:

- 1. The modification to Registration Application GR-2808 (Certificate of Registration GR-2650) proposed in Groundwater Registration Modification Application T-13937 is recognized. Recognition of the modification shall not be construed as a final determination of the right to appropriate groundwater under the certificate of registration or modification. Such a determination will occur in an adjudication proceeding under ORS 537.670 to 537.695.*
- 2. The use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Registration Application GR-2808 (Certificate of Registration GR-2650) and any related decree.*
- 3. Water shall be acquired from the same aquifer (water source) as the original point of appropriation.*
- 4. Water shall no longer be appropriated from the original point of appropriation as part of this groundwater certificate of registration.*
- 5. The quantity of water diverted at the new point of appropriation, shall not exceed the quantity of water lawfully available at the original point of appropriation.*
- 6. The proposed new point of appropriation shall be completed into the alluvial aquifer.*

7. *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.*

Dated in Salem, Oregon on

D R A F T

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

This draft Preliminary Determination was prepared by Corey Courchane. If you have questions about the information in this document, you may reach me at 503-979-3917 or corey.a.courchane@water.oregon.gov

Business Registry Business Name Search

[New Search](#)

Business Entity Data

01-11-2023

11:17

Registry Nbr	Entity Type	Entity Status	Jurisdiction	Registry Date	Next Renewal Date	Renewal Due?
951301-92	DLLC	ACT	OREGON	07-17-2013	07-17-2023	
Entity Name VON DERAHE ORCHARDS, LLC						
Foreign Name						

[New Search](#)

Associated Names

Type	PRINCIPAL PLACE OF BUSINESS					
Addr 1	84544 TRUMBULL LANE					
Addr 2						
CSZ	MILTON-FREEWATER	OR	97862		Country	UNITED STATES OF AMERICA

Please click [here](#) for general information about registered agents and service of process.

Type	AGT REGISTERED AGENT			Start Date	07-17-2013	Resign Date
Name	MICHAEL	W	VON DERAHE			
Addr 1	56219 MARRACCI RD					
Addr 2						
CSZ	WARREN	OR	97053		Country	UNITED STATES OF AMERICA

Type	MAL MAILING ADDRESS					
Addr 1	56219 MARRACCI RD					
Addr 2						
CSZ	WARREN	OR	97053		Country	UNITED STATES OF AMERICA

Type	MEM MEMBER				Resign Date	
Name	MICHAEL	W	VON DERAHE			
Addr 1	56219 MARRACCI RD					
Addr 2						
CSZ	WARREN	OR	97053		Country	UNITED STATES OF AMERICA

Type	MEM MEMBER				Resign Date	
Name	CHARLES	A	VON DERAHE			
Addr 1	52915 SUNQUIST RD					
Addr 2						
CSZ	MILTON-FREEWATER	OR	97862		Country	UNITED STATES OF AMERICA

[New Search](#)




Name History

Business Entity Name	Name Type	Name Status	Start Date	End Date
VON DERAHE ORCHARDS, LLC	EN	CUR	07-17-2013	

Please read before ordering Copies.

[New Search](#)

Summary History

Image Available	Action	Transaction Date	Effective Date	Status	Name/Agent Change	Dissolved By
	AMENDED ANNUAL REPORT	06-02-2022		FI		
	ANNUAL REPORT PAYMENT	06-10-2021		SYS		
	ANNUAL REPORT PAYMENT	06-05-2020		SYS		
	ANNUAL REPORT PAYMENT	06-17-2019		SYS		
	ANNUAL REPORT PAYMENT	06-14-2018		SYS		
	ANNUAL REPORT PAYMENT	06-09-2017		SYS		
	ANNUAL REPORT PAYMENT	06-08-2016		SYS		
	ANNUAL REPORT PAYMENT	06-10-2015		SYS		
	AMENDED ANNUAL REPORT	06-05-2014		FI		
	ARTICLES OF ORGANIZATION	07-17-2013		FI	Agent	

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Groundwater Transfer Review Summary Form

Transfer/PA # T- 13937

GW Reviewer Jen Woody Date Review Completed: 4/13/2022

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-13937

Applicant Name: Von Derahe Orchards LLC

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

Reviewer(s): Jen Woody

Date of Review: 4/13/2022

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: GR-2808 authorizes use at UMAT 4740. T-13937 proposes to replace the existing well with a new one of unspecified depth.
2. Will the proposed POA develop the same aquifer (source) as the existing authorized POA?
 Yes No Comments: UMAT 4740 is 50 feet deep and accesses the alluvial aquifer. The application does not specify well depth for the replacement well. Nearby well logs report sand and gravel to a depth of 300 feet, underlain by clay to 425 feet. Basalt is reported below 425 feet. As long as the the replacement well is completed into the sedimentary (sand/gravel/clay) aquifer, it will remain within the same aquifer authorized by GR-2808. A condition is recommended to address this in Section 7.
3. a) Is there more than one source developed under the right (e.g., basalt and alluvium)?
 Yes No see comments in Section 2.
 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.): n/a
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 replacement well will be located 5 feet closer to the taxlot boundary than the currently authorized POA. This change will not measurably alter well to well interference.

