

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



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

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

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

FOR ALL TEMPORARY TRANSFER APPLICATIONS

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

- ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ Part 2 – Completed Temporary Transfer Application Map Checklist.
- ☒ Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the online fee calculator at:
http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator.
- ☒ Part 4 – Completed Applicant Information and Signature.
- ☒ Part 5 – Information about Transferred Water Rights: **How many water rights are to be transferred? 2** List them here: [Certificates: 96931, 92947](#) [Attachment 1](#)
Please include a separate Part 5 for each water right. (See instructions on page 6)
- ☒ ☐ N/A For standard Temporary Transfer (one to five years) **Begin Year: 2025 End Year: 2029.**
- ☐ ☒ N/A Temporary Drought Transfer (Only in counties where the Governor has declared drought)

Attachments:

- ☒ Completed Temporary Transfer Application Map. [Attachment 2](#)
- ☒ Completed Evidence of Use Affidavit and supporting documentation. [Attachment 3](#)
- ☒ Current recorded deed for the land **from** which the authorized place of use is temporarily being moved. [Attachment 4](#)
- ☐ ☒ N/A Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land upon which the water right is located.)
- ☐ ☒ N/A Supplemental Form D – For water rights served by or issued in the name of a district. Complete when the temporary transfer applicant is not the district.
- ☐ ☒ N/A Oregon Water Resources Department's Land Use Information Form with approval and signature from each local land use authority in which water is to be diverted, conveyed, and/or used. Not required if water is to be diverted, conveyed, and/or used only on federal lands or if **all** of the following apply: a) a change in place of use only, b) no structural changes, c) the use of water is for irrigation only, and d) the use is located within an irrigation district or an exclusive farm use zone.
- ☐ ☒ N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation (if necessary to convey water to the proposed place of use).

(For Staff Use Only)

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

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

Other/Explanation _____

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

Part 2 of 5 – Temporary Transfer Application Map Checklist

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

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

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

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FEE WORKSHEET for TEMPORARY (not drought) TRANSFERS					
1	Base Fee (includes temporary change to one water right for up to 1 cfs)		1	\$950.00	
2	Number of water rights included in transfer: <u>2 (2a)</u> Subtract 1 from the number in 3a above: <u>1 (2b)</u> If only one water right this will be 0 Multiply line 2b by \$310.00 and enter » » » » » » » » » » » » » » » »		2	\$310.00	
3	Do you propose to change the place of use for a non-irrigation use? <input checked="" type="checkbox"/> No: enter 0 on line 3 » » » » » » » » » » » » » » » » <input type="checkbox"/> Yes: enter the cfs for the portions of the rights to be transferred: _____ (3a) Subtract 1.0 from the number in 3a above: _____ (3b) If 3b is 0, enter 0 on line 3 » » » » » » » » » » » » » » » » If 3b is greater than 0, round up to the nearest whole number: _____ (3c) and multiply 4c by \$210.00, then enter on line 3		3	0	
4	Do you propose to change the place of use for an irrigation use? <input type="checkbox"/> No: enter 0 on line 4 » » » » » » » » » » » » » » » » <input checked="" type="checkbox"/> Yes: enter the number of acres in the footprint of the place of use for the portions of the rights to be transferred: <u>23.8 (4a)</u> Multiply the number of acres in 4a above by \$2.70 and enter on line 4 » »		4	\$64.26	
5	Add entries on lines 1 through 4 above » » » » » » » » » » Subtotal:		5		
6	Is this transfer: <input type="checkbox"/> necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? <input type="checkbox"/> endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat? If one or more boxes is checked, multiply line 5 by 0.5 and enter on line 6 » If no box is applicable, enter 0 on line 7» » » » » » » » » » » » » » » »		6	0	
7	Subtract line 6 from line 5 » » » » » » » » » » » » Transfer Fee:		7	\$1,324.26	

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

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

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Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME (WATER RIGHT HOLDER) Elk Creek Farm, LLC; Attn: Robert Ochs			PHONE NO. 303-822-1612	ADDITIONAL CONTACT NO.
ADDRESS 1868 Schad Road			FAX NO.	
CITY Elkton	STATE OR	ZIP 97436	E-MAIL bobochs@hotmail.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.				

APPLICANT/BUSINESS NAME (USER OF WATER RIGHT UNDER TEMPORARY TRANSFER) Knoll Vineyards, LLC; Attn: Leslie Beckley			PHONE NO. 541-954-1313	ADDITIONAL CONTACT NO.
ADDRESS 1868 Schad Road			FAX NO.	
CITY Elkton	STATE OR	ZIP 97436	E-MAIL lbeckley@comcast.net	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

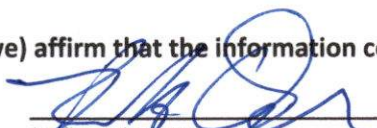
Agent Information – The agent is authorized to represent the applicant in all matters relating to this application.

