

# Temporary - DROUGHT

Name Robert L. Unruh

Address 30083 Pickett Rd.  
Malin, OR 97632  
ru281@aol.com

Change in POU, POA

Date Filed 4-21-2022

Initial notice date 5-3-2022

DPD issued date \_\_\_\_\_

PD issued date \_\_\_\_\_

PD notice date \_\_\_\_\_

Date of FO 6/9/2022 Vol 125 Page 238

8/17/2022 reconsideration 125 606

C-Date \_\_\_\_\_

COBU due date \_\_\_\_\_

COBU Received date \_\_\_\_\_

Certificate issued \_\_\_\_\_

Assignments: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Irrigation District Shasta View Irrigation

Agent \_\_\_\_\_

CWRE \_\_\_\_\_

CC's list \_\_\_\_\_

- Oversized map - Location

### DESCRIPTION OF WATER RIGHT(S)

Name of Stream Pereira Well; A Well

Trib. of Tulelake Su; Lost River Basin

Use Irrigation; Supplemental IR County Klamath

Quantity of water (CFS) \_\_\_\_\_ No. of Acres \_\_\_\_\_

Name of ditch \_\_\_\_\_

App# G1-379 Per # G1-255 Cert # 27103 PR Date 5/28/1956

App# G1-12810 Per # G1-11664 Cert # 74458 PR Date 3/6/1992

App# G1-12810 Per # G1-12450 Cert # \_\_\_\_\_ PR Date 4/16/1992

App# \_\_\_\_\_ Per # \_\_\_\_\_ Cert # \_\_\_\_\_ PR Date \_\_\_\_\_

App# \_\_\_\_\_ Per # \_\_\_\_\_ Cert # \_\_\_\_\_ PR Date \_\_\_\_\_

Date	FEES PAID	
	Amount	Receipt #
<u>4-21-2022</u>	<u>\$250.00</u>	<u>137969</u>

Date	FEES REFUNDED	
	Amount	Receipt #

BEFORE THE WATER RESOURCES DEPARTMENT  
OF THE  
STATE OF OREGON

In the Matter of Transfer Application	)	RECONSIDERATION OF A FINAL ORDER
T-13987, Klamath County	)	RECORDED IN SPECIAL ORDER VOLUME
	)	125, PAGES 238-243, WITHDRAWING THE
	)	FINAL ORDER AND ISSUING A
	)	SUPERSEDING FINAL ORDER APPROVING
	)	EMERGENCY TEMPORARY CHANGES IN
	)	PLACES OF USE AND POINTS OF
	)	APPROPRIATION

**Authority**

Oregon Revised Statute (ORS) 536.750 establishes the process in which a water right holder may submit a request to temporarily transfer the use, place of use or point of diversion of water in the event of a declaration of drought, without complying with the notice and waiting requirements under ORS 540.520. Oregon Administrative Rule (OAR) Chapter 690, Division 019 implements the statutes and provides the Department's procedures and criteria for evaluating drought transfer applications.

**Applicant**

ROBERT L UNRUH  
30083 PICKETT RD  
MALIN, OR 97632

**Findings of Fact**

1. On April 21, 2022, ROBERT L UNRUH filed an application to temporarily change the places of use and change the points of appropriation under Certificate 27103, 74458, and Permit G-12450 for the remainder of the 2022 irrigation season or the term of the Governor's declared drought, whichever is shorter. The Department assigned the application number T-13987.
2. Notice of the application for transfer was published on May 3, 2022, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. On June 9, 2022, the Department approved Drought Temporary Transfer Application T-13987, as evidenced in Special Order Volume 125, Pages 238-243.

This is a final 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. On July 15, 2022, the Department sent a Reconsideration Letter because the Final Order was issued prior to the Department's Groundwater review being completed.
5. On July 22, 2022, the Department completed the Groundwater Review and found the change in point of appropriation was from the same source and that there was no finding of injury. The Department is withdrawing approval of Special Order Volume 125, Pages 238-243, and issuing this superseding final order.
6. The portion of the first right to be temporarily transferred is as follows:
 

**Certificate:** 27103 in the name of ALICE PEREIRA (perfected under Permit G-255)

**Use:** IRRIGATION of 10.0 ACRES

**Priority Date:** MAY 28, 1956

**Rate:** 0.12 CUBIC FEET PER SECOND

**Limit/Duty:** 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 3 acre-feet per acre for each acre irrigated during the irrigation season of each year.

**Source:** PEREIRA WELL, a tributary of TULELAKE SUMP

**Authorized Point of Appropriation:**

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
40 S	12 E	WM	28	SW SW	PEREIRA WELL (WELL 4) - 3 CHAINS NORTH AND 15.75 CHAINS EAST OF THE SW CORNER OF SECTION 28

**Authorized Place of Use:**

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
40 S	12 E	WM	28	SW NW	10.0

7. Temporary Transfer Application T-13987 proposes to temporarily change the place of use of the right to:

Twp	Rng	Mer	Sec	Q-Q	Acres
40 S	12 E	WM	33	NW NE	10.0

8. Additional points of appropriation are necessary to convey the water to the proposed temporary place of use. Temporary Transfer Application T-13987 proposes additional points of appropriation with approximate distances from authorized point as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Distance from Authorized Well in Miles (mi.)
40 S	12 E	WM	28	SW SW	POA 6 - 281.6 FEET NORTH AND 632.2 FEET WEST FROM THE SW 1/4 OF SECTION 28	0.1 mi.

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Distance from Authorized Well in Miles (mi.)
40 S	12 E	WM	28	SE SW	POA 7 – 191.7 FEET NORTH AND 221.4 FEET WEST FROM THE SW 1/4 OF SECTION 28	0.1 mi.
41 S	12 E	WM	6	NW NW	POA 5 – 1300 FEET SOUTH AND 800 FEET EAST FROM THE NW CORNER OF THE NE NE OF SECTION 16)	2.3 mi.

9. The second right to be temporarily transferred is as follows:

**Certificate:** 74458 in the name of DONALD A. RAJNUS (perfected under Permit G-11664)

**Use:** IRRIGATION of 133.07 ACRES

**Priority Date:** MARCH 6, 1992

**Rate:** 1.66 CUBIC FEET PER SECOND

**Limit/Duty:** The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is 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 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

**Source:** A WELL in the LOST RIVER BASIN

**Authorized Point of Appropriation:**

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
40 S	11 E	WM	25	SE NE	2086 FEET SOUTH AND 134 FEET WEST FROM THE NE CORNER OF SECTION 25

**Authorized Place of Use:**

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
40 S	11 E	WM	24	NE SW	12.29
40 S	11 E	WM	24	NW SW	7.19
40 S	11 E	WM	24	SW SW	0.48
40 S	11 E	WM	24	SE SW	33.61
40 S	11 E	WM	24	SW SE	7.50
40 S	11 E	WM	25	NW NE	26.24
40 S	11 E	WM	25	SW NE	4.53
40 S	11 E	WM	25	NE NW	23.41
40 S	11 E	WM	25	SE NW	0.69
40 S	11 E	WM	25	SE SE	0.87
40 S	11 E	WM	36	NE NE	16.26
Total					133.07

10. Temporary Transfer Application T-13987 proposes to temporarily change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
41 S	12 E	WM	6	NE NW	15.07
41 S	12 E	WM	6	NW NE	25.00
41 S	12 E	WM	31	SW SW	28.00
41 S	12 E	WM	33	NE SW	40.00
41 S	12 E	WM	33	NW SW	20.00
41 S	12 E	WM	33	SE SE	5.00
Total					133.07

11. Temporary Transfer Application T-13987 proposes to move the authorized points of appropriation with approximate distances as described below:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates	Distance from Authorized Well in Miles (mi.)
40 S	12 E	WM	28	SW SW	POA 4 - 194.5 FEET NORTH AND 268.2 FEET WEST FROM THE S1/4 OF SECTION 28	2.1 mi.
40 S	12 E	WM	33	NE NW	POA 3 - 29 FEET SOUTH AND 708.3 FEET WEST FROM THE SE 1/4 1/4 OF SECTION 28	2.2 mi
41 S	12 E	WM	6	NW NW	POA 5 - 1300 FEET SOUTH AND 800 FEET EAST FROM THE NW CORNER OF THE NE NE OF SECTION 16	1.1 mi.

12. The portion of the third right to be temporarily transferred is as follows:

**Permit:** G-12450 in the name of NORTHWEST FARM CREDIT SERVICES, FLCA and NORTHWEST FARM CREDIT SERVICES, PCA and R AND C AG, LLC (authorized under Application G-12860)

**Use:** IRRIGATION OF 16.0 ACRES

**Priority Date:** APRIL 6, 1992

**Rate:** 0.2 CUBIC FOOT PER SECOND

**Limit/Duty:** The amount of water used for irrigation, together with the amount secured under any other right existing for the same land, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre-feet for each acre irrigated during the irrigation season of each year.

**Period of Use:** APRIL 15 THROUGH OCTOBER 15

**Source:** TWO WELLS in the LOST RIVER BASIN

**Authorized Points of Appropriation:**

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
40 S	12 E	WM	28	SW SW	WELL #1 - 200 FEET NORTH AND 1040 FEET EAST FROM THE SW CORNER OF SECTION 28

**Authorized Place of Use:**

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
40 S	12 E	WM	28	SW NW	10.0
40 S	12 E	WM	28	SW SW	6.0
				Total	16.0

13. Temporary Transfer Application T-13987 proposes to temporarily change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
40 S	12 E	WM	33	NW NE	16.0

14. Additional points of appropriation are necessary to convey the water to the proposed temporary place of use. Temporary Transfer Application T-13987 proposes additional points of appropriation with approximate distances from authorized point as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Distance from Authorized Well in Miles (mi.)
40 S	12 E	WM	28	SW SW	POA 6 – 281.6 FEET NORTH AND 632.2 FEET WEST FROM THE SW 1/4 OF SECTION 28	0.1 mi.
40 S	12 E	WM	28	SE SW	POA 7 – 191.7 FEET NORTH AND 221.4 FEET WEST FROM THE SW 1/4 OF SECTION 28	0.1 mi.
41 S	12 E	WM	6	NW NW	POA 5 – 1300 FEET SOUTH AND 800 FEET EAST FROM THE NW CORNER OF THE NE NE OF SECTION 16	2.3 mi.

**Temporary Drought Transfer Review Criteria**

15. Water has been used within the last five years according to the terms and conditions of the rights. There is no evidence available that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
16. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing rights are present.
17. The Governor issued an executive order on March 4, 2022, declaring a state of drought emergency in Klamath County due to drought and extreme weather conditions, which is still in effect and the water right proposed for transfer is on lands included in the area covered by the drought order.
18. The proposed changes would not result in enlargement of the rights.

19. The proposed changes would not result in injury to other water rights. This finding is made through an abbreviated review recognizing that the transfer may be revoked under OAR 690-019-055(3) if injury to existing water rights is shown and cannot be mitigated to the satisfaction of the Director and injured parties.

#### **Conclusions of Law**

The temporary change in places of use and points of appropriation proposed in Temporary Drought Transfer Application T-13987 are consistent with the requirements of ORS 536.750 and OAR 690-019-0055.

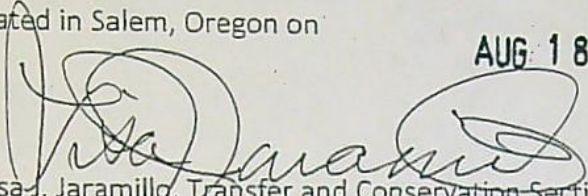
#### **Now, therefore, it is ORDERED:**

1. The order recorded at Special Order Volume 125, Pages 238-243 is withdrawn, is of no further force or effect, and is superseded by this order.
2. The temporary change in in places of use and points of appropriation proposed in Temporary Drought Transfer Application T-13987 are approved.
3. The former places of use **shall not** be irrigated as part of these water rights during the remainder of the 2022 irrigation season or until the end of the Governor's declared drought, whichever occurs first.
4. The approval of this temporary drought transfer may be revoked or modified if the Department finds the changes cause injury to any existing water right.
5. The quantity of water diverted at the proposed temporary points of appropriation shall not exceed the quantity of water lawfully available at the original points of appropriation.
6. The use of water at the temporary places of use authorized by this transfer shall be in accordance with the terms and conditions of Certificate 27103, 74458, and Permit G-12450. The use shall revert to the authorized place of use at the end of the 2022 irrigation season.
7. The proposed change in places of use and points of appropriation shall revert to the authorized places of use and points of appropriation at the end of the 2022 irrigation season or the end of the Governor's declared drought, whichever occurs first.

8. The use of the remaining water rights described by Certificate 27103, 74458, and Permit G-12450 shall continue to be in accordance with the terms and conditions of Certificate 27103, 74458, and Permit G-12450.

Dated in Salem, Oregon on

**AUG 18 2022**

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

Mailing Date:

**AUG 19 2022**



# DROUGHT

## WATER RIGHT TRANSFER COVER SHEET

Transfer: T- 13987

Transfer Specialist: *Scott*

Transfer Type: Drought Transfer

<b>Applicant:</b> Robert Unruh ROBERT UNRUH 30083 PICKETT RD MALIN, OR 97632 Email: _____ Phone: _____	<b>Agent:</b> <input type="checkbox"/> N/A UNAVAILABLE Email: _____ Phone: _____
<b>Irrigation District:</b> <input type="checkbox"/> N/A Shasta View Irrigation District Email: _____	<b>CWRE:</b> <input type="checkbox"/> N/A Email: _____
<b>Affected Local Gov'ts:</b> <input type="checkbox"/> N/A Email: _____	<b>Affected Tribal Gov't:</b> <input type="checkbox"/> N/A UNAVAILABLE Email: _____
<b>Current Landowner if other than Applicant:</b> <input type="checkbox"/> N/A Email: _____	<b>Receiving Landowner:</b> <input type="checkbox"/> N/A Email: _____

### Water Rights Affected

File Marked	App. File # or Decree Name	Permit	Certificate	RR/CR Needed	RR/CR Nos.
<input type="checkbox"/>			27103	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
<input type="checkbox"/>			74458	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
<input type="checkbox"/>		G-12450		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	

### Key Dates & Initial Actions:

Rec'd: April 21, 2022	Proposed Action(s): POINT OF APPROPRIATION; PLACE OF USE	
Fees Pd: 250.00	WM District: 17	ODFW District:
Initial Public Notice: UNAVAILABLE	WM Review sent:	ODFW Review sent:
Acknowledgement Letter Sent <input type="checkbox"/>		GW Review sent: <input type="checkbox"/> N/A
County sent cc: of Ack Letter <input type="checkbox"/>	BOR notified (date): <input type="checkbox"/> N/A	
Newspaper quote requested:	Request for news \$ sent:	News \$ received:
Request to publish sent:	Affidavit of publication received:	Last day of publication:

Document	Drafted	Peer Review	Changes Made	Coordinator	Changes Made	Signature Bin	Signature Date
DPD	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	CW Sent: _____	N/A
PD	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____	Date: _____
FO	Date: <u>5/19/22</u> Initials: <u>Scott</u>	Date: <u>6/20/22</u> Initials: <u>AUD</u>	Date: _____ Initials: _____	Date: <u>6/1/22</u> Initials: <u>PKS</u>	Date: <u>6/1/22</u> Initials: <u>Scott</u>	Date: <u>6/1/22</u>	Date: _____

*recon letter 7/14/2022* \* *correcting recon letter 7/27/22*

Special Issues: \_\_\_\_\_

Special Order Volume: Vol. \_\_\_\_\_ Pages \_\_\_\_\_

<i>Reconsideration Order</i>	<i>dated</i>	<i>PEER REVIEW Coordinator</i>	<i>Changes Made</i>	<i>Signature Bin</i>
<i>7/28/22</i>	<i>8/1/22</i>	<i>PKS</i>	<i>8/10/22</i>	<i>8/10/22</i>
<i>Initials: Scott</i>	<i>AUD</i>	<i>PKS</i>		

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

In the Matter of Transfer Application )  
T-13987, Klamath County )

RECONSIDERATION OF A FINAL ORDER  
RECORDED IN SPECIAL ORDER VOLUME  
125, PAGES 238-243, WITHDRAWING THE  
FINAL ORDER AND ISSUING A  
SUPERSEDING FINAL ORDER

*APPROVING EMER  
TEMPORARY CHANGES IN PLACES OF  
USE AND POINTS OF APPROPRIATION*

**Authority**

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**Applicant**

ROBERT L UNRUH  
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**Findings of Fact**

1. On April 21, 2022, ROBERT L UNRUH filed an application to temporarily change the places of use and change the points of appropriation under Certificate 27103, 74458, and Permit G-12450 for the remainder of the 2022 irrigation season or the term of the Governor’s declared drought, whichever is shorter. The Department assigned the application number T-13987.
2. Notice of the application for transfer was published on May 3, 2022, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
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**Source:** PEREIRA WELL, a tributary of TULELAKE SUMP

**Authorized Point of Appropriation:**

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**Authorized Place of Use:**

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Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Distance from Authorized Well in Miles (mi.)
					WEST FROM THE SW 1/4 OF SECTION 28	
41 S	12 E	WM	6	NW NW	POA 5 - 1300 FEET SOUTH AND 800 FEET EAST FROM THE NW CORNER OF THE NE NE OF SECTION 16)	2.3 mi.