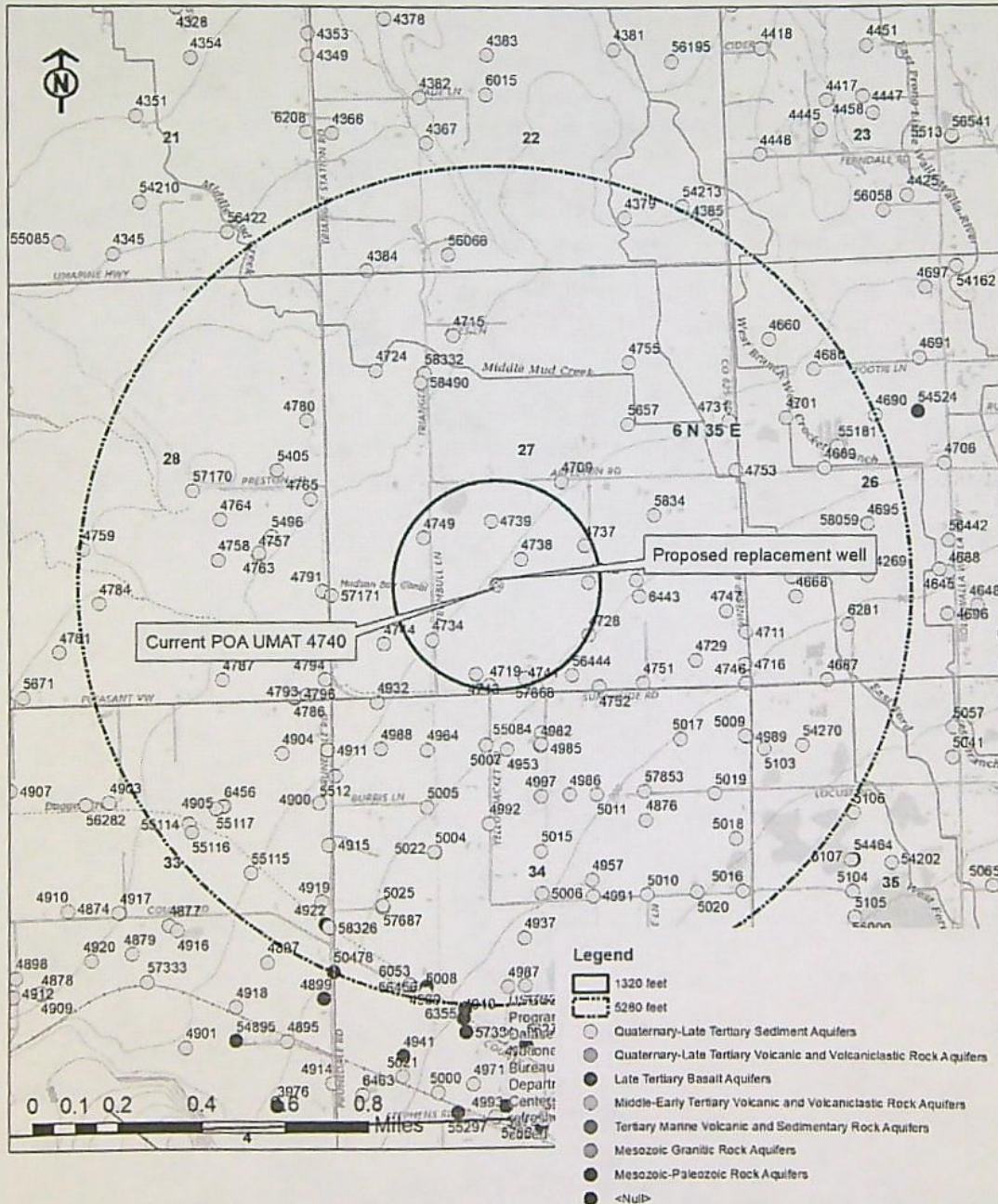
- b) If yes, would this proposed change, at its maximum allowed rate of use, likely result in another groundwater right not receiving the water to which it is legally entitled?
 Yes No If yes, explain: n/a
5. a) Will this proposed change, at its maximum allowed rate of use, likely result in an increase in interference with **another surface water source**?
 Yes No Comments: The currently authorized POA is located approximately 1/2 mile from Mud Creek. The 30 foot difference in location at the proposed POA will not measurably change stream depletion.
- 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: n/a Minimal Significant
Stream: _____ Minimal Significant
Provide context for minimal/significant impact: n/a
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: n/a
7. What conditions or other changes in the application are necessary to address any potential issues identified above: The following condition is recommended to ensure same source: The replacement well authorized by T-13937 shall be completed into the alluvial aquifer.
8. Any additional comments: _____

References

OWRD Groundwater Information System, accessed 4/08/2022. Retrieved from https://apps.wrd.state.or.us/apps/gw/gw_info/gw_info_report/Default.aspx .

Well location map

T-13937 Von Derahe Orchards
T6N/R35E-Section 27 NE 1/4 SW 1/4





Oregon

Kate Brown, Governor

Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

March 14, 2022

VON DERAHE ORCHARDS LLC
56219 MARACCI RD
WARREN, OR 97053

Reference: Application T- 13937

On March 2, 2022, OWRD received your water Groundwater Registration Modification application. The application was accompanied by \$1250.00. Our receipt number 137597 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.

You may not use water for the new use, in the new place of use or from the new point of appropriation until a final order approving recognition of the groundwater registration modification application has been issued by the Department. If the land is sold before the modification is approved, the buyer's consent to the modification will be required unless a recorded deed or other legal document clearly established that the groundwater registration was not conveyed in the sale.