AGENT/BUSINESS NAME Theodore Ressler, RG, CWRE			PHONE NO. 503-967-7050	ADDITIONAL CONTACT NO.
ADDRESS 4784 SE 17th Avenue, Suite 111			FAX NO.	
CITY Portland	STATE OR	ZIP 97202	E-MAIL tressler@summitwr.com	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

Explain in your own words what you propose to accomplish with this transfer application and why:
The applicant proposes to temporarily transfer a portion of two water rights held by Elk Creek Farm, LLC to land owned by Knoll Vineyards, LLC for irrigation of grape vines.

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

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

 Applicant signature	Robert Ochs Print Name (and Title if applicable)	2-6-25 Date
_____ Applicant signature	_____ Print Name (and Title if applicable)	_____ Date

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

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

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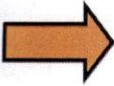
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☐ Check here if any of the water rights proposed for transfer are or will be located within or served by an irrigation or other water district. (NOTE: If this box is checked, you must complete and attach Supplemental Form D.)

DISTRICT NAME	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	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME DOUGLAS COUNTY	ADDRESS 1036 SE Douglas Avenue	
CITY Roseburg	STATE OR	ZIP 97470

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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INSTRUCTIONS for editing the Application Form

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

Microsoft Word 2003

Unlock the document by one of the following:

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

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

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

Microsoft Word 2007

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

Microsoft Word 2010

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

Other Alternatives:

- Photocopy pages or tables in Part 5, ~~mark through~~ any non-applicable information, insert/attach photocopied pages to document in the appropriate location, and manually amend page numbers as necessary (e.g. Page ~~5~~ 6 of ~~9~~ 10).
- You may refer to additional attachments that you may include, such as separately produced tables or spreadsheets to convey large numbers of rows of place of use listings, owner/property parcels, etc. You may contact the Department at 503-986-0900 and ask for Transfer Staff if you have questions.

Once the application has been unlocked, you may:

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

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

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Part 5 of 5 – Water Right Information

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

Water Right Certificate # 92947

Description of Water Delivery System

System capacity: 0.18 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. Water is diverted from Elk Creek using a trailer mounted 25-Hp centrifugal pump located on the bank of Elk Creek. The 6-inch suction hose for the pump is fitted with a Pump-Rite fish screen. The diverted water is conveyed from the pump to permanent inground piping adjacent to the power drop and electrical meter for the pump. Water is conveyed by the in-ground piping to the place of use where the water is applied for irrigation. The pasture areas are irrigated using a hose reel traveler; the vineyard is irrigated by drip line.

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)
Lower Elk Creek POD	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		22	S	7	W	17	SW	SW	500	1200 feet North and 200 feet East from the SW corner of Section 17*

*Lower Elk Creek POD is described slightly different on Certificate 96931

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

- | | |
|---|---|
| <input checked="" type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Appropriation/Well (POA) |
| <input type="checkbox"/> Point of Diversion (POD) | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Additional Point of Diversion (APOD) | |

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

- | | |
|---|---|
| <input type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Point of Appropriation/Well (POA) |
| <input type="checkbox"/> Character of Use (USE) | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Point of Diversion (POD) | <input type="checkbox"/> Additional Point of Diversion (APOD) |

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

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

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

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.

Additional remarks:_____

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For Place of Use Changes

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

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

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

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

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

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

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

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Part 5 of 5 – Water Right Information

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

Water Right Certificate # 96931

Description of Water Delivery System

System capacity: 0.28 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. Water is diverted from Elk Creek using a trailer mounted 25-Hp centrifugal pump located on the bank of Elk Creek. The 6-inch suction hose for the pump is fitted with a Pump-Rite fish screen. The diverted water is conveyed from the pump to permanent inground piping adjacent to the power drop and electrical meter for the pump. Water is conveyed by the in-ground piping to the place of use where the water is applied for irrigation. The pasture areas are irrigated using a hose reel traveler; the vineyard is irrigated by drip line.

