

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



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

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

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

FOR ALL TEMPORARY TRANSFER APPLICATIONS Received by OWRD

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

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- ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ Part 2 – Completed Temporary Transfer Application Map Checklist.
- ☒ Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the online fee calculator at:
http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator.
- ☒ Part 4 – Completed Applicant Information and Signature.
- ☒ Part 5 – Information about Transferred Water Rights: **How many water rights are to be transferred? 1 List them here: 94893**

Please include a separate Part 5 for each water right. (See instructions on page 6)

- ☒ ☐ N/A For standard Temporary Transfer (one to five years) **Begin Year: 2025 End Year: 2029.**
- ☐ ☒ N/A Temporary Drought Transfer (Only in counties where the Governor has declared drought)

Attachments:

- ☒ Completed Temporary Transfer Application Map.
- ☒ Completed Evidence of Use Affidavit and supporting documentation.
- ☒ Current recorded deed for the land **from** which the authorized place of use is temporarily being moved.
- ☐ ☒ N/A Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land upon which the water right is located.)
- ☒ ☐ N/A Supplemental Form D – For water rights served by or issued in the name of a district. Complete when the temporary transfer applicant is not the district.
- ☒ ☐ N/A Oregon Water Resources Department's Land Use Information Form with approval and signature from each local land use authority in which water is to be diverted, conveyed, and/or used. Not required if water is to be diverted, conveyed, and/or used only on federal lands or if **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 (if necessary to convey water to the proposed place of use).

(For Staff Use Only)

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

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

Other/Explanation _____

Staff: _____ Phone: _____ Date: ____/____/____

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Part 2 of 5 – Temporary Transfer Application Map Checklist

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

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

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

FEE WORKSHEET for TEMPORARY (not drought) TRANSFERS			
1	Base Fee (includes temporary change to one water right for up to 1 cfs)	1	\$950.00
2	Number of water rights included in transfer: <u>1 (2a)</u> Subtract 1 from the number in 3a above: <u>0 (2b)</u> If only one water right this will be 0 Multiply line 2b by \$310.00 and enter » » » » » » » » » » » » » » » »	2	0
3	Do you propose to change the place of use for a non-irrigation use? ☒ No: enter 0 on line 3 » » » » » » » » » » » » » » » » ☐ Yes: enter the cfs for the portions of the rights to be transferred: _____(3a) Subtract 1.0 from the number in 3a above: _____(3b) If 3b is 0, enter 0 on line 3 » » » » » » » » » » » » » » » » If 3b is greater than 0, round up to the nearest whole number: _____(3c) and multiply 4c by \$210.00, then enter on line 3	3	0
4	Do you propose to change the place of use for an irrigation use? ☐ No: enter 0 on line 4 » » » » » » » » » » » » » » » » ☒ Yes: enter the number of acres in the footprint of the place of use for the portions of the rights to be transferred: <u>100.0 (4a)</u> Multiply the number of acres in 4a above by \$2.70 and enter on line 4 » »	4	\$270.00
5	Add entries on lines 1 through 4 above » » » » » » » » » » Subtotal:	5	\$1,220.0
6	Is this transfer: ☐ necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? ☐ endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat? If one or more boxes is checked, multiply line 5 by 0.5 and enter on line 6 » If no box is applicable, enter 0 on line 7» » » » » » » » » » » » » » » »	6	0
7	Subtract line 6 from line 5 » » » » » » » » » » » » » » » Transfer Fee:	7	\$1,220.0

FEE WORKSHEET for TEMPORARY DROUGHT TRANSFERS			
1	Base Fee (includes drought application and recording fee for up to 1 cfs)	1	\$200.00
	Enter the cfs for the portions of the rights to be transferred (see example below*): _____ (2a) Subtract 1.0 from the number in 2a above: _____ (2b) If 2b is 0, enter 0 on line 2 » » » » » » » » » » » » » » » » If 2b is greater than 0, round up to the nearest whole number: _____ (2c) and multiply 2c by \$50, then enter on line 2 » » » » » » » » »		
2		2	
3	Add entries on lines 1 through 2 above » » » » » » » » » » Transfer Fee:	3	

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

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Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME PHILIP & PENELOPE KNIGHT		PHONE NO.	ADDITIONAL CONTACT NO. 541-977-5275
ADDRESS 34645 SW CLOUDREST LANE		FAX NO.	
CITY HILLSBORO	STATE OR	ZIP 97123	E-MAIL
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

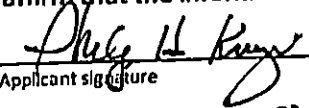
Agent Information – The agent is authorized to represent the applicant in all matters relating to this application.

AGENT/BUSINESS NAME JOHN A. SHORT / WATER RIGHT SERVICES, LLC		PHONE NO. 541-389-2837	ADDITIONAL CONTACT NO.
ADDRESS PO BOX 1830		FAX NO.	
CITY BEND	STATE OR	ZIP 97709	E-MAIL JOHNSHORT@USA.COM
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

Explain in your own words what you propose to accomplish with this transfer application and why: 100 acres of groundwater is being temporarily transferred to a new Place of Use and Point of Appropriation to be used once existing junior rights are regulated off.

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

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


Applicant signature

Philip H. Knight
Print Name (and Title if applicable)

1/20/25
Date


Applicant signature

PENELOPE P. KNIGHT
Print Name (and Title if applicable)

1/20/25
Date

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

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

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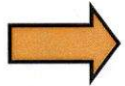
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☒ Check here if any of the water rights proposed for transfer are or will be located within or served by an irrigation or other water district. (NOTE: If this box is checked, you must complete and attach Supplemental Form D.)

DISTRICT NAME North Unit Irrigation District	ADDRESS 2024 NW Beech St.	
CITY Madras	STATE OR	ZIP 97741

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

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP



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

ENTITY NAME JEFFERSON COUNTY COMMUNITY DEVELOPMENT	ADDRESS 85 SE "D" ST	
CITY MADRAS	STATE OR	ZIP 97741

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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INSTRUCTIONS for editing the Application Form

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

Microsoft Word 2003

Unlock the document by one of the following:

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

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

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

Microsoft Word 2007

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

Microsoft Word 2010

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

Once the application has been unlocked, you may:

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

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

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Other Alternatives:

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

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Part 5 of 5 – Water Right Information

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

Water Right Certificate # **94893**

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Description of Water Delivery System

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System capacity: **2 cfs** cubic feet per second (cfs) OR

Salem, OR

_____ gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. **150 hp pump fills pond from which 75 hp pump drives directly piped pivot.**

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

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

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate, or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-____)	Twp		Rng		Sec	¼ ¼		Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
Well #2	☒ Authorized ☐ Proposed	CROO 1999	15	S	15	E	32	NE	S W	100	1750' N, 2050' E OF SW COR SEC 32
Well #4	☒ Authorized ☐ Proposed	L-121059	15	S	15	E	32	S W	NE	100	3690' N, 2870' E OF SW COR SEC 32
Well #1	☐ Authorized ☒ Proposed	L-151259	12	S	12	E	34	SE	S W	400	170' N, 2550' E OF SW COR SEC 34
	☐ Authorized ☐ Proposed										