9. The second right to be temporarily transferred is as follows:

**Certificate:** 74458 in the name of DONALD A. RAJNUS (perfected under Permit (G-11664) *next line*)  
**Use:** IRRIGATION of 133.07 ACRES  
**Priority Date:** MARCH 6, 1992  
**Rate:** 1.66 CUBIC FEET PER SECOND  
**Limit/Duty:** The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is 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 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.  
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**Authorized Point of Appropriation:**

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Total					133.07

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SP ———

12. The portion of the third right to be temporarily transferred is as follows:

**Permit:** G-12450 in the name of NORTHWEST FARM CREDIT SERVICES, FLCA and NORTHWEST FARM CREDIT SERVICES, PCA and R AND C AG, LLC (authorized under Application G-12860)

**Use:** IRRIGATION OF 16.0 ACRES

**Priority Date:** APRIL 6, 1992

**Rate:** 0.2 CUBIC FOOT PER SECOND

**Limit/Duty:** The amount of water used for irrigation, together with the amount secured under any other right existing for the same land, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre-feet for each acre irrigated during the irrigation season of each year.

**Period of Use:** APRIL 15 THROUGH OCTOBER 15

**Source:** TWO WELLS in the LOST RIVER BASIN

**Authorized Points of Appropriation:**

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

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40 S	12 E	WM	28	SW SW	POA 6 – 281.6 FEET NORTH AND 632.2 FEET WEST FROM THE SW 1/4 OF SECTION 28	0.1 mi.
40 S	12 E	WM	28	SE SW	POA 7 – 191.7 FEET NORTH AND 221.4 FEET WEST FROM THE SW 1/4 OF SECTION 28	0.1 mi.
41 S	12 E	WM	6	NW NW	POA 5 – 1300 FEET SOUTH AND 800 FEET EAST FROM THE NW CORNER OF THE NE NE OF SECTION 16	2.3 mi.

**Temporary Drought Transfer Review Criteria**

15. Water has been used within the last five years according to the terms and conditions of the rights. There is no evidence available that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
16. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing rights are present.

17. The Governor issued an executive order on March 4, 2022, declaring a state of drought emergency in Klamath County due to drought and extreme weather conditions, which is still in effect and the water right proposed for transfer is on lands included in the area covered by the drought order.
18. The proposed changes would not result in enlargement of the rights.
19. The proposed changes would not result in injury to other water rights. This finding is made through an abbreviated review recognizing that the transfer may be revoked under OAR 690-019-055(3) if injury to existing water rights is shown and cannot be mitigated to the satisfaction of the Director and injured parties.

### Conclusions of Law

The temporary change in places of use and points of appropriation proposed in Temporary Drought Transfer Application T-13987 are consistent with the requirements of ORS 536.750 and OAR 690-019-0055.

Now, therefore, it is ORDERED:

1. The order recorded at Special Order Volume 125, Pages 238-243 is withdrawn/is of no further force or effect, and is superseded by this order.
2. The temporary change in in places of use and points of appropriation proposed in Temporary Drought Transfer Application T-13987 are approved.
3. The former places of use **shall not** be irrigated as part of these water rights during the remainder of the 2022 irrigation season or until the end of the Governor's declared drought, whichever occurs first.
4. The approval of this temporary drought transfer may be revoked or modified if the Department finds the changes cause injury to any existing water right.
5. The quantity of water diverted at the proposed temporary points of appropriation shall not exceed the quantity of water lawfully available at the original points of appropriation.
6. The use of water at the temporary places of use authorized by this transfer shall be in accordance with the terms and conditions of Certificate 27103, 74458, and Permit G-12450. The use shall revert to the authorized place of use at the end of the 2022 irrigation season.
7. The proposed change in places of use and points of appropriation shall revert to the authorized places of use and points of appropriation at the end of the 2022 irrigation season or the end of the Governor's declared drought, whichever occurs first.

8. The use of the remaining water rights described by Certificate 27103, 74458, and Permit G-12450 shall continue to be in accordance with the terms and conditions of Certificate 27103, 74458, and Permit G-12450.

Dated in Salem, Oregon on

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

*Mailing Date:*





# Oregon

Kate Brown, Governor

**Water Resources Department**

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

**JUL 27 2022**

Robert L Unruh  
30083 Pickett Rd  
Malin, OR 97632

Re: Notice of Reconsideration of Temporary Transfer T-13987

Dear Applicants,

Pursuant to OAR 137-004-0080(4) the Department is reconsidering the Final Order for T-13987, as evidenced by Special Order Volume 125, Page 238-243, issued June 9, 2022. The Final Order was issued prior to the Department's Groundwater review being completed. The Final Order remains in effect during reconsideration. On conclusion of reconsideration the Department will issue a superseding final order.

Sincerely,

\_\_\_\_\_  
Lisa J. Jaramillo, Transfer and Conservation Section Manager

CC: Watermaster District 10



**Oregon**  
Kate Brown, Governor

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

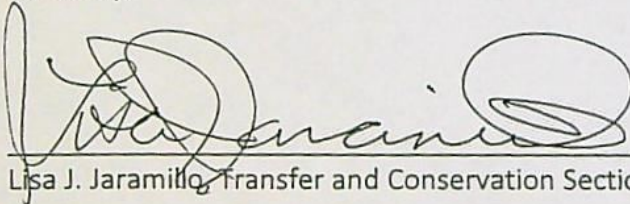
Robert L Unruh  
30083 Pickett Rd  
Malin, OR 97632

Re: Notice of Reconsideration of Temporary Transfer T-13987

Dear Applicants,

Pursuant to OAR 137-004-0080(4) the Department is reconsidering the Final Order for T-13743, as evidenced by Special Order Volume 125, Page 238-243, issued May 9, 2022. The Final Order was issued prior to the Department's Groundwater review being completed. The Final Order remains in effect during reconsideration. On conclusion of reconsideration the Department will issue a superseding final order.

Sincerely,



Lisa J. Jaramillo, Transfer and Conservation Section Manager

**JUL 15 2022**

CC: Watermaster District 10

# Groundwater Transfer Review Summary Form

Transfer/PA # T- 13987

GW Reviewer M. Thoma Date Review Completed: 06/16/2022

## Summary of Same Source Review:

The proposed change in point of appropriation is not within the same aquifer as per OAR 690-380-2110(2).

## Summary of Injury Review:

The proposed transfer will result in another, existing water right not receiving previously available water to which it is legally entitled or result in significant interference with a surface water source as per 690-380-0100(3).

## Summary of GW-SW Transfer Similarity Review:

The proposed SW-GW transfer doesn't meet the definition of "similarly" as per OAR 690-380-2130.

*This is only a summary. Documentation is attached and should be read thoroughly to understand the basis for determinations.*



Oregon Water Resources Department  
 725 Summer Street NE, Suite A  
 Salem, Oregon 97301-1271  
 (503) 986-0900  
 www.wrd.state.or.us

### Ground Water Review Form:

- Water Right Transfer
- Permit Amendment
- GR Modification
- Other (DROUGHT)

Application: T-13987

Applicant Name: Robert Unruh

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

Reviewer(s): M. Thoma

Date of Review: 06/16/2022

Date Reviewed by GW Mgr. and Returned to WRSD: JTI 7/22/22

The information provided in the application is insufficient to evaluate whether the proposed transfer may be approved because:

- The water well reports provided with the application do not correspond to the water rights affected by the transfer.
- The application does not include water well reports or a description of the well construction details sufficient to establish the ground water body developed or proposed to be developed.
- Other \_\_\_\_\_

1. Basic description of the changes proposed in this transfer: The application proposes to change the POA under Cert. 74458, Cert. 27103, and Permit G-12450 from the existing authorized POAs (KLAM 14754 and KLAM 53641) to 5 proposed POAs (KLAM 14838, KLAM 53641, KLAM 53792, KLAM 14819, KLAM 14820), some of which are authorized POAs on the other rights. The applicant also proposes to change the POU on all three rights
2. Will the proposed POA develop the same aquifer (source) as the existing authorized POA?  
 Yes     No    Comments: \_\_\_\_\_
3. a) Is there more than one source developed under the right (e.g., basalt and alluvium)?  
 Yes     No \_\_\_\_\_  
 b) If yes, estimate the portion of the right supplied by each of the sources and describe any limitations that will need to be placed on the proposed change (rate, duty, etc.): \_\_\_\_\_
4. a) Will this proposed change, at its maximum allowed rate of use, likely result in an increase in interference with **another ground water right**?  
 Yes     No    Comments: The proposed change would move the POA closer to other existing rights which would increase the level of hydraulic interference to those rights  
 b) If yes, would this proposed change, at its maximum allowed rate of use, likely result in another groundwater right not receiving the water to which it is legally entitled?

Yes  No If yes, explain: Wells that are reasonably efficient and fully penetrate the aquifer in the region, would not likely be injured by this transfer due to the thickness of the aquifer and generally-high transmissivity.

5. a) Will this proposed change, at its maximum allowed rate of use, likely result in an increase in interference with **another surface water source**?

Yes  No Comments: The proposed change would not substantially change the impacts to nearby surface water sources in the area.

b) If yes, at its maximum allowed rate of use, what is the expected change in degree of interference with any **surface water sources** resulting from the proposed change?

Stream: \_\_\_\_\_  Minimal  Significant

Stream: \_\_\_\_\_  Minimal  Significant

Provide context for minimal/significant impact: \_\_\_\_\_

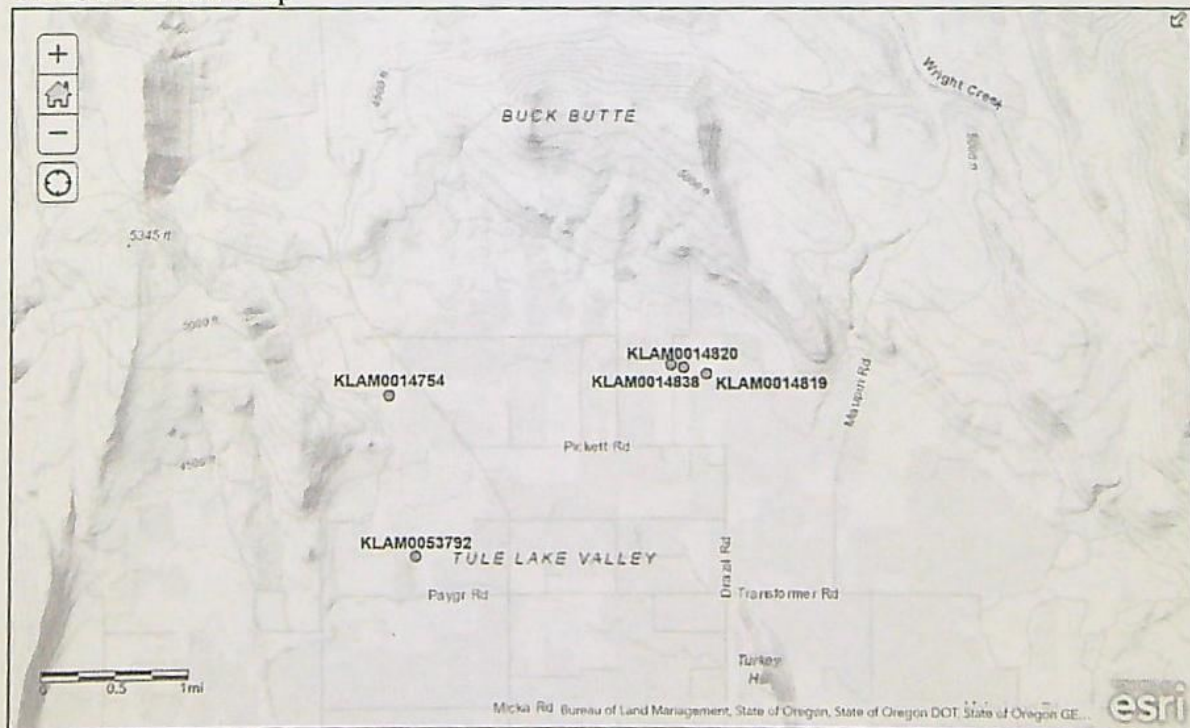
6. For SW-GW transfers, will the proposed change in point of diversion affect the surface water source similarly (as per OAR 690-380-2130) to the authorized point of diversion specified in the water use subject to transfer?

Yes  No Comments: N/A

7. What conditions or other changes in the application are necessary to address any potential issues identified above: \_\_\_\_\_

8. Any additional comments: \_\_\_\_\_

Transfer Review Map



## GREW Scott A \* WRD

---

**From:** STARNES Patrick K \* WRD  
**Sent:** Friday, June 17, 2022 11:29 AM  
**To:** GREW Scott A \* WRD  
**Cc:** JARAMILLO Lisa J \* WRD  
**Subject:** RE: Drought Transfer T-13987

Hi ya Scott!

The plan for this one is to reconsider the FO, wait for M. Thoma to complete the GW review, then issue an FO reconsidering the previous FO.....

So...

To stop the reconsideration clock. We must send a letter (asap) to the applicant that we are reconsidering the FO. I believe Joan is working on a reconsideration for a temp transfer. She would have a reconsideration letter that you could use as an example.

Then....

We wait for Thoma's review

If you are questioning existence (or have other questions regarding the reconsideration) let me know!

Kelly

---

**From:** GREW Scott A \* WRD <Scott.A.GREW@water.oregon.gov>  
**Sent:** Friday, June 17, 2022 11:12 AM  
**To:** STARNES Patrick K \* WRD <Patrick.K.STARNES@water.oregon.gov>  
**Cc:** GREW Scott A \* WRD <Scott.A.GREW@water.oregon.gov>  
**Subject:** RE: Drought Transfer T-13987

Or should I withdraw the order?