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)
Lower Elk Creek POD	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		22	S	7	W	17	SW SW	500 1120 feet North and 85 feet East from the SW corner of Section 17*

*Lower Elk Creek POD is described slightly different on Certificate 92947

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

- | | |
|---|---|
| <input checked="" type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Appropriation/Well (POA) |
| <input type="checkbox"/> Point of Diversion (POD) | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Additional Point of Diversion (APOD) | |

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

- | | |
|---|---|
| <input type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Point of Appropriation/Well (POA) |
| <input type="checkbox"/> Character of Use (USE) | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Point of Diversion (POD) | <input type="checkbox"/> Additional Point of Diversion (APOD) |

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

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

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

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

Table 2. Description of Temporary Changes to Water Right Certificate # 96931

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

AUTHORIZED (the "from" or "off" lands) The listing that appears on the Certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.													Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.													
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date		Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date							
EXAMPLE																											
2	S	9	E	15	NE	NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E	1	NW	NW	500	1	10.0			POD #5	1901
"	"	"	"	"	"	"	"	"	"	EXAMPLE	"	"	"	2	S	9	E	2	SW	NW	500		5.0			POD #6	1901
22	S	7	W	17	NE	SW	700		1.39	Irrigation	Lower Elk Creek POD	6/8/1951	POU	22	S	7	W	17	SE	SW	800		5.25			Lower Elk Creek POD	6/8/1951
22	S	7	W	17	SE	SW	700		10.91	"	"	"	"	22	S	7	W	17	SW	SE	900		6.32			"	"
22	S	7	W	17	NW	SE	700		0.4	"	"	"	"	22	S	7	W	20	NE	NW	200		0.14			"	"
22	S	7	W	17	SW	SE	700		0.1	"	"	"	"	22	S	7	W	20	NW	NE	200		1.09			"	"
TOTAL ACRES						12.8																					

Additional remarks: _____

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For Place of Use Changes

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

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

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

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

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

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

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

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Attachment 1

Water Right Certificates

STATE OF OREGON

- COUNTY OF DOUGLAS

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ELK CREEK FARM LLC
ATTN: ROBERT OCHS
1868 SCHAD RD
ELKTON OR 97436

Received

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confirms the right to use the waters of ELK CREEK, a tributary of UMPQUA RIVER for IRRIGATION of 21.8 ACRES.

This right was perfected under Permit S-20376. The date of priority is JUNE 8, 1951.

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 0.28 cubic foot per second, or its equivalent in case of rotation, measured at the point of diversion from the stream.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
22 S	7 W	WM	17	SW SW	LOWER ELK CREEK POD - 1120 FEET NORTH AND 85 FEET EAST FROM SW CORNER, SECTION 17

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year, and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
22 S	7 W	WM	17	NE SW	3.2
22 S	7 W	WM	17	SE SW	18.1
22 S	7 W	WM	17	NW SE	0.4
22 S	7 W	WM	17	SW SE	0.1

Water use measurement conditions:

- A. The water user shall maintain the totalizing flow meter or another suitable measuring device as approved by the Director in good working order at existing point of diversion.
- B. The water user shall allow the Watermaster access to the meters or measuring device; provided however, where the meter or measuring device is located within a private structure, the Watermaster shall request access upon reasonable notice.

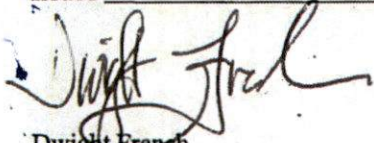
NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

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 right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described and is subject to the existing minimum flow policies established by the Water Policy Review Board.

This certificate is issued to confirm a change in PLACE OF USE approved by an order of the Water Resources Director entered MAY 22, 2017, at Special Order Volume 104, Page 1002, approving Transfer Application T-12466, and together with Certificate 92947, supersedes Certificate 49668, State Record of Water Right Certificates.

Issued MAR 17 2023

A handwritten signature in dark ink, appearing to read "Dwight French", is written over a horizontal line.

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

STATE OF OREGON
COUNTY OF DOUGLAS
CERTIFICATE OF WATER RIGHT

Received
FEB 14 2025
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THIS CERTIFICATE ISSUED TO

WARREN J. BILLYCK
ELKTON, OR 97436

confirms the right to use the waters of ELK CREEK, a tributary of UMPQUA RIVER for IRRIGATION of 14.6 ACRES.

This right was perfected under Permit S-20376. The date of priority is JUNE 8, 1951. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.18 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
22 S	7 W	WM	17	SW SW	1200 FEET NORTH AND 200 FEET EAST FROM THE SW CORNER OF SECTION 17

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year. The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use to which this right is appurtenant is as follows:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
22 S	7 W	WM	17	SW SW	14.60

This certificate describes that portion of the water right confirmed by Certificate 49668, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered MAY 22 2017, approving Transfer Application T-12466.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described and is subject to the existing minimum flow policies established by the Water Policy Review Board.

