

T-11670

T-11670

COBU MAP # 1294

Assigned
Name Stanley Ranch LLCAddress PO Box 486
Fossil, OR 97830Change in POU, APDDate Filed 9-26-13

Initial notice date

DPD issued date

PD issued date 3-2-16PD notice date 3-8-16Date of FO 4-26-1611/5/2020 ext Vol 100 Page 329
118 20C-Date 10/6/2021COBU due date 10/9/2022COBU Received date 6/9/2021Certificate issued 973739750597506Assignments: 12-24-15 Marlene Stanley P.O. Box 486 Fossil, OR 97830

DESCRIPTION OF WATER RIGHT(S)

Name of Stream Butte CreekTrib. of John Day RiverUse Irrigation, Domestic, Livestock County Wheeler WM21Quantity of water (CFS) 0.22, 0.66, 0.66 No. of Acres 8.6, 23.3, 3.2

Name of ditch

App #	Per #	Cert #	PR Date
		<u>24959</u>	<u>12/31/1880</u>
		<u>24960</u>	<u>12/31/1886</u>
		<u>24963</u>	<u>12/31/1895</u>

Date	FEE PAID Amount	Receipt #
<u>9/26/13</u>	<u>\$2700.00</u>	<u>110077</u>
<u>1/27/16</u>	<u>86.40</u>	<u>118737</u>
<u>12-24-15</u>	<u>85.00</u>	<u>118413</u>
<u>10-5-2020</u>	<u>\$670.00</u>	<u>133618</u>

FEES REFUNDED	
Amount	Receipt#

RECEIVED MAR 14 2014 VS

Irrigation District

Agent Steven R. Bruce PO Box 80174
Portland, OR 97280

CWRE

CC's list

☐ - Oversized map - Location

Mailing List for Transfer Certificate(s)

Transfer Application: T-11670

Certificate: 97505 (C-24960)
97506 (C-24963)

Copies Mailed	
by:	<u>KMWF</u> (STAFF)
on:	<u>DEC 08 2023</u> (DATE)

Certificate/Transfer Holder: (include copy of map)

MARLENE STANLEY
PO BOX 486
FOSSIL, OR 97830

Is the Transfer Holder(s) of record currently identified as a landowner of any tax lots involved as confirmed by the County records? YES

Copies of Transfer Certificate(s) to be sent to:

1. Watermaster District #: 21
2. Vault
3. File

Other persons to receive copies: (include map):

4. SKOOKUM WATER ASSOCIATES INC.
STEVEN BRUCE, CWRE
1626 VICTORIAN WAY
EUGENE, OR 97401
5. Landowner: Seven Springs Ranch LLC
PO Box 352
Fossil OR 97830

STATE OF OREGON
COUNTY OF WHEELER
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MARLENE STANLEY
PO BOX 486
FOSSIL OR 97830

confirms the right to the use of waters as limited and conditioned below. 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 points of diversion from the source.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Grant County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 15, at Page 461.

SOURCE: BUTTE CREEK AND SPRINGS

USE: IRRIGATION OF 23.3 ACRES, DOMESTIC AND STOCK

PRIORITY DATE:1886

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 S	20 E	WM	9	NW SE	POD A (ORIGINAL) - 1920 FEET NORTH AND 2360 FEET WEST FROM SE CORNER, SECTION 9
6 S	20 E	WM	8	NW SE	POD # 2 (ORIGINAL) - 1620 FEET NORTH AND 2130 FEET WEST FROM SE CORNER, SECTION 8
6 S	20 E	WM	8	NE SE	POD B (ORIGINAL) - 2500 FEET NORTH AND 150 FEET WEST FROM SE CORNER, SECTION 8
6 S	20 E	WM	9	NW SW	POD 1 (ADDITIONAL) - PORTABLE PUMPING (REACH) - 2150 FEET NORTH AND 1350 FEET EXTENDED TO 2440 FEET NORTH AND 100 FEET WEST FROM SE CORNER, SECTION 8
6 S	20 E	WM	8	NW SE	POD #3 (ADDITIONAL) - PORTABLE PUMPING (REACH) - 1660 FEET NORTH AND 2130 FEET EXTENDED TO 1630 FEET NORTH AND 2970 FEET WEST FROM SE CORNER, SECTION 8
6 S	20 E	WM	7	NW SE	POD # 6 (ADDITIONAL) - 1490 FEET NORTH AND 2350 FEET WEST FROM SE CORNER, SECTION 7
6 S	20 E	WM	7	NE SW	POD # 7 (ADDITIONAL) - 1780 FEET NORTH AND 2650 FEET EAST FROM SW CORNER, SECTION 7
6 S	20 E	WM	7	NE SW	POD # 8 (ADDITIONAL) - 1690 FEET NORTH AND 2290 FEET EAST FROM SW CORNER, SECTION 7

The amount of water to which such right is entitled, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed one-fortieth on one cubic foot per second per acre irrigated to June 1 and one-

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 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, 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.

eightieth of one cubic foot per second per acre thereafter, further limited to 1.0 acre-foot per calendar month to June 1 and 4.0 acre-feet per acre during the irrigation season April 1 through September 30, measured at the point of diversion.

A description of the place of use is as follows:

IRRIGATION, DOMESTIC, AND STOCK					
Twp	Rng	Mer	Sec	Q-Q	Acres
6 S	20 E	WM	7	NE SW	6.8
6 S	20 E	WM	7	SE SW	0.3
6 S	20 E	WM	7	NW SE	2.4
6 S	20 E	WM	7	SW SE	0.3
6 S	20 E	WM	8	NE SW	0.2
6 S	20 E	WM	8	NE SE	0.1
6 S	20 E	WM	8	NW SE	1.3
6 S	20 E	WM	9	NW SW	11.9

The quantity of water diverted at the new additional points of diversion, together with that diverted at the original points of diversion, shall not exceed the quantity of water lawfully available at the original points of diversion.

Water use measurement conditions:

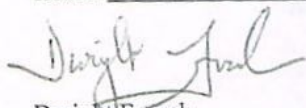
- The water user shall maintain a totalizing flow meter, or other suitable measuring device, as approved by the Director, in good working order at each point of diversion (new and existing).
- The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters of measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.

The water user shall operate and maintain the fish screen at the new points of diversion consistent with Oregon Department of Fish and Wildlife's operational and maintenance standards.

The right to the use of the water for the purpose aforesaid is restricted to the lands or place of use herein described. Said right shall be subject to all other conditions and limitations in said decree.

This certificate is issued to confirm an ADDITIONAL POINT OF DIVERSION AND CHANGE IN PLACE OF USE approved by an order of the Water Resources Director entered April 26, 2016 at Special Order Volume 100, Page 329, approving Transfer Application T-11670, supersedes Certificate 24960, State record of Water Right Certificates.

Issued DEC 08 2023



Dwight French
Water Right Services Division Administrator, for
Douglas E. Woodcock, Acting Director
Oregon Water Resources Department

STATE OF OREGON
COUNTY OF WHEELER
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MARLENE STANLEY
PO BOX 486
FOSSIL OR 97830

confirms the right to the use of waters as limited and conditioned below. 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 points of diversion from the source.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Grant County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 15, at Page 461.

SOURCE: BUTTE CREEK AND SPRINGS

USE: IRRIGATION OF 3.2 ACRES, DOMESTIC AND STOCK

PRIORITY DATE: 1895

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 S	20 E	WM	8	NW SE	POD # 2 (ORIGINAL) - 1620 FEET NORTH AND 2130 FEET WEST FROM SE CORNER, SECTION 8
6 S	20 E	WM	8	NW SE	POD C (ORIGINAL) - 1820 FEET NORTH AND 2100 FEET WEST FROM SE CORNER, SECTION 8
6 S	20 E	WM	7	NE SE	POD # 5 (ORIGINAL) - 1520 FEET NORTH AND 990 FEET WEST FROM SE CORNER, SECTION 7
6 S	20 E	WM	9	NW SW	POD # 1 (ADDITIONAL) - PORTABLE PUMPING (REACH) - 2150 FEET NORTH AND 1350 FEET EXTENDING TO 2440 FEET NORTH AND 100 FEET WEST FROM SE CORNER, SECTION 8
6 S	20 E	WM	8	NW SE	POD # 3 (ADDITIONAL) - PORTABLE PUMPING (REACH) - 1660 FEET NORTH AND 2130 FEET WEST EXTENDING TO 1630 FEET NORTH AND 2970 FEET WEST FROM SE CORNER, SECTION 8
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6 S	20 E	WM	7	NE SW	POD # 7 (ADDITIONAL) - 1780 FEET NORTH AND 2650 FEET EAST FROM SW CORNER, SECTION 7

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The amount of water to which such right is entitled, for the purposes aforesaid is limited to an amount actually beneficially used for said purposes, and shall not exceed one-fortieth of one cubic foot per second per acre irrigated to June 1 and one-eightieth of one cubic foot per second per acre thereafter, further limited to 1.0 acre-foot per calendar month to June 1 and 4.0 acre-feet per acre during the irrigation season April 1 through September 30, measured at the point of diversion.

A description of the place of use is as follows:

IRRIGATION, DOMESTIC AND STOCK					
Twp	Rng	Mer	Sec	Q-Q	Acres
6 S	20 E	WM	7	NE SE	0.2
6 S	20 E	WM	7	NW SE	1.2
6 S	20 E	WM	7	SE SE	0.7
6 S	20 E	WM	8	NE SW	1.1

The quantity of water diverted at the new additional points of diversion, together with that diverted at the original points of diversion, shall not exceed the quantity of water lawfully available at the original points of diversion.

Water use measurement conditions:

- The water user shall maintain a totalizing flow meter, or other suitable measuring device, as approved by the Director, in good working order at each point of diversion (new and existing).
- The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters of measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.

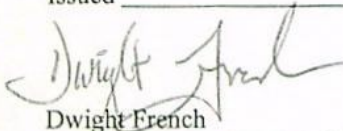
The water user shall operate and maintain the fish screen at the new points of diversion consistent with Oregon Department of Fish and Wildlife's operational and maintenance standards.

The right to the use of the water for the purpose aforesaid is restricted to the lands or place of use herein described. Said right is subject to all other conditions and limitations contained in said decree.

This certificate is issued to confirm an ADDITIONAL POINT OF DIVERSION AND CHANGE PLACE OF USE approved by an order of the Water Resources Director entered April 26, 2016, at Special Order Volume 100, Page 329, approving Transfer Application T-11670, supersedes Certificate 24963, State record of Water Right Certificates.

DEC 08 2023

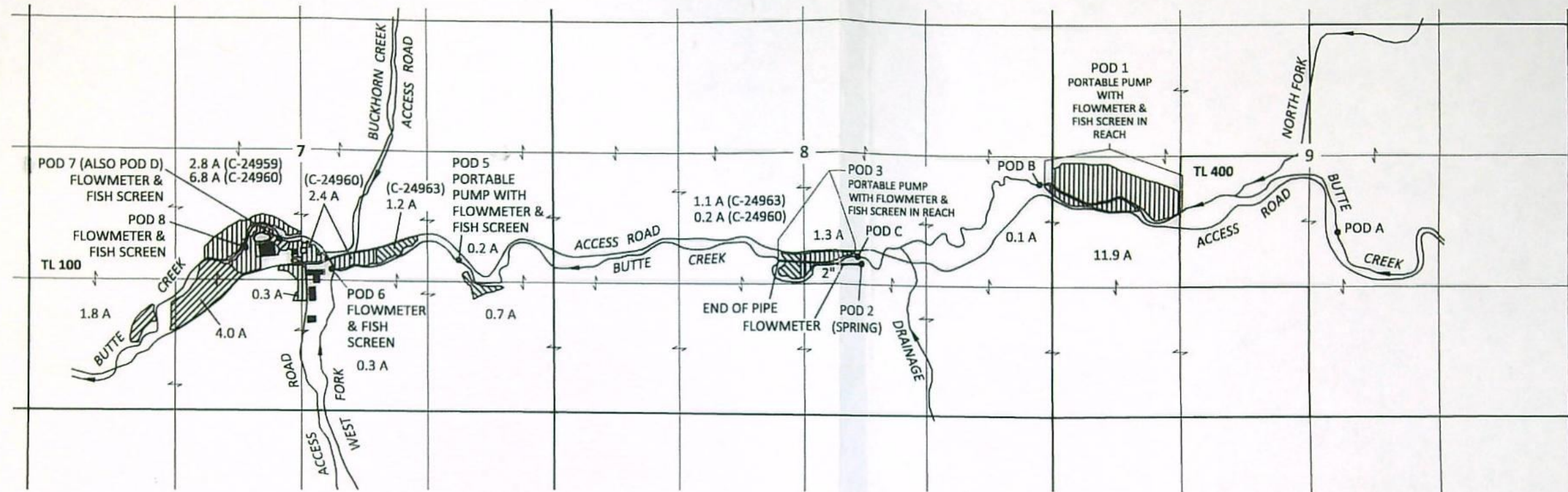
Issued _____



Dwight French
Water Right Services Division Administrator, for
Douglas E. Woodcock, Acting Director
Oregon Water Resources Department

Sections 7, 8 & 9, T6S, R20E, W.M.
Wheeler County

CLAIM OF BENEFICIAL USE MAP
Transfer T-11670
Stanley Ranch LLC



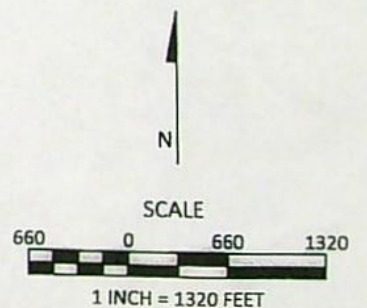
POD 1 LOCATION: 2150 FT N AND 1350 FT E EXTENDING TO 2440 FT N AND 100 FT W FROM SE CORNER SECTION 8, T6S, R20E, W.M.
POD 2 LOCATION: 1590 FT N AND 2060 FT W FROM SE CORNER SECTION 8, T6S, R20E, W.M.
POD 3 LOCATION: 1660 FT N AND 2130 FT W EXTENDING TO 1630 FT N AND 2970 FT W FROM SE CORNER SECTION 8, T6S, R20E, W.M.
POD 5 LOCATION: 1590 FT N AND 1020 FT W FROM SE CORNER SECTION 7, T6S, R20E, W.M.
POD 6 LOCATION: 1490 FT N AND 2350 FT W FROM SE CORNER SECTION 7, T6S, R20E, W.M.
POD 7 LOCATION: 1780 FT N AND 2650 FT E FROM SW CORNER SECTION 7, T6S, R20E, W.M.
POD 8 LOCATION: 1690 FT N AND 2290 FT E FROM SW CORNER SECTION 7, T6S, R20E, W.M.
POD A LOCATION: 1940 FT N AND 2980 FT E FROM SW CORNER SECTION 9, T6S, R20E, W.M.
POD B LOCATION: 2430 FT N AND 150 FT W FROM SE CORNER SECTION 8, T6S, R20E, W.M.
POD C LOCATION: 1660 FT N AND 2100 FT W FROM SE CORNER SECTION 8, T6S, R20E, W.M.
POD D LOCATION: 1780 FT N AND 2650 FT E FROM SW CORNER SECTION 7, T6S, R20E, W.M.

EXPLANATION

-  PLACE OF USE - CERTIFICATE 24959
IRRIGATION - 8.6 ACRES
PRIORITY DATE: 1880
-  PLACE OF USE - CERTIFICATE 24960
IRRIGATION - 23.3 ACRES
PRIORITY DATE: 1886
-  PLACE OF USE - CERTIFICATE 24963
IRRIGATION - 3.2 ACRES
PRIORITY DATE: 1895
-  POINT OF DIVERSION (POD)
-  BURIED PIPE (APPROX.)

Note: The POD locations are redescribed from the Transfer T-11670 application map because updated U.S. Bureau of Land Management survey data was used.

Site Inspections Conducted:
June 6, 2018,
August 9, 2020 &
April 21, 2021



May 13, 2021

This map is not intended to provide legal dimensions or locations of property ownership lines

Figure 1



SKOOKUM
WATER ASSOCIATES INC

1626 VICTORIAN WAY
EUGENE, OR 97401
(503) 319-8926

KPFF 1700014.84

RECEIVED

MAY 26 2021

OWRD

RECEIVED

MAY 26 2021

OWRD

Mailing List for Final Transfer Certificate(s)

Transfer Application: T-11670

Certificate: 97373 (C-24959)

Certificate/Transfer Holder: (include copy of map)
MARLENE STANLEY
PO BOX 486
FOSSIL, OR 97830

Is the Transfer Holder(s) of record currently identified as a landowner of any tax lots involved as confirmed by the County records? YES

Copies of Final Transfer Certificate(s) to be sent to:

1. Watermaster District #: 21
2. Water Availability
3. Vault
4. File

Other persons to receive copies: (include map):

5. Steven R. Bruce, CWRE

Record Marking(s):

1. Original Application# Decree: John Day River (F)
2. Old Certificate# 24959

Copies Mailed	
by:	<u>KMWF</u> (STAFF)
on:	<u>OCT 13 2023</u> (DATE)

STATE OF OREGON
COUNTY OF WHEELER
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MARLENE STANLEY
PO BOX 486
FOSSIL OR 97830

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This right was confirmed by decree of the Circuit Court of the State of Oregon for Grant County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 15, at Page 461.

SOURCE: BUTTE CREEK AND WEST FORK BUTTE CREEK

USE: IRRIGATION OF 8.6 ACRES AND DOMESTIC

PRIORITY DATE: 1880

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 S	20 E	WM	7	NE SW	POD D (ORIGINAL) - 2070 FEET NORTH AND 2910 FEET WEST FROM SE CORNER, SECTION 7
6 S	20 E	WM	7	NE SE	POD # 5 (ORIGINAL) - 1570 FEET NORTH AND 990 FEET WEST FROM SE CORNER, SECTION 7
6 S	20 E	WM	7	NW SE	POD # 6 (ADDITIONAL) - 1490 FEET NORTH AND 2350 FEET WEST FROM SE CORNER, SECTION 7
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NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

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A description of the place of use is as follows:

IRRIGATION AND DOMESTIC					
Twp	Rng	Mer	Sec	Q-Q	Acres
6 S	20 E	WM	7	NE SW	2.8
6 S	20 E	WM	7	SW SW	1.8
6 S	20 E	WM	7	SE SW	4.0

The quantity of water diverted at the new additional points of diversion, together with that diverted at the original points of diversion, shall not exceed the quantity of water lawfully available at the original points of diversion.

Water use measurement conditions:

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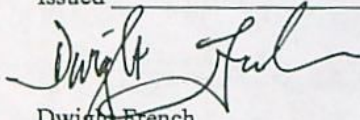
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Issued

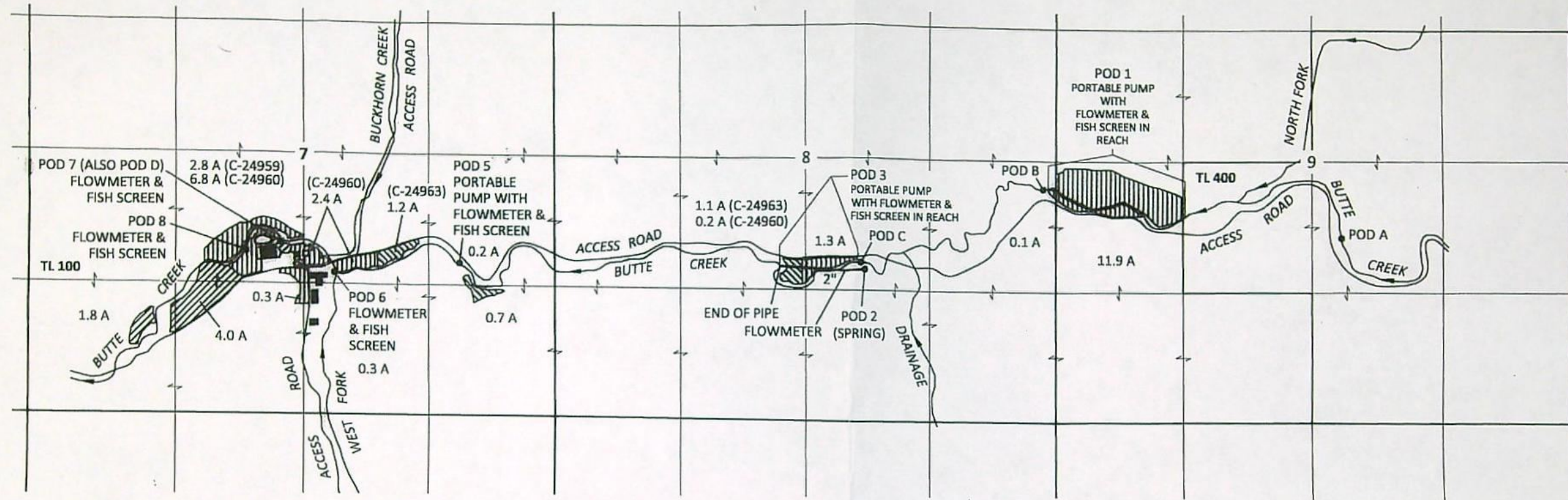


Dwight French
Water Right Services Division Administrator, for
Douglas E. Woodcock, Acting Director
Oregon Water Resources Department

CODU MAY = 1277

Sections 7, 8 & 9, T6S, R20E, W.M.
Wheeler County

CLAIM OF BENEFICIAL USE MAP
Transfer T-11670
Stanley Ranch LLC

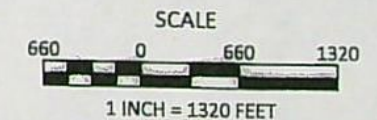


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EXPLANATION

-  PLACE OF USE - CERTIFICATE 24959 IRRIGATION - 8.6 ACRES PRIORITY DATE: 1880
-  PLACE OF USE - CERTIFICATE 24960 IRRIGATION - 23.3 ACRES PRIORITY DATE: 1886
-  PLACE OF USE - CERTIFICATE 24963 IRRIGATION - 3.2 ACRES PRIORITY DATE: 1895
-  POINT OF DIVERSION (POD)
-  BURIED PIPE (APPROX.)

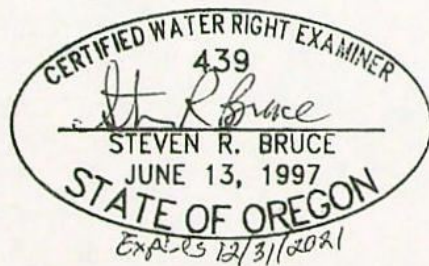
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WATER ASSOCIATES INC

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EUGENE, OR 97401
(503) 319-8926

KPFF 1700014.84

RECEIVED

MAY 26 2021

OWRD

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OWRD

Mailing List for Proposed Transfer Certificate(s)

Transfer Application: T-11670

Certificate: ***** (C-24963)
 ***** (C-24960)

Certificate/Transfer Holder: (include copy of map)

MARLENE STANLEY

PO BOX 486

FOSSIL, OR 97830

Is the Transfer Holder(s) of record currently identified as a landowner of any tax lots involved as confirmed by the County records? YES

Copies of Proposed Transfer Certificate(s) to be sent to:

1. Watermaster District #: 21
2. File

Other persons to receive copies: (include map):

3. Steven R. Bruce. CWRE
4. Landowner: Seven Springs Ranch LLC
PO Box 352
Fossil OR 97830

Record Marking(s):

Original Application# Decree: John day River (F)

Old Certificate# 24963

Original Application# Decree: John Day River (F)

Old Certificate# 24960

Copies Mailed	
by:	<u>KMWF</u> (STAFF)
on:	<u>SEP 22 2023</u> (DATE)



Oregon

Tina Kotek, Governor

Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

www.oregon.gov/owrd

Date Mailed: **SEP 22 2023**

Reference: Transfer T-11670

PROPOSED

Enclosed is a proposed certificate of water right and map. The proposed certificate represents the extent water was used within the terms of an order approving the transfer based upon a Claim of Beneficial Use, prepared by a Certified Water Right Examiner, that either you or a previous transfer holder submitted.

The certificate is the final step in the water right process. The Department encourages you to review this proposal. If you do not agree with the proposed certificate, Oregon Administrative Rule 690-330-010 (2) allows the transferee or landowner 60 days from the mailing date of this notice to request the Department to reconsider the contents of the proposed certificate.

If you do not agree with the proposed certificate, Oregon Administrative Rule 690-380-6040 allows the transferee or landowner 60 days from the mailing date of this notice to request the Department to reconsider the contents of the proposed certificate.

If your name is not listed on the proposed certificate, and you are the current landowner, and would like to have the final certificate issued in your name, you may apply through the Department to have the transfer assigned to you. If you have any questions about the assignment process, please contact Mary Bjork at 503-979-9895.

If you agree with the proposed certificate and map no response to this notice is required. Sometime after the 60 day period, a recommendation will be made to the Director to issue a certificate, and if the Director signs the certificate, the recorded certificate of water right will be mailed to you.

If you have any questions please contact Breck Flanagan-Caldwell at 971-718-2934

Sincerely,

Dwight French
Administrator Water Right Services

STATE OF OREGON
COUNTY OF WHEELER
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MARLENE STANLEY
PO BOX 486
FOSSIL OR 97830

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USE: IRRIGATION OF 23.3 ACRES, DOMESTIC AND STOCK

PRIORITY DATE:1886

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 S	20 E	WM	9	NW SE	POD A (ORIGINAL) - 1920 FEET NORTH AND 2360 FEET WEST FROM SE CORNER, SECTION 9
6 S	20 E	WM	8	NW SE	POD # 2 (ORIGINAL) - 1620 FEET NORTH AND 2130 FEET WEST FROM SE CORNER, SECTION 8
6 S	20 E	WM	8	NE SE	POD B (ORIGINAL) - 2500 FEET NORTH AND 150 FEET WEST FROM SE CORNER, SECTION 8
6 S	20 E	WM	9	NW SW	POD 1 (ADDITIONAL) - PORTABLE PUMPING (REACH) - 2150 FEET NORTH AND 1350 FEET EXTENDED TO 2440 FEET NORTH AND 100 FEET WEST FROM SE CORNER, SECTION 8
6 S	20 E	WM	8	NW SE	POD #3 (ADDITIONAL) - PORTABLE PUMPING (REACH) - 1660 FEET NORTH AND 2130 FEET EXTENDED TO 1630 FEET NORTH AND 2970 FEET WEST FROM SE CORNER, SECTION 8
6 S	20 E	WM	7	NW SE	POD # 6 (ADDITIONAL) - 1490 FEET NORTH AND 2350 FEET WEST FROM SE CORNER, SECTION 7
6 S	20 E	WM	7	NE SW	POD # 7 (ADDITIONAL) - 1780 FEET NORTH AND 2650 FEET EAST FROM SE CORNER, SECTION 7
6 S	20 E	WM	7	NE SW	POD # 8 (ADDITIONAL) - 1690 FEET NORTH AND 2290 FEET EAST FROM SE CORNER, SECTION 7

The amount of water to which such right is entitled, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed one-fortieth on one cubic foot per second per acre irrigated to June 1 and one-

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 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, 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.

eightieth of one cubic foot per second per acre thereafter, further limited to 1.0 acre-foot per calendar month to June 1 and 4.0 acre-feet per acre during the irrigation season April 1 through September 30, measured at the point of diversion.

A description of the place of use is as follows:

IRRIGATION, DOMESTIC, AND STOCK					
Twp	Rng	Mer	Sec	Q-Q	Acres
6 S	20 E	WM	7	NE SW	6.8
6 S	20 E	WM	7	SE SW	0.3
6 S	20 E	WM	7	NW SE	2.4
6 S	20 E	WM	7	SW SE	0.3
6 S	20 E	WM	8	NE SW	0.2
6 S	20 E	WM	8	NE SE	0.1
6 S	20 E	WM	8	NW SE	1.3
6 S	20 E	WM	9	NW SW	11.9

The quantity of water diverted at the new additional points of diversion, together with that diverted at the original points of diversion, shall not exceed the quantity of water lawfully available at the original points of diversion.

Water use measurement conditions:

- The water user shall maintain a totalizing flow meter, or other suitable measuring device, as approved by the Director, in good working order at each point of diversion (new and existing).
- The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters of measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.

The water user shall operate and maintain the fish screen at the new points of diversion consistent with Oregon Department of Fish and Wildlife's operational and maintenance standards.

The right to the use of the water for the purpose aforesaid is restricted to the lands or place of use herein described. Said right shall be subject to all other conditions and limitations in said decree.

This certificate is issued to confirm an ADDITIONAL POINT OF DIVERSION AND CHANGE IN PLACE OF USE approved by an order of the Water Resources Director entered April 26, 2016 at Special Order Volume 100, Page 329, approving Transfer Application T-11670, supersedes Certificate 24960, State record of Water Right Certificates.

Issued _____

PROPOSED
Dwight French
Water Right Services Division Administrator, for
Douglas E. Woodcock, Acting Director
Oregon Water Resources Department

STATE OF OREGON
COUNTY OF WHEELER
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MARLENE STANLEY
PO BOX 486
FOSSIL OR 97830

confirms the right to the use of waters as limited and conditioned below. 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 points of diversion from the source.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Grant County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 15, at Page 461.

SOURCE: BUTTE CREEK AND SPRINGS

USE: IRRIGATION OF 3.2 ACRES, DOMESTIC AND STOCK

PRIORITY DATE: 1895

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 S	20 E	WM	8	NW SE	POD # 2 (ORIGINAL) - 1620 FEET NORTH AND 2130 FEET WEST FROM SE CORNER, SECTION 8
6 S	20 E	WM	8	NW SE	POD C (ORIGINAL) - 1820 FEET NORTH AND 2100 FEET WEST FROM SE CORNER, SECTION 8
6 S	20 E	WM	7	NE SE	POD # 5 (ORIGINAL) - 1520 FEET NORTH AND 990 FEET WEST FROM SE CORNER, SECTION 7
6 S	20 E	WM	9	NW SW	POD # 1 (ADDITIONAL) - PORTABLE PUMPING (REACH) - 2150 FEET NORTH AND 1350 FEET EXTENDING TO 2440 FEET NORTH AND 100 FEET WEST FROM SE CORNER, SECTION 8
6 S	20 E	WM	8	NW SE	POD # 3 (ADDITIONAL) - PORTABLE PUMPING (REACH) - 1660 FEET NORTH AND 2130 FEET WEST EXTENDING TO 1630 FEET NORTH AND 2970 FEET WEST FROM SE CORNER, SECTION 8
6 S	20 E	WM	7	NW SE	POD # 6 (ADDITIONAL) - 1490 FEET NORTH AND 2350 FEET WEST FROM SE CORNER, SECTION 7
6 S	20 E	WM	7	NE SW	POD # 7 (ADDITIONAL) - 1780 FEET NORTH AND 2650 FEET EAST FROM SW CORNER, SECTION 7

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 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, 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.

The amount of water to which such right is entitled, for the purposes aforesaid is limited to an amount actually beneficially used for said purposes, and shall not exceed one-fortieth of one cubic foot per second per acre irrigated to June 1 and one-eightieth of one cubic foot per second per acre thereafter, further limited to 1.0 acre-foot per calendar month to June 1 and 4.0 acre-feet per acre during the irrigation season April 1 through September 30, measured at the point of diversion.

A description of the place of use is as follows:

IRRIGATION, DOMESTIC AND STOCK					
Twp	Rng	Mer	Sec	Q-Q	Acres
6 S	20 E	WM	7	NE SE	0.2
6 S	20 E	WM	7	NW SE	1.2
6 S	20 E	WM	7	SE SE	0.7
6 S	20 E	WM	8	NE SW	1.1

The quantity of water diverted at the new additional points of diversion, together with that diverted at the original points of diversion, shall not exceed the quantity of water lawfully available at the original points of diversion.

Water use measurement conditions:

- a) The water user shall maintain a totalizing flow meter, or other suitable measuring device, as approved by the Director, in good working order at each point of diversion (new and existing).
- b) 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 water user shall operate and maintain the fish screen at the new points of diversion consistent with Oregon Department of Fish and Wildlife's operational and maintenance standards.

The right to the use of the water for the purpose aforesaid is restricted to the lands or place of use herein described. Said right is subject to all other conditions and limitations contained in said decree.

This certificate is issued to confirm an ADDITIONAL POINT OF DIVERSION AND CHANGE PLACE OF USE approved by an order of the Water Resources Director entered April 26, 2016, at Special Order Volume 100, Page 329, approving Transfer Application T-11670, supersedes Certificate 24963, State record of Water Right Certificates.

Issued _____

PROPOSED

Dwight French
Water Right Services Division Administrator, for
Douglas E. Woodcock, Acting Director
Oregon Water Resources Department

Application #	WRD Reviewer CM.
Transfer # 11670	
Date Received 5-26-2021	
CWRE Name Steven Bruce	

Fees Required:

YES ☒ NO ☐ A fee of \$200 must accompany this form for any transfers including a water right with a priority date of July 9, 1987, or later.

Fill in App
or Transfer
Number

~~X~~ Map on polyester film (OAR 690-014-0170(1) & 310-0050(1)(b))

~~X~~ Application & permit #; or transfer # (OAR 690-014-0100(1))

~~X~~ Disclaimer (OAR 690-014-0170(5))

~~X~~ North arrow (OAR 690-310-0050(2)(c))

~~X~~ CWRE stamp and signature (OAR 690-014 & 310-0050)

~~✓~~ Appropriate scale (1" = 1320', 1" = 400', or the original full-size scale of the county assessor map) (014 & 310)

~~X~~ Township, range, section, and tax lot numbers (OAR 690-310-0050(4))

☒ On form provided by the Department (OAR 690-014-0100(1))
☒ Application & permit #: or transfer # (OAR 690-014)
☒ Ownership information (OAR 690-014)
☒ Date of survey (OAR 690-014)
☒ Person interviewed (OAR 690-014)
☒ County (OAR 690-014)
☒ CWRE stamp and signature (OAR 690-014-0100)
☒ Signature(s) of all permittee of transfer holder (OAR 690-014-0100)

MONEY SLIP	
DATE:	RECEIPT #:
RECEIVED FROM	APPLICATION
	PAYMENT
	TRANSFER
CASH ☐ CHECK # ☐ OTHER (IDENTIFY) ☐	TOTAL RECD. \$
1043 TREASURY 4178 MISS CASH ACT	
0407 COPIES ☐ OTHER ☐ (IDENTIFY) ☐	\$
0243 Insurance ☐ 0244 Man Ventr Major Plan ☐ 0245 Care Ventr ☐	
0403 TREASURY 4278 MISS OPERATING ACT.	
0407 MISCELLANEOUS 4611 GOLF & TAPE FEES \$ 0410 RESEARCH FEES \$ 0408 MISS REVENUE (IDENTIFY) \$ 0242 DEPOSIT LNS (IDENTIFY) \$ 0240 EXTENSION OF TIME \$ WATER RIGHTS \$ 0201 SURFACE WATER \$ 0207 \$ 0203 GROUND WATER \$ 0204 \$ 0205 TRANSFER \$ WELL CONSTRUCTION \$ 0218 WELL DRILL CONSTRUCTION \$ 0219 \$ 0220 LANDOWNER'S PERMIT \$ 0228 \$ 0206 OTHER (IDENTIFY) CORB 3222.00	
0447 TREASURY 0447 HYDROELECTRIC	
0233 POWER LICENSE FEE (HYDRO) \$	LIC. NUMBER
0231 HYDRO LICENSE FEE (HYDRO) \$	\$
HYDRO APPLICATION \$	\$

☐ RETURN TO APPLICANT - LETTER ATTACHED

Pump Test Required?	YES	NO	Pump Test Submitted?	YES	NO*
---------------------	-----	----	----------------------	-----	-----

S:\groups\wr\Customer Service Group\Checklists\COBU Checklist-Permits and Transfers-20180201.docxCOBU Checklist-Permits and Transfers-20180209



Oregon
Kate Brown, Governor

Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

June 9th, 2021

Marlene Stanley
PO Box 486
Fossil, OR 97830

On May 26, 2021, the Water Resources Department received the Claim of Beneficial Use (COBU) for the following Transfer(s):

T-11670

The COBU included a report and map. The Department hopes to review your submittal within approximately 2 - 4 years. At that time we will review these items and provide a final certificate, proposed certificate, or a request for additional information.

If you are interested in having your COBU reviewed sooner, you may pay to have your file processed immediately, using the Reimbursement Authority program, which is described at:

<https://www.oregon.gov/OWRD/programs/WaterRights/RA/Pages/Certificate.aspx>

For all other questions please call our Customer Service phone: (503) 986-0900.

If you sell the property, please contact the Department, or have the new owners contact the Department about the need to file an assignment.

cc: file
Steven Bruce, CWRE.



CLAIM OF BENEFICIAL USE

TRANSFER T-11670

MARLENE STANLEY

MAY 18, 2021

Project 10049.002

Skookum Water Associates Inc.
1626 Victorian Way Eugene, OR 97401
(503) 319-8926

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**CLAIM OF
BENEFICIAL USE
for Transfer with Multiple
Changes – Surface Water and
Groundwater**



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

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A fee of \$200 must accompany this form for any Transfer final orders including a water right with a priority date of July 9, 1987, or later.

Example – A transfer involves 5 rights and one of the rights has a priority date of July 9, 1987, or later, the fee is required.

A separate form shall be completed for each transfer.

This form is subject to revision. **Begin each new claim** by checking for a new version of this form at:
<https://www.oregon.gov/OWRD/Forms/Pages/default.aspx>

The completion of this form is required by OAR 690-014-0100(1) and 690-014-0110(4).

Please type or print in dark ink. If this form is found to contain errors or omissions, it may be returned to you. **Every item must have a response.** If any requested information does not apply to the claim, insert "NA." **Do not delete or alter any section of this form unless directed by the form.** The Department may require the submittal of additional information from any water user or authorized agent.

"Section 7" of this form is intended to aid in the completion of this form and should not be submitted.\

A claim of beneficial use includes both this report and a map. If the map is being mailed separately from this form, please include a note with this form indicating such.

If you have questions regarding the completion of this form, please call 503-986-0900 and ask for the Certificate Section.

The Department has a program that allows it to enter into a voluntary agreement with an applicant for expedited services. Under such an agreement, the applicant pays the cost to hire additional staff that would not otherwise be available. This program means a certificate may be issued in about a month. For more information on this program see:

<https://www.oregon.gov/OWRD/programs/WaterRights/RA/Pages/default.aspx>

SECTION 1

GENERAL INFORMATION

Type of Authorized Change

This Claim is being submitted for a transfer involving multiple changes.

YES

Mark all that apply:

- | | |
|--|--|
| 1. ☒ Change in POD(s) or Additional POD(s) | 4. ☐ Change in Character of Use |
| 2. ☐ Change in POA(s) or Additional POA(s) | 5. ☐ Change in Character of Use – Reservoir |
| 3. ☒ Change in Place of Use | |

A separate section will be completed for each type of change authorized in the transfer final order.

1. File Information

APPLICATION #

T-11670

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2. Property Owner (current owner information)

APPLICANT/BUSINESS NAME Marlene Stanley		PHONE NO. (541)763-2234	ADDITIONAL CONTACT NO.
ADDRESS P.O. Box 486			
CITY Fossil	STATE OR	ZIP 97830	E-MAIL Marlene.Q.Stanley@gmail.com

If the current property owner is not the transfer holder of record, it is recommended that an assignment be filed with the Department. Each transfer holder of record must sign this form.

3. Transfer holder of record (this may, or may not, be the current property owner)

TRANSFER HOLDER OF RECORD Marlene Stanley		
ADDRESS Marlene Stanley		
CITY Fossil	STATE OR	ZIP 97830

4. Date of Site Inspection:

6/6/2018, 9/9/2020, 4/21/2021

5. Person(s) interviewed and description of their association with the project:

NAME	DATE	ASSOCIATION WITH THE PROJECT
Marlene Stanley	6/6/2018	Landowner
Tavo Lopez	6/6/2018, 9/9/2020 & 4/21/2021	Ranch Manager

6. County:

Wheeler

7. If any property described in the place of use of the transfer final order is excluded from this report, identify the owner of record for that property (ORS 537.230(5)):

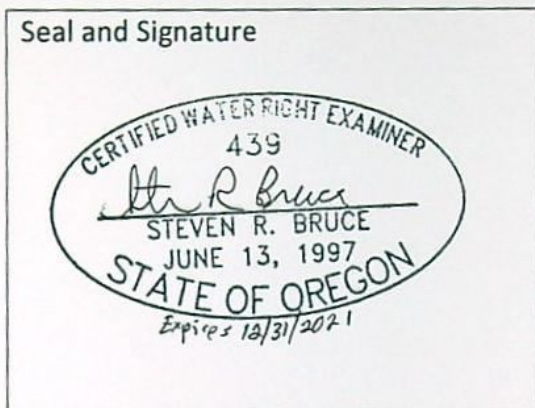
OWNER OF RECORD NA		
ADDRESS		
CITY	STATE	ZIP

Add additional tables for owners of record as needed

SECTION 2
SIGNATURES

CWRE Statement, Seal and Signature

The facts contained in this Claim of Beneficial Use are true and correct to the best of my knowledge.



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CWRE NAME Steven R. Bruce Skookum Water Associates Inc.		PHONE NO. (503) 319-8926	ADDITIONAL CONTACT NO.
ADDRESS 1626 Victorian Way			
CITY Eugene	STATE OR	ZIP 97401	E-MAIL steve@skookumwater.com

Transfer Holder of Record Signature or Acknowledgement

Each transfer holder of record must sign this form in the space provided below.

The facts contained in this Claim of Beneficial Use are true and correct to the best of my knowledge. I request that the Department issue a water right certificate.

SIGNATURE	PRINT OR TYPE NAME	TITLE	DATE
	Marlene Stanley	Landowner	5/24/21

MAY 26 2021

SECTION 3

Changes Made

OWRD

Note: The Claim only needs to describe the changes that were authorized in the transfer final order.

Change #1

New or Additional Point of Diversion

Change in POD(s) or Additional POD(s)

Did the transfer order authorize a change in the points of diversion or additional points of diversion? **YES**

If "NO", this Section can be deleted.

1. New or additional point of diversion name or number:

POINT OF DIVERSION (POD) NAME OR NUMBER (CORRESPOND TO MAP)	SOURCE
POD 1	Butte Creek and Springs (Canceled Certificate 24960)
POD 3	Butte Creek & Springs (Canceled Certificates 24960 & 24963)
POD 6	West Fork Butte Creek, Butte Creek & Springs (Canceled Certificates 24959, 24960 & 24963)
POD 7	Butte Creek, West Fork Butte Creek & Springs (Canceled Certificates 24959, 24960 and 24963)
POD 8	Butte Creek, West Fork Butte Creek & Springs (Canceled Certificates 24959 & 24960)

2. Variations:

Was the use developed differently from what was authorized by the transfer final order, or extension final? **YES**

If yes, describe below.

(e.g. "The order allowed three new/additional points of diversion. The water user only developed one of the points.")

The use of a flowmeter at POD 2 instead of a weir was approved by Ken Thiemann (District 21 Watermaster).

The use of POD 4 under canceled Certificate 24963 was not developed.

The new use of POD 5 under canceled certificate 24960 was not developed, but was developed for canceled Certificate 24963.

The portable pumps, totalizing flowmeters and fish screens used for PODs 1 and 3 could be used at the authorized PODs of record for canceled Certificates 24959, 24960 and 24963.

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3. Claim Summary:

NEW OR ADDITIONAL POD NAME OR #	MAXIMUM RATE AUTHORIZED IN ORDER	CALCULATED THEORETICAL RATE BASED ON SYSTEM	AMOUNT OF WATER MEASURED
PODs 6, 7 & 8	Canceled Certificate 24959 - 0.215 cfs at 1/40 th	POD 6 capacity is 0.58 cfs; POD 7 capacity is 0.15 cfs; and POD 8 capacity is 0.59 cfs	--
PODs 1, 3, 6, 7 & 8	Canceled Certificate 24960 - 0.583 cfs at 1/40 th	POD 1 capacity is 0.31 cfs; POD 3 capacity is 0.31 cfs; POD 6 capacity is 0.58 cfs; POD 7 capacity is 0.15 cfs; and POD 8 capacity is 0.59 cfs	--
PODs 3, 5, 6 and 7	Canceled Certificate 24963 - 0.080 cfs at 1/40 th	POD 3 capacity is 0.31 cfs; POD 5 capacity is 0.30 cfs; POD 6 capacity is 0.58 cfs; and POD 7 capacity is 0.15 cfs	--

Note: In addition to the above new PODs, the original PODs, including POD 2, authorized under canceled Certificates 24959, 24960 and 24963 were retained.

System Description

Are there multiple new or additional Points of Diversion (POD)?

YES

If "YES" you will need to copy and complete Sections A, B, or C in this Section for each POD.

POD Name or Number this section describes (only needed if there is more than one):

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MAY 26 2021

POD 1

A. POD System Information

OWRD

Provide the following information concerning the point of diversion. Information provided must describe the equipment used to appropriate water from the point of diversion.

1. Pump Information

MANUFACTURER	MODEL	SERIAL NUMBER	TYPE (CENTRIFUGAL, TURBINE OR SUBMERSIBLE)	INTAKE SIZE	DISCHARGE SIZE
Honda	FACGF-5H	90261105	Centrifugal	2	2

2. Motor Information

MANUFACTURER	HORSEPOWER
Franklin Electric	5

3. Theoretical Pump Capacity

HORSEPOWER	OPERATING PSI	LIFT FROM SOURCE TO PUMP	LIFT FROM PUMP TO PLACE OF USE	TOTAL PUMP OUTPUT (IN CFS)
5	40	5 feet	0	0.31

4. Provide pump calculations:

$$Q \text{ Pump} = \frac{(\text{horsepower})(\text{pump efficiency})}{(\text{total head in feet})} = \frac{(5)(6.61)}{5+101.6} = \frac{33.05}{106.6} = 0.31 \text{ cfs (approx. 139 gpm)}$$

Where:

$$hp = 5$$

$$\text{pump efficiency} = 6.61$$

$$\text{total head} = 5 \text{ ft lift} + 101.6 \text{ ft (40 psi conversion based on CBU form)} = 106.6 \text{ ft}$$

5. Measured Pump Capacity (using meter if meter was present and system was operating)

INITIAL METER READING	ENDING METER READING	DURATION OF TIME OBSERVED	TOTAL PUMP OUTPUT (IN CFS)
NA			

Reminder: For pump calculations use the reference information at the end of this document.

B. Gravity Flow Pipe

(THE DEPARTMENT TYPICALLY USES THE HAZEN-WILLIAM'S FORMULA FOR A GRAVITY FLOW PIPE SYSTEM)

1. Does the diversion involve a gravity flow pipe?

NO

If "NO", items 2 through 4 relating to this section may be deleted.

C. Gravity Flow Canal or Ditch

(THE DEPARTMENT TYPICALLY USES MANNING'S FORMULA FOR CANALS AND DITCHES)

1. Does the diversion involve a gravity flow ditch or canal?

NO

If "NO", items 2 through 4 relating to this section may be deleted.

POD 1 (cont.)

D. Additional notes or comments related to the system:

This portable pump, flowmeter and fish screen was also be used at PODs 3 and 5 and be used at the PODs of record authorized by canceled Certificates 24959, 24960 and 24963.

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POD Name or Number this section describes (only needed if there is more than one):

POD 3

A. POD System Information

Provide the following information concerning the point of diversion. Information provided must describe the equipment used to appropriate water from the point of diversion.

1. Pump Information

MANUFACTURER	MODEL	SERIAL NUMBER	TYPE (CENTRIFUGAL, TURBINE OR SUBMERSIBLE)	INTAKE SIZE	DISCHARGE SIZE
Honda	FACGF-5H	90261105	Centrifugal	2	2

2. Motor Information

MANUFACTURER	HORSEPOWER
Franklin Electric	5

3. Theoretical Pump Capacity

HORSEPOWER	OPERATING PSI	LIFT FROM SOURCE TO PUMP	LIFT FROM PUMP TO PLACE OF USE	TOTAL PUMP OUTPUT (IN CFS)
5	40	5 feet	0	0.50

4. Provide pump calculations:

$$Q \text{ Pump} = \frac{(\text{horsepower})(\text{pump efficiency})}{(\text{total head in feet})} = \frac{5(6.61)}{101.6+5} = \frac{33.05}{106.6} = 0.31 \text{ cfs (approx. 139 gpm)}$$

Where:

$$hp = 5$$

$$\text{pump efficiency} = 6.61 \text{ ft}^4/\text{sec}/hp$$

$$\text{total head} = 101.6 \text{ ft (conversion of 40 psi based on table in CBU form)} + 5 \text{ ft} = 106.6 \text{ ft}$$

5. Measured Pump Capacity (using meter if meter was present and system was operating)

INITIAL METER READING	ENDING METER READING	DURATION OF TIME OBSERVED	TOTAL PUMP OUTPUT (IN CFS)
NA			

Reminder: For pump calculations use the reference information at the end of this document.

B. Gravity Flow Pipe

(THE DEPARTMENT TYPICALLY USES THE HAZEN-WILLIAM'S FORMULA FOR A GRAVITY FLOW PIPE SYSTEM)

1. Does the diversion involve a gravity flow pipe?

If "NO", items 2 through 4 relating to this section may be deleted.

C. Gravity Flow Canal or Ditch

(THE DEPARTMENT TYPICALLY USES MANNING'S FORMULA FOR CANALS AND DITCHES)

1. Does the diversion involve a gravity flow ditch or canal?

If "NO", items 2 through 4 relating to this section may be deleted.

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NO

MAY 26 2021

OWRD

NO

POD 3 (cont.)

D. Additional notes or comments related to the system:

This portable pump, flowmeter and fish screen was also used at PODs 1 and 5 and can be used at the PODs of record authorized by canceled Certificates 24959, 24960 and 24963.

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MAY 26 2021

OWRD

POD Name or Number this section describes (only needed if there is more than one):

POD 5

A. POD System Information

Provide the following information concerning the point of diversion. Information provided must describe the equipment used to appropriate water from the point of diversion.

1. Pump Information

MANUFACTURER	MODEL	SERIAL NUMBER	TYPE (CENTRIFUGAL, TURBINE OR SUBMERSIBLE)	INTAKE SIZE	DISCHARGE SIZE
Honda	FACGF-5H	90261105	Centrifugal	2	2

2. Motor Information

MANUFACTURER	HORSEPOWER
Franklin Electric	5

3. Theoretical Pump Capacity

HORSEPOWER	OPERATING PSI	LIFT FROM SOURCE TO PUMP	LIFT FROM PUMP TO PLACE OF USE	TOTAL PUMP OUTPUT (IN CFS)
5	40	5 feet	2	0.30

4. Provide pump calculations:

$Q \text{ Pump} = \frac{(\text{horsepower})(\text{pump efficiency})}{(\text{total head in feet})} = \frac{(5)(6.61)}{5+101.6+2} = \frac{33.05}{108.6} = 0.30 \text{ cfs (approx. 135 gpm)}$
Where: hp = 5 pump efficiency = 6.61 total head = 5 ft lift + 101.6 ft (40 psi conversion based on CBU form) + 2 ft = 108.6 ft

5. Measured Pump Capacity (using meter if meter was present and system was operating)

INITIAL METER READING	ENDING METER READING	DURATION OF TIME OBSERVED	TOTAL PUMP OUTPUT (IN CFS)
NA			

Reminder: For pump calculations use the reference information at the end of this document.

B. Gravity Flow Pipe

(THE DEPARTMENT TYPICALLY USES THE HAZEN-WILLIAM'S FORMULA FOR A GRAVITY FLOW PIPE SYSTEM)

1. Does the diversion involve a gravity flow pipe?

NO

If "NO", items 2 through 4 relating to this section may be deleted.

C. Gravity Flow Canal or Ditch

(THE DEPARTMENT TYPICALLY USES MANNING'S FORMULA FOR CANALS AND DITCHES)

1. Does the diversion involve a gravity flow ditch or canal?

NO

If "NO", items 2 through 4 relating to this section may be deleted.

RECEIVED
MAY 26 2021
OWRD

POD 5 (cont.)

D. Additional notes or comments related to the system:

This portable pump, flowmeter and fish screen was also used at PODs 1 and 3 and can be used at the PODs of record authorized by canceled Certificates 24959, 24960 and 24963.

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POD Name or Number this section describes (only needed if there is more than one):

POD 6

A. POD System Information

Provide the following information concerning the point of diversion. Information provided must describe the equipment used to appropriate water from the point of diversion.

1. Pump Information

MANUFACTURER	MODEL	SERIAL NUMBER	TYPE (CENTRIFUGAL, TURBINE OR SUBMERSIBLE)	INTAKE SIZE	DISCHARGE SIZE
Unknown (underwater)	Unknown	Unknown	Submersible	--	4 inches

2. Motor Information

MANUFACTURER	HORSEPOWER
Unknown (underwater)	10

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3. Theoretical Pump Capacity

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HORSEPOWER	OPERATING PSI	LIFT FROM SOURCE TO PUMP	LIFT FROM PUMP TO PLACE OF USE	TOTAL PUMP OUTPUT (IN CFS)
10	45	0	7 feet	0.58

4. Provide pump calculations:

$$Q \text{ Pump} = \frac{(\text{horsepower})(\text{pump efficiency})}{(\text{total head in feet})} = \frac{10(7.04)}{7+114.3 \quad 121.3} = \frac{70.4}{121.3} = 0.58 \text{ cfs (approx. 260 gpm)}$$

Where:

$$hp = 10$$

$$\text{pump efficiency} = 7.04 \text{ ft}^3/\text{sec}/hp$$

$$\text{total head} = 114.3 \text{ ft (conversion of 45 psi using table in CBU form)} + 7 \text{ ft} = 121.3 \text{ ft}$$

5. Measured Pump Capacity (using meter if meter was present and system was operating)

INITIAL METER READING	ENDING METER READING	DURATION OF TIME OBSERVED	TOTAL PUMP OUTPUT (IN CFS)
NA			

Reminder: For pump calculations use the reference information at the end of this document.

B. Gravity Flow Pipe

(THE DEPARTMENT TYPICALLY USES THE HAZEN-WILLIAM'S FORMULA FOR A GRAVITY FLOW PIPE SYSTEM)

1. Does the diversion involve a gravity flow pipe?

NO

If "NO", items 2 through 4 relating to this section may be deleted.

C. Gravity Flow Canal or Ditch

(THE DEPARTMENT TYPICALLY USES MANNING'S FORMULA FOR CANALS AND DITCHES)

1. Does the diversion involve a gravity flow ditch or canal?

NO

If "NO", items 2 through 4 relating to this section may be deleted.

POD 6 (cont.)

D. Additional notes or comments related to the system:

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POD Name or Number this section describes (only needed if there is more than one):

POD 7

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A. POD System Information

Provide the following information concerning the point of diversion. Information provided must describe the equipment used to appropriate water from the point of diversion.

1. Pump Information

MANUFACTURER	MODEL	SERIAL NUMBER	TYPE (CENTRIFUGAL, TURBINE OR SUBMERSIBLE)	INTAKE SIZE	DISCHARGE SIZE
Franklin	FTV3LL	11A19-18-05069P	Centrifugal	2 in	1 ½ in

2. Motor Information

MANUFACTURER	HORSEPOWER
Baldor Reliance	3

3. Theoretical Pump Capacity

HORSEPOWER	OPERATING PSI	LIFT FROM SOURCE TO PUMP	LIFT FROM PUMP TO PLACE OF USE	TOTAL PUMP OUTPUT (IN CFS)
3	50	5 feet	2 feet	0.15

4. Provide pump calculations:

$$Q \text{ Pump} = \frac{(\text{horsepower})(\text{pump efficiency})}{(\text{total head in feet})} = \frac{3(6.61)}{127.0+5+2} = \frac{19.83}{134.0} = 0.15 \text{ cfs (approx. 67 gpm)}$$

Where:

$$\text{hp} = 3$$

$$\text{pump efficiency} = 6.61 \text{ ft}^4/\text{sec}/\text{hp}$$

$$\text{total head} = 127.0 \text{ ft (conversion of 50 psi based on table in CBU form)} + 5 \text{ ft} + 2 \text{ ft} = 134.0 \text{ ft}$$

5. Measured Pump Capacity (using meter if meter was present and system was operating)

INITIAL METER READING	ENDING METER READING	DURATION OF TIME OBSERVED	TOTAL PUMP OUTPUT (IN CFS)
NA			

Reminder: For pump calculations use the reference information at the end of this document.