I e-mailed Thoma for his status on this nut I think he is out of the office today.

Scott Grew  
Transfer Specialist  
Oregon Water Resources Department  
503-986-0890

---

**From:** GREW Scott A \* WRD  
**Sent:** Friday, June 17, 2022 10:58 AM  
**To:** STARNES Patrick K \* WRD <Patrick.K.STARNES@water.oregon.gov>  
**Cc:** GREW Scott A \* WRD <Scott.A.GREW@water.oregon.gov>; JARAMILLO Lisa J \* WRD <Lisa.J.JARAMILLO@water.oregon.gov>  
**Subject:** RE: Drought Transfer T-13987

Hi Kelly,

There is no GW review yet. I made a mistake.

I think what happened was I was waiting for so long for Michele Angell to fix some errors in the application that I got ahead of myself. Sorry.

I will prepare a reconsideration.

Scott Grew  
Transfer Specialist  
Oregon Water Resources Department  
503-986-0890

---

**From:** STARNES Patrick K \* WRD <[Patrick.K.STARNES@water.oregon.gov](mailto:Patrick.K.STARNES@water.oregon.gov)>

**Sent:** Thursday, June 16, 2022 3:34 PM

**To:** GREW Scott A \* WRD <[Scott.A.GREW@water.oregon.gov](mailto:Scott.A.GREW@water.oregon.gov)>

**Cc:** JARAMILLO Lisa J \* WRD <[Lisa.J.JARAMILLO@water.oregon.gov](mailto:Lisa.J.JARAMILLO@water.oregon.gov)>

**Subject:** Drought Transfer T-13987

Hi Scott,

It appears that we issued the FO to approve T-13987 without a GW review (at least according to M. Thoma and WRIS). Could you please check the transfer file and see if there is a GW review in there? If it is not in there, let me know. If it does not have a GW review, we will have to reconsider the FO until Thoma completes his review.

Kelly



Oregon  
Kate Brown, Governor

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

June 9, 2022

ROBERT UNRUH  
30083 PICKETT RD  
MALIN, OR 97632

REFERENCE: Temporary Drought Transfer Application T-13987

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

The temporary change shall be effective upon issuance of this final order. Please note, the use shall revert back to the original authorized place of use at the **end of the 2022 irrigation season** or the end of the Governor's declared drought, whichever occurs first.

If you have any questions related to the approval of this transfer, you may contact your caseworker, Scott Grew, by telephone at (503) 986-0890 or by e-mail at [Scott.A.Grew@water.oregon.gov](mailto:Scott.A.Grew@water.oregon.gov).

Sincerely,

Stacy H. Phillips  
Restoration Program Technician  
Transfers and Conservation Section

cc: Danette M. Watson, Watermaster Dist. #17 (via email)  
Irrigation District: Shasta View Irrigation District

Enclosure



BEFORE THE WATER RESOURCES DEPARTMENT  
OF THE  
STATE OF OREGON

In the Matter of Transfer Application	)	FINAL ORDER APPROVING AN
T-13987, Klamath County	)	EMERGENCY USE DROUGHT TEMPORARY
	)	CHANGE IN PLACES OF USE AND CHANGE
	)	IN POINTS OF APPROPRIATION

**Authority**

Oregon Revised Statute (ORS) 536.750 establishes the process in which a water right holder may submit a request to temporarily transfer the use, place of use or point of diversion of water in the event of a declaration of drought, without complying with the notice and waiting requirements under ORS 540.520. Oregon Administrative Rule (OAR) Chapter 690, Division 019 implements the statutes and provides the Department's procedures and criteria for evaluating drought transfer applications.

**Applicant**

ROBERT L UNRUH  
30083 PICKETT RD  
MALIN, OR 97632

**Findings of Fact**

1. On April 21, 2022, ROBERT L UNRUH filed an application to temporarily change the places of use and change the points of appropriation under Certificate 27103, 74458, and Permit G-12450 for the remainder of the 2022 irrigation season or the term of the Governor's declared drought, whichever is shorter. The Department assigned the application number T-13987.
2. Notice of the application for transfer was published on May 3, 2022, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. The portion of the first right to be temporarily transferred is as follows:  
**Certificate:** 27103 in the name of ALICE PEREIRA (perfected under Permit G-255)  
**Use:** IRRIGATION of 10.0 ACRES  
**Priority Date:** MAY 28, 1956  
**Rate:** 0.12 CUBIC FEET PER SECOND

This is a final 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.

**Limit/Duty:** 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 3 acre-feet per acre for each acre irrigated during the irrigation season of each year.

**Source:** PEREIRA WELL, a tributary of TULELAKE SUMP

**Authorized Point of Appropriation:**

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
40 S	12 E	WM	28	SW SW	PEREIRA WELL (WELL 4) - 3 CHAINS NORTH AND 15.75 CHAINS EAST OF THE SW CORNER OF SECTION 28

**Authorized Place of Use:**

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
40 S	12 E	WM	28	SW NW	10.0

4. Temporary Transfer Application T-13987 proposes to temporarily change the place of use of the right to:

Twp	Rng	Mer	Sec	Q-Q	Acres
40 S	12 E	WM	33	NW NE	10.0

5. Additional points of appropriation are necessary to convey the water to the proposed temporary place of use. Temporary Transfer Application T-13987 proposes additional points of appropriation with approximate distances from authorized point as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Distance from Authorized Well in Miles (mi.)
40 S	12 E	WM	28	SW SW	POA 6 – 281.6 FEET NORTH AND 632.2 FEET WEST FROM THE SW 1/4 OF SECTION 28	0.1 mi.
40 S	12 E	WM	28	SE SW	POA 7 – 191.7 FEET NORTH AND 221.4 FEET WEST FROM THE SW 1/4 OF SECTION 28	0.1 mi.
41 S	12 E	WM	6	NW NW	POA 5 – 1300 FEET SOUTH AND 800 FEET EAST FROM THE NW CORNER OF THE NE NE OF SECTION 16)	2.3 mi.

6. The second right to be temporarily transferred is as follows:

**Certificate:** 74458 in the name of DONALD A. RAJNUS (perfected under Permit G-11664)

**Use:** IRRIGATION of 133.07 ACRES

**Priority Date:** MARCH 6, 1992

**Rate:** 1.66 CUBIC FEET PER SECOND

**Limit/Duty:** The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is 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 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

**Source:** A WELL in the LOST RIVER BASIN

**Authorized Point of Appropriation:**

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
40 S	11 E	WM	25	SE NE	2086 FEET SOUTH AND 134 FEET WEST FROM THE NE CORNER OF SECTION 25

**Authorized Place of Use:**

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
40 S	11 E	WM	24	NE SW	12.29
40 S	11 E	WM	24	NW SW	7.19
40 S	11 E	WM	24	SW SW	0.48
40 S	11 E	WM	24	SE SW	33.61
40 S	11 E	WM	24	SW SE	7.50
40 S	11 E	WM	25	NW NE	26.24
40 S	11 E	WM	25	SW NE	4.53
40 S	11 E	WM	25	NE NW	23.41
40 S	11 E	WM	25	SE NW	0.69
40 S	11 E	WM	25	SE SE	0.87
40 S	11 E	WM	36	NE NE	16.26
Total					133.07

7. Temporary Transfer Application T-13987 proposes to temporarily change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
41 S	12 E	WM	6	NE NW	15.07
41 S	12 E	WM	6	NW NE	25.00
41 S	12 E	WM	31	SW SW	28.00
41 S	12 E	WM	33	NE SW	40.00
41 S	12 E	WM	33	NW SW	20.00
41 S	12 E	WM	33	SE SE	5.00
Total					133.07

8. Temporary Transfer Application T-13987 proposes to move the authorized points of appropriation with approximate distances as described below:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates	Distance from Authorized Well in Miles (mi.)
40 S	12 E	WM	28	SW SW	POA 4 -194.5 FEET NORTH AND 268.2 FEET WEST FROM THE S1/4 OF SECTION 28	2.1 mi.
40 S	12 E	WM	33	NE NW	POA 3 - 29 FEET SOUTH AND 708.3 FEET WEST FROM THE SE 1/4 1/4 OF SECTION 28	2.2 mi
41 S	12 E	WM	6	NW NW	POA 5 - 1300 FEET SOUTH AND 800 FEET EAST FROM THE NW CORNER OF THE NE NE OF SECTION 16	1.1 mi.

9. The portion of the third right to be temporarily transferred is as follows:

**Permit:** G-12450 in the name of NORTHWEST FARM CREDIT SERVICES, FLCA and NORTHWEST FARM CREDIT SERVICES, PCA and R AND C AG, LLC (authorized under Application G-12860)

**Use:** IRRIGATION OF 16.0 ACRES

**Priority Date:** APRIL 6, 1992

**Rate:** 0.2 CUBIC FOOT PER SECOND

**Limit/Duty:** The amount of water used for irrigation, together with the amount secured under any other right existing for the same land, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre-feet for each acre irrigated during the irrigation season of each year.

**Period of Use:** APRIL 15 THROUGH OCTOBER 15

**Source:** TWO WELLS in the LOST RIVER BASIN

**Authorized Points of Appropriation:**

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
40 S	12 E	WM	28	SW SW	WELL #1 - 200 FEET NORTH AND 1040 FEET EAST FROM THE SW CORNER OF SECTION 28

**Authorized Place of Use:**

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
40 S	12 E	WM	28	SW NW	10.0
40 S	12 E	WM	28	SW SW	6.0
Total					16.0

10. Temporary Transfer Application T-13987 proposes to temporarily change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
40 S	12 E	WM	33	NW NE	16.0

11. Additional points of appropriation are necessary to convey the water to the proposed temporary place of use. Temporary Transfer Application T-13987 proposes additional points of appropriation with approximate distances from authorized point as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Distance from Authorized Well in Miles (mi.)
40 S	12 E	WM	28	SW SW	POA 6 – 281.6 FEET NORTH AND 632.2 FEET WEST FROM THE SW 1/4 OF SECTION 28	0.1 mi.
40 S	12 E	WM	28	SE SW	POA 7 – 191.7 FEET NORTH AND 221.4 FEET WEST FROM THE SW 1/4 OF SECTION 28	0.1 mi.
41 S	12 E	WM	6	NW NW	POA 5 – 1300 FEET SOUTH AND 800 FEET EAST FROM THE NW CORNER OF THE NE NE OF SECTION 16	2.3 mi.

**Temporary Drought Transfer Review Criteria**

12. Water has been used within the last five years according to the terms and conditions of the rights. There is no evidence available that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
13. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing rights are present.
14. The Governor issued an executive order on March 4, 2022, declaring a state of drought emergency in Klamath County due to drought and extreme weather conditions, which is still in effect and the water right proposed for transfer is on lands included in the area covered by the drought order.
15. The proposed changes would not result in enlargement of the rights.
16. The proposed changes would not result in injury to other water rights. This finding is made through an abbreviated review recognizing that the transfer may be revoked under OAR 690-019-055(3) if injury to existing water rights is shown and cannot be mitigated to the satisfaction of the Director and injured parties.

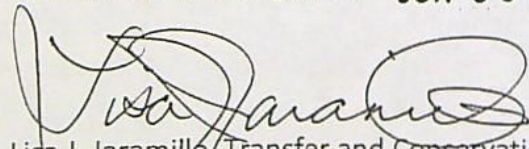
### Conclusions of Law

The temporary change in places of use and points of appropriation proposed in Temporary Drought Transfer Application T-13987 are consistent with the requirements of ORS 536.750 and OAR 690-019-0055.

Now, therefore, it is ORDERED:

1. The temporary change in in places of use and points of appropriation proposed in Temporary Drought Transfer Application T-13987 are approved.
2. The former places of use **shall not** be irrigated as part of these water rights during the remainder of the 2022 irrigation season or until the end of the Governor's declared drought, whichever occurs first.
3. The approval of this temporary drought transfer may be revoked or modified if the Department finds the changes cause injury to any existing water right.
4. The quantity of water diverted at the proposed temporary points of appropriation shall not exceed the quantity of water lawfully available at the original points of appropriation.
5. The use of water at the temporary places of use authorized by this transfer shall be in accordance with the terms and conditions of Certificate 27103, 74458, and Permit G-12450. The use shall revert to the authorized place of use at the end of the 2022 irrigation season.
6. The proposed change in places of use and points of appropriation shall revert to the authorized places of use and points of appropriation at the end of the 2022 irrigation season or the end of the Governor's declared drought, whichever occurs first.
7. The use of the remaining water rights described by Certificate 27103, 74458, and Permit G-12450 shall continue to be in accordance with the terms and conditions of Certificate 27103, 74458, and Permit G-12450.

Dated in Salem, Oregon on **JUN 09 2022**



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

Mailing Date: **JUN 10 2022**

# Watermaster Review Form: Water Right Transfer



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

Transfer Application: T-13987

Review Due Date: 05/27/2022

Applicant Name: Robert Unruh

Proposed Changes:  POU  POD  POA  USE  OTHER

Reviewer(s): Michelle Angell for Watermaster Date of Review: 04/28/2022

1. Do you have evidence that the right has not been used in the last 5 years and that the presumption of forfeiture would not likely be rebuttable?  Yes  No If "Yes", attach evidence (e.g. dated aerial photo showing pavement or building on the land for >5 yrs.)
  
2. Is there a history of regulation on the source that serves this (or these) right(s) that has involved the transferred right(s) and downstream water rights?  Yes  No Generally characterize the frequency of any regulation or explain why regulation has not occurred:
  
3. Have headgate notices been issued for the source that serves the transferred right(s)?  
 Yes  No  Records not available.
  
4. In your estimation, after the proposed change, would distribution of water for the right(s) result in regulation of other water rights that would not have occurred if use under the original right(s) was/were maximized?  Yes  No If "Yes", explain:
  
5. In your estimation, if the proposed change is approved, are there upstream water rights that would be affected?  Yes  No If "Yes", describe how the rights would be affected and list the rights most affected:

6. Check here  if it appears that downstream water rights benefit from return flows resulting from the current use of the transferred right(s)? If you check the box, generally characterize the locations where the return flows likely occur and list the water rights that benefit most:

N/A

7. For POD changes and instream transfers, check here if there are channel losses between the old and new PODs or within the proposed instream reach? If you check the box, describe and, if possible, estimate the losses:

N/A

8. For instream transfers that propose protection of a reach beyond the mouth of the source stream:

N/A Would the quantity be measureable into the receiving stream consistent with OAR 690-077-0015(8)?  Yes  No

9. For POU changes:  N/A Is it likely the original place of use would continue to receive water from the same source?  Yes  No If "Yes", explain:

10. For POU or USE changes:  N/A In your best judgment, would use of the existing right at "full face value," result in the diversion of more water than can be used beneficially and without waste?

Yes  No If "Yes", explain:

11. For POU changes that involve micro-irrigation:  N/A

- a. Has the applicant made changes (absent a transfer) to convert to micro-irrigation within the current place of use boundary of the water right proposed for transfer, and previously demonstrated to the Department through monitoring and site inspections by the Watermaster that the proposed transfer will not result in injury or enlargement?

Yes  No If "Yes", explain:



b. Has a temporary transfer of this nature been previously filed and approved on the same lands (or portions thereof) as those lands involved in this transfer?