WITNESS the signature of the Water Resources Director, affixed MAY 22 2017.



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

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Attachment 2

Map

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Attachment 3

Evidence of Use Affidavit

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 DOUGLAS

I, ROBERT OCHS, in my capacity as PROPERTY OWNER,

mailing address 1868 SCHAD ROAD ELKTON OR, 97436

telephone number (303)822-1612, being first duly sworn depose and say:

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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 # 92947; **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

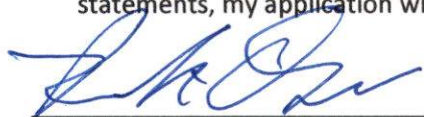
- ☐ Confirming Certificate # has been issued within the past five years; **OR**
- ☐ Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: _____ (Note: If the entire right proposed for transfer was not leased, additional evidence of use 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)

14613 -

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

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.

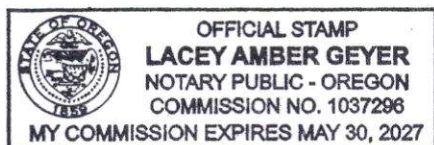


Signature of Affiant

2-6-25

Date

Signed and sworn to (or affirmed) before me this 6th day of February, 20 25.



Lacey Amber Geyer
Notary Public for Oregon

My Commission Expires: 5-30-2027

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

Authorized lands during 2019 irrigation season.

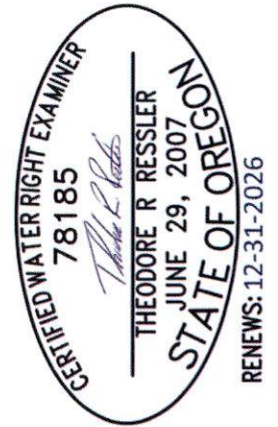


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CWRE observed pasture irrigation on August 10, 2022

Photo 1



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Photo 2



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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.

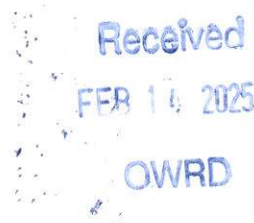
State of Oregon)
) ss

County of DOUGLAS

I, ROBERT OCHS, in my capacity as PROPERTY OWNER,

mailing address 1868 SCHAD ROAD ELKTON OR, 97436

telephone number (303)822-1612, being first duly sworn depose and say:



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

☒ Personal observation

☐ Professional expertise

2. I attest that:

☐ Water was used during the previous five years on the **entire** place of use for
Certificate # ; **OR**

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

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

OR

☒ Confirming Certificate # 96931 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**

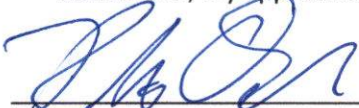
☐ The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use
would be rebutted under ORS 540.610(2) is attached.

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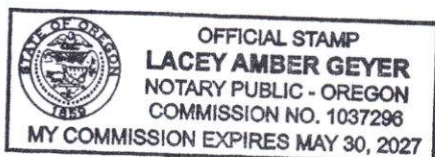
4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.


Signature of Affiant

2-6-25

Date

Signed and sworn to (or affirmed) before me this 6th day of February, 2025.




Notary Public for Oregon

My Commission Expires: 5-30-2027

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

Received

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TACS

STATE OF OREGON
- COUNTY OF DOUGLAS
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ELK CREEK FARM LLC
ATTN: ROBERT OCHS
1868 SCHAD RD
ELKTON OR 97436

Received
FEB 14 2025

OWRD

confirms the right to use the waters of ELK CREEK, a tributary of UMPQUA RIVER for IRRIGATION of 21.8 ACRES.

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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 0.28 cubic foot per second, or its equivalent in case of rotation, measured at the point of diversion from the stream.

The point of diversion is located as follows:

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The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year, and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
22 S	7 W	WM	17	NE SW	3.2
22 S	7 W	WM	17	SE SW	18.1
22 S	7 W	WM	17	NW SE	0.4
22 S	7 W	WM	17	SW SE	0.1

Water use measurement conditions:

- A. The water user shall maintain the totalizing flow meter or another suitable measuring device as approved by the Director in good working order at existing point of diversion.
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NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

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Issued MAR 17 2023



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

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Attachment 4

Legal Description



After recording return to:
Elk Creek Farm LLC
509 Cottonwood Drive
Evergreen, CO 80439

Until a change is requested all tax statements
shall be sent to the following address:
Elk Creek Farm LLC
509 Cottonwood Drive
Evergreen, CO 80439