B. Gravity Flow Pipe

(THE DEPARTMENT TYPICALLY USES THE HAZEN-WILLIAM'S FORMULA FOR A GRAVITY FLOW PIPE SYSTEM)

1. Does the diversion involve a gravity flow pipe?

NO

If "NO", items 2 through 4 relating to this section may be deleted.

C. Gravity Flow Canal or Ditch

(THE DEPARTMENT TYPICALLY USES MANNING'S FORMULA FOR CANALS AND DITCHES)

1. Does the diversion involve a gravity flow ditch or canal?

NO

If "NO", items 2 through 4 relating to this section may be deleted.

POD 7 (cont.)

D. Additional notes or comments related to the system:

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POD Name or Number this section describes (only needed if there is more than one):

POD 8

A. POD System Information

Provide the following information concerning the point of diversion. Information provided must describe the equipment used to appropriate water from the point of diversion.

1. Pump Information

MANUFACTURER	MODEL	SERIAL NUMBER	TYPE (CENTRIFUGAL, TURBINE OR SUBMERSIBLE)	INTAKE SIZE	DISCHARGE SIZE
Unknown (underwater)	Unknown	Unknown	Submersible	--	4 inches

2. Motor Information

MANUFACTURER	HORSEPOWER
Unknown (underwater)	10

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3. Theoretical Pump Capacity

HORSEPOWER	OPERATING PSI	LIFT FROM SOURCE TO PUMP	LIFT FROM PUMP TO PLACE OF USE	TOTAL PUMP OUTPUT (IN CFS)
10	45	0	6 ft	0.59

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4. Provide pump calculations:

$$Q \text{ Pump} = \frac{(\text{horsepower})(\text{pump efficiency})}{(\text{total head in feet})} = \frac{10(7.04)}{6+114.3 \quad 120.3} = \frac{70.4}{120.3} = 0.59 \text{ cfs (approx. 265 gpm)}$$

Where:

$$\text{hp} = 10$$

$$\text{pump efficiency} = 7.04 \text{ ft}^4/\text{sec}/\text{hp}$$

$$\text{total head} = 6 \text{ ft} + 114.3 \text{ ft (conversion of 45 psi using table in CBU form)} = 120.3 \text{ ft}$$

5. Measured Pump Capacity (using meter if meter was present and system was operating)

INITIAL METER READING	ENDING METER READING	DURATION OF TIME OBSERVED	TOTAL PUMP OUTPUT (IN CFS)
NA			

Reminder: For pump calculations use the reference information at the end of this document.

B. Gravity Flow Pipe

(THE DEPARTMENT TYPICALLY USES THE HAZEN-WILLIAM'S FORMULA FOR A GRAVITY FLOW PIPE SYSTEM)

1. Does the diversion involve a gravity flow pipe?

NO

If "NO", items 2 through 4 relating to this section may be deleted.

C. Gravity Flow Canal or Ditch

(THE DEPARTMENT TYPICALLY USES MANNING'S FORMULA FOR CANALS AND DITCHES)

1. Does the diversion involve a gravity flow ditch or canal?

NO

If "NO", items 2 through 4 relating to this section may be deleted.

POD 8 (cont.)

D. Additional notes or comments related to the system:

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Change #2

Change in POA(s) or Additional POA(s)

Did the transfer order authorize a change in the points of appropriation or additional points of appropriation?

NO

If "NO", this Section can be deleted.

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Change #3

Change in Place of Use

Did the transfer order authorize a change in the place of use?

YES

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If "NO", this Section can be deleted.

1. Claim Summary – Authorized Use:

If Irrigation or Nursery Use:

THE # OF ACRES ALLOWED	THE # OF ACRES DEVELOPED
Canceled Certificate 24959 authorized 8.6 acres	8.6
Canceled Certificate 24960 authorized 23.3 acres	23.3
Canceled Certificate 24963 authorized 3.2 acres	3.2

If the new use(s) was not irrigation or nursery:

NEW USE(S)	WAS THE NEW PLACE OF USE DEVELOPED TO THE FULL EXTENT AUTHORIZED UNDER THE ORDER? (INCLUDE THE LOCATION OF THE DEVELOPED PLACE USE ON THE CLAIM MAP)
NA	NA

2. Variations:

Was the use developed differently from what was authorized by the transfer final order? YES

If yes, describe below.

(e.g. "The order authorized a change in place of use for 40 acres. The water user only developed 38 acres.")

The authorized use of POD 4 was not developed.

The locations of the section lines shown on the Figure 1 Claim of Beneficial Use (CBU) map are different from those shown on the transfer application map, which was based on the adjudication maps. The CBU map provides the best survey information available at the time the CBU was prepared. The transfer moved the places of use for all acres in the three water rights so there should not be a conflict. This change was discussed with Gerry Clark on May 31, 2018 who suggested adding this note to the CBU.

Change #4

Change in Character of Use

Did the transfer order authorize a change in character of use?

NO

If "NO", this Section can be deleted.

Change #5

Change in Character of Use – Reservoir

Did the transfer order authorize a change in character of use for a reservoir?

NO

If "NO", this Section can be deleted.

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SECTION 4

CONDITIONS

All conditions contained in the transfer final order, or any extension final order shall be addressed. Reports that do not address all performance related conditions will be returned.

1. Time Limits:

Describe how the water user has complied with each of the development timelines established in the transfer final order and any extensions of time issued for the transfer:

	DATE FROM TRANSFER	DATE THE AUTHORIZED CHANGES WERE COMPLETED *THIS DATE MUST FALL BETWEEN THE "ISSUANCE DATE" AND THE "COMPLETENESS DATE"
ISSUANCE DATE	April 26, 2016	
COMPLETENESS DATE FROM ORDER (C)	October 1, 2019, extended to October 1, 2021	October 15, 2020

* MUST BE WITHIN PERIOD BETWEEN TRANSFER FINAL ORDER, OR ANY EXTENSION FINAL ORDER ISSUANCE AND THE DATE TO COMPLETE THE CHANGE

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2. Is there an extension final order(s)?

YES

If "NO", you may delete the following table.

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If for a transfer extension order, provide the following information:

VOLUME	PAGE	DATE EXTENDED TO
118	20 & 21	October 1, 2021

3. Measurement Conditions:

a. Does the transfer final order, or any extension final order require the installation of a meter or other approved measuring device? YES

If "NO", items b through f relating to this section may be deleted.

Reminder: If a meter or approved measuring device was required, the COBU map must indicate the location of the device in relation to the point of appropriation.

b. Has a meter been installed? YES

c. Meter Information

POD/POA NAME OR #	MANUFACTURER	SERIAL #	CONDITION (WORKING OR NOT)	CURRENT METER READING	DATE INSTALLED
POD 1	Banjo	03211925 4	Working	0 (this is a new meter after the previous meter failed)	This meter is replacing Seametrics meter S/N 052017003399 installed in June 2017. The new meter will be used in 2021
POD 2	Badger Recordall	63961-068	Working	2,607,020.95 gal (this meter records gravity flow from the spring year round)	A meter was installed in March 2019 instead of a weir (see below)
POD 3	Meter used at POD 1 for the portable pump is also used for POD 3	See POD 1	Working	See POD 1	See POD 1
POD 5	Meter used at POD 1 for the portable pump is also used for POD 5	See POD 1	Working	See POD 1	See POD 1
POD 6	Seametrics	04201700 0944	Working	0.361 AF (this is a new meter after previous meter failed)	This meter is replacing Seametrics meter S/N042017000943 installed in June 2017
POD 7	Banjo	12203310	Working	9241.6 gal	This meter is replacing Aquamaster meter S/N 50467 installed in June 2017
POD 8	Seametrics	04201700 0943	Working	4.951 AF	This meter is replacing Seametrics meter S/N 042017000944inst alled in June 2017

Note: The batteries in the original Seametrics meters failed sometime before the September 9, 2020 site inspection. Replacement batteries could not be obtained so the meters were replaced for the 2021 irrigation season.

If a meter has been installed, items d through f relating to this section may be deleted.

d. If a meter has not been installed, has a suitable measuring device been installed and approved by the Department? **YES**

e. If "YES", provide a copy of the letter approving the device, if available. If the letter is not available provide the name and title of the Water Resources Department employee approving the measuring device, and the approximate date of the approval:

NAME	TITLE	APPROXIMATE DATE
Ken Thiemann approved a flowmeter instead of a weir for POD 2	District 21 Watermaster	September 8, 2020 (see Exhibit A email)

f. Measurement Device Description

DEVICE DESCRIPTION	CONDITION (WORKING OR NOT)	DATE INSTALLED
See POD 2 above	Working	March 2019

4. Recording and reporting conditions

a. Is the water user required to report the water use to the Department? **RECEIVED NO**

If "NO", item b relating to this section may be deleted.

MAY 26 2021

5. Fish Screening

a. Are any points of diversion required to be screened to prevent fish from entering the point of diversion? **OWRD YES**

If "NO", items b through e relating to this section may be deleted.

Reminder: If fish screening devices were required, the COBU map must indicate their location in relation to the point of diversion.

b. Has the fish screening been installed? **YES**

c. When was the fish screening installed?

DATE	BY WHOM
Approximately June 1, 2017	Doug Johnson (BL Johnson Irrigation) and Tavo Lopez

Reminder: If the permit or transfer final order was issued on or after February 1, 2011, the fish screen is required to be approved by the Oregon Department of Fish and Wildlife regardless of the rate of diversion.

d. If the diversion involves a pump and the total diversion rate of all rights at the point of diversion is less than 225 gpm (0.5 cfs) and the permit was issued prior to February 1, 2011:

- Has the self-certification form previously been submitted to the Department? **NA**

If not, go to <https://www.oregon.gov/OWRD/Forms/Pages/default.aspx>, complete and attach a copy of the 'ODFW Small Pump Screen Self Certification' form to this claim, and send a copy of it to the Oregon Department of Fish and Wildlife (ODFW).

Reminder: Failure to submit evidence of a timely installed fish screen may result in an unfavorable determination. The ODFW self certification form needs to have been previously submitted or be attached to this form.

e. If the diversion does **not involve a pump** or the total diversion rate of all rights at the point of diversion is 225 gpm (0.5 cfs) or greater:

- Has the ODFW approval been previously submitted?

YES

If not, contact and work with ODFW to ensure compliance. To demonstrate compliance, provide signed documentation from ODFW. A form is available at:

<https://www.oregon.gov/OWRD/Forms/Pages/default.aspx>

Reminder: Failure to submit evidence of a timely installed fish screen may result in an unfavorable determination. In order to receive a favorable approval, the ODFW/WRD "Fish Screen Inspection" form needs to have been previously submitted or be attached to this form.

6. By-pass Devices

- a. Are any points of diversion required to have a by-pass device to prevent fish from entering the point of diversion?

NO

If "NO", items b and c relating to this section may be deleted.

7. Other conditions required by the transfer final order or extension final order:

- a. Were there special well construction standards?

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NO

- b. Was submittal of a ground water monitoring plan required?

MAY 26 2021

NO

- c. Other conditions?

OWRD YES

If "YES" to any of the above, identify the condition and describe the water user's actions to comply with the condition(s):

A weir was required between the spring (POD 2) and Butte Creek. Kenneth Thiemann (District 21 Watermaster) approved the use of a flowmeter on the diversion pipeline (see Exhibit A)

SECTION 5

ATTACHMENTS

Provide a list of any additional documents you are attaching to this report:

ATTACHMENT NAME	DESCRIPTION
Figure 1	Claim of Beneficial Use Map for T-11670
Exhibit A	September 8, 2020 email from Kenneth Thiemann (District 21 Watermaster) to Steven R. Bruce (Skookum Water Associates Inc.) approving an inline flowmeter instead of a weir for the spring source (POD 2)
Exhibit B	May 13, 2021 letter from Nathaniel Ashley (ODFW) approving fish screens for T-11670

SECTION 6

CLAIM OF BENEFICIAL USE MAP

The Claim of Beneficial Use Map must be submitted with this claim. Claims submitted without the Claim of Beneficial Use map will be returned. The map shall be submitted on polyester film at a scale of 1" = 1320 feet, 1" = 400 feet, or the original full-size scale of the county assessor map for the location.

The changes that were authorized under the transfer final order must be mapped based on the developed locations; new or additional points of appropriation and place of use.

In cases where the order involved additional points of appropriation, the additional points should be mapped based on their developed locations. The original points of appropriation should be mapped based on the original right of record at the time the transfer final order was issued.

In cases where the order involved changing the place of use for a portion of a water right, the portion of the place of use being changed should be mapped based on the developed location. If the transfer also included portions of the place of use that were not being modified, but were receiving a new or additional point of appropriation, the place of use for those lands should be mapped based on the original right of record at the time the transfer final order was issued.

Provide a general description of the survey method used to prepare the map. Examples of possible methods include, but are not limited to, a traverse survey, GPS, or the use of aerial photos. If the basis of the survey is an aerial photo, provide the source, date, series and the aerial photo identification number.

The map was tied using an Garmin Oregon 750t GPS and U.S Department of Agriculture Farm Service Agency June 22, 2020 digital image m_4512062_sw_10_060_20200622.

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Map Checklist

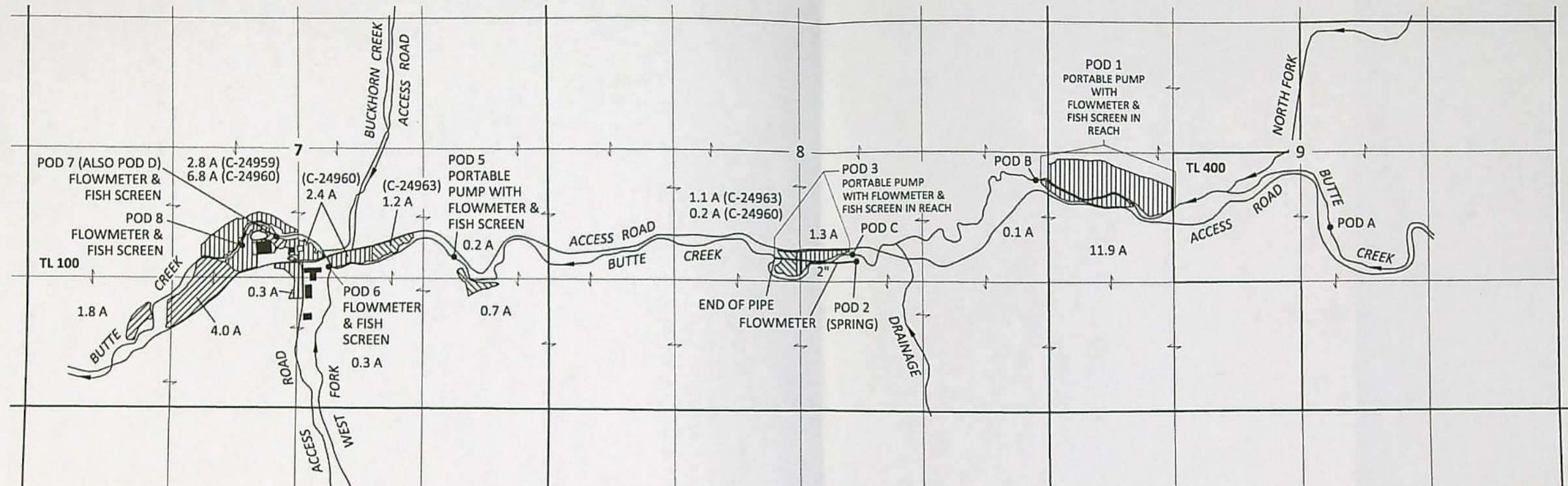
Please be sure that the map you submit includes ALL the items listed below.
(Reminder: Incomplete maps and/or claims may be returned.)

- ☒ Map on polyester film
- ☒ Appropriate scale (1" = 400 feet, 1" = 1320 feet, or the original full-size scale of the county assessor map)
- ☒ Township, Range, Section, Donation Land Claims, and Government Lots
- ☒ If irrigation, number of acres irrigated within each projected Donation Land Claims, Government Lots, Quarter-Quarters
- ☒ Locations of fish screens and/or fish by-pass devices in relationship to point of diversion
- ☒ Locations of meters and/or measuring devices in relationship to point of diversion or appropriation
- ☒ Conveyance structures illustrated (pumps, reservoirs, pipelines, ditches, etc.)
- ☒ Point(s) of diversion or appropriation (illustrated and coordinates)
- ☒ Tax lot boundaries and numbers
- ☒ Source illustrated if surface water
- ☒ Disclaimer ("This map is not intended to provide legal dimensions or locations of property ownership lines")
- ☒ Application and permit number or transfer number
- ☒ North arrow
- ☒ Legend
- ☒ CWRE stamp and signature

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Sections 7, 8 & 9, T6S, R20E, W.M.
Wheeler County

CLAIM OF BENEFICIAL USE MAP
Transfer T-11670
Stanley Ranch LLC



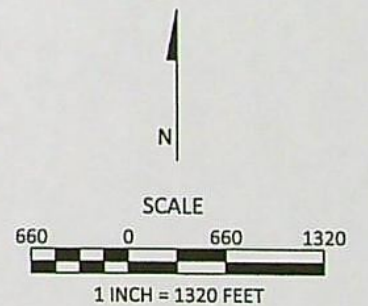
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- POD 1 LOCATION: 2150 FT N AND 1350 FT E EXTENDING TO 2440 FT N AND 100 FT W FROM SE CORNER SECTION 8, T6S, R20E, W.M.
POD 2 LOCATION: 1590 FT N AND 2060 FT W FROM SE CORNER SECTION 8, T6S, R20E, W.M.
POD 3 LOCATION: 1660 FT N AND 2130 FT W EXTENDING TO 1630 FT N AND 2970 FT W FROM SE CORNER SECTION 8, T6S, R20E, W.M.
POD 5 LOCATION: 1590 FT N AND 1020 FT W FROM SE CORNER SECTION 7, T6S, R20E, W.M.
POD 6 LOCATION: 1490 FT N AND 2350 FT W FROM SE CORNER SECTION 7, T6S, R20E, W.M.
POD 7 LOCATION: 1780 FT N AND 2650 FT E FROM SW CORNER SECTION 7, T6S, R20E, W.M.
POD 8 LOCATION: 1690 FT N AND 2290 FT E FROM SW CORNER SECTION 7, T6S, R20E, W.M.
POD A LOCATION: 1940 FT N AND 2980 FT E FROM SW CORNER SECTION 9, T6S, R20E, W.M.
POD B LOCATION: 2430 FT N AND 150 FT W FROM SE CORNER SECTION 8, T6S, R20E, W.M.
POD C LOCATION: 1660 FT N AND 2100 FT W FROM SE CORNER SECTION 8, T6S, R20E, W.M.
POD D LOCATION: 1780 FT N AND 2650 FT E FROM SW CORNER SECTION 7, T6S, R20E, W.M.

EXPLANATION

- PLACE OF USE - CERTIFICATE 24959 IRRIGATION - 8.6 ACRES PRIORITY DATE: 1880
 PLACE OF USE - CERTIFICATE 24960 IRRIGATION - 23.3 ACRES PRIORITY DATE: 1886
 PLACE OF USE - CERTIFICATE 24963 IRRIGATION - 3.2 ACRES PRIORITY DATE: 1895
 POINT OF DIVERSION (POD)
 BURIED PIPE (APPROX.)

Site Inspections Conducted:
June 6, 2018,
August 9, 2020 &
April 21, 2021



May 13, 2021

This map is not intended to provide legal dimensions or locations of property ownership lines

Figure 1



SKOOKUM
WATER ASSOCIATES INC

1626 VICTORIAN WAY
EUGENE, OR 97401
(503) 319-8926

KPFF 1700014.84

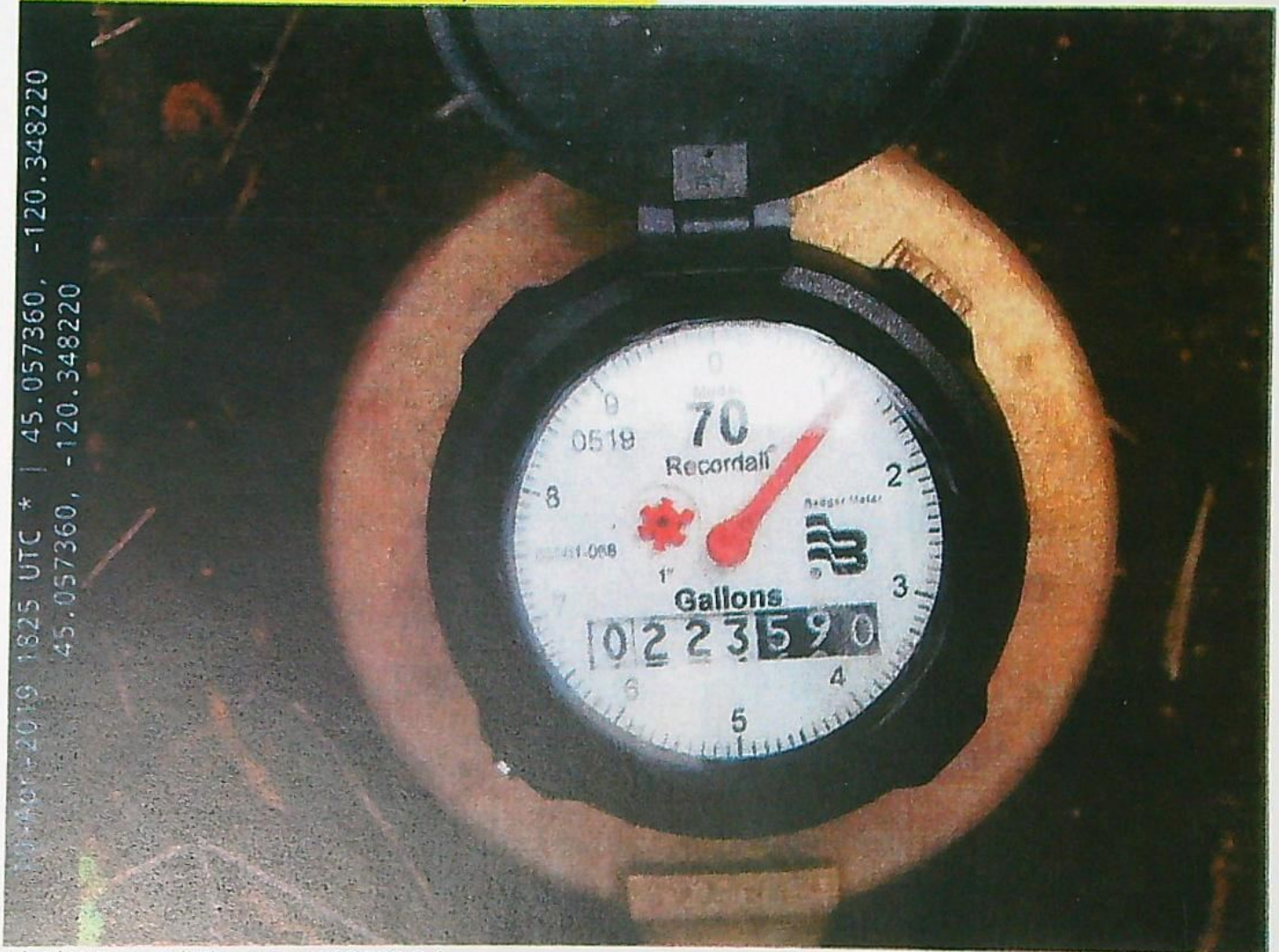
steve skookumwater.com

From: THIEMANN Kenneth C * WRD <Kenneth.C.Thiemann@oregon.gov>
Sent: Tuesday, September 8, 2020 12:46 PM
To: steve skookumwater.com
Cc: marlenesqstanley@gmail.com
Subject: Stanley Spring Measurement Device Approval for T-11670

Good afternoon Steven,

This message to inform you of my approval of the measurement device installed inline with the spring source instead of the weir condition in transfer T-11670. Hope this helps.

Flowmeter ~ RM 8.0 45.057360, -120.348220



4/10/19 Recordall Flowmeter 223,590 Gal.

MAY 26 2021

OWRD

"Water is always worth protecting"

Ken Thiemann

Watermaster, District #21

Oregon Water Resources Department

PO Box 427

Condon, OR 97823

Cell Ph. (541) 969-8799

Gilliam Court House

221 S. Oregon St., Suite 221

Condon, OR 97823

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



Oregon

Kate Brown, Governor

Department of Fish and Wildlife
John Day Fish Screening and Passage
357 Patterson Bridge Rd.
P.O. Box 515
John Day, OR 97845
Voice: 541-575-0561
FAX (541) 575-0868
www.dfw.state.or.us/



May 13, 2021

Marlene Stanley
PO Box 486
Fossil, OR 97830

Dear Ms. Stanley,

Your fish screens were inspected on 6/2/2017, 6/13/2017 and 6/23/2017. In reference to water right transfer file number T-11670 this letter confirms that a National Marine Fisheries Service criteria fish screen as approved by ODFW is in place for the following points of diversion:

In regards to the inspection of the fish screens located on Butte Creek, the following has been determined:

1. The screen used for POD 1: located at 6S 20E WM Sec 9 NW SW, POD 3: located at 6S 20E WM Sec8 NW SE, POD 5: located at 6S 20E WM Sec 7 NE SE is a Pump-Rite L-250 6" passive suction screen.
2. This screen is approved for water use up to 250 GPM or 0.56 CFS.
3. The screen used for POD 6, located 6S 20E WM Sec 7 NW SE is a Pump-Rite L-250 6" passive suction screen.
4. This screen is approved for water use up to 250 GPM or 0.56 CFS
5. The screen used for POD 7 is a Pump-Rite M-L 65 5" passive suction screen.
6. This screen is approved for water use up to 65 GPM or 0.15 CFS.
7. The screen used for POD 8, located 6S 20E WM Sec 7 NE SW is a Pump-Rite L-250 6" passive suction screen.
8. This screen is approved for water use up to 250 GPM or 0.56 CFS.
9. All screen and pump configurations meet National Marine Fisheries Service criteria at the time of inspection, any changes or modifications to the configurations will not be covered by this certification letter.
10. All screens are end of pipe pump screens, therefore no by-pass is required.

Please contact me if you have any questions regarding this letter.

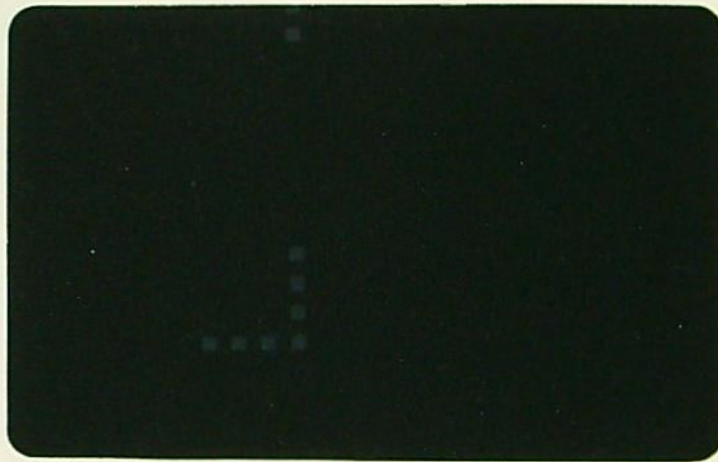
Sincerely,

Nathaniel Ashley
Fish Screening and Passage Coordinator

CC: Oregon Water Resources Department

EXHIBIT B

SKOOGKUM
WATER ASSOCIATES INC





Oregon
Kate Brown, Governor

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

November 5, 2020

MARLENE STANLEY
PO BOX 486
FOSSIL, OR 97830

Reference: File T-11670

We have received your application for extension of the time limit to make complete application of water under T-11670. We also have your check in the amount of \$670.00 A copy of receipt number 133618 is enclosed.

The application indicates reasonable diligence toward completion of the proposed project. The time limit to make complete application of water is extended to October 1, 2019. The order approving the extension was entered November 5, 2020, at Vol:118, Page:20.

The time allowed to complete the transfer is specified in the final order. You should give particular attention to the time limit. The water right for any portion of the authorized change in character of use or change in place of use not carried out within the time allowed will be lost.

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

If you have any questions, please contact the transfer section at 503-986-0815.

Sincerely,

Julie C. Baustian
Water Right Services Support
Transfers and Conservation Section

cc: Kenneth C. Thiemann, Watermaster Dist. #21 (via email)
Steven R. Bruce, Agent

Enclosure

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE STATE OF OREGON

In the Matter of Application for Extension)	FINAL ORDER APPROVING AN EXTENSION
of Time for Transfer Application T-11670,)	OF TIME
Wheeler County)	

Applicant

MARLENE STANLEY
PO BOX 486
FOSSIL, OR 97830

Agent

STEVEN R. BRUCE
SKOOKUM WATER ASSOCIATES
steve@skookumwater.com

Authority

Oregon Administrative Rules (OAR) 690-380-5140(2) authorizes the Department to grant an extension of time to complete a transfer.

OAR 690-380-6020 establishes an application process and criteria for the review of extensions of time to complete a transfer as authorized by a final order issued under OAR Division 380.

OAR 690-380-6020 (3) establishes that extensions are granted for one year, from October 1 to October 1 of each year. Extensions may be granted for longer time if the applicant can justify the need for a longer period of time by submission of pertinent evidence.

Findings of Fact

1. On October 5, 2020, the Department received an application for extension of time for Transfer Application T-11670.
2. On April 26, 2016, the Department signed an order, which was mailed on May 3, 2016, approving Transfer Application T-11670. The order was recorded in Special Order Volume 100, Pages 329-336. The order set a transfer completion date of October 1, 2019.
3. Since the approval of the transfer, the applicant has installed fish screens and obtained approval from Oregon Department of Fish and Wildlife, installed mainlines, lateral piping, and a water measuring device approved by the Watermaster, and irrigated portions of the proposed place of use from all but one of the new points of diversion.

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

4. To fully complete the change, the applicant needs to modify the underground piping system in order to irrigate the proposed place of use from POD 6 on West Fork Butte Creek, and 4.5 acres from POD 7 on Butte Creek.
5. The applicant has requested that the time for completion of beneficial use be extended to October 1, 2021. Consistent with OAR 690-380-6020(3), the Department will extend the transfer completion date to October 1, 2021.

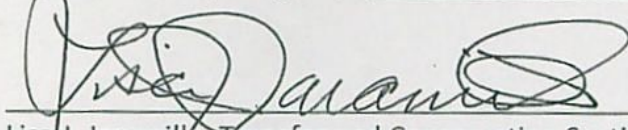
Conclusions of Law

Pursuant to OAR 690-380-6020, the Director of the Water Resources Department concludes the applicant has shown reasonable diligence to complete the transfer within the time period established by the order approving Transfer Application T-11670.

Now, therefore, it is ORDERED:

The time for completion of the changes authorized by Transfer Application T-11670 shall be extended to **October 1, 2021**.

Signed at Salem, Oregon on NOV 04 2020.



Lisa J. Jaramillo, Transfer and Conservation Section Manager for
THOMAS M. BYLER, DIRECTOR
Oregon Water Resources Department

NOV 05 2020
Mailing date: _____

From: [THIEMANN Kenneth C * WRD](#)
To: [REECE Ann L * WRD](#)
Subject: RE: Extension Comment Request District
Date: Tuesday, October 20, 2020 2:32:39 PM

Good afternoon Ann,

I have no problem with the extension of time to complete the infrastructure improvements presented. Thanks for checking in. Hope you have a great rest of your day.

Ken T.

From: REECE Ann L * WRD <Ann.L.Reece@oregon.gov>
Sent: Monday, October 19, 2020 2:47 PM
To: THIEMANN Kenneth C * WRD <Kenneth.C.Thiemann@oregon.gov>
Subject: Extension Comment Request District

Ken,

Do you any comments about this extension request? I will be preparing the final order next week. The extension request is in the form of a jpg. My apologies. Thanks, Ann

Best Regards,

[Ann Reece](#)

District Transfer Advisor

725 Summer St NE Suite A | Salem OR 97301 | Phone 503-986-0858



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

email: Ann.L.Reece@oregon.gov Web: <https://www.oregon.gov/OWRD/>

District Transfer home page:

<https://www.oregon.gov/OWRD/programs/WaterRights/Transfers/DistTransfer/Pages/default.aspx>

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



State of Oregon
Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1271
(503) 986-0900

Application for Extension of Time for
Transfer of Water Right

Transfer Number: T- 11670

A summary of review criteria and procedures that are generally applicable to these applications is available at https://www.oregon.gov/owrd/WRDFormsPDF/transfer_extension_criteriareview.pdf

Applicant = Transfer Holder of Record*			Contact Name	Phone No.
Marlene Stanley			Marlene Stanley	(541) 763-2234
Address				Fax No.
P.O. Box 486				
City	State	Zip	E-Mail	
FOSSIL	OR	97830	MARLENEQSTANLEY@GMAIL.COM	
Report Prepared By		Title	Contact Information	
Steven R. Bruce, RG, CWRE		Principal – Skookum Water Associates Inc.	(503) 319-8926 steve@skookumwater.com	

*The applicant must be the transfer holder of record. If the applicant is not the transfer holder of record, the applicant must request an assignment of interest prior to submitting the transfer extension application. Alternatively, the request for assignment may be submitted simultaneously with the extension application. Separate checks for the fees is helpful. Links to assignment forms: <https://www.oregon.gov/owrd/WRDFormsPDF/assign.pdf>, https://www.oregon.gov/owrd/WRDFormsPDF/Assign_by_proof.pdf
Contact information about assignments is available at <https://www.oregon.gov/owrd/programs/WaterRights/Permits/Assignment/Pages/default.aspx>

RECEIVED

OCT 05 2020

OWRD

To the WATER RESOURCES DIRECTOR OF OREGON:

1. I/WE, THE TRANSFER HOLDER(S) OF RECORD, do hereby make application for an extension of time within which to complete a change in (check all that apply):

- ☒ point(s) of diversion/appropriation
☒ place(s) of use
☐ character of use

under the terms of a final order of the Water Resources Director entered on April 26, 2016 (month/day/year) for Transfer Number T-11670.

2. THE FOLLOWING WORK HAS BEEN ACCOMPLISHED toward completion of the change within the time allowed, which expired on 10/1/2019 (month/day/year):

We obtained fish screens and the related ODFW approvals before water use started. We also obtained flowmeters before starting the water use. We installed approximately 8,800 feet of buried 3-inch to 6-inch mainlines and about 5,600 feet of buried 1½-inch to 2-inch lateral piping at various locations. We planted and irrigated hemp in one of the fields in 2017 and in another field in 2018 using drip tape. We irrigated lawns and pasture at our ranch headquarters each year from 2016 through 2020. This work included developing seven of the eight authorized points of diversion. In addition, we obtained a waiver from the Watermaster to use a flowmeter to measure discharge from POD 2 (a spring) instead of a weir because we located a

3. **TO FULLY COMPLETE THE CHANGE**, it will be necessary to accomplish the following:

We need to modify our underground piping system and irrigate 8.6 acres of rights using water from POD 6 on West Fork Butte Creek in order to retain this source under Certificate 24959. (Butte Creek has been used on most of these transferred lands as authorized under Certificate 24959.) In addition, we need to modify the underground piping system and irrigate approximately 4.5 acres using water from POD 7 on Butte Creek.

RECEIVED
JUL 15 2020
OWRD

4. **I/WE ARE REQUESTING THE TIME FOR COMPLETION** be extended to October 1, 2021 (year). The due date for the Claim of Beneficial Use was October 1, 2020. Our CWRE identified during the site inspection in early September 2020 that we need to modify part of our underground irrigation system piping to retain use of the West Fork Butte Creek source and an area of the Butte Creek transferred water rights. We plan to complete the needed piping modifications by spring 2021 and complete the irrigation of the related lands using the additional authorized source by the end of summer 2021.

Transfer extensions can be authorized for one (1) calendar year from October 1 to October 1 of each year, or up to five (5) years for transfers involving municipal or quasi-municipal uses, unless the applicant can justify the need for a longer period of time by submission of pertinent evidence. OAR 690-380-6020 (3) and OAR 690-385-7200 (5).

5. **I/WE CERTIFY THAT TO THE BEST OF MY/OUR KNOWLEDGE** the information contained in this application is true and accurate.

9/28/20
Date


Signature of Applicant(s), i.e., Transfer Holder(s) of Record

6. **IN ORDER FOR AN APPLICATION TO BE COMPLETE**, it must be accompanied by the required fee. See the Department's fee schedule at https://www.oregon.gov/owrd/WRDFormsPDF/fee_schedule.pdf or call (503) 986-0900.

7. **MAIL THE COMPLETED APPLICATION AND FEE TO:**

Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1271

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **133618**

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

INVOICE # _____

RECEIVED FROM: Stanky Ranch, LLC
BY: _____

APPLICATION	
PERMIT	
TRANSFER	T-11670

CASH: ☐ CHECK # 15860 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 670.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407	COPIES	\$
	OTHER: (IDENTIFY)	\$
0243 I/S Lease	0244 Muni Water Mgmt. Plan	0245 Cons. Water

4270 WRD OPERATING ACCT

MISCELLANEOUS		
0407	COPY & TAPE FEES	\$
0410	RESEARCH FEES	\$
0408	MISC REVENUE: (IDENTIFY)	\$
TC162	DEPOSIT LIAB. (IDENTIFY)	\$
0240	EXTENSION OF TIME	\$ <u>670.00</u>
WATER RIGHTS:		
0201	SURFACE WATER	\$
0203	GROUND WATER	\$
0205	TRANSFER	\$
WELL CONSTRUCTION		
0218	WELL DRILL CONSTRUCTOR	\$
	LANDOWNER'S PERMIT	\$
	OTHER (IDENTIFY)	

EXAM FEE
\$
\$
\$
EXAM FEE
\$

RECORD FEE
\$
\$
LICENSE FEE
\$
\$

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 (FWWRD)	\$
0231	HYDRO LICENSE FEE (FWWRD)	\$
	HYDRO APPLICATION	\$

TREASURY OTHER / RDX

FUND	TITLE	
OBJ. CODE	VENDOR #	
DESCRIPTION		\$

RECEIPT: **133618**

DATED: 10-5-2020 BY: [Signature]

Water Right Transfer Cover Sheet

Transfer T-11670

Transfer Specialist: *AD*

Transfer Type: Regular *ASSIGNED*

Applicant Name/Address: STANLEY RANCH LLC PO BOX 486 FOSSIL, OR 97830 <i>NOW MARGENE STANLEY</i>	Agent Name/Address: STEVEN R. BRUCE ✓ PO BOX 80174 PORTLAND, OR 97280	Rec Landowner Name/Address:
CWRE Name/Number:	Irr. District Name/Address:	Affected Gov'ts Name/Address:
Commentors: Name/Address:		Current Landowner Name/Address:

Water Rights Affected

Records Marked	Records Copied	App File No. or Decree Name	Permit No.	Certificate No.	RR/CR Needed	RR/CR Nos.
☐	☐			24959	☐ Yes ☒ No	
☐	☐			24960	☐ Yes ☒ No	
☐	☐			24963	☐ Yes ☒ No	

Key Dates & Initial Actions

Rec'd: September 26, 2013	Proposed Action(s): additional point of diversion; place of use	
Fees Pd: 2700.00	WM District: 21	ODFW District: <i>JOHN DAY</i>
Initial Notice: October 8, 2013	WM Review sent: <i>Rec'd 1/6/2014</i>	ODFW Review sent:
Acknowledgement Letter Sent ☐	GW Review sent:	

Processing Dates & Actions

Deficiency Contacts: _____

DPD Mailed: *8/4/2015*

☒ ODFW contact sheet sent with DPD, or ☐ N/A

☒ WM measurement contact sheet sent, or ☐ N/A

PD Signed: *3.2.2016*

PD Weekly Notice: *3.8.2016*

Newspaper quote requested: *1/21/2016*

☐ not required

Request for news \$ sent: _____

News \$ received: *1/27/2016*

Request to publish sent to newspaper: _____

Affidavit of publication received: _____

DPD Review (Optional)	PD Review (Salem)	Final Order Review (Salem)
Reviewer: _____	Reviewer: <i>PKS</i>	Reviewer: <i>PKS</i>
Date: _____	Date: <i>3-2-16</i>	Date: <i>4-25-16</i>
Coordinator: _____	Coordinator: <i>J</i>	Coordinator: <i>J</i>
Date: _____	Date: _____	Date: _____
Comments/Special Issues: <i>ORIGINAL APPLICANTS WENT THROUGH DEFERCE NOW ASSIGNED SOLELY TO MARGENE STANLEY.</i>		

Special Order Volume: Vol *100* Pages *329-332* Final Order Signature Date: *4-26-16*

Notice of FO email'd to processors _____

GETTING
ASSIGNMENT

DONE 11/12/2013

GET COPY of APPROVED ASSIGNMENT
and MARK OUTSIDE FICE JACKET.

SEE JERRY S.

1/26/2016



Oregon

Kate Brown, 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.wrd.state.or.us

April 29, 2016

MARLENE STANLEY
PO BOX 486
FOSSIL, OR 97830

REFERENCE: Transfer Application T-11670

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

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

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

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

If you have any questions related to the approval of this transfer, you may contact your caseworker, Susan Douthit, by telephone at (503) 986-0858 or by e-mail at Susan.M.Douthit@wrds.state.or.us.

Sincerely,

Marissa Andrews
Water Right Services Support

cc: Kenneth C. Thiemann, Watermaster Dist. #21 (via email)
Steven R. Bruce, Agent

Enclosure



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

In the Matter of Transfer Application	)	FINAL ORDER
T-11670, Wheeler County	)	APPROVING ADDITIONAL POINTS
	)	OF DIVERSION AND A CHANGE IN
	)	PLACE OF USE

Authority

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

Applicant

MARLENE STANLEY
PO BOX 486
FOSSIL, OR 97830

Agent

STEVEN R. BRUCE
SKOOKUM WATER ASSOCIATES
PO BOX 80174
PORTLAND, OR 97280

Findings of Fact

1. On September 26, 2013, Rick Stanley of Stanley Ranch LLC filed an application for additional points of diversion and to change the place of use under Certificates 24959, 24960, and 24963. The Department assigned the application number T-11670.
2. On July 31, 2014 and August 1, 2014, Steven R. Bruce, agent for the applicant, submitted an amended application to better describe the place of use.
3. Notice of the application for transfer was published on October 8, 2013, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
4. On December 24, 2015, the transfer application file was assigned to MARLENE STANLEY, PO BOX 486, FOSSIL, OR 97830.

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.

5. On August 4, 2014, the Department sent a copy of the draft Preliminary Determination proposing to approve Transfer Application T-11670 to the applicant. The draft Preliminary Determination cover letter set forth a deadline of September 4, 2014, 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 March 2, 2016, the Department issued a Preliminary Determination proposing to approve Transfer Application T-11670 and sent a copy to the applicant. Additionally, notice of the Preliminary Determination for the transfer application was published on the Department's weekly notice on March 8, 2016, and in The Times Journal newspaper on March 17 and 24, 2016, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notices.
7. The first right to be transferred is as follows:

Certificate: 24959 in the name of BUTTE CREEK LAND, LIVESTOCK & LUMBER CO., A CORPORATION (confirmed by John Day River (F) decree)

Use: IRRIGATION OF 8.6 ACRES AND DOMESTIC

Priority Date: 1880

Limit/Duty: The amount of water is limited to an amount actually beneficially used for said purposes, and shall not exceed ONE-FORTIETH of one cubic foot per second per acre irrigated to June 1 and ONE-EIGHTIETH of one cubic foot per second per acre thereafter, further limited to 1.0 acre-foot per calendar month to June 1 and 4.0 acre-feet per acre during the irrigation season April 1 to September 30, measured at the point of diversion.

Sources: BUTTE CREEK AND WEST FORK BUTTE CREEK, tributaries of the JOHN DAY RIVER

Authorized Place of Use:

IRRIGATION AND DOMESTIC					
Twp	Rng	Mer	Sec	Q-Q	Acres
6 S	20 E	WM	7	NE SW	5.5
6 S	20 E	WM	7	NW SW	1.0
6 S	20 E	WM	7	SW SW	1.1
6 S	20 E	WM	7	SE SW	1.0
Total					8.6

8. Certificate 24959 does describe the location of the point of diversion for this water use. However, information is available from the John Day River adjudication map and the current map prepared by the applicant's Certified Water Right Examiner based on a recent field visit and subsequent survey indicating that the points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 S	20 E	WM	7	NE SW	POD D - 2070 FEET NORTH AND 2910 FEET WEST FROM THE SE CORNER OF SECTION 7
6 S	20 E	WM	7	NE SE	POD #5 - 1570 FEET NORTH AND 990 FEET WEST FROM THE SE CORNER OF SECTION 7

9. Transfer Application T-11670 proposes additional points of diversion approximately 1500 feet downstream from the most upstream authorized point of diversion. The proposed additional points of diversion are located:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 S	20 E	WM	7	NW SE	POD #6 – 1470 FEET NORTH AND 2310 FEET WEST FROM THE SE CORNER OF SECTION 7
6 S	20 E	WM	7	NE SW	POD #7 – 1830 FEET NORTH AND 2900 FEET WEST FROM THE SE CORNER OF SECTION 7
6 S	20 E	WM	7	NE SW	POD #8 – 1750 FEET NORTH AND 3270 FEET WEST FROM THE SE CORNER OF SECTION 7

10. Transfer Application T-11670 also proposes to change the place of use to:

IRRIGATION AND DOMESTIC					
Twp	Rng	Mer	Sec	Q-Q	Acres
6 S	20 E	WM	7	NE SW	2.8
6 S	20 E	WM	7	SW SW	1.8
6 S	20 E	WM	7	SE SW	4.0
Total					8.6

11. The second right to be transferred is as follows:

Certificate: 24960 in the name of BUTTE CREEK LAND, LIVESTOCK & LUMBER CO., A CORPORATION (confirmed by John Day River (F) decree)

Use: IRRIGATION OF 23.3 ACRES, DOMESTIC AND STOCK

Priority Date: 1886

Limit/Duty: The amount of water is limited to an amount actually beneficially used for said purposes, and shall not exceed ONE-FORTIETH of one cubic foot per second per acre irrigated to June 1 and ONE-EIGHTIETH of one cubic foot per second per acre thereafter, further limited to 1.0 acre-foot per calendar month to June 1 and 4.0 acre-feet per acre during the irrigation season April 1 to September 30, measured at the point of diversion.

Sources: BUTTE CREEK AND SPRINGS, tributaries of the JOHN DAY RIVER

Authorized Place of Use:

IRRIGATION, DOMESTIC AND STOCK					
Twp	Rng	Mer	Sec	Q-Q	Acres
6 S	20 E	WM	8	NE SE	10.6
6 S	20 E	WM	9	SE NW	0.8
6 S	20 E	WM	9	NW SW	11.9
Total					23.3

12. Certificate 24960 does describe the location of the point of diversion for this water use. However, information is available from the John Day River adjudication map and the current map prepared by the applicant's Certified Water Right Examiner based on a recent field visit and subsequent survey indicating that the points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 S	20 E	WM	9	NW SE	POD A – 1920 FEET NORTH AND 2360 FEET WEST FROM THE SE CORNER OF SECTION 9
6 S	20 E	WM	8	NW SE	POD #2 (SPRING) – 1620 FEET NORTH AND 2130 FEET WEST FROM THE SE CORNER OF SECTION 8
6 S	20 E	WM	8	NE SE	POD B – 2500 FEET NORTH AND 150 FEET WEST FROM THE SE CORNER OF SECTION 8

13. Transfer Application T-11670 proposes additional points of diversion approximately 2.5 miles downstream from the most upstream authorized point of diversion. The proposed additional points of diversion are located:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 S	20 E	WM	9	NW SW	POD #1 – PORTABLE PUMPING (REACH) FROM 2130 FEET NORTH AND 1350 FEET EAST TO 2440 FEET NORTH AND 80 FEET WEST, BOTH FROM THE SE CORNER OF SECTION 8.
6 S	20 E	WM	8	NW SE	POD #3 – PORTABLE PUMPING (REACH) FROM 1650 FEET NORTH AND 2130 FEET WEST TO 1410 FEET NORTH AND 2960 FEET WEST, BOTH FROM THE SE CORNER OF SECTION 8.
6 S	20 E	WM	7	NE SE	POD #5 – 1570 FEET NORTH AND 990 FEET WEST FROM THE SE CORNER OF SECTION 7
6 S	20 E	WM	7	NW SE	POD #6 – 1470 FEET NORTH AND 2310 FEET WEST FROM THE SE CORNER OF SECTION 7
6 S	20 E	WM	7	NE SW	POD #7 – 1830 FEET NORTH AND 2900 FEET WEST FROM THE SE CORNER OF SECTION 7
6 S	20 E	WM	7	NE SW	POD #8 – 1750 FEET NORTH AND 3270 FEET WEST FROM THE SE CORNER OF SECTION 7

14. Transfer Application T-11670 also proposes to change the place of use to:

IRRIGATION, DOMESTIC AND STOCK					
Twp	Rng	Mer	Sec	Q-Q	Acres
6 S	20 E	WM	7	NE SW	6.8
6 S	20 E	WM	7	SE SW	0.3
6 S	20 E	WM	7	NW SE	2.4
6 S	20 E	WM	7	SW SE	0.3
6 S	20 E	WM	8	NE SW	0.2
6 S	20 E	WM	8	NE SE	0.1
6 S	20 E	WM	8	NW SE	1.3
6 S	20 E	WM	9	NW SW	11.9
Total					23.3

15. The third right to be transferred is as follows:

Certificate: 24963 in the name of BUTTE CREEK LAND, LIVESTOCK & LUMBER CO., A CORPORATION (confirmed by John Day River (F) decree)
Use: IRRIGATION OF 3.2 ACRES, DOMESTIC AND STOCK
Priority Date: 1885
Limit/Duty: The amount of water is limited to an amount actually beneficially used for said purposes, and shall not exceed ONE-FORTIETH of one cubic foot per second per acre irrigated to June 1 and ONE-EIGHTIETH of one cubic foot per second per acre thereafter, further limited to 1.0 acre-foot per calendar month to June 1 and 4.0 acre-feet per acre during the irrigation season April 1 to September 30, measured at the point of diversion.
Sources: BUTTE CREEK AND SPRINGS, tributaries of the JOHN DAY RIVER

Authorized Place of Use:

IRRIGATION, DOMESTIC AND STOCK					
Twp	Rng	Mer	Sec	Q-Q	Acres
6 S	20 E	WM	7	NE SE	0.9
6 S	20 E	WM	7	NW SE	1.2
6 S	20 E	WM	8	NE SW	0.9
6 S	20 E	WM	8	NW SE	0.2
Total					3.2

16. Certificate 24963 does describe the location of the point of diversion for this water use. However, information is available from the John Day River adjudication map and the current map prepared by the applicant's Certified Water Right Examiner based on a recent field visit and subsequent survey indicating that the points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 S	20 E	WM	8	NW SE	POD #2 (SPRING) – 1620 FEET NORTH AND 2130 FEET WEST FROM THE SE CORNER OF SECTION 8
6 S	20 E	WM	8	NW SE	POD C – 1820 FEET NORTH AND 2100 FEET WEST FROM THE SE CORNER OF SECTION 8
6 S	20 E	WM	7	NE SE	POD #5 – 1570 FEET NORTH AND 990 FEET WEST FROM THE SE CORNER OF SECTION 7

17. Transfer Application T-11670 proposes additional points of diversion approximately 1.5 miles downstream from the most upstream authorized point of diversion. The proposed additional points of diversion are located:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 S	20 E	WM	9	NW SW	POD #1 – PORTABLE PUMPING (REACH) FROM 2130 FEET NORTH AND 1350 FEET EAST TO 2440 FEET NORTH AND 80 FEET WEST, BOTH FROM THE SE CORNER OF SECTION 8.
6 S	20 E	WM	8	NW SE	POD #3 – PORTABLE PUMPING (REACH) FROM 1650 FEET NORTH AND 2130 FEET WEST TO 1410 FEET NORTH AND 2960 FEET WEST, BOTH FROM THE SE CORNER OF SECTION 8.
6 S	20 E	WM	7	NE SE	POD #4 – PORTABLE PUMPING (REACH) FROM 1520 FEET NORTH AND 530 FEET WEST TO 1560 FEET NORTH AND 970 FEET WEST, BOTH FROM THE SE CORNER OF SECTION 7.
6 S	20 E	WM	7	NW SE	POD #6 – 1470 FEET NORTH AND 2310 FEET WEST FROM THE SE CORNER OF SECTION 7
6 S	20 E	WM	7	NE SW	POD #7 – 1830 FEET NORTH AND 2900 FEET WEST FROM THE SE CORNER OF SECTION 7

18. Transfer Application T-11670 also proposes to change the place of use to:

IRRIGATION, DOMESTIC AND STOCK					
Twp	Rng	Mer	Sec	Q-Q	Acres
6 S	20 E	WM	7	NE SE	0.2
6 S	20 E	WM	7	NW SE	1.2
6 S	20 E	WM	7	SE SE	0.7
6 S	20 E	WM	8	NE SW	1.1
Total					3.2

19. The Oregon Department of Fish and Wildlife (ODFW) has determined that a fish screen is necessary at the new points of diversion to prevent fish from entering the diversion and that the diversions are not currently equipped with an appropriate fish screen. These diversion may be eligible for screening cost-share funds.

Transfer Review Criteria [OAR 690-380-4010(2)]

20. Water has been used within the five-year period prior to submittal of the transfer application according to the terms and conditions of the rights. There is no information in the record that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
21. Diversion structures, ditches, and pumps sufficient to use the full amount of water allowed under the existing rights were present within the five-year period prior to submittal of Transfer Application T-11670.
22. The proposed changes would not result in enlargement of the rights.

23. The proposed changes would not result in injury to other water rights.

Conclusions of Law

The additional points of diversion and changes in place of use proposed in Transfer Application T-11670 are consistent with the requirements of ORS 540.505 to 540.580 and OAR 690-380-5000.

Now, therefore, it is ORDERED:

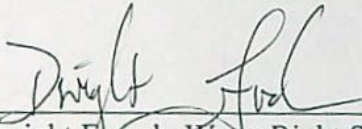
1. The additional points of diversion and changes in place of use proposed in Transfer Application T-11670 are approved.
2. The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificates 24959, 24960, and 24963, and any related decree.
3. Water Right Certificates 24959, 24960, and 24963 are cancelled.
4. The quantity of water diverted at the new additional points of diversion, together with that diverted at the original points of diversion, shall not exceed the quantity of water lawfully available at the original points of diversion.
5. The former places of use of the transferred rights shall no longer receive water under the rights.
6. 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 diversion (new and existing). The water user shall also install a weir between the source Spring and Butte Creek to determine the amount of water available for use of the additional downstream points of diversion POD #7 and #8. The type and plans of the weir or other suitable measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.
 - 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.

7. Prior to diverting water, the water user shall install an approved fish screen at each new point of diversion and shall provide to the Oregon Water Resources Department (OWRD) a written statement from Oregon Department of Fish and Wildlife (ODFW) that the installed screen meets the state's criteria, or that ODFW has determined a screen is not necessary.

The water user shall operate and maintain the fish screen at the new points of diversion consistent with ODFW's operational and maintenance standards. If ODFW determines the screens are not functioning properly, and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that OWRD regulate the use of water until OWRD receives notification from ODFW that the fish screen is functioning properly.

8. Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2019**. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.
9. After satisfactory proof of beneficial use is received, new certificates confirming the rights transferred will be issued.

Dated at Salem, Oregon this 26 day of April, 2016.



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

Mailing date: ~~MAY 03 2016~~



Oregon

Kate Brown, Governor

Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

March 2, 2016

Applicant

MARLENE STANLEY
PO BOX 486
FOSSIL, OR 97830

Agent

STEVEN R. BRUCE
SKOOKUM WATER ASSOCIATES
PO BOX 80174
PORTLAND, OR 97280

SUBJECT: Water Right Transfer Application T-11670

Please find enclosed the Preliminary Determination indicating that, based on the information available, the Department intends to approve application T-11670. This document is an intermediate step in the approval process; water may not be used legally as proposed in the transfer application until a Final Order has been issued by the Department. Please read this entire letter carefully to determine your responsibility for additional action.

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

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

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

Please do not hesitate to contact me at 503-986-0886 or Patrick.K.Starnes@wrdd.state.or.us if I may be of assistance.