Yes  No If "Yes", answer the following:

i. Were there any problems with more acres being irrigated (or wetted) than were authorized under the temporary transfer?  Yes  No If "Yes", explain:

ii. Did the designated areas that were to remain dry (or not wetted) under the temporary transfer actually remain dry?  Yes  No If "No", explain:

iii. Did the applicant comply with and meet all of the conditions of the temporary transfer?  Yes  No If "No", explain:

iv. Do you have any other observations regarding the temporary transfer?  Yes  No If "Yes", describe:

v. Did the applicant demonstrate to the Department through monitoring and site inspections by the Watermaster that neither injury nor enlargement occurred as a result of the temporary transfer?  Yes  No If "No", explain:

c. To the best of your knowledge, if this transfer is approved, does it appear that:

i. "Injury" will occur to other water rights that share the same source?  Yes  No If "Yes", explain:

ii. "Enlargement" of the water right being transferred will occur?  Yes  No If "Yes", explain:

12. Are there other issues not identified through the above questions that should be considered in determining whether the change "can be effected without injury to other rights"?

Yes  No If "Yes", explain:

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

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

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

A Headgate should be required prior to diverting water.

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

a. Before water use may begin under this order, the water user shall install a **totalizing flow meter\***, or, with prior approval of the Director, another suitable measuring device,  at each point of diversion/appropriation (new and existing) OR at each new point of diversion/appropriation  with the exception that water rights issued to the Bureau of Reclamation or an irrigation district (or similar entity) are not subject to this condition.

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

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

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

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

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

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

- |   |  |
|---|--|
| <input type="checkbox"/> Weir           | <input type="checkbox"/> Submerged Orifice |
| <input type="checkbox"/> Parshall Flume | <input type="checkbox"/> Flow Restrictor   |
| <input type="checkbox"/> Other: ___     |  |



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 # 74458

RECEIVED

Description of Water Delivery System

APR 21 2022

System capacity: 1.662 cfs cubic feet per second (cfs) OR  
 \_\_\_\_\_ gallons per minute (gpm)

OWRD

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. Turbines, mainline, schidsc

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)
POA #1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	KLAM 14754	40 S	11 E	25	NE NE	1000	2086.50' W + 134' West of the NE CORNER
POA #3	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	KLAM 14838	40 S	12 E	33	NE NW	SESW	708.3' N, 29' S of SE ¼ ¼ of Sec 28
POA #4	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	KLAM 53641	40 S	12 E	28	SWSW	6900	268.2' W + 194.5' N of S ¼ Sec 28
POA #5	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	KLAM 53792	41 S	12 E	06	NW NW	300	1300' S + 800' E NW CORNER NE NW Sec 16

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

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

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

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

Received by OWRD

**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 # 6-12450

RECEIVED

**Description of Water Delivery System**

APR 21 2022

System capacity: 0.20 cfs cubic feet per second (cfs) OR  
 \_\_\_\_\_ gallons per minute (gpm)

OWRD

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. \_\_\_\_\_

**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)
POA 4	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	KLNM 53691	40 S	12 E	28	SW SW	6900	200' Pt N0 and 100' Pt SW ¼ Sec 8 EAST
POA 6	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	KLNM 14819	↓	↓	↓	SW SW	6800	281.6 N SW ¼ & 632.2 W Sec 28
POA 7	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	KLNM 14820	↓	↓	↓	SE SW	6900	191.7' N & 221.4' W of SW ¼ Sec 28
POA 5	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	KLNM 53793	41 S	13 E	06	NW NW	300	1300' S & 800' E FROM NW CORNER 60

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

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

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

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

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MAY 19 2022

**SUPERSEDING**

Salem, OR

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 # 27103

RECEIVED

Description of Water Delivery System

APR 21 2022

System capacity: 0.125 cfs cubic feet per second (cfs) OR  
 \_\_\_\_\_ gallons per minute (gpm)

OWRD

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. \_\_\_\_\_

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)
POA 4	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	KLAM 536-11	40 S	12 E	28	SWSW	6900	200' N + 1040' EAST SW¼, SW¼ Sec 28
POA 6	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	KLAM 14819	↓	↓	↓	SWSW	6800	281.6 N SW¼ + 632.2 W Sec 28
POA 7	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	KLAM 14820	↓	↓	↓	SE SW	6900	191.7 N + 221.4 W of SW¼ Sec 28
POA 5	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	KLAM 53792	41 S	12 E	06	NW NW	300	1300 S + 800 E of NW Corner 6

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

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

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

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

Received by OWRD

MAY 19 2022

**SUPERSEDING**

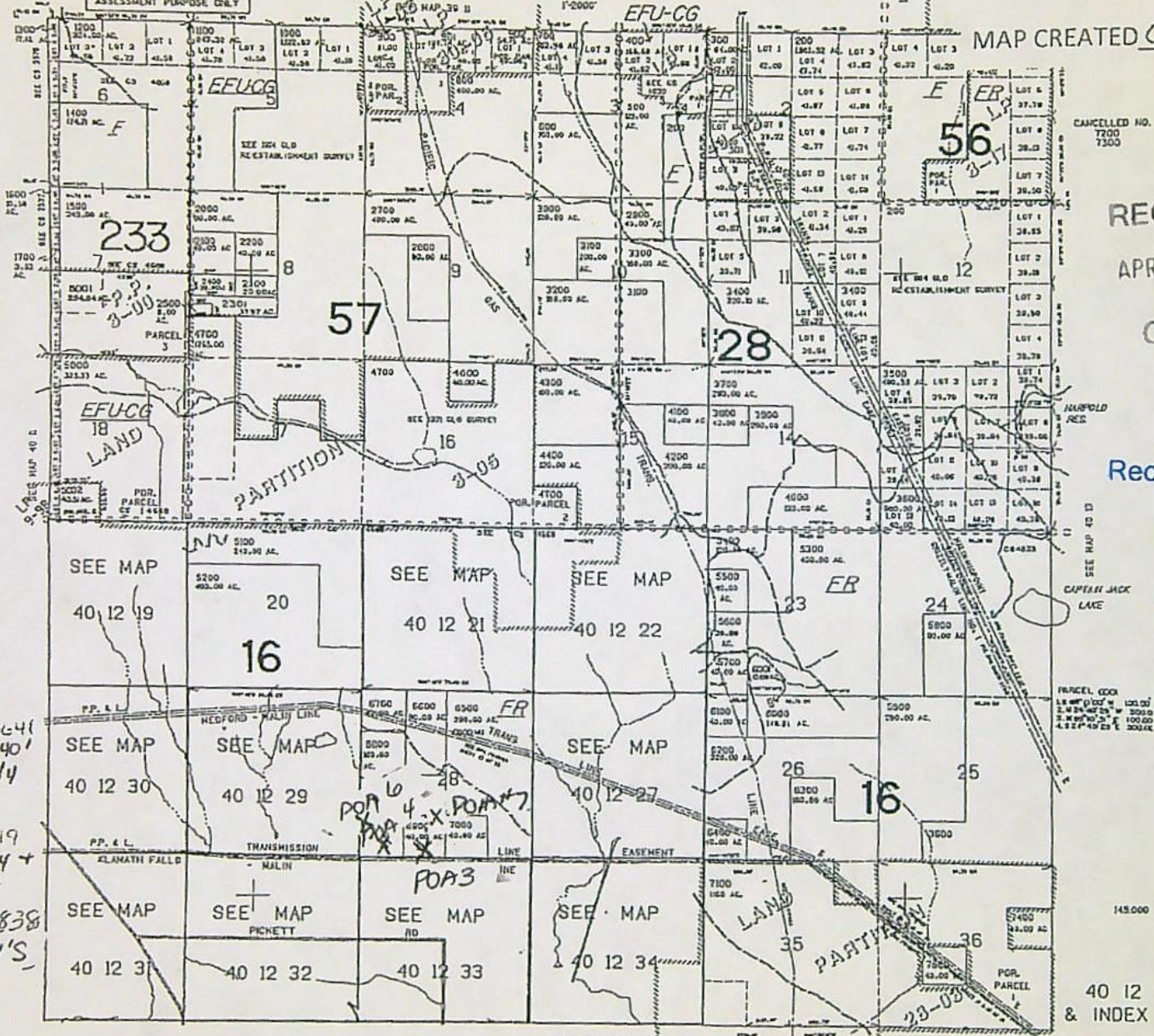
Salem, OR

T.40S. R.12E. W.M.  
KLAMATH COUNTY

MAP 4 OF 7

MAP CREATED 04/06/2021

REVISED 06-22-2017  
THIS MAP WAS PREPARED FOR  
ASSESSMENT PURPOSE ONLY



T40S R12E  
Index



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MAY 17 2022  
Salem, OR

Well Location

Well #1 - Klam 53641  
POA #4 200' N + 1040'  
EAST SW 1/4 SW 1/4  
Sec 8

Well #2 Klam 14819  
POA # 281.6 N SW 1/4 +  
632.0 W Sec 28

Well #3 Klam 14838  
POA 708.3' W + 29'S  
#3 SE 1/4 1/4 of  
Sec 28

SEE MAP 41 12

**SUPERSEDING**

REVISED 4-7-11  
THIS MAP WAS PREPARED FOR  
ASSESSMENT PURPOSE ONLY

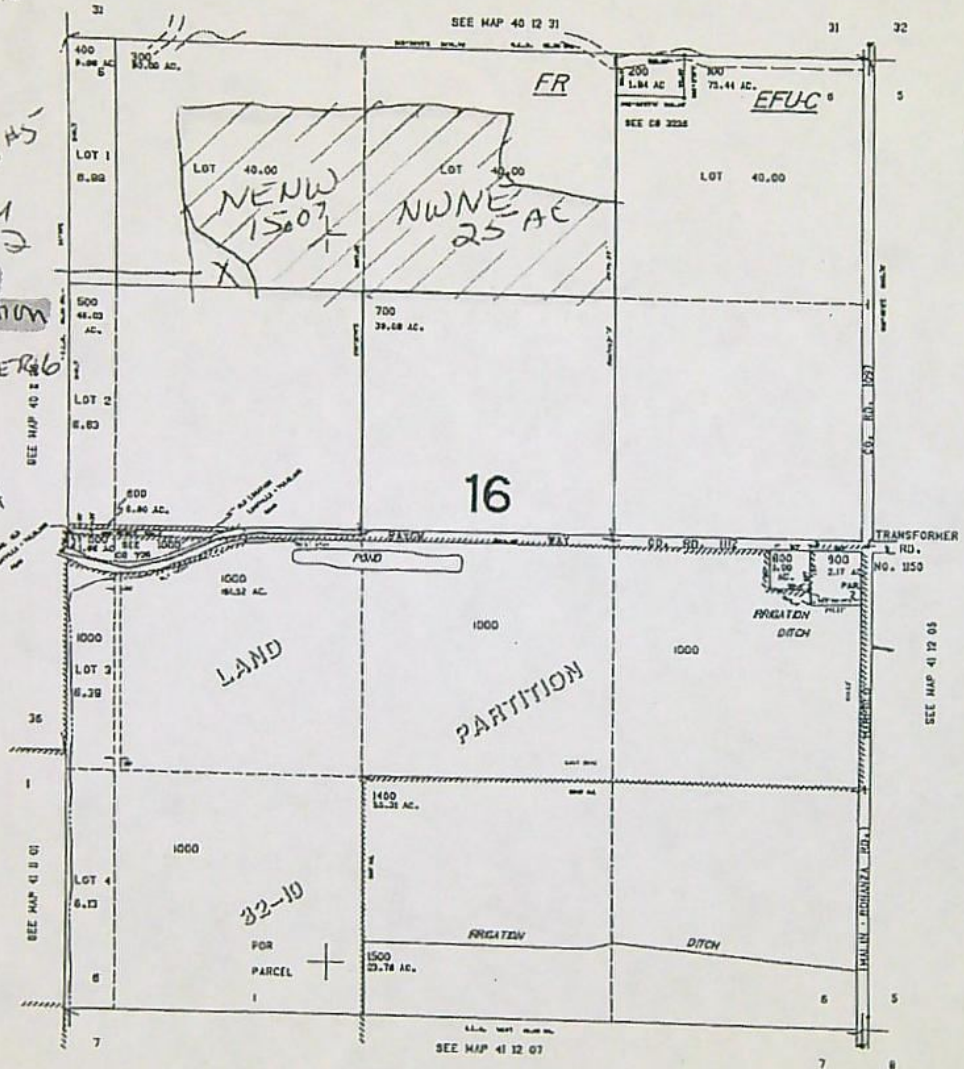
SECTION 06 T.41S. R.12E. W.M.  
KLAMATH COUNTY  
T-400'

41 12 06

TU LANDS

T41S R12E SEC 06

POD AS  
KLAM  
53792  
well  
Location  
1300'S + 800'E  
FROM NW CORNER  
NENW 15  
Tax Lot  
300 NENW 15.074  
NWNE 25.074



CANCELLED NO.  
1200  
1300

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OWRD

41 12 06

**SUPERSEDING**



STATE OF OREGON  
WATER RESOURCES DEPARTMENT

RECEIPT # 137969

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

INVOICE # \_\_\_\_\_

RECEIVED FROM: Robert L Uncub Farms Inc. APPLICATION \_\_\_\_\_  
 BY: \_\_\_\_\_ PERMIT \_\_\_\_\_  
 TRANSFER T-13987  
 CASH:  CHECK#  5191 OTHER: (IDENTIFY)   
 TOTAL REC'D \$ 250.00

1083 TREASURY 4170 WRD MISC CASH ACCT

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

4270 WRD OPERATING ACCT

MISCELLANEOUS		46112 - Drought	
0407	COPY & TAPE FEES	\$	
0410	RESEARCH FEES	\$	
0408	MISC REVENUE: (IDENTIFY)	\$	
TC162	DEPOSIT LIAB. (IDENTIFY)	\$	
0240	EXTENSION OF TIME	\$	
WATER RIGHTS:		EXAM FEE	RECORD FEE
0201	SURFACE WATER	\$	0202 \$
0203	GROUND WATER	\$	0204 \$
0205	TRANSFER	\$ <u>250.00</u>	
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: 137969

DATED: 4-21-2002 BY: Mindy Cadden

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

STATE OF OREGON  
WATER RESOURCES DEPARTMENT

RECEIPT # 137969

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SALEM, OR 97301-4172  
(503) 986-0900 / (503) 986-0904 (fax)

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 TOTAL REC'D \$ 250.00

1083 TREASURY 4170 WRD MISC CASH ACCT

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

4270 WRD OPERATING ACCT

MISCELLANEOUS		46112 - Drought	
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0408	MISC REVENUE: (IDENTIFY)	\$	
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0205	TRANSFER	\$ <u>250.00</u>	
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: 137969

DATED: 4-21-2002 BY: Mindy Cadden

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

Michelle Angeil assisted w/app

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.

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FOR ALL TEMPORARY TRANSFER APPLICATIONS

APR 21 2022

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

OWRD

- 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](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?** 3 **List them here:** 74458, 27103, 6-12450  
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** \_\_\_\_\_ **End Year** \_\_\_\_\_
- N/A Temporary Drought Transfer (Only in counties where the Governor has declared drought)

Attachments:

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

**(For Staff Use Only)**  
**WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):**  
 \_\_\_ Application fee not enclosed/insufficient      \_\_\_ Map not included or incomplete  
 \_\_\_ Land Use Form not enclosed or incomplete  
 \_\_\_ Additional signature(s) required      \_\_\_ Part \_\_\_ is incomplete  
 Other/Explanation \_\_\_\_\_  
 Staff: \_\_\_\_\_ Phone: \_\_\_\_\_ Date: \_\_\_/\_\_\_/\_\_\_

## Part 2 of 5 – Temporary Transfer Application Map Checklist

OWRD

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°).