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

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

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

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

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

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

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

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

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

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

AUTHORIZED (the "from" or "off" lands) The listing that appears on the Certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.											Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.														
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp		Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1).	Priority Date						
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
15	S	15	S	29	SE	SW	100		1.5	IR	POD #2 POD #4	1997	POU/POA	12	S	12	E	34	NE	SW	400		26.7		WELL #1	1997
15	S	15	S	32	NW	NE	"		11.7	"	"	"	"	"	"	"	"	NW	SW	"		25.6		"	"	
"	"	"	"	"	SW	NE	"		26.8	"	"	"	"	"	"	"	"	SW	SW	"		25.3		"	"	
"	"	"	"	"	NE	NW	"		30.4	"	"	"	"	"	"	"	"	SE	SW	"		22.4		"	"	
"	"	"	"	"	SE	NW	"		21.8	"	"	"	"													
"	"	"	"	"	NE	SW	"		7.8	"	"	"	"													
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Salem, OR																										
TOTAL ACRES						100.0	TOTAL ACRES														100.0					

Additional remarks: _____

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Water Right Certificate # 94893

For Place of Use Changes

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

If YES, list the certificate, water use permit, or ground water registration numbers: 72279, 93422, 72281, Permits S-54930 & S-55394, being transferred elsewhere.

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

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

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

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well, OWRD Well ID Tag No. L-____	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well - specific rate (cfs or gpm). If less than full rate of water right
WELL #2	YES	CROO 1999	294'	6"		25'	100'-185'	42'	OPALITE	0.83 cfs
WELL #4	YES	L-121059	342'	6"		18.5'	282'-322'	157'	CLAY STONE	0.66 cfs
WELL #1	YES	L-151259	985'	10"		71'		745'	BASALT	1.25 cfs

Klamath Basin/County Drought Transfer Applications

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

Is there currently a flowmeter installed on each of the POAs listed in Table 1 of this application? ☐ Yes ☐ No*

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

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

OWNER'S WELL NAME OR NUMBER.	WELL TAG NUMBER (IF AVAILABLE)	WELL LOG ID (E.G., KLAM 1234)	FLOWMETER SERIAL NUMBER	FLOWMETER READING	FLOWMETER DATE	FLOWMETER LOCATION
N/A						

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Oregon Water Resources Department
Transfer Fee Calculation for Temporary Transfer

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Today's Date: Thursday, January 16, 2025

**Fee
Calculation**

Base Fee (includes temporary change to one water right for up to 1 cfs)

\$950.00

Fill in information below-- Check each box that applies.

Enter total number of water rights included in transfer.

1

\$0.00

☐ Check this box if you propose to change the place of use for a NON-irrigation use.

☒ Check this box if you propose to change the place of use for an irrigation use.

Enter the number of acres in the footprint of the place of use to be transferred.

100

\$270.00

(If a supplemental certificate also covers the same land as an included primary right, count the acreage only once.)

Total Transfer CFS(rounded up to the next whole cfs):

Subtotal:

\$1,220.00

☐ The transfer is necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932.

☐ The transfer is endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat.

Discount:

☐ Check the box if you are submitting the application and map in a Department-approved digital format.

Transfer Fee:

\$1,220.00

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Salem, OR

Application for Water Right Transfer Evidence of Use Affidavit



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

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

State of Oregon)
County of DESCHUTES) ss

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JAN 29 2025

I, JOHN A. SHORT, in my capacity as AGENT,
mailing address PO BOX 1830, BEND, OR 97709

Salem, OR

telephone number (541)389-2837, 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 # _____; OR

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

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

OR

- ☒ Confirming Certificate # 94893 has been issued within the past five years; OR
- ☐ Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: _____ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for the portion not leased instream.); OR
- ☐ The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.
- ☐ Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # _____ (For Historic POD/POA Transfers)

(continues on reverse side)

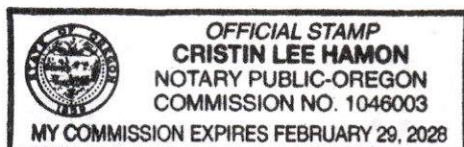
3. The water right was used for: (e.g., crops, pasture, etc.): CROPS

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

[Signature]
Signature of Affiant

1-21-2025
Date

Signed and sworn to (or affirmed) before me this 21st day of January, 2025.



C. Lee Hamon
Notary Public for Oregon

My Commission Expires: 2-29-28

Supporting Documents	Examples
☒ Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
☐ Copies of receipts from sales of irrigated crops or for expenditures related to use of water	• Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
☐ Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	• District assessment records for water delivered • Crop reports submitted under a federal loan agreement • Beneficial use reports from district • IRS Farm Usage Deduction Report • Agricultural Stabilization Plan • CREP Report
☐ Aerial photos containing sufficient detail to establish location and date of photograph	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. 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
☐ Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

Received by OWRD

JAN 29 2025 14600 -

BLX

NO PART OF ANY STEVENSON'S FORM MAY BE REPRODUCED IN ANY FORM OR BY ANY ELECTRONIC OR MECHANICAL MEANS.

FREUND / SPENCER INVESTMENT GROUP, LLC
83028 NE LOWER MEADOW DRIVE, SUITE 200
BEND, OR 97701

Grantor's Name and Address
PHILIP & PENELOPE KNIGHT
34845 SW CLOUDREST LANE
HILLSBORO, OR 97123

Grantor's Name and Address
After recording, return to (Name and Address):
PHILIP & PENELOPE KNIGHT
34845 SW CLOUDREST LANE
HILLSBORO, OR 97123

Until requested otherwise, send all tax statements to (Name and Address):

Crook County Official Records

2021-310908

DEED-D

08/03/2021 02:28:02 PM

Pgs=5

\$25.00 \$2.00 \$11.00 \$10.00 \$61.00
\$5.00

\$114.00

I, Cheryl Seely, County Clerk for Crook County,
Oregon, certify that the instrument identified
herein was recorded in the Clerk records.

Cheryl Seely - County Clerk



QUITCLAIM DEED

KNOW ALL BY THESE PRESENTS that FREUND / SPENCER INVESTMENT GROUP, LLC

hereinafter called grantor, for the consideration hereinafter stated, does hereby remise, release and forever quitclaim unto
PHILIP & PENELOPE KNIGHT

hereinafter called grantee, and unto grantee's heirs, successors and assigns, all of the grantor's right, title and interest in that certain
real property, with the tenements, hereditaments and appurtenances thereunto belonging or in any way appertaining, situated in
CROOK County, State of Oregon, described as follows (legal description of property):

A PORTION OF THAT CERTAIN OREGON WATER RIGHT DESCRIBED IN OREGON WATER RESOURCES DEPARTMENT
CERTIFICATE 94893 OR ANY SUPERCEEDING CERTIFICATES, EXHIBIT A, SAID PORTION CONSISTING OF 100.0 ACRES
AND 1.25 CFS APPURTENANT TO TAX LOT 100 PRIMARILY IN SECTION 32, TOWNSHIP 15 SOUTH RANGE 16 EAST, WM
AS DEPICTED IN EXHIBIT B ATTACHED HERETO AND INCORPORATED BY REFERENCE.