Sincerely,

Kelly Starnes

Transfer Program Analyst

Transfer and Conservation Section

cc: Transfer Application file T-11670
Ken Thiemann, Watermaster 21 District (via e-mail)

encs

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

In the Matter of Transfer Application	)	PRELIMINARY DETERMINATION
T-11670, Wheeler County	)	PROPOSING APPROVAL OF
	)	ADDITIONAL POINTS OF
	)	DIVERSION AND A CHANGE IN
	)	PLACE OF USE

Authority

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

Applicant

MARLENE STANLEY
PO BOX 486
FOSSIL, OR 97830

Agent

STEVEN R. BRUCE
SKOOKUM WATER ASSOCIATES
PO BOX 80174
PORTLAND, OR 97280

Findings of Fact

1. On September 26, 2013, Rick Stanley of Stanley Ranch LLC filed an application for additional points of diversion and to change the place of use under Certificates 24959, 24960, and 24963. The Department assigned the application number T-11670.
2. On July 31, 2014 and August 1, 2014, Steven R. Bruce, agent for the applicant, submitted an amended application to better describe the place of use.
3. Notice of the application for transfer was published on October 8, 2013, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
4. On December 24, 2015, the transfer application file was assigned to MARLENE STANLEY, PO BOX 486, FOSSIL, OR 97830.
5. On August 4, 2014, the Department sent a copy of the draft Preliminary Determination proposing to approve Transfer Application T-11670 to the applicant. The draft Preliminary Determination cover letter set forth a deadline of September 4, 2014, 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 first right to be transferred is as follows:

Certificate: 24959 in the name of BUTTE CREEK LAND, LIVESTOCK & LUMBER CO., A CORPORATION (confirmed by John Day River (F) decree)
Use: IRRIGATION OF 8.6 ACRES AND DOMESTIC
Priority Date: 1880
Limit/Duty: The amount of water is limited to an amount actually beneficially used for said purposes, and shall not exceed ONE-FORTIETH of one cubic foot per second per acre irrigated to June 1 and ONE-EIGHTIETH of one cubic foot per second per acre thereafter, further limited to 1.0 acre-foot per calendar month to June 1 and 4.0 acre-feet per acre during the irrigation season April 1 to September 30, measured at the point of diversion.
Sources: BUTTE CREEK AND WEST FORK BUTTE CREEK, tributaries of the JOHN DAY RIVER

Authorized Place of Use:

IRRIGATION AND DOMESTIC					
Twp	Rng	Mer	Sec	Q-Q	Acres
6 S	20 E	WM	7	NE SW	5.5
6 S	20 E	WM	7	NW SW	1.0
6 S	20 E	WM	7	SW SW	1.1
6 S	20 E	WM	7	SE SW	1.0
Total					8.6

7. Certificate 24959 does describe the location of the point of diversion for this water use. However, information is available from the John Day River adjudication map and the current map prepared by the applicant's Certified Water Right Examiner based on a recent field visit and subsequent survey indicating that the points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 S	20 E	WM	7	NE SW	POD D – 2070 FEET NORTH AND 2910 FEET WEST FROM THE SE CORNER OF SECTION 7
6 S	20 E	WM	7	NE SE	POD #5 – 1570 FEET NORTH AND 990 FEET WEST FROM THE SE CORNER OF SECTION 7

8. Transfer Application T-11670 proposes additional points of diversion approximately 1500 feet downstream from the most upstream authorized point of diversion. The proposed additional points of diversion are located:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 S	20 E	WM	7	NE SE	POD #6 – 1470 FEET NORTH AND 2310 FEET WEST FROM THE SE CORNER OF SECTION 7
6 S	20 E	WM	7	NW SE	POD #7 – 1830 FEET NORTH AND 2900 FEET WEST FROM THE SE CORNER OF SECTION 7
6 S	20 E	WM	7	NE SW	POD #8 – 1750 FEET NORTH AND 3270 FEET WEST FROM THE SE CORNER OF SECTION 7

9. Transfer Application T-11670 also proposes to change the place of use to:

IRRIGATION AND DOMESTIC					
Twp	Rng	Mer	Sec	Q-Q	Acres
6 S	20 E	WM	7	NE SW	2.8
6 S	20 E	WM	7	SW SW	1.8
6 S	20 E	WM	7	SE SW	4.0
Total					8.6

10. The second right to be transferred is as follows:

Certificate: 24960 in the name of BUTTE CREEK LAND, LIVESTOCK & LUMBER CO., A CORPORATION (confirmed by John Day River (F) decree)

Use: IRRIGATION OF 23.3 ACRES, DOMESTIC AND STOCK

Priority Date: 1886

Limit/Duty: The amount of water is limited to an amount actually beneficially used for said purposes, and shall not exceed ONE-FORTIETH of one cubic foot per second per acre irrigated to June 1 and ONE-EIGHTIETH of one cubic foot per second per acre thereafter, further limited to 1.0 acre-foot per calendar month to June 1 and 4.0 acre-feet per acre during the irrigation season April 1 to September 30, measured at the point of diversion.

Sources: BUTTE CREEK AND SPRINGS, tributaries of the JOHN DAY RIVER

Authorized Place of Use:

IRRIGATION, DOMESTIC AND STOCK					
Twp	Rng	Mer	Sec	Q-Q	Acres
6 S	20 E	WM	8	NE SE	10.6
6 S	20 E	WM	9	SE NW	0.8
6 S	20 E	WM	9	NW SW	11.9
Total					23.3

11. Certificate 24960 does describe the location of the point of diversion for this water use. However, information is available from the John Day River adjudication map and the current map prepared by the applicant's Certified Water Right Examiner based on a recent field visit and subsequent survey indicating that the points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 S	20 E	WM	9	NW SE	POD A – 1920 FEET NORTH AND 2360 FEET WEST FROM THE SE CORNER OF SECTION 9
6 S	20 E	WM	8	NW SE	POD #2 (SPRING) – 1620 FEET NORTH AND 2130 FEET WEST FROM THE SE CORNER OF SECTION 8
6 S	20 E	WM	8	NE SE	POD B – 2500 FEET NORTH AND 150 FEET WEST FROM THE SE CORNER OF SECTION 8

12. Transfer Application T-11670 proposes additional points of diversion approximately 2.5 miles downstream from the most upstream authorized point of diversion. The proposed additional points of diversion are located:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 S	20 E	WM	9	NW SW	POD #1 – PORTABLE PUMPING (REACH) FROM 2130 FEET NORTH AND 1350 FEET EAST TO 2440 FEET NORTH AND 80 FEET WEST, BOTH FROM THE SE CORNER OF SECTION 8.
6 S	20 E	WM	8	NW SE	POD #3 – PORTABLE PUMPING (REACH) FROM 1650 FEET NORTH AND 2130 FEET WEST TO 1410 FEET NORTH AND 2960 FEET WEST, BOTH FROM THE SE CORNER OF SECTION 8.
6 S	20 E	WM	7	NE SE	POD #5 – 1570 FEET NORTH AND 990 FEET WEST FROM THE SE CORNER OF SECTION 7
6 S	20 E	WM	7	NE SE	POD #6 – 1470 FEET NORTH AND 2310 FEET WEST FROM THE SE CORNER OF SECTION 7
6 S	20 E	WM	7	NW SE	POD #7 – 1830 FEET NORTH AND 2900 FEET WEST FROM THE SE CORNER OF SECTION 7
6 S	20 E	WM	7	NE SW	POD #8 – 1750 FEET NORTH AND 3270 FEET WEST FROM THE SE CORNER OF SECTION 7

13. Transfer Application T-11670 also proposes to change the place of use to:

IRRIGATION, DOMESTIC AND STOCK					
Twp	Rng	Mer	Sec	Q-Q	Acres
6 S	20 E	WM	7	NE SW	6.8
6 S	20 E	WM	7	SE SW	0.3
6 S	20 E	WM	7	NW SE	2.4
6 S	20 E	WM	7	SW SE	0.3
6 S	20 E	WM	8	NE SW	0.2
6 S	20 E	WM	8	NE SE	0.1
6 S	20 E	WM	8	NW SE	1.3
6 S	20 E	WM	9	NW SW	11.9
Total					23.3

14. The third right to be transferred is as follows:

Certificate: 24963 in the name of BUTTE CREEK LAND, LIVESTOCK & LUMBER CO., A CORPORATION (confirmed by John Day River (F) decree)

Use: IRRIGATION OF 3.2 ACRES, DOMESTIC AND STOCK

Priority Date: 1885

Limit/Duty: The amount of water is limited to an amount actually beneficially used for said purposes, and shall not exceed ONE-FORTIETH of one cubic foot per second per acre irrigated to June 1 and ONE-EIGHTIETH of one cubic foot per second per acre thereafter, further limited to 1.0 acre-foot per calendar month to June 1 and 4.0 acre-feet per acre during the irrigation season April 1 to September 30, measured at the point of diversion.

Sources: BUTTE CREEK AND SPRINGS, tributaries of the JOHN DAY RIVER

Authorized Place of Use:

IRRIGATION, DOMESTIC AND STOCK					
Twp	Rng	Mer	Sec	Q-Q	Acres
6 S	20 E	WM	7	NE SE	0.9
6 S	20 E	WM	7	NW SE	1.2
6 S	20 E	WM	8	NE SW	0.9
6 S	20 E	WM	8	NW SE	0.2
Total					3.2

- per e-mail
From agent 3/15/16 24963
15. Certificate 24960 does describe the location of the point of diversion for this water use. However, information is available from the John Day River adjudication map and the current map prepared by the applicant's Certified Water Right Examiner based on a recent field visit and subsequent survey indicating that the points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 S	20 E	WM	8	NW SE	POD #2 (SPRING) – 1620 FEET NORTH AND 2130 FEET WEST FROM THE SE CORNER OF SECTION 8
6 S	20 E	WM	8	NW SE	POD C – 1820 FEET NORTH AND 2100 FEET WEST FROM THE SE CORNER OF SECTION 8
6 S	20 E	WM	7	NE SE	POD #5 – 1570 FEET NORTH AND 990 FEET WEST FROM THE SE CORNER OF SECTION 7

16. Transfer Application T-11670 proposes additional points of diversion approximately 1.5 miles downstream from the most upstream authorized point of diversion. The proposed additional points of diversion are located:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 S	20 E	WM	9	NW SW	POD #1 – PORTABLE PUMPING (REACH) FROM 2130 FEET NORTH AND 1350 FEET EAST TO 2440 FEET NORTH AND 80 FEET WEST, BOTH FROM THE SE CORNER OF SECTION 8.
6 S	20 E	WM	8	NW SE	POD #3 – PORTABLE PUMPING (REACH) FROM 1650 FEET NORTH AND 2130 FEET WEST TO 1410 FEET NORTH AND 2960 FEET WEST, BOTH FROM THE SE CORNER OF SECTION 8.
6 S	20 E	WM	7	NE SE	POD #4 – PORTABLE PUMPING (REACH) FROM 1520 FEET NORTH AND 530 FEET WEST TO 1560 FEET NORTH AND 970 FEET WEST, BOTH FROM THE SE CORNER OF SECTION 7.
6 S	20 E	WM	7	NE SE	POD #6 – 1470 FEET NORTH AND 2310 FEET WEST FROM THE SE CORNER OF SECTION 7
6 S	20 E	WM	7	NW SE	POD #7 – 1830 FEET NORTH AND 2900 FEET WEST FROM THE SE CORNER OF SECTION 7

17. Transfer Application T-11670 also proposes to change the place of use to:

IRRIGATION, DOMESTIC AND STOCK					
Twp	Rng	Mer	Sec	Q-Q	Acres
6 S	20 E	WM	7	NE SE	0.2
6 S	20 E	WM	7	NW SE	1.2
6 S	20 E	WM	7	SE SE	0.7
6 S	20 E	WM	8	NE SW	1.1
Total					3.2

18. The Oregon Department of Fish and Wildlife (ODFW) has determined that a fish screen is necessary at the new points of diversion to prevent fish from entering the diversion and that the diversions are not currently equipped with an appropriate fish screen. These diversion may be eligible for screening cost-share funds.

Transfer Review Criteria [OAR 690-380-4010(2)]

19. Water has been used within the five-year period prior to submittal of the transfer application according to the terms and conditions of the rights. There is no information in the record that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
20. Diversion structures, ditches, and pumps sufficient to use the full amount of water allowed under the existing rights were present within the five-year period prior to submittal of Transfer Application T-11670.
21. The proposed changes would not result in enlargement of the rights.
22. The proposed changes would not result in injury to other water rights.

Determination and Proposed Action

The additional points of diversion and changes in place of use proposed in Transfer Application T-11670 appear to be consistent with the requirements of ORS 540.505 to 540.580 and OAR 690-380-5000. If protests are not filed pursuant to OAR 690-380-4030, the transfer application will be approved.

If Transfer Application T-11670 is approved, the final order will include the following:

- 1. The additional points of diversion and changes in place of use proposed in Transfer Application T-11670 are approved.*
- 2. The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificates 24959, 24960, and 24963, and any related decree.*
- 3. Water Right Certificates 24959, 24960, and 24963 are cancelled.*
- 4. The quantity of water diverted at the new additional points of diversion, together with that diverted at the original points of diversion, shall not exceed the quantity of water lawfully available at the original points of diversion.*

5. *The former places of use of the transferred rights shall no longer receive water under the rights.*
6. *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 diversion (new and existing). The water user shall also install a weir between the source Spring and Butte Creek to determine the amount of water available for use of the additional downstream points of diversion POD #7 and #8. The type and plans of the weir or other suitable measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.*
 - 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.*
7. *Prior to diverting water, the water user shall install an approved fish screen at each new point of diversion and shall provide to the Oregon Water Resources Department (OWRD) a written statement from Oregon Department of Fish and Wildlife (ODFW) that the installed screen meets the state's criteria, or that ODFW has determined a screen is not necessary.*

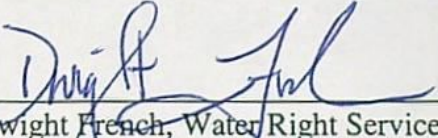
The water user shall operate and maintain the fish screen at the new points of diversion consistent with ODFW's operational and maintenance standards. If ODFW determines the screens are not functioning properly, and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that OWRD regulate the use of water until OWRD receives notification from ODFW that the fish screen is functioning properly.
8. *Full beneficial use of the water shall be made, consistent with the terms of this order, on or before ~~October 1, 2017~~. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.*

October 1, 2019

per email request 8/28/2014

9. *After satisfactory proof of beneficial use is received, new certificates confirming the rights transferred will be issued.*

Dated at Salem, Oregon this 2 day of March, 2016.


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

This Preliminary Determination was prepared by Ken Dowden. If you have questions about the information in this document, you may reach me at 541-278-5456 or Ken.D.Dowden@wrdd.state.or.us.

**Notice of Preliminary Determination for
Water Right Transfer T-11670**

T-11670 filed by Marlene Stanley, PO Box 486, Fossil, OR 97830, proposes additional points of appropriation and to change the place of use under Certificates 24959, 24960 and 24963. Certificates 24959, 24960 and 24963 all allow the use of one-fortieth of one cfs per acre to June 1 and one-eightieth of one cfs per acre thereafter from diversions on Butte Creek, Springs and West Fork Butte Creek, within Sects. 7, 8 and 9, T6S, R20E, WM, for irrigation within in Sects. 7, 8 and 9. The applicant proposes additional points of diversion on Butte Creek located elsewhere within Sects. 7, 8 and 9, T6S, R20E, WM. The Water Resources Department has concluded that the proposed transfer appears to be consistent with the requirements of ORS Chapter 540, OAR 690-380-2110 and 690-380-5000.

Any person may file, jointly or severally, a protest or standing statement within 30 days after the last date of newspaper publication of this notice, [MM/DD/YEAR]. Call (503) 986-0807 to obtain additional information or a protest form. If no protests are filed, the Department will issue a final order consistent with the preliminary determination.

Please
Return
the tabs
to Ken
Dawden
DIST 5



Oregon

Kate Brown, Governor

Department of Fish and Wildlife

John Day Fish Screening and Passage
357 Patterson Bridge Rd.

P.O. Box 515

John Day, OR 97845

Voice: 541-575-0561

FAX (541) 575-0868

www.dfw.state.or.us/

June 11, 2018

Marlene Stanley
PO Box 486
Fossil, OR 97830



Dear Ms. Stanley,

Your fish screens was inspected on 6/2/2017, 6/13/2017 and 6/23/2017. In reference to water right transfer file number T-11670 this letter confirms that a National Marine Fisheries Service criteria fish screen as approved by ODFW is located on the property near GPS coordinates: 45.058, -120.3729; 45.057138, -120.369227 and 45.05783, -120.34425 respectively.

In regards to the inspection of the fish screens located on Butte Creek, the following has been determined:

1. The screen located at coordinates 45.058, -120.3729 is a Pump-Rite L-250 6" passive suction screen.
2. This screen is approved for water use up to 250 GPM or 0.56 CFS.
3. The screen located at coordinates 45.057138, -120.369227 is a Pump-Rite L-250 6" passive suction screen.
4. This screen is approved for water use up to 250 GPM or 0.56 CFS
5. The screen located at coordinates 45.05782, -120.34424 is a Pump-Rite M-L 130 5" passive suction screen.
6. This screen is approved for water us up to 130 GPM or 0.23 CFS.
7. All screen and pump configurations meet National Marine Fisheries Service criteria at the time of inspection, any changes or modifications to the configurations will not be covered by this certification letter.
8. All three screens are end of pipe pump screens, therefore no by-pass is required.

Please contact me if you have any questions regarding this letter.

Sincerely,

Nathaniel Ashley
Fish Screening and Passage Coordinator

CC: Oregon Water Resources Department

Affidavit of Publication

from

THE TIMES-JOURNAL

P.O. Box 746 ~ 319 South Main Street
Condon, Oregon 97823-0746

RECEIVED BY OWRD

APR 07 2016

SALEM, OR

State of Oregon, Counties of Gilliam, Wheeler and Sherman, ss:

Legal Notice

Notice of Preliminary Determination for Water Right Transfer T-11670

T-11670 filed by Marlene Stanley of Stanley Ranch LLC, PO Box 486, Fossil, OR 97830, proposes additional points of appropriation and to change the place of use under Certificates 24959, 24960 and 24963. Certificates 24959, 24960 and 24963 all allow the use of one-fortieth of one cfs per acre to June 1 and one-eightieth of one cfs per acre thereafter from diversions on Butte Creek, Springs and West Fork Butte Creek, within Sects. 7, 8 and 9, T6S, R20E, WM, for irrigation within in Sects. 7, 8 and 9. The applicant proposes additional points of diversion on Butte Creek located elsewhere within Sects. 7, 8 and 9, T6S, R20E, WM. The Water Resources Department has concluded that the proposed transfer appears to be consistent with the requirements of ORS Chapter 540, OAR 690-380-2110 and 690-380-5000.

Any person may file, jointly or severally, a protest or standing statement within 30 days after the last date of newspaper publication of this notice, March 24, 2016. Call (503) 986-0815 to obtain additional information or a protest form. If no protests are filed, the Department will issue a final order consistent with the preliminary determination.

Published Mar. 17 & 24, 2016
TJ/39

I, Janet L. Stinchfield
Being first duly sworn, depose and say that I am the publisher of *The Times-Journal*, a newspaper of general circulation as defined by Sections 1-509, 1-510, Oregon Code; printed and published at Condon in the aforesaid county and state; that the Notice of Water Right Transfer T-11670

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

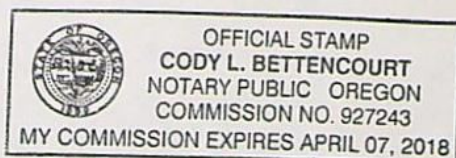
Mar. 17 & 24, 2016

Janet L. Stinchfield
Publisher

Subscribed and sworn before me this 31st
day of March, 2016.

Cody L. Bettencourt
Notary Public for the State of Oregon

My commission expires Apr. 7, 2018



STARNES Kelly

From: Steve Bruce <steve@skookumwater.com>
Sent: Tuesday, March 15, 2016 10:31 AM
To: patrick.k.starnes@state.or.us
Cc: 'Marlene Stanley'; 'Filippi, David'
Subject: Preliminary Determination Transfer T-11670

Hi Kelly,

We've reviewed the Preliminary Determination for T-11670 and only have the following minor change:

- Item 15, Page 5 of 8 lists the Certificate as 24960. I believe it should read Certificate 24963.

I assume the newspaper notification has been published. Please issue the Final Order for the transfer as soon as possible with the requested October 1, 2019 completion date.

Thank you,
Steve



Steven R. Bruce, RG, LHg, CWRE
1626 Victorian Way
Eugene, OR 97401
(503) 319-8926
www.skookumwater.com

Marlene Stanley

T-11670

P.O. Box 486

Fossil, OR 97830

Marlene Stanley

T-11670

P.O. Box 486

Fossil, OR 97830

Marlene Stanley

T-11670

P.O. Box 486

Fossil, OR 97830

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **118737**

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

INVOICE # _____

RECEIVED FROM: Shookum Water Associates Inc.
BY: _____

APPLICATION	
PERMIT	
TRANSFER	T-11670

CASH: ☐ CHECK: # 1809 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ **86.40**

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES 46117 \$ _____
0207 OTHER: (IDENTIFY) Newspaper notice \$ **86.40**

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

4270 WRD OPERATING ACCT

MISCELLANEOUS

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

WATER RIGHTS:

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

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 (FWWRD)	\$ _____
0231	HYDRO LICENSE FEE (FWWRD)	\$ _____
	HYDRO APPLICATION	\$ _____

TREASURY OTHER / RDX

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

RECEIPT: **118737**

DATED: 1/27/16

BY: Maia Arch

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **118737**

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

INVOICE # _____

RECEIVED FROM: Shookum Water Associates Inc.
BY: _____

APPLICATION	
PERMIT	
TRANSFER	T-11670

CASH: ☐ CHECK: # 1809 OTHER: (IDENTIFY) ☐ _____

TOTAL REC'D \$ **86.40**

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES 46117 \$ _____
0207 OTHER: (IDENTIFY) Newspaper Notice \$ **86.40**

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

4270 WRD OPERATING ACCT

MISCELLANEOUS

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

WATER RIGHTS:

0201	SURFACE WATER	\$	0202	\$
0203	GROUND WATER	\$	0204	\$
0205	TRANSFER	\$		

WELL CONSTRUCTION

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

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

0211	WELL CONST START FEE	\$	CARD #	
0210	MONITORING WELLS	\$	CARD #	
	OTHER (IDENTIFY) _____			

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233	POWER LICENSE FEE (FWWRD)	\$
0231	HYDRO LICENSE FEE (FWWRD)	\$
	HYDRO APPLICATION	\$

TREASURY OTHER / RDX

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

RECEIPT: **118737**

DATED: 1/27/16 BY: Maribel

Attached is a check for \$86.40 (PCA #46117) for Newspaper Notice for Transfer T-11670

- made out to Oregon Water Resources Department (or WRD)
- “for T-11670 NOTICE” written on front of check

RECEIVED BY OWRD

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

JAN 27 2016

SALEM, OR

Skookum Water Associates Inc.
1626 Victorian Way
Eugene, OR 97401

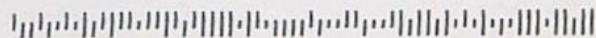
EUGENE OR 974

25 JAN 2016 PM 2 T



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

97301\$1266



STANLEY RANCH LLC

14915

RECEIVED BY OWRD

DEC 24 2015

SALEM, OR

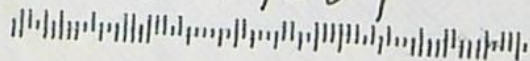
Marlene Stanley
PO Box 486
Fossil, OR 97830

PORTLAND OR 970
22 DEC 2015 PM 5 L



Oregon Water Resources Dept.
725 Summer St, NE #A
Salem, OR 97301

97301126673





Oregon

Kate Brown, Governor

January 12, 2016

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.wrd.state.or.us

Marlene Stanley
P.O. Box 486
Fossil, Oregon 97830

Reference: Transfer T-11670

The assignment by proof from Stanley Ranch, LLC to Marlene Stanley has been recorded in the records of the Water Resources Department.

The Departments records will now show Marlene Stanley as the transfer holder of record.

Our records have been changed accordingly and the original request is enclosed. Receipt number 118413 covering the recording fee is also enclosed.

A transfer is not a perfected water right, and has conditions and timelines that must be satisfied prior to a Certificate of Water Right being issued. Please review the transfer to be familiar with the conditions and timelines contained in the transfer.

Sincerely,

Jerry Sauter
Water Rights Program Analyst
Water Right Services Division

Enclosure: Receipt 118413

cc: Watermaster 4
Stanley Ranch, LLC
Data Center, OWRD (cover letter & request)
Hydrographics
File



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

Request for Assignment

By Proof of Ownership
(If Water Right Holder is Not Available)

If for multiple rights, a separate form and fee for each right will be required.

I, Marlene Stanley

(Name of Party Requesting Assignment)

P.O. Box 486 12895 Butte Creek Lane Fossil OR 97830 (541) 763-2234
(Mailing Address) (City) (State) (Zip) (Phone #)

☒ hereby request assignment of application/permit/transfer/license/GR Certificate of Registration;

☐ hereby request assignment of a portion of application/permit/transfer/license/GR Certificate of Registration; (You must include a map showing the portion of the application/permit/transfer/license/GR Certificate of Registration to be assigned.)

I have attached proof of ownership that may include but not be limited to: a copy of the deed to the land, a copy of a land sales contract, a court order or decree, documentation of survivorship of property held jointly. The Department cannot accept a copy of a tax statement.

Application # _____; Permit # _____; Transfer# T-11670
-OR-

License # _____ GR Statement # _____; GR Certificate of Registration # _____

Stanley Ranch LLC

(Name of Holder of Record)

NA Fossil OR 97830 NA
(Mailing Address) (City) (State) (Zip) (Phone #)

Note: You are required to furnish proof acceptable to the Department that notice of the assignment has been given or attempted for each identified property owner not a party to the assignment. ORS 537.220(2) Failure to submit this proof will result in the return of your request. (Proof may include but not be limited to: a copy of returned certified mailing, copy of a Death Certificate, or a court order.)

- 1) I certify that I am the current owner of the property described in this application, Permit, transfer, license or GR Certificate of Registration.
- 2) I have the legal right to request assignment under OAR 690-310-0280 and 690-320-0060.
- 3) I have not been able to contact the owner(s) of record for the above referenced application or water right.
- 4) I further certify that the information provided herein is true and correct to the best of my knowledge.

Witness my hand this 18TH day of December, 2015.

Party Requesting Assignment Marlene Stanley

Party Requesting Assignment _____

DO NOT WRITE IN THIS BOX

This certifies assignment and record change at Oregon Water Resources Department effective 8:00 a.m. on date of receipt at Salem, Oregon.
Fee receipt # 118413
For Director by Jerry Sauter, Program Analyst in Water Rights Division [Signature]

The completed "Request for Assignment" form **must** be submitted to the Department along with the recording fee of \$85.

RECEIVED BY OWRD

DEC 24 2015

SAL EM OR

ASSIGN PROOF
JS 1/6/2015



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

Request for Assignment

By Proof of Ownership
(If Water Right Holder is Not Available)

If for multiple rights, a separate form and fee for each right will be required.

I, Marlene Stanley

(Name of Party Requesting Assignment)

P.O. Box 486 12895 Butte Creek Lane Fossil OR 97830 (541) 763-2234
(Mailing Address) (City) (State) (Zip) (Phone #)

- ☒ hereby request assignment of application/permit/transfer/license/GR Certificate of Registration;
- ☐ hereby request assignment of a portion of application/permit/transfer/license/GR Certificate of Registration; *(You must include a map showing the portion of the application/permit/transfer/license/GR Certificate of Registration to be assigned.)*

I have attached proof of ownership that may include but not be limited to: a copy of the deed to the land, a copy

RECEIVED BY OWRD

DEC 24 2015

SALEM, OR

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **118413**

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

INVOICE # _____

RECEIVED FROM: Stanley Ranch LLC

BY: _____

APPLICATION	
PERMIT	
TRANSFER	T-11670

CASH: ☐ CHECK: # 14915 OTHER: (IDENTIFY) ☐ _____

TOTAL REC'D \$ 85.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES \$
OTHER: (IDENTIFY) \$

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

4270 WRD OPERATING ACCT

MISCELLANEOUS

0407 COPY & TAPE FEES \$
0410 RESEARCH FEES \$
0408 MISC REVENUE: (IDENTIFY) 46111 \$ 85.00
TC162 DEPOSIT LIAB. (IDENTIFY) Assignment \$
0240 EXTENSION OF TIME \$

WATER RIGHTS:

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

WELL CONSTRUCTION

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

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ CARD # _____
0210 MONITORING WELLS \$ CARD # _____
OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

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

TREASURY OTHER / RDX

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

RECEIPT:

118413

DATED: 12/24/15 BY: Mani Andu

RECEIVED BY OWRD

DEC 24 2015

SALEM, OR

Grantor's Name and Address:

Rick and Marlene Stanley
PO Box 486
Fossil, Oregon 97830

Grantee's Name and Address:

Marlene Stanley
PO Box 486
Fossil, Oregon 97830

After recording return to:

Stahancyk, Kent & Hook P.C.
158 NE Greenwood Avenue, Suite 1
Bend, OR 97701

Mail all tax statements to:

Marlene Stanley
PO Box 486
Fossil, Oregon 97830

WHEELER COUNTY, OREGON
D-BSD

2015-0254

Cnt=1 Pgs=4 ALICIAH 09/25/2015 01:35:45 PM
\$20.00 \$11.00 \$20.00 \$10.00 Total: \$61.00



00003518201500002540040046

I, Barbara S. Sitton, County Clerk for Wheeler County,
Oregon certify that the instrument identified herein was
recorded in the Clerk records.

Barbara S. Sitton - County Clerk

BARGAIN AND SALE DEED

(Statutory Form)

Rick Stanley and Marlene Stanley, grantors, convey to Marlene Stanley, grantee, the following real property, situated at 12895 Butte Creek Lane, Fossil, Oregon 97830 in Wheeler County, State of Oregon, described on the attached Exhibit "A."

RECEIVED BY OWRD

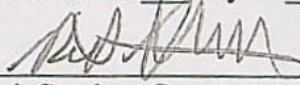
DEC 24 2015

SALEM, OR

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

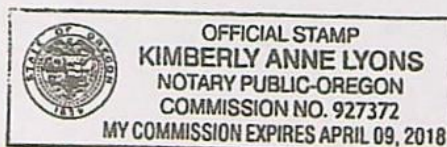
The true and actual consideration for this conveyance is pursuant to the General Judgment of Dissolution of Marriage, filed in Wheeler County, case no. 130007D.

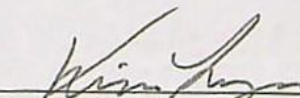
In Witness Whereof, the grantor has executed this instrument this 12 day of August, 2015.


Rick Stanley, Grantor

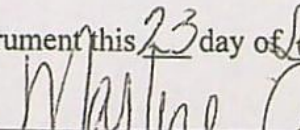
State of Oregon, County of Multnomah) ss.

This instrument was acknowledged before me this 12 day of August, 2015, by Rick Stanley to be his voluntary act and deed.



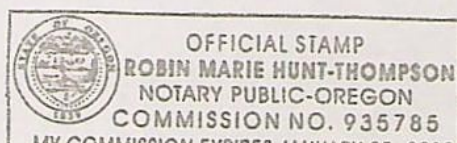

Notary Public for Oregon

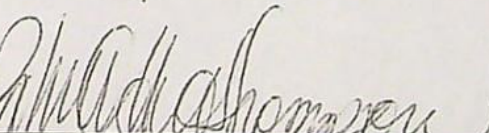
In Witness Whereof, the grantor has executed this instrument this 23 day of September, 2015.


Marlene Stanley, Grantor

State of Oregon, County of WHEELER) ss.

This instrument was acknowledged before me this 23 day of September, 2015 by Marlene Stanley to be her voluntary act and deed.




Notary Public for Oregon

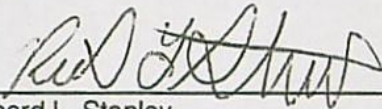
**ASSIGNMENT OF MEMBERSHIP INTEREST
AND
SUBSTITUTE MEMBER ADMISSION AGREEMENT**

RICHARD L. STANLEY is a member of **STANLEY RANCH, LLC**, an Oregon limited liability company (the "Company"). By this assignment of membership interest, **RICHARD L. STANLEY** ("Transferor") assigns all his right, title and interest in and to his membership interest received from the Company to **MARLENE Q. STANLEY** ("Transferee").

Each party agrees to cooperate with the other to execute, acknowledge and deliver such written assignments and other instruments and documents, and to do such other acts and things, as are reasonably necessary and appropriate to accomplish the intent of this Assignment of Membership Interest and Substitute Member Admission Agreement.

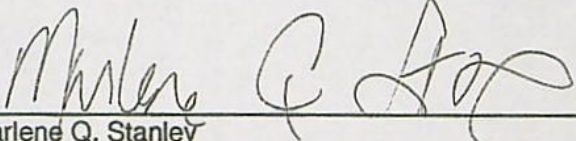
Transferor waives any and all rights to any loans owed to or from the Company as well as any claim to capital accounts.

EXECUTED this 25th day of August, 2015.



Richard L. Stanley

TRANSFEROR



Marlene Q. Stanley

TRANSFEE

RECEIVED BY OWRD

DEC 24 2015

SALEM, OR

File Prep

CW		CW	
☒	File Assigned (computer entry)	☒	Print Tax Lot Map(s)/Ownership info if available on the web
☒	Make Copies App, Map, GW review, (WM Review, ODFW to send to applicant later) Affidavits if applicable	☒	Print: Certs, WR maps, (Tabulations, Sp Or, Air Photos or other helpful info to aid in processing)
☐	Bundle Originals with cover sheet	☐	Check Area of Interest – print if ^{not} needed
☐	Check for any public comments submitted electronically. Print any comments received.	☐	Any irrigation districts that need notice based on Area of Interest Check. ☐ Yes ☒ No Note:

APPLICATION/MAP REVIEW

PR	CW		PR	CW	
☐	☒	Appropriately signed	☐	☐	Ditch Company, Irr. Dist. and/or BOR sent copies
☐	☐	Checked WRIS contact address/e-mail for accuracy	☐	☒	Appropriate Fees Paid
☐	☒	Revisit application checklist & Supporting Docs	☐	☐	Overpayment of Fees, Refund Request with FO
☐	☐	Any deficiencies that need to be addressed? ☐ Yes ☒ No Notes:	☐	☒	Land Use Form matches Tax Lots, is signed by proper official and is APPROVED

DETERMINING THE "FROM" AND "TO" LANDS

PR	CW		PR	CW	
☐	☒	Only the authorized POD's/POA's and POU's to be transferred are listed.	☐	☒	Application & certificate tabulations match. (Mark on appl. and cert. copies and note corrections needed)
☐	☒	Marked on certificate the acreage being transferred, cancelled and remaining by 1/4 1/4.	☐	☒	Marked on certificate the quantity of water being transferred, cancelled, and remaining
☐	☒	Compare Water Right map to App Map for Accuracy	☐	☒	Check and notate on Plat Card for Conflicts (To and From Lands) N/A if no change in POU or Use

INJURY REVIEWS/COMMENTS/CONDITIONS

PR	CW				
☐	☒	ODFW	☒	Fish Screens	☐ Other:
☐	☒	Ground water			
☐	☒	Watermaster	☐	Headgate	☐ Prior to diverting
☐	☒		☒	Measuring Devices	☒ Prior to diverting
☐	☐	Injury	☐	Yes ☒ No	☐ Enlargement
☐	☐	Conditions to Avoid Enlargement/Injury			☐ Yes ☒ No

INSULATION OF WEIR BETWEEN SPRING & BUTTE CR.

DPD	PD	FO	COV	DPD/PD/ FINAL ORDER/COVER LETTER
PR	CW	PR	CW	
☐	☒	☐	☐	UPDATE WRIS APPS FOLDER (FIELD STAFF ONLY)
☐	☒	☐	☐	Check tenses ex...Find & Replace point(s), Right(s) Meter(s), Device(s) Is/Are, Was/Were
☐	☒	☐	☐	Correct address? Add Agent, Receiving Landowner if applicable etc...
☐	☒	☐	☐	Compare "from lands" with marked up Certificate
☐	☒	☐	☐	Compare Authorized POD(s)/POA(s) with marked up Certificate
☐	☒	☐	☐	Add Watermaster conditions (send copy of review to applicant if applicable)
☐	☒	☐	☐	Add Ground water conditions
☐	☒	☐	☐	ODFW recommendations (send copy of review to applicant if applicable)
☐	☒	☐	☐	Hidden findings unveiled?
☐	☒	☐	☐	Add any cancellation language or special situations
☐	☒	☐	☐	Attach supporting documents to cover letter if applicable

OWNERSHIP VERIFICATION

PR	CW		PR	CW	
☐	☒	The deed/ROI matches the <i>FRANCY</i> "from" lands.	☐	☐	Notarized, signed statement of consent (if applicable)
☐	☒	All owners on the deed/ROI have signed the application.	☐	☒	Compare with current tax lot map.

PD PUBLIC NOTICE/NEWSPAPER NOTICE/COVER LETTER

☐	☒	UPDATE WRIS APPS FOLDER (FIELD STAFF ONLY)
☐	☒	Check tenses ex...Find & Replace point(s), Right(s) Meter(s), Device(s) Is/Are, Was/Were
☐	☒	Format matches current template
☐	☒	Content matches PD info?
☐	☒	Spell checked?
☐	☒	Correct address?
☐	☒	Cost Estimate for Newspaper if applicable send email to support staff ☒ 2 weeks ☐ three weeks
☐	☒	Send Letter to Applicant/Agent regarding newspaper notice cost
☐	☐	Have funds been received from Applicant/Agent for newspaper costs?

REMAINING RIGHT CERTIFICATE

☐	☒	UPDATE WRIS APPS FOLDER (FIELD STAFF ONLY)
☐	☒	Check tenses ex...Find & Replace point(s), Right(s) Meter(s), Device(s) Is/Are, Was/Were
☐	☒	Table Format matches current template
☐	☒	Content format matches original certificate
☐	☒	Spell checked?
☐	☒	Name and address matches originating certificate?

CASEWORKER WRAP UP

☐	Organize Working Docs For Peer Review (Remove Duplicates)
☐	Update Computer entry (add postal confirmation receipt number and date file was mailed)
☐	Put file contents on Salem Exchange Folder
☐	Print e-mail and correspondence put it in order of the findings of PD (if applicable)
☐	Has Affidavit of Publication been received? ☐ N/A ☐ Yes--Date for FO: _____ ☐ No--have Codi call newspaper

Record Keeping: DPD Mailed (Date) _____ PD Mailed (Date) _____

COMMENTS:

This image shows a single sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There is no handwriting or other markings on the paper.



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

Watermaster Review Form: Water Right Transfer

Transfer Application: T-11670

Review Due Date: 11/22/2013

Applicant Name: Stanley Ranch LLC

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

Reviewer(s): Ken Thiemann Wm Dist. 21

Date of Review: Jan. 6, 2014

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

10. For POU or USE changes: ☐ N/A In your best judgment, would use of the existing right at "full face value," result in the diversion of more water than can be used beneficially and without waste? ☐ Yes ☒ No If "Yes", explain: _____
11. Are there other issues not identified through the above questions that should be considered in determining whether the change "can be effected without injury to other rights"?
☒ Yes ☐ No If "Yes", explain: The proposed POD's 7& 8 are downstream of additional inflow from Buckhorn Ck. and the West fork of Butte Ck. with original authorized POD A, B, and Spring upstream from the additional inflow listed above.
12. What alternatives may be available for addressing any issues identified above: Installing a weir between the source Spring and Butte Ck., to show the water available for POD 7&8. A restriction on C-24960 for proposed PODs 1,7&8 to only use water available at original POD A, B, and Spring
13. Do conditions need to be included in the transfer order to avoid enlargement of the right or injury to other rights? ☐ No ☒ Yes, as checked below:
- ☐ A Headgate should be required prior to diverting water.
 - ☒ Measurement Devices for POD or POA: (if this condition is selected, also fill in the top sections of page 3)
 - a. *Before water use may begin under this order, the water user shall install a totalizing flow meter*, or, with prior approval of the Director, another suitable measuring device, ☒ at each point of diversion/appropriation (new and existing) or ☐ at each new point of diversion/appropriation.*
 - b. *The water user shall maintain the meters or measuring devices in good working order.*
 - c. *The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.*
 - ☐ Reservoir water use measurement: (if this condition is selected, also fill in the top sections of page 3)
 - a. *Before water use may begin under this order, the water user shall install staff gages*, or, with prior approval of the Director, other suitable measuring devices, that measure the entire range and stage between empty and full in each reservoir. Staff gages shall be United States Geological Survey style.*
 - b. *Before water use may begin under this order, if the reservoir is located in channel, weirs or other suitable measuring devices must be installed upstream and downstream of the reservoir, and, an adjustable outlet valve must be installed. The water user shall maintain such devices in good working order. A written waiver may be obtained, if in the judgment of the Director, the installation of weirs or other suitable measuring devices, or the adjustable outlet valve, will provide no public benefit.*

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

☒ Weir

☐ Submerged Orifice

☐ Parshall Flume

☐ Flow Restrictor

☐ Other: _____

Oregon Water Resources Department

Measurement Condition Information for the Applicant (to be sent with the Draft Preliminary Determination or Final Order)

Transfer #: T-11670

☒ In order to avoid enlargement of the right or injury to other rights, a instantaneous flow meter with totalizer on two portable pto irrigation pumps, and a weir between the spring and the creek will be required to be installed **prior to diversion of water**, as a condition of this transfer:

- ☒ at each point of diversion/appropriation (new and existing) or
☐ at each new point of diversion/appropriation.

For additional information, or to obtain approval of a different type of measurement device, the applicant should contact the area Watermaster:

Watermaster name: Ken ThiemannDistrict: 21Address: PO Box 427City/State/Zip: Condon, OR 97823Phone: (541) 384-4207Email: kenneth.c.thiemann@wrđ.state.or.us

Note: If a device other than the one specified in the Preliminary Determination or Final Order is approved by the Watermaster, fill out and mail the form below to the Salem office.

Approval of an Alternate Measurement Device

T-_____

(to be filled out after consultation with the applicant, or after a site visit)

On behalf of the Director, I authorize use of the following suitable **alternate measurement device**:

Watermaster signature_____
District_____
Date

If this form is used for approval of an alternative measurement device, it must be mailed to:

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

Oregon Department of Fish and Wildlife
Water Right and Diversion Transfer Comment Form
(ODFW provides to WRD so that WRD can make findings according to statutory requirements.)

Reference Transfer #: T-11670

Date of review: 1/27/2014

A. Please check box if you believe there is a potential for injury to an instream water right.

☐ The Oregon Department of Fish and Wildlife (ODFW) believes this proposed transfer may injure an instream water right(s) on stream, tributary to stream, because stream.

(Please attach any available supporting information.)

Note: This will prompt WRD to make a determination whether the transfer will injure an instream water right. (OWRD makes the determination of injury to a water right, while ODFW's role is to raise concerns, and to evaluate proposed mitigation and net benefit to the resource if OWRD consents to injury of an instream water right.)

B. Please check one of the following five boxes related to fish screen requirements pursuant to ORS 540.525 or 540.532:

☐ **1. Screen Maintain**

[Select this option if the new Point of Diversion (POD) requires a fish screen and is currently equipped with an appropriate fish screen that will still be in compliance if the transferred water is diverted from this POD.]

Note: This option will yield the following:

Finding of Fact: The Oregon Department of Fish and Wildlife has determined that a fish screen is necessary at the new point of diversion to prevent fish from entering the diversion and that the diversion is currently equipped with an appropriate fish screen.

Condition: The water user shall operate and maintain an approved fish screen at the new point of diversion. If Oregon Department of Fish and Wildlife (ODFW) determines the screen is not functioning properly, and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that OWRD regulate the use of water until OWRD receives notification from ODFW that the fish screen is functioning properly.

☒ **2. Screen Now**

[Option 2 should generally be selected if listed fish species are present at the point of diversion and/or the originating water right diversion is currently screened. If Option 2 is selected, provide contact information on the "Fish Screening and Passage Information" sheet. The new diversion may be eligible for cost-share.]

Note: This option will yield the following:

Finding of Fact: The Oregon Department of Fish and Wildlife (ODFW) has determined that a fish screen is necessary at the new point of diversion to prevent fish from entering the diversion and that the diversion is not currently equipped with an appropriate fish screen. This diversion may be eligible for screening cost-share funds.

Condition: Prior to diverting water, the water user shall install an approved fish screen at the new point of diversion and shall provide to the OWRD a written statement from Oregon Department of Fish and Wildlife (ODFW) that the installed screen meets the state's criteria, or that ODFW has determined a screen is not necessary.

The water user shall operate and maintain the fish screen at the new point of diversion consistent with ODFW's operational and maintenance standards. If ODFW determines the screen is not functioning properly, and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that OWRD regulate the use of water until OWRD receives notification from ODFW that the fish screen is functioning properly.

*Please return all 3 pages to: Transfers Section, Water Resources Department,
725 Summer St. NE, Suite A, Salem, OR 97301-1266*

☐ **3. Screen 2 Year**

[Option 3 may be checked if the change is from an unscreened diversion to a HISTORIC POD or an existing POD in use for another water right, and cost-share funds are not currently available. It should NOT be checked if listed fish species are present at the point of diversion, the originating water right diversion is screened, cost-share funds are currently available, or the diversion is not eligible for ODFW's cost-share program. Please provide contact information on the "Fish Screening and Passage Information" sheet.] If extraordinary circumstances are present, please explain: _____

Note: This option will yield the following:

Finding of Fact: The Oregon Department of Fish and Wildlife (ODFW) has determined that a fish screen is necessary at the new point of diversion to prevent fish from entering the diversion and that the diversion is not currently equipped with an appropriate fish screen. Listed fish species are not present at the point of diversion, the originating water right diversion is not screened, cost-share funds are not currently available, and the proposed diversion may be eligible for ODFW's cost-share program. A grace period of two years is appropriate until such time as cost-share funds become available to assist in the construction of a fish screen. If cost-share funds do not become available, the water user must screen within the indicated time period regardless of the availability of cost-share funding.

Condition: By October 1, 20__ [Within two years after the date of this order] the water user shall install an approved fish screen at the new point of diversion. The water user may withdraw water at the new point of diversion without a screen until October 1, 20__. The water user shall provide to OWRD a written statement from Oregon Department of Fish and Wildlife (ODFW) that the installed screen meets the state's criteria, or that ODFW has determined a screen is not necessary.

The water user shall maintain and operate the fish screen at the new point of diversion consistent with ODFW's operational and maintenance standards. If ODFW determines the screen is not functioning properly, and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that OWRD regulate the use of water until OWRD receives notification from ODFW that the fish screen is functioning properly.

☐ **4. Screen Future**

[Use this option if fish are not currently present, but might possibly be at some future time.]

Note: This option will yield the following:

Finding of Fact: The Oregon Department of Fish and Wildlife has determined that the diversion is not currently equipped with an appropriate fish screen, but a fish screen may be required in the future at the new point of diversion to prevent fish from entering the diversion.

Condition: The Oregon Department of Fish and Wildlife (ODFW) may require the water user to install an approved fish screen at the new point of diversion within one year after receiving written notification that a fish screen is required. Once installed the water user shall maintain and operate the fish screen at the new point of diversion according to ODFW's operational and maintenance standards. If ODFW determines the screen is not functioning properly, and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that OWRD regulate the use of water until OWRD receives notification from ODFW that the fish screen is functioning properly.

☐ **5. No Screen Needed**

[Check this box if fish are not currently present, and are not expected in the future.]

Signature

Brent Smith
Printed Name

(541) 575-1167

Phone

John Day District Asst. Fish Bio
Title

Oregon Department of Fish and Wildlife
Additional Fish Screening and Passage Information for the Applicant
(To be completed by ODFW for WRD to provide to the applicant.)

Transfer #: T-11670

The applicant should be aware that fish screening and passage may be required for certain changes in point of diversion if the boxes below are checked.

- ☒ Fish screening is required as a condition of this transfer. The fish screen must meet ODFW's design, construction, operational and maintenance standards.

Pursuant to ORS 498.306, cost-share funds may be available to assist in the installation of fish screening.

The applicant should contact the ODFW staff member below to obtain additional information on the design, construction, operational, and maintenance standards for the fish screen and to obtain information about ODFW's cost-sharing program for screening. **Prior to installation, the water user must obtain written approval from ODFW that the required screen meets ODFW's criteria.**

ODFW staff name: Adam Wulf

Address: P.O. 515

City/State/Zip: John Day, OR 97845

Phone: (541) 575-0561

- ☒ This transfer may trigger requirements for fish passage under ORS 509.585 because a new point of diversion will be constructed, an existing point of diversion's capacity will be increased, or an existing point of diversion will be abandoned. The applicant should contact the ODFW staff member below for a determination of whether native migratory fish are or were present at the applicable location, which will determine whether fish passage must be addressed.

ODFW staff name: Adam Wulf

Address: P.O. Box 515

City/State/Zip: John Day, OR 97845

Phone: (541) 575-0561

WORK
COPY



State of Oregon
Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900

Application for Water Right Transfer

Part 1 of 4 – Minimum Requirements Checklist

This transfer 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.

FOR ALL TRANSFER APPLICATIONS

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

- ☒ Part 1 – Completed Minimum Requirements Checklist. ✓
- ☒ Part 2 – Completed Transfer Application Map Checklist. ✓
- ☒ Part 3 – Completed Transfer Application – Applicant Information and Signature. ✓
- ☒ Part 4 – Completed Transfer Application – Water Right Information. Please include a separate Part 4 for each water right. List all water right certificates to be transferred here: 24959, 24960 and 24963. ✓

Attachments:

- ☒ Completed Transfer Application Map.
- ☒ Completed Evidence of Use Affidavit and supporting documentation.
- ☒ Fees – Amount enclosed: \$ 2,700. ✓
See <http://www.wrd.state.or.us/OWRD/PUBS/forms.shtml#fees> or call (503) 986-0883.
- ☐ ☒ N/A Affidavit(s) of Consent.
- ☐ ☒ N/A Supplemental Form D – For water rights served by or issued in the name of an irrigation district. Complete when the transfer applicant is not the irrigation district.
- ☒ ☐ N/A Land Use Information Form with approval and signature (or signed land use form receipt stub). 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 For changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation, Water Well Report/Well Log.

(For Staff Use Only)

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

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

Other/Explanation _____

Staff: _____ 503-986-0 _____

Date: ____/____/____

RECEIVED BY OWIRD

T011670

SEP 26 2013

Part 2 of 4 – Transfer Application Map Checklist

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

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

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

Part 3 of 4 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Stanley Ranch LLC Attn: Rick Stanley			PHONE NO. (541) 763-2234	ADDITIONAL CONTACT NO.
ADDRESS P.O. Box 486			FAX NO.	
CITY Fossil	STATE OR	ZIP 97830	E-MAIL** Rick@RicksFencing.com	

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

AGENT/BUSINESS NAME Steven R. Bruce Skookum Water Associates Inc.			PHONE NO. (503) 319-8926	ADDITIONAL CONTACT NO.
ADDRESS P. O. Box 80174			FAX NO.	
CITY Portland	STATE OR	ZIP 97280	E-MAIL** Steve@SkookumWater.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.

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

Is the applicant the 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 (and mailing and/or e-mail addresses) from all landowners or individuals/entities to which the water right(s) has been conveyed.

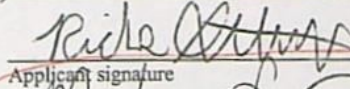
Permanent Transfers Only (check one box)

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

I understand that prior to Department approval of the transfer, I may be required to submit payment to the Department for publication of a notice in a newspaper with general circulation in the area where the water right is located, once per week for two consecutive weeks. If more than one qualifying newspaper is available, I suggest publishing the notice in the following paper: TIMES JOURNAL (CORN)

RECEIVED BY OWR

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


Applicant signature

Applicant signature

Rick Stanley
Print Name (and Title if applicable)
Markene Stanley
Print Name (and Title if applicable)

9/24/13
Date
9/24/13
Date

SEP 26 2013
ASSIGNMENT
SALEM, OR
TO MARCENE STANLEY

In your own words tell us what change(s) you want made and the reason for the change(s): The ranch operations have changed and we want more irrigation around the ranch headquarters buildings for fire protection, pasture, recreation and aesthetics. The Butte Creek channel has also changed, affecting some of the places of use and points of diversion. Furthermore, the section line locations shown in the 1925 adjudication maps do not match current WRD and BLM projections of the section

lines in this area, which the USGS Buckhorn Canyon 7.5 minute topographic map shows as unsurveyed. In addition to changing the place of use of some rights, the application is intended to correct the apparent flaws in the adjudication maps.

Portable pumps will be used for some of the irrigation outside of the ranch headquarters. The locations in the creek reaches requested for PODs 1, 3 and 4 are intended to allow flexibility in placing the pumps in the Butte Creek.

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SEP 26 2013

Check the following boxes that apply:

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

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

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

If a property sells, the certificated water right(s) located on the land belong to the new owner, unless a sale agreement or other document states otherwise. (To learn about sale agreements please visit our web site at: <http://www1.wrd.state.or.us/pdfs/Transfer-PropertyTransactions.pdf>)

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

Describe any special ownership circumstances here: _____

- ☐ Check here if any of the water rights proposed for transfer are or will be located within or served by an irrigation or other water district. (Tip: Complete and attach Supplemental Form D.)

IRRIGATION DISTRICT NAME NA	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME NA	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME Wheeler County	ADDRESS 701 Adams Street	
CITY Fossil	STATE OR	ZIP 97830

ENTITY NAME NA	ADDRESS	
CITY	STATE	ZIP

1011670 SEP 26 2013

Part 4 of 4 – Water Right Information

Please use a separate Part 4 for each water right being changed. See instructions at http://www.wrd.state.or.us/OWRD/PUBS/docs/Hints_Forms_MS_Word.doc

CERTIFICATE # 24959

Description of Water Delivery System

System capacity: at least 0.22 cubic feet per second (cfs) 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. A 10-hp centrifugal pump is used to divert water to solid sets of in-ground sprinklers with Rain Bird 2045A-SAM nozzles. There are at least 12 nozzles in the places of use on the south side of Butte Creek and each nozzle is reported to produce 8.4 gpm (12 x 8.4 gpm = 100.8 gpm [0.22 cfs]). The portable pump system described for Certificate 24960 in the following section was used to irrigate the place of use on the north side of Butte Creek.

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)
POD D	☒ Authorized ☐ Proposed	NA	6 S	20 E	7	NE SW	100	2,070 ft N and 2,910 ft W from SE corner of Sec 7
POD 5	☒ Authorized ☐ Proposed	NA	6 S	20 E	7	NE SE	100	1,570 ft N and 990 ft W from SE corner of Sec 7
POD 6	☐ Authorized ☒ Proposed	NA	6 S	20 E	7	NE SE	100	1,470 ft N and 2,310 ft W from SE corner of Sec 7
POD 7	☐ Authorized ☒ Proposed	NA	6 S	20 E	7	NW SE	100	1,830 ft N and 2,900 ft W from SE corner of Sec 7
POD 8	☐ Authorized ☒ Proposed	NA	6 S	20 E	7	NE SW	100	1,750 ft N and 3,270 ft W from SE corner of Sec 7

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

- | | |
|--|---|
| ☒ Place of Use (POU) | ☐ Supplemental Use to Primary Use (S to P) |
| ☐ Character of Use (USE) | ☐ Point of Appropriation/Well (POA) |
| ☐ Point of Diversion (POD) | ☐ Additional Point of Appropriation (APOA) |
| ☒ Additional Point of Diversion (APOD) | ☐ Substitution (SUB) |
| ☐ Surface Water POD to Ground Water POA (SW/GW) | ☐ Government Action POD (GOV) |

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.

Part 4 of 4 – Water Right Information

Please use a separate Part 4 for each water right being changed. See instructions at http://www.wrd.state.or.us/OWRD/PUBS/docs/Hints_Forms_MS_Word.doc

CERTIFICATE # 24959

Description of Water Delivery System

System capacity: at least 0.22 cubic feet per second (cfs) 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. A 10-hp centrifugal pump is used to divert water to solid sets of in-ground sprinklers with Rain Bird 2045A-SAM nozzles. There are at least 12 nozzles in the places of use on the south side of Butte Creek and each nozzle is reported to produce 8.4 gpm (12 x 8.4 gpm = 100.8 gpm [0.22 cfs]). The portable pump system described for Certificate 24960 in the following section was used to irrigate the place of use on the north side of Butte Creek.