**Part 4 of 5 – Applicant Information and Signature**

**Applicant Information**

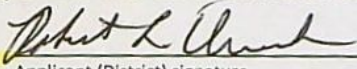
APPLICANT/BUSINESS NAME <i>Robert L Unruh</i>		PHONE NO. <i>541-891-8360</i>	ADDITIONAL CONTACT NO.
ADDRESS <i>30083 Pickett Rd</i>			FAX NO.
CITY <i>Malin</i>	STATE <i>OR</i>	ZIP <i>97632</i>	E-MAIL <i>R4281@aol.com</i>
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM 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		PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS			FAX NO.
CITY	STATE	ZIP	E-MAIL
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

Explain in your own words what you propose to accomplish with this transfer application and why:  
*DUE TO DROUGHT, I NEED TO TRANSFER WR TO USE ON CROP THAT NEEDS WATER*  
 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 (District) signature	_____ Print Name (and Title if applicable)	<i>4/15/2022</i> Date
_____ Applicant (District) 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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**APR 21 2022**  
**OWRD**

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 Shasta View Irrigation	ADDRESS	
CITY Malin	STATE Oregon	ZIP 97632

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	ADDRESS	
CITY	STATE	ZIP

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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APR 21 2022  
OWRD

## 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.

**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 # 74458

**RECEIVED**

**Description of Water Delivery System**

**APR 21 2022**

System capacity: 1.666 cfs cubic feet per second (cfs) OR  
 \_\_\_\_\_ gallons per minute (gpm)

**OWRD**

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. Turbines, mainline, schidse

**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)
POA #1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	KLAM 14754	40 S	11 E	25	NE NE	(000)	2086.50 + 134' West of the NE Corner
POA #3	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	KLAM 14838	40 S	12 E	33	NE NW		
POA #4	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	KLAM 53641	40 S	12 E	28			
POA #5	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	KLAM 53792	41 S	12 E	06	NW NW		

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

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

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

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



**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 # 6-12450

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**Description of Water Delivery System**

APR 21 2022

System capacity: 0.20cfs cubic feet per second (cfs) OR  
 \_\_\_\_\_ gallons per minute (gpm)

OWRD

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. \_\_\_\_\_

**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)
POA 14	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	KLAM 53691	40 S	12 E	28			200 FT NO and 1040 FT EAST SW ¼ SW ¼ Sec 8
POA 6	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	KLAM 14819	↓	↓	↓			
POA 7	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	KLAM 14820	↓	↓	↓			
POA 5	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	KLAM 53792	41 S	12 E	06			

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

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

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

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

**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 # 27103

**RECEIVED**

**Description of Water Delivery System**

**APR 21 2022**

System capacity: 0.125 cfs cubic feet per second (cfs) OR  
 \_\_\_\_\_ gallons per minute (gpm)

**OWRD**

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. \_\_\_\_\_

**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)
POA 4	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	KLAM 536411	40 S	12 E	08			
POA 6	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	KLAM 14819	↓	↓	↓			
POA 7	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	KLAM 14820	↓	↓	↓			
POA 5	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	KLAM 53792	41 S	12 E	06			

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

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

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

- Place of Use (POU)
- Character of Use (USE)
- Point of Diversion (POD)
- Point of Appropriation/Well (POA)
- Additional Point of Appropriation (APOA)
- 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 # 74458

List only the part of the right that will be changed. For the acreage in each 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 (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	1/4	1/4	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	1/4	1/4	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
40	S	11	E	24	NE	SW		12.29	Irrigation	POA #1			POU	41	S	12	E	06	NE	NW	300		15.07	Irrigation	POA	3, 4, 5
					NW	SW		7.19											NW	NE			25.00			let
					SW	SW		0.48						40	S	12	E	31	SW	SW	900		2800			
					SE	SW		33.61						40	S	12	E	33								
					SW	SE		7.50											33	NW	SW	801		20.00		
				25	NW	NE		26.24												NE	SW	900		40.00		
					SW	NE		4.53												SE	SE			5.00		
					NE	NW		23.41																		
					SE	SE		0.69																		
				25	SE	SE		0.87																		
				26	NE	NE		16.27																		
							TOTAL ACRES	133.07								TOTAL ACRES	133.07									

Additional remarks:

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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 # 27103

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 (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	1/4	1/4	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	1/4	1/4	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
40S	12E	28	SW	NW				10.00	Irrigation	well #3			POU	40S	12E	33	NW	NE	300		10A	Irrigation	POA# 4		5/6/1	
TOTAL ACRES							10.00	TOTAL ACRES							10.00											

Additional remarks:

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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 # G-12450

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 (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	1/4	1/4	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	1/4	1/4	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
40	S	12	E	28	SW	NW			10.0	irrigation	POA #4		POA	40	S	12	E	33	NW	NE	300		16.0	irrigation	POA	3,5,6,7	
40	S	12	E	28	SW	SW			6.0	✓	↓																
							TOTAL ACRES	16.0																TOTAL ACRES	16.0		

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](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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## Klamath Basin/County Drought Transfer Applications

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

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

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

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

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

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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.

RECEIVED

APR 31 2022

OWRD

State of Oregon )  
 ) ss  
 County of Klamath )

I, Robert Unruh, in my capacity as \_\_\_\_\_

mailing address 30083 Pickett, Malin, OR 97632

telephone number (541) 891-8360, 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 # 74458; 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)

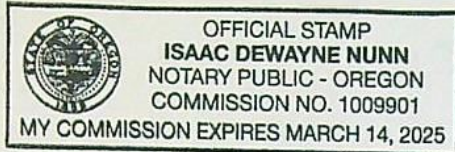


3. The water right was used for: (e.g., crops, pasture, etc.): Crops
4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

Robert Quirk  
Signature of Affiant

4/19/2022  
Date

Signed and sworn to (or affirmed) before me this 19<sup>th</sup> day of Apr: 1, 2022.



Isaac Dewayne Nunn  
Notary Public for Oregon  
My Commission Expires: March 14, 2025

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 <b>confirming</b> 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"> <li>• Power usage records for pumps associated with irrigation use</li> <li>• Fertilizer or seed bills related to irrigated crops</li> <li>• Farmers Co-op sales receipt</li> </ul>
<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"> <li>• District assessment records for water delivered</li> <li>• Crop reports submitted under a federal loan agreement</li> <li>• Beneficial use reports from district</li> <li>• IRS Farm Usage Deduction Report</li> <li>• Agricultural Stabilization Plan</li> <li>• CREP Report</li> </ul>
<input checked="" 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 – <a href="http://www.oregonexplorer.info/imagery">www.oregonexplorer.info/imagery</a> OWRD – <a href="http://www.wrd.state.or.us">www.wrd.state.or.us</a> Google Earth – <a href="http://earth.google.com">earth.google.com</a> TerraServer – <a href="http://www.terra-server.com">www.terra-server.com</a></p>
<input type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

RECEIVED

APR 21 2022

OWRD

TACS

Cert 74458

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APR 31 2022



Thursday, April 14, 2022 9:44:43 AM -

Evidence of use

Legend

📍 Oregon Halter Horse Association



Google Earth

3000 ft



# Application for Water Right Transfer

## Evidence of Use Affidavit



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

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

RECEIVED  
 APR 21 2022  
 OWRD

State of Oregon )  
 ) ss  
 County of Klamath )

I, Robert Unruh, in my capacity as owner  
 mailing address 30083 Pickett, Malin, OR 97632  
 telephone number (541) 891-8360, 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)
27103	40 S	12 E		28	SWNW		<del>10.0</del> 17.4
6-12450	40 S	12 E		28	SWNW		10.0
6-12450	40 S	12 E			SWSW		6.0

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)

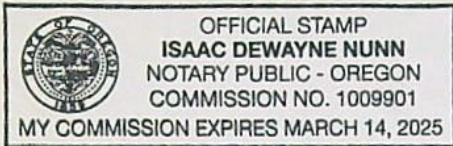
(continues on reverse side)

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

Robert Gluck  
Signature of Affiant

4/19/2022  
Date

Signed and sworn to (or affirmed) before me this 19<sup>th</sup> day of April, 2022.



Isaac Dewayne Nunn  
Notary Public for Oregon

My Commission Expires: March 14, 2025

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 <b>confirming</b> 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"> <li>• Power usage records for pumps associated with irrigation use</li> <li>• Fertilizer or seed bills related to irrigated crops</li> <li>• Farmers Co-op sales receipt</li> </ul>
<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"> <li>• District assessment records for water delivered</li> <li>• Crop reports submitted under a federal loan agreement</li> <li>• Beneficial use reports from district</li> <li>• IRS Farm Usage Deduction Report</li> <li>• Agricultural Stabilization Plan</li> <li>• CREP Report</li> </ul>
<input checked="" 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 – <a href="http://www.oregonexplorer.info/imagery">www.oregonexplorer.info/imagery</a> OWRD – <a href="http://www.wrd.state.or.us">www.wrd.state.or.us</a> Google Earth – <a href="http://earth.google.com">earth.google.com</a> TerraServer – <a href="http://www.terraserver.com">www.terraserver.com</a></p>
<input type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

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# Application for Water Right Transfer



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

## Consent by Deeded Landowner

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OWRD

State of Oregon )  
County of Klamath )ss

I Robert Unruh in my/our capacity as Owner,  
mailing address 30083 Pickett Rd Malin Or. 97632  
telephone number 5418918360, duly sworn depose and say that I/We  
consent to the proposed change(s) to Water Right Certificate Number 27103

described in a Water Right Transfer Application (T-                    ),  
(transfer number, if known)

submitted by Robert L. Unruh

on the property in tax lot number(s) 6800

Section 28 Township 40S North/South Range 12E East/West, W.M.

located at 30083 Pickett Rd Malin Or. 97632  
(site address)

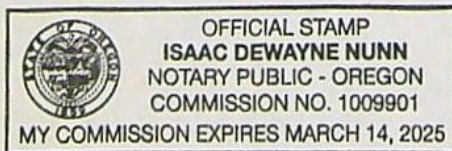
Robert Unruh  
Signature of Affiant

4/19/2022  
Date

\_\_\_\_\_  
Signature of Affiant

\_\_\_\_\_  
Date

Subscribed and Sworn to before me this 19<sup>th</sup> day of April, 2022.



Isaac Dewayne Nunn  
Notary Public for Oregon

My commission expires March 14, 2025

R

# Application for Water Right Transfer



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

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APR 21 2022

OWRD

## Consent by Deeded Landowner

State of Oregon )  
County of Wamath )  
 )ss  
 )

I Gavin Ragnus in my/our capacity as Owner

mailing address 20570 Paygr Rd Malin Or. 97632

telephone number \_\_\_\_\_, duly sworn depose and say that I/We

consent to the proposed change(s) to Water Right Certificate Number 74458

described in a Water Right Transfer Application (T-\_\_\_\_\_),  
(transfer number, if known)

submitted by Gavin Ragnus, Robert Unruh

on the property in tax lot number(s) 801, 6001, 100

Section 24 Township 40s North/South Range 11E East/West, W.M.

located at 25 36 Harpold Road  
(site address)

Gavin Ragnus  
Signature of Affiant

4/19/22  
Date

\_\_\_\_\_  
Signature of Affiant

\_\_\_\_\_  
Date

Subscribed and Sworn to before me this 19<sup>th</sup> day of April, 2022.

Isaac Dewayne Nunn  
Notary Public for Oregon

My commission expires March 14, 2025





**WATER WELL REPORT**  
STATE OF OREGON

POA  
Klam  
14754

State Well No. 40511E-24da  
State Permit No.

**(1) OWNER:**

Name Donald Rajnus  
Address Star Rt. Box 68  
City Malin State Ore

**(2) TYPE OF WORK (check):**

New Well  Deepening  Reconditioning  Abandon

If abandonment, describe material and procedure in Item 12.

**(3) TYPE OF WELL:**

Rotary Air  Driven  Domestic  Industrial  Municipal   
Rotary Mud  Dug  Irrigation  Test Well  Other   
Bored  Thermal: Withdrawal  Reinjection

**(4) PROPOSED USE (check):**

(5) CASING INSTALLED: Steel  Plastic   
Threaded  Welded

12" Diam. from plus 1 ft. to 19 1/2" ft. Gauge 250  
" Diam. from " ft. to " ft. Gauge

LINER INSTALLED: none  
" Diam. from " ft. to " ft. Gauge

(6) PERFORATIONS: Perforated?  Yes  No

Type of perforator used \_\_\_\_\_  
Size of perforations \_\_\_\_\_ in. by \_\_\_\_\_ in.  
perforations from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.  
perforations from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.  
perforations from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.

(7) SCREENS: Well screen installed?  Yes  No

Manufacturer's Name \_\_\_\_\_ Model No. \_\_\_\_\_  
Type \_\_\_\_\_  
Diam. \_\_\_\_\_ Slot Size \_\_\_\_\_ Set from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.  
Diam. \_\_\_\_\_ Slot Size \_\_\_\_\_ Set from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.

(8) WELL TESTS: Drawdown is amount water level is lowered below static level Interstate

Was a pump test made?  Yes  No If yes, by whom? Pump  
950 gal./min. with 28 ft. drawdown after 4 hrs.

Air test \_\_\_\_\_ gal./min. with drill stem at \_\_\_\_\_ ft. hrs.  
Bailer test \_\_\_\_\_ gal./min. with \_\_\_\_\_ ft. drawdown after \_\_\_\_\_ hrs.  
Artesian flow \_\_\_\_\_ g.p.m.  
Temperature of water 58 Depth artesian flow encountered \_\_\_\_\_ ft.

(9) CONSTRUCTION: Special standards: Yes  No

Well seal—Material used cement  
Well sealed from land surface to 19 ft.  
Diameter of well bore to bottom of seal 16 in.  
Diameter of well bore below seal 12 in.  
Number of sacks of cement used in well seal 18 sacks  
How was cement grout placed? grout pipe

Was pump installed? no Type \_\_\_\_\_ HP \_\_\_\_\_ Depth \_\_\_\_\_ ft.  
Was a drive shoe used?  Yes  No Plugs \_\_\_\_\_ Size: location \_\_\_\_\_ ft.  
Did any strata contain unusable water?  Yes  No  
Type of Water? \_\_\_\_\_ depth of strata \_\_\_\_\_  
Method of sealing strata off \_\_\_\_\_  
Was well gravel packed?  Yes  No Size of gravel: \_\_\_\_\_  
Gravel placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.

**(10) LOCATION OF WELL:**

County Klamath Driller's well number \_\_\_\_\_  
N.E. & S.E. & Section 24 T. 40S R. 11E W.M.  
Tax Lot # \_\_\_\_\_ Lot \_\_\_\_\_ Blk \_\_\_\_\_ Subdivision \_\_\_\_\_  
Address at well location: \_\_\_\_\_

**(11) WATER LEVEL: Completed well.**

Depth at which water was first found 190 ft.  
Static level 190 ft. below land surface. Date 4/28/83  
Artesian pressure \_\_\_\_\_ lbs. per square inch. Date \_\_\_\_\_

(12) WELL LOG: Diameter of well below casing 12

Depth drilled 320 ft. Depth of completed well 320 ft.  
Formation: Describe color, texture, grain size and structure of materials; and show thickness and nature of each stratum and aquifer penetrated, with at least one entry for each change of formation. Report each change in position of Static Water Level and indicate principal water-bearing strata.