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

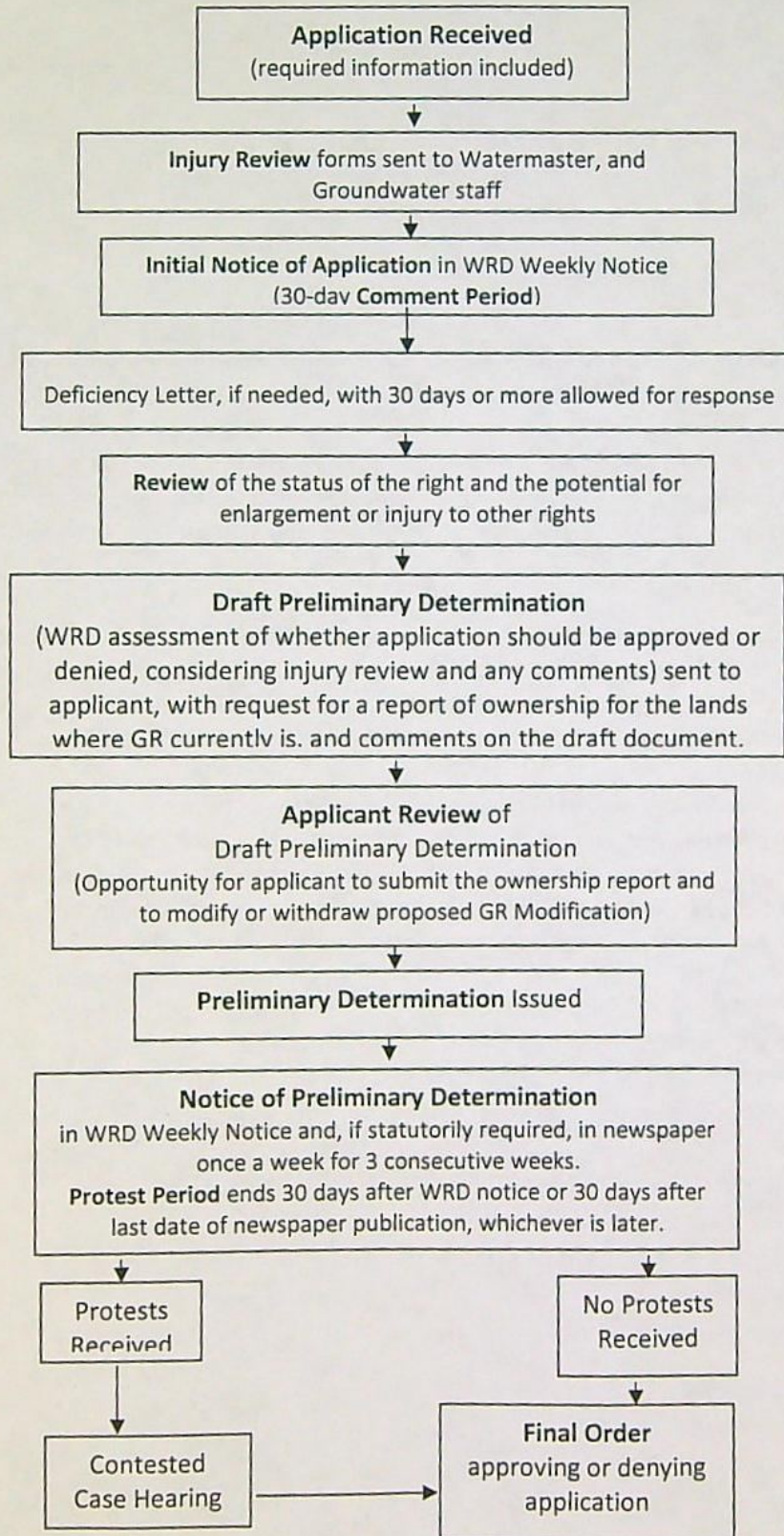
If you have any questions, please contact the Transfer Section at (503) 979-9931.

Cc: Watermaster Dist. #5, Gregory M. Silbernagel (via email)
Umatilla County
Walla Walla River Irrigation District

Enclosure

Groundwater Registration Modification Process

OAR 690 Division 382



**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

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

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

RECEIPT # **137597**

INVOICE # _____

RECEIVED FROM: Von Derahe Orchards LLC

APPLICATION: GR-2808

BY: _____

PERMIT: _____

TRANSFER: 1-13937

CASH: CHECK: # 1115 OTHER: (IDENTIFY)

TOTAL REC'D \$ 1,250.00

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 \$ _____ 46110
0410 RESEARCH FEES \$ _____
0408 MISC REVENUE: (IDENTIFY) _____ \$ _____
TC162 DEPOSIT LIAB. (IDENTIFY) _____ \$ _____
0240 EXTENSION OF TIME _____ \$ _____

WATER RIGHTS:

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

0205 TRANSFER \$ 1250.00

WELL CONSTRUCTION

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

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ _____ CARD# _____
0210 MONITORING WELLS \$ _____ CARD# _____

OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD) _____ \$ _____
0231 HYDRO LICENSE FEE (FW/WRD) _____ \$ _____
HYDRO APPLICATION _____ \$ _____

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION _____ \$ _____

RECEIPT: **137597**

DATED: 3-2-2022 BY: Mindy Carlse

Application for Groundwater Registration Modification



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

Part 1 of 5 – Minimum Requirements Checklist

This Groundwater Registration Modification application will be returned if Parts 1 through 4 and all required attachments are not completed and included.
For questions, please call (503) 986-0900, and ask for Transfer Section.

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

- Part 1 – Completed Minimum Requirements Checklist.
- Part 2 – Completed Application Map Checklist.
- Part 3 – Completed Applicant Information and Signature.
- Part 4 – Completed Groundwater Registration Modification Application – Groundwater Registration Information. (Only one Groundwater registration per application, unless the Groundwater registrations to be modified are layered).
- Completed Groundwater Registration Modification Application Map (Does not have to be prepared by a Certified Water Right Examiner).
- Groundwater registration modification fees – Amount enclosed: \$ 1,250. (\$875.00 for a place of use change only; \$1,250.00 for any other change or combination).

Attachments:

- N/A Request for Assignment Form and statutory fee. This form needs to be completed if the applicant owns the land to which the registration is appurtenant and is **not** the registration certificate holder of record. The Request for Assignment Form is available at <https://www.oregon.gov/OWRD/Forms/Pages/default.aspx>.
Assignment is not needed for any person or entity who can demonstrate authorization to request recognition of a modification (e.g. legal representative, power of attorney, agent, etc.) or the applicant is named on the certificate of registration, or has been assigned to the certificate of registration.
- 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.