Received by OWRD

JAN 29 2025

Salem, OR

Return To:
Deschutes County
Title Company
DE15327

THIS DOCUMENT FILED FOR RECORD BY
DESCHUTES COUNTY TITLE COMPANY AS
AN ACCOMMODATION ONLY. IT HAS NOT
BEEN EXAMINED AS TO ITS EXECUTION
OR AS TO ITS EFFECT UPON THE TITLE

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE)

To Have and to Hold the same unto grantee and grantee's heirs, successors and assigns forever.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ 1,500,000. ☐ However, the
actual consideration consists of or includes other property or value given or promised which is ☐ part of the ☐ the whole (indicate
which) consideration. ☐ (The sentence between the symbols ☐, if not applicable, should be deleted. See ORS 93.030.)

In construing this instrument, where the context so requires, the singular includes the plural, and all grammatical changes
shall be made so that this instrument shall apply equally to businesses, other entities and to individuals.

IN WITNESS WHEREOF, grantor has executed this instrument on 7-15-21; any
signature on behalf of a business or other entity is made with the authority of that entity.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD
INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND
SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 265, OREGON
LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 6, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW
USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS
AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE
TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO
VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWRALLY ESTABLISHED LOT OR PARCEL, AS
DEFINED IN ORS 92.070 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETER-
MINE ANY LIMITS ON LAWSUITS AGAINST EASEMENTS OR FOREST PRACTICES, AS DEFINED IN ORS 30.030, AND
TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300,
195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2
TO 9 AND 17, CHAPTER 265, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 6, OREGON LAWS 2010.

STATE OF OREGON, County of Deschutes ss.

This instrument was acknowledged before me on July 15, 2021.

by Jerry R. Freund and Kevin L. Spencer

as members

of Freund Spencer Investment Group, LLC



OFFICIAL STAMP
TIANA LEE VANLANDUYT
NOTARY PUBLIC-OREGON
COMMISSION NO. 970418

MY COMMISSION EXPIRES JANUARY 21, 2022

Notary Public for Oregon

My commission expires 1-21-2022

Exhibit A

STATE OF OREGON

COUNTY OF CROOK

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

FREUND SPENCER INVESTMENT GROUP LLC
63026 NE LOWER MEADOW DR SUITE 200
BEND OR 97701

confirms the right to the use of water perfected under the terms of Permit G-18016. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point of diversion from the source. The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-14494

SOURCE OF WATER: TWO WELLS IN THE CROOKED RIVER BASIN

PURPOSE OR USE: IRRIGATION OF 113.8 ACRES

MAXIMUM RATE: 1.42 CUBIC FEET PER SECOND (CFS), FURTHER LIMITED TO 0.83 CFS FROM WELL 2 AND 0.66 CFS FROM WELL 4, NOT TO EXCEED 1.42 CFS, IN ANY COMBINATION

PERIOD OF USE: MAY 1 THROUGH OCTOBER 15

DATE OF PRIORITY: APRIL 7, 1997

WELL LOCATIONS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
15 S	15 E	WM	32	NE SW	WELL 2 - 1750 FEET NORTH AND 2050 FEET EAST FROM SW CORNER, SECTION 32
15 S	15 E	WM	32	SW NE	WELL 4 - 3690 FEET NORTH AND 2870 FEET EAST FROM SW CORNER, SECTION 32

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

Received by OWRD

JAN 29 2025

Salem, OR

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484 and ORS 536.075. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 183.484, ORS 536.075 and OAR 137-004-0080, you may petition for judicial review and 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. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate within three months after issuance of the certificate.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	Acres
15 S	15 E	WM	29	SE SW	1.5
15 S	15 E	WM	32	NW NE	12.3
15 S	15 E	WM	32	SW NE	30.8
15 S	15 E	WM	32	NE NW	30.4
15 S	15 E	WM	32	SE NW	29.8
15 S	15 E	WM	32	NE SW	9.0

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JAN 29 2025

Salem, OR

The combined quantity of water diverted at the new points of appropriation, together with that diverted at the old point of appropriation, shall not exceed the quantity of water lawfully available at the original point of appropriation, located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
15 S	15 E	WM	32	NE SW	WELL 1 (ORIGINAL) - 2435 FEET NORTH AND 2385 FEET EAST FROM SW CORNER, SECTION 32

Water use measurement conditions:

- The water user shall maintain the totalizing flow meter or other suitable measuring device as approved by the Director in good working order at each point of appropriation (new and existing).
- 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.
- The Director may require the water user to keep and maintain a record of the amount (volume) of water used and may require the water user to report water use on a periodic schedule as established by the Director. In addition, the Director may require the water user to report general water use information, the periods of water use and the place and nature of use of water under the right. The Director may provide an opportunity for the water user to submit alternative reporting procedures for review and approval.

Use of water under authority of this right may be regulated if analysis of data available after the right is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

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

STANDARD CONDITIONS

The wells shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine the water level elevation in the well at all times. The Director may require water level or pump test results every ten years.

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

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

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

The use of water shall be limited when it interferes with any prior surface or ground water rights.

The right to the use of the water for the above purpose is restricted to beneficial use on the place of use described.