MATERIAL	From	To	SWL
top soil	0	2	
brown sandstone	2	20	
yellow clay	20	75	
brown shale	75	93	
gray basalt boulders	93	108	
cemented sand & gravel	108	118	
gray & brown lava boulders & clay	118	171	
brown shale	171	174	
gray lava & brown shale	174	233	190
brown sandstone	233	237	"
gray basalt	237	276	"
gray shale	276	320	"

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MAY 6 1983 APR 21 2022  
WATER RESOURCES DEPT.  
SALEM, OREGON  
OWRD

Work started 3/11 19 83 Completed 4/28 19 83  
Date well drilling machine moved off of well 4/28 19 83

Drilling Machine Operator's Certification:  
This well was constructed under my direct supervision. Materials used and information reported above are true to my best knowledge and belief.  
[Signed] John A. Van Meter Date 4/28, 19 83  
(Drilling Machine Operator)

Drilling Machine Operator's License No. \_\_\_\_\_  
Water Well Contractor's Certification:  
This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.  
Name John A. Van Meter (Type or print)  
Address P.O. Box 204 Malin, Ore. 97632  
[Signed] John A. Van Meter (Water Well Contractor)  
Contractor's License No. \_\_\_\_\_ Date 4/28, 19 83

NOTICE TO WATER WELL CONTRACTOR  
The original and first copy of this report are to be filed with the

WATER RESOURCES DEPARTMENT,  
SALEM, OREGON 97310  
within 30 days from the date of well completion. SP-12658-890

POA #4

STATE OF OREGON

JAN 03 2003

WATER SUPPLY WELL REPORT

(as required by ORS 537.765)

WATER RESOURCES DEPT.  
SALEM, OREGON

Klam  
53641

WELL I.D. # L 51773

START CARD # 145950

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

(1) LAND OWNER Well Number  
 Name U.S. Timberland/Klamath Falls, LLC  
 Address 7680 Happy Hollow Lane  
 City Bananza, State OR Zip 97623

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

(3) DRILL METHOD:  
 Rotary Air  Rotary Mud  Cable  Auger  
 Other \_\_\_\_\_

(4) PROPOSED USE:  
 Domestic  Community  Industrial  Irrigation  
 Thermal  Injection  Livestock  Other \_\_\_\_\_

(5) BORE HOLE CONSTRUCTION:  
 Special Construction approval  Yes  No Depth of Completed Well 396 ft.  
 Explosives used  Yes  No Type \_\_\_\_\_ Amount \_\_\_\_\_

HOLE			SEAL			Sacks or pounds
Diameter	From	To	Material	From	To	
14	0	230				
8	230	396				

How was seal placed: Method  A  B  C  D  E  
 Other \_\_\_\_\_

Backfill placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Material \_\_\_\_\_  
 Gravel placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Size of gravel \_\_\_\_\_

(6) CASING/LINER:

Diameter	From	To	Gauge	Steel	Plastic	Welded	Threaded
Casing: <u>14</u>	<u>+1</u>	<u>35</u>	<u>250</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Liner:				<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Drive Shoe used  Inside  Outside  None  
 Final location of shoe(s) \_\_\_\_\_

(7) PERFORATIONS/SCREENS:

From	To	Slot size	Number	Diameter	Tele/pipe size	Casing	Liner
						<input type="checkbox"/>	<input type="checkbox"/>

(8) WELL TESTS: Minimum testing time is 1 hour  
 Pump  Bailor  Air  Flowing  Artesian  
 Yield gal/min 1500 Drawdown 30 Drill stem at \_\_\_\_\_ Time 1 hr.

Temperature of water 56° Depth Artesian Flow Found \_\_\_\_\_  
 Was a water analysis done?  Yes By whom \_\_\_\_\_  
 Did any strata contain water not suitable for intended use?  Too little  
 Salty  Muddy  Odor  Colored  Other \_\_\_\_\_  
 Depth of strata \_\_\_\_\_

(9) LOCATION OF WELL by legal description:  
 County Klamath Latitude \_\_\_\_\_ Longitude \_\_\_\_\_  
 Township 40S N or S Range 12E E or W. WM. \_\_\_\_\_  
 Section 28 SW 1/4 SW 1/4  
 Tax Lot 6800 Lot \_\_\_\_\_ Block \_\_\_\_\_ Subdivision \_\_\_\_\_

Street Address of Well (or nearest address)  
30083 Pickett Rd., Malin, OR

(10) STATIC WATER LEVEL:  
169 ft. below land surface. Date 12/30/02  
 Artesian pressure \_\_\_\_\_ lb. per square inch Date \_\_\_\_\_

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

From	To	Estimated Flow Rate	SWL
230	396	1500	169

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(12) WELL LOG:  
 Ground Elevation \_\_\_\_\_

Material	From	To	SWL
Gray basalt	230	244	
Gray&green basalt	244	252	
Broken brn&gray basalt	252	257	
Gray basalt	257	272	
Red rock	272	287	
Brn lava	287	289	
Gray basalt	289	292	
Decomposed lava	292	298	
Red & brn lava	298	336	
Brn lava	336	350	
Red & brn lava	350	375	
Gray basalt	375	385	
Red & brn lava	385	396	

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WATER RESOURCES DEPT

Date started SALEM, OREGON Completed 12/30/02

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

WWC Number \_\_\_\_\_  
 Signed \_\_\_\_\_ Date \_\_\_\_\_

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

WWC Number 1228  
 Signed Randy S. Osipain Date 12/30/02

POA #5

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STATE OF OREGON  
WATER SUPPLY WELL REPORT

MAY 06 2003

Page 1

WELL I.D. # L 57464  
START CARD # 149160

(as required by ORS 537.765) WATER RESOURCES DEPT  
Instructions for completing this report are on page 1 of this form.

(1) LAND OWNER: Name SHASTA VIEW IRR DIST Well Number \_\_\_\_\_  
Address P.O. Box 46  
City MALIN State OR Zip 97632

(2) TYPE OF WORK:  New Well  Deepening  Alteration (repair/recondition)  Abandonment

(3) DRILL METHOD:  Rotary Air  Rotary Mud  Cable  Auger  
 Other \_\_\_\_\_

(4) PROPOSED USE:  Domestic  Community  Industrial  Irrigation  
 Thermal  Injection  Livestock  Other OWRD

(5) BORE HOLE CONSTRUCTION: Special Construction approval  Yes  No Depth of Completed Well 620 ft.  
Explosives used  Yes  No Type \_\_\_\_\_ Amount \_\_\_\_\_

HOLE SEAL

Diameter	From	To	Material	From	To	Sacks or pounds
24"	0	75	CEMENT	25	75	6625
20"	-75	300	BENTONITE	0	18	33 SACKS
16"	300	425	OPEN			

How was seal placed: Method  A  B  C  D  E  
 Other BENTONITE POURED DRY  
Backfill placed from -18 ft. to 25 ft. Material BENTONITE  
Gravel placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Size of gravel 15 SACKS

(6) CASING/LINER:

Diameter	From	To	Gauge	Steel	Plastic	Welded	Threaded
Casing: 20"	+1	75	250	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Liner:				<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Drive Shoe used  Inside  Outside  None  
Final location of shoe(s) \_\_\_\_\_

(7) PERFORATIONS/SCREENS:

From	To	Slot size	Number	Diameter	Tele/pipe size	Casing	Liner
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>

(8) WELL TESTS: Minimum testing time is 1 hour  
 Pump  Bailer  Air  Artesian  
Yield gal/min 1200 Drawdown \_\_\_\_\_ Drill stem at \_\_\_\_\_ Time 1 hr.

Temperature of water 62 ° Depth Artesian Flow Found \_\_\_\_\_  
Was a water analysis done?  Yes By whom \_\_\_\_\_  
Did any strata contain water not suitable for intended use?  Too little  
 Salty  Muddy  Odor  Colored  Other \_\_\_\_\_  
Depth of strata: \_\_\_\_\_

(9) LOCATION OF WELL by legal description:  
County KLAMATH Latitude \_\_\_\_\_ Longitude \_\_\_\_\_  
Township 41 N or S Range 12 E or W. WM.  
Section 6 NE 1/4 NW 1/4  
Tax Lot N/A Lot \_\_\_\_\_ Block \_\_\_\_\_ Subdivision \_\_\_\_\_  
Street Address of Well (or nearest address) N. OFF PAYER WAY

(10) STATIC WATER LEVEL:  
105 ft. below land surface. Date 4-30-03  
Artesian pressure \_\_\_\_\_ lb. per square inch Date \_\_\_\_\_

(11) WATER BEARING ZONES:

Depth at which water was first found 240' 139'

From	To	Estimated Flow Rate	SWL
139	145	2 gpm	112
240	480	500 +	112
559	625	1000 +	112

(12) WELL LOG: Ground Elevation 4100'

Material	From	To	SWL
SANDY TOPSOIL	0	8	
BROWN SAND	8	21	
GRAY CLAY	21	60	
GRAY CLAY / BOULDERS	60	70	
BASALT	70	139	
GRAY CLAY/SAND/BLN LAYR	139	145	112
BASALT	145	178	
GREEN CLAY	178	185	
BASALT / BRN CLAY	185	187	
BASALT	187	212	
BRCKN BASALT / GRN CLAY	212	222	
GREEN CLAY	222	230	
CLAY / SANDSTONE LAYERS	230	240	112
BROWN SAND	240	267	
SAND / CLAY	267	273	
SAND / SANDSTONE LAYERS	273	300	
BLACKY RED LINDERS	300	330	
BASALT	300	350	

CONTINUED ON NEXT PAGE

Date started 9-04-02 Completed 4-30-03

(unbonded) Water Well Constructor Certification:  
I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.  
WWC Number \_\_\_\_\_  
Signed \_\_\_\_\_ Date \_\_\_\_\_

(bonded) Water Well Constructor Certification:  
I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.  
WWC Number 1355  
Signed Arthur L. Jay Date 5-05-03

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

PAGE 2

WELL I.D. # L 57464  
START CARD # 149160

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

(1) LAND OWNER  
Name SHASTA VIEW IRR DIST Well Number \_\_\_\_\_  
Address PO Box 46  
City MALIN State OR Zip 97632

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

(3) DRILL METHOD:  
 Rotary Air  Rotary Mud  Cable  Auger  
 Other \_\_\_\_\_

(4) PROPOSED USE:  
 Domestic  Community  Industrial  Irrigation  
 Thermal  Injection  Livestock  Other \_\_\_\_\_

(5) BORE HOLE CONSTRUCTION:  
Special Construction approval  Yes  No Depth of Completed Well \_\_\_\_\_ ft.  
Explosives used  Yes  No Type \_\_\_\_\_ Amount \_\_\_\_\_

HOLE			SEAL			Sacks or pounds
Diameter	From	To	Material	From	To	

How was seal placed: Method  A  B  C  D  E  
 Other \_\_\_\_\_  
Backfill placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Material \_\_\_\_\_  
Gravel placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Size of gravel \_\_\_\_\_

(6) CASING/LINER:

Diameter	From	To	Gauge	Steel	Plastic	Welded	Threaded
Casing:				<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
				<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
				<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Liner:				<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
				<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Drive Shoe used  Inside  Outside  None  
Final location of shoe(s) \_\_\_\_\_

(7) PERFORATIONS/SCREENS:

From	To	Slot size	Number	Diameter	Tele/pipe size	Casing	Liner
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>

Perforations Method \_\_\_\_\_  
 Screens Type \_\_\_\_\_ Material \_\_\_\_\_

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

Yield gal/min	Drawdown	Drill stem at	Flowing Time
<u>1200</u>		<u>600'</u>	<u>1 hr.</u>

Pump  Bailer  Air  Artesian

Temperature of water 62° Depth Artesian Flow Found \_\_\_\_\_  
Was a water analysis done?  Yes By whom \_\_\_\_\_  
Did any strata contain water not suitable for intended use?  Too little  
 Salty  Muddy  Odor  Colored  Other \_\_\_\_\_  
Depth of strata: \_\_\_\_\_

(9) LOCATION OF WELL by legal description:  
County KLAMATH Latitude \_\_\_\_\_ Longitude \_\_\_\_\_  
Township 41 N of (S) Range 12 E or W. WM.  
Section 6 NE 1/4 NW 1/4  
Tax Lot N/A Lot \_\_\_\_\_ Block \_\_\_\_\_ Subdivision \_\_\_\_\_  
Street Address of Well (or nearest address) N. OFF PAYGR WAY

(10) STATIC WATER LEVEL:  
\_\_\_\_\_ ft. below land surface. Date \_\_\_\_\_  
Artesian pressure \_\_\_\_\_ lb. per square inch Date \_\_\_\_\_

(11) WATER BEARING ZONES:

Depth at which water was first found \_\_\_\_\_

From	To	Estimated Flow Rate	SWL
<b>RECEIVED</b>		<b>RECEIVED</b>	
<b>APR 21 2002</b>		<b>MAY 06 2003</b>	
WATER RESOURCES DEPT SALEM, OREGON			

(12) WELL LOG:  
Ground Elevation \_\_\_\_\_

Material	From	To	SWL
CONTINUED FROM PAGE 1			
BROKEN BASALT / GRAVEL + SAND	350	362	112
BASALT	362	375	112
BROKEN BASALT SEAMS OF CLAY + CINDERS	375	440	112
RED + BLACK CINDERS	440	467	112
BROWN SAND	467	480	112
BRN. SANDY CLAY	480	559	112
BASALT / BLK + BRN LAVA	559	625	112
LOST 2 - 5 3/4" CARBIDE ROLLER CONES FROM HOLE OPENER LAYING @ 620'			
GRADUAL INCREASE OF FLOW THROUGH W/B ZONES			

Date started 9-04-02 Completed 4-30-03

(unbonded) Water Well Constructor Certification:  
I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.  
WWC Number \_\_\_\_\_  
Signed \_\_\_\_\_ Date \_\_\_\_\_

(bonded) Water Well Constructor Certification:  
I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.  
WWC Number 1355  
Signed Arthur L. Jay Date 5-05-03

NOTICE TO WATER WELL CONTRACTOR
The original and first copy
of this report are to be
filed with the
STATE ENGINEER, SALEM, OREGON 97310
within 30 days from the date
of well completion.

RECEIVED
WATER WELL REPORT
STATE OF OREGON
STATE ENGINEER
SALEM, OREGON
(Do not write above this line)

Well No. 405/12E-28
Permit No.

POA 6
Klam
14819

(1) OWNER:

Name WEYERHAEUSER CO
Address PO BOX 9
KLAMATH FALLS, ORE

(2) TYPE OF WORK (check):

New Well [X] Deepening [ ] Reconditioning [ ] Abandon [ ]
If abandonment, describe material and procedure in Item 12.

(3) TYPE OF WELL: (4) PROPOSED USE (check):

Rotary [X] Driven [ ] Domestic [ ] Industrial [ ] Municipal [ ]
Cable [ ] Jetted [ ] Irrigation [X] Test Well [ ] Other [ ]
Dug [ ] Bored [ ]

(5) CASING INSTALLED:

Threaded [ ] Welded [X]
10 3/4" Diam. from +1 ft. to 71 ft. Gage 250
" Diam. from " ft. to " ft. Gage "

(6) PERFORATIONS:

Perforated? [ ] Yes [X] No.
Type of perforator used
Size of perforations in. by in.