(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	___ Assignment Form and fee not enclosed/insufficient
___ Additional signature(s) required	___ Part ___ is incomplete

Other/Explanation _____

Staff: _____ 503- _____ Date: ___/___/___

13937

Part 2 of 4 – Groundwater Registration Modification Map Checklist

Your Groundwater Registration Modification 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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- 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 appropriation such as main pipelines, canals, and ditches.
- Existing place of use that includes hachuring, 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 registration is being changed, a separate hachuring is needed for the portion of the registration left unchanged.
- N/A If you are proposing a modification in place of use, show the proposed place of use with hachuring including 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 appropriation with distance and bearing or coordinates from a recognized survey corner.
- N/A If you are proposing a modification in point(s) of appropriation, 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 4 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME VON DERAHE ORCHARDS LLC		PHONE NO. (503) 863-0096	ADDITIONAL CONTACT NO. (503) 397-4295
ADDRESS 56219 MARRACCI RD			FAX NO.
CITY Warren	STATE OR	ZIP 97053	E-MAIL vonderahe@comcast.net
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

APPLICANT/BUSINESS NAME self		PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS			FAX NO. RECEIVED
CITY	STATE	ZIP	E-MAIL MAR 02 2022
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED. OWRD			

Explain in your own words what you propose to accomplish with this modification; and why:

Replace a well to bring it up to standard

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)

(Check one box)

- By signing this application, I (we) understand that, upon receipt of the draft preliminary determination and prior to Department approval of the Groundwater modification, I (we) will be required to provide landownership information and evidence that I am authorized to pursue the modification as identified in OAR 690-382-0400(16)(a); OR
- I (we) affirm the applicant is a municipality as defined in ORS 540.510(3)(b) and that the right is in the name of the municipality or a predecessor; OR
- I (we) affirm that the applicant is an entity with the authority to condemn property and is acquiring the property to which the Groundwater registration proposed for modification is appurtenant by condemnation and have attached supporting documentation.

I understand that prior to Department approval of the groundwater registration modification, 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 groundwater registration 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 paper: _____.

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



Michael W VonDerahe
Applicant Signature

Michael W VonDerahe Feb 28, 2022
Print Name (and Title if applicable) Date
Registered Agent

Applicant Signature

Print Name (and Title if applicable) Date

Is the applicant the sole owner of the land on which the Groundwater registration modification or portion thereof, is located? Yes No If NO, include signatures of all deeded landowners (and mailing and/or e-mail addresses if different than the applicant's) or attach affidavits of consent (and mailing and/or e-mail addresses) from all landowners or individuals/entities to which the Groundwater registration has been conveyed.

13937

Check the appropriate box, if applicable:

Check here if the Groundwater registration proposed for modification is or will be located within or served by an irrigation or other water district.

IRRIGATION DISTRICT NAME WW River Irrigation District		ADDRESS P.O. Box 248	
CITY Milton-Freewater	STATE OR	ZIP 97862	

Check here if water for the Groundwater registration is supplied under a water service agreement or other contract with a federal agency or other entity.

ENTITY NAME		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 Umatilla County		ADDRESS	
CITY	STATE	ZIP	

ENTITY NAME		ADDRESS	
CITY	STATE	ZIP	

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Part 4 of 4 – Groundwater Registration Information

Please use a separate Part 4 for each registration being modified. See instructions on page 5, to copy and paste additional Part 4s, or to add additional rows to tables within the form.

Groundwater Registration # GR-2808 (Certificate # GR-2650)

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

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

POA Name or Number	Is this POA Authorized by the registration or is it Proposed?	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)
	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	UMAT 4740	6N	35	27	NE/SW		505' east + 1320' North of S ⁴ corner of Sec 27
	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed		6N	35	27	NE/SW		500' west, 1550' North from S ⁴ corner of Sec 27
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							

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

- | | |
|---|---|
| <input type="checkbox"/> Place of Use (POU) | <input checked="" type="checkbox"/> Point of Appropriation (well) (POA) |
| <input type="checkbox"/> Character of Use (USE) | <input type="checkbox"/> Additional Point of Appropriation (APOA) |

Will all of the proposed changes affect the entire Groundwater registration?

- 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 registration to be changed.

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Please use and attach additional pages of Table 2 as needed.
See page 5 for instructions.

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

Table 2. Description of Modifications to Registration GR-~~2808~~ (Certificate # GR-~~2690~~)

List only the part of the registration that will be modified. For the acreage in each ¼ ¼, list the modification proposed. If more than one modification, specify the acreage associated with each modification. If more than one POA, specify the acreage associated with each POA.

AUTHORIZED (the "from" or "off" lands) The listing that appears in the registration BEFORE PROPOSED CHANGES List only that part or portion of the groundwater registration that will be changed.											Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.														
Twp	Rng	Sec	¼	¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POA(s) (name or number from Table 1)	Priority Date		Twp	Rng	Sec	¼	¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POA(s) to be used (from Table 1)	Priority Date				
EXAMPLE																										
2	S	9	E	15	NE	NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E	1	NW	NW	500	1	10.0		POD #5	1901
"	"	"	"	"	"	"	"	"	"	EXAMPLE	"	"	"	2	S	9	E	2	SW	NW	500		5.0		POD #6	1901
RECEIVED MAR 02 2022 OWRD																										
TOTAL ACRES											TOTAL ACRES															

Additional remarks: . No changes

Groundwater Registration # GR-2808 (Certificate # GR-2650)

For a modification in place of use or character of use:

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

If YES, list the other certificate, water use permit, or other Groundwater registration numbers:



Pursuant to OAR 690-382-0200, any "layered" water use, such as an irrigation right that is supplemental to a primary irrigation right proposed for transfer, must be concurrently transferred with the registration or be cancelled. Any change to a water right must be filed separately in a transfer application. Any change to a water use permit must be filed separately with a permit amendment. Any modification to a Groundwater registration on the "to" lands must be filed separately with a Groundwater registration modification.