Issued JAN 29 2020



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

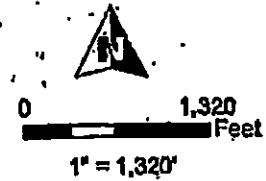
Received by OWRD

JAN 29 2025

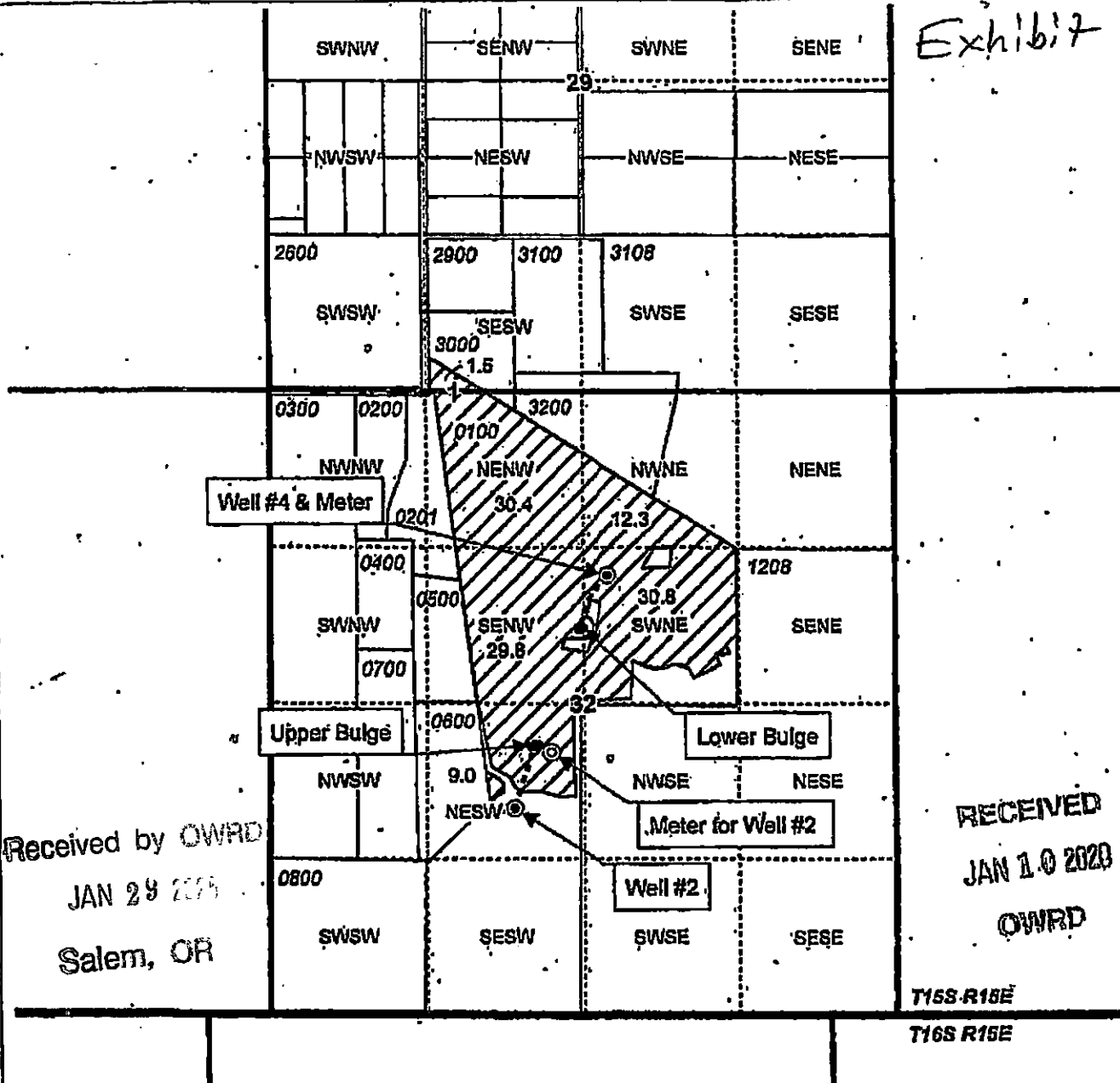
Salem, OR

Exhibit B

T15S R15E, WM
CROOK COUNTY, OREGON



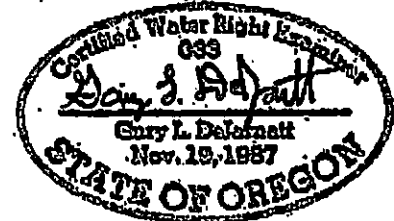
- ⊙ Well
- ⊙ Meter
- Pipeline
- Bulge In System
- POU IR
- Township
- Section
- Quarter Quarter.
- Tax Lot



Received by OWRD
JAN 29 2020
Salem, OR

RECEIVED
JAN 10 2020
OWRD

Well Locations:
#2 (CROO 1999): 1750' N, 2050' E OF SW COR SEC 32
#4 (L-121059): 3690' N, 2870' E OF SW COR SEC 32



RENEWAL DATE 12/31/2021

T15S R15E
T16S R15E

CLAIM OF BENEFICIAL USE MAP
Stillman Ranch

NOTE: THIS MAP IS NOT INTENDED TO
PROVIDE LEGAL DIMENSIONS OR LOCATIONS
OF PROPERTY OWNERSHIP LINES.

WATER RIGHT SERVICES, LLC
PO BOX 1830, BEND, OR 97709
CCE# 197121 www.oregonwater.us
541-389-2837 JOHNSHORT@USA.COM

AP G-14494/T-12580

PERMIT G-18016

Project #19016

January 2, 2020

Land Use Information Form

Received

JUN 05 2024

OWRD



Attachment 2: 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

Original in File Ap G-19443

Applicant

NAME BROKEN TOP FAMILY FARMS, LLC/MATT DERSTINE		PHONE (HM) 541-915-5067	
PHONE (WK)	CELL 541-915-5067	FAX -	
ADDRESS 31125 CARNEY DRIVE			
CITY HARRISBURG	STATE OR	97446	E-MAIL* MATT@VALLEYHAY.COM

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:
12S	12E	34	SW	400	EFU	☒ Diverted	☒ Conveyed	☒ Used	Irrigation
						☐ Diverted	☐ Conveyed	☐ Used	
						☐ Diverted	☐ Conveyed	☐ Used	
						☐ Diverted	☐ Conveyed	☐ Used	

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

Jefferson County

Received

Received by OWRD

JUL 12 2024

JAN 29 2025

OWRD

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 Groundwater Registration Modification
☐ Limited Water Use License ☐ Allocation of Conserved Water ☐ Exchange of Water

Source of water: ☐ Reservoir/Pond ☒ Groundwater ☐ Surface Water (name) _____

Estimated quantity of water needed: 1.75 ☒ 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:

Supplemental irrigation for existing primary irrigation right. Pond and pivot already constructed.

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.

14600 -

Received
JUN 05 2024

Original in File Ap 6-19443
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): JCZO Section 301.
- ☐ Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land use approvals as listed in the table below. (Please attach documentation of applicable land use approvals which have already been obtained. Record of Action/land use decision and accompanying findings are sufficient.) If approvals have been obtained but all appeal periods have not ended, check "Being pursued."

Type of Land Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land Use Approval:	
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
Received JUL 12 2024 OWRD		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued

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

NAME: <u>Tanya Cloutier</u>		TITLE: <u>Assistant Planner</u>
SIGNATURE: <u>Tanya Cloutier</u>	PHONE: <u>591-475-4462</u>	DATE: <u>5/20/24</u>
GOVERNMENT ENTITY: <u>Jefferson County</u>		

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: Received by OWRD Staff contact: _____
Signature: _____ Phone: _____ Date: _____
Salem, OR

14600 -

Supplemental Form D

Water Right Transfers Within the Boundaries of or Served by an Irrigation District or other Water Supplier (Association, Ditch Co., etc.)

[For transfers submitted under OAR Chapter 690 Division 380]



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

The Department requires non-district applicants to communicate with districts/water suppliers during the planning and preparation of transfer applications involving water rights having a point of diversion or appropriation (POD/POA), or place of use (POU) for irrigation, served by or located within the boundaries of an irrigation district, or other type of water supplier to which assessments are paid. In some cases, consent will be required from the district or water supplier.