File No.: 7391-1498371 (cv)
Date: January 19, 2010

DOUGLAS COUNTY OFFICIAL RECORDS
BARBARA E. NIELSEN, COUNTY CLERK

2010-002952



\$66.00

00265019201000029520060060

02/03/2010 02:17:47 PM

DEED-WD Cnt=1 Stn=18 RECORDINGDESK

\$30.00 \$11.00 \$15.00 \$10.00

STATUTORY WARRANTY DEED

Parcel 1: Roger William Farnsworth, or his successors, as Trustee of The Farnsworth 2000 Family Trust dated October 6, 2000

Parcels 2 and 4: Roger Farnsworth

Parcel 3: Schad Road Properties, LLC, an Oregon limited liability company, Grantor, conveys and warrants to Elk Creek Farm LLC, an Oregon Limited Liability Co. , Grantee, the following described real property free of liens and encumbrances, except as specifically set forth herein:

See Legal Description attached hereto as Exhibit A and by this reference incorporated herein.

Subject to:

1. Covenants, conditions, restrictions and/or easements, if any, affecting title, which may appear in the public record, including those shown on any recorded plat or survey.

The true consideration for this conveyance is **\$1,125,500.00**. (Here comply with requirements of ORS 93.030)

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, OF CHAPTER 424, OREGON LAWS 2007. 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, OF CHAPTER 424, OREGON LAWS 2007.

Dated this 1 day of February, 2010.



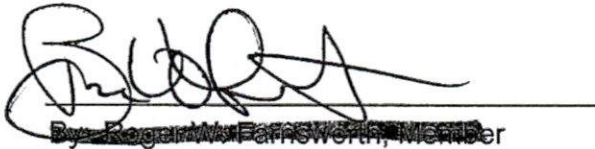
Roger Farnsworth

Farnsworth 2000 Family Trust



Roger William Farnsworth, Trustee

Schad Road Properties, LLC, an Oregon
limited liability company



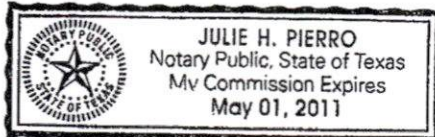
By: Roger William Farnsworth, Member

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FEB 14 2010

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STATE OF Texas)
)ss.
County of Travis)

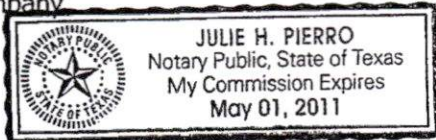
This instrument was acknowledged before me on this 1 day of Feb, 2010
by ~~Roger William Farnsworth~~ as Trustee of Farnsworth 2000 Family Trust, on behalf of the Trust.



[Signature]
Notary Public for Oregon
My commission expires:

STATE OF Texas)
)ss.
County of Travis)

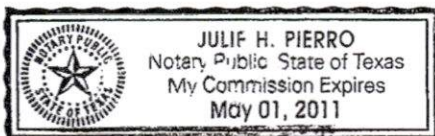
This instrument was acknowledged before me on this 1 day of Feb, 2010
by ~~Roger William Farnsworth~~ as member of ~~Farnsworth 2000 Family Trust~~ on behalf of the limited liability company.



[Signature]
Notary Public for Texas
My commission expires:

STATE OF Texas)
)ss.
County of Travis)

This instrument was acknowledged before me on this 1 day of Feb, 2010
by ~~Roger Farnsworth~~.



[Signature]
Notary Public for Texas
My commission expires:

Received
FEB 17 2010
OWRD

EXHIBIT A

LEGAL DESCRIPTION: Real property in the County of Douglas, State of Oregon, described as follows:

Parcel 1:

Lots seven (7) and eight (8) of Section 18, and the West half of the Southwest quarter (W $\frac{1}{2}$ SW $\frac{1}{4}$) of Section 17, Township 22 South, Range 7 West, Willamette Meridian, Douglas County, Oregon.

EXCEPTING THEREFROM that portion sold to Harp Brothers, Inc., recorded in Book 721, Page 757, Recorder's No. 79-10129, records of Douglas County, Oregon.

Parcel 2:

The West half of the Southwest quarter (W $\frac{1}{2}$ SW $\frac{1}{4}$) of Section 17, Township 22 South, Range 7 West, Willamette Meridian, Douglas County, Oregon, EXCEPTING THEREFROM that portion lying westerly of the center of Elk Creek.