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

- Well log(s) are attached for each well that are clearly labeled and associated with the corresponding well(s) in Table 1 above and on the accompanying application map. **RECEIVED**
(Tip: You may search for well logs on the Department's web page at:
http://apps.wrd.state.or.us/apps/gw/well_log/) **MAR 02 2022**

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. **OWRD**

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 adequate information is likely to delay the processing of your modification application until it is received. The information is necessary for the department to assess whether the proposed well(s) will access the same source aquifer as the authorized point(s) of appropriation (POA). The Department is prohibited by law from approving POA changes that do not access the same source aquifer.

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

STATE ENGINEER
Salem, Oregon

UMAT
4740

Well Record

STATE WELL NO. 6N/35-27
COUNTY UMATILLA
APPLICATION NO. GR-2808

OWNER: Robert R. Ireland

MAILING ADDRESS:

P. O. Box 1003

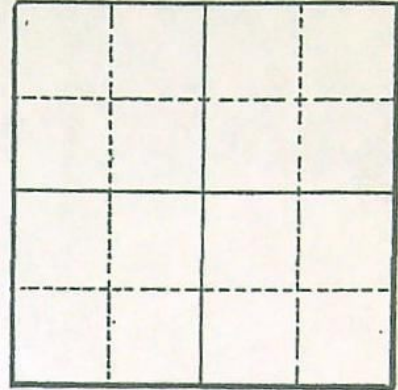
LOCATION OF WELL: Owner's No. _____

CITY AND STATE:

Milton-Freewater, Oregon

SE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 27 T. 6 N. S. R. 35 W. W.M.

Bearing and distance from section or subdivision corner 505' W. and 1320' N.



Section _____

Altitude at well _____

TYPE OF WELL: Dug, drilled Date Constructed 1919

Depth drilled 50 Depth cased 50

CASING RECORD:

6-feet
6-inch

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FINISH:

AQUIFERS:

WATER LEVEL:
20-feet

PUMPING EQUIPMENT: Type Centrifugal G.E.
Capacity 250 G.P.M.

H.P. 3

WELL TESTS:

Drawdown _____ ft. after _____ hours _____ G.P.M.

Drawdown _____ ft. after _____ hours _____ G.P.M.

USE OF WATER irrigation Temp. _____ °F. _____, 19_____

SOURCE OF INFORMATION GR-2650

DRILLER or DIGGER _____

ADDITIONAL DATA:

Log _____ Water Level Measurements _____ Chemical Analysis _____ Aquifer Test _____

REMARKS:

13937

Application for Water Right Transfer

Evidence of Use Affidavit



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

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

State of Oregon)
) SS
 County of UMATILLA)

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MAR 04 2022

I, Christophe Baron in my capacity as LANDOWNER,

mailing address PO Box 1602 Walla Walla, WA 99362

OWRD

telephone number (509) 321 6971, being first duly sworn depose and say:

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

- Personal observation Professional expertise

2. I attest that:

- Water was used during the previous five years on the **entire** place of use for Certificate # 13116, AND 13161; **OR**
- My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township		Range		Mer	Sec	¼ ¼		Gov't Lot or DLC	Acres (if applicable)
13116	5	N	36	E	WM	25	SE	SW	TL 801	
13161	5	N	36	E	WM	25	SE	SW	TL 801	

OR

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

(continues on reverse side)

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3. The water right was used for: (e.g., crops, pasture, etc.): PASTURE FOR COWS AND HORSES

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

[Signature]
Signature of Alliant

02/21/2022
Date

Signed and sworn to (or affirmed) before me this 21st day of February 2022.



[Signature]
Notary Public for Oregon

My Commission Expires: 06/24/2024

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

Application for Water Right Transfer Evidence of Use Affidavit



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

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

RECEIVED

MAR 04 2022

OWRD

State of Oregon)
) ss
County of UMATILLA)

I, Colt Adahl, in my capacity as LANDOWNER, - neighbor
mailing address 56582 N. Fork WAILA WAILA RIVER Rd M-F, Or. 97862
telephone number (509) 386-1833, being first duly sworn depose and say:

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

- Personal observation Professional expertise

2. I attest that:

- Water was used during the previous five years on the **entire** place of use for Certificate # 13116, AND 13161; **OR**
- My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township		Range		Mer	Sec	¼ ¼		Gov't Lot or DLC	Acres (if applicable)
13116	5	N	36	E	WM	25	SE	SW	TL 801	
13161	5	N	36	E	WM	25	SE	SW	TL 801	

OR

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

13937

(continues on reverse side)

3. The water right was used for: (e.g., crops, pasture, etc.): PASTURE FOR COWS AND HORSES

OWRD

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

mine is personal observation of use by flood irrigation when helping MR. JENSEN.

[Signature]
Signature of Affiant

2-22-2022
Date

Signed and sworn to (or affirmed) before me this 22 day of Feb, 2022.