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)
✓ POD D	☒ Authorized ☐ Proposed	NA	6 S	20 E	7	NE SW	100	2,070 ft N and 2,910 ft W from SE corner of Sec 7
POD 6 ?	☒ Authorized ☐ Proposed	NA	6 S	20 E	7	NE SE	100	1,470 ft N and 2,310 ft W from SE corner of Sec 7
✓ POD 7	☐ Authorized ☒ Proposed	NA	6 S	20 E	7	NW SE	100	1,830 ft N and 2,900 ft W from SE corner of Sec 7
✓ POD 8	☐ Authorized ☒ Proposed	NA	6 S	20 E	7	NE SW	100	1,750 ft N and 3,270 ft W from SE corner of Sec 7

WHERE'S POD #5?

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

- | | |
|--|---|
| ☒ Place of Use (POU) | ☐ Supplemental Use to Primary Use (S to P) |
| ☐ Character of Use (USE) | ☐ Point of Appropriation/Well (POA) |
| ☐ Point of Diversion (POD) | ☐ Additional Point of Appropriation (APOA) |
| ☒ Additional Point of Diversion (APOD) | ☐ Substitution (SUB) |
| ☐ Surface Water POD to Ground Water POA (SW/GW) | ☐ Government Action POD (GOV) |

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.

Table 2. Description of Changes to Water Right Certificate # 24959

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

Authorized ("from" lands) as they appear BEFORE THE CHANGES														Proposed Changes (see "CODES" from previous page)	Proposed ("to" lands) AFTER THE CHANGES													
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						
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		
6	S	20	E	7	NE	SW	100	--	5.5	Irrigation	PODs D & 5 <i>6e</i>	1880	POU/APOD	6	S	20	E	7	NE	SW	100	--	2.8	No Change	PODs 5, 6, 7 & 8 <i>5, 6e</i>	1880		
6	S	20	E	7	NW	SW	100	--	1.0	Irrigation	PODs D & 5 <i>6e</i>	1880	POU/APOD	6	S	20	E	7	SW	SW	100	--	1.8	No Change	PODs 5, 6, 7 & 8 <i>5, 6e</i>	1880		
6	S	20	E	7	SW	SW	100	--	1.1	Irrigation	PODs D & 5 <i>6e</i>	1880	POU/APOD	6	S	20	E	7	SE	SW	100	--	4.0	No Change	PODs 5, 6, 7 & 8 <i>5, 6e</i>	1880		
6	S	20	E	7	SE	SW	100	--	1.0	Irrigation	PODs D & 5 <i>6e</i>	1880	POU/APOD															
TOTAL ACRES									8.6	TOTAL ACRES														8.6				

associated with each change. If more than one POD/POA, specify the acreage associated with each POD/POA.

Additional remarks: POD D is actually POD 7 on the To Map and the coordinates changed because of the section line changes. POD 5 will be retained. *SNB 7/23/14*

Please use additional pages of Table 2 as needed

Table 2. Description of Changes to Water Right Certificate # 24959

List only the part of the right that will be changed. For the acreage in each $\frac{1}{4}$ $\frac{1}{4}$, 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 ("from" lands) as they appear BEFORE THE CHANGES													Proposed Changes (see "CODES" from previous page)	Proposed ("to" lands) AFTER THE CHANGES														
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		
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		
6	S	20	E	7	NE	SW	100	--	5.5	Irrigation	PODs D & 6	12/31/1880	POU/APOD	6	S	20	E	7	NE	SW	100	--	2.8	No Change	PODs 6, 7 & 8	12/31/1880		
6	S	20	E	7	NW	SW	100	--	1.0	Irrigation	PODs D & 6	12/31/1880	POU/APOD	6	S	20	E	7	SW	SW	100	--	1.8	No Change	PODs 6, 7 & 8	12/31/1880		
6	S	20	E	7	SW	SW	100	--	1.1	Irrigation	PODs D & 6	12/31/1880	POU/APOD	6	S	20	E	7	SE	SW	100	--	4.0	No Change	PODs 6, 7 & 8	12/31/1880		
6	S	20	E	7	SE	SW	100	--	1.0	Irrigation	PODs D & 6	12/31/1880	POU/APOD															
TOTAL ACRES									8.6						TOTAL ACRES									8.6				

Additional remarks: POD D is actually POD 7 on the To Map and the coordinates changed because of the section line changes.

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For Place of Use or Character of Use Changes

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

If YES, list the certificate, water use permit, or ground water registration numbers: NA.

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

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

Ground water supplemental Permit or Certificate # NA;

Surface water primary Certificate # NA.

For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # NA

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

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

OR

- ☐ Describe the construction of the authorized and proposed well(s) in Table 3 for any wells that do not have a well log.

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 transfer application. For proposed wells, we recommend that you consult a licensed well driller, geologist, or certified water right examiner for the proper information needed to complete the table.

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
NA										

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Part 4 of 4 – Water Right Information

Please use a separate Part 4 for each water right being changed. See instructions at http://www.wrd.state.or.us/OWRD/PUBS/docs/Hints_Forms_MS_Word.doc

CERTIFICATE # 24960

Description of Water Delivery System

System capacity: 0.66 cubic feet per second (cfs) 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. The place of use was irrigated using a 75 hp tractor with a power takeoff for a portable centrifugal pump. The pumped water was diverted to 22 sprinklers using approximately 500 feet of 3-inch-diameter aluminum pipe. The sprinkler nozzles were 1/4 inch in diameter. At 55 psi, the nozzles would be capable of about 13.4 gpm.

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	1/4 1/4	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
POD A	☒ Authorized ☐ Proposed	NA	6 S	20 E	9	NW SE	100	1,920 ft N and 2,360 ft W from SE corner of Sec 9
POD B	☒ Authorized ☐ Proposed	NA	6 S	20 E	8	NE SE	100	2,500 ft N and 150 ft W from SE corner of Sec 8
POD 1	☐ Authorized ☒ Proposed	NA	6 S	20 E	9	NW SW	100	Portable pump will be used in creek
POD 2 (spring)	☒ Authorized ☐ Proposed	NA	6 S	20 E	8	NW SE	100	1,620 ft N and 2,130 ft W from SE corner of Sec 8
POD 3	☐ Authorized ☒ Proposed	NA	6 S	20 E	8	NW SE	100	Portable pump will be used in creek
POD 5	☐ Authorized ☒ Proposed	NA	6 S	20 E	7	NE SE	100	1,570 ft N and 990 ft W from SE corner of Sec 7 <i>JB</i>
POD 6	☐ Authorized ☒ Proposed	NA	6 S	20 E	7	NE SE	100	1,470 ft N and 2,310 ft W from SE corner of Sec 7s <i>JB</i>
POD 7	☐ Authorized ☒ Proposed	NA	6 S	20 E	7	NE SW	100	1,830 ft N and 2,900 ft W from SE corner of Sec 7
POD 8	☐ Authorized ☒ Proposed	NA	6 S	20 E	7	NE SW	100	1,750 ft N and 3,270 ft W from SE corner of Sec 7

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

☒ Place of Use (POU)

☐ Supplemental Use to Primary Use (S to P)

☐ Character of Use (USE)

☐ Point of Appropriation/Well (POA)

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- | | |
|---|---|
| ☐ Point of Diversion (POD) | ☐ Additional Point of Appropriation (APOA) |
| ☒ Additional Point of Diversion (APOD) | ☐ Substitution (SUB) |
| ☐ Surface Water POD to Ground Water
POA (SW/GW) | ☐ Government Action POD (GOV) |

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.

Part 4 of 4 – Water Right Information

Please use a separate Part 4 for each water right being changed. See instructions at http://www.wrd.state.or.us/OWRD/PUBS/docs/Hints_Forms_MS_Word.doc

CERTIFICATE # 24960

Description of Water Delivery System

System capacity: 0.66 cubic feet per second (cfs) 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. The place of use was irrigated using a 75 hp tractor with a power takeoff for a portable centrifugal pump. The pumped water was diverted to 22 sprinklers using approximately 500 feet of 3-inch-diameter aluminum pipe. The sprinkler nozzles were 1/4 inch in diameter. At 55 psi, the nozzles would be capable of about 13.4 gpm.

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	1/4	1/4	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
POD A	☒ Authorized ☐ Proposed	NA	6 S	20 E	9	NW	SE	100	1,920 ft N and 2,360 ft W from SE corner of Sec 9
POD B	☒ Authorized ☐ Proposed	NA	6 S	20 E	8	NE	SE	100	2,500 ft N and 150 ft W from SE corner of Sec 8
POD 1	☐ Authorized ☒ Proposed	NA	6 S	20 E	9	NW	SW	100	Portable pump will be used in creek
POD 2 (spring)	☒ Authorized ☐ Proposed	NA	6 S	20 E	8	NW	SE	100	1,620 ft N and 2,130 ft W from SE corner of Sec 8
POD 3	☐ Authorized ☒ Proposed	NA	6 S	20 E	8	NW	SE	100	Portable pump will be used in creek
POD 7	☐ Authorized ☒ Proposed	NA	6 S	20 E	7	NE	SW	100	1,830 ft N and 2,900 ft W from SE corner of Sec 7
POD 8	☐ Authorized ☒ Proposed	NA	6 S	20 E	7	NE	SW	100	1,750 ft N and 3,270 ft W from SE corner of Sec 7

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

- | | |
|--|---|
| ☒ Place of Use (POU) | ☐ Supplemental Use to Primary Use (S to P) |
| ☐ Character of Use (USE) | ☐ Point of Appropriation/Well (POA) |
| ☐ Point of Diversion (POD) | ☐ Additional Point of Appropriation (APOA) |
| ☒ Additional Point of Diversion (APOD) | ☐ Substitution (SUB) |
| ☐ Surface Water POD to Ground Water POA (SW/GW) | ☐ Government Action POD (GOV) |

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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.

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Please use additional pages of Table 2 as needed

Table 2. Description of Changes to Water Right Certificate # 24960

List only the part of the right that will be changed. For the acreage in each 1/4 1/4, list the change proposed. If more than one change, specify the acreage

Authorized ("from" lands) as they appear BEFORE THE CHANGES											Proposed Changes (see "CODES" from previous page)	Proposed ("to" lands) AFTER THE CHANGES															
Twp	Rng			Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acre	Type of USE listed on Certificate		POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp	Rng			Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acre	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date	
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	
6	S	20	E	8	NE	SE	100	--	10.6	Irr, Stock & Dom	POD A & POD 2 (spring) <i>LRB</i>	1886	POU/APOD	6	S	20	E	7	NE	SW	100	--	6.8	No Change	PODs B, 1, 2 (spring), 3, 5, 6, 7 & 8 <i>LRB</i>	12/31/1886	
6	S	20	E	9	SE	NW	100	--	0.8	Irr, Stock & Dom	PODs A, B & POD 2 (spring) <i>LRB</i>	1886	POU/APOD	6	S	20	E	7	SE	SW	100	--	0.3	No Change	" <i>LRB</i>	1886	
6	S	20	E	9	NW	SW	100	--	11.9	Irr, Stock & Dom	PODs A, B & POD 2 (spring) <i>LRB</i>	1886	POU/APOD	6	S	20	E	7	NW	SE	100	--	2.4	No Change	" <i>LRB</i>	1886	
													POU/APOD	6	S	20	E	7	SW	SE	100	--	0.3	No Change	" <i>LRB</i>	1886	
													POU/APOD	6	S	20	E	8	NE	SW	100	--	0.2	No Change	" <i>LRB</i>	1886	
													POU/APOD	6	S	20	E	8	NE	SE	100	--	0.1	No Change	" <i>LRB</i>	1886	
													POU/APOD	6	S	20	E	8	NW	SE	100	--	1.3	No Change	" <i>LRB</i>	1886	
													POU/APOD	6	S	20	E	9	NW	SW	100	--	11.9	No Change	" <i>LRB</i>	1886	
TOTAL ACRES									23.3					TOTAL ACRES									23.3				

associated with each change. If more than one POD/POA, specify the acreage associated with each POD/POA.

Additional remarks: POD A will be abandoned because it is located off the ranch property. POD B is within POD 1 and will be retained.

Please use additional pages of Table 2 as needed

Table 2. Description of Changes to Water Right Certificate # 24960

List only the part of the right that will be changed. For the acreage in each 1/4 1/4, 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 ("from" lands) as they appear BEFORE THE CHANGES													Proposed Changes (see "CODES" from previous page)	Proposed ("to" lands) AFTER THE CHANGES													
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			
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	I	10.0		POD #5	1901	
"	"	"	"	"	"	"	"	"	"	EXAMPLE	"	"	"	2	S	9	E	2	SW	NW	500		5.0		POD #6	1901	
6	S	20	E	8	NE	SE	100	--	10.6	Irrigation	POD A	12/31/1886	POU/APOD	6	S	20	E	7	NE	SW	100	--	6.8	No Change	PODs 2, 7 & 8	12/31/1886	
6	S	20	E	9	SE	NW	100	--	0.8	Irrigation	PODs A & B	12/31/1886	POU/APOD	6	S	20	E	7	SE	SW	100	--	0.3	No Change	PODs 2, 7& 8	12/31/1886	
6	S	20	E	9	NW	SW	100	--	11.9	Irrigation	PODs A & B	12/31/1886	POU/APOD	6	S	20	E	7	NW	SE	100	--	2.4	No Change	PODs 2, 7& 8	12/31/1886	
													POU/APOD	6	S	20	E	7	SW	SE	100	--	0.3	No Change	PODs 2, 7& 8	12/31/1886	
													POU/APOD	6	S	20	E	8	NE	SW	100	--	0.2	No Change	PODs 2 & 3	12/31/1886	
													POU/APOD	6	S	20	E	8	NE	SE	100	--	0.1	No Change	POD 1	12/31/1886	
													POU/APOD	6	S	20	E	8	NW	SE	100	--	1.3	No Change	PODs 2 & 3	12/31/1886	
													POU/APOD	6	S	20	E	9	NW	SW	100	--	11.9	No Change	POD 1	12/31/1886	
TOTAL ACRES								23.3	TOTAL ACRES															23.3			

Additional remarks: POD A will be abandoned because it is located off the ranch property. POD B is within POD 1.

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For Place of Use or Character of Use Changes

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

If YES, list the certificate, water use permit, or ground water registration numbers: NA.

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

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

Ground water supplemental Permit or Certificate # NA;

Surface water primary Certificate # NA.

For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # NA

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

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

OR

- ☐ Describe the construction of the authorized and proposed well(s) in Table 3 for any wells that do not have a well log.

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 transfer application. For proposed wells, we recommend that you consult a licensed well driller, geologist, or certified water right examiner for the proper information needed to complete the table.

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
NA										

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Part 4 of 4 – Water Right Information

Please use a separate Part 4 for each water right being changed. See instructions at http://www.wrd.state.or.us/OWRD/PUBS/docs/Hints_Forms_MS_Word.doc

CERTIFICATE # 24963

Description of Water Delivery System

System capacity: 0.66 cubic feet per second (cfs) 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. **The 75-hp tractor and portable pumping system described for Certificate 24960 was used to irrigate the lands authorized under Certificate 24963.**

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)
✓ POD 2 (spring)	☒ Authorized ☐ Proposed	NA	6 S	20 E	8	NW SE	100	1,620 ft N and 2,130 ft W from SE corner of Sec 8 ✓
✓ POD C	☒ Authorized ☐ Proposed	NA	6 S	20 E	8	NW SE	100	1,820 ft N and 2,100 ft W from SE corner of Sec 8 ✓
POD 3	☐ Authorized ☒ Proposed	NA	6 S	20 E	8	NW SE	100	Portable pump will be used in creek
POD 4	☐ Authorized ☒ Proposed	NA	6 S	20 E	7	NE SE	100	Portable pump will be used in creek
✓ POD 5	☒ Authorized ☐ Proposed	NA	6 S	20 E	7	NE SE	100	1,570 ft N and 990 ft W from SE corner of Sec 7 ✓
POD 7	☐ Authorized ☒ Proposed	NA	6 S	20 E	7	NE SW	100	1,830 ft N and 2,900 ft W from SE corner of Sec 7 ✓

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

- | | |
|--|---|
| ☒ Place of Use (POU) | ☐ Supplemental Use to Primary Use (S to P) |
| ☐ Character of Use (USE) | ☐ Point of Appropriation/Well (POA) |
| ☐ Point of Diversion (POD) | ☐ Additional Point of Appropriation (APOA) |
| ☒ Additional Point of Diversion (APOD) | ☐ Substitution (SUB) |
| ☐ Surface Water POD to Ground Water POA (SW/GW) | ☐ Government Action POD (GOV) |

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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.

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Please use additional pages of Table 2 as needed

Table 2. Description of Changes to Water Right Certificate # 24963

List only the part of the right that will be changed. For the acreage in each 1/4 1/4, list the change proposed. If more than one change, specify the acreage

Authorized ("from" lands) as they appear BEFORE THE CHANGES												Proposed Changes (see "CODES" from previous page)	Proposed ("to" lands) AFTER THE CHANGES																
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					
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			
6	S	20	E	7	NE	SE	100	--	0.9	Irr. Stock & Dom	PODs 2 (spring) & 5	1895	POU/APOD	6	S	20	E	7	NE	SE	100	--	0.2	No Change	PODs 1, 2 (spring), 3, 4, 5 6 & 7	1895			
6	S	20	E	7	NW	SE	100	--	1.2	Irr. Stock & Dom	PODs 2 (spring) & 5	1895	POU/APOD	6	S	20	E	7	NW	SE	100	--	1.2	No Change	"	1895			
6	S	20	E	8	NE	SW	100	--	0.9	Irr. Stock & Dom	PODs C & 2 (spring)	1895	POU/APOD	6	S	20	E	7	SE	SE	100	--	0.7	No Change	"	1895			
6	S	20	E	8	NW	SE	100	--	0.2	Irr. Stock & Dom	PODs C & 2 (spring)	1895	POU/APOD	6	S	20	E	8	NE	SW	100	--	1.1	No Change	"	1895			
TOTAL ACRES								3.2	✓	TOTAL ACRES												3.2							

associated with each change. If more than one POD/POA, specify the acreage associated with each POD/POA.

Additional remarks: POD C will be abandoned because the creek has moved and a portable pump will be used in the creek at POD 3.

Please use additional pages of Table 2 as needed

Table 2. Description of Changes to Water Right Certificate # 24963

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 ("from" lands) as they appear BEFORE THE CHANGES													Proposed Changes (see "CODES" from previous page)	Proposed ("to" lands) AFTER THE CHANGES															
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			
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			
6	S	20	E	7	NE	SE	100	--	0.9	Irrigation	PODs 2 & 5	12/31 1895	POU/APOD	6	S	20	E	7	NE	SE	100	--	0.2	No Change	PODs 2, 4, 5 & 7	12/31 1895			
6	S	20	E	7	NW	SE	100	--	1.2	Irrigation	PODs 2 & 5	12/31 1895	POU/APOD	6	S	20	E	7	NW	SE	100	--	1.2	No Change	PODs 2, 4, 5 & 7	12/31 1895			
6	S	20	E	8	NE	SW	100	--	0.9	Irrigation	PODs C & 2	12/31 1895	POU/APOD	6	S	20	E	7	SE	SE	100	--	0.7	No Change	PODs 2, 4, 5 & 7	12/31 1895			
6	S	20	E	8	NW	SE	100	--	0.2	Irrigation	PODs C & 2	12/31 1895	POU/APOD	6	S	20	E	8	NE	SW	100	--	1.1	No Change	PODs 2 & 3	12/31 1895			
TOTAL ACRES									3.2						TOTAL ACRES									3.2					

Additional remarks: POD C will be abandoned because the creek has moved and a portable pump will be used in the creek at POD 3.

Superseded

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SEP 26 2013

SALEM, OR

For Place of Use or Character of Use Changes

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

If YES, list the certificate, water use permit, or ground water registration numbers: NA.



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

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

Ground water supplemental Permit or Certificate # NA.

Surface water primary Certificate # NA.

For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # NA

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

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

OR

- ☐ Describe the construction of the authorized and proposed well(s) in Table 3 for any wells that do not have a well log.

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 transfer application. For proposed wells, we recommend that you consult a licensed well driller, geologist, or certified water right examiner for the proper information needed to complete the table.

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
NA										

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SEP 26 2013

1011670 SALEM, OR

STATE OF OREGON

COUNTY OF WHEELER

CERTIFICATE OF WATER RIGHT

This Is to Certify, That BUTTE CREEK LAND, LIVESTOCK AND LUMBER COMPANY,
A CORP., H. H. HENDRICKS, SECRETARY & TREASURER
of Fossil, State of Oregon, has a right to the use of
the waters of Butte Creek, and West Fork Butte Creek
for the purpose of Irrigation and Domestic

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for
Grant County, and the said decree entered of record at Salem, in the Order Record of
the STATE ENGINEER, in Volume 15 at page 461; that the priority of the right thereby
confirmed dates from 1880

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an
amount actually beneficially used for said purposes, and shall not exceed 1/40 cubic foot per
second per acre irrigated to June 1 and 1/80 cubic foot per second per acre there-
after; further limited to one acre-foot per calendar month to June 1 and four acre-
feet per acre during season April 1 to Sept. 30, measured at point of diversion.

A description of the lands irrigated under such right, and to which the water is appurtenant
(or, if for other purposes, the place where such water is put to beneficial use), is as follows:

5.5 acres in NE 1/4 SW 1/4
1.0 acre in NW 1/4 SW 1/4
1.1 acres in SW 1/4 SW 1/4
1.0 acre in SE 1/4 SW 1/4
Section 7,
T. 6 S., R. 20 E., W. M.

8.6 acres

+ DOMESTIC

And said right shall be subject to all other conditions and limitations contained in said decree.
The right to the use of the water for the purposes aforesaid is restricted to the lands or place of
use herein described.

WITNESS the signature of the State Engineer, affixed

this 1st day of May, 19 59

LEWIS A. STANLEY
STATE ENGINEER

State Engineer

Recorded in State Record of Water Right Certificates, Volume 17, page

24959

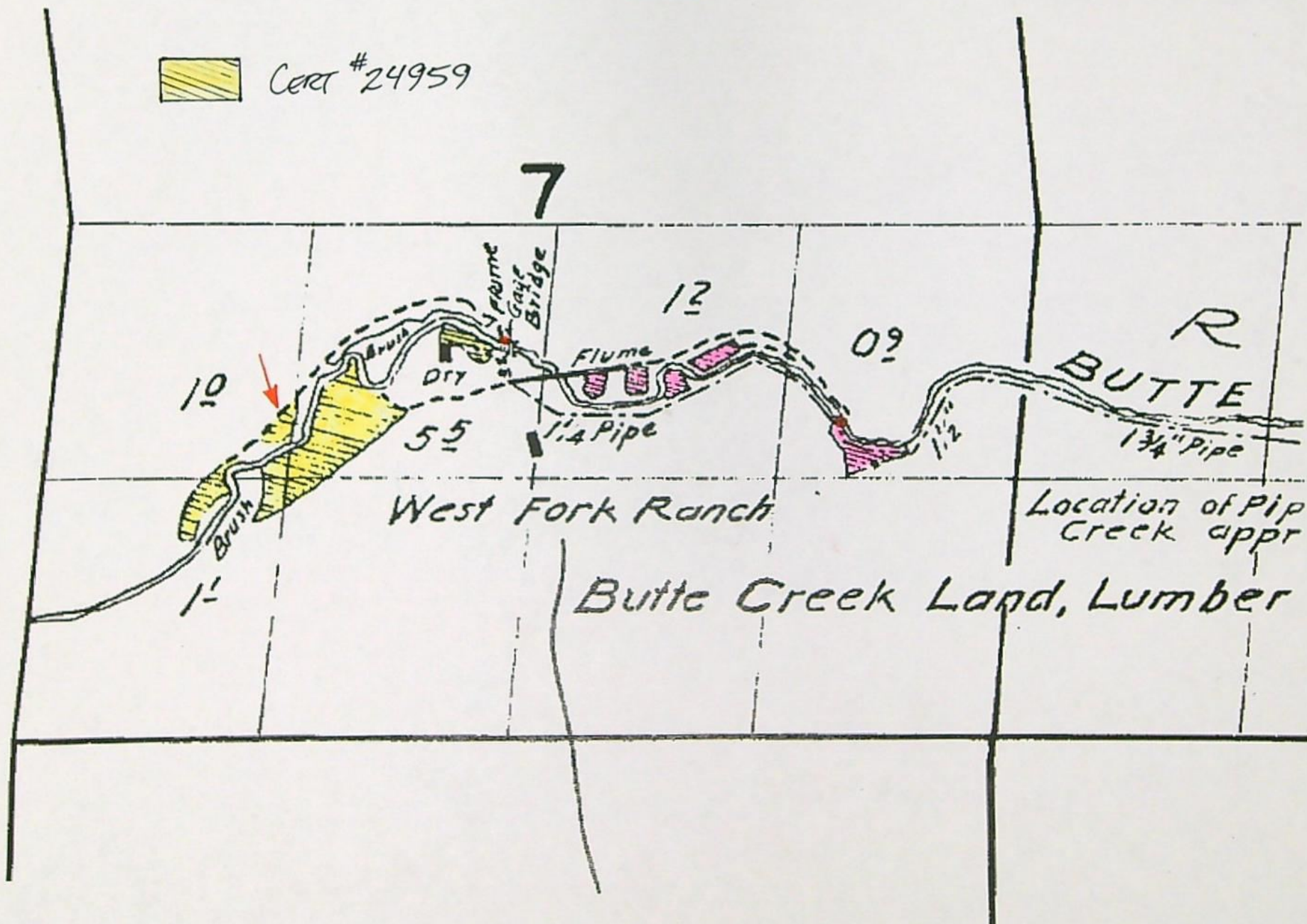
ALL
ADDITIONAL
AND Δ POU

N/O RR

 CER. #24963

 CER. #24959

7



STATE OF OREGON

COUNTY OF WHEELER

CERTIFICATE OF WATER RIGHT

This Is to Certify, That BUTTE CREEK LAND, LIVESTOCK AND LUMBER COMPANY,

of Fossil, A CORP., H. H. HENDRICKS, SECRETARY & TREASURER,
State of Oregon, has a right to the use of

the waters of Butte Creek and Springs.

for the purpose of Irrigation, domestic and stock.

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Grant County, and the said decree entered of record at Salem, in the Order Record of the STATE ENGINEER, in Volume 15, at page 461; that the priority of the right thereby confirmed dates from 1886

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 1/40 cubic foot per second per acre irrigated to June 1 and 1/80 cubic foot per second per acre thereafter; further limited to one acre-foot per calendar month to June 1 and four acre-feet per acre during season April 1 to Sept. 30, measured at point of diversion. A description of the lands irrigated under such right, and to which the water is appurtenant (or, if for other purposes, the place where such water is put to beneficial use), is as follows:

10.6 acres in NE 1/4 SE 1/4
Section 8,
0.8 acres in SE 1/4 NW 1/4
11.9 acres in NW 1/4 SW 1/4
Section 9,
T. 6 S., R. 20 E., W. 4 M.

△ ADJ 2 P00
△ P00

22.3 acres

And said right shall be subject to all other conditions and limitations contained in said decree. The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed

this 1st day of May, 1959.

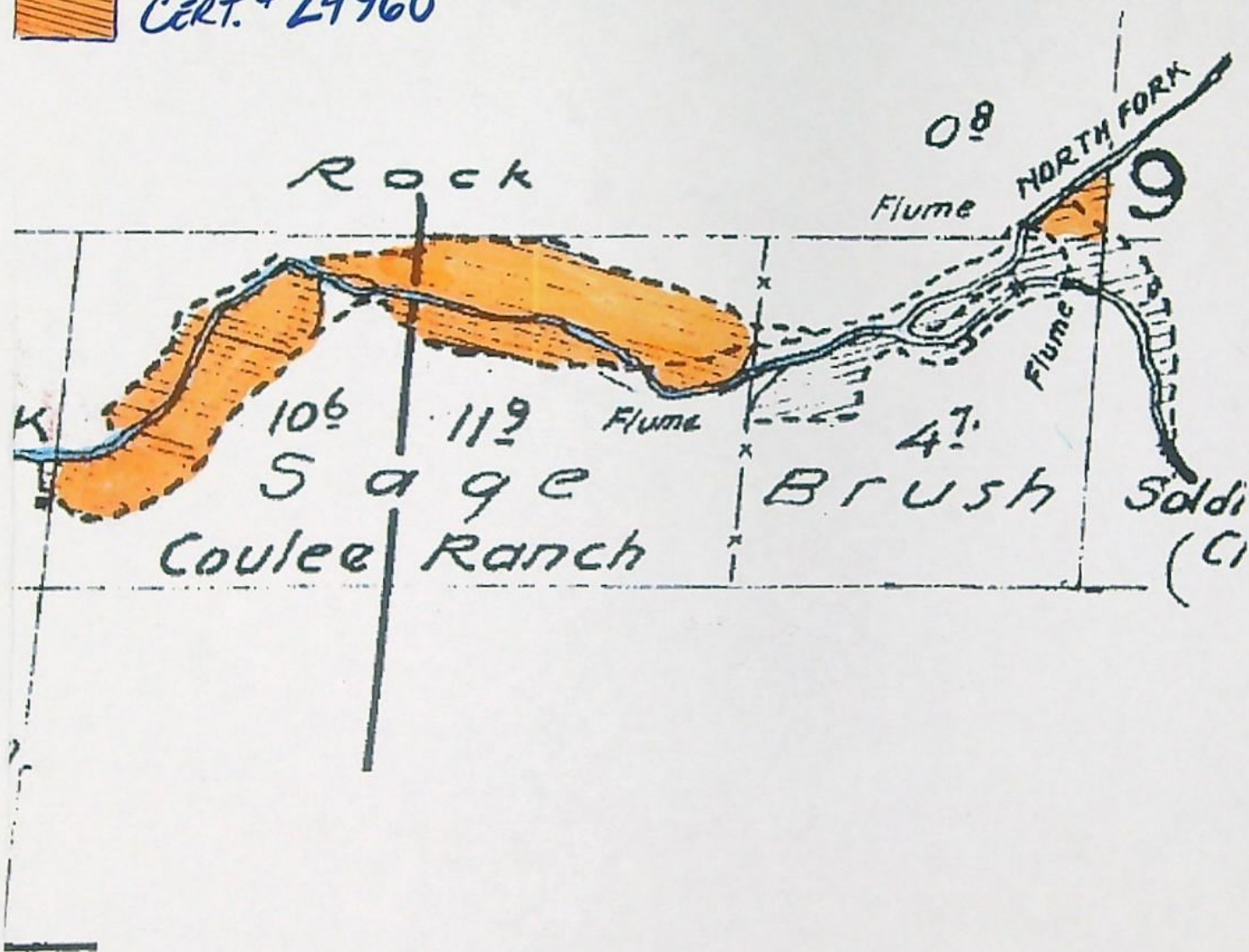
LESLIE A. STANLEY

State Engineer

Recorded in State Record of Water Right Certificates, Volume 17, page 24960

No RR

 CERT. #24960



NO CONFLICT

STATE OF OREGON

WATER DIVISION NO. 2 COUNTY OF WHEELER

CERTIFICATE OF WATER RIGHT

(For rights perfected under original, enlargement or secondary permits)

This is to Certify, That CLARENCE M. BARE

of Fossil, State of Oregon, has made proof to the satisfaction of the STATE WATER BOARD of Oregon, of a right to the use of the waters of Butte Creek & North Fork of Butte^{creek} in tributary of John Day River, for the purpose of the irrigation of 12.32 acres of land

under Permit No. 247 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon and duly confirmed by order of the STATE WATER BOARD of Oregon, made and entered

of record in the Record of Proceedings of said Board, at Salem, in Volume 1,

at page 208, on the 12th day of April, 1916; that the priority of the right hereby confirmed dates from April 6, 1910; that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not

exceed 0.16 cubic feet per second, or its equivalent in case of rotation. The use hereunder shall conform to any reasonable rotation system ordered by the proper State Officer. A description of the lands under such right, and to which the water hereby confirmed is appurtenant, or, if for other purposes, the place where such water is put to beneficial use, is as follows:

One acre in the Southwest quarter of Northeast quarter; 2.32 acres in the Northwest quarter of Southeast quarter and 9 acres in the Northeast quarter of Southwest quarter of Section Nine (9), Township Six (6) South, Range Twenty (20) East of Willamette Meridian, in Wheeler County, Oregon.

SW 1/4 NE 1/4 1.0 ac.
NW 1/4 SE 1/4 2.32 ac.
NE 1/4 SW 1/4 9.00 ac.

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described.

Rights to the use of water for power purposes are limited to a period of forty years from the date of priority of the right, as herein set forth, subject to a preference right of renewal under the laws existing at the date of the expiration of the right for power purposes, as hereby confirmed and limited.

Witness the seal and signature of the STATE

WATER BOARD affixed this 22nd day of May, 1916.

STATE WATER BOARD

(SEAL OF STATE WATER BOARD)

By JOHN H. LEWIS
State Engineer, President

Attest: E. F. MERS
Secretary

Recorded in State Record of Water Right Certificates, Volume 2, Page 1021.

STATE OF OREGON

COUNTY OF WHEELER

CERTIFICATE OF WATER RIGHT

This Is to Certify, That BUTTE CREEK LAND, LIVESTOCK AND LUMBER COMPANY,
A CORP., H. H. HENDRICKS, SECRETARY & TREASURER
of Fossil, State of Oregon, has a right to the use of
the waters of Butte Creek and Springs
for the purpose of Irrigation, domestic and stock

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for
Grant County, and the said decree entered of record at Salem, in the Order Record of
the STATE ENGINEER, in Volume 15, at page 461; that the priority of the right thereby
confirmed dates from 1895

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an
amount actually beneficially used for said purposes, and shall not exceed 1/40 cubic foot per
second per acre irrigated to June 1 and 1/80 cubic foot per second per acre there-
after; further limited to one acre-foot per calendar month to June 1 and four acre-
feet per acre during season April 1 to Sept. 30, measured at point of diversion.
A description of the lands irrigated under such right, and to which the water is appurtenant
(or, if for other purposes, the place where such water is put to beneficial use), is as follows:

0.9 acre in NE 1/4 Sec 7
1.2 acre in NW 1/4 Sec 7
Section 7,
0.9 acre in NE 1/4 SW 1/4
0.2 acre in NW 1/4 Sec 8,
Section 8,
T. 6 S., R. 20 E., W. M.

32 acres

And said right shall be subject to all other conditions and limitations contained in said decree.
The right to the use of the water for the purposes aforesaid is restricted to the lands or place of
use herein described.

WITNESS the signature of the State Engineer, affixed

this 1st day of May, 1959.

LEWIS A. STANLEY

State Engineer

Recorded in State Record of Water Right Certificates, Volume 17, page

24963

NO RR

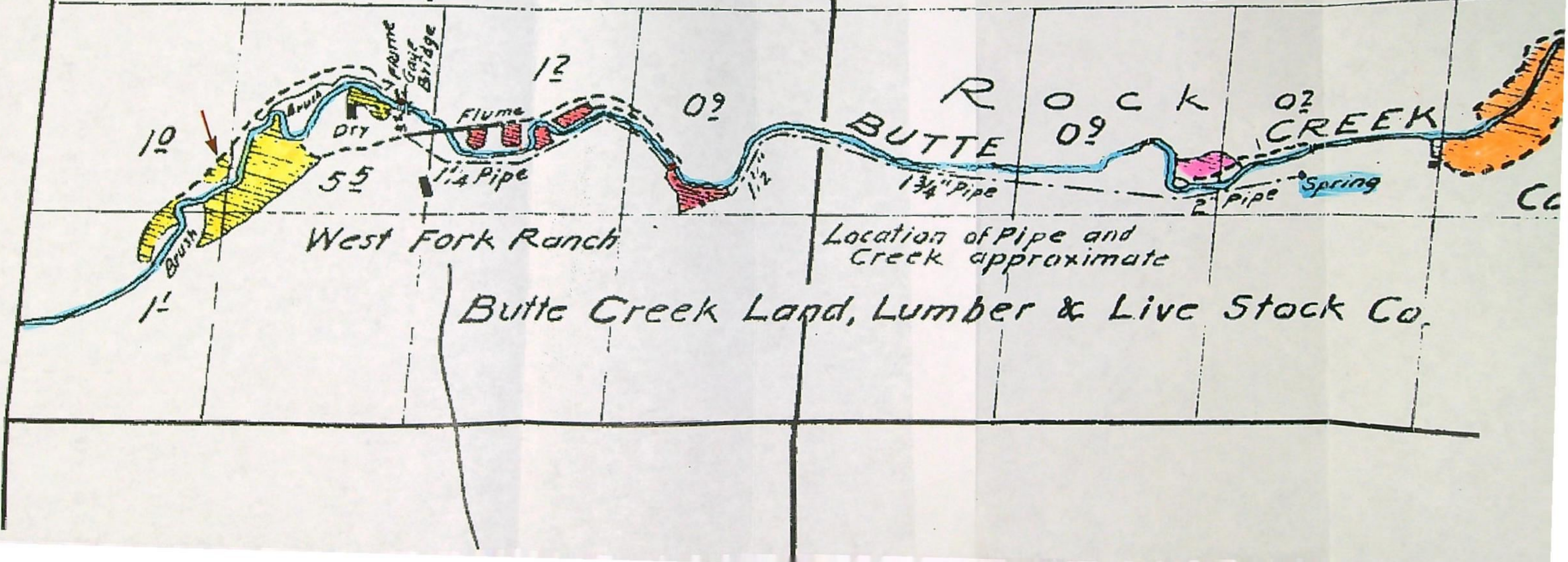
 CERT. #24963

 CERT. #24959

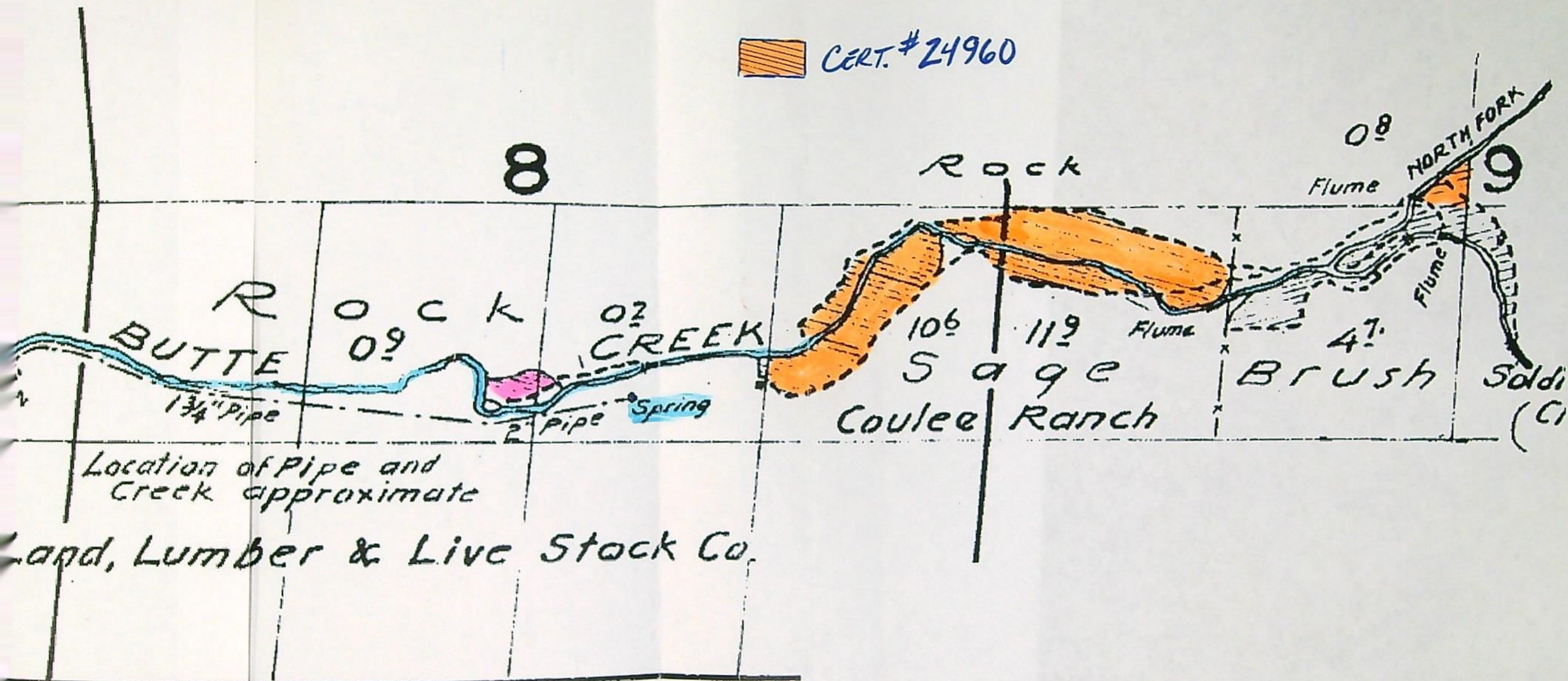
 CERT.

7

8



 CERT. #24960



**Notice of Preliminary Determination for
Water Right Transfer T-11670**

T-11670 filed by Marlene Stanley, of PO Box 486, Fossil, OR 97830, proposes to change the place of use and add additional points of diversion under Certificates 24959, 24960 and 24963. Certificates 24959, 24960 and 24963 all allow the use of $1/40^{\text{th}}$ of one cfs to June 1 and $1/80^{\text{th}}$ thereafter from diversions on Butte Creek, Springs and West Fork Butte Creek, within Secs. 7, 8 and 9, T6S, R20E, W.M., for irrigation within in Secs. 7, 8 and 9. The applicant proposes to add additional points of diversion on Butte Creek, located elsewhere within Secs. 7, 8 and 9, T6S, R20E, W.M.. The Water Resources Department has concluded that the proposed transfer appears to be consistent with the requirements of ORS Chapter 540, OAR 690-380-2110 and 690-380-5000.

Any person may file, jointly or severally, a protest or standing statement within 30 days after the last date of newspaper publication of this notice, [DATE OF LAST PUBLICATION]. Call (503) 986-0883 to obtain additional information or a protest form. If no protests are filed, the Department will issue a final order consistent with the preliminary determination.

WORK
COPY

RECEIVED BY OWRD

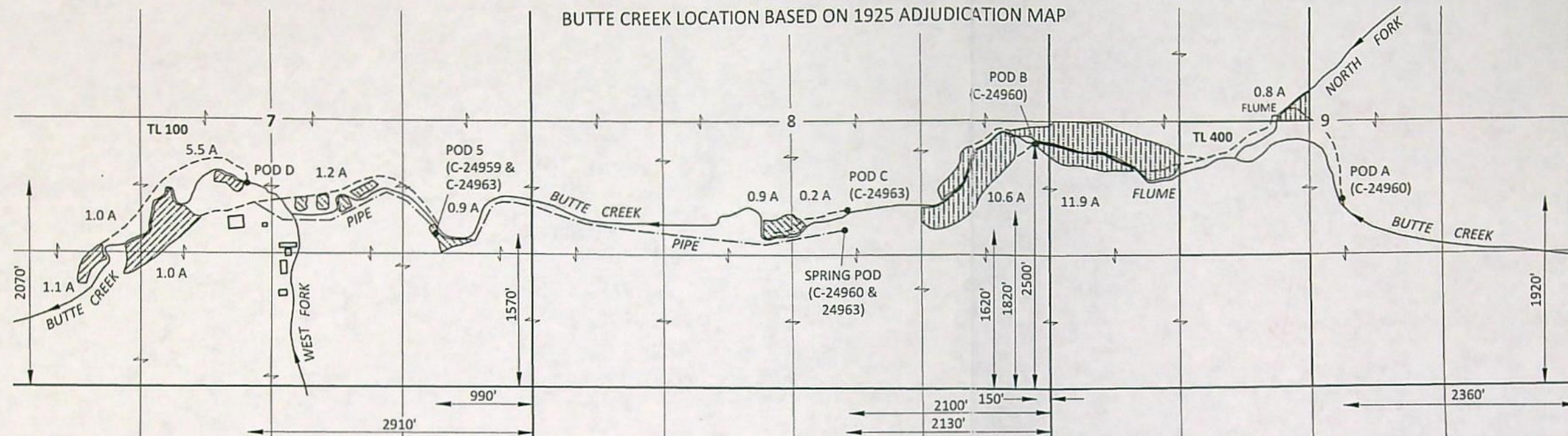
SEP 26 2013

SALEM, OR

Sections 7, 8 & 9, T6S, R20E, W.M.
Wheeler County
Certificates 24959, 24960 & 24963

FROM MAP

BUTTE CREEK LOCATION BASED ON 1925 ADJUDICATION MAP

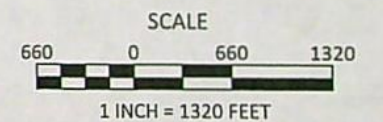
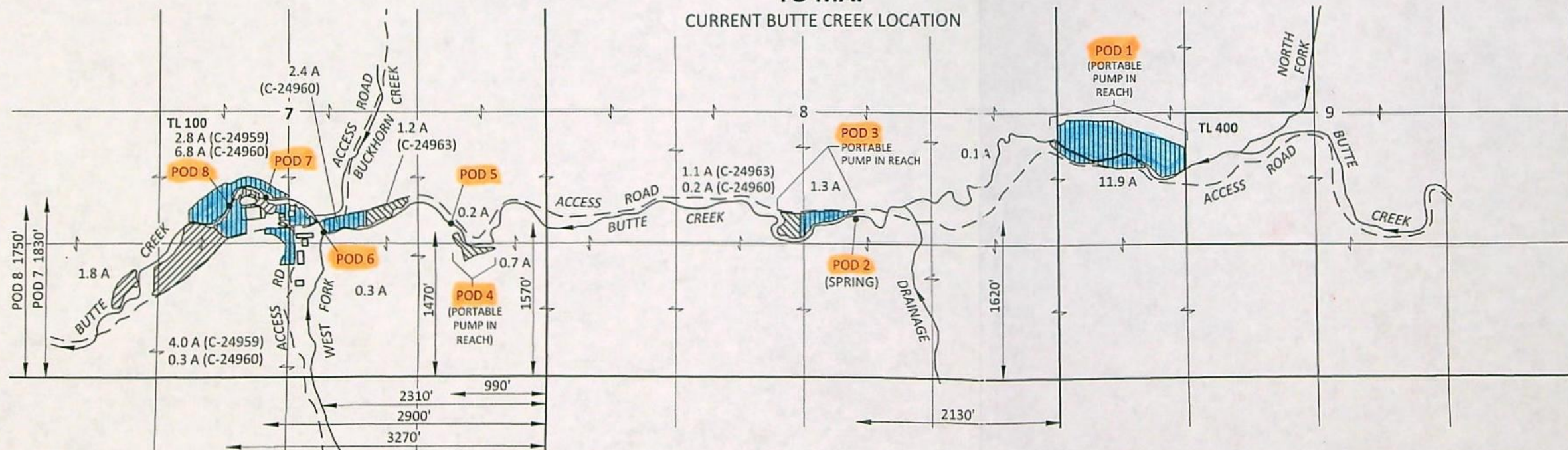


EXPLANATION

- POINT OF DIVERSION (POD)
- FROM LANDS**
 - CERTIFICATE 24959
PRIORITY DATE: DECEMBER 31, 1880
8.6 ACRES
 - CERTIFICATE 24960
PRIORITY DATE: DECEMBER 31, 1886
23.3 ACRES
 - CERTIFICATE 24963
PRIORITY DATE: DECEMBER 31, 1895
3.2 ACRES
- TO LANDS**
 - CERTIFICATE 24959
PRIORITY DATE: DECEMBER 31, 1880
8.6 ACRES
 - CERTIFICATE 24960
PRIORITY DATE: DECEMBER 31, 1886
23.3 ACRES
 - CERTIFICATE 24963
PRIORITY DATE: DECEMBER 31, 1895
3.2 ACRES

TO MAP

CURRENT BUTTE CREEK LOCATION



AUGUST 22, 2013

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

FIGURE 1
Stanley Ranch LLC

SKOOKUM
WATER ASSOCIATES INC

P.O. BOX 80174
PORTLAND, OR 97280
(503) 319-8926

POD 4 - 1520 FT NORTH & 530 FT WEST
FROM SE CORNER SECTION 7 TO
1560 FT NORTH & 970 FT WEST
FROM SE CORNER SECTION 7

POD 3 - 1650 FT NORTH & 2130 FT WEST
FROM SE CORNER SECTION 8 TO
1410 FT NORTH & 2960 FT WEST
FROM SE CORNER SECTION 8

POD 1 - 2130 FT NORTH & 1350 FT EAST
FROM SE CORNER SECTION 8 TO
2440 FT NORTH & 80 FT WEST
FROM SE CORNER SECTION 8

1011670

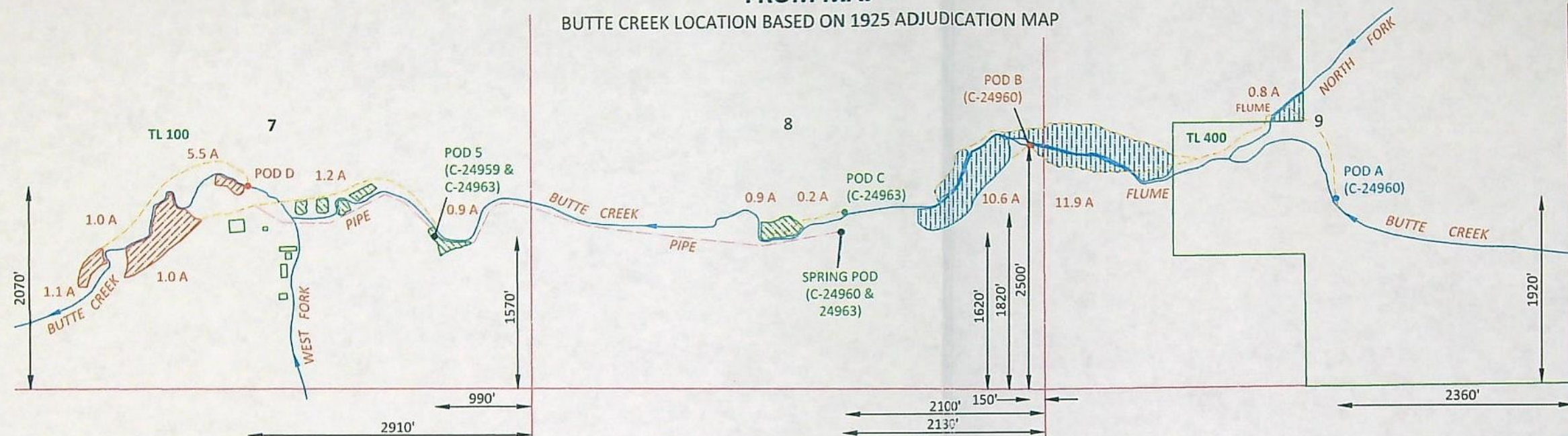


WORK
COPY

Sections 7, 8 & 9, T6S, R20E, W.M.
Wheeler County
Certificates 24959, 24960 & 24963

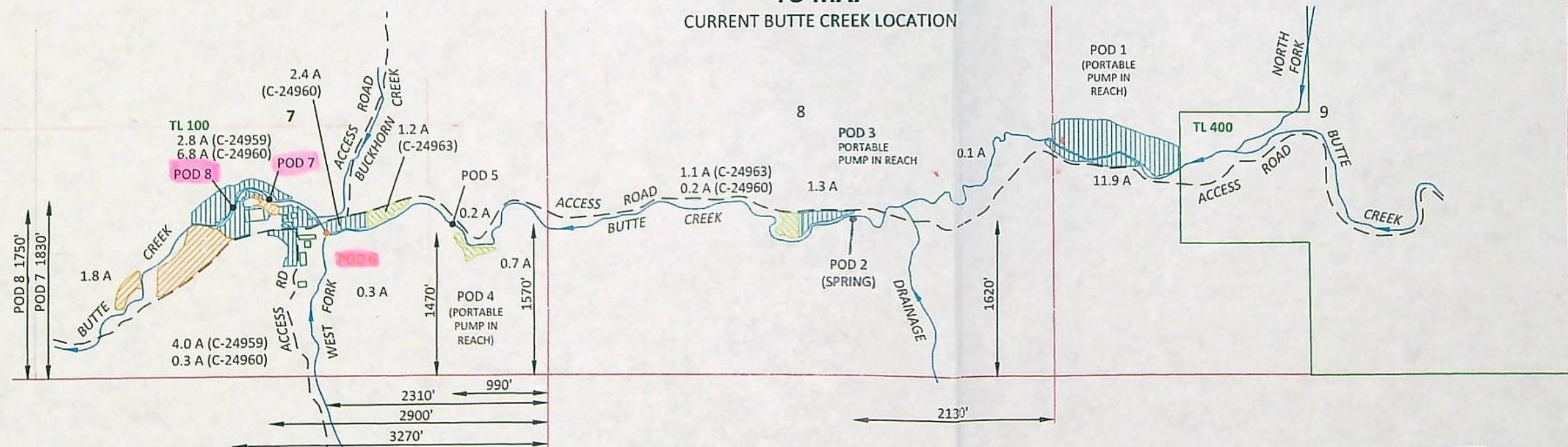
FROM MAP

BUTTE CREEK LOCATION BASED ON 1925 ADJUDICATION MAP



TO MAP

CURRENT BUTTE CREEK LOCATION



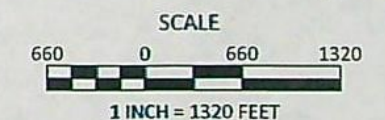
EXPLANATION

- POINT OF DIVERSION (POD)
- FROM LANDS
 - CERTIFICATE 24959
PRIORITY DATE: DECEMBER 31, 1880
8.6 ACRES
 - CERTIFICATE 24960
PRIORITY DATE: DECEMBER 31, 1886
23.3 ACRES
 - CERTIFICATE 24963
PRIORITY DATE: DECEMBER 31, 1895
3.2 ACRES
- TO LANDS
 - CERTIFICATE 24959
PRIORITY DATE: DECEMBER 31, 1880
8.6 ACRES
 - CERTIFICATE 24960
PRIORITY DATE: DECEMBER 31, 1886
23.3 ACRES
 - CERTIFICATE 24963
PRIORITY DATE: DECEMBER 31, 1895
3.2 ACRES