Parcel 3:

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FEB 14 2025

OWRD

BEGINNING AT A "T" IRON MARKING THE EAST ONE-QUARTER CORNER OF SECTION 17, TOWNSHIP 22 SOUTH, RANGE 7 WEST, W.M.; THENCE ALONG THE EAST-WEST CENTER LINE THROUGH SAID SECTION 17, NORTH 89° 42' 43" WEST 2658.34 FEET TO A 5/8" IRON ROD SET FROM BEARING TREES OF THE 1931 LOCATION OF THE CENTER OF SAID SECTION 17, SAID POINT IS REFERENCED BY A "T" IRON NORTH 51° 25' WEST 1.35 FEET; THENCE CONTINUE ON THE EAST-WEST CENTER LINE THROUGH SAID SECTION 17, NORTH 89° 49' 29" WEST 1329.68 FEET TO A 5/8" IRON ROD MARKING THE CENTER-WEST 1/16 CORNER OF SAID SECTION 17, SAID POINT IS REFERENCED BY A "T" IRON SOUTH 23° 57' WEST 2.30 FEET; THENCE CONTINUE NORTH 89° 49' 29" WEST 40.04 FEET TO A 5/8" IRON ROD SET NEARLY ON AN EXISTING OLD NORTH-SOUTH FENCE; THENCE ALONG OR NEARLY ALONG THE SAID OLD FENCE LINE, SOUTH 0° 56' 50" EAST 1152.99 FEET TO A 5/8" IRON ROD BEING THE TRUE POINT OF BEGINNING; THENCE CONTINUING ALONG OR NEARLY ALONG THE SAID OLD FENCE LINE, SOUTH 0° 56' 50" EAST 1045.61 FEET TO A 5/8" IRON ROD; THENCE SOUTH 38° 14' EAST 21.29 FEET TO A 5/8" IRON ROD; THENCE SOUTH 0° 56' 50" EAST 465.22 FEET TO A POINT IN THE CENTER LINE OF COUNTY ROAD NO. 187 AS TRAVELED, SAID POINT BEING REFERENCED BY A 5/8" IRON ROD NORTH 0° 56' 50" WEST 39.18 FEET; THENCE ALONG THE CENTER LINE OF SAID ROAD AS TRAVELED, ALONG THE ARC OF A 358.10 FOOT RADIUS CURVE RIGHT (THE CHORD OF WHICH BEARS NORTH 58° 21' EAST 140.54 FEET) A DISTANCE OF 141.46 FEET; THENCE NORTH 69° 40' EAST 94.95 FEET; THENCE ALONG THE ARC OF A 220.37 FOOT RADIUS CURVE LEFT (THE CHORD OF WHICH BEARS NORTH 57° 25' EAST 93.52 FEET) A DISTANCE OF 94.23 FEET; THENCE NORTH 45° 10' EAST 2156.66 FEET; THENCE ALONG THE ARC OF A 124.56 FOOT RADIUS CURVE LEFT (THE CHORD OF WHICH BEARS NORTH 15° 27' 30" EAST 123.46 FEET) A DISTANCE OF 129.17 FEET; THENCE NORTH 14° 15' WEST 115.03 FEET; THENCE ALONG THE ARC OF A 238.73 FOOT RADIUS CURVE RIGHT (THE CHORD OF WHICH BEARS NORTH 15° 20' 59" EAST 235.84 FEET) A DISTANCE OF 246.66 FEET TO A POINT WHICH IS REFERENCED BY A 5/8" IRON ROD SOUTH 82° 23' 50" WEST 45.36 FEET; THENCE LEAVING THE CENTER LINE OF SAID COUNTY ROAD NO. 187, SOUTH 82° 23' 50" WEST 187.53 FEET TO A 5/8" IRON ROD; THENCE SOUTH 64° 54' 40" WEST 623.58 FEET TO A 5/8" IRON ROD; THENCE SOUTH 81° 59' 20" WEST 813.27 FEET TO A POINT WHICH IS REFERENCED BY A 5/8" IRON ROD NORTH 35.00 FEET; THENCE SOUTH 60° 40' 40" WEST 419.89 FEET TO THE TRUE POINT OF BEGINNING, IN DOUGLAS COUNTY, OREGON.

EXCEPTING THEREFROM THAT PORTION LYING WITHIN THE WEST HALF OF THE SOUTHWEST QUARTER OF SECTION 17, TOWNSHIP 22 SOUTH, RANGE 7 WEST, W.M., DOUGLAS COUNTY, OREGON, AND THAT PORTION WITHIN SCHAD COUNTY ROAD NO. 187.

These legal descriptions were created prior to January 1, 2008.