This form must be included with any permanent or temporary transfer application that involves rights served by or located within the boundaries of a district or other type of water supplier.

1. APPLICANT INFORMATION

NAME PHILIP & PENELOPE KNIGHT			PHONE (HM)
PHONE (WK) 541-977-5275	CELL AGENT 541-389-2837	FAX	
ADDRESS 34645 SW CLOUDREST LANE			
CITY HILLSBORO	STATE OR	ZIP 97123	E-MAIL** AGENT JOHNSHORT@USA.COM

Received by OWRD

JAN 29 2025

Salem, OR

2. DISTRICT or WATER SUPPLIER INFORMATION

DISTRICT/WATER SUPPLIER NAME NORTH UNIT IRRIGATION DISTRICT			PHONE (HM)
PHONE (WK) 541-475-3625	CELL	FAX	
ADDRESS 2024 NW BEECH ST			
CITY MADRAS	STATE OR	ZIP 97741	E-MAIL** PWATSON@NORTHUNITID.COM

** By providing an e-mail address, the applicant and/or the district/water supplier consents to receive all correspondence from the Department electronically. Copies of final order documents will also be mailed.

3. WATER RIGHTS ISSUED IN THE NAME OF, or LOCATED WITHIN, or SERVED BY AN IRRIGATION DISTRICT, OTHER DISTRICT, OR WATER SUPPLIER

a. List the water right(s) involved in this transfer:

	Application / Decree	Permit / Previous Transfer	Certificate	Is the water right in the name of a district, water supplier, or BOR*?
1.		-	94893	YES ☐
2.		-		YES ☐
3.		-		YES ☐

Attach additional pages for additional water rights if necessary.

*Bureau of Reclamation

- b. Determine a district's/water supplier's connection to your points of diversion (POD) or appropriation (POA), and/or if your use is or will be for irrigation determine the same for your place of use (POU).
[You may need to consult with your district/water supplier.]

CURRENT ASSOCIATIONS Please answer the following "yes" or "no" questions:

- YES ☐ NO ☒ One or more of the current POD(s) / POA(s) involved in the transfer are served by a district/water supplier or rely on BOR water.
- YES ☐ NO ☒ All or a portion of the current POU as proposed in this transfer is for irrigation and receives water for either primary or supplemental irrigation from the district/water supplier; i.e., your right is for irrigation and is currently layered with district or BOR water supplied irrigation right(s).

PROPOSED ASSOCIATIONS Please answer the following "yes" or "no" questions:

- YES ☐ NO ☒ One or more of the proposed POD(s) / POA(s) involved in the transfer are currently served or will be served by a district/water supplier if the transfer is approved or rely on BOR water.
- YES ☒ NO ☐ All or a portion of the proposed POU involved in this proposed transfer is for irrigation and currently receives or will receive either primary or supplemental irrigation from the district/water supplier; i.e., your proposed POU will become layered with a district/water supplier or BOR water supplied irrigation right(s).

COMMENTS OR ADDITIONAL INFORMATION **PROPOSED TEMPORARY TRANSFER OF GROUNDWATER FOR USE AFTER DISTRICT RIGHTS HAVE BEEN REGULATED OFF.**

4. APPLICANT'S SIGNATURE

- (1) I certify that I have notified the district/water supplier about the proposed water right transfer application by [check one]:

☒ email, ☐ phone, ☐ postal mail, ☐ in person, or ☐ other (please specify) _____

- (2) I certify that to the best of my knowledge the information contained in this Supplemental Form D is true and accurate.


Applicant Signature

John A. Short, Agent 1-21-2025
Name (print) Date

5. (WHEN REQUIRED) DISTRICT or WATER SUPPLIER CONSENT TO THE PROPOSED WATER RIGHT TRANSFER

District Manager or Water Supplier consent is required if any box on this form is marked "YES."

The district/water supplier certifies the following:

- (1) The district/water supplier has reviewed the applicant's proposed water right transfer application and maps; and
- (2) The district/water supplier consents to the proposed water right transfer application.

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Salem, OR

- YES ☐ NO ☐ After proof of completion, the confirming water right certificate is to remain in the name of the U.S. Bureau of Reclamation or the district/water supplier.
- YES ☐ NO ☒ The district/water supplier will be responsible for submitting the claim of beneficial use prepared by a Certified Water Rights Examiner (CWRE)

TEMPORARY TRANSFER – NO BENEFICIAL USE CLAIM

Signature of District Manager /Water Supplier

Name (print), Title

Date

See attached emails. District to respond after
next board meeting, Tuesday Feb 11.

Received by OWRD

JAN 29 2025

Salem, OR

From: Julia Turek jturek@northunitid.com
Subject: RE: Temp Transfer
Date: January 29, 2025 at 8:50 AM
To: John Short johnshort@usa.com



Thank you for your understanding. I will email you after the February board meeting with the results.

Have a good day and safe travels

Thank you,

Julia Turek
Water Clerk 1
North Unit Irrigation District
2024 NW Beech St.
Madras, OR 97741
P. 541-475-3625 F. 541-475-3905
jturek@northunitid.com



From: John Short <johnshort@usa.com>
Sent: Wednesday, January 29, 2025 8:47 AM
To: Julia Turek <jturek@northunitid.com>
Subject: Re: Temp Transfer

Thank you for your attention to this, Julia.

I'll go ahead and deliver the application to Salem with this email showing the pending decision.

Sincerely,
John

John A. Short CCB# 197121

541-389-2837

Water Right Services, LLC
PO Box 1830
Bend, OR 97709
johnshort@usa.com
oregonwater.us

Received by OWRD

JAN 29 2025

Salem, OR

14600 -

On Jan 29, 2025, at 8:44 AM, Julia Turek <jturek@northunitid.com> wrote:

Good morning,

After further review of the transfer, we will need our board of directors to approve the transfer before Josh can sign it. Our next board meeting will be Tuesday February 11, 2025.

Julia Turek
Water Clerk 1
North Unit Irrigation District
2024 NW Beech St.
Madras, OR 97741
P. 541-475-3625 F. 541-475-3905
jturek@northunitid.com

<image001.jpg>

From: Johnshort@usa.com <johnshort@usa.com>
Sent: Tuesday, January 28, 2025 7:49 PM
To: Julia Turek <jturek@northunitid.com>
Subject: Re: Temp Transfer

Hi Julia,

Just to verify, I only need an emailed copy of the signed consent though I'm happy to come meet with Josh face to face on my way to Salem if that's helpful in explaining things.

John

John A. Short
Water Right Services, LLC
PO Box 1830
Bend, OR 97709
541-389-2837
johnshort@usa.com
www.oregonwater.com

Received by OWRD
JAN 29 2025
Salem, OR

On Jan 28, 2025, at 4:57 PM, johnshort@usa.com wrote:

14600 -

Looking to leave Bend about 9am, but be later if you need some time. I just need to get the application to Salem before 5pm.