[Signature]
Notary Public for Oregon

My Commission Expires: 7-25-2023

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

13937

Application for Water Right Transfer

Evidence of Use Affidavit



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

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

RECEIVED

MAR 04 2022

OWRD

State of Oregon)
) ss

County of UMATILLA)

I, Neil Liewallen in my capacity as LANDOWNER,

mailing address 80798 S Fork Walla Walla Rvr Rd Milton-Freewater, OR 97862

telephone number (503) 938-6162, being first duly sworn depose and say:

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

- Personal observation Professional expertise

2. I attest that:

Water was used during the previous five years on the **entire** place of use for Certificate # 13116, AND 13161; **OR**

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

Certificate #	Township		Range		Mer	Sec	¼ ¼		Gov't Lot or DLC	Acres (if applicable)
13116	5	N	36	E	WM	25	SE	SW	TL 801	
13161	5	N	36	E	WM	25	SE	SW	TL 801	

OR

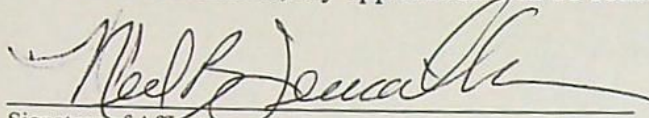
- Confirming Certificate # _____ has been issued within the past five years; **OR**
- Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: _____ (Note: If the entire right proposed for transfer was not leased, additional evidence of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

15937

(continues on reverse side)

3. The water right was used for: (e.g., crops, pasture, etc.): PASTURE FOR COWS AND HORSES

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


Signature of Affiant

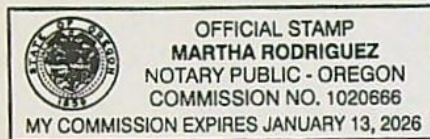
Feb 18/22
Date

RECEIVED

MAR 04 2022

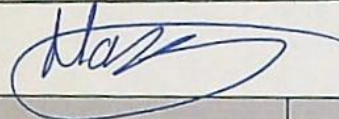
OWRD

Signed and sworn to (or affirmed) before me this 18 day of February, 2022.



Notary Public for Oregon

My Commission Expires: January 13 2026



Supporting Documents	Examples
<input type="checkbox"/> Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
<input type="checkbox"/> Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> • Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
<input type="checkbox"/> Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> • District assessment records for water delivered • Crop reports submitted under a federal loan agreement • Beneficial use reports from district • IRS Farm Usage Deduction Report • Agricultural Stabilization Plan • CREP Report
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<input type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

13937

Application for Water Right Transfer

Evidence of Use Affidavit



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

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

RECEIVED

MAR 04 2022

OWRD

State of Oregon)
) SS
 County of UMATILLA)

I, Diane Kevallens in my capacity as LANDOWNER,

mailing address 85798 S. Fork Walla Walla Riv Rd Milton-Freewater OK 97861

telephone number (____) _____, being first duly sworn depose and say:

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

- Personal observation Professional expertise

2. I attest that:

Water was used during the previous five years on the **entire** place of use for Certificate # 13116, AND 13161; **OR**

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

Certificate #	Township		Range		Mer	Sec	¼ ¼		Gov't Lot or DLC	Acres (if applicable)
13116	5	N	36	E	WM	25	SE	SW	TL 801	
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OR

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13937

(continues on reverse side)

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

RECEIVED

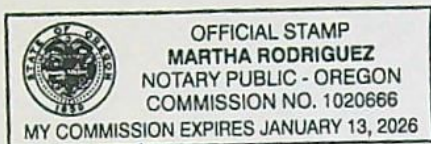
MAR 04 2022

Diane L. Linn
Signature of Affiant

2-18-22
Date

OWRD

Signed and sworn to (or affirmed) before me this 18 day of February, 2022



Notary Public for Oregon

My Commission Expires: January 13 2026

[Handwritten Signature]

Supporting Documents	Examples
<input type="checkbox"/> Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
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- 13937

Application for Water Right Transfer Evidence of Use Affidavit



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

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

State of Oregon)
) ss
 County of UMATILLA)

I, Michael Callahan in my capacity as LANDOWNER'S TENANT
 mailing address 81834 South Fork Walla Walla River, M.F. 95862
 telephone number (541) 938-6411, being first duly sworn depose and say:

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

- Personal observation Professional expertise

RECEIVED

MAR 04 2022

2. I attest that:

OWRD

Water was used during the previous five years on the **entire** place of use for Certificate # 13116, AND 13161; **OR**

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

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

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

- 13937

(continues on reverse side)

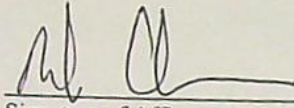
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4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

RECEIVED

MAR 04 2022

OWRD



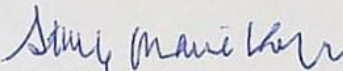
Signature of Affiant

2.22.2022

Date

Signed and sworn to (or affirmed) before me this 22 day of Feb, 2022.




Notary Public for Oregon

My Commission Expires: 11/1/25

Supporting Documents	Examples
<input type="checkbox"/> Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
<input checked="" type="checkbox"/> Copies of receipts from sales of irrigated crops or for expenditures related to use of water <i>used for pasture -</i>	<ul style="list-style-type: none"> • Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
<input type="checkbox"/> Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> • District assessment records for water delivered • Crop reports submitted under a federal loan agreement • Beneficial use reports from district • IRS Farm Usage Deduction Report • Agricultural Stabilization Plan • CREP Report
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<input type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

13937

MILTON-FREEWATER RANCH & HOME

85342 HIGHWAY 11
MILTON FREEWATER, OR 97862

PH (541) 938-4200
FAX (541) 861-3288

Invoice: 1330053303
Date: 05/14/2019 2:33 PM
Sales Rep #: 2316 Camryn C.

MILTON-FREEWATER RANCH & HOME

85342 HIGHWAY 11
MILTON FREEWATER, OR 97862

PH (541) 938-4200
FAX (541) 861-3288

Invoice: 1330053367
Date: 05/14/2019 5:02 PM
Sales Rep #: MFNEW MF New Cahsier

RECEIVED

MAR 04 2022

OWRD

Sold To: **CASH/CK/CREDIT**CUSTOMER!

Sold To: **CASH/CK/CREDIT**CUSTOMER!