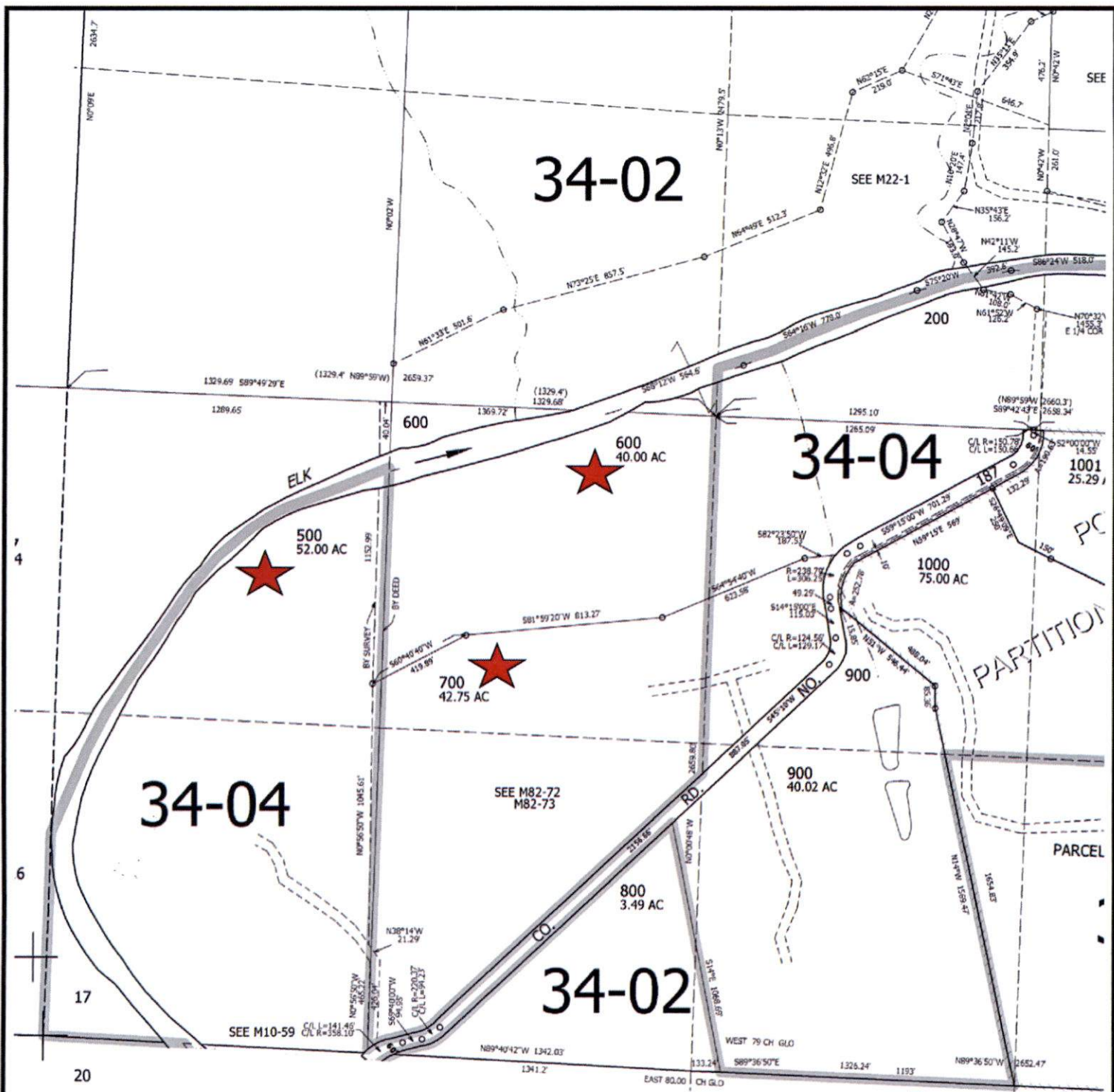
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BEGINNING AT A "T" IRON MARKING THE EAST ONE-QUARTER CORNER OF SECTION 17, TOWNSHIP 22 SOUTH, RANGE 7 WEST, W.M.; THENCE ALONG THE EAST-WEST CENTER LINE THROUGH SECTION 17, NORTH 89° 42' 43" WEST 1363.24 FEET TO THE TRUE POINT OF BEGINNING IN THE CENTER OF COUNTY ROAD NO. 187 AS TRAVELED, SAID POINT BEING REFERENCED BY A 5/8" IRON ROD NORTH 89° 42' 43" WEST 30.01 FEET; THENCE CONTINUE NORTH 89° 42' 43" WEST 1295.10 FEET TO A 5/8" IRON ROD SET FROM BEARING TREES OF THE 1931 LOCATION OF THE CENTER OF SAID SECTION 17, SAID POINT IS REFERENCED BY A "T" IRON NORTH 51° 25' WEST 1.35 FEET; THENCE CONTINUE ON THE EAST-WEST CENTER LINE THROUGH SAID SECTION 17, NORTH 89° 49' 29" WEST 1329.68 FEET TO A 5/8" IRON ROD MARKING THE CENTER-WEST 1/16 CORNER OF SAID SECTION 17, SAID POINT IS REFERENCED BY A "T" IRON SOUTH 23° 57' WEST 2.30 FEET; THENCE CONTINUE NORTH 89° 49' 29" WEST 40.04 FEET TO A 5/8" IRON ROD SET NEARLY ON AN EXISTING OLD NORTH-SOUTH FENCE LINE; THENCE ALONG OR NEARLY ALONG THE SAID OLD EXISTING FENCE LINE, SOUTH 0° 56' 50" EAST 1152.99 FEET TO A 5/8" IRON ROD; THENCE LEAVING SAID FENCE LINE, NORTH 60° 40' 40" EAST 419.89 FEET TO A POINT WHICH IS REFERENCED BY A 5/8" IRON ROD NORTH 35.00 FEET; THENCE NORTH 81° 59' 20" EAST 813.27 FEET TO A 5/8" IRON ROD; THENCE NORTH 64° 44' 40" EAST 623.58 FEET TO A 5/8" IRON ROD; THENCE NORTH 87° 23' 50" EAST 187.53 FEET TO A POINT IN THE CENTER LINE OF SAID COUNTY ROAD NO. 187 AS TRAVELED, SAID POINT BEING REFERENCED BY A 5/8" IRON ROD SOUTH 82° 23' 50" WEST 45.36 FEET; THENCE ALONG THE CENTER LINE OF SAID ROAD AS TRAVELED, ALONG THE ARC OF A 238.74 FOOT RADIUS CURVE RIGHT (THE CHORD OF WHICH BEARS NORTH 52° 05' 59" EAST 59.43 FEET) A DISTANCE OF 59.59 FEET; THENCE NORTH 59° 15' EAST 701.29 FEET; THENCE ALONG THE ARC OF A 150.78 FOOT RADIUS CURVE LEFT THE CHORD OF WHICH BEARS NORTH 30° 37' 30" EAST 144.47 FEET) A DISTANCE OF 150.66 FEET; THENCE NORTH 2° 00' EAST 14.55 FEET TO THE TRUE POINT OF BEGINNING, IN DOUGLAS COUNTY, OREGON.