(7) SCREENS:

Well screen installed? [ ] Yes [X] No
Manufacturer's Name
Type Model No.
Diam. Slot size Set from ft. to ft.

(8) WELL TESTS:

Drawdown is amount water level is lowered below static level
Was a pump test made? [X] Yes [ ] No If yes, by whom? VALLEY PUMP
Yield: 825 gal./min. with 40 ft. drawdown after 3 hrs.

(9) CONSTRUCTION:

Well seal—Material used BENTONITE
Well sealed from land surface to 70 ft.
Diameter of well bore to bottom of seal 13 in.
Diameter of well bore below seal in.
Number of sacks of cement used in well seal sacks
Number of sacks of bentonite used in well seal 18 sacks
Brand name of bentonite AQUAJELL
Number of pounds of bentonite per 100 gallons of water lbs./100 gals.
Was a drive shoe used? [X] Yes [ ] No Plugs Size: location ft.
Did any strata contain unusable water? [ ] Yes [X] No
Type of water? depth of strata
Method of sealing strata off
Was well gravel packed? [ ] Yes [X] No Size of gravel: APR 21 2022
Gravel placed from ft. to ft.

(10) LOCATION OF WELL:

County KLAMATH Dealer's well number
SE 1/4 SW 1/4 Section 28 R 12E W.M.
Bearing and distance from section to subdivision corner

(11) WATER LEVEL: Completed Well.

Depth at which water was first found 193 ft.
Static level 159 ft. below land surface. Date 9/22/72
Artesian pressure lbs. per square inch. Date

(12) WELL LOG:

Diameter of well below casing 20 9/16
Depth drilled 397 ft. Depth of completed well 397 ft.
Formation: Describe color, texture, grain and structure of materials; and show thickness and nature of each stratum and aquifer penetrated, with at least one entry for each change of formation. Report each change in position of Static Water Level and indicate principal water-bearing strata.

Table with columns: MATERIAL, From (ft.), To (ft.), SWL. Lists layers like SANDY TOPSOIL, SANDSTONE, BLACK BASALT, BROWN LAVA.

Work started 9/11/72 19 Completed 9/22/72 19
Date well drilling machine moved off of well 9/22/72 19

Drilling Machine Operator's Certification:

This well was constructed under my direct supervision.
Materials used and information reported above are true to my best knowledge and belief.
[Signed] David M. Harty Date 10/20/72
(10/20/72)
Drilling Machine Operator's License No. 656

Water Well Contractor's Certification:

This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.
Name E E STOREY
Address 3831 HOPE FALLS, ORE
[Signed] E E Storey
(10/20/72)
Contractor's License No. 24 Date 10/20/72 19

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STATE OF OREGON  
COUNTY OF KLAMATH  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DONALD A. RAJNUS  
30485 TRANSFORMER ROAD  
MALIN, OR 97632

confirms the right to use the waters of A WELL in the LOST RIVER BASIN for IRRIGATION OF 133.07 ACRES.

This right was perfected under Permit G-11664. The date of priority is MARCH 6, 1992. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 1.66 CUBIC FEET PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source.

The well is located as follows:

SE 1/4 NE 1/4, SECTION 25, T 40 S, R 11 E, W.M.; 2086 FEET SOUTH AND 134 FEET WEST OF THE NE CORNER OF SECTION 25.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is 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 3.0 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:

NE 1/4 SW 1/4	12.29 ACRES
NW 1/4 SW 1/4	7.19 ACRES
SW 1/4 SW 1/4	0.48 ACRE
SE 1/4 SW 1/4	33.61 ACRES
SW 1/4 SE 1/4	7.50 ACRES

SECTION 24

NW 1/4 NE 1/4	26.24 ACRES
SW 1/4 NE 1/4	4.53 ACRES
NE 1/4 NW 1/4	23.41 ACRES
SE 1/4 NW 1/4	0.69 ACRE
SE 1/4 SE 1/4	0.87 ACRE

SECTION 25

NE 1/4 NE 1/4	16.26 ACRES
---------------	-------------

SECTION 36

TOWNSHIP 40 SOUTH, RANGE 11 EAST, W.M.

The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

SEE NEXT PAGE

G-12810.DEK

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APR 21 2022

PAGE TWO

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The user shall maintain the meter or measuring device in good working order, shall keep a complete record of the amount of water used each month and shall submit report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water use information, including the place and nature of use of water under the permit.

The user shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

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

The use of water shall be limited when it interferes with the prior SURFACE AND GROUND WATER rights of others.

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

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

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

WITNESS the signature of the Water Resources Director, affixed MAY 28, 1997.

**/S/ Richard D. Bailey**

Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 74458.

BASIN 14

VOLUME 2 LOST RIVER & MISC.  
MGMT.CODES 4IG, 4IR

DISTRICT 17

G-12810.DEK

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## STATE OF OREGON

COUNTY OF KLAMATH

## CERTIFICATE OF WATER RIGHT

**This Is to Certify, That** ALICE PEREIRA

of 1507 Maryland Ave., West Sacramento, State of California, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Pereira well

a tributary of Tulalaké Sump for the purpose of irrigation of 112.2 acres,

under Permit No. G-255 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from May 28, 1956,

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 1.40 cubic feet per second,

or its equivalent in case of rotation, measured at the point of diversion from the stream.

The point of diversion is located in the SW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 28, Township 40 South, Range 12 East, W.M.; 3 chs. N. and 15  $\frac{3}{4}$  chs. E. of the SW cor., Sec. 28,

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 3 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:

14.4 acres SW $\frac{1}{4}$  NW $\frac{1}{4}$

39.8 acres NE $\frac{1}{4}$  SW $\frac{1}{4}$

24.0 acres NW $\frac{1}{4}$  SW $\frac{1}{4}$

34.0 acres SW $\frac{1}{4}$  SW $\frac{1}{4}$

Section 28

Township 40 South, Range 12 East, W.M.

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 date, June 21, 1960

LEWIS A. STANLEY State Engineer



Received by OWRD  
APR  
Salem, OR



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

# Certificate of Water Right Ownership Update

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## NOTICE TO SELLERS & BUYERS:

By law, all water belongs to the public (ORS 537.110). In almost every instance, a permit or water right certificate from the Water Resources Department is needed before using, diverting or storing water (ORS 537.130). However, most domestic wells do not require water rights. A certificate of water right stays with the land. In order to keep track of water right ownership, the Department requests that this form be submitted to the Department. **If for multiple rights, a separate form for each right will be required.**

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Water that has been used for a long time in one place or that involves a water structure (like a dam) that already exists is no guarantee that there is a water right which would allow the water use to continue.

Received by OW  
APR 19 2021

If you have any questions about this form or water right requirements, please contact your local watermaster or call the Water Resources Department at 503-986-0900.

Salem, OR

Note: Please type or print legibly when filling in the following information. Use additional paper if necessary.

## PROPERTY SELLER INFORMATION

Applicant(s): Green Diamond Resource Company - a Washington Corp  
Mailing Address: 1301 5th Ave, Suite 2700  
Seattle WA 98101  
City State Zip  
Phone: 206-224-5830  
Home Work Other

## PROPERTY BUYER INFORMATION

Applicant(s): R+C, AG, L.L.C an Oregon limited liability Company  
Mailing Address: 29303 Demeritt Rd  
Malin OR 97632  
City State Zip  
Phone: 541-891-8360  
Home Work Other

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JUL 13 2015

SALEM, OR

## PROPERTY DESCRIPTION (attach additional pages if necessary):

County: Klamath Township: 40S Range: 12E Section: 28  
Tax Lot Number(s): R-4012-00000-06800-000, R4012-03300-00500-000  
Street address of water right property: 30083 Pickett, Rd, Malin OR  
Water Right Information (attach copy of water right permit or certificate & final proof map):

Application #: G-379 Permit #: \_\_\_\_\_ Certificate or Page #: 27103

Will all the lands associated with this water right be owned by the buyer?  Yes  No

Name of individual completing this form: Michelle Argell Phone: 54-883-4183  
Signature: Michelle Argell Date: 07/07/2015

Please be sure to attach a copy of your property deed or legal description of the property.

1-1-74

20199

WARRANTY DEED—TENANTS BY ENTIRETY

Vol. 117 Page 1908

KNOW ALL MEN BY THESE PRESENTS, That DAN C. RAJNUS and CARL A. RAJNUS

hereinafter called the grantor, for the consideration hereinafter stated to the grantor paid by DAN C. RAJNUS AND MARLA ANN RAJNUS, husband and wife, hereinafter called the grantees, does hereby grant, bargain, sell and convey unto the grantees, as tenants by the entirety, the heirs of the survivor and their assigns, that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or appertaining, situated in the County of Klamath, State of Oregon, described as follows, to-wit:

N½NE¼, N½S½NE¼ and NE¼NW¼, Section 25, Township 40 South, Range 11 East, W.M.

SUBJECT TO: easements and rights of way of record or apparent on the land; all contracts, water rights, proceedings, taxes and assessments relating to irrigation, drainage or reclamation purposes; and special assessments of said land as farm land.

03 FEB 8 11 09 27

IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE

To Have and to Hold the above described and granted premises unto the said grantees, as tenants by the entirety, their heirs and assigns forever.

And grantor hereby covenants to and with grantees and the heirs of the survivor and their assigns, that grantor is lawfully seized in fee simple of the above granted premises, free from all encumbrances

and that grantor will warrant and forever defend the said premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, except those claiming under the above described encumbrances.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ none

In construing this deed and where the context so requires, the singular includes the plural and all grammatical changes shall be implied to make the provisions hereof apply equally to corporations and to individuals.

In Witness Whereof, the grantor has executed this instrument this 13th day of July, 1976; if a corporate grantor, it has caused its name to be signed and seal affixed by its officers, duly authorized thereto by order of its board of directors.

Dan C. Rajnus
Dan C. Rajnus
Carl A. Rajnus

(If executed by a corporation, affix corporate seal)

STATE OF OREGON,
County of Klamath
June 13, 1976

STATE OF OREGON, County of
19

Personally appeared the above named Dan C. Rajnus and Carl A. Rajnus

Personally appeared and who, being duly sworn, each for himself and not one for the other, did say that the former is the president and that the latter is the secretary of

and acknowledged the foregoing instrument to be their voluntary act and deed.

a corporation, and that the seal affixed to the foregoing instrument is the corporate seal of said corporation and that said instrument was signed and sealed in behalf of said corporation by authority of its board of directors; and each of them acknowledged said instrument to be its voluntary act and deed.

Notary Public for Oregon
My commission expires 5-2-80

Notary Public for Oregon
My commission expires:

Carl A. Rajnus & Dan C. Rajnus
Route 2, Box 784
Klamath Falls, Oregon 97601

Dan C. Rajnus & Marla A. Rajnus
Star Route, Box 80-A
Malin, Oregon 97632

Dan C. Rajnus
Star Route, Box 80-A
Malin, Oregon 97632

Dan C. Rajnus & Marla A. Rajnus
Star Route, Box 80-A
Malin, Oregon 97632

STATE OF OREGON,
County of Klamath

I certify that the within instrument was received for record on the 8 day of Feb. 19 83, at 9:27 o'clock A.M., and recorded in book MB3 on page 1908 or as file/reel number 20199

Record of Deeds of said county. Witness my hand and seal of County affixed.

Evelyn Bienn County Clerk
Recording Officer
By Deputy
Fee \$4.00

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RETURN TO: WILLIAM P. BRANDSNESS 411 Pine St. Klamath Falls, OR 97601	TAX STATEMENT TO: Gavin Rajnus, L.L.C. 30485 Transformer Road Malin, OR 97632	CLERK'S STAMP:
--	--	----------------

-BARGAIN AND SALE DEED-

Donald A. Rajnus and Sharon L. Rajnus, Grantors, convey to Gavin Rajnus, L.L.C., an Oregon limited liability company, Grantee, the following described real property situated in the County of Klamath, State of Oregon, to-wit:

Parcel 1: Parcel 1 of Land Partition No. 56-96 filed March 6, 1998 in the office of the County Clerk of Klamath County, Oregon.

Parcel 2: A parcel of land situated in Section 24, Township 40 South, Range 11 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Beginning at a 5/8" iron pin on the South line of Section 24 which bears S 89°28'49" W a distance of 1904.22 feet from the iron pipe monument marking the southeast corner of said Section 24; thence North a distance of 753.90 feet to a 5/8" iron pin; thence S 87°05'29" W a distance of 474.56 feet to an existing fence line; thence along said fence line the following courses and distances; N 37°57'07" W, 580.32 feet; N 28°04'40" W, 62.68 feet; N 01°12'20" W, 313.67 feet; N 68°20'33" W, 325.15 feet; N 65°06'44" W, 142.10 feet; N 69°13'47" W, 457.11 feet; N 61°17'24" W, 59.74 feet; N 54°47'56" W, 235.58 feet; N 65°24'25" W, 718.70 feet; S 29°46'09" W, 369.97 feet; S 31°37'54" E, 773.75 feet; S 30°28'45" E, 172.31 feet; S 27°33'56" E, 499.39 feet; and S 22°18'19" E 871.74 feet to a point on the South line of said Section 24; thence along said South line N 89°28'49" E a distance of 1752.36 feet, more or less to the point of beginning.

ALSO a 40 foot wide road easement, the centerline of which is described as follows: Beginning at a point which bears S 89°28'49" W a distance of 1904.22 feet and North a distance of 733.87 feet from the Southeast corner of said Section 24; thence N 87°02' E, 88.0 feet; thence N 57°37' E, 205.0 feet; thence S 87°01' E, 240.0 feet; thence N 77°16' E, 122.0 feet, more or less to a point on the Westerly line of County Road No. 1097.

The true and actual consideration for this transfer is the conveyance of assets to the limited liability company.

THIS INSTRUMENT WILL 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 APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

DATED this 8<sup>TH</sup> day of APRIL, 1999.

Donald A. Rajnus  
Donald A. Rajnus

Sharon L. Rajnus  
Sharon L. Rajnus

STATE OF OREGON )  
                          ) ss. APRIL  
County of Klamath ) March 8, 1999.

Personally appeared the above-named Donald A. Rajnus and Sharon L. Rajnus and acknowledged the foregoing instrument to be their voluntary act. Before me:

Karen A. Baker  
Notary Public for Oregon  
My Commission expires: 9-28-01



32

13568

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STATE OF OREGON - COUNTY OF KLAMATH ss.

Filed for record at request of William Brandsness the 14th day  
of April A.D. 1999 at 11:56 o'clock A M. and duly recorded in Vol. H99  
of Deeds on Page 13567

Linda Smith, County Clerk.