Customer #: 0000001

ITEM #	PRICE	QTY	TOTAL
-MSC	6.89 /EA	1.00	6.89
MISCELLANEOUS			
WARREN- MG610014	2.99 /EA	1.00	2.99
GREASE LITHIUM MULTI PURPOSE 14OZ			

Sales Total \$9.88
Addl Charges 0.00

Tax 0.00
TOTAL \$9.88

Tendered:
VISA 5723 9.88
Auth Code: 438906

Total applied: \$9.88
Total change: \$0.00

Signature:

Customer #: 0000001

ITEM #	PRICE	QTY	TOTAL
-MSC	6.89 /EA	3.00	20.67
MISCELLANEOUS			

Sales Total \$20.67
Addl Charges 0.00

Tax 0.00
TOTAL \$20.67

Tendered:
VISA 5723 20.67
Auth Code: 439604

Total applied: \$20.67
Total change: \$0.00

Signature:

black plastic

*black plastic
grease*

head gate parts



NATURE VERIFIED
d: CREDIT
ATM: VISA
A0000000980840
*****6787
#: 161749

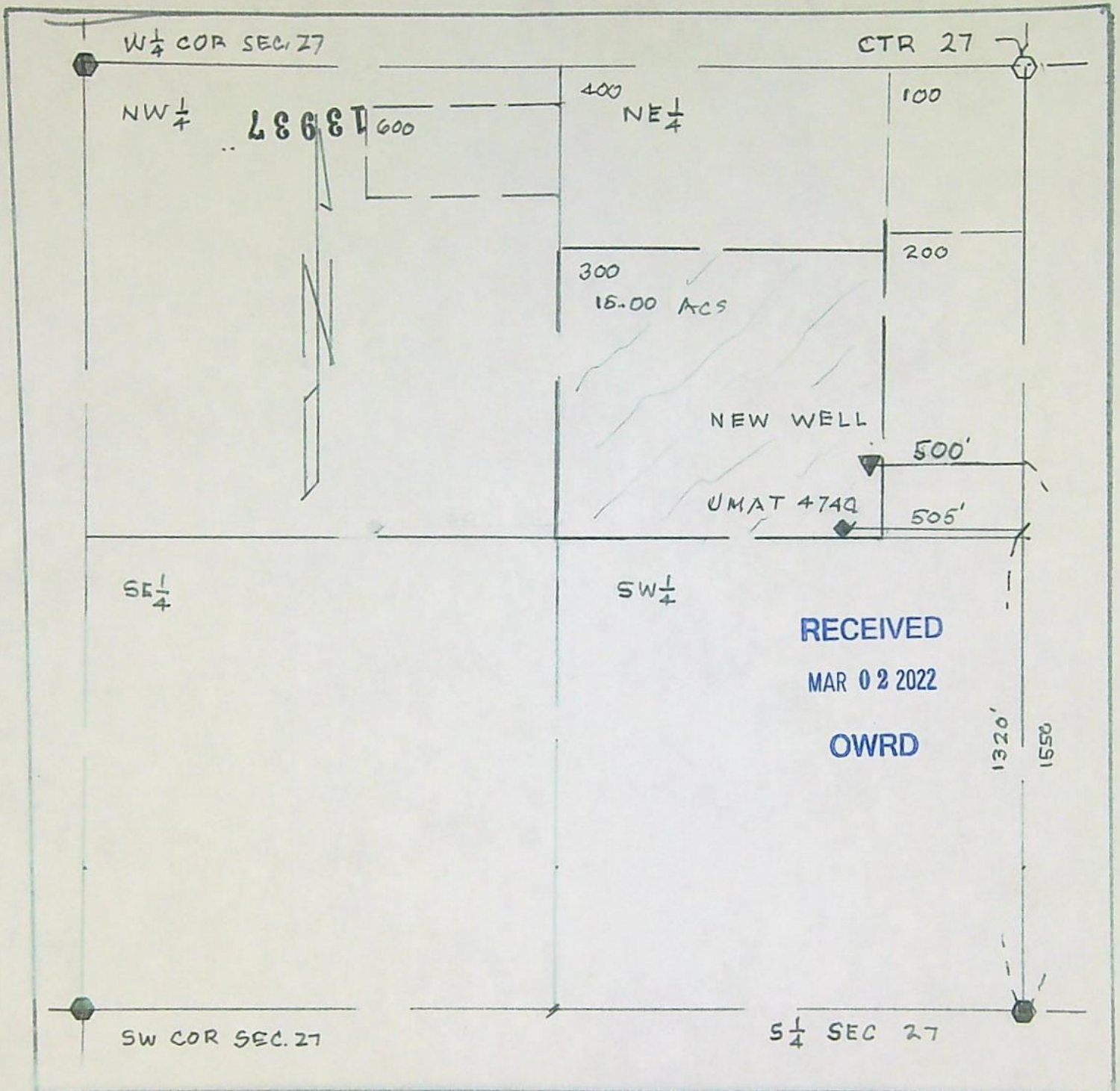
EBIT XXXXXXXXXXXXX5723
FAEL L CALAHAN
#: 906500519240
#: 161749

Transaction 000000
Total \$58.91
DEBIT CARD SALE \$58.91

Cashier: James
Transaction 000000

2150 KEY BLVD
MILTON FREEWATER, OR 97862
5095206045

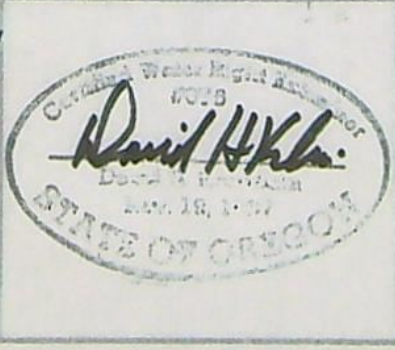
Dunning Irrigation Supply
MF



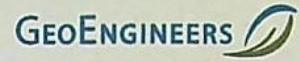
RECEIVED
 MAR 02 2022
 OWRD

KRUMBEIN ENGINEERING LTD. ENGINEERS - SURVEYORS - PLANNERS 361. S.E. Second Pendleton, Oregon	Scale 1" = 400'	Drn. By DHK	Drng. No. 2203 A	Revision 1
	Date 2-25-22	Ckd. By	Job No. 2213	Revision 2