EXCEPTING THEREFROM THAT PORTION LYING WITHIN THE WEST HALF OF THE SOUTHWEST QUARTER OF SECTION 17, TOWNSHIP 22 SOUTH, RANGE 7 WEST, W.M., DOUGLAS COUNTY, OREGON, AND THAT PORTION WITHIN SCHAD COUNTY ROAD NO. 187.

Parcel 4:

Received
FEB 14 2025
GWRD



Received
FEB 14 2025
QWRD



1466,1864, 1868 Schad Road
Elkton, OR 97436

THIS MAP IS FURNISHED AS AN
ACCOMMODATION STRICTLY FOR THE
PURPOSES OF GENERALLY LOCATING
THE LAND. IT DOES NOT REPRESENT A
SURVEY OF THE LAND OR IMPLY ANY
REPRESENTATIONS AS TO THE SIZE,
AREA OR ANY OTHER FACTS RELATED TO
THE LAND SHOWN THEREOF



February 10, 2025

Ms. Lisa Jaramillo
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1271

Subject: Application for a Temporary Water Right Transfer
Portion of Certificates 96931 and 92947, water rights held by Elk Creek Farm LLC.

Ms. Jaramillo:

On behalf of the applicants, Elk Creek Farm LLC and Knoll Vineyard LLC, please find enclosed an Application for a temporary water tight transfer involving a portion of Certificates 96931 and 92947 accompanied by a check in the amount of \$1,324.26 for payment of the application filing fee.

If you have any questions regarding the enclosed application, you can reach me at 503-967-7050 x204. Please copy me on any correspondence regarding this application.

Respectfully submitted,

Theodore Ressler, RG, CWRE
Summit Water Resources LLC.

Cc: Bob Ochs – Elk Creek Farm LLC
Leslie Beckley – Knoll Vineyards LLC

Received
FEB 14 2025
OWRD

Enclosures:

Application for a Water Right Temporary Transfer involving a portion of Certificates 96931 and 92947
Check #1452 in the amount of \$1,324.26