RECEIVED BY OWRD

SEP 26 2013

SALEM, OR



AUGUST 28, 2013

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

FIGURE 1
Stanley Ranch LLC

SKOOKUM
WATER ASSOCIATES INC

P.O. BOX 80174
PORTLAND, OR 97280
(503) 319-8926

POD 4 - 1520 FT NORTH & 530 FT WEST
FROM SE CORNER SECTION 7 TO
1560 FT NORTH & 970 FT WEST
FROM SE CORNER SECTION 7

POD 3 - 1650 FT NORTH & 2130 FT WEST
FROM SE CORNER SECTION 8 TO
1410 FT NORTH & 2960 FT WEST
FROM SE CORNER SECTION 8

POD 1 - 2130 FT NORTH & 1350 FT EAST
FROM SE CORNER SECTION 8 TO
2440 FT NORTH & 80 FT WEST
FROM SE CORNER SECTION 8



T011670

WORK
COPY

RECEIVED BY OWRD

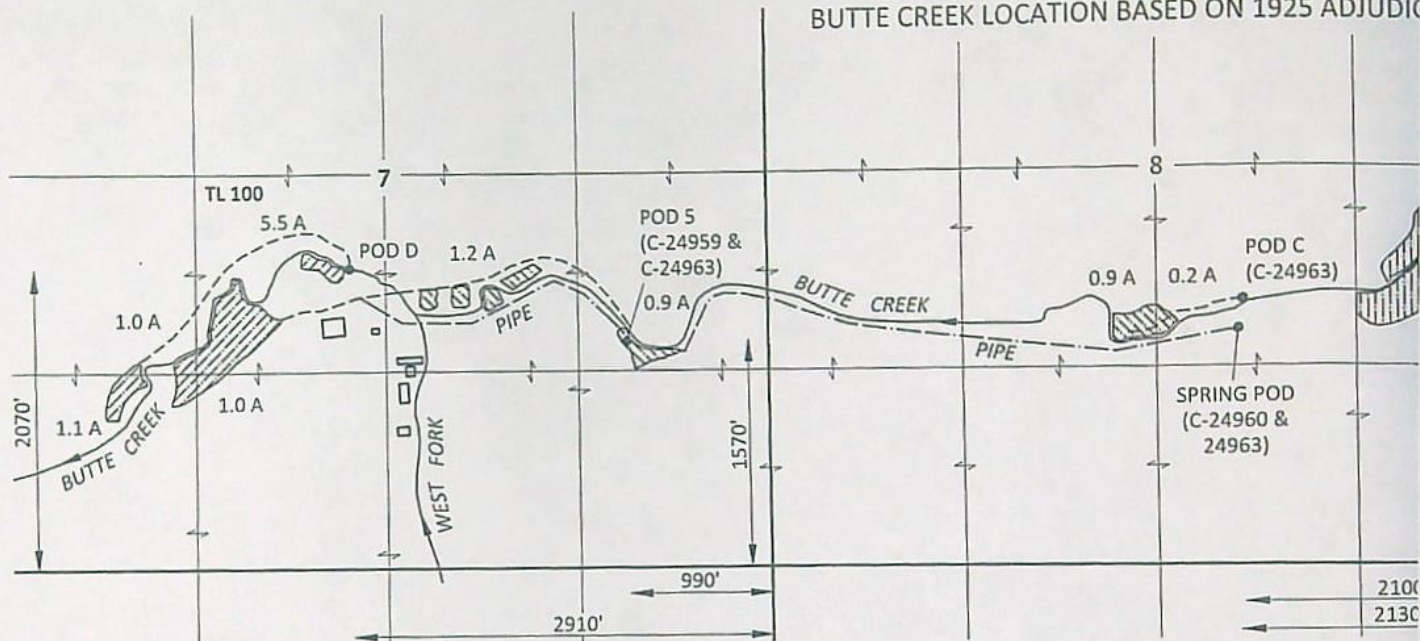
SEP 26 2013

SALEM, OR

Sections 7, 8 & 9,
Wheeler
Certificates 24959

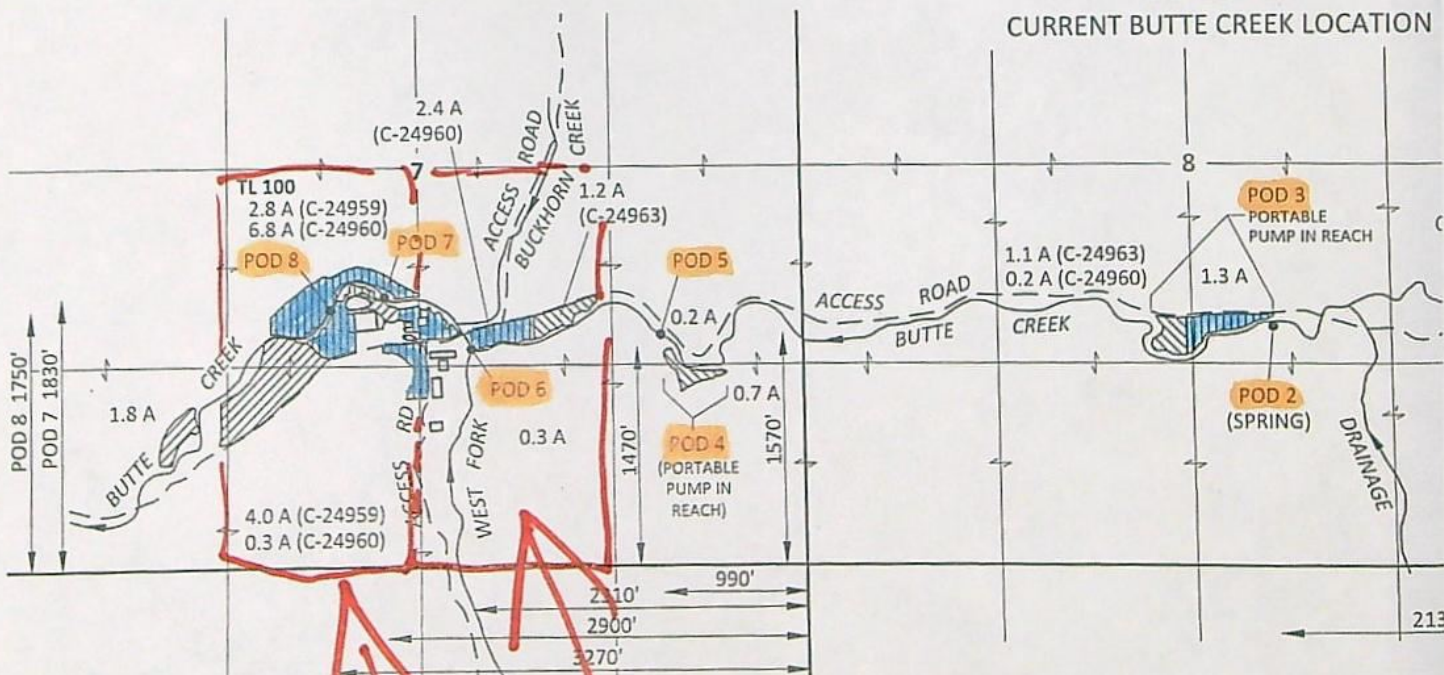
FROM MAP

BUTTE CREEK LOCATION BASED ON 1925 ADJUDIC



TO MAP

CURRENT BUTTE CREEK LOCATION



SKOOKUM
WATER ASSOCIATES INC

P.O. BOX 80174
PORTLAND, OR 97280
(503) 319-8926

POD 4 - 1520 FT NORTH & 530 FT WEST
FROM SE CORNER SECTION 7 TO
1560 FT NORTH & 970 FT WEST
FROM SE CORNER SECTION 7

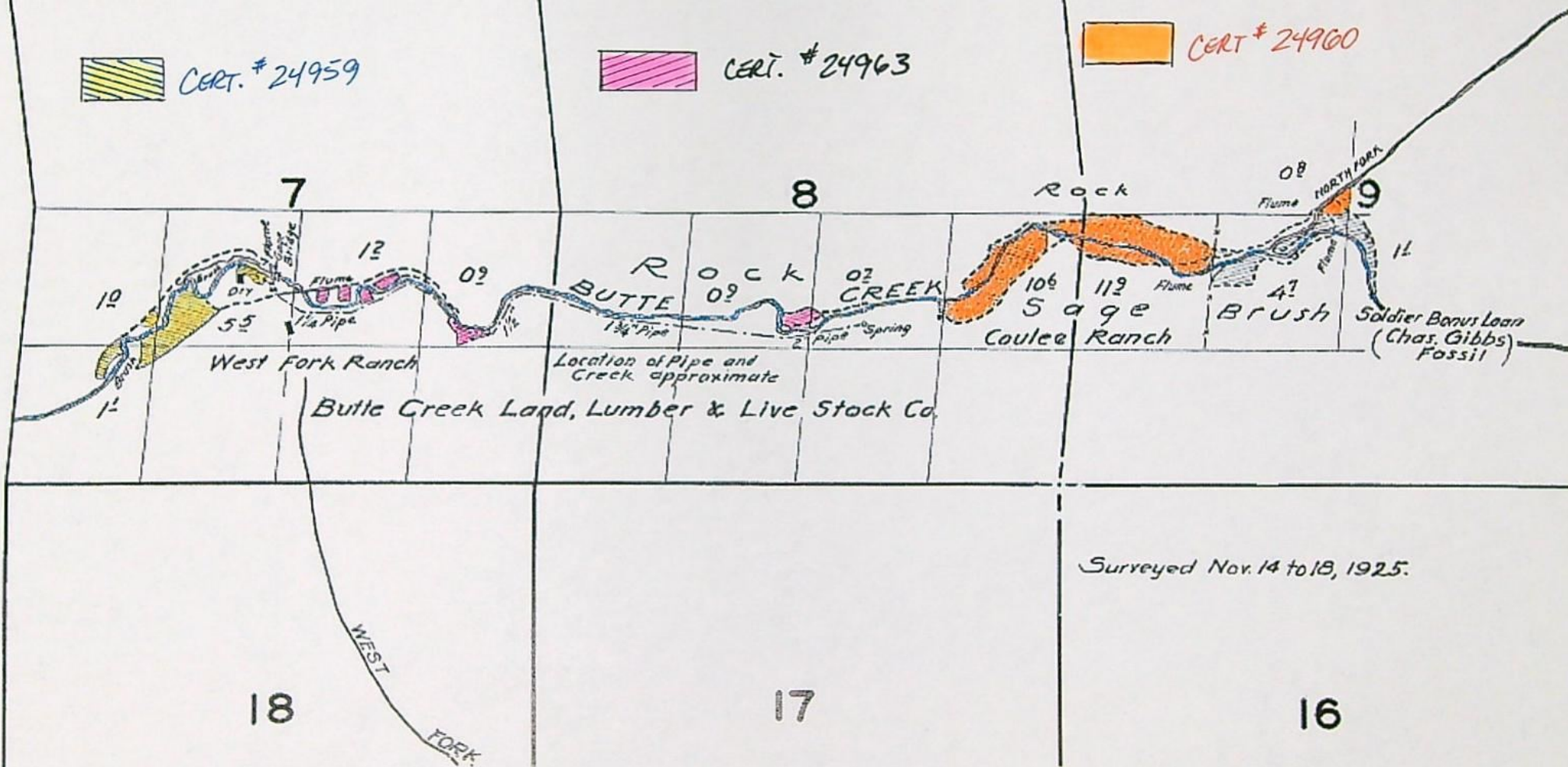
POD 3 - 1650 FT NORTH & 2130 FT WEST
FROM SE CORNER SECTION 8 TO
1410 FT NORTH & 2960 FT WEST
FROM SE CORNER SECTION 8

1011670

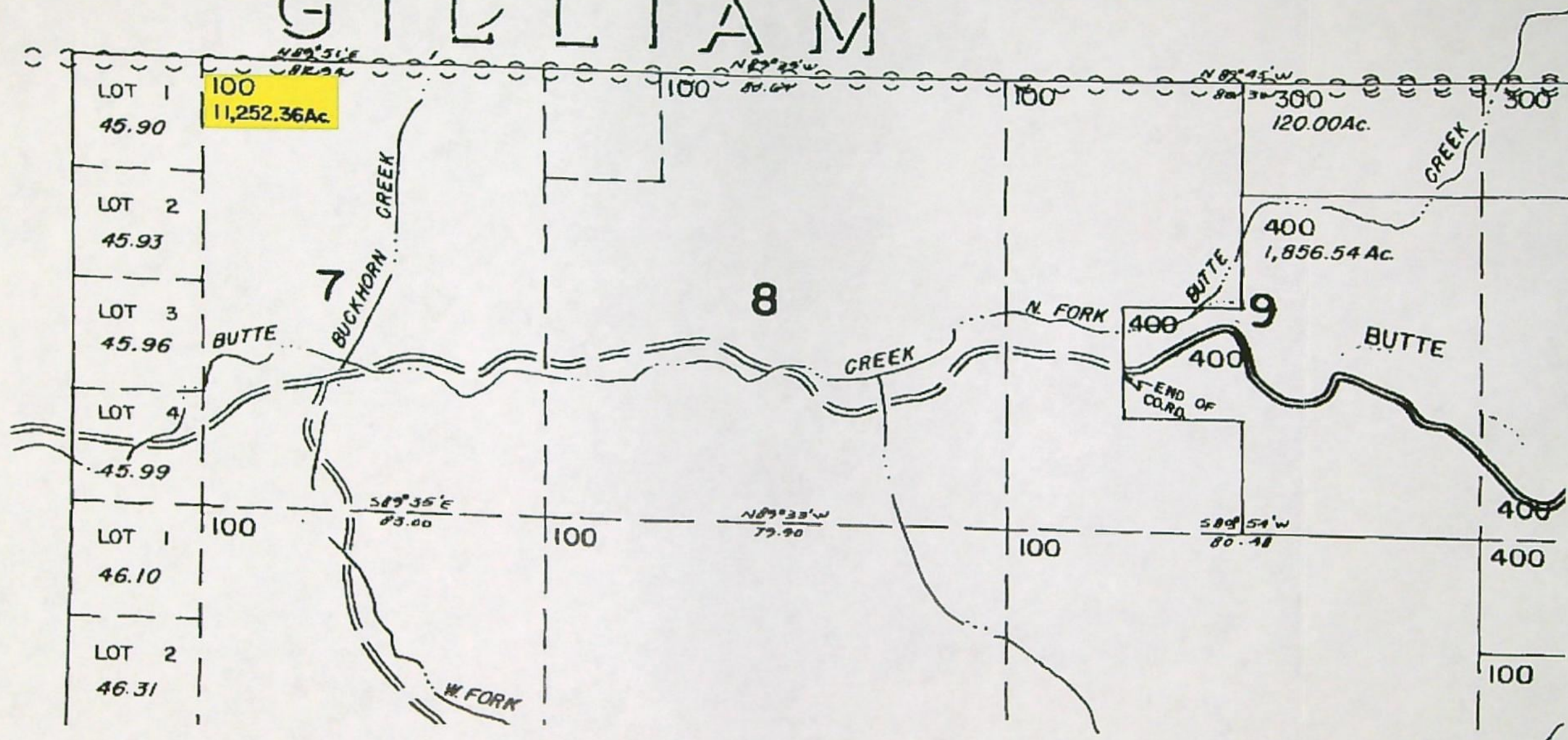
CERT. #24959

CERT. #24963

CERT. #24960

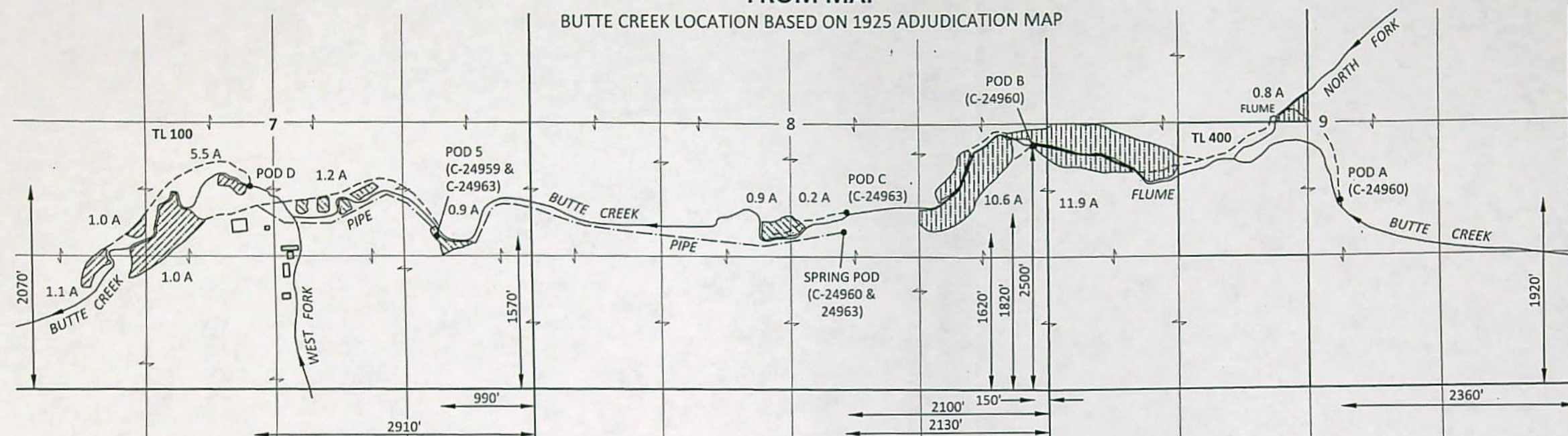


GILLIAM



Sections 7, 8 & 9, T6S, R20E, W.M.
Wheeler County
Certificates 24959, 24960 & 24963
AMENDED APPLICATION MAP

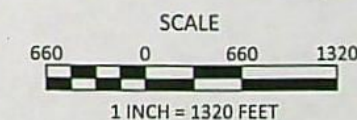
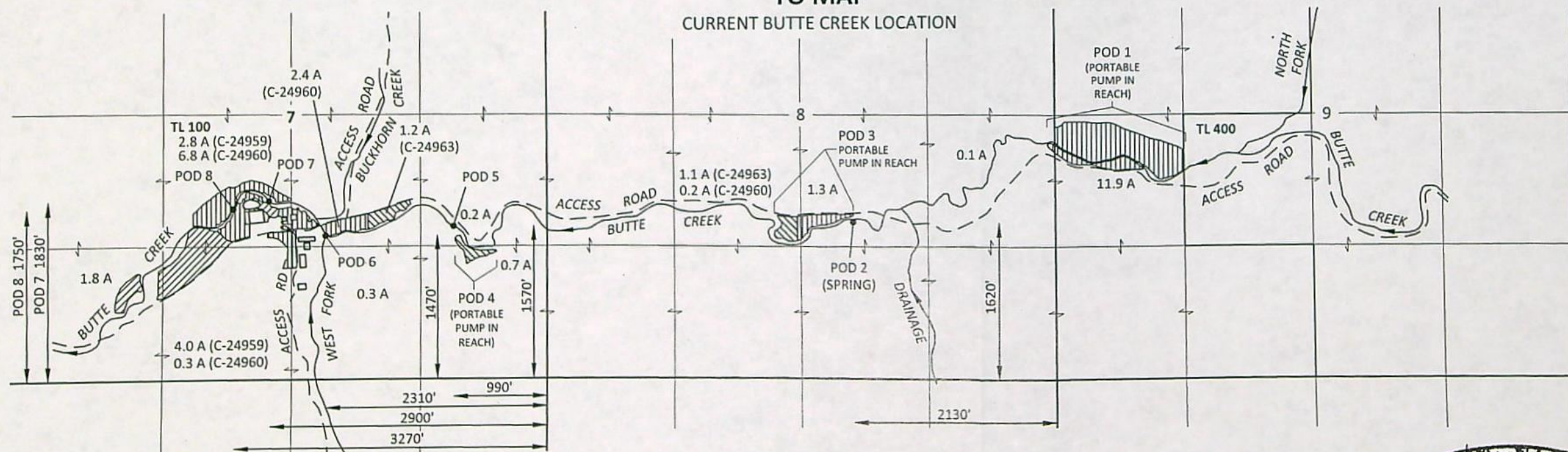
FROM MAP



EXPLANATION

- POINT OF DIVERSION (POD)
- FROM LANDS
- CERTIFICATE 24959
PRIORITY DATE: 1880
8.6 ACRES
 - CERTIFICATE 24960
PRIORITY DATE: 1886
23.3 ACRES
 - CERTIFICATE 24963
PRIORITY DATE: 1895
3.2 ACRES
- TO LANDS
- CERTIFICATE 24959
PRIORITY DATE: 1880
8.6 ACRES
 - CERTIFICATE 24960
PRIORITY DATE: 1886
23.3 ACRES
 - CERTIFICATE 24963
PRIORITY DATE: 1895
3.2 ACRES

TO MAP



JULY 23, 2014

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

FIGURE 1
Stanley Ranch LLC

SKOOKUM
WATER ASSOCIATES INC
P.O. BOX 80174
PORTLAND, OR 97280
(503) 319-8926

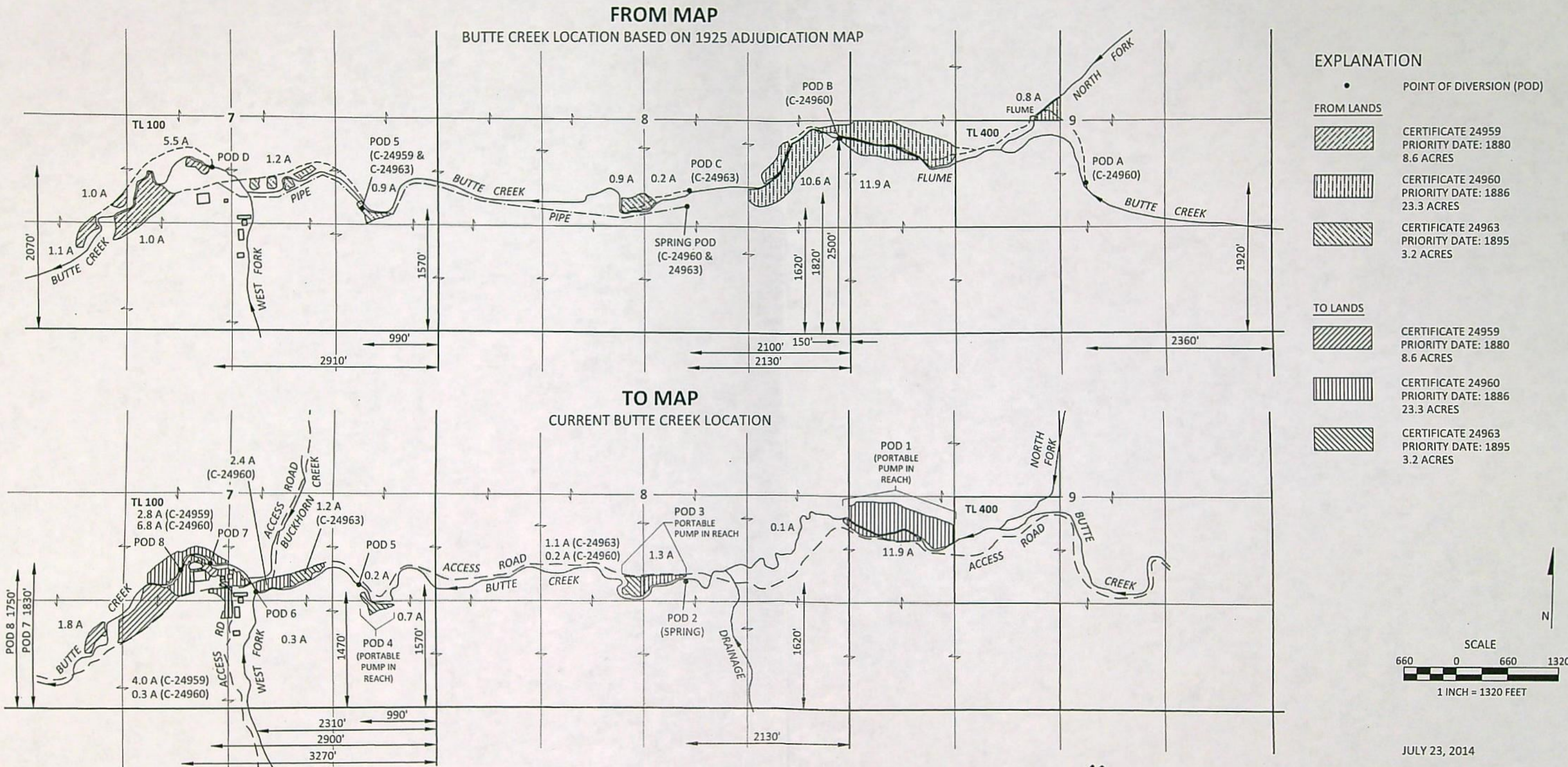
POD 4 - 1520 FT NORTH & 530 FT WEST
FROM SE CORNER SECTION 7 TO
1560 FT NORTH & 970 FT WEST
FROM SE CORNER SECTION 7

POD 3 - 1650 FT NORTH & 2130 FT WEST
FROM SE CORNER SECTION 8 TO
1410 FT NORTH & 2960 FT WEST
FROM SE CORNER SECTION 8

POD 1 - 2130 FT NORTH & 1350 FT EAST
FROM SE CORNER SECTION 8 TO
2440 FT NORTH & 80 FT WEST
FROM SE CORNER SECTION 8



Sections 7, 8 & 9, T6S, R20E, W.M.
Wheeler County
Certificates 24959, 24960 & 24963
AMENDED APPLICATION MAP



SKOOKUM
WATER ASSOCIATES INC
P.O. BOX 80174
PORTLAND, OR 97280
(503) 319-8926

POD 4 - 1520 FT NORTH & 530 FT WEST
FROM SE CORNER SECTION 7 TO
1560 FT NORTH & 970 FT WEST
FROM SE CORNER SECTION 7

POD 3 - 1650 FT NORTH & 2130 FT WEST
FROM SE CORNER SECTION 8 TO
1410 FT NORTH & 2960 FT WEST
FROM SE CORNER SECTION 8

POD 1 - 2130 FT NORTH & 1350 FT EAST
FROM SE CORNER SECTION 8 TO
2440 FT NORTH & 80 FT WEST
FROM SE CORNER SECTION 8

Steven R. Bruce
439 WRB
STEVEN R. BRUCE
JUL 13, 1997
Expires 12/31/2015
STATE OF OREGON

FIGURE 1
Stanley Ranch LLC



Oregon

Kate Brown, Governor

Water Resources Department

North Central Region

116 S.E. Dorion Avenue

Pendleton, OR 97801

Phone (541) 278-5456

Fax (541) 278-0287

January 21, 2016

Applicant

Marlene Stanley
Box 486
Fossil, OR 97830

Agent

Steven R. Bruce, RG
Skookum Water Associates Inc.
PO Box 80174
Portland, OR 97280

SUBJECT: Water Right Transfer Application T-11670

Your water right transfer is ready for issuance of the Preliminary Determination, once the Department receives payment for publication of the newspaper notice.

Items needed before the next phase of processing...

At this time you need to:

1. submit a check for \$86.40 (to cover cost of publication of the notice), made out to the Oregon Water Resources Department.
2. **write "for T-11670 NOTICE" on the front of your check**, and
3. submit it with the tracking stub at the bottom of this letter.

Mail the check to 725 Summer St. NE, Suite A, Salem, OR 97301-1266, **no later than 2/22/2016**.

What happens next...

Shortly after receiving payment, the Department will issue the Preliminary Determination, initiate publication in The Times Journal newspaper, and also publish the notice on the Department's weekly notice. Publication of the notice will initiate a protest period during 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.

If we do not receive payment for newspaper notice by 2/22/2016, a Preliminary Determination may be issued denying the application as incomplete.

Please do not hesitate to contact me at if I may be of assistance.

Sincerely,

Ken Dowden
Transfer Specialist
North Central Region

cc: Transfer Application file T-11670
Ken Thiemann, District 21 Watermaster (via e-mail)

encs

X-----

Attached is a check for \$86.40 (PCA #46117) for Newspaper Notice for Transfer T-11670

- made out to Oregon Water Resources Department (or WRD)
- **"for T-11670 NOTICE" written on front of check**

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



Oregon

John A. Kitzhaber, MD, Governor

Water Resources Department
North Central Region
116 SE Dorion Avenue
Pendleton, OR 97801
Phone (541) 278-5456
Fax (541) 278-0287

August 4, 2014

Applicant

Stanley Ranch LLC
PO Box 486
Fossil, OR 97830

Agent

Steven R. Bruce, Skookum Water Associates, Inc.
PO Box 80174
Portland, OR 97280

SUBJECT: Water Right Transfer Application T-11670

Your water right transfer is in one of three phases of processing. Enclosed is a draft of our Preliminary Determination regarding Transfer Application T-11670. The document reflects the Department's conclusion that, based on the information currently available, the transfer will be approved.

Items needed before the next phase of processing...

1. Please review the draft carefully to see if it accurately reflects the changes you intend to make, and to become familiar with all proposed conditions. **You will need to respond in writing** by the deadline provided below, whether you agree with the proposed action and conditions.
2. A report of landownership for the lands to which the water rights are appurtenant (ALL the FROM lands) is required. **The report must be prepared by a title company and meet the criteria below.** (Reports may be called by various names, such as List Pack, List Kit, Customer Service Report, Property Analysis Report (PAR), Lot Book Report, etc.)
 - a) The title company's report must either 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) prepared at any time, but showing ownership at the time a water right conveyance agreement was recorded.
 - b) The ownership report shall include:
 - i) Date reflected by the ownership information
 - ii) List of owners at that time
 - iii) Legal description of the property where the water right to be transferred is currently located.
 - c) You will need to submit a notarized statement of consent from any landowner listed in the ownership report who is not already included in the transfer application, or other information such as a water right conveyance agreement, if applicable.
3. Notice of this transfer will need to be published in a local newspaper with general circulation in the area where the water rights are currently located. The Department will endeavor to acquire an estimate from the Times Journal as soon as we get these items described above from you. You will be responsible for the charges.

Conditions to your water right...

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

This transfer will also require installation of a fish screen at the new diversion point **prior to diversion of water. You may not divert water prior to installation and approval of the fish screen.** You may wish to contact the ODFW staff person listed on the enclosed contact sheet for more information about the screen and to determine a reasonable timeline.

Please note the proposed date by which all conditions must be met: October 1, 2015. If the required completion date is insufficient to comply with any of the conditions, you may extend the date at no cost to you during this stage of processing. Please let me know by the comment deadline so we can make the proper arrangements to get you the time you need.

What happens next...

Once the Preliminary Determination is issued a publication period is required. Because there is more than ¼ mile between the new and the authorized points of diversion, the Department will publish notice of the transfer in a local newspaper having a general circulation in the area of the water right at least once per week for two consecutive weeks. You are responsible for sending a check to cover the cost of publication prior to the issuance of the Preliminary Determination and publication of notice.

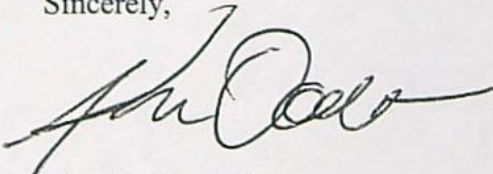
Issuance of the Preliminary Determination will occur shortly after we receive:

1. your written response to the conditions and proposed action in the draft Preliminary Determination (e-mail is acceptable); and
2. report of ownership, and affidavits of consent from any landowners shown in the ownership report who have not signed the transfer application; and

If we do not receive the items listed above by September 4, 2014, a Preliminary Determination may be issued denying the application as incomplete.

Please do not hesitate to contact me at [redacted] if I may be of assistance.

Sincerely,



Transfer Specialist
N.C. Region, Field Services Division

cc: Transfer Application file T-11670
Kenneth C. Thiemann, District 21 Watermaster (via e-mail)
Steven R. Bruce, Agent & CWRE for the applicant (via e-mail)

encs Watermaster contact sheet
ODFW contact sheet

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Transfer Application
T-11670, Wheeler County

) **D R A F T**
)
) PRELIMINARY DETERMINATION
) PROPOSING APPROVAL OF
) ADDITIONAL POINTS OF
) DIVERSION AND PLACE OF USE

Authority

ORS 540.505 to 540.580 establishes the process in which a water right holder may submit a request to transfer the point of diversion, place of use, or character of use authorized under an existing water right. OAR Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicant

Stanley Ranch LLC
PO Box 486
Fossil, OR 97830

Agent

Steven R. Bruce, Skookum Water Associates, Inc.
PO Box 80174
Portland, OR 97280

Findings of Fact

1. On September 26, 2013, Rick Stanley of Stanley Ranch LLC filed an application to change the place of use and add additional points of diversion under Certificates 24959, 24960 and 24963. The Department assigned the application number T-11670.
2. On July 31, 2014 and August 1, 2014, Steven Bruce, Agent for the applicant, submitted an amended application to better describe the place of use.
3. Notice of the application for transfer was published on October 8, 2013, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
4. The first right to be transferred is as follows:

Certificate: 24959 in the name of BUTTE CREEK LAND, LIVESTOCK & LUMBER CO., A CORPORATION (confirmed by John Day River (F) decree)

Use: IRRIGATION of 8.6 ACRES AND DOMESTIC

Priority Date: 1880

Limit/Duty: The amount of water is limited to an amount actually beneficially used for said purposes, and shall not exceed ONE-FORTIETH of one cubic foot per second per acre irrigated to June 1 and ONE-EIGHTIETH of one cubic foot per second per acre thereafter; further limited to 1.0 acre-foot per calendar month to June 1 and 4.0 acre-feet per acre during the irrigation season April 1 to September 30, measured at the point of diversion

Source: BUTTE CREEK and WEST FORK BUTTE CREEK, tributary of the JOHN DAY RIVER

Authorized Place of Use:

IRRIGATION AND DOMESTIC					
Twp	Rng	Mer	Sec	Q - Q	Acres
6 S	20 E	WM	7	NE SW	5.5
6 S	20 E	WM	7	NW SW	1.0
6 S	20 E	WM	7	SW SW	1.1
6 S	20 E	WM	7	SE SW	1.0

5. Certificate 24959 does not describe the location of the point of diversion for this water use. However, information is available from the John Day River adjudication map and the current map prepared by the applicant's Certified Water Rights Examiner based on a recent field visit and subsequent survey indicating that the points of diversion are located as follows:

Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q - Q	POD Change	Measured Distances
6 S	20 E	WM	7	NE SW	RETAIN	POD "D" - 2070 FEET NORTH AND 2910 FEET WEST FROM SE CORNER OF SECTION 7
6 S	20 E	WM	7	NE SE	RETAIN	POD #5 - 1570 FEET NORTH AND 990 FEET WEST FROM SE CORNER OF SECTION 7

6. Transfer Application T-11670 proposes to add additional points of diversion approximately 1500 feet downstream from the most upstream authorized point of diversion to:

Additional Proposed Points of Appropriation:

Twp	Rng	Mer	Sec	Q - Q	Measured Distances
6 S	20 E	WM	7	NE SE	POD #6 - 1470 FEET NORTH AND 2310 FEET WEST FROM THE SE CORNER OF SECTION 7
6 S	20 E	WM	7	NW SE	POD #7 - 1830 FEET NORTH AND 2900 FEET WEST FROM THE SE CORNER OF SECTION 7
6 S	20 E	WM	7	NE SW	POD #8 - 1750 FEET NORTH AND 3270 FEET WEST FROM THE SE CORNER OF SECTION 7

7. Transfer Application T-11670 also proposes to change the place of use to:

Proposed Place of Use:

IRRIGATION AND DOMESTIC					
Twp	Rng	Mer	Sec	Q - Q	Acres
6 S	20 E	WM	7	NE SW	2.8
6 S	20 E	WM	7	SW SW	1.8
6 S	20 E	WM	7	SE SW	4.0

8. The second right to be transferred is as follows:

Certificate: 24960 in the name of BUTTE CREEK LAND, LIVESTOCK & LUMBER CO., A CORPORATION (confirmed by John Day River (F) decree)

Use: IRRIGATION of 23.3 ACRES, DOMESTIC AND STOCK

Priority Date: 1886

Limit/Duty: The amount of water is limited to an amount actually beneficially used for said purposes, and shall not exceed ONE-FORTIETH of one cubic foot per

second per acre irrigated to June 1 and ONE-EIGHTIETH of one cubic foot per second per acre thereafter; further limited to 1.0 acre-foot per calendar month to June 1 and 4.0 acre-feet per acre during the irrigation season April 1 to September 30, measured at the point of diversion

Source: BUTTE CREEK and SPRINGS, tributary of the JOHN DAY RIVER

Authorized Place of Use:

IRRIGATION, DOMESTIC & STOCK					
Twp	Rng	Mer	Sec	Q - Q	Acres
6 S	20 E	WM	8	NE SE	10.6
6 S	20 E	WM	9	SE NW	0.8
6 S	20 E	WM	9	NW SW	11.9

9. Certificate 24960 does not describe the location of the point of diversion for this water use. However, information is available from the John Day River adjudication map and the current map prepared by the applicant's Certified Water Rights Examiner based on a recent field visit and subsequent survey indicating that the points of diversion are located as follows:

Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q - Q	POD Change	Measured Distances
6 S	20 E	WM	9	NW SE	DELETE	POD "A" - 1920 FEET NORTH AND 2360 FEET WEST FROM SE CORNER OF SECTION 9
6 S	20 E	WM	8	NW SE	RETAIN	POD #2 (SPRING) - 1620 FEET NORTH AND 2130 FEET WEST FROM SE CORNER OF SECTION 8
6 S	20 E	WM	8	NE SE	RETAIN	POD "B" - 2500 FEET NORTH AND 150 FEET WEST FROM SE CORNER OF SECTION 8

10. Transfer Application T-11670 proposes to add additional points of diversion approximately 2½ miles downstream from the most upstream authorized point of diversion to:

Proposed Additional Points of Appropriation:

Twp	Rng	Mer	Sec	Q - Q	Measured Distances
6 S	20 E	WM	9	NW SW	POD #1 - PORTABLE PUMPING (REACH) FROM 2130 FEET NORTH AND 1350 FEET EAST TO 2440 FEET NORTH AND 80 FEET WEST, BOTH FROM THE SE CORNER OF SECTION 8
6 S	20 E	WM	8	NW SE	POD #3 - PORTABLE PUMPING (REACH) FROM 1650 FEET NORTH AND 2130 FEET WEST TO 1410 FEET NORTH AND 2960 FEET WEST, BOTH FROM THE SE CORNER OF SECTION 8
6 S	20 E	WM	7	NE SE	POD #5 - 1570 FEET NORTH AND 990 FEET WEST FROM SE CORNER OF SECTION 7
6 S	20 E	WM	7	NE SE	POD #6 - 1470 FEET NORTH AND 2310 FEET WEST FROM THE SE CORNER OF SECTION 7
6 S	20 E	WM	7	NE SW	POD #7 - 1830 FEET NORTH AND 2900 FEET WEST FROM THE SE CORNER OF SECTION 7
6 S	20 E	WM	7	NE SW	POD #8 - 1750 FEET NORTH AND 3270 FEET WEST FROM THE SE CORNER OF SECTION 7

11. Transfer Application T-11670 also proposes to change the place of use to of the above described right to :

Proposed Place of Use:

IRRIGATION, DOMESTIC and STOCK					
Twp	Rng	Mer	Sec	Q - Q	Acres
6 S	20 E	WM	7	NE SW	6.8
6 S	20 E	WM	7	SE SW	0.3
6 S	20 E	WM	7	NW SE	2.4
6 S	20 E	WM	7	SW SE	0.3
6 S	20 E	WM	8	NE SW	0.2
6 S	20 E	WM	8	NE SE	0.1
6 S	20 E	WM	8	NW SE	1.3
6 S	20 E	WM	9	NW SW	11.9

12. The third right to be transferred is as follows:

Certificate: 24963 in the name of BUTTE CREEK LAND, LIVESTOCK & LUMBER CO., A CORPORATION (confirmed by John Day River (F) decree)

Use: IRRIGATION of 3.2 ACRES, DOMESTIC AND STOCK

Priority Date: 1895

Limit/Duty: The amount of water is limited to an amount actually beneficially used for said purposes, and shall not exceed ONE-FORTIETH of one cubic foot per second per acre irrigated to June 1 and ONE-EIGHTIETH of one cubic foot per second per acre thereafter; further limited to 1.0 acre-foot per calendar month to June 1 and 4.0 acre-feet per acre during the irrigation season April 1 to September 30, measured at the point of diversion

Source: BUTTE CREEK and SPRINGS, tributary of the JOHN DAY RIVER

Authorized Place of Use:

IRRIGATION, DOMESTIC and STOCK					
Twp	Rng	Mer	Sec	Q - Q	Acres
6 S	20 E	WM	7	NE SE	0.9
6 S	20 E	WM	7	NW SE	1.2
6 S	20 E	WM	8	NE SW	0.9
6 S	20 E	WM	8	NW SE	0.2

13. Certificate 24963 does not describe the location of the point of diversion for this water use. However, information is available from the John Day River adjudication map and the current map prepared by the applicant's Certified Water Rights Examiner based on a recent field visit and subsequent survey indicating that the points of diversion are located as follows:

Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q - Q	POD Change	Measured Distances
6 S	20 E	WM	8	NW SE	RETAIN	POD #2 (SPRING) - 1620 FEET NORTH AND 2130 FEET WEST FROM SE CORNER OF SECTION 8
6 S	20 E	WM	8	NW SE	DELETE	POD "C" - 1820 FEET NORTH AND 2100 FEET WEST FROM SE CORNER OF SECTION 8
6 S	20 E	WM	7	NE SE	RETAIN	POD #5 - 1570 FEET NORTH AND 990 FEET WEST FROM SE CORNER OF SECTION 7

14. Transfer Application T-11670 proposes to add additional points of diversion approximately 1½ miles downstream from the most upstream authorized point of diversion to:

Proposed Additional Points of Appropriation:

Twp	Rng	Mer	Sec	Q - Q	Measured Distances
6 S	20 E	WM	9	NW SW	POD #1 - PORTABLE PUMPING (REACH) FROM 2130 FEET NORTH AND 1350 FEET EAST TO 2440 FEET NORTH AND 80 FEET WEST, BOTH FROM THE SE CORNER OF SECTION 8
6 S	20 E	WM	8	NW SE	POD #3 - PORTABLE PUMPING (REACH) FROM 1650 FEET NORTH AND 2130 FEET WEST TO 1410 FEET NORTH AND 2960 FEET WEST, BOTH FROM THE SE CORNER OF SECTION 8
6 S	20 E	WM	7	NE SE	POD #4 - PORTABLE PUMPING (REACH) FROM 1520 FEET NORTH AND 530 FEET WEST TO 1560 FEET NORTH AND 970 FEET WEST, BOTH FROM THE SE CORNER OF SECTION 7
6 S	20 E	WM	7	NE SE	POD #6 - 1470 FEET NORTH AND 2310 FEET WEST FROM THE SE CORNER OF SECTION 7
6 S	20 E	WM	7	NE SW	POD #7 - 1830 FEET NORTH AND 2900 FEET WEST FROM THE SE CORNER OF SECTION 7

15. Transfer Application T-11670 also proposes to change the place of use to:

Proposed Place of Use:

IRRIGATION, DOMESTIC and STOCK					
Twp	Rng	Mer	Sec	Q - Q	Acres
6 S	20 E	WM	7	NE SE	0.2
6 S	20 E	WM	7	NW SE	1.2
6 S	20 E	WM	7	SE SE	0.7
6 S	20 E	WM	8	NE SW	1.1

16. The Oregon Department of Fish and Wildlife (ODFW) has determined that a fish screen is necessary at the new points of diversion to prevent fish from entering the diversion and that the diversions are not currently equipped with an appropriate fish screen. These diversions may be eligible for screening cost-share funds.

Transfer Review Criteria [OAR 690-380-4010(2)]

17. Water has been used within the five-year period prior to submittal of the transfer application according to the terms and conditions of the rights. There is no information in the record that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
18. Diversion structures, ditches and pumps sufficient to use the full amount of water allowed under the existing rights were present within the five-year period prior to submittal of Transfer Application T-11670.
19. The proposed changes would not result in enlargement of the rights.
20. The proposed changes would not result in injury to other water rights.

Determination and Proposed Action

The changes in place of use and additional points of diversion proposed in Transfer Application T-11670 appear to be consistent with the requirements of ORS 540.505 to 540.580 and OAR

690-380-5000. If protests are not filed pursuant to OAR 690-380-4030, the transfer application will be approved.

If Transfer Application T-11670 is approved, the final order will include the following:

- 1. The changes in place of use and additional points of diversion proposed in Transfer Application T-11670 are approved.*
- 2. The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificates 24959, 24960 and 24963 and any related decree.*
- 3. Water right Certificates 24959, 24960 and 24963 are cancelled.*
- 4. The quantity of water diverted at the new additional points of diversion, together with that diverted at the original points of diversion, shall not exceed the quantity of water lawfully available at the original points of diversion.*
- 5. The former places of use of the transferred rights shall no longer receive water under the rights.*
- 6. 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 diversion (new and existing). The water user shall also install a weir between the source Spring and Butte Creek to determine the amount of water available for use of the additional downstream points of diversion POD#7 and #8. The type and plans of the weir or other suitable measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.*
 - 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.*
- 7. Prior to diverting water, the water user shall install an approved fish screen at each new point of diversion and shall provide to the OWRD a written statement from Oregon Department of Fish and Wildlife (ODFW) that the installed screen meets the state's criteria, or that ODFW has determined a screen is not necessary.*

The water user shall operate and maintain the fish screen at the new points of diversion consistent with ODFW's operational and maintenance standards. If ODFW determines the screens are not functioning properly, and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that OWRD regulate the use of water until OWRD receives notification from ODFW that the fish screens are functioning properly.

8. *Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2015**. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.*
9. *After satisfactory proof of beneficial use is received, new certificates confirming the rights transferred will be issued.*

Dated at Salem, Oregon this _____ day of _____ 2014.

D R A F T

Dwight French, Water Right Services Administrator, for
DIRECTOR, OREGON WATER RESOURCES DEPARTMENT

This draft Preliminary Determination was prepared by Ken Dowden. If you have questions about the information in this document, you may reach me at 541-278-5456 or Ken.D.Dowden@wrđ.state.or.us.

Oregon Department of Fish and Wildlife
Additional Fish Screening and Passage Information for the Applicant
(To be completed by ODFW for WRD to provide to the applicant.)

Transfer #: T-11670

The applicant should be aware that fish screening and passage may be required for certain changes in point of diversion if the boxes below are checked.

- ☒ Fish screening is required as a condition of this transfer. The fish screen must meet ODFW's design, construction, operational and maintenance standards.

Pursuant to ORS 498.306, cost-share funds may be available to assist in the installation of fish screening.

The applicant should contact the ODFW staff member below to obtain additional information on the design, construction, operational, and maintenance standards for the fish screen and to obtain information about ODFW's cost-sharing program for screening. **Prior to installation, the water user must obtain written approval from ODFW that the required screen meets ODFW's criteria.**

ODFW staff name: Adam Wulf

Address: P.O. 515

City/State/Zip: John Day, OR 97845

Phone: (541) 575-0561

- ☒ This transfer may trigger requirements for fish passage under ORS 509.585 because a new point of diversion will be constructed, an existing point of diversion's capacity will be increased, or an existing point of diversion will be abandoned. The applicant should contact the ODFW staff member below for a determination of whether native migratory fish are or were present at the applicable location, which will determine whether fish passage must be addressed.

ODFW staff name: Adam Wulf

Address: P.O. Box 515

City/State/Zip: John Day, OR 97845

Phone: (541) 575-0561

Oregon Water Resources Department

Measurement Condition Information for the Applicant

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

Transfer #: T-11670

☒ In order to avoid enlargement of the right or injury to other rights, a instantaneous flow meter with totalizer on two portable pto irrigation pumps, and a weir between the spring and the creek will be required to be installed prior to diversion of water, as a condition of this transfer:

- ☒ at each point of diversion/appropriation (new and existing) or
☐ at each new point of diversion/appropriation.

For additional information, or to obtain approval of a different type of measurement device, the applicant should contact the area Watermaster:

Watermaster name: Ken ThiemannDistrict: 21Address: PO Box 427City/State/Zip: Condon, OR 97823Phone: (541) 384-4207Email: kenneth.c.thiemann@wrdd.state.or.us

Note: If a device other than the one specified in the Preliminary Determination or Final Order is approved by the Watermaster, fill out and mail the form below to the Salem office.

Approval of an Alternate Measurement Device

T-_____

(to be filled out after consultation with the applicant, or after a site visit)

On behalf of the Director, I authorize use of the following suitable alternate measurement device:

Watermaster signature_____
District_____
Date

If this form is used for approval of an alternative measurement device, it must be mailed to:

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

DOWDEN Ken D

From: Steve Bruce <steve@skookumwater.com>
Sent: Monday, January 25, 2016 3:56 PM
To: 'DOWDEN Ken D'
Cc: 'marlene stanley'
Subject: FW: Transfer T-11670
Attachments: 11670-publication fee Request.pdf; Untitled attachment 00003.htm

Hi Ken,

As indicated in Marlene's email below, the Preliminary Determination looks ok to us.

I mailed a check to Salem this afternoon for the Times Journal fee.

Thank you,
Steve

From: Marlene Stanley [mailto:marleneqstanley@gmail.com]
Sent: Monday, January 25, 2016 3:08 PM
To: Steve Bruce <steve@skookumwater.com>
Subject: Fwd: Transfer T-11670

Hi Steve,

Yes, if you can do the written approval for this that would be great and the Times Journal fee.

If you need me to do anything myself on this, let me know.

Again, I will be away from my desk and computer this week, In Portland and Redmond.

Thanks,
Marlene

Begin forwarded message:

From: DOWDEN Ken D <ken.d.dowden@state.or.us>
Subject: Transfer T-11670
Date: January 21, 2016 4:07:17 PM PST
To: Marlene Stanley <marleneqstanley@gmail.com>
Cc: "steve@skookumwater.com" <steve@skookumwater.com>

Hello.

Attached is a copy of the letter requesting Publication of Notice fees for:

File#: T-11670
Applicant: Marlene Stanley
Type of transfer: ▲POU and ▲APOD

This document reflects the continuation of efforts to minimize postage, paper and copying time and still provide you with the necessary documents for your records.

Be reminded, the file cannot be sent to Salem for further processing until your written approval regarding the draft of the Preliminary Determination has been received. Thanks again for your patience!

Ken

From: DOWDEN Ken D
Sent: Thursday, January 21, 2016 1:06 PM
To: 'Marlene Stanley'
Cc: steve@skookumwater.com
Subject: Transfer T-11670

Hello, I am ready to ship your transfer file on to Salem once I receive your ***"written approval"*** of having read the Draft of the Preliminary Determination and agree with all that was approved and any conditions and/or limitations contained in it.

I have just received the cost estimate for the publication of notice in the **Times Journal**. That letter requesting this publication fee will go out today.

I also received the go-ahead from Jerry Sauter in Salem on the assignment issue from the LLC to you and said to go ahead and ship the file to Salem. They will mark the file with fees paid and place the assignment approval letter in the file as well.

Thanks for your patience thru all this.

Just let me know as soon as time allows.

Ken

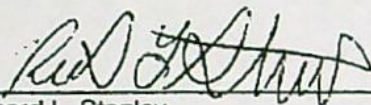
**ASSIGNMENT OF MEMBERSHIP INTEREST
AND
SUBSTITUTE MEMBER ADMISSION AGREEMENT**

RICHARD L. STANLEY is a member of **STANLEY RANCH, LLC**, an Oregon limited liability company (the "Company"). By this assignment of membership interest, **RICHARD L. STANLEY** ("Transferor") assigns all his right, title and interest in and to his membership interest received from the Company to **MARLENE Q. STANLEY** ("Transferee").

Each party agrees to cooperate with the other to execute, acknowledge and deliver such written assignments and other instruments and documents, and to do such other acts and things, as are reasonably necessary and appropriate to accomplish the intent of this Assignment of Membership Interest and Substitute Member Admission Agreement.

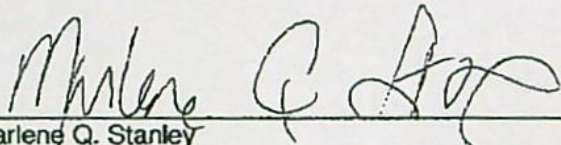
Transferor waives any and all rights to any loans owed to or from the Company as well as any claim to capital accounts.

EXECUTED this 25th day of August, 2015.



Richard L. Stanley

TRANSFEROR



Marlene Q. Stanley

TRANSFEE

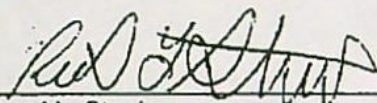
**ASSIGNMENT OF MEMBERSHIP INTEREST
AND
SUBSTITUTE MEMBER ADMISSION AGREEMENT**

RICHARD L. STANLEY is a member of **STANLEY RANCH, LLC**, an Oregon limited liability company (the "Company"). By this assignment of membership interest, **RICHARD L. STANLEY** ("Transferor") assigns all his right, title and interest in and to his membership interest received from the Company to **MARLENE Q. STANLEY** ("Transferee").

Each party agrees to cooperate with the other to execute, acknowledge and deliver such written assignments and other instruments and documents, and to do such other acts and things, as are reasonably necessary and appropriate to accomplish the intent of this Assignment of Membership Interest and Substitute Member Admission Agreement.

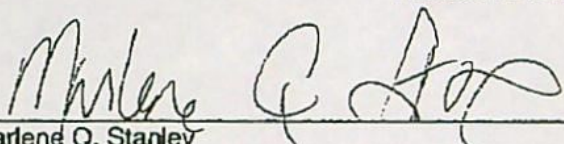
Transferor waives any and all rights to any loans owed to or from the Company as well as any claim to capital accounts.

EXECUTED this 25th day of August, 2015.



Richard L. Stanley

TRANSFEROR



Marlene Q. Stanley

TRANSFEE

Grantor's Name and Address:

Rick and Marlene Stanley
PO Box 486
Fossil, Oregon 97830

Grantee's Name and Address:

Marlene Stanley
PO Box 486
Fossil, Oregon 97830

After recording return to:

Stahancyk, Kent & Hook P.C.
158 NE Greenwood Avenue, Suite 1
Bend, OR 97701

Mail all tax statements to:

Marlene Stanley
PO Box 486
Fossil, Oregon 97830

WHEELER COUNTY, OREGON

2015-0254

D-BSD

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\$20.00 \$11.00 \$20.00 \$10.00

Total: \$61.00



00003518201500002540040046

I, Barbara S. Sifton, County Clerk for Wheeler County,
Oregon certify that the instrument identified herein was
recorded in the Clerk records.

Barbara S. Sifton - County Clerk

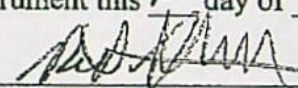
BARGAIN AND SALE DEED**(Statutory Form)**

Rick Stanley and Marlene Stanley, grantors, convey to Marlene Stanley, grantee, the following real property, situated at 12895 Butte Creek Lane, Fossil, Oregon 97830 in Wheeler County, State of Oregon, described on the attached Exhibit "A."

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

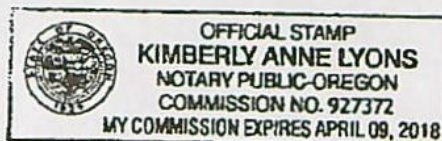
The true and actual consideration for this conveyance is pursuant to the General Judgment of Dissolution of Marriage, filed in Wheeler County, case no. 130007D.

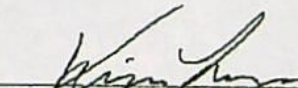
In Witness Whereof, the grantor has executed this instrument this 12 day of August, 2015.


Rick Stanley, Grantor

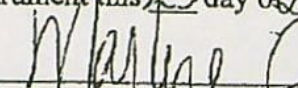
State of Oregon, County of Multnomah) ss.

This instrument was acknowledged before me this 12 day of August, 2015, by Rick Stanley to be his voluntary act and deed.



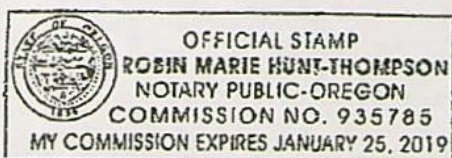

Notary Public for Oregon

In Witness Whereof, the grantor has executed this instrument this 23 day of September, 2015.


Marlene Stanley, Grantor

State of Oregon, County of WHEELER) ss.

This instrument was acknowledged before me this 23 day of September, 2015 by Marlene Stanley to be her voluntary act and deed.



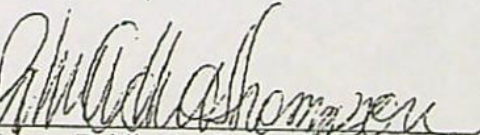

Notary Public for Oregon

Exhibit A

TRACT I:Located in **GILLIAM COUNTY, OREGON:**TOWNSHIP 5 SOUTH, RANGE 20 EAST, W.M.:Section 31: S $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$.

Section 32: W $\frac{1}{2}$ SE $\frac{1}{4}$; S $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$; E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$; NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$;
S $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$; EXCEPTING an approximately 7.87 acre parcel
described as follows: Beginning at a point 660 feet North and 1,480
feet East of the Section Corner between Sections 31 and 32; thence
South 56 degrees East 600 feet; thence North 32° East 500 feet; thence
North 750 feet; thence North 60° West 280 feet; thence South 1,000
feet; thence West 500 feet to the point of beginning.

TOWNSHIPS 6 SOUTH, RANGE 19 EAST, W.M.:Section 1: Lots 2, 3, and 4; SW $\frac{1}{4}$ NE $\frac{1}{4}$; S $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$; S $\frac{1}{2}$ NW $\frac{1}{4}$; S $\frac{1}{2}$ Section 5: SE $\frac{1}{4}$ SW $\frac{1}{4}$.Section 2: SE $\frac{1}{4}$ SE $\frac{1}{4}$ TOWNSHIP 6 SOUTH, RANGE 20 EAST, W.M.:Section 5: Lots 2, 3, and 4; SW $\frac{1}{4}$ NE $\frac{1}{4}$; S $\frac{1}{2}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$; W $\frac{1}{2}$ SE $\frac{1}{4}$.

Section 6: Lot 1; the E $\frac{1}{2}$ of lot 2; the S $\frac{1}{2}$ of lot 5; lots 6 and 7; S $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$;
S $\frac{1}{2}$ NE $\frac{1}{4}$; E $\frac{1}{2}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$.