Thx Julia!

John

John A. Short CCB # 197121
Water Right Services, LLC
PO Box 1830
Bend, OR 97709
541-389-2837
johnshort@usa.com

On Jan 28, 2025, at 3:18 PM, Julia Turek
<jturek@northunitid.com> wrote:

Thank you for sending this over, very helpful! What time are you leaving tomorrow?

From: Johnshort@usa.com <johnshort@usa.com>
Sent: Tuesday, January 28, 2025 2:51 PM
To: Julia Turek <jturek@northunitid.com>
Subject: Fwd: Temp Transfer

Hello Julia,

Lisa Jaramillo's response is below past another email.

Thx!
John

John A. Short CCB # 197121
Water Right Services, LLC
PO Box 1830
Bend, OR 97709
541-389-2837
johnshort@usa.com

Begin forwarded message:

From: johnshort@usa.com
Date: January 17, 2025 at 7:18:45 PM
PST
To: Bryce Withers
<brvcewrs@gmail.com>

Received by OWRD

JAN 29 2025

Salem, OR

14600 -

Subject: Fwd: Temp Transfer

It's for the Knight water. I'm still mulling over it. (Below)

On Two Brothers, I did meet with the DEQ caseworker and he marked NO on mitigation as none is required Nov-Mar. They're good with Keyes Creek Reservoir

John

John A. Short
Water Right Services, LLC
PO Box 1830
Bend, OR 97709
541-389-2837
johnshort@usa.com
www.oregonwater.com

Begin forwarded message:

From: JARAMILLO Lisa J *
WRD
<Lisa.J.JARAMILLO@water.oregon.gov>
Date: January 17, 2025 at
4:22:26 PM PST
To: johnshort@usa.com
Cc: SMITH Joan M * WRD
<Joan.M.SMITH@water.oregon.gov>, GREW Scott A *
WRD
<Scott.A.GREW@water.oregon.gov>
Subject: RE: Temp Transfer

Hi John,

As long as the application includes a statement from the district indicating that use will not occur under the district right during the duration of the temporary transfer (i.e., that portion of the districts right is dried up during the duration of the

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temp transfer), then it should not be a problem to temporarily move the place of use of a groundwater right onto a district surface water right.

Have a nice weekend,
Lisa

Lisa J. Jaramillo
Transfer and Conservation
Section Manager
725 Summer Street NE,
Suite A, Salem, OR 97301 |
Phone: 503-871-1889 (work
cell)

Integrity | Service | Technical
Excellence | Teamwork | For
ward-Looking

NOTE: OWRD offices are now open to the public. Given that many staff will continue teleworking remotely or have job duties that take them into the field on a regular basis, however, availability of staff in the office is not guaranteed 8 a.m. - 5 p.m. every day (M-F). OWRD's Salem office is closed for customer service drop-ins from Noon – 1pm. Customers and visitors are encouraged to schedule an appointment in advance if they wish to meet in person with specific staff members. Alternative methods for meeting, such as by phone or virtually via Teams, are also available.

-----Original Message-----
From: Johnshort@usa.com
<johnshort@usa.com>
Sent: Friday, January 17,

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Salem, OR

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Sent: Friday, January 17,
2025 9:53 AM
To: JARAMILLO Lisa J *
WRD
<lisa.j.jaramillo@water.oregon.gov>
Subject: Temp Transfer

Hi Lisa -

Almost the weekend!!

I'm just checking - is there any problem doing a Temp Transfer of a groundwater primary over weak district rights with district approval? I'm assuming they don't lock together like in a permanent transfer.

Thanks a ton!

John

John A. Short CCB # 197121
Water Right Services, LLC
PO Box 1830
Bend, OR 97709
541-389-2837
johnshort@usa.com

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From: Julia Turek jturek@northunitid.com
Subject: RE: District Consent for Temporary Transfer of Groundwater for use after North Unit water is regulated off.
Date: January 28, 2025 at 1:52 PM
To: Johnshort@usa.com johnshort@usa.com

JT

Hello again!

Thank you for answering my questions over the phone today. We are still in the process of reviewing the application and I am unsure if we will have it back to you by tomorrow. Does this need to be submitted by a certain date?

Thank you!

Julia Turek
Water Clerk 1
North Unit Irrigation District
2024 NW Beech St.
Madras, OR 97741
P. 541-475-3625 F. 541-475-3905
jturek@northunitid.com



From: Johnshort@usa.com <johnshort@usa.com>
Sent: Tuesday, January 28, 2025 9:05 AM
To: Julia Turek <jturek@northunitid.com>
Subject: Re: District Consent for Temporary Transfer of Groundwater for use after North Unit water is regulated off.

Hi Julia,

Just checking back. I need to include that signature page in a package I'm planning to hand deliver to OWRD tomorrow. How's it looking?

Thanks a ton and enjoy the sun!

Sincerely,
John

John A. Short
Water Right Services, LLC

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Water Right Services, LLC
PO Box 1830
Bend, OR 97709
541-389-2837
johnshort@usa.com
www.oregonwater.com

On Jan 22, 2025, at 10:00 AM, johnshort@usa.com wrote:

Thank you so much, Julia.

Sincerely,
John

John A. Short
Water Right Services, LLC
PO Box 1830
Bend, OR 97709
541-389-2837
johnshort@usa.com
www.oregonwater.com

On Jan 22, 2025, at 9:46 AM, Julia Turek
<jturek@northunitid.com> wrote:

Good morning,

I will have our District Manager Josh Bailey review. He is out of the office the rest of this week, but I should hopefully have the document back to you by early next week.

Thank you,

Julia Turek
Water Clerk 1
North Unit Irrigation District
2024 NW Beech St.
Madras, OR 97741
P. 541-475-3625 F. 541-475-3905
jturek@northunitid.com

<image001.jpg>

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From: John Short <johnshort@usa.com>
Sent: Tuesday, January 21, 2025 4:13 PM
To: Julia Turek <jturek@northunitid.com>
Subject: Fwd: District Consent for Temporary Transfer of Groundwater for use after North Unit water is regulated off.

Hello Julia!

I am hoping you can sign this or get it to the correct person. We're simply needing District Consent for a Temporary Transfer of groundwater for use after North Unit's water is regulated off for Matt DerStine.

Thanks a ton for your help!

Sincerely,
John

John A. Short CCB# 197121

541-389-2837

Water Right Services, LLC
PO Box 1830
Bend, OR 97709
johnshort@usa.com
oregonwater.us

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Amended 8/14/2023
STATE OF OREGON
WATER SUPPLY WELL REPORT

JEFF 51763

WELL I.D. LABEL# L

Page 1 of 2

151259

START CARD #

1060604

ORIGINAL LOG #

(as required by ORS 537.545 & 537.765 and OAR 690-205-0210)

6/23/2023

(1) LAND OWNER

Owner Well I.D.