GROUNDWATER REGISTRATION
VON DERAHE ORCHARDS LLC
 NE 1/4, SW 1/4, SEC. 27, T.6N, R35E.
 UMATILLA COUNTY, OR



RENEWS 6/30/2023



8019 West Quinault Avenue, Suite 201
Kennewick, Washington 99336
509.209-2846

March 1, 2022

RECEIVED

MAR 04 2022

OWRD

Corey Courchane, Transfer Section
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301

RE: Point of Diversion and Place of Use Transfer Application for Youth Stimulus Package, LLC
(Randall Harvey) – Certificates 13116, 13161 – Additional Evidence of Use Documents

Dear Corey:

Enclosed please find five signed affidavits attesting to the use of Certificate 13116 and 13161 annually, signed by individuals with personal knowledge of use for irrigation. Christophe Baron, a neighbor and fellow irrigator, lives at the head of the ditch and personally opens the headgate each year to deliver water to his place, the Widners, and to Mr. Jensen; Colt Afdahl works for Mr. Jensen and personally observes the flood irrigation into the pasture; Neil and Diane Lieuallen are neighbors across the road and see the flood irrigation into the pasture every year; Michael Callahan is another employee of Mr. Jensen's who helps with the irrigation of the pasture. He also provided us with a receipt for parts and repair for the headgate.

These affidavits and additional receipt meet the burden of proof for the validity of the water rights in question. Therefore the department should issue a Draft Preliminary Determination to approve the transfer. Should you have any questions regarding these affidavits, please do not hesitate to contact me.

Sincerely,

Molly Reid
Senior Planner

Cc: Randall Harvey – Youth Stimulus Package, LLC – Managing Member
File

Land Use Information Form



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

RECEIVED

MAR 02 2022

OWRD

NOTE TO APPLICANTS

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

This form is NOT required if:

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

NOTE TO LOCAL GOVERNMENTS

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

Land Use Information Form



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

RECEIVED

MAR 02 2022

Applicant(s): VONDerake Orchards LLC
 Mailing Address: 56219 Marracci Rd
 City: Warren State: OR Zip Code: 97053 Daytime Phone: (503) 863-0096

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:
6N	35	27	NE/SW	300	EFU	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Irrigation
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	

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

Umatilla County

B. Description of Proposed Use

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

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

Source of water: Reservoir/Pond
 Ground Water
 Surface Water (name) _____

Estimated quantity of water needed: 250 cubic feet per second
 gallons per minute
 acre-feet

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

Briefly describe:

Irrigation for fruit orchards

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

See bottom of Page 3. →

For Local Government Use Only

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): UCDC 152.056 (Farm Use)
- Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) If approvals have been obtained but all appeal periods have not ended, check "Being pursued."

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

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

Name: Robert T Waldher Title: Director

Signature: Robert T Waldher Phone: 541-278-6251 Date: 02/18/21

Government Entity: Umatilla County Planning Dept.

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: _____

February 28, 2022

RECEIVED

MAR 02 2022

OWRD

Joan,

Enclosed are the materials needed for our groundwater modification application:

- Application for Groundwater Registration Modification
- Land Use Information Form
- Request for Assignment by Proof of Ownership

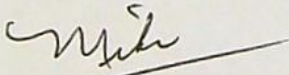
If there are any question for the CWRE, his contact information is:

- Dave Krumbein
- (541) 276-3244, office, and (541) 377-9054 cell
- Dave.krumbein@gmail.com

Please let me know if I need to correct any errors or provide any further information. My contact information is:

- Mike VonDerahe
- (503) 863-0096 cell
- vonderahe@comcast.net

Thank you so much for all your help on this process!



Mike



**Oregon Water Resources Department
Ground Water Registration Modification**

- Main
- Help
- Return
- Contact Us

Today's Date: Friday, March 4, 2022	Fee Calculation
Fill in information below-- Check each box that applies.	
<input type="checkbox"/> Place of Use	
<input checked="" type="checkbox"/> Point of Diversion (POD)/Appropriation (POA); and/or Additional POD/POA; and/or SW POD to GW POD	
<input type="checkbox"/> Character of Use	
Ground Water Modification Fee	\$1,250.00
<input type="button" value="Calculate"/>	<input type="button" value="Clear"/>

Groundwater Registration Modification (GR Mod) Application Checklist

Checked by Aela Date 3/4/22

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

1. Is the name of the GR Mod applicant(s) the same as the GR claim holder(s) of record? *Assignment sent w/ GR App*
- If not, one of the following must be included with the application:
- a) A written statement from the GR claim holder, consenting to the proposed GR Mod Application (if the GR claim holder(s) of record is the current property owner), *OR*.
 - b) A concurrent "Request for Assignment" to move the GR claim into the GR Mod applicant's name must be submitted (if the GR Mod applicant(s) is the current property owner), *OR*
 - c) A concurrent "Request for Assignment" to move the GR claim into the name of a third party (who now owns the property) must be submitted, *and* the third party will need to provide a written statement consenting to the proposed GR Mod Application.

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?

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

- If application proposes ONLY a change in place of use = \$875.00
- If application proposes any other change or combination of changes = \$1,250.00

4. Page 3 of application: Have all the applicants listed at the top of the page signed at the bottom?

If not, whose signature is missing? _____

5. If all #1-#4 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, or #4 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.