TRACT II:Located in **WHEELER COUNTY, OREGON:**TOWNSHIP 6 SOUTH, RANGE 19 EAST W.M.:Section 7: Those parts of the S $\frac{1}{2}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$ lying East of the John Day River.Section 8: NW $\frac{1}{4}$ NE $\frac{1}{4}$; S $\frac{1}{2}$ N $\frac{1}{2}$; N $\frac{1}{2}$ S $\frac{1}{2}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$; S $\frac{1}{2}$ SE $\frac{1}{4}$.Section 9: S $\frac{1}{2}$ N $\frac{1}{2}$; S $\frac{1}{2}$.Section 10: S $\frac{1}{2}$ NW $\frac{1}{4}$; NE $\frac{1}{4}$; S $\frac{1}{2}$.Section 11: S $\frac{1}{2}$ NW $\frac{1}{4}$; NE $\frac{1}{4}$; S $\frac{1}{2}$.Section 12: NW $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$; E $\frac{1}{2}$ W $\frac{1}{2}$; E $\frac{1}{2}$.

Section 13: All.

Section 14: All.

Section 15: All.

Section 16: All.

Section 17: NE $\frac{1}{4}$ NW $\frac{1}{4}$; N $\frac{1}{2}$ NE $\frac{1}{4}$; S $\frac{1}{2}$ N $\frac{1}{2}$; N $\frac{1}{2}$ S $\frac{1}{2}$.

Section 18: That part of the E $\frac{1}{2}$ NE $\frac{1}{4}$ lying South and East of the John Day River;
that part of E $\frac{1}{2}$ SE $\frac{1}{4}$ lying North and East of the John Day River.

Section 21: N $\frac{1}{2}$; E $\frac{1}{2}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$.

Section 22: All.

TOWNSHIP 6 SOUTH, RANGE 19 EAST W.M. (Continued):

Section 23: All.
Section 24: All.
Section 25: All.
Section 26: All.
Section 27: All.
Section 28: $N \frac{1}{2} NW \frac{1}{4}; SE \frac{1}{4} SW \frac{1}{4}; E \frac{1}{2}$.
Section 33: $SE \frac{1}{4} NW \frac{1}{4}; SW \frac{1}{4} NE \frac{1}{4}; E \frac{1}{2} E \frac{1}{2}$.
Section 34: All.
Section 35: All.
Section 36: All.

TOWNSHIP 6 SOUTH, RANGE 20 EAST, W.M.:

Section 7: All (fractional)
Section 8: All
Section 9: $NW \frac{1}{4}; NW \frac{1}{4} SW \frac{1}{4}; S \frac{1}{2} SW \frac{1}{4}$.
Section 15: $SW \frac{1}{4} NW \frac{1}{4}; W \frac{1}{2} SW \frac{1}{4}; SE \frac{1}{4} SW \frac{1}{4}$.
Section 16: All.
Section 17: All.
Section 18: All (fractional).
Section 19: All (fractional).
Section 20: All.
Section 21: All.
Section 22: $W \frac{1}{2}; W \frac{1}{2} E \frac{1}{2}$.
Section 26: $N \frac{1}{2} NE \frac{1}{4}; S \frac{1}{2} N \frac{1}{2}; N \frac{1}{2} S \frac{1}{2}$.
Section 27: $N \frac{1}{2} NW \frac{1}{4}; S \frac{1}{2} N \frac{1}{2}; N \frac{1}{2} S \frac{1}{2}; S \frac{1}{2} SW \frac{1}{4}; SW \frac{1}{4} SE \frac{1}{4}$.
Section 28: All.
Section 29: All.
Section 30: All (fractional).
Section 31: All (fractional).
Section 32: All.
Section 33: All.
Section 34: $W \frac{1}{2}$.

TOWNSHIP 7 SOUTH, RANGE 19 EAST, W.M.:

Section 1: All (fractional).
Section 2: All (fractional).
Section 3: All (fractional).
Section 4: Lot 1; $S \frac{1}{2} NE \frac{1}{4}; SE \frac{1}{4}$.
Section 9: $NE \frac{1}{4}$.
Section 10: $N \frac{1}{2}; N \frac{1}{2} SW \frac{1}{4}; E \frac{1}{2} SE \frac{1}{4}$.
Section 11: All.
Section 12: $NW \frac{1}{4}; W \frac{1}{2} NE \frac{1}{4}; NE \frac{1}{4} NE \frac{1}{4}; N \frac{1}{2} SW \frac{1}{4}; NW \frac{1}{4} SE \frac{1}{4}$.
Section 14: $NW \frac{1}{4}; N \frac{1}{2} NE \frac{1}{4}$.
Section 15: $E \frac{1}{2} NE \frac{1}{4}$.

TOWNSHIP 7 SOUTH, RANGE 20 EAST, W.M.:

- Section 4: Lots 3 and 4; S $\frac{1}{2}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$.
Section 5: All (fractional).
Section 6: All (fractional).
Section 7: Lot 1; NE $\frac{1}{4}$ NW $\frac{1}{4}$; N $\frac{1}{2}$ NE $\frac{1}{4}$.
Section 8: NW $\frac{1}{4}$ NW $\frac{1}{4}$; E $\frac{1}{2}$ W $\frac{1}{2}$; E $\frac{1}{2}$.
Section 9: W $\frac{1}{2}$; NW $\frac{1}{4}$ NE $\frac{1}{4}$; N $\frac{3}{8}$ of the SE $\frac{1}{4}$.
Section 10: S $\frac{1}{2}$.
Section 11: W $\frac{1}{2}$ SW $\frac{1}{4}$.
Section 14: NW $\frac{1}{4}$ NW $\frac{1}{4}$; S $\frac{1}{2}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$.
Section 15: NE $\frac{1}{4}$; N $\frac{1}{2}$ SE $\frac{1}{4}$.
Section 17: N $\frac{1}{2}$ NE $\frac{1}{4}$.
Section 23: N $\frac{1}{2}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ NE $\frac{1}{4}$.

TRACT III:

Located in **WHEELER COUNTY, OREGON:**

TOWNSHIP 6 SOUTH RANGE 19 EAST W.M.:

- Section 19: That part of the W $\frac{1}{2}$ SE $\frac{1}{4}$ lying East of the John Day River.

Grantor's Name and Address:

Rick and Marlene Stanley
PO Box 486
Fossil, Oregon 97830

Grantee's Name and Address:

Marlene Stanley
PO Box 486
Fossil, Oregon 97830

After recording return to:

Stahancyk, Kent & Hook P.C.
158 NE Greenwood Avenue, Suite 1
Bend, OR 97701

Mail all tax statements to:

Marlene Stanley
PO Box 486
Fossil, Oregon 97830

WHEELER COUNTY, OREGON 2015-0254
D-BSD
Cnt=1 Pgs=4 ALICIAH 09/25/2015 01:35:45 PM
\$20.00 \$11.00 \$20.00 \$10.00 Total: \$61.00



00003518201500002540040048

I, Barbara S. Sison, County Clerk for Wheeler County,
Oregon, certify that the instrument identified herein was
recorded in the Clerk's records.

Barbara S. Sison - County Clerk

BARGAIN AND SALE DEED
(Statutory Form)

Rick Stanley and Marlene Stanley, grantors, convey to Marlene Stanley, grantee, the following real property, situated at 12895 Butte Creek Lane, Fossil, Oregon 97830 in Wheeler County, State of Oregon, described on the attached Exhibit "A."

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

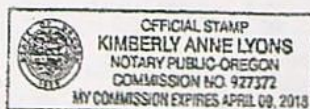
The true and actual consideration for this conveyance is pursuant to the General Judgment of Dissolution of Marriage, filed in Wheeler County, case no. 130007D.

In Witness Whereof, the grantor has executed this instrument this 12 day of August, 2015.

Rick Stanley, Grantor

State of Oregon, County of Multnomah) ss.

This instrument was acknowledged before me this 12 day of August, 2015, by Rick Stanley to be his voluntary act and deed.



Notary Public for Oregon

In Witness Whereof, the grantor has executed this instrument this 23 day of September, 2015.

Marlene Stanley, Grantor

State of Oregon, County of WHEELER) ss.

This instrument was acknowledged before me this 23 day of September, 2015 by Marlene Stanley to be her voluntary act and deed.



Notary Public for Oregon

2015-0254 pg 1 of 4

Exhibit A

TRACT I:

Located in **GILLIAM COUNTY, OREGON:**

TOWNSHIP 5 SOUTH, RANGE 20 EAST, W.M.:

- Section 31: S $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$.
Section 32: W $\frac{1}{2}$ SE $\frac{1}{4}$; S $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$; E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$; NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$;
S $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$; EXCEPTING an approximately 7.87 acre parcel
described as follows: Beginning at a point 660 feet North and 1,480
feet East of the Section Corner between Sections 31 and 32; thence
South 56 degrees East 600 feet; thence North 32° East 500 feet; thence
North 750 feet; thence North 60° West 280 feet; thence South 1,000
feet; thence West 500 feet to the point of beginning.

TOWNSHIPS 6 SOUTH, RANGE 19 EAST, W.M.:

- Section 1: Lots 2, 3, and 4; SW $\frac{1}{4}$ NE $\frac{1}{4}$; S $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$; S $\frac{1}{2}$ NW $\frac{1}{4}$; S $\frac{1}{2}$
Section 5: SE $\frac{1}{4}$ SW $\frac{1}{4}$.
Section 2: SE $\frac{1}{4}$ SE $\frac{1}{4}$

TOWNSHIP 6 SOUTH, RANGE 20 EAST, W.M.:

- Section 5: Lots 2, 3, and 4; SW $\frac{1}{4}$ NE $\frac{1}{4}$; S $\frac{1}{2}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$; W $\frac{1}{2}$ SE $\frac{1}{4}$.
Section 6: Lot 1; the E $\frac{1}{2}$ of lot 2; the S $\frac{1}{2}$ of lot 5; lots 6 and 7; S $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$;
S $\frac{1}{2}$ NE $\frac{1}{4}$; E $\frac{1}{2}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$.

TRACT II:

Located in **WHEELER COUNTY, OREGON:**

TOWNSHIP 6 SOUTH, RANGE 19 EAST, W.M.:

- Section 7: Those parts of the S $\frac{1}{2}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$ lying East of the John Day
River.
Section 8: NW $\frac{1}{4}$ NE $\frac{1}{4}$; S $\frac{1}{2}$ N $\frac{1}{2}$; N $\frac{1}{2}$ S $\frac{1}{2}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$; S $\frac{1}{2}$ SE $\frac{1}{4}$.
Section 9: S $\frac{1}{2}$ N $\frac{1}{2}$; S $\frac{1}{2}$.
Section 10: S $\frac{1}{2}$ NW $\frac{1}{4}$; NE $\frac{1}{4}$; S $\frac{1}{2}$.
Section 11: S $\frac{1}{2}$ NW $\frac{1}{4}$; NE $\frac{1}{4}$; S $\frac{1}{2}$.
Section 12: NW $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$; E $\frac{1}{2}$ W $\frac{1}{2}$; E $\frac{1}{2}$.
Section 13: All.
Section 14: All.
Section 15: All.
Section 16: All.
Section 17: NE $\frac{1}{4}$ NW $\frac{1}{4}$; N $\frac{1}{2}$ NE $\frac{1}{4}$; S $\frac{1}{2}$ N $\frac{1}{2}$; N $\frac{1}{2}$ S $\frac{1}{2}$.
Section 18: That part of the E $\frac{1}{2}$ NE $\frac{1}{4}$ lying South and East of the John Day River;
that part of E $\frac{1}{2}$ SE $\frac{1}{4}$ lying North and East of the John Day River.
Section 21: N $\frac{1}{2}$; E $\frac{1}{2}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$.
Section 22: All.

TOWNSHIP 6 SOUTH, RANGE 19 EAST W.M. (Continued):

Section 23: All.
Section 24: All.
Section 25: All.
Section 26: All.
Section 27: All.
Section 28: $N \frac{1}{2} NW \frac{1}{4}; SE \frac{1}{4} SW \frac{1}{4}; E \frac{1}{2}$.
Section 33: $SE \frac{1}{4} NW \frac{1}{4}; SW \frac{1}{4} NE \frac{1}{4}; E \frac{1}{2} E \frac{1}{2}$.
Section 34: All.
Section 35: All.
Section 36: All.

TOWNSHIP 6 SOUTH, RANGE 20 EAST, W.M.:

Section 7: All (fractional).
Section 8: All.
Section 9: $NW \frac{1}{4}; NW \frac{1}{4} SW \frac{1}{4}; S \frac{1}{2} SW \frac{1}{4}$.
Section 15: $SW \frac{1}{4} NW \frac{1}{4}; W \frac{1}{2} SW \frac{1}{4}; SE \frac{1}{4} SW \frac{1}{4}$.
Section 16: All.
Section 17: All.
Section 18: All (fractional).
Section 19: All (fractional).
Section 20: All.
Section 21: All.
Section 22: $W \frac{1}{2}; W \frac{1}{2} E \frac{1}{2}$.
Section 26: $N \frac{1}{2} NE \frac{1}{4}; S \frac{1}{2} N \frac{1}{2}; N \frac{1}{2} S \frac{1}{2}$.
Section 27: $N \frac{1}{2} NW \frac{1}{4}; S \frac{1}{2} N \frac{1}{2}; N \frac{1}{2} S \frac{1}{2}; S \frac{1}{2} SW \frac{1}{4}; SW \frac{1}{4} SE \frac{1}{4}$.
Section 28: All.
Section 29: All.
Section 30: All (fractional).
Section 31: All (fractional).
Section 32: All.
Section 33: All.
Section 34: $W \frac{1}{2}$.

TOWNSHIP 7 SOUTH, RANGE 19 EAST, W.M.:

Section 1: All (fractional).
Section 2: All (fractional).
Section 3: All (fractional).
Section 4: Lot 1; $S \frac{1}{2} NE \frac{1}{4}; SE \frac{1}{4}$.
Section 9: $NE \frac{1}{4}$.
Section 10: $N \frac{1}{2}; N \frac{1}{2} SW \frac{1}{4}; E \frac{1}{2} SE \frac{1}{4}$.
Section 11: All.
Section 12: $NW \frac{1}{4}; W \frac{1}{2} NE \frac{1}{4}; NE \frac{1}{4} NE \frac{1}{4}; N \frac{1}{2} SW \frac{1}{4}; NW \frac{1}{4} SE \frac{1}{4}$.
Section 14: $NW \frac{1}{4}; N \frac{1}{2} NE \frac{1}{4}$.
Section 15: $E \frac{1}{2} NE \frac{1}{4}$.

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TOWNSHIP 7 SOUTH, RANGE 20 EAST, W.M.:

Section 4: Lots 3 and 4; S $\frac{1}{2}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$.
Section 5: All (fractional).
Section 6: All (fractional).
Section 7: Lot 1; NE $\frac{1}{4}$ NW $\frac{1}{4}$; N $\frac{1}{2}$ NE $\frac{1}{4}$.
Section 8: NW $\frac{1}{4}$ NW $\frac{1}{4}$; E $\frac{1}{2}$ W $\frac{1}{2}$; E $\frac{1}{2}$.
Section 9: W $\frac{1}{2}$; NW $\frac{1}{4}$ NE $\frac{1}{4}$; N $\frac{3}{8}$ of the SE $\frac{1}{4}$.
Section 10: S $\frac{1}{2}$.
Section 11: W $\frac{1}{2}$ SW $\frac{1}{4}$.
Section 14: NW $\frac{1}{4}$ NW $\frac{1}{4}$; S $\frac{1}{2}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$.
Section 15: NE $\frac{1}{4}$; N $\frac{1}{2}$ SE $\frac{1}{4}$.
Section 17: N $\frac{1}{2}$ NE $\frac{1}{4}$.
Section 23: N $\frac{1}{2}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ NE $\frac{1}{4}$.

TRACT III:

Located in **WHEELER COUNTY, OREGON:**

TOWNSHIP 6 SOUTH RANGE 19 EAST W.M.:

Section 19: That part of the W $\frac{1}{2}$ SE $\frac{1}{4}$ lying East of the John Day River.



150 NE Court, Prineville, OR 97754
PHONE (541)447-5181 FAX (541)447-3371

To: Stanley Ranch LLC
Marlene Stanley
PO Box 486
Fossil, OR 97830

Date: January 13, 2016
Order No. 83330AM
Re: Multiple Parcels
Fossil, OR 97830

We have enclosed our Preliminary Title Report pertaining to order number 83330AM:

Thank you for the opportunity to serve you. Your business is appreciated!

If you have any questions or need further assistance, please do not hesitate to contact your Title Officer listed below.

Sincerely,

Dave Williams, Dave.Williams@amerititle.com
Title Officer



150 NE Court, Prineville, OR 97754
PHONE (541)447-5181 FAX (541)447-3371

STATUS OF RECORD TITLE

Stanley Ranch LLC
Marlene Stanley
PO Box 486
Fossil, OR 97830

January 13, 2016
Title Number: 83330AM
Title Officer: Dave Williams
Fee: \$600.00

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

Located in Wheeler County, Oregon:

TRACT 1

TOWNSHIP 6 SOUTH, RANGE 19 EAST W.M.:

Section 7: Those parts of the S $\frac{1}{2}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$ lying East of the John Day River.
Section 8: NW $\frac{1}{4}$ NE $\frac{1}{4}$; S $\frac{1}{2}$ N $\frac{1}{2}$; N $\frac{1}{2}$ S $\frac{1}{2}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$; S $\frac{1}{2}$ SE $\frac{1}{4}$.
Section 9: S $\frac{1}{2}$ N $\frac{1}{2}$; S $\frac{1}{2}$.
Section 10: S $\frac{1}{2}$ NW $\frac{1}{4}$; NE $\frac{1}{4}$; S $\frac{1}{2}$.
Section 11: S $\frac{1}{2}$ NW $\frac{1}{4}$; NE $\frac{1}{4}$; S $\frac{1}{2}$.
Section 12: NW $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$; E $\frac{1}{2}$ W $\frac{1}{2}$; E $\frac{1}{2}$.
Section 13: All.
Section 14: All.
Section 15: All.
Section 16: All.
Section 17: NE $\frac{1}{4}$ NW $\frac{1}{4}$; N $\frac{1}{2}$ NE $\frac{1}{4}$; S $\frac{1}{2}$ N $\frac{1}{2}$; N $\frac{1}{2}$ S $\frac{1}{2}$.
Section 18: That part of the E $\frac{1}{2}$ NE $\frac{1}{4}$ lying South and East of the John Day River; that part of E $\frac{1}{2}$ SE $\frac{1}{4}$ lying North and East of the John Day River.
Section 21: N $\frac{1}{2}$; E $\frac{1}{2}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$.
Section 22: All.
Section 23: All.
Section 24: All.
Section 25: All.
Section 26: All.
Section 27: All.
Section 28: N $\frac{1}{2}$ NW $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$; E $\frac{1}{2}$.
Section 33: SE $\frac{1}{4}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$; E $\frac{1}{2}$ E $\frac{1}{2}$.
Section 34: All.
Section 35: All.
Section 36: All.

TOWNSHIP 6 SOUTH, RANGE 20 EAST, W.M.:

Section 7: All.
Section 8: All.
Section 9: NW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$; S $\frac{1}{2}$ SW $\frac{1}{4}$.
Section 15: SW $\frac{1}{4}$ NW $\frac{1}{4}$; W $\frac{1}{2}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$.
Section 16: All.
Section 17: All.

Section 18: All (fractional).
Section 19: All (fractional).
Section 20: All.
Section 21: All.
Section 22: $W\frac{1}{2}$; $W\frac{1}{2}E\frac{1}{2}$.
Section 26: $N\frac{1}{2}NE\frac{1}{4}$; $S\frac{1}{2}N\frac{1}{2}$; $N\frac{1}{2}S\frac{1}{2}$.
Section 27: $N\frac{1}{2}NW\frac{1}{4}$; $S\frac{1}{2}N\frac{1}{2}$; $N\frac{1}{2}S\frac{1}{2}$; $S\frac{1}{2}SW\frac{1}{4}$; $SW\frac{1}{4}SE\frac{1}{4}$.
Section 28: All.
Section 29: All.
Section 30: All (fractional).
Section 31: All (fractional).
Section 32: All.
Section 33: All.
Section 34: $W\frac{1}{2}$.

TOWNSHIP 7 SOUTH, RANGE 19 EAST, W.M.:

Section 1: All (fractional).
Section 2: All (fractional).
Section 3: All (fractional).
Section 4: Lot 1; $S\frac{1}{2}NE\frac{1}{4}$; $SE\frac{1}{4}$.
Section 9: $NE\frac{1}{4}$.
Section 10: $N\frac{1}{2}$; $N\frac{1}{2}SW\frac{1}{4}$; $E\frac{1}{2}SE\frac{1}{4}$.
Section 11: All.
Section 12: $NW\frac{1}{4}$; $W\frac{1}{2}NE\frac{1}{4}$; $NE\frac{1}{4}NE\frac{1}{4}$; $N\frac{1}{2}SW\frac{1}{4}$; $NW\frac{1}{4}SE\frac{1}{4}$.
Section 14: $NW\frac{1}{4}$; $N\frac{1}{2}NE\frac{1}{4}$.
Section 15: $E\frac{1}{2}NE\frac{1}{4}$.

TOWNSHIP 7 SOUTH, RANGE 20 EAST, W.M.:

Section 4: Lots 3 and 4; $S\frac{1}{2}NW\frac{1}{4}$; $SW\frac{1}{4}$.
Section 5: All (fractional).
Section 6: All (fractional).
Section 7: Lot 1; $NE\frac{1}{4}NW\frac{1}{4}$; $N\frac{1}{2}NE\frac{1}{4}$.
Section 8: $NW\frac{1}{4}NW\frac{1}{4}$; $E\frac{1}{2}W\frac{1}{2}$; $E\frac{1}{2}$.
Section 9: $W\frac{1}{2}$; $NW\frac{1}{4}NE\frac{1}{4}$; $N\frac{3}{8}$ of the $SE\frac{1}{4}$.
Section 10: $S\frac{1}{2}$.
Section 11: $W\frac{1}{2}SW\frac{1}{4}$.
Section 14: $NW\frac{1}{4}NW\frac{1}{4}$; $S\frac{1}{2}NW\frac{1}{4}$; $SW\frac{1}{4}$; $SW\frac{1}{4}SE\frac{1}{4}$.
Section 15: $NE\frac{1}{4}$; $N\frac{1}{2}SE\frac{1}{4}$.
Section 17: $N\frac{1}{2}NE\frac{1}{4}$.
Section 23: $N\frac{1}{2}NW\frac{1}{4}$; $NW\frac{1}{4}NE\frac{1}{4}$.

TRACT II

TOWNSHIP 6 SOUTH RANGE 19 EAST W.M.:

Section 19: That part of the $W\frac{1}{2}SE\frac{1}{4}$ lying East of the John Day River.

Vestee:

Stanley Ranch LLC, an Oregon limited liability company

and dated as of December 29, 2015 at 7:30 a.m.

Said property is subject to the following on records matters:

Tax Information:

Code No.	Account No.	Map No.	Tax Year	Amount	Status
4	489	0619000000300	2015-2016	\$3,346.94	Paid
4	490	0619000000301	2015-2016	\$37.94	Paid
4	495	0620000000100	2015-2016	\$20,039.70	Paid
4	628	0719000000100	2015-2016	\$687.14	Paid
4	661	0720000000500	2015-2016	\$1,069.37	Paid

1. Taxes deferred, as disclosed by the tax roll, the premises herein described have been zoned or classified for farm use. At any time that said land is disqualified for such use the property will be subject to additional taxes or penalties and interest.
2. Rights of the public and governmental bodies in and to that portion of said premises now or at any time lying below the high water line of Butte Creek, Buckhorn Creek, Cripple Creek, Deed Creek and the John Day River, including any ownership rights which may be claimed by the State of Oregon as to any portion now or at any time lying below the ordinary high water line.

Such rights and easements for navigation and fishing as may exist over that portion of the property now or at any time lying beneath the waters of Butte Creek, Buckhorn Creek, Cripple Creek, Deed Creek and the John Day River.

All matters arising from any shifting in the course of Butte Creek, Buckhorn Creek, Cripple Creek, Deed Creek and the John Day River including but not limited to accretion, reliction and avulsion.

3. Reservation of Coal and other Minerals, including the terms and provisions contained therein, in deed from The United States of America:

Date:	Book:	Page:
October 7, 1920	15	611
December 1, 1921	16	228
July 28, 1922	17	561
September 1, 1922	17	571
September 11, 1922	17	572
May 7, 1923	O	354
June 11, 1923	O	362
December 22, 1923	O	408
July 14, 1924	O	447
December 27, 1926	17	627
November 18, 1928	18	564
January 16, 1933	20	42
August 7, 1933	20	129
August 5, 1948	26	262

The Company makes no representation as to the present ownership of any such interests. There may be leases, grants, exceptions or reservations of interests that are not listed.

4. Easement, including the terms and provisions thereof,
Recorded: July 23, 1948
Book: 26, Page: 246
5. Right-of-way, as disclosed in document, including the terms and provisions thereof,
Recorded: September 11, 1981
Book: 36, Page: 138

6. Reservation of Oil and gas, including the terms and provisions contained therein, in deed from United States of America, its successors and/or assigns.
Recorded: September 11, 1981
Book: 36, Page 138

The Company makes no representation as to the present ownership of any such interests. There may be leases, grants, exceptions or reservations of interests that are not listed.

7. Reservation of Oil, gas, and other minerals, including the terms and provisions contained therein, in deed from Lelan J. Knox and Elsie L. Knox, husband and wife, their heirs and assigns.
Recorded: September 11, 1981
Book: 36, Page 139

The Company makes no representation as to the present ownership of any such interests. There may be leases, grants, exceptions or reservations of interests that are not listed.

8. An easement including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein as set forth in instrument:
Granted To: Telephone Utilities of Eastern Oregon, an Oregon corporation, its successors and assigns
Recorded: January 23, 1989
Book: 38, Page: 456

9. An easement including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein as set forth in instrument:
Granted To: Telephone Utilities of Eastern Oregon, Inc. dba PTI Communications, its successors and assigns
Recorded: February 28, 1997
Instrument No.: 970082

10. An easement including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein as set forth in instrument:
Granted To: Telephone Utilities of Eastern Oregon, Inc. dba PTI Communications, its successors and assigns
Recorded: August 25, 1997
Instrument No.: 970329

11. Reciprocal Easement, including the terms and provisions thereof,
Recorded: September 16, 1999
Instrument No.: 990311

12. Easement Agreement, Amendment of Existing Easement and Release of Prior Interests, including the terms and provisions thereof,
Recorded: November 16, 2004
Instrument No.: 040423

13. Notwithstanding Paragraph 4 of the covered risks of the policy or policies to be issued, the policy or policies will not insure against loss arising by reason of any lack of a right of access to and from the land. (As to Tract II)

14. The interest of Marlene Stanley Disclosed by Instrument
Recorded: September 25, 2015.
Instrument No.: 2015-0254.

15. Rights of tenants under existing leases or tenancies.

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

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

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

AmeriTitle, Inc.

541-330-8140



Invoice

Date: 01/08/2016

Number: 69694

FSBO
ID

Property Address:
Multiple Parcels
Fossil, OR 97830

Please Remit Payment To:
AmeriTitle, Inc.
Attn: Accounts Receivable
345 SE Third
Bend, OR 97702

File Number	Transactee	Client's File #	Class/Description	Memo	Amount
83330AM	Stanley, Marlene		Non-Insured Title Report	Non-Insured Title Report	\$600.00
Total					\$600.00
Total Due					\$600.00

Buyer (Borrower) - Marlene Stanley
Seller (if any) -
Loan Amount (if any) -
Sales Price (if any) -



150 NE Court, Prineville, OR 97754
PHONE (541)447-5181 FAX (541)447-3371

To: Stanley Ranch LLC
Marlene Stanley
PO Box 486
Fossil, OR 97830

Date: January 13, 2016
Order No. 83330AM
Re: Multiple Parcels
Fossil, OR 97830

We have enclosed our Preliminary Title Report pertaining to order number 83330AM:

Thank you for the opportunity to serve you. Your business is appreciated!

If you have any questions or need further assistance, please do not hesitate to contact your Title Officer listed below.

Sincerely,

Dave Williams, Dave.Williams@amerititle.com
Title Officer



150 NE Court, Prineville, OR 97754
PHONE (541)447-5181 FAX (541)447-3371

STATUS OF RECORD TITLE

Stanley Ranch LLC
Marlene Stanley
PO Box 486
Fossil, OR 97830

January 13, 2016
Title Number: 83330AM
Title Officer: Dave Williams
Fee: \$600.00

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

Located in Wheeler County, Oregon:

TRACT I

TOWNSHIP 6 SOUTH, RANGE 19 EAST W.M.:

Section 7: Those parts of the S $\frac{1}{2}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$ lying East of the John Day River.
Section 8: NW $\frac{1}{4}$ NE $\frac{1}{4}$; S $\frac{1}{2}$ N $\frac{1}{2}$; N $\frac{1}{2}$ S $\frac{1}{2}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$; S $\frac{1}{2}$ SE $\frac{1}{4}$.
Section 9: S $\frac{1}{2}$ N $\frac{1}{2}$; S $\frac{1}{2}$.
Section 10: S $\frac{1}{2}$ NW $\frac{1}{4}$; NE $\frac{1}{4}$; S $\frac{1}{2}$.
Section 11: S $\frac{1}{2}$ NW $\frac{1}{4}$; NE $\frac{1}{4}$; S $\frac{1}{2}$.
Section 12: NW $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$; E $\frac{1}{2}$ W $\frac{1}{2}$; E $\frac{1}{2}$.
Section 13: All.
Section 14: All.
Section 15: All.
Section 16: All.
Section 17: NE $\frac{1}{4}$ NW $\frac{1}{4}$; N $\frac{1}{2}$ NE $\frac{1}{4}$; S $\frac{1}{2}$ N $\frac{1}{2}$; N $\frac{1}{2}$ S $\frac{1}{2}$.
Section 18: That part of the E $\frac{1}{2}$ NE $\frac{1}{4}$ lying South and East of the John Day River; that part of E $\frac{1}{2}$ SE $\frac{1}{4}$ lying North and East of the John Day River.
Section 21: N $\frac{1}{2}$; E $\frac{1}{2}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$.
Section 22: All.
Section 23: All.
Section 24: All.
Section 25: All.
Section 26: All.
Section 27: All.
Section 28: N $\frac{1}{2}$ NW $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$; E $\frac{1}{2}$.
Section 33: SE $\frac{1}{4}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$; E $\frac{1}{2}$ E $\frac{1}{2}$.
Section 34: All.
Section 35: All.
Section 36: All.

TOWNSHIP 6 SOUTH, RANGE 20 EAST, W.M.:

Section 7: All.
Section 8: All.
Section 9: NW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$; S $\frac{1}{2}$ SW $\frac{1}{4}$.
Section 15: SW $\frac{1}{4}$ NW $\frac{1}{4}$; W $\frac{1}{2}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$.
Section 16: All.
Section 17: All.

Section 18: All (fractional).
Section 19: All (fractional).
Section 20: All.
Section 21: All.
Section 22: $W\frac{1}{2}$; $W\frac{1}{2}E\frac{1}{2}$.
Section 26: $N\frac{1}{2}NE\frac{1}{4}$; $S\frac{1}{2}N\frac{1}{2}$; $N\frac{1}{2}S\frac{1}{2}$.
Section 27: $N\frac{1}{2}NW\frac{1}{4}$; $S\frac{1}{2}N\frac{1}{2}$; $N\frac{1}{2}S\frac{1}{2}$; $S\frac{1}{2}SW\frac{1}{4}$; $SW\frac{1}{4}SE\frac{1}{4}$.
Section 28: All.
Section 29: All.
Section 30: All (fractional).
Section 31: All (fractional).
Section 32: All.
Section 33: All.
Section 34: $W\frac{1}{2}$.

TOWNSHIP 7 SOUTH, RANGE 19 EAST, W.M.:

Section 1: All (fractional).
Section 2: All (fractional).
Section 3: All (fractional).
Section 4: Lot 1; $S\frac{1}{2}NE\frac{1}{4}$; $SE\frac{1}{4}$.
Section 9: $NE\frac{1}{4}$.
Section 10: $N\frac{1}{2}$; $N\frac{1}{2}SW\frac{1}{4}$; $E\frac{1}{2}SE\frac{1}{4}$.
Section 11: All.
Section 12: $NW\frac{1}{4}$; $W\frac{1}{2}NE\frac{1}{4}$; $NE\frac{1}{4}NE\frac{1}{4}$; $N\frac{1}{2}SW\frac{1}{4}$; $NW\frac{1}{4}SE\frac{1}{4}$.
Section 14: $NW\frac{1}{4}$; $N\frac{1}{2}NE\frac{1}{4}$.
Section 15: $E\frac{1}{2}NE\frac{1}{4}$.

TOWNSHIP 7 SOUTH, RANGE 20 EAST, W.M.:

Section 4: Lots 3 and 4; $S\frac{1}{2}NW\frac{1}{4}$; $SW\frac{1}{4}$.
Section 5: All (fractional).
Section 6: All (fractional).
Section 7: Lot 1; $NE\frac{1}{4}NW\frac{1}{4}$; $N\frac{1}{2}NE\frac{1}{4}$.
Section 8: $NW\frac{1}{4}NW\frac{1}{4}$; $E\frac{1}{2}W\frac{1}{2}$; $E\frac{1}{2}$.
Section 9: $W\frac{1}{2}$; $NW\frac{1}{4}NE\frac{1}{4}$; $N\frac{3}{8}$ of the $SE\frac{1}{4}$.
Section 10: $S\frac{1}{2}$.
Section 11: $W\frac{1}{2}SW\frac{1}{4}$.
Section 14: $NW\frac{1}{4}NW\frac{1}{4}$; $S\frac{1}{2}NW\frac{1}{4}$; $SW\frac{1}{4}$; $SW\frac{1}{4}SE\frac{1}{4}$.
Section 15: $NE\frac{1}{4}$; $N\frac{1}{2}SE\frac{1}{4}$.
Section 17: $N\frac{1}{2}NE\frac{1}{4}$.
Section 23: $N\frac{1}{2}NW\frac{1}{4}$; $NW\frac{1}{4}NE\frac{1}{4}$.

TRACT II

TOWNSHIP 6 SOUTH RANGE 19 EAST W.M.:

Section 19: That part of the $W\frac{1}{2}SE\frac{1}{4}$ lying East of the John Day River.

Vestee:

Stanley Ranch LLC, an Oregon limited liability company

and dated as of December 29, 2015 at 7:30 a.m.

Said property is subject to the following on records matters:

Tax Information:

Code No.	Account No.	Map No.	Tax Year	Amount	Status
4	489	0619000000300	2015-2016	\$3,346.94	Paid
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4	628	0719000000100	2015-2016	\$687.14	Paid
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1. Taxes deferred, as disclosed by the tax roll, the premises herein described have been zoned or classified for farm use. At any time that said land is disqualified for such use the property will be subject to additional taxes or penalties and interest.
2. Rights of the public and governmental bodies in and to that portion of said premises now or at any time lying below the high water line of Butte Creek, Buckhorn Creek, Cripple Creek, Deed Creek and the John Day River, including any ownership rights which may be claimed by the State of Oregon as to any portion now or at any time lying below the ordinary high water line.

Such rights and easements for navigation and fishing as may exist over that portion of the property now or at any time lying beneath the waters of Butte Creek, Buckhorn Creek, Cripple Creek, Deed Creek and the John Day River.

All matters arising from any shifting in the course of Butte Creek, Buckhorn Creek, Cripple Creek, Deed Creek and the John Day River including but not limited to accretion, reliction and avulsion.

3. Reservation of Coal and other Minerals, including the terms and provisions contained therein, in deed from The United States of America:

Date:	Book:	Page:
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December 1, 1921	16	228
July 28, 1922	17	561
September 1, 1922	17	571
September 11, 1922	17	572
May 7, 1923	O	354
June 11, 1923	O	362
December 22, 1923	O	408
July 14, 1924	O	447
December 27, 1926	17	627
November 18, 1928	18	564
January 16, 1933	20	42
August 7, 1933	20	129
August 5, 1948	26	262

The Company makes no representation as to the present ownership of any such interests. There may be leases, grants, exceptions or reservations of interests that are not listed.

4. Easement, including the terms and provisions thereof,
Recorded: July 23, 1948
Book: 26, Page: 246
5. Right-of-way, as disclosed in document, including the terms and provisions thereof,
Recorded: September 11, 1981
Book: 36, Page: 138

6. Reservation of Oil and gas, including the terms and provisions contained therein, in deed from United States of America, its successors and/or assigns.

Recorded: September 11, 1981

Book: 36, Page 138

The Company makes no representation as to the present ownership of any such interests. There may be leases, grants, exceptions or reservations of interests that are not listed.

7. Reservation of Oil, gas, and other minerals, including the terms and provisions contained therein, in deed from Lelan J. Knox and Elsie L. Knox, husband and wife, their heirs and assigns.

Recorded: September 11, 1981

Book: 36, Page 139

The Company makes no representation as to the present ownership of any such interests. There may be leases, grants, exceptions or reservations of interests that are not listed.

8. An easement including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein as set forth in instrument:

Granted To: Telephone Utilities of Eastern Oregon, an Oregon corporation, its successors and assigns

Recorded: January 23, 1989

Book: 38, Page: 456

9. An easement including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein as set forth in instrument:

Granted To: Telephone Utilities of Eastern Oregon, Inc. dba PTI Communications, its successors and assigns

Recorded: February 28, 1997

Instrument No.: 970082

10. An easement including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein as set forth in instrument:

Granted To: Telephone Utilities of Eastern Oregon, Inc. dba PTI Communications, its successors and assigns

Recorded: August 25, 1997

Instrument No.: 970329

11. Reciprocal Easement, including the terms and provisions thereof,

Recorded: September 16, 1999

Instrument No.: 990311

12. Easement Agreement, Amendment of Existing Easement and Release of Prior Interests, including the terms and provisions thereof,

Recorded: November 16, 2004

Instrument No.: 040423

13. Notwithstanding Paragraph 4 of the covered risks of the policy or policies to be issued, the policy or policies will not insure against loss arising by reason of any lack of a right of access to and from the land. (As to Tract II)

14. The interest of Marlene Stanley Disclosed by Instrument

Recorded: September 25, 2015.

Instrument No.: 2015-0254.

15. Rights of tenants under existing leases or tenancies.

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

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

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

DOWDEN Ken D

From: Marlene Stanley <marleneqstanley@gmail.com>
Sent: Wednesday, December 16, 2015 12:06 PM
To: ken.d.dowden@state.or.us; Steve Bruce
Subject: Title info

Hello there,

I just got off the phone with Myrna and she has clarified with Dave Williams that I do own all of Section 7 and he agreed he made a mistake but cannot send out a retraction.

So you can either call Myrna or Dave if you have any more concerns or questions. Also All(fractional) is government lots that date back from 1879 surveys. They can also explain the terminology as well.

I also spoke with Dave with regards to the question on the opening page. He clarified that is just the mailing address they had on file. We did have a loan from US Bank that had the Stanley Ranch LLC as collateral but that loan has since be closed and the ranch is longer associated it.

Let me know how we need to proceed, if I need to order new reports I have no problem with that as I would like to get a new report without that US bank attachment and the correct information regarding section 7.

Thanks guys,
Marlene

DEED of
RECONVEYANCE → FROM TRUSTEE
US. BANK wanted
VESTED IN TITLE
dave.will @ ametifile.com

October 19, 2015

Water Resources Department
116 SE Dorian Avenue
Pendleton, OR 97801
RE: Stanley Ranch LLC
Water Right Transfer Application T-11670

Dear Ken,

I am faxing you a letter to continue with the water transfer.
I have faxed over copies of the change in ownership in my name.
There was not a title company involved. We just changed the deed of property
and business into my name only.

I have contacted Tracy Wyllie for the required fish screening. She has taken over for
Adam Wulf who was on the original application. As soon as I have met this
requirement I will pass along the following forms for your review.

In the meantime if you need anything else from me please feel free to call me at
541-763-2234 or e-mail marleneqstanley@gmail.com.

Sincerely,



Marlene Stanley
Stanley Ranch LLC

FAX RECEIVED

RECEIVED OCT 19 2015

N.C. Region

DOWDEN Ken D

From: DOWDEN Ken D
Sent: Wednesday, November 18, 2015 7:58 AM
To: 'Steve Bruce'
Subject: RE: T-11670 (Marlene Stanley)

Thanks Steve.
We'll wait to hear what comes of this.

From: Steve Bruce [mailto:steve@skookumwater.com]
Sent: Tuesday, November 17, 2015 1:39 PM
To: 'DOWDEN Ken D'
Subject: RE: T-11670 (Marlene Stanley)

Hi Ken,
I sent an email to Marlene yesterday morning and am waiting for a reply.
Thank you,
Steve

From: DOWDEN Ken D [mailto:ken.d.dowden@state.or.us]
Sent: Friday, November 13, 2015 9:51 AM
To: steve@skookumwater.com
Subject: RE: T-11670 (Marlene Stanley)

Steve, for next week, continuing in this discussion of Land Ownership Report, also attached is a document that Ken Thiemann, Watermaster just got from Myrna OLeary at the Assessor's office there in Fossil, a copy of the "Bargain and Sale Deed."

Regarding the Report of Ownership that was requested by our Department of Marlene Stanley, the report we received from AmeriTitle has an entry for the parcel:

- **Section 7, within Township 6 South, Range 20 East, W.M.,** that contains language "...*excluding* the East one-half of the Southwest Quarter (E½ SW¼) and the West one-half of the Southeast Quarter (W½ SE¼)."

Could you please review the attached document (Bargain and Sale Deed) received from Myrna OLeary, at the Wheeler County Assessor's office and take a peek at Exhibit A/TRACT II as it describes **All** (fractional) of Section 7. *(still not understanding the use of word "Fractional" here when it says ALL)*

Two things:

1) By viewing the AmeriTitle document, it appears there is still a link to "Stanley Ranch LLC" on the opening page under the "Status of Record Title." Because it is Marlene Stanley's intent (filing the Assignment Form w/Salem) to have the water transfer application (all interest in) be put into her name **ONLY** (in other words, no Stanley Ranch LLC association), that is a problem. It suggests that there is still a Stanley Ranch LLC, and any other interest holders of the LLC would need to also sign off with Written Authorizations. By viewing the Bargain and Sale Deed from AmeriTitle, it appears to only reference Marlene Stanley **2)** The second part of my question is: in regards to the "...*excluding*.." piece in Section 7 seen in your report, then who is the owner of those lands?

Thanks for your time and attention to this.

Ken

If needed, Myrna's contact information:

Myrna OLeary
Chief Deputy Assessor/
Tax Collector
PO Box 447
Fossil, Or 97830
541-763-4266
moleary@co.wheeler.or.us

From: DOWDEN Ken D
Sent: Thursday, November 12, 2015 3:48 PM
To: steve@skookumwater.com
Subject: FW: T-11670 (Marlene Stanley)

Subject: T-11670 (Marlene Stanley)

Steve, as discussed, could you please take a look at the attached Report of Ownership prepared by AmeriTitle for Marlene Stanley and look at the description for Section 7, T6S, R 20E?

Then please call me next week.

Thanks.



150 NE Court, Prineville, OR 97754
PHONE (541)447-5181 FAX (541)447-3371

To: Stanley Ranch LLC
Marlene Stanley
PO Box 486
Fossil, OR 97830

Date: November 12, 2015
Order No. 75648AM
Re: Multiple Parcels
Fossil, OR 97830

We have enclosed our SORT Report pertaining to order number 75648AM:

Thank you for the opportunity to serve you. Your business is appreciated!

If you have any questions or need further assistance, please do not hesitate to contact your Title Officer listed below.

Sincerely,

Dave Williams, Dave.Williams@amerititle.com
Title Officer



150 NE Court, Prineville, OR 97754
PHONE (541)447-5181 FAX (541)447-3371

STATUS OF RECORD TITLE

Stanley Ranch LLC
Marlene Stanley
PO Box 486
Fossil, OR 97830

November 12, 2015
Title Number: 75648AM
Title Officer: Dave Williams
Fee: \$600.00

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

Located in Wheeler County, Oregon:

TRACT I

TOWNSHIP 6 SOUTH, RANGE 19 EAST W.M.:

- Section 7: Those parts of the S $\frac{1}{2}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$ lying East of the John Day River.
Section 8: NW $\frac{1}{4}$ NE $\frac{1}{4}$; S $\frac{1}{2}$ N $\frac{1}{2}$; N $\frac{1}{2}$ S $\frac{1}{2}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$; S $\frac{1}{2}$ SE $\frac{1}{4}$.
Section 9: S $\frac{1}{2}$ N $\frac{1}{2}$; S $\frac{1}{2}$.
Section 10: S $\frac{1}{2}$ NW $\frac{1}{4}$; NE $\frac{1}{4}$; S $\frac{1}{2}$.
Section 11: S $\frac{1}{2}$ NW $\frac{1}{4}$; NE $\frac{1}{4}$; S $\frac{1}{2}$.
Section 12: NW $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$; E $\frac{1}{2}$ W $\frac{1}{2}$; E $\frac{1}{2}$.
Section 13: All.
Section 14: All.
Section 15: All.
Section 16: All.
Section 17: NE $\frac{1}{4}$ NW $\frac{1}{4}$; N $\frac{1}{2}$ NE $\frac{1}{4}$; S $\frac{1}{2}$ N $\frac{1}{2}$; N $\frac{1}{2}$ S $\frac{1}{2}$.
Section 18: That part of the E $\frac{1}{2}$ NE $\frac{1}{4}$ lying South and East of the John Day River; that part of E $\frac{1}{2}$ SE $\frac{1}{4}$ lying North and East of the John Day River.
Section 21: N $\frac{1}{2}$; E $\frac{1}{2}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$.
Section 22: All.
Section 23: All.
Section 24: All.
Section 25: All.
Section 26: All.
Section 27: All.
Section 28: N $\frac{1}{2}$ NW $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$; E $\frac{1}{2}$.
Section 33: SE $\frac{1}{4}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$; E $\frac{1}{2}$ E $\frac{1}{2}$.
Section 34: All.
Section 35: All.
Section 36: All.

TOWNSHIP 6 SOUTH, RANGE 20 EAST, W.M.:

- Section 7: All (fractional), excluding the East one-half of the Southwest Quarter (E1/2SW1/4) and the West one-half of the Southeast Quarter (W1/2SE1/4).
Section 8: All.
Section 9: NW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$; S $\frac{1}{2}$ SW $\frac{1}{4}$.
Section 15: SW $\frac{1}{4}$ NW $\frac{1}{4}$; W $\frac{1}{2}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$.

Section 16: All.
Section 17: All.
Section 18: All (fractional).
Section 19: All (fractional).
Section 20: All.
Section 21: All.
Section 22: $W\frac{1}{2}$; $W\frac{1}{2}E\frac{1}{2}$.
Section 26: $N\frac{1}{2}NE\frac{1}{4}$; $S\frac{1}{2}N\frac{1}{2}$; $N\frac{1}{2}S\frac{1}{2}$.
Section 27: $N\frac{1}{2}NW\frac{1}{4}$; $S\frac{1}{2}N\frac{1}{2}$; $N\frac{1}{2}S\frac{1}{2}$; $S\frac{1}{2}SW\frac{1}{4}$; $SW\frac{1}{4}SE\frac{1}{4}$.
Section 28: All.
Section 29: All.
Section 30: All (fractional).
Section 31: All (fractional).
Section 32: All.
Section 33: All.
Section 34: $W\frac{1}{2}$.

TOWNSHIP 7 SOUTH, RANGE 19 EAST, W.M.:

Section 1: All (fractional).
Section 2: All (fractional).
Section 3: All (fractional).
Section 4: Lot 1; $S\frac{1}{2}NE\frac{1}{4}$; $SE\frac{1}{4}$.
Section 9: $NE\frac{1}{4}$.
Section 10: $N\frac{1}{2}$; $N\frac{1}{2}SW\frac{1}{4}$; $E\frac{1}{2}SE\frac{1}{4}$.
Section 11: All.
Section 12: $NW\frac{1}{4}$; $W\frac{1}{2}NE\frac{1}{4}$; $NE\frac{1}{4}NE\frac{1}{4}$; $N\frac{1}{2}SW\frac{1}{4}$; $NW\frac{1}{4}SE\frac{1}{4}$.
Section 14: $NW\frac{1}{4}$; $N\frac{1}{2}NE\frac{1}{4}$.
Section 15: $E\frac{1}{2}NE\frac{1}{4}$.

TOWNSHIP 7 SOUTH, RANGE 20 EAST, W.M.:

Section 4: Lots 3 and 4; $S\frac{1}{2}NW\frac{1}{4}$; $SW\frac{1}{4}$.
Section 5: All (fractional).
Section 6: All (fractional).
Section 7: Lot 1; $NE\frac{1}{4}NW\frac{1}{4}$; $N\frac{1}{2}NE\frac{1}{4}$.
Section 8: $NW\frac{1}{4}NW\frac{1}{4}$; $E\frac{1}{2}W\frac{1}{2}$; $E\frac{1}{2}$.
Section 9: $W\frac{1}{2}$; $NW\frac{1}{4}NE\frac{1}{4}$; $N\frac{3}{8}$ of the $SE\frac{1}{4}$.
Section 10: $S\frac{1}{2}$.
Section 11: $W\frac{1}{2}SW\frac{1}{4}$.
Section 14: $NW\frac{1}{4}NW\frac{1}{4}$; $S\frac{1}{2}NW\frac{1}{4}$; $SW\frac{1}{4}$; $SW\frac{1}{4}SE\frac{1}{4}$.
Section 15: $NE\frac{1}{4}$; $N\frac{1}{2}SE\frac{1}{4}$.
Section 17: $N\frac{1}{2}NE\frac{1}{4}$.
Section 23: $N\frac{1}{2}NW\frac{1}{4}$; $NW\frac{1}{4}NE\frac{1}{4}$.

TRACT II

TOWNSHIP 6 SOUTH RANGE 19 EAST W.M.:

Section 19: That part of the $W\frac{1}{2}SE\frac{1}{4}$ lying East of the John Day River.

Vestee:

Stanley Ranch LLC, an Oregon limited liability company

and dated as of **October 27, 2015** at 7:30 a.m.

Said property is subject to the following on records matters:

1. Taxes assessed under Code No. 4 Account No. 489 Map No. 0619000000300
The 2015-2016 Taxes: \$3,346.94, plus interest, unpaid.
2. Taxes assessed under Code No. 4 Account No. 490 Map No. 0619000000301
The 2015-2016 Taxes: \$37.94, plus interest, unpaid.
3. Taxes assessed under Code No. 4 Account No. 495 Map No. 0620000000100
The 2015-2016 Taxes: \$20,039.70, plus interest, unpaid.
4. Taxes assessed under Code No. 4 Account No. 628 Map No. 0719000000100
The 2015-2016 Taxes: \$687.14, plus interest, unpaid.
5. Taxes assessed under Code No. 4 Account No. 661 Map No. 0720000000500
The 2015-2016 Taxes: \$1,069.37, plus interest, unpaid.
6. Taxes deferred, as disclosed by the tax roll, the premises herein described have been zoned or classified for farm use. At any time that said land is disqualified for such use the property will be subject to additional taxes or penalties and interest.
7. Rights of the public and governmental bodies in and to that portion of said premises now or at any time lying below the high water line of Butte Creek, Buckhorn Creek, Cripple Creek, Deed Creek and the John Day River, including any ownership rights which may be claimed by the State of Oregon as to any portion now or at any time lying below the ordinary high water line.

Such rights and easements for navigation and fishing as may exist over that portion of the property now or at any time lying beneath the waters of Butte Creek, Buckhorn Creek, Cripple Creek, Deed Creek and the John Day River.

All matters arising from any shifting in the course of Butte Creek, Buckhorn Creek, Cripple Creek, Deed Creek and the John Day River including but not limited to accretion, reliction and avulsion.

8. Reservation of Coal and other Minerals, including the terms and provisions contained therein, in deed from The United States of America:

Date:	Book:	Page:
October 7, 1920	<u>15</u>	<u>611</u>
December 1, 1921	<u>16</u>	<u>228</u>
July 28, 1922	<u>17</u>	<u>561</u>
September 1, 1922	<u>17</u>	<u>571</u>
September 11, 1922	<u>17</u>	<u>572</u>
May 7, 1923	<u>O</u>	<u>354</u>
June 11, 1923	<u>O</u>	<u>362</u>
December 22, 1923	<u>O</u>	<u>408</u>
July 14, 1924	<u>O</u>	<u>447</u>
December 27, 1926	<u>17</u>	<u>627</u>
November 18, 1928	<u>18</u>	<u>564</u>
January 16, 1933	<u>20</u>	<u>42</u>
August 7, 1933	<u>20</u>	<u>129</u>
August 5, 1948	<u>26</u>	<u>262</u>

The Company makes no representation as to the present ownership of any such interests. There may be leases, grants, exceptions or reservations of interests that are not listed.

9. Easement, including the terms and provisions thereof,
Recorded: July 23, 1948
Book: 26, Page: 246
10. Right-of-way, as disclosed in document, including the terms and provisions thereof,
Recorded: September 11, 1981
Book: 36, Page: 138
11. Reservation of Oil and gas, including the terms and provisions contained therein, in deed from United States of America, its successors and/or assigns.
Recorded: September 11, 1981
Book: 36, Page 138

The Company makes no representation as to the present ownership of any such interests. There may be leases, grants, exceptions or reservations of interests that are not listed.

12. Reservation of Oil, gas, and other minerals, including the terms and provisions contained therein, in deed from Lelan J. Knox and Elsie L. Knox, husband and wife, their heirs and assigns.
Recorded: September 11, 1981
Book: 36, Page 139

The Company makes no representation as to the present ownership of any such interests. There may be leases, grants, exceptions or reservations of interests that are not listed.

13. An easement including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein as set forth in instrument:
Granted To: Telephone Utilities of Eastern Oregon, an Oregon corporation, its successors and assigns
Recorded: January 23, 1989
Book: 38, Page: 456
14. An easement including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein as set forth in instrument:
Granted To: Telephone Utilities of Eastern Oregon, Inc. dba PTI Communications, its successors and assigns
Recorded: February 28, 1997
Instrument No.: 970082
15. An easement including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein as set forth in instrument:
Granted To: Telephone Utilities of Eastern Oregon, Inc. dba PTI Communications, its successors and assigns
Recorded: August 25, 1997
Instrument No.: 970329
16. Reciprocal Easement, including the terms and provisions thereof,
Recorded: September 16, 1999
Instrument No.: 990311
17. Easement Agreement, Amendment of Existing Easement and Release of Prior Interests, including the terms and provisions thereof,
Recorded: November 16, 2004
Instrument No.: 040423
18. Notwithstanding Paragraph 4 of the covered risks of the policy or policies to be issued, the policy or policies will not insure against loss arising by reason of any lack of a right of access to and from the land. (As to Tract II)

19. Easement, including the terms and provisions thereof,
Recorded: June 14, 2013
Instrument No.: 2013-0108
20. A Deed of Trust, including the terms and provisions thereof, to secure the amount noted below and other amounts secured thereunder, if any:
Amount: \$6,800,000.00
Trustor/Grantor: Stanley Ranch, LLC, an Oregon limited liability company; Richard L. Stanley and Marlene Q. Stanley
Trustee: U.S. Bank Trust Company, National Association
Beneficiary: U.S. Bank National Association
Dated: June 3, 2013
Recorded: June 14, 2013
Instrument No.: 2013-0108
21. A Financing Statement filed in the Office of the County Recorder showing:
Debtor: Stanley Ranch, LLC
Secured Party: U.S. Bank National Association
Recorded: June 14, 2013
Instrument No.: 2013-0109

A change to the above Financing Statement was filed:
Recorded: December 22, 2014
Instrument No.: 2014-0329
Nature of Change: Party Information Change
22. Restrictive Covenant Agreement, including the terms and provisions thereof,
Recorded: June 14, 2013
Instrument No.: 2013-0110
23. The interest of Marlene Stanley Disclosed by Instrument
Recorded: September 25, 2015.
Instrument No.: 2015-0254.

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

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

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

DOWDEN Ken D

From: Steve Bruce <steve@skookumwater.com>
Sent: Tuesday, November 03, 2015 9:30 AM
To: 'DOWDEN Ken D'
Cc: 'marlene stanley'; 'David' 'Filippi'
Subject: FW: Water Right Transfer Application T-11670

Hi Ken,

We are ready to remove the Administrative Hold on T-11670 and move forward with the application processing. Marlene should be providing an ownership report to you soon as indicated in the following email.

As indicated in the email chain below, we may need engineering support from the Oregon Department of Fish and Wildlife (ODFW). Given the potential ODFW timing and other project considerations, we are requesting the completion date for the transfer be extended to October 1, 2018.