First Name MATT

Last Name DERSTINE

Company

Address 31121 CARTNEY DR

City HARRISBURG

State OR

Zip 97446

(2) TYPE OF WORK

☒ New Well ☐ Deepening ☐ Conversion

☐ Alteration (complete 2a & 10) ☐ Abandonment (complete 5a)

(2a) PRE-ALTERATION

Casing: Dia + From To Gauge Stil Plstc Wld Thrd

Material From To Amt sacks/lbs

Seal: Material From To Amt sacks/lbs

(3) DRILL METHOD

☒ Rotary Air ☐ Rotary Mud ☐ Cable ☐ Auger ☐ Cable Mud

☐ Reverse Rotary ☐ Other

(4) PROPOSED USE

☐ Domestic ☒ Irrigation ☐ Community

☐ Industrial/ Commercial ☐ Livestock ☐ Dewatering

☐ Thermal ☐ Injection ☒ Other TEST HOLE

(5) BORE HOLE CONSTRUCTION

Special Standard ☐ (Attach copy)

Depth of Completed Well 985.00 ft.

BORE HOLE			SEAL			sacks/	
Dia	From	To	Material	From	To	Amt	lbs
15.5	0	71	Bentonite	0	61	81	S
12	71	898				Calculated	69.05
10	898	985	Cement	61	71	3	S
						Calculated	1

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

☒ Other POURED DRY

Backfill placed from ft. to ft. Material

Filter pack from ft. to ft. Material Size

Explosives used: ☐ Yes Type Amount

(5a) ABANDONMENT USING UNHYDRATED BENTONITE

Proposed Amount

Actual Amount

(6) CASING/LINER

Casing Liner Dia + From To Gauge Stil Plstc Wld Thrd

☒	☐	10	☒	2	898	.365	☒	☐	☒	☐
☐	☐		☐				☐	☐	☐	☐
☐	☐		☐				☐	☐	☐	☐
☐	☐		☐				☐	☐	☐	☐
☐	☐		☐				☐	☐	☐	☐

Shoe ☐ Inside ☐ Outside ☐ Other Location of shoe(s)

Temp casing ☐ Yes Dia From + To

(7) PERFORATIONS/SCREENS

Perforations Method

Screens Type

Material

Per/ Casing/ Screen Screen Liner Dia From To Scrn/slot Slot # of Tele/ width length slots pipe size

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

☐ Pump ☐ Bailer ☒ Air ☐ Flowing Artesian

Yield gal/min Drawdown Drill stem/Pump depth Duration (hr)

200		985	1

Temperature 51 °F Lab analysis ☐ Yes By

Water quality concerns? ☐ Yes (describe below) TDS amount 92 ppm

From	To	Description	Amount	Units

(9) LOCATION OF WELL (legal description)

County JEFFERSON Twp 12.00 S N/S Range 12.00 E E/W WM

Sec 34 SE 1/4 of the SW 1/4 Tax Lot 400

Tax Map Number

Lot

Lat ° ' " or 44.48041000 DMS or DD

Long ° ' " or -121.28094000 DMS or DD

☒ Street address of well ☐ Nearest address

7668 SW LASALLE LN

(10) STATIC WATER LEVEL

Date SWL(psi) + SWL(ft)

Existing Well / Pre-Alteration			
Completed Well	6/23/2023		745

Flowing Artesian? ☐ Dry Hole? ☐

WATER BEARING ZONES

Depth water was first found 745.00

SWL Date From To Est Flow SWL(psi) + SWL(ft)

6/8/2023	745	985	200		745

(11) WELL LOG

Ground Elevation

Material	From	To
PUMIC AND GRAVEL	0	21
CINDER CONGLOMERATE	21	52
GRAY BASALT	52	196
BROWN CONGLOMERATE	196	206
BROKEN LAVA	206	237
LOST CIRCULATION	237	242
CINDER CONGLOMERATE	242	252
BROWN CONGLOMERATE	252	361
BROKEN BASALT	361	390
CONGLOMERATE	390	455
W/B SANDSTONE CONGLOMERATE	455	825
W/B BROKEN BASALT	825	862
W/B BROWN CONGLOMERATE	862	884
W/B BROKEN BASALT	884	893
W/B BROWN CONGLOMERATE	893	910
W/B BROKEN BASALT	910	935
W/B BROWN CONGLOMERATE	935	978
W/B BROKEN BASALT	978	985

Date Started 4/11/2023

Completed 6/8/2023

(unbonded) Water Well Constructor Certification

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

License Number 1852

Date 6/23/2023

Signed JEB ABBAS (E-filed)

(bonded) Water Well Constructor Certification

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

License Number 1720

Date 6/23/2023

Signed JACK ABBAS (E-filed)

Contact Info (optional) JACK ABBAS

14600 -

ORIGINAL - WATER RESOURCES DEPARTMENT

THIS REPORT MUST BE SUBMITTED TO THE WATER RESOURCES DEPARTMENT WITHIN 30 DAYS OF COMPLETION OF WORK Form Version:

Map of Hole

STATE OF OREGON
WELL LOCATION MAP

This map is supplemental to the WATER SUPPLY WELL REPORT

Oregon Water Resources Department

725 Summer St NE, Salem OR 97301
(503)988-0900



LOCATION OF WELL

Latitude: 44.48041000 Datum: WGS84

Longitude: -121.28094000

Township/Range/Section/Quarter-Quarter Section:
WM12.00S12.00E34 SESW

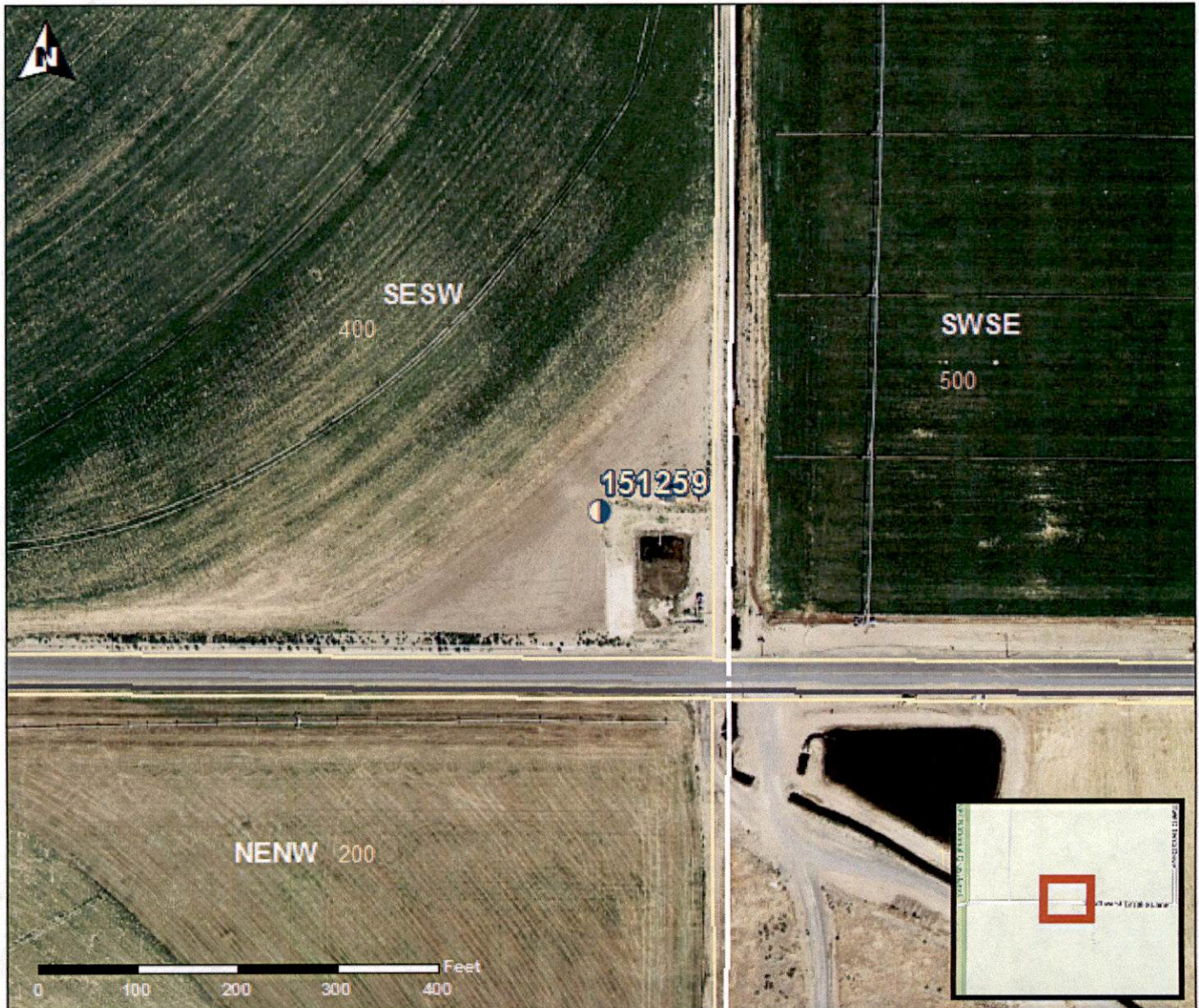
Address of Well:
7668 SW LASALLE LN

Well Label: 151259

Printed: June 23, 2023

DISCLAIMER: This map is intended to represent the approximate location the well. It is not intended to be construed as survey accurate in any manner.

Provided by well constructor



NOTICE TO WATER WELL CONTRACTOR
The original and first copy
of this report are to be
filed with the
STATE ENGINEER, SALEM, OREGON
within 30 days from the date
of well completion.

RECEIVED
DEC 20 1965
STATE ENGINEER
SALEM, OREGON

WATER WELL REPORT

STATE OF OREGON
(Please type or print)

1999
CR00

State Well No. 15/15-32

State Permit No.

(1) OWNER:

Name Clyde Davis
Address Phewell Butte One

(2) LOCATION OF WELL:

County Crook Driller's well number #2
1/4 Section 32 T. 15S R. 15E W.M.
Bearing and distance from section or subdivision corner 15E

(3) TYPE OF WORK (check):

Well ☒ Deepening ☐ Reconditioning ☐ Abandon ☐
Abandonment, describe material and procedure in Item 12.

(4) PROPOSED USE (check):

Domestic ☐ Industrial ☐ Municipal ☐
Irrigation ☐ Test Well ☒ Other ☐

(5) TYPE OF WELL:

Rotary ☐ Driven ☐
Cable ☒ Jetted ☐
Dug ☐ Bored ☐

(6) CASING INSTALLED:

Threaded ☐ Welded ☒

8" Diam. from 0 ft. to 11.2 ft. Gage 250
6" Diam. from 0 ft. to 18.7 ft. Gage 250
" Diam. from _____ ft. to _____ ft. Gage _____

(7) PERFORATIONS:

Perforated? ☒ Yes ☐ No

Type of perforator used Pectylene cut
Size of perforations 12 in. by 3/8 in. 6" Pipe
100 perforations from 18.5 ft. to 100 ft.
perforations from _____ ft. to _____ ft.
perforations from _____ ft. to _____ ft.
perforations from _____ ft. to _____ ft.
perforations from _____ ft. to _____ ft.

(8) SCREENS:

Well screen installed? ☐ Yes ☒ No

Manufacturer's Name _____ Model No. _____
Slot size _____ Set from _____ ft. to _____ ft.
Diam. _____ Slot size _____ Set from _____ ft. to _____ ft.

(9) CONSTRUCTION:

Well seal—Material used in seal Bentonite
Depth of seal 25 ft. Was a packer used? No
Diameter of well bore to bottom of seal 10 in.
Were any loose strata cemented off? ☐ Yes ☒ No Depth _____
Was a drive shoe used? ☒ Yes ☐ No 8"
Was well gravel packed? ☐ Yes ☒ No Size of gravel: _____
Gravel placed from _____ ft. to _____ ft.
Did any strata contain unusable water? ☐ Yes ☒ No
Type of water? _____ depth of strata _____
Method of sealing strata off _____

(10) WATER LEVELS:

Static level 42 ft. below land surface Date Nov 3/64
Artesian pressure none lbs. per square inch Date Nov 3/64

(11) WELL TESTS:

Drawdown is amount water level is lowered below static level

Was a pump test made? ☒ Yes ☐ No, if yes, by whom? Owner
Yield: 50 gal./min. with 25 ft. drawdown after 1 hrs.

Baller test gal./min. with _____ ft. drawdown after _____ hrs.

Artesian flow g.p.m. Date _____

Temperature of water 58 Was a chemical analysis made? ☐ Yes ☒ No

(12) WELL LOG:

Diameter of well below casing 6

Depth drilled 294 ft. Depth of completed well 294 ft.

Formation: Describe by color, character, size of material and structure, and show thickness of aquifers and the kind and nature of the material in each stratum penetrated, with at least one entry for each change of formation.

MATERIAL	FROM	TO
Top soil clay and sand	0	1
Clay and red rock	0	8
Broken red rock	8	22
Yellow clay and opalite	22	105
Opalite boulders	105	106
Broken opalite and clay	106	185
Yellow clay interspersed with thin seams of grey sedimentary rock	185	250
grey rock and beams of coarse gravel and sand	250	294

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Salem, OR

Work started 6/26/1964 Completed 11/3/1964
Date well drilling machine moved off of well 11/15/1964

(13) PUMP:

Manufacturer's Name _____ Type: _____ H.P. _____

Water Well Contractor's Certification:

This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.

NAME Brandt Drilling Co.
(Person, firm or corporation) (Type or print)

Address 675 Crestview Rd.

Drilling Machine Operator's License No. 189

[Signed] C. H. Brandt
(Water Well Contractor)

Contractor's License No. 283 Date 12/15/1964