Thank you for your assistance.

Regards,
Steve



Steven R. Bruce, RG, LHg, CWRE
P.O. Box 80174
Portland, OR 97280
(503) 319-8926
www.skookumwater.com

From: marlene stanley [mailto:marleneqstanley@gmail.com]
Sent: Tuesday, November 3, 2015 8:21 AM
To: Steve Bruce <steve@skookumwater.com>
Subject: Fwd: Water Right Transfer Application

Hi Bruce,

Can you forward this onto Ken? I did meet with the title company and have ordered all the reports they need. Should have them this week.

Thank you,
Marlene

----- Forwarded message -----

From: Tracy Wyllie <tracy.d.wyllie@state.or.us>
Date: Fri, Oct 30, 2015 at 9:36 AM
Subject: RE: Water Right Transfer Application
To: Marlene Stanley <marleneqstanley@gmail.com>

Hi Marlene,

I just wanted to check in to let you know that I am hopeful that I will have some dates next week to schedule an engineering survey with you. Unfortunately, our staff members that I need to coordinate with have been out of the office this week. I know that you had mentioned that the transfer deadline is 11/20/15. If we need to install a fish screen this process will be at minimum one to two years out due to the engineering survey, cultural resource survey, engineering design, permitting, and existing project work. I wanted to ensure that you are aware of this information in case you need to ask for an extension from Water Resources Department. You can let them know that you are working with ODFW on this project and that our process is lengthy. You can refer their staff to me and I can confirm if they have any questions.

Thank you for your patience.

Tracy Wyllie
Fish Screening & Passage Coordinator
Oregon Department of Fish & Wildlife
P.O. Box 515
357 Patterson Bridge Rd.
John Day, OR 97845
541-575-0561
541-620-8850 Cell
541-575-0868 Fax
Tracy.D.Wyllie@state.or.us

-----Original Message-----

From: Marlene Stanley [mailto:marleneqstanley@gmail.com]
Sent: Monday, October 19, 2015 4:54 PM
To: tracy.d.wyllie@state.or.us
Subject: Water Right Transfer Application

Hi Tracy,

Thank you for your call today.

Here is the application number T-11670
for Stanley Ranch LLC

Have a great evening and I look forward to hearing from you soon.

Marlene Stanley



150 NE Court, Prineville, OR 97754
PHONE (541)447-5181 FAX (541)447-3371

To: Stanley Ranch LLC
Marlene Stanley
PO Box 486
Fossil, OR 97830

Date: November 12, 2015
Order No. 75648AM
Re: Multiple Parcels
Fossil, OR 97830

We have enclosed our SORT Report pertaining to order number 75648AM:

Thank you for the opportunity to serve you. Your business is appreciated!

If you have any questions or need further assistance, please do not hesitate to contact your Title Officer listed below.

Sincerely,

Dave Williams, Dave.Williams@amerititle.com
Title Officer



150 NE Court, Prineville, OR 97754
PHONE (541)447-5181 FAX (541)447-3371

STATUS OF RECORD TITLE

Stanley Ranch LLC
Marlene Stanley
PO Box 486
Fossil, OR 97830

November 12, 2015
Title Number: 75648AM
Title Officer: Dave Williams
Fee: \$600.00

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

Located in Wheeler County, Oregon:

TRACT 1

TOWNSHIP 6 SOUTH, RANGE 19 EAST W.M.:

Section 7: Those parts of the S $\frac{1}{2}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$ lying East of the John Day River.
Section 8: NW $\frac{1}{4}$ NE $\frac{1}{4}$; S $\frac{1}{2}$ N $\frac{1}{2}$; N $\frac{1}{2}$ S $\frac{1}{2}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$; S $\frac{1}{2}$ SE $\frac{1}{4}$.
Section 9: S $\frac{1}{2}$ N $\frac{1}{2}$; S $\frac{1}{2}$.
Section 10: S $\frac{1}{2}$ NW $\frac{1}{4}$; NE $\frac{1}{4}$; S $\frac{1}{2}$.
Section 11: S $\frac{1}{2}$ NW $\frac{1}{4}$; NE $\frac{1}{4}$; S $\frac{1}{2}$.
Section 12: NW $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$; E $\frac{1}{2}$ W $\frac{1}{2}$; E $\frac{1}{2}$.
Section 13: All.
Section 14: All.
Section 15: All.
Section 16: All.
Section 17: NE $\frac{1}{4}$ NW $\frac{1}{4}$; N $\frac{1}{2}$ NE $\frac{1}{4}$; S $\frac{1}{2}$ N $\frac{1}{2}$; N $\frac{1}{2}$ S $\frac{1}{2}$.
Section 18: That part of the E $\frac{1}{2}$ NE $\frac{1}{4}$ lying South and East of the John Day River; that part of E $\frac{1}{2}$ SE $\frac{1}{4}$ lying North and East of the John Day River.
Section 21: N $\frac{1}{2}$; E $\frac{1}{2}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$.
Section 22: All.
Section 23: All.
Section 24: All.
Section 25: All.
Section 26: All.
Section 27: All.
Section 28: N $\frac{1}{2}$ NW $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$; E $\frac{1}{2}$.
Section 33: SE $\frac{1}{4}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$; E $\frac{1}{2}$ E $\frac{1}{2}$.
Section 34: All.
Section 35: All.
Section 36: All.

TOWNSHIP 6 SOUTH, RANGE 20 EAST, W.M.:

Section 7: All (fractional), excluding the East one-half of the Southwest Quarter (E1/2SW1/4) and the West one-half of the Southeast Quarter (W1/2SE1/4).
Section 8: All.
Section 9: NW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$; S $\frac{1}{2}$ SW $\frac{1}{4}$.
Section 15: SW $\frac{1}{4}$ NW $\frac{1}{4}$; W $\frac{1}{2}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$.

Section 16: All.
Section 17: All.
Section 18: All (fractional).
Section 19: All (fractional).
Section 20: All.
Section 21: All.
Section 22: $W\frac{1}{2}$; $W\frac{1}{2}E\frac{1}{2}$.
Section 26: $N\frac{1}{2}NE\frac{1}{4}$; $S\frac{1}{2}N\frac{1}{2}$; $N\frac{1}{2}S\frac{1}{2}$.
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Section 28: All.
Section 29: All.
Section 30: All (fractional).
Section 31: All (fractional).
Section 32: All.
Section 33: All.
Section 34: $W\frac{1}{2}$.

TOWNSHIP 7 SOUTH, RANGE 19 EAST, W.M.:

Section 1: All (fractional).
Section 2: All (fractional).
Section 3: All (fractional).
Section 4: Lot 1; $S\frac{1}{2}NE\frac{1}{4}$; $SE\frac{1}{4}$.
Section 9: $NE\frac{1}{4}$.
Section 10: $N\frac{1}{2}$; $N\frac{1}{2}SW\frac{1}{4}$; $E\frac{1}{2}SE\frac{1}{4}$.
Section 11: All.
Section 12: $NW\frac{1}{4}$; $W\frac{1}{2}NE\frac{1}{4}$; $NE\frac{1}{4}NE\frac{1}{4}$; $N\frac{1}{2}SW\frac{1}{4}$; $NW\frac{1}{4}SE\frac{1}{4}$.
Section 14: $NW\frac{1}{4}$; $N\frac{1}{2}NE\frac{1}{4}$.
Section 15: $E\frac{1}{2}NE\frac{1}{4}$.

TOWNSHIP 7 SOUTH, RANGE 20 EAST, W.M.:

Section 4: Lots 3 and 4; $S\frac{1}{2}NW\frac{1}{4}$; $SW\frac{1}{4}$.
Section 5: All (fractional).
Section 6: All (fractional).
Section 7: Lot 1; $NE\frac{1}{4}NW\frac{1}{4}$; $N\frac{1}{2}NE\frac{1}{4}$.
Section 8: $NW\frac{1}{4}NW\frac{1}{4}$; $E\frac{1}{2}W\frac{1}{2}$; $E\frac{1}{2}$.
Section 9: $W\frac{1}{2}$; $NW\frac{1}{4}NE\frac{1}{4}$; $N\frac{3}{8}$ of the $SE\frac{1}{4}$.
Section 10: $S\frac{1}{2}$.
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Section 23: $N\frac{1}{2}NW\frac{1}{4}$; $NW\frac{1}{4}NE\frac{1}{4}$.

TRACT II

TOWNSHIP 6 SOUTH RANGE 19 EAST W.M.:

Section 19: That part of the $W\frac{1}{2}SE\frac{1}{4}$ lying East of the John Day River.

Vestee:

Stanley Ranch LLC, an Oregon limited liability company

and dated as of October 27, 2015 at 7:30 a.m.

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10. Right-of-way, as disclosed in document, including the terms and provisions thereof,
Recorded: September 11, 1981
Book: 36, Page: 138
11. Reservation of Oil and gas, including the terms and provisions contained therein, in deed from United States of America, its successors and/or assigns.
Recorded: September 11, 1981
Book: 36, Page 138

The Company makes no representation as to the present ownership of any such interests. There may be leases, grants, exceptions or reservations of interests that are not listed.

12. Reservation of Oil, gas, and other minerals, including the terms and provisions contained therein, in deed from Lelan J. Knox and Elsie L. Knox, husband and wife, their heirs and assigns.
Recorded: September 11, 1981
Book: 36, Page 139

The Company makes no representation as to the present ownership of any such interests. There may be leases, grants, exceptions or reservations of interests that are not listed.

13. An easement including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein as set forth in instrument:
Granted To: Telephone Utilities of Eastern Oregon, an Oregon corporation, its successors and assigns
Recorded: January 23, 1989
Book: 38, Page: 456
14. An easement including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein as set forth in instrument:
Granted To: Telephone Utilities of Eastern Oregon, Inc. dba PTI Communications, its successors and assigns
Recorded: February 28, 1997
Instrument No.: 970082
15. An easement including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein as set forth in instrument:
Granted To: Telephone Utilities of Eastern Oregon, Inc. dba PTI Communications, its successors and assigns
Recorded: August 25, 1997
Instrument No.: 970329
16. Reciprocal Easement, including the terms and provisions thereof,
Recorded: September 16, 1999
Instrument No.: 990311
17. Easement Agreement, Amendment of Existing Easement and Release of Prior Interests, including the terms and provisions thereof,
Recorded: November 16, 2004
Instrument No.: 040423
18. Notwithstanding Paragraph 4 of the covered risks of the policy or policies to be issued, the policy or policies will not insure against loss arising by reason of any lack of a right of access to and from the land.
(As to Tract II)

19. Easement, including the terms and provisions thereof,
Recorded: June 14, 2013
Instrument No.: 2013-0108
20. A Deed of Trust, including the terms and provisions thereof, to secure the amount noted below and other amounts secured thereunder, if any:
Amount: \$6,800,000.00
Trustor/Grantor: Stanley Ranch, LLC, an Oregon limited liability company; Richard L. Stanley and Marlene Q. Stanley
Trustee: U.S. Bank Trust Company, National Association
Beneficiary: U.S. Bank National Association
Dated: June 3, 2013
Recorded: June 14, 2013
Instrument No.: 2013-0108
21. A Financing Statement filed in the Office of the County Recorder showing:
Debtor: Stanley Ranch, LLC
Secured Party: U.S. Bank National Association
Recorded: June 14, 2013
Instrument No.: 2013-0109

A change to the above Financing Statement was filed:
Recorded: December 22, 2014
Instrument No.: 2014-0329
Nature of Change: Party Information Change
22. Restrictive Covenant Agreement, including the terms and provisions thereof,
Recorded: June 14, 2013
Instrument No.: 2013-0110
23. The interest of Marlene Stanley Disclosed by Instrument
Recorded: September 25, 2015.
Instrument No.: 2015-0254

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

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

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

AmeriTitle, Inc.

541-330-8140



Invoice

Date: 11/12/2015

Number: 67186

FSBO
ID

Property Address:
Multiple Parcels
Fossil, OR 97830

Please Remit Payment To:
AmeriTitle, Inc.
Attn: Accounts Receivable
345 SE Third
Bend, OR 97702

File Number	Transactee	Client's File #	Class/Description	Memo	Amount
75648AM	Stanley, Marlene		Non-Insured Title Report	Non-Insured Title Report	\$600.00
Total					\$600.00
Total Due					\$600.00

Buyer (Borrower) - Marlene Stanley
Seller (if any) -
Loan Amount (if any) -
Sales Price (if any) -

Grantor's Name and Address:

Rick and Marlene Stanley
PO Box 486
Fossil, Oregon 97830

Grantee's Name and Address:

Marlene Stanley
PO Box 486
Fossil, Oregon 97830

After recording return to:

Stahancyk, Kent & Hook P.C.
158 NE Greenwood Avenue, Suite 1
Bend, OR 97701

Mail all tax statements to:

Marlene Stanley
PO Box 486
Fossil, Oregon 97830

WHEELER COUNTY, OREGON 2015-0254
D-BSD
Crt-1 Pgs-4 ALICIAH 09/25/2015 01:35:45 PM
\$20.00 \$11.00 \$20.00 \$10.00 Total: \$61.00



00003518201500002540040048
I, Barbara S. Sifton, County Clerk for Wheeler County,
Oregon certify that the instrument identified herein was
recorded in the Clerk records.
Barbara S. Sifton - County Clerk

BARGAIN AND SALE DEED

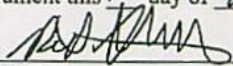
(Statutory Form)

Rick Stanley and Marlene Stanley, grantors, convey to Marlene Stanley, grantee, the following real property, situated at 12895 Butte Creek Lane, Fossil, Oregon 97830 in Wheeler County, State of Oregon, described on the attached Exhibit "A."

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

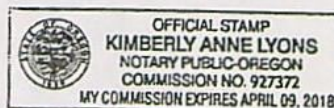
The true and actual consideration for this conveyance is pursuant to the General Judgment of Dissolution of Marriage, filed in Wheeler County, case no. 130007D.

In Witness Whereof, the grantor has executed this instrument this 12 day of August, 2015.


Rick Stanley, Grantor

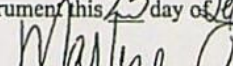
State of Oregon, County of Multnomah) ss.

This instrument was acknowledged before me this 12 day of August, 2015, by Rick Stanley to be his voluntary act and deed.



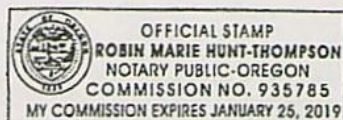

Notary Public for Oregon

In Witness Whereof, the grantor has executed this instrument this 23 day of September, 2015.


Marlene Stanley, Grantor

State of Oregon, County of WHEELER) ss.

This instrument was acknowledged before me this 23 day of September, 2015 by Marlene Stanley to be her voluntary act and deed.




Notary Public for Oregon

2015-0254 pg 1 of 4

Exhibit A

TRACT I:

Located in **GILLIAM COUNTY, OREGON:**

TOWNSHIP 5 SOUTH, RANGE 20 EAST, W.M.:

- Section 31: S $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$.
Section 32: W $\frac{1}{2}$ SE $\frac{1}{4}$; S $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$; E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$; NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$;
S $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$; EXCEPTING an approximately 7.87 acre parcel
described as follows: Beginning at a point 660 feet North and 1,480
feet East of the Section Corner between Sections 31 and 32; thence
South 56 degrees East 600 feet; thence North 32° East 500 feet; thence
North 750 feet; thence North 60° West 280 feet; thence South 1,000
feet; thence West 500 feet to the point of beginning.

TOWNSHIPS 6 SOUTH, RANGE 19 EAST, W.M.:

- Section 1: Lots 2, 3, and 4; SW $\frac{1}{4}$ NE $\frac{1}{4}$; S $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$; S $\frac{1}{2}$ NW $\frac{1}{4}$; S $\frac{1}{2}$
Section 5: SE $\frac{1}{4}$ SW $\frac{1}{4}$.
Section 2: SE $\frac{1}{4}$ SE $\frac{1}{4}$

TOWNSHIP 6 SOUTH, RANGE 20 EAST, W.M.:

- Section 5: Lots 2, 3, and 4; SW $\frac{1}{4}$ NE $\frac{1}{4}$; S $\frac{1}{2}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$; W $\frac{1}{2}$ SE $\frac{1}{4}$.
Section 6: Lot 1; the E $\frac{1}{2}$ of lot 2; the S $\frac{1}{2}$ of lot 5; lots 6 and 7; S $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$;
S $\frac{1}{2}$ NE $\frac{1}{4}$; E $\frac{1}{2}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$.

TRACT II:

Located in **WHEELER COUNTY, OREGON:**

TOWNSHIP 6 SOUTH, RANGE 19 EAST W.M.:

- Section 7: Those parts of the S $\frac{1}{2}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$ lying East of the John Day
River.
Section 8: NW $\frac{1}{4}$ NE $\frac{1}{4}$; S $\frac{1}{2}$ N $\frac{1}{2}$; N $\frac{1}{2}$ S $\frac{1}{2}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$; S $\frac{1}{2}$ SE $\frac{1}{4}$.
Section 9: S $\frac{1}{2}$ N $\frac{1}{2}$; S $\frac{1}{2}$.
Section 10: S $\frac{1}{2}$ NW $\frac{1}{4}$; NE $\frac{1}{4}$; S $\frac{1}{2}$.
Section 11: S $\frac{1}{2}$ NW $\frac{1}{4}$; NE $\frac{1}{4}$; S $\frac{1}{2}$.
Section 12: NW $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$; E $\frac{1}{2}$ W $\frac{1}{2}$; E $\frac{1}{2}$.
Section 13: All.
Section 14: All.
Section 15: All.
Section 16: All.
Section 17: NE $\frac{1}{4}$ NW $\frac{1}{4}$; N $\frac{1}{2}$ NE $\frac{1}{4}$; S $\frac{1}{2}$ N $\frac{1}{2}$; N $\frac{1}{2}$ S $\frac{1}{2}$.
Section 18: That part of the E $\frac{1}{2}$ NE $\frac{1}{4}$ lying South and East of the John Day River;
that part of E $\frac{1}{2}$ SE $\frac{1}{4}$ lying North and East of the John Day River.
Section 21: N $\frac{1}{2}$; E $\frac{1}{2}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$.
Section 22: All.

TOWNSHIP 6 SOUTH, RANGE 19 EAST W.M. (Continued):

Section 23: All.
Section 24: All.
Section 25: All.
Section 26: All.
Section 27: All.
Section 28: $N \frac{1}{2} NW \frac{1}{4}; SE \frac{1}{4} SW \frac{1}{4}; E \frac{1}{2}$.
Section 33: $SE \frac{1}{4} NW \frac{1}{4}; SW \frac{1}{4} NE \frac{1}{4}; E \frac{1}{2} E \frac{1}{2}$.
Section 34: All.
Section 35: All.
Section 36: All.

TOWNSHIP 6 SOUTH, RANGE 20 EAST, W.M.:

Section 7: All (fractional)
Section 8: All
Section 9: $NW \frac{1}{4}; NW \frac{1}{4} SW \frac{1}{4}; S \frac{1}{2} SW \frac{1}{4}$.
Section 15: $SW \frac{1}{4} NW \frac{1}{4}; W \frac{1}{2} SW \frac{1}{4}; SE \frac{1}{4} SW \frac{1}{4}$.
Section 16: All.
Section 17: All.
Section 18: All (fractional).
Section 19: All (fractional).
Section 20: All.
Section 21: All.
Section 22: $W \frac{1}{2}; W \frac{1}{2} E \frac{1}{2}$.
Section 26: $N \frac{1}{2} NE \frac{1}{4}; S \frac{1}{2} N \frac{1}{2}; N \frac{1}{2} S \frac{1}{2}$.
Section 27: $N \frac{1}{2} NW \frac{1}{4}; S \frac{1}{2} N \frac{1}{2}; N \frac{1}{2} S \frac{1}{2}; S \frac{1}{2} SW \frac{1}{4}; SW \frac{1}{4} SE \frac{1}{4}$.
Section 28: All.
Section 29: All.
Section 30: All (fractional).
Section 31: All (fractional).
Section 32: All.
Section 33: All.
Section 34: $W \frac{1}{2}$.

TOWNSHIP 7 SOUTH, RANGE 19 EAST, W.M.:

Section 1: All (fractional).
Section 2: All (fractional).
Section 3: All (fractional).
Section 4: Lot 1; $S \frac{1}{2} NE \frac{1}{4}; SE \frac{1}{4}$.
Section 9: $NE \frac{1}{4}$.
Section 10: $N \frac{1}{2}; N \frac{1}{2} SW \frac{1}{4}; E \frac{1}{2} SE \frac{1}{4}$.
Section 11: All.
Section 12: $NW \frac{1}{4}; W \frac{1}{2} NE \frac{1}{4}; NE \frac{1}{4} NE \frac{1}{4}; N \frac{1}{2} SW \frac{1}{4}; NW \frac{1}{4} SE \frac{1}{4}$.
Section 14: $NW \frac{1}{4}; N \frac{1}{2} NE \frac{1}{4}$.
Section 15: $E \frac{1}{2} NE \frac{1}{4}$.

TOWNSHIP 7 SOUTH, RANGE 20 EAST, W.M.:

Section 4: Lots 3 and 4; S $\frac{1}{2}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$.
Section 5: All (fractional).
Section 6: All (fractional).
Section 7: Lot 1; NE $\frac{1}{4}$ NW $\frac{1}{4}$; N $\frac{1}{2}$ NE $\frac{1}{4}$.
Section 8: NW $\frac{1}{4}$ NW $\frac{1}{4}$; E $\frac{1}{2}$ W $\frac{1}{2}$; E $\frac{1}{2}$.
Section 9: W $\frac{1}{2}$; NW $\frac{1}{4}$ NE $\frac{1}{4}$; N $\frac{3}{8}$ of the SE $\frac{1}{4}$.
Section 10: S $\frac{1}{2}$.
Section 11: W $\frac{1}{2}$ SW $\frac{1}{4}$.
Section 14: NW $\frac{1}{4}$ NW $\frac{1}{4}$; S $\frac{1}{2}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$.
Section 15: NE $\frac{1}{4}$; N $\frac{1}{2}$ SE $\frac{1}{4}$.
Section 17: N $\frac{1}{2}$ NE $\frac{1}{4}$.
Section 23: N $\frac{1}{2}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ NE $\frac{1}{4}$.

TRACT III:

Located in **WHEELER COUNTY, OREGON:**

TOWNSHIP 6 SOUTH RANGE 19 EAST W.M.:

Section 19: That part of the W $\frac{1}{2}$ SE $\frac{1}{4}$ lying East of the John Day River.



<http://www.stanleyranch.net>

a beautiful Cattle Ranch located in North Central Oregon

- [Home](#)  <http://www.stanleyranch.net/feed/> Search
- [http://www.stanleyranch.net/](http://www.stanleyranch.net)
- [Hunting](http://www.stanleyranch.net/hunting-album/) <http://www.stanleyranch.net/hunting-album/>

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- [Wildlife](http://www.stanleyranch.net/wildlife/) <http://www.stanleyranch.net/wildlife/>
- [Scenery](http://www.stanleyranch.net/scenery/) <http://www.stanleyranch.net/scenery/>
- [About the Ranch](http://www.stanleyranch.net/about/) <http://www.stanleyranch.net/about/>
- [Cook Book](http://www.stanleyranch.net/cook-book/) <http://www.stanleyranch.net/cook-book/>
- [The Camp Cook](http://www.stanleyranch.net/kitchen-menu/) <http://www.stanleyranch.net/kitchen-menu/>

About the Ranch

Stanley Ranch is a 34,115 acre property located in Oregon on the John Day river near the town of Fossil. The Stanley Ranch is a prime cattle grazing and trophy hunting ranch. The ranch is owned and operated by Marlene Stanley.

Copyright 2016 © [Stanley Ranch](http://www.stanleyranch.net) <http://www.stanleyranch.net> - a beautiful Cattle Ranch located in North Central Oregon

Water Rights Platcard Report

Meridian: Willamette

Township: 6

South Range: 20

East Section: 7

Records
per 6
Page:

Search

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Water Right	Changing Xfers	Priority	Use	Use Status	DLC	Gov't Lot	QQ(40): Q(160):	NE NE	NW NE	SW NE	SE NE	NE NW	NW NW	SW NW	SE NW	NE SW	NW SW	SW SW	SE SW	NE SE	NW SE	SW SE	SE SE	Unknown QQ
Select Cert:24959 OR * Additional Info: BUTTE CREEK LAND LIVESTOCK & LUMBER CO. Decree: JOHN DAY RIVER (F) Cert: 24959	T11670	12/31/1880	IRRIGATION AND DOMESTIC													5.5	1	1.1	1					
OK SUBJECT RIGHT																								
Select Cert:24963 OR * Additional Info: BUTTE CREEK LAND LIVESTOCK & LUMBER CO. Decree: JOHN DAY RIVER (F) Cert: 24963	T11670	12/31/1895	IRRIGATION, LIVESTOCK AND DOMESTIC																	0.9	1.2			
OK																								
Select Permit: R 14973 * Additional Info: STANLEY RANCH LLC App: R87806 Permit: R14973		5/7/2012	MULTIPLE PURPOSE													*								

Acreage Legend: 12.25 Regular
acres12.25 Acreage is on a
canceled right(12.25) Acreage is part of a transfer and
has not been proven up on yet
(Inchoate)[12.25] Acreage has been
suspended* Acreage is not
specified

Water Rights Platcard Report

Meridian: Willamette

Township: 6

South Range: 20

East Section: 8

Records

per 6

Page:

Search

Platcards Maps!

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Water Right	Changing Xfers	Priority	Use	Use Status	DLC	Gov't Lot	QQ(40): Q(160):	NE	NW	SW	SE	NE	NW	SW	SE	NW	SW	SW	SW	SE	SE	NW	SE	SE	SE	Unknown QQ
Select Cert:24960 OR * Additional Info: BUTTE CREEK LAND LIVESTOCK & LUMBER CO. Decree: JOHN DAY RIVER (F) Cert: 24960	T11670	12/31/1886	IRRIGATION, LIVESTOCK AND DOMESTIC																	10.6 ✓						
SUBJECT RIGHT																										
Select Cert:24963 OR * Additional Info: BUTTE CREEK LAND LIVESTOCK & LUMBER CO. Decree: JOHN DAY RIVER (F) Cert: 24963	T11670	12/31/1895	IRRIGATION, LIVESTOCK AND DOMESTIC														0.9					0.2				
SUBJECT RIGHT																										

Acreage Legend: 12.25 Regular acreage

12.25 Acreage is on a canceled right

(12.25) Acreage is part of a transfer and has not been proven up on yet (inchoate)

[12.25] Acreage has been suspended

* Acreage is not specified

Meridian: Willamette Township: 6

East Section: 9

Search

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OK

(12.25) Acreage is part of a transfer and has not been proven up on yet (inchoate)

* Acreage is not specified

DOWDEN Ken D

From: DOWDEN Ken D
Sent: Thursday, November 12, 2015 9:27 AM
To: steve@skookumwater.com
Subject: Transfer Application T-11670

Steve, just checking in on a small item, want to be sure I get the correct date for the "C" Completion date on this transfer.

Because a few things have changed since this file was received, please let me know which year you want to be included in the actual Preliminary Determination. Early on (see e-mail below) **you were asking for 2019**. Your most recent *(yellow high-light in both)* you're asking for 2018, assuming you're now more knowledgeable of what it's going to take to get things completed out there. (?)

Just let me know. We getting to the end of the review on my part.

~K

Hi Ken,

We are ready to remove the Administrative Hold on T-11670 and move forward with the application processing. Marlene should be providing an ownership report to you soon as indicated in the following email.

As indicated in the email chain below, we may need engineering support from the Oregon Department of Fish and Wildlife (ODFW). Given the potential ODFW timing and other project considerations, we are requesting the completion date for the transfer be extended to October 1, 2018.

Thank you for your assistance.

Regards,
Steve



Steven R. Bruce, RG, LHg, CWRE
P.O. Box 80174
Portland, OR 97280
(503) 319-8926
www.skookumwater.com

From: Steve Bruce [<mailto:steve@skookumwater.com>]
Sent: Thursday, August 28, 2014 2:05 PM
To: 'DOWDEN Ken D'
Cc: 'Rick Stanley'; "<mailto:marlenes@ricksfencing.com>"@gws7.mbox.net; 'Filippi, David'
Subject: Transfer T-11670 Administrative Hold

Hello Ken,

This email is to follow up on our conversation this morning about Transfer T-11670 filed by Stanley Ranch LLC and to respond to your August 4, 2014 letter that accompanied the Preliminary Determination (PD) for the transfer.

On behalf of Stanley Ranch LLC, we are requesting a 180-day administrative hold on further processing of Transfer T-11670. The ownership of the property will be changing in the near future and the administrative hold is intended to provide time for the ownership transfer to be completed and recorded. Once the property title is transferred, we understand the new owner will submit a report of land ownership in accordance with your August 4, 2014 letter.

In addition to the above request, we would like to extend the October 1, 2015 completion date (C Date) mentioned in your letter to a new date of October 1, 2019. The additional time is intended to provide for the administrative hold (and possibly a second administrative hold if the ownership transfer requires more time than expected) as well as allow the new owner more time to develop the uses authorized by the transfer.

Please let me know if you need additional information. Thank you for your assistance.

Regards,

Steve

SKOOKUM
WATER ASSOCIATES INC

Steven R. Bruce, RG, LHg, CWRE

P.O. Box 80174

Portland, OR 97280

(503) 319-8926

www.skookumwater.com

DOWDEN Ken D

From: DOWDEN Ken D
Sent: Friday, August 29, 2014 8:59 AM
To: 'Steve Bruce'
Cc: 'Rick Stanley'; STARNES Kelly
Subject: RE: Transfer T-11670 Administrative Hold

Steve, your request for an administrative "hold" on transfer application T-11670 is acceptable and approved, considering the circumstances.

The Department can also approve an extension of the Completion ("C" Date) to the 2019, October 1st date.

I will update our data bases and put the file aside. We will anticipate hearing from you then sometime in the New Year in addressing the items in our August 4, 2014 letter. (*that being on or around 2/25/2015*)

Best Regards,

~Ken

From: Steve Bruce [<mailto:steve@skookumwater.com>]
Sent: Thursday, August 28, 2014 2:05 PM
To: 'DOWDEN Ken D'
Cc: 'Rick Stanley'; "<mailto:marlenes@ricksfencing.com>"@gws7.mbox.net; 'Filippi, David'
Subject: Transfer T-11670 Administrative Hold

Hello Ken,

This email is to follow up on our conversation this morning about Transfer T-11670 filed by Stanley Ranch LLC and to respond to your August 4, 2014 letter that accompanied the Preliminary Determination (PD) for the transfer.

On behalf of Stanley Ranch LLC, we are requesting a 180-day administrative hold on further processing of Transfer T-11670. The ownership of the property will be changing in the near future and the administrative hold is intended to provide time for the ownership transfer to be completed and recorded. Once the property title is transferred, we understand the new owner will submit a report of land ownership in accordance with your August 4, 2014 letter.

In addition to the above request, we would like to extend the October 1, 2015 completion date (C Date) mentioned in your letter to a new date of October 1, 2019. The additional time is intended to provide for the administrative hold (and possibly a second administrative hold if the ownership transfer requires more time than expected) as well as allow the new owner more time to develop the uses authorized by the transfer.

Please let me know if you need additional information. Thank you for your assistance.

Regards,
Steve

SKOOKUM
WATER ASSOCIATES INC.

Steven R. Bruce, RG, LHg, CWRE
P.O. Box 80174
Portland, OR 97280

(503) 319-8926

www.skookumwater.com

DOWDEN Ken D

To: Steve Bruce
Cc: 'Marlene Stanley'; 'Filippi, David'
Subject: RE: Transfer T-11670 Administrative Hold

Steve, great to hear from you on this transfer.

The additional 90 days needed will be fine.

I will update our database to reflect the "Administrative Hold" date of November 20, 2015 and get you the additional time needed.

Thanks for keeping this on your radar. Hope you get things sorted out.

Ken

From: Steve Bruce [mailto:steve@skookumwater.com]
Sent: Monday, August 17, 2015 11:41 AM
To: 'DOWDEN Ken D'
Cc: 'Marlene Stanley'; 'Filippi, David'
Subject: RE: Transfer T-11670 Administrative Hold

Hi Ken,

As we just discussed, we would like to extend the administrative hold on T-11670 for another 90 days beyond August 22nd. This additional time is intended to allow time for the ownership changes to be recorded. I believe the new expiration date for the hold would be November 20, although we expect we will be able to remove the hold sooner than that date and provide a report of land ownership as described in your August 4, 2014 letter to the Stanley Ranch LLC.

Thank you for your assistance.
Steve

From: Steve Bruce [mailto:steve@skookumwater.com]
Sent: Monday, February 23, 2015 11:18 AM
To: 'DOWDEN Ken D' <ken.d.dowden@state.or.us>
Subject: RE: Transfer T-11670 Administrative Hold

I will do so. Thank you.

From: DOWDEN Ken D [mailto:ken.d.dowden@state.or.us]
Sent: Monday, February 23, 2015 11:13 AM
To: Steve Bruce
Cc: MarleneQstanley@gmail.com; Kelly Starnes (patrick.k.starnes@state.or.us); 'Rick Stanley'
Subject: RE: Transfer T-11670 Administrative Hold

Steve, that would be acceptable.

The Department shall place your transfer application T-11670 on "Administrative" HOLD until August 22, 2015.

Please make every effort to let us know immediately once you are ready to proceed.

Ken

From: Steve Bruce [<mailto:steve@skookumwater.com>]
Sent: Monday, February 23, 2015 10:32 AM
To: 'DOWDEN Ken D'
Cc: MarleneQstanley@gmail.com; 'Rick Stanley'
Subject: RE: Transfer T-11670 Administrative Hold

Hi Ken,

On behalf of the Stanleys, I would like to extend the administrative hold on transfer application T-11670 for another 180 days. We expect the ownership transfer to occur within the next few months and will then be ready to move forward. Thank you,
Steve



Steven R. Bruce, RG, LHg, CWRE
P.O. Box 80174
Portland, OR 97280
(503) 319-8926
www.skookumwater.com

From: DOWDEN Ken D [<mailto:ken.d.dowden@state.or.us>]
Sent: Friday, August 29, 2014 8:59 AM
To: Steve Bruce
Cc: STARNES Kelly; 'Rick Stanley'
Subject: RE: Transfer T-11670 Administrative Hold

Steve, your request for an administrative "hold" on transfer application T-11670 is acceptable and approved, considering the circumstances.

The Department can also approve an extension of the Completion ("C" Date) to the 2019, October 1st date.

I will update our data bases and put the file aside. We will anticipate hearing from you then sometime in the New Year in addressing the items in our August 4, 2014 letter. (*that being on or around 2/25/2015*)

Best Regards,

~Ken

From: Steve Bruce [<mailto:steve@skookumwater.com>]
Sent: Thursday, August 28, 2014 2:05 PM
To: 'DOWDEN Ken D'
Cc: 'Rick Stanley'; marlenes@ricksfencing.com; gws7.mbox.net; 'Filippi, David'
Subject: Transfer T-11670 Administrative Hold

Hello Ken,

This email is to follow up on our conversation this morning about Transfer T-11670 filed by Stanley Ranch LLC and to respond to your August 4, 2014 letter that accompanied the Preliminary Determination (PD) for the transfer.

On behalf of Stanley Ranch LLC, we are requesting a 180-day administrative hold on further processing of Transfer T-11670. The ownership of the property will be changing in the near future and the administrative hold is intended to provide time for the ownership transfer to be completed and recorded. Once the property title is transferred, we understand the new owner will submit a report of land ownership in accordance with your August 4, 2014 letter.

In addition to the above request, we would like to extend the October 1, 2015 completion date (C Date) mentioned in your letter to a new date of October 1, 2019. The additional time is intended to provide for the administrative hold (and possibly a second administrative hold if the ownership transfer requires more time than expected) as well as allow the new owner more time to develop the uses authorized by the transfer.

Please let me know if you need additional information. Thank you for your assistance.

Regards,
Steve

SKOOKUM
WATER ASSOCIATES, INC.

Steven R. Bruce, RG, LHg, CWRE
P.O. Box 80174
Portland, OR 97280
(503) 319-8926
www.skookumwater.com

DOWDEN Ken D

From: Steve Bruce <steve@skookumwater.com>
Sent: Tuesday, July 29, 2014 9:12 AM
To: 'DOWDEN Ken D'
Cc: 'Rick Stanley'; 'Filippi, David'
Attachments: Additional Revisions T-11670.pdf

Hi Ken,

Attached are the amended pages for T-11670 that we talked about yesterday. Please let me know if you have any other comments.

Thank you,

Steve



Steven R. Bruce, RG, LHg, CWRE
P.O. Box 80174
Portland, OR 97280
(503) 319-8926
www.skookumwater.com

Transfer# T-11670

ORIGINALS

Transfer Application

Transfer Map

Evidence of Use Affidavit

Land Use Information Form

Notarized Consent Affidavit

Amendments/Revision to Appl. & Map

Deed (*temporary transfers only*)

Other Supporting Documentation

Acknowledgment letter sent out to applicant

cc: ODFW, GW section

Receipt



State of Oregon
Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900

Application for Water Right Transfer

Part 1 of 4 – Minimum Requirements Checklist

This transfer 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.

FOR ALL TRANSFER APPLICATIONS

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

- ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ Part 2 – Completed Transfer Application Map Checklist.
- ☒ Part 3 – Completed Transfer Application – Applicant Information and Signature.
- ☒ Part 4 – Completed Transfer Application – Water Right Information. Please include a separate Part 4 for each water right. List all water right certificates to be transferred here: 24959, 24960 and 24963.
- Attachments:**
 - ☒ Completed Transfer Application Map.
 - ☒ Completed Evidence of Use Affidavit and supporting documentation.
 - ☒ Fees – Amount enclosed: \$ 2,700.
See <http://www.wrd.state.or.us/OWRD/PUBS/forms.shtml#fees> or call (503) 986-0883.
- ☐ ☒ N/A Affidavit(s) of Consent.
- ☐ ☒ N/A Supplemental Form D – For water rights served by or issued in the name of an irrigation district. Complete when the transfer applicant is not the irrigation district.
- ☒ ☐ N/A Land Use Information Form with approval and signature (or signed land use form receipt stub). 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 For changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation, Water Well Report/Well Log.

(For Staff Use Only)

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

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

Other/Explanation _____

Staff: _____ 503-986-0 _____

Date: ____/____/____

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Part 2 of 4 – Transfer Application Map Checklist

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

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

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

Part 3 of 4 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Stanley Ranch LLC Attn: Rick Stanley			PHONE NO. (541) 763-2234	ADDITIONAL CONTACT NO.
ADDRESS P.O. Box 486				FAX NO.
CITY Fossil	STATE OR	ZIP 97830	E-MAIL** Rick@RicksFencing.com	

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

AGENT/BUSINESS NAME Steven R. Bruce Skookum Water Associates Inc.			PHONE NO. (503) 319-8926	ADDITIONAL CONTACT NO.
ADDRESS P. O. Box 80174				FAX NO.
CITY Portland	STATE OR	ZIP 97280	E-MAIL** Steve@SkookumWater.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.**

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

Is the applicant the 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 (and mailing and/or e-mail addresses) from all landowners or individuals/entities to which the water right(s) has been conveyed.

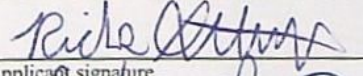
Permanent Transfers Only (check one box)

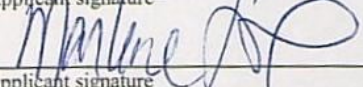
- ☒ By signing this application, I understand that, upon receipt of the draft preliminary determination and prior to Department approval of the transfer, I will be required to provide landownership information and evidence that I am authorized to pursue the transfer as identified in OAR 690-380-4010(5);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

I understand that prior to Department approval of the transfer, I may be required to submit payment to the Department for publication of a notice in a newspaper with general circulation in the area where the water right is located, once per week for two consecutive weeks. If more than one qualifying newspaper is available, I suggest publishing the notice in the following paper: _____.

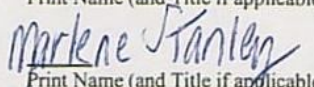
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I (we) affirm that the information contained in this application is true and accurate.


Applicant signature


Applicant signature

Rick Stanley
Print Name (and Title if applicable)


Print Name (and Title if applicable)

9/24/13
Date

9/24/13
Date

SEP 26 2013

SALEM, OR

In your own words tell us what change(s) you want made and the reason for the change(s): **The ranch operations have changed and we want more irrigation around the ranch headquarters buildings for fire protection, pasture, recreation and aesthetics. The Butte Creek channel has also changed, affecting some of the places of use and points of diversion. Furthermore, the section line locations shown in the 1925 adjudication maps do not match current WRD and BLM projections of the section**

lines in this area, which the USGS Buckhorn Canyon 7.5 minute topographic map shows as unsurveyed. In addition to changing the place of use of some rights, the application is intended to correct the apparent flaws in the adjudication maps.

Portable pumps will be used for some of the irrigation outside of the ranch headquarters. The locations in the creek reaches requested for PODs 1, 3 and 4 are intended to allow flexibility in placing the pumps in the Butte Creek.

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Check the following boxes that apply:

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

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

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

If a property sells, the certificated water right(s) located on the land belong to the new owner, unless a sale agreement or other document states otherwise. (To learn about sale agreements please visit our web site at: <http://www1.wrd.state.or.us/pdfs/Transfer-PropertyTransactions.pdf>)

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

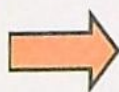
Describe any special ownership circumstances here: _____

- ☐ Check here if any of the water rights proposed for transfer are or will be located within or served by an irrigation or other water district. (Tip: Complete and attach Supplemental Form D.)

IRRIGATION DISTRICT NAME NA	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME NA	ADDRESS	
CITY	STATE	ZIP



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

ENTITY NAME Wheeler County	ADDRESS 701 Adams Street	
CITY Fossil	STATE OR	ZIP 97830

ENTITY NAME NA	ADDRESS	
CITY	STATE	ZIP

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SALEM, OR
TACS

Please use a separate Part 4 for each water right being changed. See instructions at http://www.wrd.state.or.us/OWRD/PUBS/docs/Hints_Forms_MS_Word.doc

CERTIFICATE # 24959

Description of Water Delivery System

System capacity: at least 0.22 cubic feet per second (cfs) 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. A 10-hp centrifugal pump is used to divert water to solid sets of in-ground sprinklers with Rain Bird 2045A-SAM nozzles. There are at least 12 nozzles in the places of use on the south side of Butte Creek and each nozzle is reported to produce 8.4 gpm (12 x 8.4 gpm = 100.8 gpm [0.22 cfs]). The portable pump system described for Certificate 24960 in the following section was used to irrigate the place of use on the north side of Butte Creek.

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)
POD D	☒ Authorized ☐ Proposed	NA	6 S	20 E	7	NE SW	100	2,070 ft N and 2,910 ft W from SE corner of Sec 7
POD 5	☒ Authorized ☐ Proposed	NA	6 S	20 E	7	NE SE	100	1,570 ft N and 990 ft W from SE corner of Sec 7
POD 6	☐ Authorized ☒ Proposed	NA	6 S	20 E	7	NE SE	100	1,470 ft N and 2,310 ft W from SE corner of Sec 7
POD 7	☐ Authorized ☒ Proposed	NA	6 S	20 E	7	NW SE	100	1,830 ft N and 2,900 ft W from SE corner of Sec 7
POD 8	☐ Authorized ☒ Proposed	NA	6 S	20 E	7	NE SW	100	1,750 ft N and 3,270 ft W from SE corner of Sec 7

Added
7/23/14
SAB

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

- | | |
|--|---|
| ☒ Place of Use (POU) | ☐ Supplemental Use to Primary Use (S to P) |
| ☐ Character of Use (USE) | ☐ Point of Appropriation/Well (POA) |
| ☐ Point of Diversion (POD) | ☐ Additional Point of Appropriation (APOA) |
| ☒ Additional Point of Diversion (APOD) | ☐ Substitution (SUB) |
| ☐ Surface Water POD to Ground Water POA (SW/GW) | ☐ Government Action POD (GOV) |

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.

Part 4 of 4 – Water Right Information

Please use a separate Part 4 for each water right being changed. See instructions at http://www.wrd.state.or.us/OWRD/PUBS/docs/Hints_Forms_MS_Word.doc

CERTIFICATE # 24959

Description of Water Delivery System

System capacity: at least 0.22 cubic feet per second (cfs) 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. A 10-hp centrifugal pump is used to divert water to solid sets of in-ground sprinklers with Rain Bird 2045A-SAM nozzles. There are at least 12 nozzles in the places of use on the south side of Butte Creek and each nozzle is reported to produce 8.4 gpm (12 x 8.4 gpm = 100.8 gpm [0.22 cfs]). The portable pump system described for Certificate 24960 in the following section was used to irrigate the place of use on the north side of Butte Creek.

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)
POD D	☒ Authorized ☐ Proposed	NA	6	S	20	E	7	NE	SW	100	2,070 ft N and 2,910 ft W from SE corner of Sec 7
POD 6	☒ Authorized ☐ Proposed	NA	6	S	20	E	7	NE	SE	100	1,470 ft N and 2,310 ft W from SE corner of Sec 7
POD 7	☐ Authorized ☒ Proposed	NA	6	S	20	E	7	NW	SE	100	1,830 ft N and 2,900 ft W from SE corner of Sec 7
POD 8	☐ Authorized ☒ Proposed	NA	6	S	20	E	7	NE	SW	100	1,750 ft N and 3,270 ft W from SE corner of Sec 7

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

- | | |
|--|---|
| ☒ Place of Use (POU) | ☐ Supplemental Use to Primary Use (S to P) |
| ☐ Character of Use (USE) | ☐ Point of Appropriation/Well (POA) |
| ☐ Point of Diversion (POD) | ☐ Additional Point of Appropriation (APOA) |
| ☒ Additional Point of Diversion (APOD) | ☐ Substitution (SUB) |
| ☐ Surface Water POD to Ground Water POA (SW/GW) | ☐ Government Action POD (GOV) |

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.

PAGE AMENDED 7/23/2014

Please use additional pages of Table 2 as needed

Table 2. Description of Changes to Water Right Certificate # 24959

List only the part of the right that will be changed. For the acreage in each 1/4 1/4, list the change proposed. If more than one change, specify the acreage

Authorized ("from" lands) as they appear BEFORE THE CHANGES											Proposed Changes (see "CODES" from previous page)	Proposed ("to" lands) AFTER THE CHANGES														
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				
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
6	S	20	E	7	NE	SW	100	--	5.5	Irrigation	PODs D & 5 <i>6e</i>	1880	POU/APOD	6	S	20	E	7	NE	SW	100	--	2.8	No Change	PODs 5, 6, 7 & 8 <i>12B</i>	1880
6	S	20	E	7	NW	SW	100	--	1.0	Irrigation	PODs D & 5 <i>6e</i>	1880	POU/APOD	6	S	20	E	7	SW	SW	100	--	1.8	No Change	PODs 5, 6, 7 & 8 <i>12B</i>	1880
6	S	20	E	7	SW	SW	100	--	1.1	Irrigation	PODs D & 5 <i>6e</i>	1880	POU/APOD	6	S	20	E	7	SE	SW	100	--	4.0	No Change	PODs 5, 6, 7 & 8 <i>12B</i>	1880
6	S	20	E	7	SE	SW	100	--	1.0	Irrigation	PODs D & 5 <i>6e</i>	1880	POU/APOD													
TOTAL ACRES									8.6	TOTAL ACRES											8.6					

associated with each change. If more than one POD/POA, specify the acreage associated with each POD/POA.

Additional remarks: POD D is actually POD 7 on the To Map and the coordinates changed because of the section line changes. POD 5 will be retained. *12B 7/23/14*

Please use additional pages of Table 2 as needed

Table 2. Description of Changes to Water Right Certificate # 24959

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 ("from" lands) as they appear BEFORE THE CHANGES													Proposed Changes (see "CODES" from previous page)	Proposed ("to" lands) AFTER THE CHANGES													
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			
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	
6	S	20	E	7	NE	SW	100	--	5.5	Irrigation	PODs D & 6	12/31/1880	POU/APOD	6	S	20	E	7	NE	SW	100	--	2.8	No Change	PODs 6, 7 & 8	12/31/1880	
6	S	20	E	7	NW	SW	100	--	1.0	Irrigation	PODs D & 6	12/31/1880	POU/APOD	6	S	20	E	7	SW	SW	100	--	1.8	No Change	PODs 6, 7 & 8	12/31/1880	
6	S	20	E	7	SW	SW	100	--	1.1	Irrigation	PODs D & 6	12/31/1880	POU/APOD	6	S	20	E	7	SE	SW	100	--	4.0	No Change	PODs 6, 7 & 8	12/31/1880	
6	S	20	E	7	SE	SW	100	--	1.0	Irrigation	PODs D & 6	12/31/1880	POU/APOD														
TOTAL ACRES									8.6						TOTAL ACRES									8.6			

Additional remarks: POD D is actually POD 7 on the To Map and the coordinates changed because of the section line changes.

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For Place of Use or Character of Use Changes

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

If YES, list the certificate, water use permit, or ground water registration numbers: NA.

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

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

Ground water supplemental Permit or Certificate # NA.

Surface water primary Certificate # NA.

For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # NA

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

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

OR

- ☐ Describe the construction of the authorized and proposed well(s) in Table 3 for any wells that do not have a well log.

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 transfer application. For proposed wells, we recommend that you consult a licensed well driller, geologist, or certified water right examiner for the proper information needed to complete the table.

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
NA										

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Part 4 of 4 – Water Right Information

Please use a separate Part 4 for each water right being changed. See instructions at
http://www.wrd.state.or.us/OWRD/PUBS/docs/Hints_Forms_MS_Word.doc

CERTIFICATE # 24960

Description of Water Delivery System

System capacity: 0.66 cubic feet per second (cfs) 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. The place of use was irrigated using a 75 hp tractor with a power takeoff for a portable centrifugal pump. The pumped water was diverted to 22 sprinklers using approximately 500 feet of 3-inch-diameter aluminum pipe. The sprinkler nozzles were 1/4 inch in diameter. At 55 psi, the nozzles would be capable of about 13.4 gpm.

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	1/4 1/4	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
POD A	☒ Authorized ☐ Proposed	NA	6 S	20 E	9	NW SE	100	1,920 ft N and 2,360 ft W from SE corner of Sec 9
POD B	☒ Authorized ☐ Proposed	NA	6 S	20 E	8	NE SE	100	2,500 ft N and 150 ft W from SE corner of Sec 8
POD 1	☐ Authorized ☒ Proposed	NA	6 S	20 E	9	NW SW	100	Portable pump will be used in creek
POD 2 (spring)	☒ Authorized ☐ Proposed	NA	6 S	20 E	8	NW SE	100	1,620 ft N and 2,130 ft W from SE corner of Sec 8
POD 3	☐ Authorized ☒ Proposed	NA	6 S	20 E	8	NW SE	100	Portable pump will be used in creek
POD 5	☐ Authorized ☒ Proposed	NA	6 S	20 E	7	NE SE	100	1,570 ft N and 990 ft W from SE corner of Sec 7 <i>ILB</i>
POD 6	☐ Authorized ☒ Proposed	NA	6 S	20 E	7	NE SE	100	1,470 ft N and 2,310 ft W from SE corner of Sec 7 <i>ILB</i>
POD 7	☐ Authorized ☒ Proposed	NA	6 S	20 E	7	NE SW	100	1,830 ft N and 2,900 ft W from SE corner of Sec 7
POD 8	☐ Authorized ☒ Proposed	NA	6 S	20 E	7	NE SW	100	1,750 ft N and 3,270 ft W from SE corner of Sec 7

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

- ☒ Place of Use (POU)
 ☐ Supplemental Use to Primary Use (S to P)
☐ Character of Use (USE)
 ☐ Point of Appropriation/Well (POA)

Part 4 of 4 – Water Right Information

Please use a separate Part 4 for each water right being changed. See instructions at http://www.wrd.state.or.us/OWRD/PUBS/docs/Hints_Forms_MS_Word.doc

CERTIFICATE # 24960

Description of Water Delivery System

System capacity: 0.66 cubic feet per second (cfs) 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. The place of use was irrigated using a 75 hp tractor with a power takeoff for a portable centrifugal pump. The pumped water was diverted to 22 sprinklers using approximately 500 feet of 3-inch-diameter aluminum pipe. The sprinkler nozzles were 1/4 inch in diameter. At 55 psi, the nozzles would be capable of about 13.4 gpm.

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	1/4 1/4	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
POD A	☒ Authorized ☐ Proposed	NA	6 S	20 E	9	NW SE	100	1,920 ft N and 2,360 ft W from SE corner of Sec 9
POD B	☒ Authorized ☐ Proposed	NA	6 S	20 E	8	NE SE	100	2,500 ft N and 150 ft W from SE corner of Sec 8
POD 1	☐ Authorized ☒ Proposed	NA	6 S	20 E	9	NW SW	100	Portable pump will be used in creek
POD 2 (spring)	☒ Authorized ☐ Proposed	NA	6 S	20 E	8	NW SE	100	1,620 ft N and 2,130 ft W from SE corner of Sec 8
POD 3	☐ Authorized ☒ Proposed	NA	6 S	20 E	8	NW SE	100	Portable pump will be used in creek
POD 7	☐ Authorized ☒ Proposed	NA	6 S	20 E	7	NE SW	100	1,830 ft N and 2,900 ft W from SE corner of Sec 7
POD 8	☐ Authorized ☒ Proposed	NA	6 S	20 E	7	NE SW	100	1,750 ft N and 3,270 ft W from SE corner of Sec 7

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

- | | |
|--|---|
| ☒ Place of Use (POU) | ☐ Supplemental Use to Primary Use (S to P) |
| ☐ Character of Use (USE) | ☐ Point of Appropriation/Well (POA) |
| ☐ Point of Diversion (POD) | ☐ Additional Point of Appropriation (APOA) |
| ☒ Additional Point of Diversion (APOD) | ☐ Substitution (SUB) |
| ☐ Surface Water POD to Ground Water POA (SW/GW) | ☐ Government Action POD (GOV) |

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|---|---|
| ☐ Point of Diversion (POD) | ☐ Additional Point of Appropriation (APOA) |
| ☒ Additional Point of Diversion (APOD) | ☐ Substitution (SUB) |
| ☐ Surface Water POD to Ground Water
POA (SW/GW) | ☐ Government Action POD (GOV) |

#

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.

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.

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Please use additional pages of Table 2 as needed

Table 2. Description of Changes to Water Right Certificate # 24960

List only the part of the right that will be changed. For the acreage in each 1/4 1/4, list the change proposed. If more than one change, specify the acreage

Authorized ("from" lands) as they appear BEFORE THE CHANGES											Proposed Changes (see "CODES" from previous page)	Proposed ("to" lands) AFTER THE CHANGES														
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						
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
6	S	20	E	8	NE	SE	100	--	10.6	Irr, Stock & Dom	POD A & POD 2 (spring) <i>LRB</i>	1886	POU/APOD	6	S	20	E	7	NE	SW	100	--	6.8	No Change	PODs B, 1, 2, 3, 5, 6, 7 & 8 <i>LRB</i>	12/31/1886
6	S	20	E	9	SE	NW	100	--	0.8	Irr, Stock & Dom	PODs A, B & POD 2 (spring) <i>LRB</i>	1886	POU/APOD	6	S	20	E	7	SE	SW	100	--	0.3	No Change	.. <i>LRB</i>	1886
6	S	20	E	9	NW	SW	100	--	11.9	Irr, Stock & Dom	PODs A, B & POD 2 (spring) <i>LRB</i>	1886	POU/APOD	6	S	20	E	7	NW	SE	100	--	2.4	No Change	.. <i>LRB</i>	1886
													POU/APOD	6	S	20	E	7	SW	SE	100	--	0.3	No Change	.. <i>LRB</i>	1886
													POU/APOD	6	S	20	E	8	NE	SW	100	--	0.2	No Change	.. <i>LRB</i>	1886
													POU/APOD	6	S	20	E	8	NE	SE	100	--	0.1	No Change	.. <i>LRB</i>	1886
													POU/APOD	6	S	20	E	8	NW	SE	100	--	1.3	No Change	.. <i>LRB</i>	1886
													POU/APOD	6	S	20	E	9	NW	SW	100	--	11.9	No Change	.. <i>LRB</i>	1886
TOTAL ACRES							23.3						TOTAL ACRES							23.3						

associated with each change. If more than one POD/POA, specify the acreage associated with each POD/POA.

Additional remarks: POD A will be abandoned because it is located off the ranch property. POD B is within POD 1 and will be retained.

Please use additional pages of Table 2 as needed

Table 2. Description of Changes to Water Right Certificate # 24960

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 ("from" lands) as they appear BEFORE THE CHANGES													Proposed Changes (see "CODES" from previous page)	Proposed ("to" lands) AFTER THE CHANGES															
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					
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			
6	S	20	E	8	NE	SE	100	--	10.6	Irrigation	POD A	12/31/1886	POU/APOD	6	S	20	E	7	NE	SW	100	--	6.8	No Change	PODs 2,7 & 8	12/31/1886			
6	S	20	E	9	SE	NW	100	--	0.8	Irrigation	PODs A & B	12/31/1886	POU/APOD	6	S	20	E	7	SE	SW	100	--	0.3	No Change	PODs 2, 7& 8	12/31/1886			
6	S	20	E	9	NW	SW	100	--	11.9	Irrigation	PODs A & B	12/31/1886	POU/APOD	6	S	20	E	7	NW	SE	100	--	2.4	No Change	PODs 2, 7& 8	12/31/1886			
													POU/APOD	6	S	20	E	7	SW	SE	100	--	0.3	No Change	PODs 2, 7& 8	12/31/1886			
													POU/APOD	6	S	20	E	8	NE	SW	100	--	0.2	No Change	PODs 2 & 3	12/31/1886			
													POU/APOD	6	S	20	E	8	NE	SE	100	--	0.1	No Change	POD 1	12/31/1886			
													POU/APOD	6	S	20	E	8	NW	SE	100	--	1.3	No Change	PODs 2 & 3	12/31/1886			
													POU/APOD	6	S	20	E	9	NW	SW	100	--	11.9	No Change	POD 1	12/31/1886			
TOTAL ACRES									23.3						TOTAL ACRES									23.3					

Additional remarks: POD A will be abandoned because it is located off the ranch property. POD B is within POD 1.

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For Place of Use or Character of Use Changes

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

If YES, list the certificate, water use permit, or ground water registration numbers: NA.

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

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

Ground water supplemental Permit or Certificate # NA;

Surface water primary Certificate # NA.

For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # NA

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

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

OR

- ☐ Describe the construction of the authorized and proposed well(s) in Table 3 for any wells that do not have a well log.

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 transfer application. For proposed wells, we recommend that you consult a licensed well driller, geologist, or certified water right examiner for the proper information needed to complete the table.

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
NA										

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Part 4 of 4 – Water Right Information

Please use a separate Part 4 for each water right being changed. See instructions at http://www.wrd.state.or.us/OWRD/PUBS/docs/Hints_Forms_MS_Word.doc

CERTIFICATE # 24963

Description of Water Delivery System

System capacity: 0.66 cubic feet per second (cfs) 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. **The 75-hp tractor and portable pumping system described for Certificate 24960 was used to irrigate the lands authorized under Certificate 24963.**

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)
POD 2 (spring)	☒ Authorized ☐ Proposed	NA	6 S	20 E	8	NW SE	100	1,620 ft N and 2,130 ft W from SE corner of Sec 8
POD C	☒ Authorized ☐ Proposed	NA	6 S	20 E	8	NW SE	100	1,820 ft N and 2,100 ft W from SE corner of Sec 8
POD 3	☐ Authorized ☒ Proposed	NA	6 S	20 E	8	NW SE	100	Portable pump will be used in creek
POD 4	☐ Authorized ☒ Proposed	NA	6 S	20 E	7	NE SE	100	Portable pump will be used in creek
POD 5	☒ Authorized ☐ Proposed	NA	6 S	20 E	7	NE SE	100	1,570 ft N and 990 ft W from SE corner of Sec 7
POD 7	☐ Authorized ☒ Proposed	NA	6 S	20 E	7	NE SW	100	1,830 ft N and 2,900 ft W from SE corner of Sec 7

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

- | | |
|--|---|
| ☒ Place of Use (POU) | ☐ Supplemental Use to Primary Use (S to P) |
| ☐ Character of Use (USE) | ☐ Point of Appropriation/Well (POA) |
| ☐ Point of Diversion (POD) | ☐ Additional Point of Appropriation (APOA) |
| ☒ Additional Point of Diversion (APOD) | ☐ Substitution (SUB) |
| ☐ Surface Water POD to Ground Water POA (SW/GW) | ☐ Government Action POD (GOV) |

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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.

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Please use additional pages of Table 2 as needed

Table 2. Description of Changes to Water Right Certificate # 24963

List only the part of the right that will be changed. For the acreage in each 1/4 1/4, list the change proposed. If more than one change, specify the acreage

Authorized ("from" lands) as they appear BEFORE THE CHANGES												Proposed Changes (see "CODES" from previous page)	Proposed ("to" lands) AFTER THE CHANGES													
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	POA(s) to be used (from Table 1)	Priority Date						
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
6	S	20	E	7	NE	SE	100	--	0.9	Irr. Stock & Dom	PODs 2 (spring) & 5 <i>SLB</i>	1895	POU/APOD	6	S	20	E	7	NE	SE	100	--	0.2	No Change	PODs 1, 2 (spring), 3, 4, 5 6 & 7 <i>SLB</i>	1895
6	S	20	E	7	NW	SE	100	--	1.2	Irr. Stock & Dom	PODs 2 (spring) & 5 <i>SLB</i>	1895	POU/APOD	6	S	20	E	7	NW	SE	100	--	1.2	No Change	" <i>SLB</i>	1895
6	S	20	E	8	NE	SW	100	--	0.9	Irr. Stock & Dom	PODs C & 2 (spring) <i>SLB</i>	1895	POU/APOD	6	S	20	E	7	SE	SE	100	--	0.7	No Change	" <i>SLB</i>	1895
6	S	20	E	8	NW	SE	100	--	0.2	Irr. Stock & Dom	PODs C & 2 (spring) <i>SLB</i>	1895	POU/APOD	6	S	20	E	8	NE	SW	100	--	1.1	No Change	" <i>SLB</i>	1895
TOTAL ACRES						3.2							TOTAL ACRES						3.2							

associated with each change. If more than one POD/POA, specify the acreage associated with each POD/POA.

Additional remarks: POD C will be abandoned because the creek has moved and a portable pump will be used in the creek at POD 3.

Please use additional pages of Table 2 as needed

Table 2. Description of Changes to Water Right Certificate # 24963

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 ("from" lands) as they appear BEFORE THE CHANGES													Proposed Changes (see "CODES" from previous page)	Proposed ("to" lands) AFTER THE CHANGES													
Twp	Rng		Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acre	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp		Rng		Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acre	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date			
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	
6	S	20	E	7	NE	SE	100	--	0.9	Irrigation	PODs 2 & 5	12/31 1895	POU/APOD	6	S	20	E	7	NE	SE	100	--	0.2	No Change	PODs 2, 4, 5 & 7	12/31 1895	
6	S	20	E	7	NW	SE	100	--	1.2	Irrigation	PODs 2 & 5	12/31 1895	POU/APOD	6	S	20	E	7	NW	SE	100	--	1.2	No Change	PODs 2, 4, 5 & 7	12/31 1895	
6	S	20	E	8	NE	SW	100	--	0.9	Irrigation	PODs C & 2	12/31 1895	POU/APOD	6	S	20	E	7	SE	SE	100	--	0.7	No Change	PODs 2, 4, 5 & 7	12/31 1895	
6	S	20	E	8	NW	SE	100	--	0.2	Irrigation	PODs C & 2	12/31 1895	POU/APOD	6	S	20	E	8	NE	SW	100	--	1.1	No Change	PODs 2 & 3	12/31 1895	
TOTAL ACRES									3.2						TOTAL ACRES									3.2			

Additional remarks: POD C will be abandoned because the creek has moved and a portable pump will be used in the creek at POD 3.

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For Place of Use or Character of Use Changes

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

If YES, list the certificate, water use permit, or ground water registration numbers: NA.

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

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

Ground water supplemental Permit or Certificate # NA:

Surface water primary Certificate # NA.

For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # NA

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

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

OR

- ☐ Describe the construction of the authorized and proposed well(s) in Table 3 for any wells that do not have a well log.

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 transfer application. For proposed wells, we recommend that you consult a licensed well driller, geologist, or certified water right examiner for the proper information needed to complete the table.

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
NA										

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SEP 26 2013

1011670 SALEM, OR

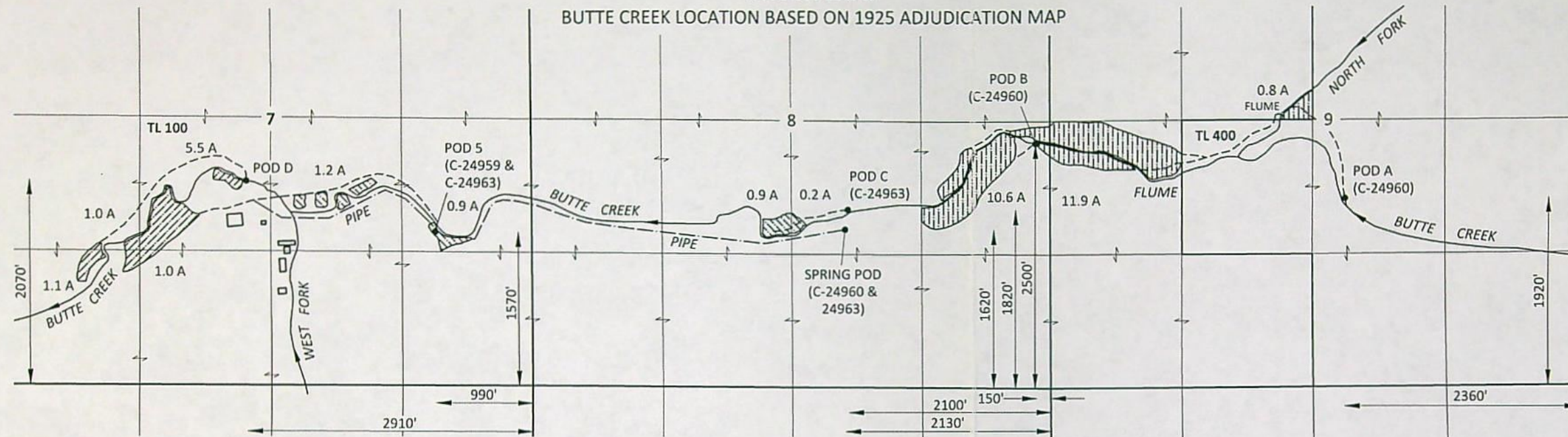
RECEIVED BY OWRD

SEP 26 2013

SALEM, OR

Sections 7, 8 & 9, T6S, R20E, W.M.
Wheeler County
Certificates 24959, 24960 & 24963

FROM MAP

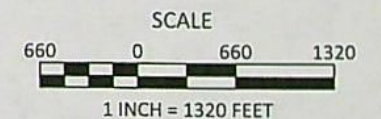
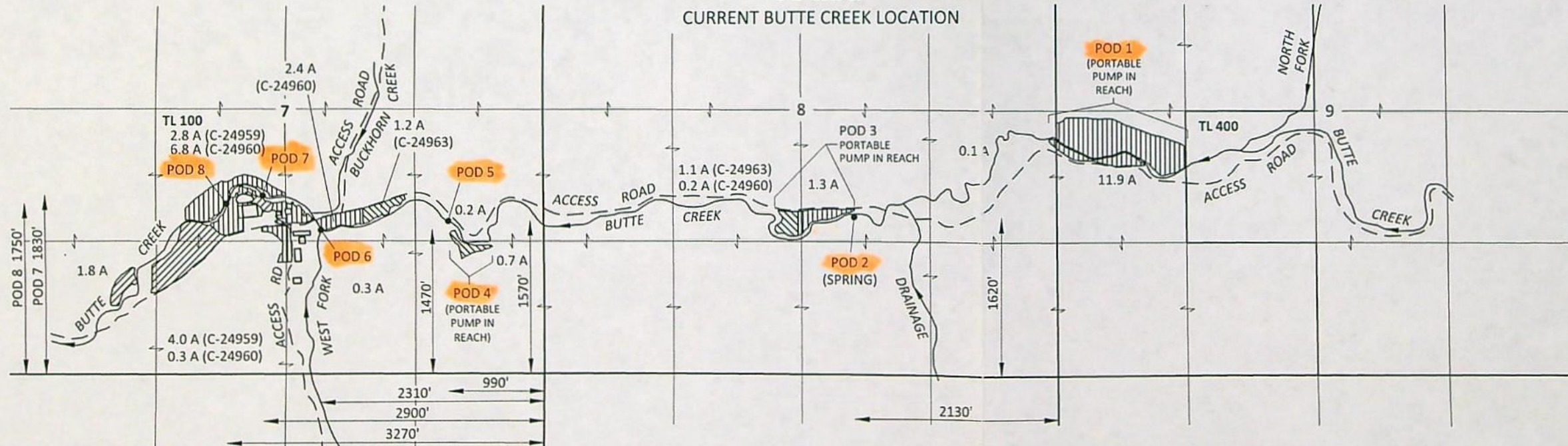


EXPLANATION

- POINT OF DIVERSION (POD)
- FROM LANDS**
 - CERTIFICATE 24959
PRIORITY DATE: DECEMBER 31, 1880
8.6 ACRES
 - CERTIFICATE 24960
PRIORITY DATE: DECEMBER 31, 1886
23.3 ACRES
 - CERTIFICATE 24963
PRIORITY DATE: DECEMBER 31, 1895
3.2 ACRES
- TO LANDS**
 - CERTIFICATE 24959
PRIORITY DATE: DECEMBER 31, 1880
8.6 ACRES
 - CERTIFICATE 24960
PRIORITY DATE: DECEMBER 31, 1886
23.3 ACRES
 - CERTIFICATE 24963
PRIORITY DATE: DECEMBER 31, 1895
3.2 ACRES

TO MAP

CURRENT BUTTE CREEK LOCATION



AUGUST 22, 2013

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

FIGURE 1
Stanley Ranch LLC

SKOOKUM
WATER ASSOCIATES INC

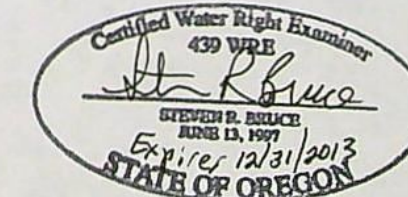
P.O. BOX 80174
PORTLAND, OR 97280
(503) 319-8926

POD 4 - 1520 FT NORTH & 530 FT WEST
FROM SE CORNER SECTION 7 TO
1560 FT NORTH & 970 FT WEST
FROM SE CORNER SECTION 7

POD 3 - 1650 FT NORTH & 2130 FT WEST
FROM SE CORNER SECTION 8 TO
1410 FT NORTH & 2960 FT WEST
FROM SE CORNER SECTION 8

POD 1 - 2130 FT NORTH & 1350 FT EAST
FROM SE CORNER SECTION 8 TO
2440 FT NORTH & 80 FT WEST
FROM SE CORNER SECTION 8

1011670



Land Use Information Form



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

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.

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SEP 26 2013

Land Use Information Form



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

Applicant(s): Stanley Ranch LLC Attn: Rick Stanley

Mailing Address: P.O. Box 486

City: Fossil

State: OR

Zip Code: 97830

Daytime Phone: (541) 763-2234

A. Land and Location

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

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:	Proposed Land Use:
<u>See</u>	_____	_____	_____	_____	_____	☐ Diverted ☐ Conveyed ☐ Used	_____
<u>Attach-</u>	_____	_____	_____	_____	_____	☐ Diverted ☐ Conveyed ☐ Used	_____
<u>ment</u>	_____	_____	_____	_____	_____	☐ Diverted ☐ Conveyed ☐ Used	_____

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

Wheeler 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) Butte Creek, W. Fork Butte Creek & Spring

Estimated quantity of water needed: 0.88 ☒ 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:

The ranch operations have changed and we want more irrigation around the ranch headquarters buildings for fire protection, grazing, recreation and aesthetics. The Butte Creek channel has also changed, affecting some of the places of use. In addition, the application is intended to correct some apparent flaws in the 1925 adjudication maps, based on current Oregon Water Resources Department and U.S. Bureau of Land Management projections of section line locations.

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.

RECEIVED BY OWRD

See bottom of Page 3. →

SEP 26 2013

SALEM, OR

ATTACHMENT TO:

Oregon Water Resources Department
Land Use Information Form

Applicant Name: Stanley Ranch LLC

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), or used. 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	Water to be:	Proposed Land Use:
6 S	20 E	7	NE SW	100		☒ Diverted ☒ Conveyed ☒ Used	No Change
6 S	20 E	7	SW SW	100		☐ Diverted ☒ Conveyed ☒ Used	No Change
6 S	20 E	7	SE SW	100		☐ Diverted ☒ Conveyed ☒ Used	No Change
6 S	20 E	7	NE SE	100		☒ Diverted ☒ Conveyed ☒ Used	No Change
6 S	20 E	7	NW SE	100		☒ Diverted ☒ Conveyed ☒ Used	No Change
6 S	20 E	7	SW SE	100		☐ Diverted ☒ Conveyed ☒ Used	No Change
6 S	20 E	7	SE SE	100		☐ Diverted ☒ Conveyed ☒ Used	No Change
6 S	20 E	8	NE SW	100		☒ Diverted ☒ Conveyed ☒ Used	No Change
6 S	20 E	8	NW SE	100		☒ Diverted ☒ Conveyed ☒ Used	No Change
6 S	20 E	9	NW SW	100		☒ Diverted ☒ Conveyed ☒ Used	No Change

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SEP 26 2013
Page 1 of 1

SALEM, OR

For Local Government Use Only

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

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

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

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

Name: Robin Hunt-Palazo Title: PLANNING DIRECTOR

Signature: [Signature] Phone: 541-763-2126 Date: 8-28-2013

Government Entity: WHEELER COUNTY

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

Receipt for Request for Land Use Information

Applicant name: _____

City or County: _____ Staff contact: _____

Signature: _____ Phone: _____ Date: _____

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 WHEELER) ss

I, RICK STANLEY, in my capacity as LANDOWNER,
mailing address P.O. BOX 486 FOSSIL, OREGON 97830
telephone number (541)763-2234, 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 # 24959; **OR**

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

Certificate #	Township	Range	Mer	Sec	1/4 1/4	Gov't Lot or DLC	Acres (if applicable)

OR

☐ Confirming Certificate # _____ has been issued within the past five years; **OR**

☐ Part or all of the water right was leased instream at some time within the last five years. The
instream lease number is: _____ (Note: If the entire right proposed for
transfer was not leased, additional evidence of use is needed for the portion not leased instream.); **OR**

☐ The water right is not subject to forfeiture and documentation that a presumption of forfeiture for
non-use would be rebutted under ORS 540.610(2) is attached.

☐ Water has been used at the actual current point of diversion or appropriation for more than
10 years for Certificate # _____ (For Historic POD/POA Transfers)

(continues on reverse side)

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SEP 26 2013

SALEM, OR

3. The water right was used for: (e.g., crops, pasture, etc.): PASTURE, LAWN AND LANDSCAPING

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

9/24/13

Date

9/24/13

Signed and sworn to (or affirmed) before me this 24 day of Sept., 2013.



Notary Public for Oregon

My Commission Expires: Oct. 28, 2013

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

SEP 26 2013

SALEM, OR
FS

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 WHEELER) ss

I, RICK STANLEY, in my capacity as LANDOWNER,
mailing address P.O. BOX 486 FOSSIL, OREGON 97830
telephone number (541)763-2234, 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 # 24963; **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 # _____ 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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SEP 26 2013

SALEM, OR

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

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
[Signature]

9/24/13

Date
9/24/13

Signed and sworn to (or affirmed) before me this 24 day of Sept, 2013.



[Signature]
Notary Public for Oregon

My Commission Expires: Oct. 28, 2013

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.terraserver.com
☐ Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

RECEIVED BY OWRD

SEP 26 2013

SALEM, OR
FS

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 WHEELER)

I, RICK STANLEY, in my capacity as LANDOWNER,
mailing address P.O. BOX 486 FOSSIL, OREGON 97830
telephone number (541)763-2234, 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 # 24960; **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 # _____ 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)

RECEIVED BY OWRD

SEP 26 2013

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

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.

Rick Stump
Signature of Affiant
Marlene

9/24/13
Date

9/24/13

Signed and sworn to (or affirmed) before me this 24 day of Sept., 20 13.



Karen A. Cossitt
Notary Public for Oregon

My Commission Expires: Oct. 28, 2013

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
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☐ Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

RECEIVED BY OWRD

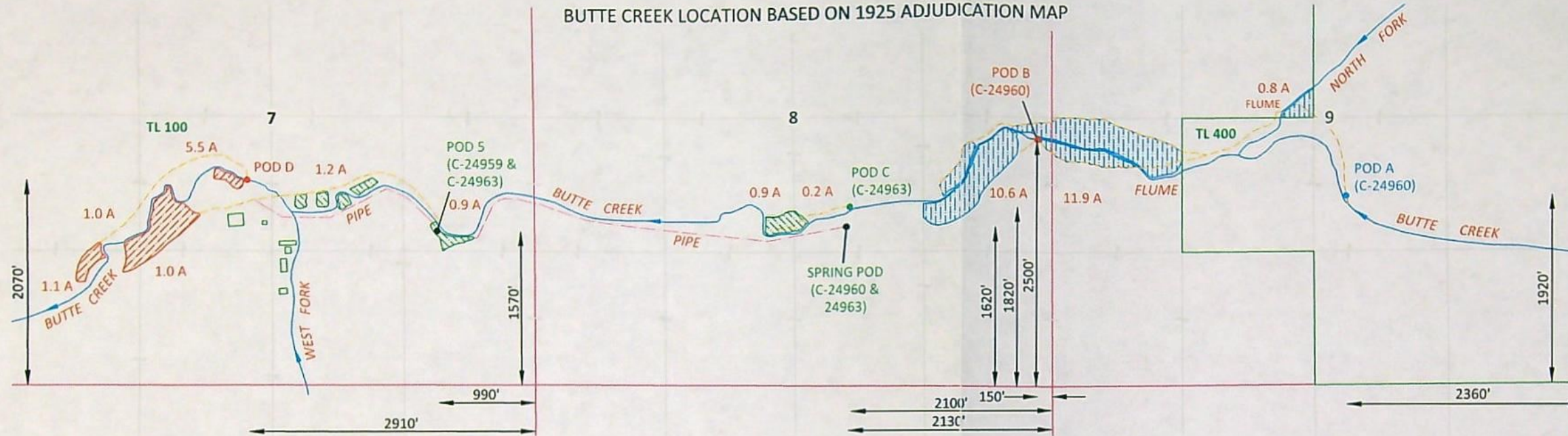
SEP 26 2013

SALEM, OR

Sections 7, 8 & 9, T6S, R20E, W.M.
Wheeler County
Certificates 24959, 24960 & 24963

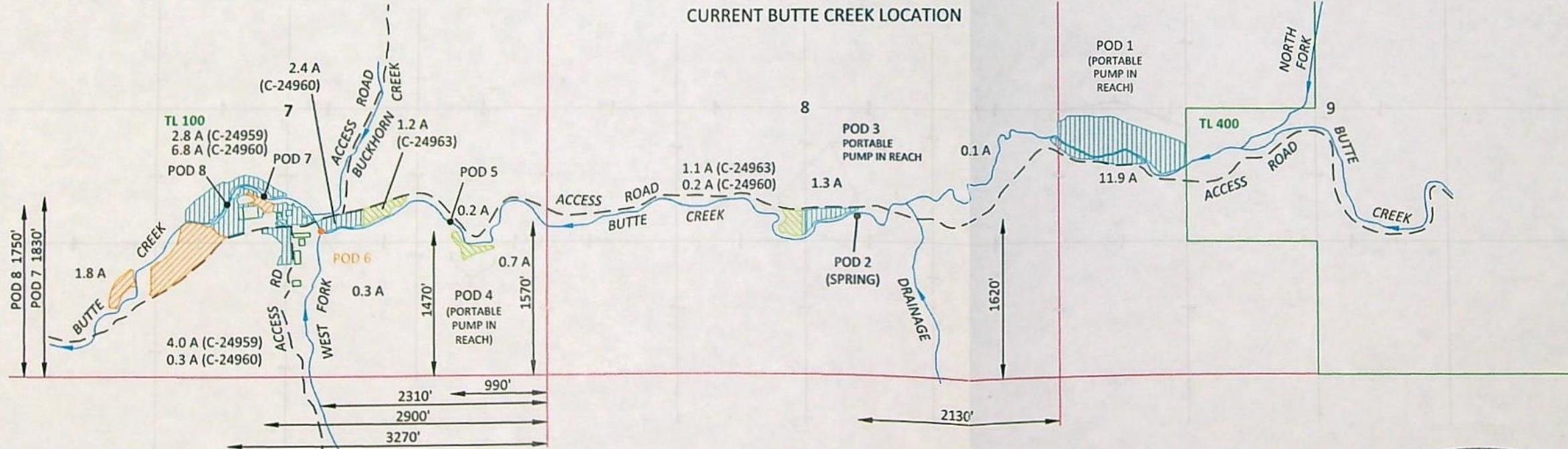
FROM MAP

BUTTE CREEK LOCATION BASED ON 1925 ADJUDICATION MAP



TO MAP

CURRENT BUTTE CREEK LOCATION



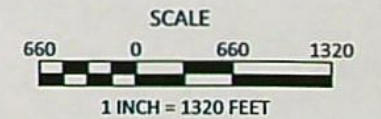
EXPLANATION

- POINT OF DIVERSION (POD)
- FROM LANDS
 - CERTIFICATE 24959
PRIORITY DATE: DECEMBER 31, 1880
8.6 ACRES
 - CERTIFICATE 24960
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 - CERTIFICATE 24963
PRIORITY DATE: DECEMBER 31, 1895
3.2 ACRES
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PRIORITY DATE: DECEMBER 31, 1880
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 - CERTIFICATE 24960
PRIORITY DATE: DECEMBER 31, 1886
23.3 ACRES
 - CERTIFICATE 24963
PRIORITY DATE: DECEMBER 31, 1895
3.2 ACRES

RECEIVED BY OWRD

SEP 26 2013

SALEM, OR



AUGUST 28, 2013

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

FIGURE 1
Stanley Ranch LLC

SKOOKUM
WATER ASSOCIATES INC

P.O. BOX 80174
PORTLAND, OR 97280
(503) 319-8926

POD 4 - 1520 FT NORTH & 530 FT WEST
FROM SE CORNER SECTION 7 TO
1560 FT NORTH & 970 FT WEST
FROM SE CORNER SECTION 7

POD 3 - 1650 FT NORTH & 2130 FT WEST
FROM SE CORNER SECTION 8 TO
1410 FT NORTH & 2960 FT WEST
FROM SE CORNER SECTION 8

POD 1 - 2130 FT NORTH & 1350 FT EAST
FROM SE CORNER SECTION 8 TO
2440 FT NORTH & 80 FT WEST
FROM SE CORNER SECTION 8



T011670

RECEIVED JUL 29 2014



TRANSMITTAL LETTER

To: Oregon Water Resources Department
116 S.E. Dorion Avenue
Pendleton, OR 97801

Date: July 25, 2014

Attention: Mr. Ken Dowden

Job Number: 10049.001

RE: Transfer T-11670 - Stanley Ranch LLC

We are sending:

Number of Copies	Date	Description
2	7/23/2014	Amended Application Map

The above are transmitted as indicated below:

- | | | |
|---|--|--|
| ☐ For Signature | ☒ For Your Use | ☐ As Requested |
| ☐ For Review and Comment | ☐ Other (see comments) | ☐ Returned to You |

Delivery method:

- | | | |
|---|---|----------------------------------|
| ☒ U.S. Mail | ☐ Overnight Mail | ☐ Courier |
|---|---|----------------------------------|

Comments:

Ken,

Attached are two amended application maps showing the small acreage added to the From Map in the NW SW in Section 8 as indicated in your July 22, 2014 email to me.

Thank you for your assistance.

Signed

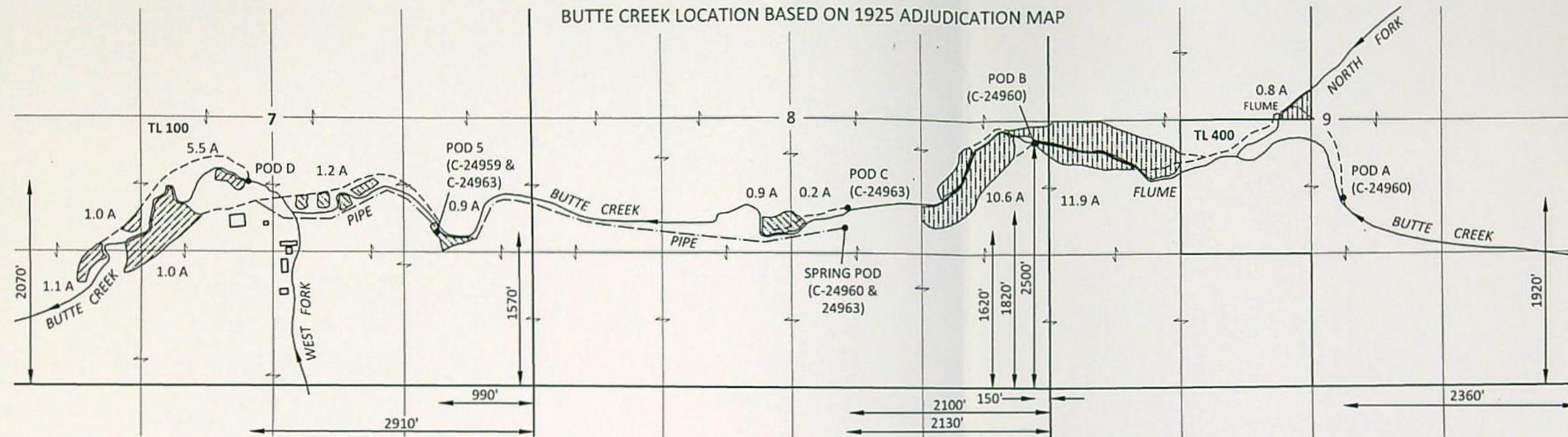
A handwritten signature in blue ink that reads "Steve Bruce".

Steven R. Bruce, RG, CWRE

cc. Mr. Rick Stanley
Mr. David Filippi; Stoel Rives

Sections 7, 8 & 9, T6S, R20E, W.M.
Wheeler County
Certificates 24959, 24960 & 24963
AMENDED APPLICATION MAP

FROM MAP

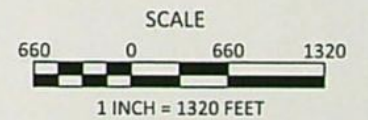
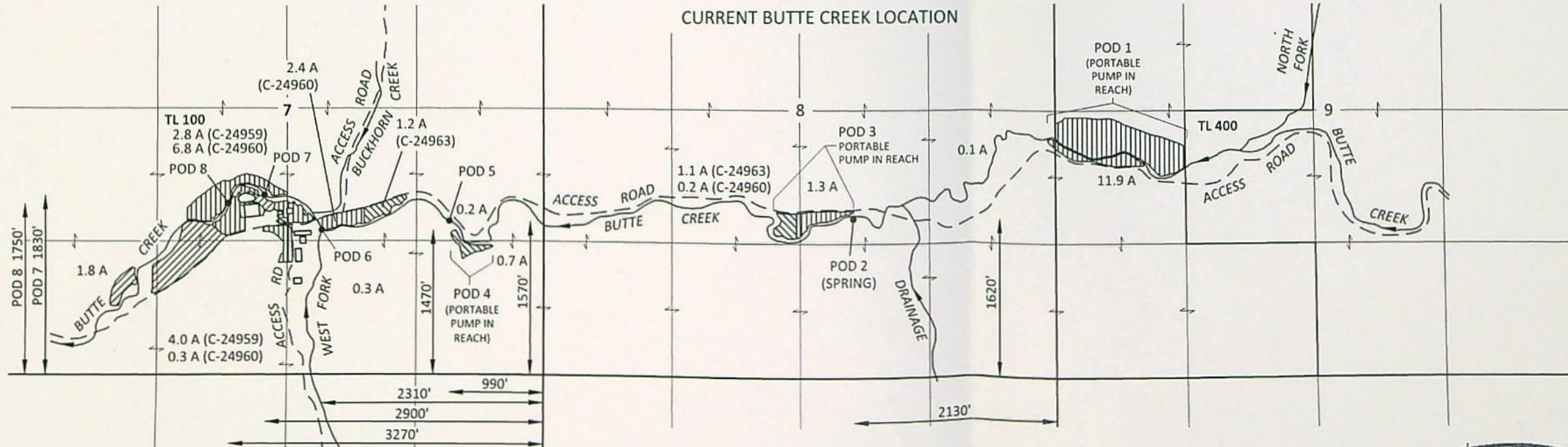


EXPLANATION

- POINT OF DIVERSION (POD)
- FROM LANDS
- CERTIFICATE 24959
PRIORITY DATE: 1880
8.6 ACRES
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 - CERTIFICATE 24963
PRIORITY DATE: 1895
3.2 ACRES

TO MAP

CURRENT BUTTE CREEK LOCATION



JULY 23, 2014

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

FIGURE 1
Stanley Ranch LLC

SKOOKUM
WATER ASSOCIATES INC
P.O. BOX 80174
PORTLAND, OR 97280
(503) 319-8926

POD 4 - 1520 FT NORTH & 530 FT WEST
FROM SE CORNER SECTION 7 TO
1560 FT NORTH & 970 FT WEST
FROM SE CORNER SECTION 7

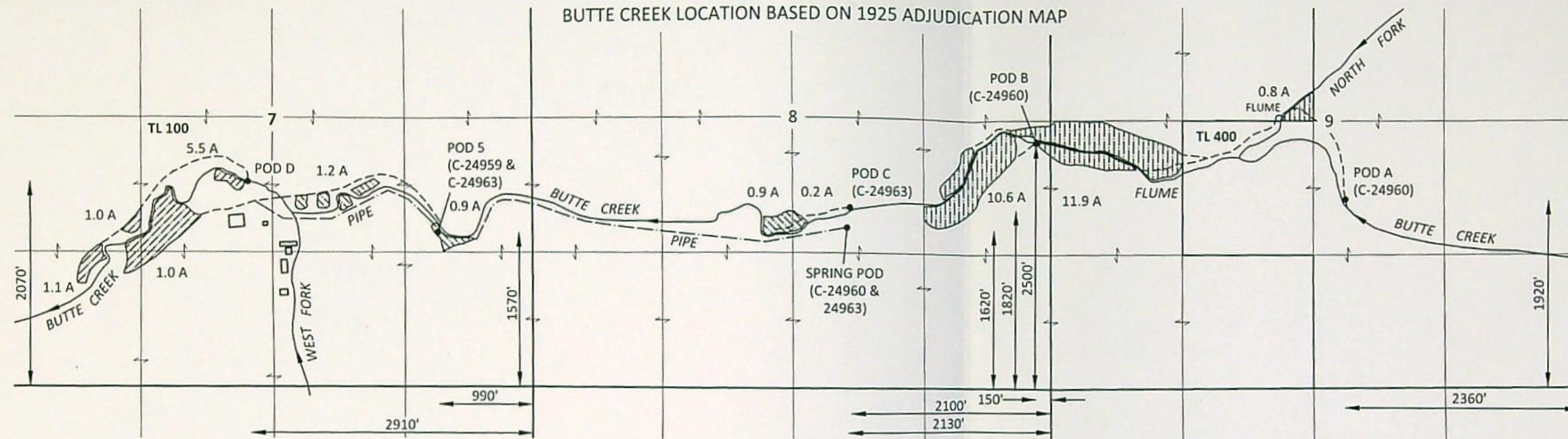
POD 3 - 1650 FT NORTH & 2130 FT WEST
FROM SE CORNER SECTION 8 TO
1410 FT NORTH & 2960 FT WEST
FROM SE CORNER SECTION 8

POD 1 - 2130 FT NORTH & 1350 FT EAST
FROM SE CORNER SECTION 8 TO
2440 FT NORTH & 80 FT WEST
FROM SE CORNER SECTION 8



Sections 7, 8 & 9, T6S, R20E, W.M.
Wheeler County
Certificates 24959, 24960 & 24963
AMENDED APPLICATION MAP

FROM MAP

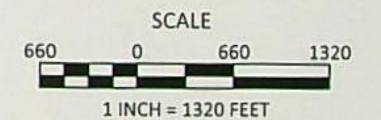
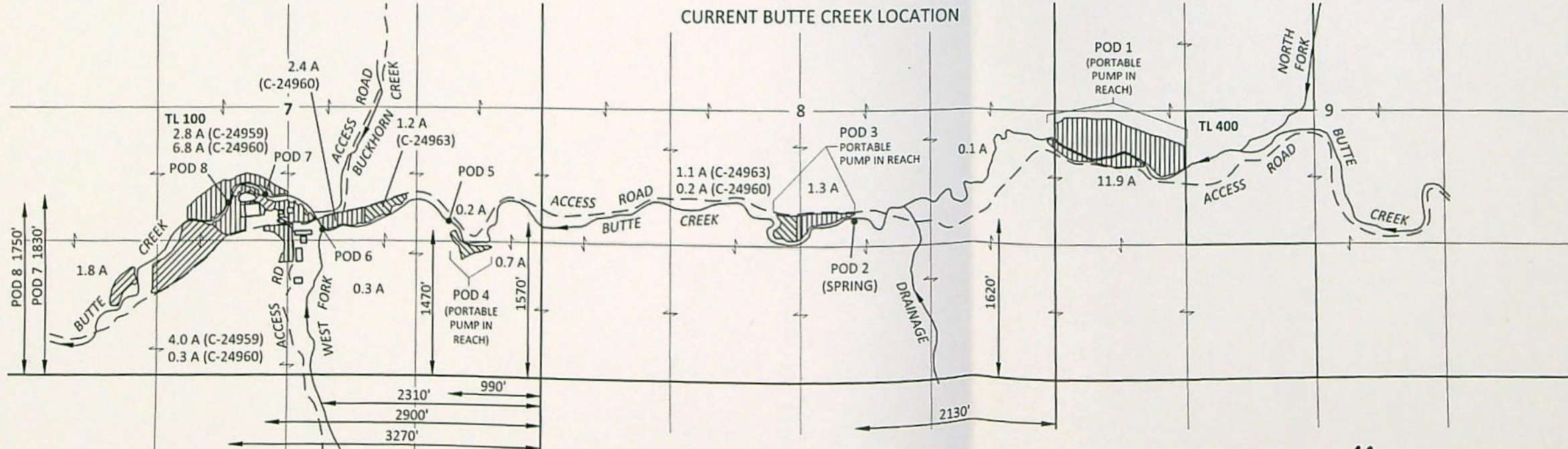


EXPLANATION

- POINT OF DIVERSION (POD)
- FROM LANDS**
 - CERTIFICATE 24959
PRIORITY DATE: 1880
8.6 ACRES
 - CERTIFICATE 24960
PRIORITY DATE: 1886
23.3 ACRES
 - CERTIFICATE 24963
PRIORITY DATE: 1895
3.2 ACRES
- TO LANDS**
 - CERTIFICATE 24959
PRIORITY DATE: 1880
8.6 ACRES
 - CERTIFICATE 24960
PRIORITY DATE: 1886
23.3 ACRES
 - CERTIFICATE 24963
PRIORITY DATE: 1895
3.2 ACRES

TO MAP

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SEP 26 2013

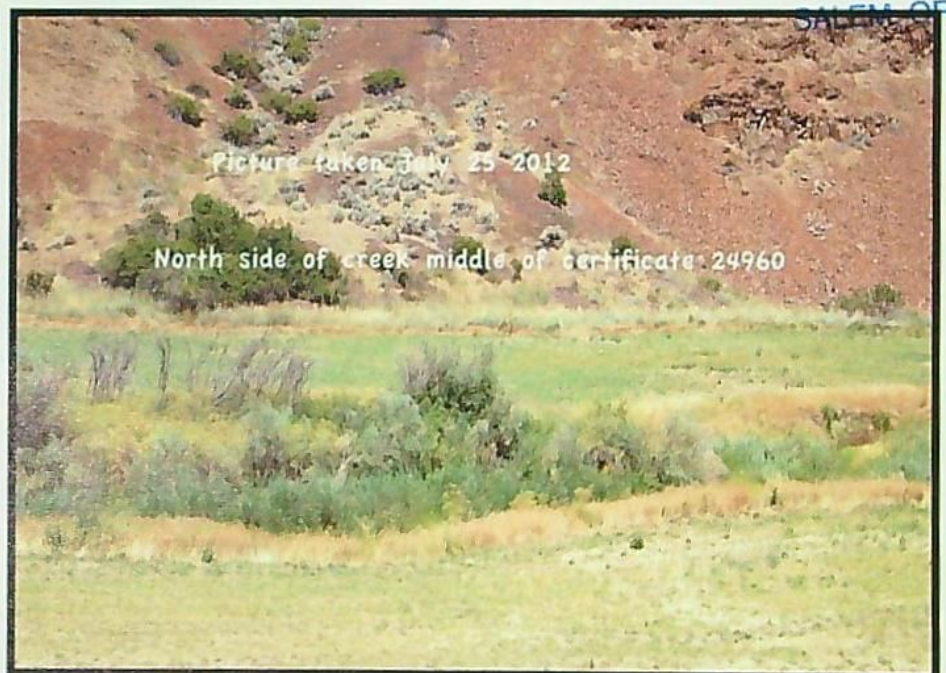
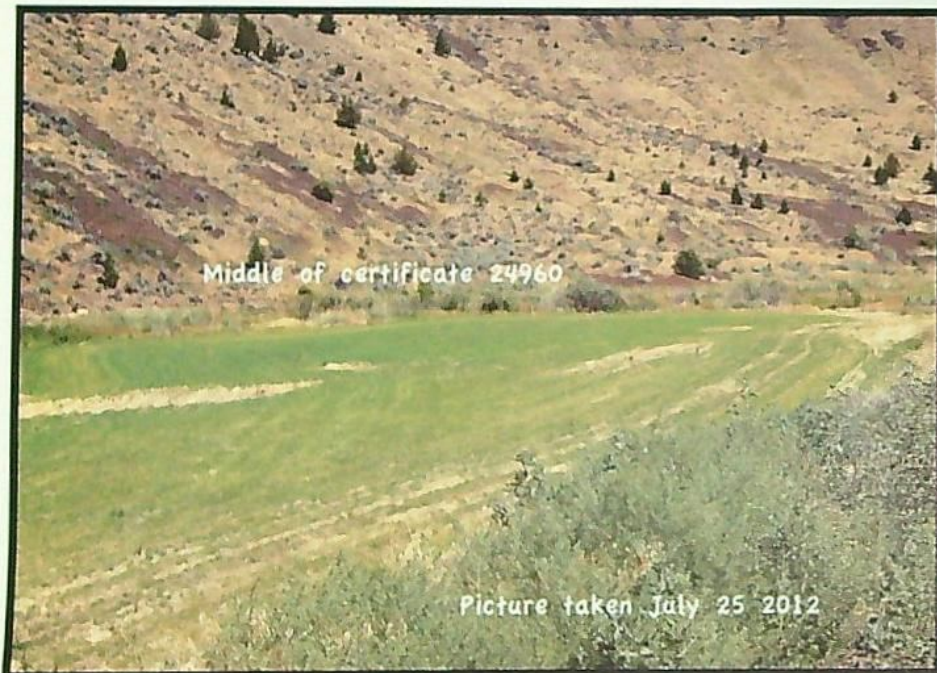


Cert 24960



RECEIVED BY OWRD

SEP 26 2013



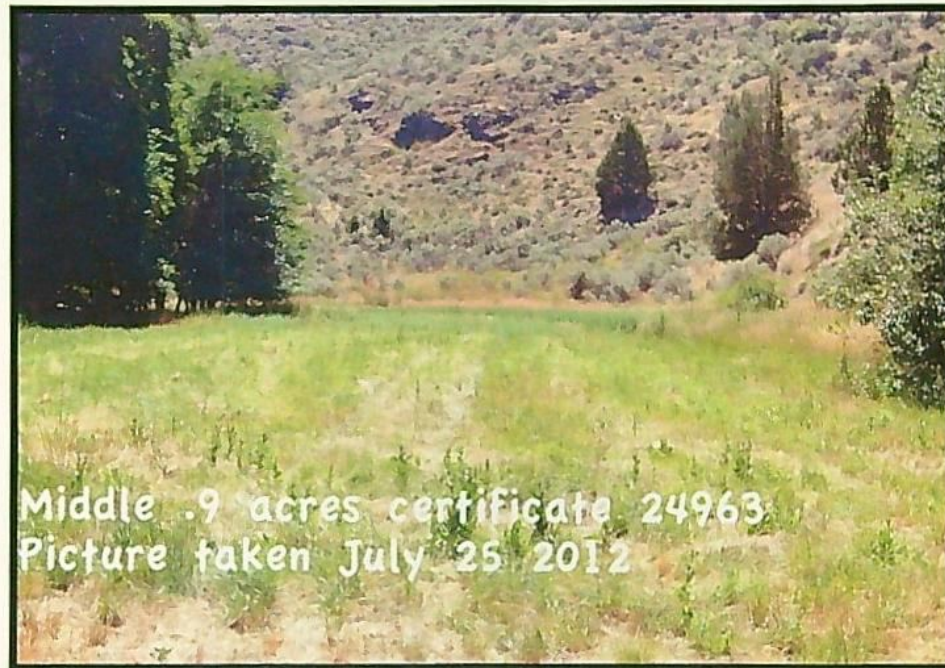
SALEM OR

RECEIVED BY OWRD

SEP 26 2013

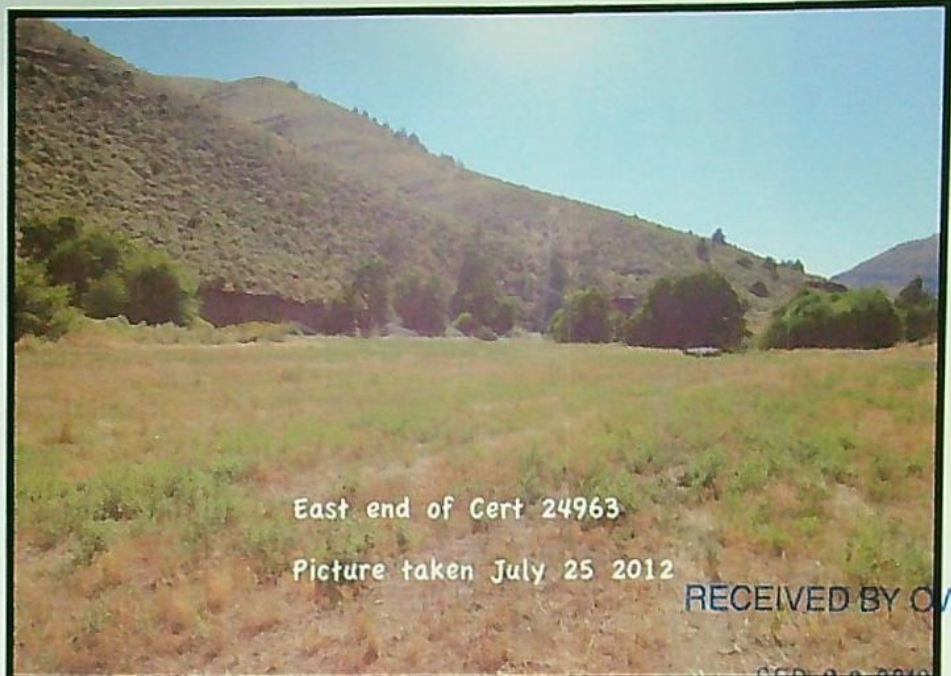
SALEM, OR

Cert 24963



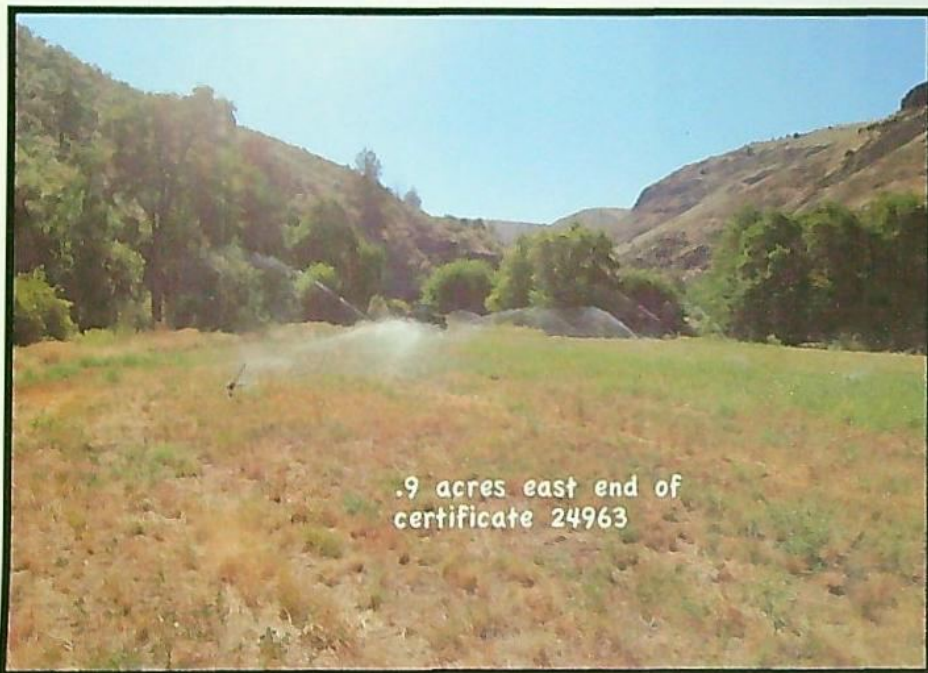
Middle .9 acres certificate 24963
Picture taken July 25 2012

Cert 24963



RECEIVED BY OWRD

SEP 20 2013





Oregon

John A. Kitzhaber, MD, 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.wrd.state.or.us

October 8, 2013

STANLEY RANCH LLC
RICK STANLEY
PO BOX 486
FOSSIL, OR 97830

Reference: Application T- 11670

On September 26, 2013, we received your water right Transfer application. The application was accompanied by \$2700.00. Our receipt number 110077 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 Oregon Department of Fish and Wildlife to determine if a fish screen is needed.

Your application will be examined to determine whether additional information is needed. We will notify you if further information or corrections to the application or map are required.

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

Except as provided under ORS 540.510(3) for municipalities, you may not use water in the new place of use or from the new point of diversion until a final order approving the transfer application has been issued by the Department.

In order to avoid any possible forfeiture of the water right, you should continue to use the water as described by your existing water right.

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

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

If you have any questions, please contact the Transfer Section at (503)986-0883.

Cc: Watermaster Dist. #21 (via email)
Steven R. Bruce, Agent

Enclosure





Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

725 Summer Street NE, Suite A

Salem, OR 97301-1271

503-986-0900

FAX 503-986-0904

Notice of Application for Water Right Transfer, Temporary Transfer, or Permit Amendment October 8, 2013

The Department seeks comment on the recently-filed application listed below. Any person may comment on the application. Comments must be received by the Department within 30 days of the date of this notice. The Director may presume that the transfer would be allowed by, and compatible with comprehensive plans unless an affected local government informs the Director otherwise within 30 days of this notice.

County: WHEELER
Transfer: 11670
Water Right: CERT 24959; 24960; 24963
Priority Date: 1880; 1886; 1895
Name: STANLEY RANCH LLC
PO BOX 486 FOSSIL, OR 97830
Change: additional point of diversion; place of use
Source: BUTTE CREEK

The holder of a water right may apply to permanently change an existing water use subject to transfer. A transfer application may involve any of the following changes: Point of diversion or appropriation (POD; POA); Additional point of diversion or appropriation (APOD; APOA); Historic POD (HIST); Place of use (POU); Character of use (USE); Instream (ISWR); Substitution (SUB); or Exchange (EXCH).

The holder of a water right subject to transfer may request to temporarily change the place of use of the water for up to 5 years and, if necessary to convey the water, to temporarily change the point of diversion or appropriation.

The holder of a water right permit may apply to change a point of diversion (POD) or appropriation (POA) or to change the place of use (POU).

Any person who provides comments within the comment period will receive a copy of the Department's preliminary determination of whether the application should be approved or rejected after the Department has completed a review of the application and will be provided an opportunity to protest the application and preliminary determination at that time. Comments should be sent to the Transfers Section at the Department's Salem office.

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **110077**

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

INVOICE # _____

RECEIVED FROM: STANLEY Ranch, LLC

BY: _____

CASH: ☐ CHECK: # 3431 OTHER: (IDENTIFY) ☐

APPLICATION	
PERMIT	
TRANSFER	<u>T11670</u>

TOTAL REC'D \$ 2700.00

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 T11670

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

WATER RIGHTS:

0201 SURFACE WATER \$
0203 GROUND WATER \$
0205 TRANSFER \$ 2700.00

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR \$
LANDOWNER'S PERMIT

OTHER (IDENTIFY) _____

EXAM FEE

\$
\$
\$ <u>2700.00</u>
EXAM FEE
\$

0202
0204

RECORD FEE

\$
\$

LICENSE FEE

\$
\$

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$
0210 MONITORING WELLS \$

OTHER (IDENTIFY) _____

CARD #	
CARD #	

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FWWRD) \$
0231 HYDRO LICENSE FEE (FWWRD) \$
HYDRO APPLICATION \$

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ CODE _____ VENDOR # _____

DESCRIPTION _____ \$

RECEIPT: **110077**

DATED: 9.26.13 BY: [Signature]

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

Regular Permanent Water Right Transfer Application Checklist

Checked by Audra M. Date 9/27/13

Certs & acres involved:

Changes: _____

cfs involved: _____

Source: _____

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

- ☒ 1. Page 1 of application: Are all attachments that have been checked actually included?
If not, what is missing? _____

- ☒ 2. Are fees included and correct? Fee paid: 2700.00
If not, the correct fee would be: _____, so the amount missing is: _____

► If a Substitution (see Page 5 of application)

Base fee for 1 well (POA)		\$725.00
Number of additional wells =	_____	x \$350.00 =
Total =		

► If a Government Action POD change (see: Page 5): NO CHARGE

► If any other type of "regular permanent" transfer:

Base fee for one water right, one change and first cfs =		\$1,000.00
# of additional water rights beyond the first (see Part 4 of application) =	<u>2</u>	x \$450.00 = <u>900.00</u>
Additional fee for groundwater staff review if any number of changes to well location(s), additional well(s) or change from SW diversion point to a well =		\$350.00 <u>0</u>
1 or 2 additional TYPES of change* (see Page 5 of application) =	<u>1</u>	x \$800.00 = <u>800.00</u>
If <i>Place of Use</i> or <i>Character of Use</i> change and transfer involves more than 1 cfs (based on primary acres x rate), # cfs or fraction above the first cfs =	<u>0</u>	x \$300.00 = <u>0</u>
HINT: Total cfs on WR (+) total # acres on WR (x) # acres involved in transfer = # cfs involved in transfer		
Sub-total =		<u>2700.00</u>
If a letter from ODFW endorsing this as a "fish-friendly" transfer is included, multiply sub-total by 0.50 =		<u>0</u>
Total = sub-total minus 50% "fish-friendly" reduction, if applicable =		<u>2700.00</u>

*NOTE: [POD/APOD, POA/APOA, SW to GW, Gov Action] are all counted as one type
POU is counted as one type
[USE or (Supplemental to Primary)] are counted as one type

- ☒ 3. Page 3 of application: Have all the applicants listed at the top of the page signed?
If no, whose signature is missing? _____

- ☒ 4. Are all listed certificates or permits shown by WRIS as non-cancelled?
If no, which are cancelled? _____
For each cancelled certificate, if there has been a remaining right certificate issued that covers the lands in the left side of Table 2, list its number _____ and check the #4 box at left on this checklist.

- ☒ 5. If any certificate is in the name of a "district", is a Supplemental Form D from that district enclosed?
☒ N/A ☐ Form D needed from _____ (district)

6. If all #1-#5 boxes on this checklist are checked (with no remaining deficiencies identified), accept the application and assign it a numbered transfer folder. Put this check sheet in the transfer folder. If #1, #2, #3, #4 or #5 on this checklist is deficient, the application cannot be accepted. It should be returned and the deficiencies listed in the "staff" section at the bottom of Application Page 1, unless the applicant or agent can resolve the deficiencies within 2-3 days.