FEE \$35.00

by Kathleen Rose

AMH  
47658 AM

2015-007013  
Klamath County, Oregon  
06/30/2015 12:05:35 PM  
Fee: \$72.00

After Recording, Return To:

R&C AG, L.L.C.  
29303 Demeritt Road  
Malin, OR 97632

Until A Change Is Requested,  
Send All Tax Statements To:

Same as above

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Space above reserved for recorder

**SPECIAL WARRANTY DEED  
(Klamath County)**

GREEN DIAMOND RESOURCE COMPANY, a Washington corporation (“Grantor”), conveys and specially warrants to R&C AG, L.L.C., an Oregon limited liability company (“Grantee”), the real property located in Klamath County, Oregon, described on the attached Exhibit A (the “Property”), free of encumbrances created or suffered by the Grantee except as specifically set forth herein;

TOGETHER WITH all rights, privileges and interests appurtenant thereto, including (i) all trees growing or down and logs, fiber and woody biomass located thereon; (ii) all of Grantor’s interest and rights in minerals, oil and gas, gravel and rock located thereon or thereunder; (iii) all of Grantor’s right, title and interest in, to and under all structures, facilities and improvements, including all buildings, bridges and gates; (iv) all of Grantor’s right, title and interest in, to and under all fixtures, systems, equipment and other items of personal property attached or appurtenant thereto; (v) all of Grantor’s right, title and interest in, to and under all easements, road use agreements, rights-of-way and licenses appurtenant thereto, to the extent assignable and transferable; (vi) all of Grantor’s interest in water rights appurtenant to or used in connection with the Property, including any rights, agreements or contracts related to the delivery of water to the extent they relate to the Property and stock in water companies providing water to the Property; and (vii) all of Grantor’s right, title and interest in, to and under all licenses, permits, approvals and franchises relating to the zoning, land use, ownership, operation, occupancy, construction or maintenance thereof running to or in favor of the Grantor or the Property, to the extent assignable and transferable.

The true consideration for this conveyance stated in terms of dollars is \$543,700.

AMH

SUBJECT TO, and excepting and excluding from the covenants and warranties described herein and in ORS 93.850, the matters set forth on attached **Exhibit B**.

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.

*[Signature and acknowledgement on following page.]*

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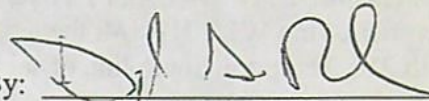
APR 21 2022

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DATED this 23<sup>rd</sup> day of June, 2015.

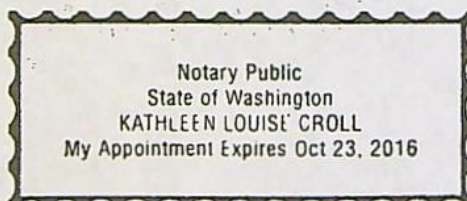
**GRANTOR:**

Green Diamond Resource Company,  
a Washington corporation

By:  m  
Douglas S. Reed, President

STATE OF WASHINGTON )  
 )ss.  
County of KING )

The foregoing instrument is acknowledged before me this 23<sup>rd</sup> day of June, 2015, by Douglas S. Reed as President of Green Diamond Resource Company, a Washington corporation.



Kathleen Louise Croll  
Notary Public for Washington  
Commission No.: 162364  
My commission expires: Oct. 23, 2016

Exhibit A

**Legal Description of Property**

Section 28 - SW1/4 NW1/4, N1/2 SW1/4, SW1/4 SW1/4

Section 33 - The W1/2 NW1/4 EXCEPTING THEREFROM the following: Beginning at the Southeast corner of the W1/2 NW1/4; thence North 215 feet; thence West 200 feet; thence South 215 feet to the South line of said property; thence East 200 feet to the point of beginning.

All being in Township 40 South, Range 12 East of the Willamette Meridian, Klamath County, Oregon.

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Exhibit B

Exceptions to Title

1. Liens for current year real property taxes not yet due or payable.
2. Discrepancies and conflicts in boundary lines, encroachments, shortage of area and similar matters which an ALTA survey would disclose to the extent such matters do not materially impair the use of the Property or improvements thereon as currently used by Grantor.
3. Rights of the public in roads and highways.
4. Rights of way for utility lines now installed on the Property.
5. Unpatented mining claims.
6. Reservations in federal patents or in acts authorizing the same.
7. Zoning, entitlement, conservation restrictions and other land use and environmental regulations by any applicable federal, state or local municipal entity or government or other administrative, judicial or other governmental department, commission, court, board, bureau, agency or instrumentality applicable to the Property.
8. The assessment roll and the tax roll disclose that the premises herein described were zoned and classified for farm use. If the land becomes disqualified for the special assessment under the statute, an additional tax may be levied for the last five (5) or lesser number of years in which the land was subject to the special land use assessment.
9. The premises herein described are within and subject to the statutory powers, including the power of assessment and easement of Klamath Lake Grazing Patrol

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: The California Oregon Power Company  
Recorded: February 25, 1948  
Instrument No.: Book: 217, Page: 253
11. 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: The California Oregon Power Company  
Recorded: June 14, 1956  
Instrument No.: Book: 284, Page: 142
12. 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: Pacific Power & Light Company  
Recorded: October 12, 1965  
Instrument No.: M65, Page 02570
13. Road Use Permit, including the terms and provisions thereof:  
Dated: December 18, 1995  
Recorded: March 26, 1996  
Instrument No.: M96, Page: 08279  
Between: Weyerhaeuser Company  
And: US West Communication
14. The provisions contained in Deed:  
Recorded: August 30, 1996  
Instrument No.: M96, Page 26895
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  
Recorded: October 24, 1997  
Instrument No.: M97, Page 34986

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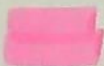
APR 21 2022

16. Easement, Road Use Agreements, and Rights-of-Way Assignment and Assumption Agreement, including the terms and provisions thereof:  
Dated: September 25, 2014  
Recorded: September 29, 2014  
Instrument No.: 2014-010042  
Between: JWTR, LLC, an Oregon limited liability company and JWTR Oregon, LLC, an Oregon limited liability company  
And: Green Diamond Resource Company, a Washington corporation.

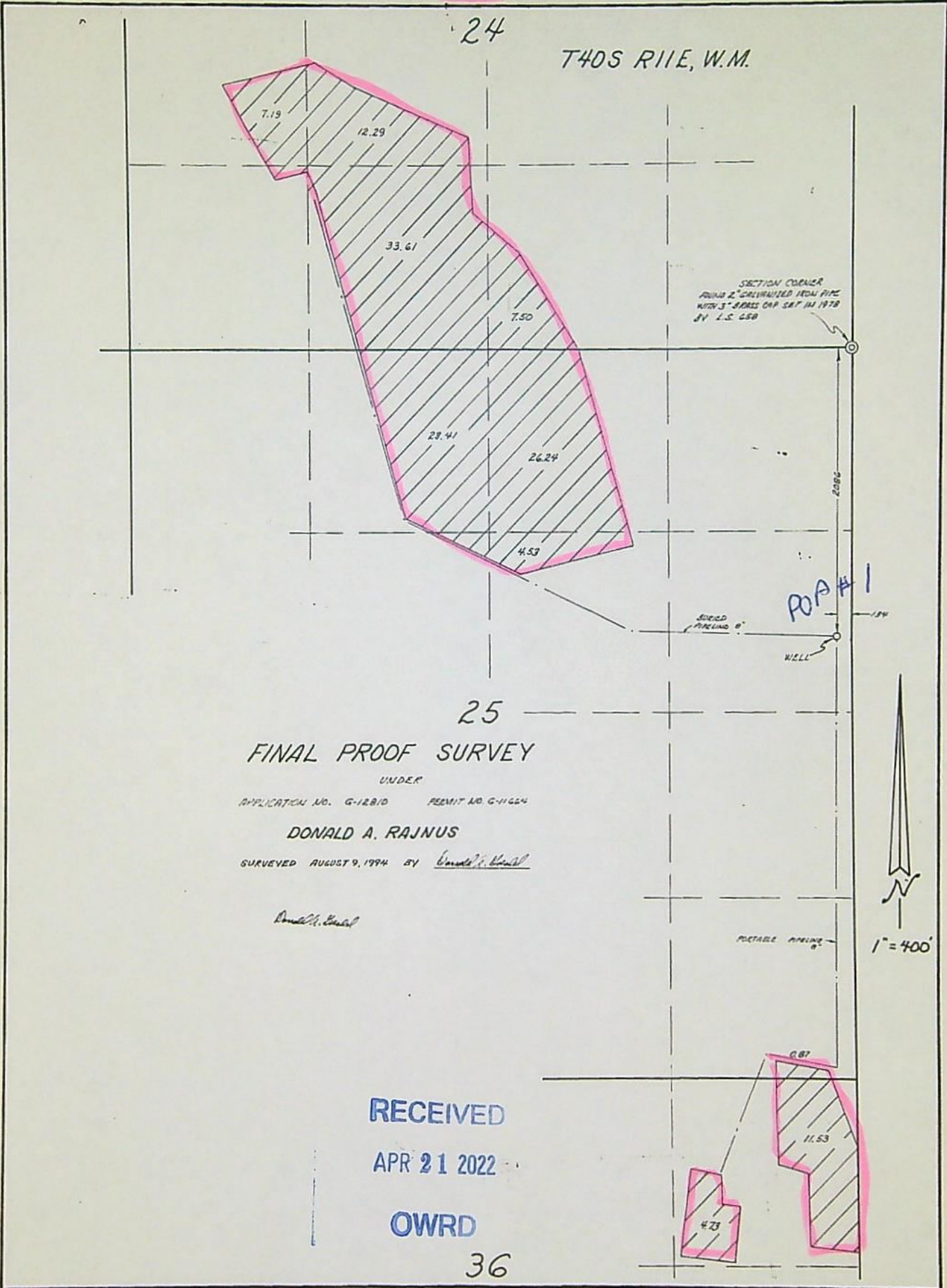
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FROM LANDS



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APR 21 2022

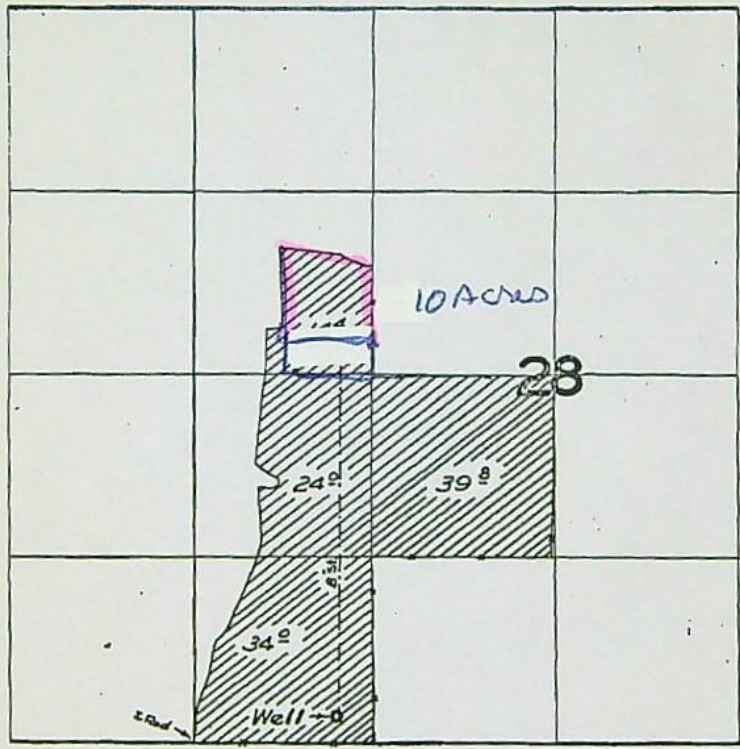
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36

T.40S.R.12E.W.M.

FROM Land  
10 Acres

East River wells



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OWRD

FINAL PROOF SURVEY

UNDER

Application No. G-379 Permit No. G-255

IN NAME OF

ALICE PEREIRA

Surveyed 21 Oct. 1959, by T. B. Birch

# MAP TO ACCOMPANY GROUND WATER APPLICATION

SITUATED IN THE SW1/4 NW1/4 AND SW1/4 OF SECTION 28,  
AND THE W1/2 NW1/4 OF SECTION 33, T40S, R12EWM,  
KLAMATH COUNTY, OREGON

APR 8 1992

MARCH 1992

Application No. 6-12860

RESOURCES DEPT  
Klamath, OREGON

MAP PREPARED FOR  
-- WEYERHAEUSER CO. --

Permit No. C12228

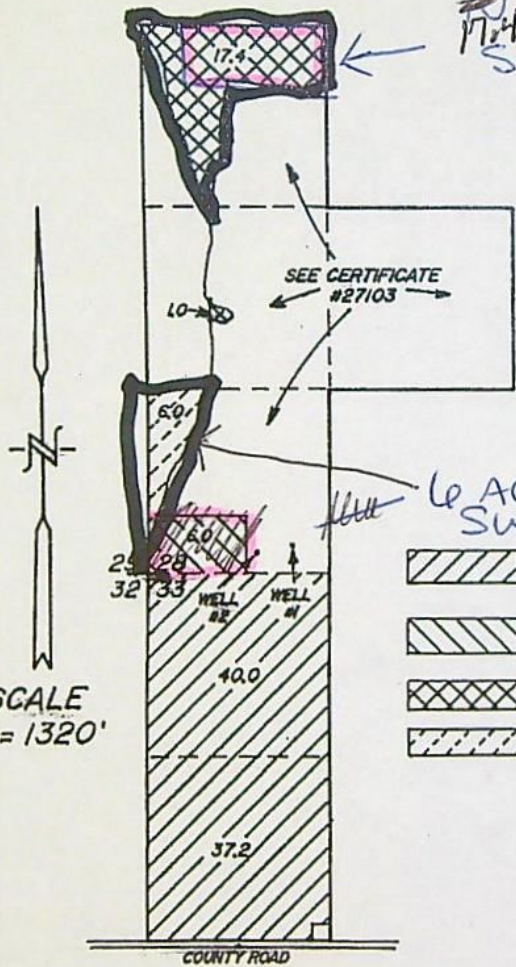
Permit  
6-12450



FROM LAND

17.4 Acres  
SWNW

TOTAL 16 Acres  
23.4



LOCATION OF WELL #1 BY CERTIFICATE #27103

200 FEET NORTH & 1040 FEET EAST OF  
THE SOUTHWEST CORNER OF SECTION 28

LOCATION OF WELL #2 BY PERMIT #G-6345 (CANCELLED)

150 FEET NORTH & 790 FEET EAST OF  
THE SOUTHWEST CORNER OF SECTION 28



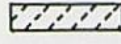
LAND SUPPLEMENTAL TO SHASTA VIEW IRRIGATION  
DISTRICT, IRRIGATED FROM WELL #1 77.2 Ac.



LAND SUPPLEMENTAL TO PERMIT #G-255, IRRIGATED  
FROM WELL #2 6.0 Ac.



PRIMARY LAND FOR WELL #1 18.4 Ac.



PRIMARY LAND FROM WELL #2 6.0 Ac.

TOTAL AREA THIS APPLICATION

-- 107.6 Ac. --

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MAP PREPARED FROM MAP OF PERMIT #G-6345, MAP OF PERMIT #G-255, AND AERIAL PHOTO.

ACREAGE OF LAND SUPPLEMENTAL TO SHASTA VIEW IRRIGATION DISTRICT ARE SHOWN AS QUOTED FROM DISTRICT OFFICE

THE PURPOSE OF THIS MAP IS TO IDENTIFY THE LOCATION OF THE  
WATER RIGHT. IT IS NOT INTENDED TO PROVIDE INFORMATION RELATIVE  
TO THE LOCATION OF PROPERTY OWNERSHIP BOUNDARY LINES.

TRU-LINE SURVEYING  
2333 SUMMERS LANE  
KLAMATH FALLS, OR. 97603

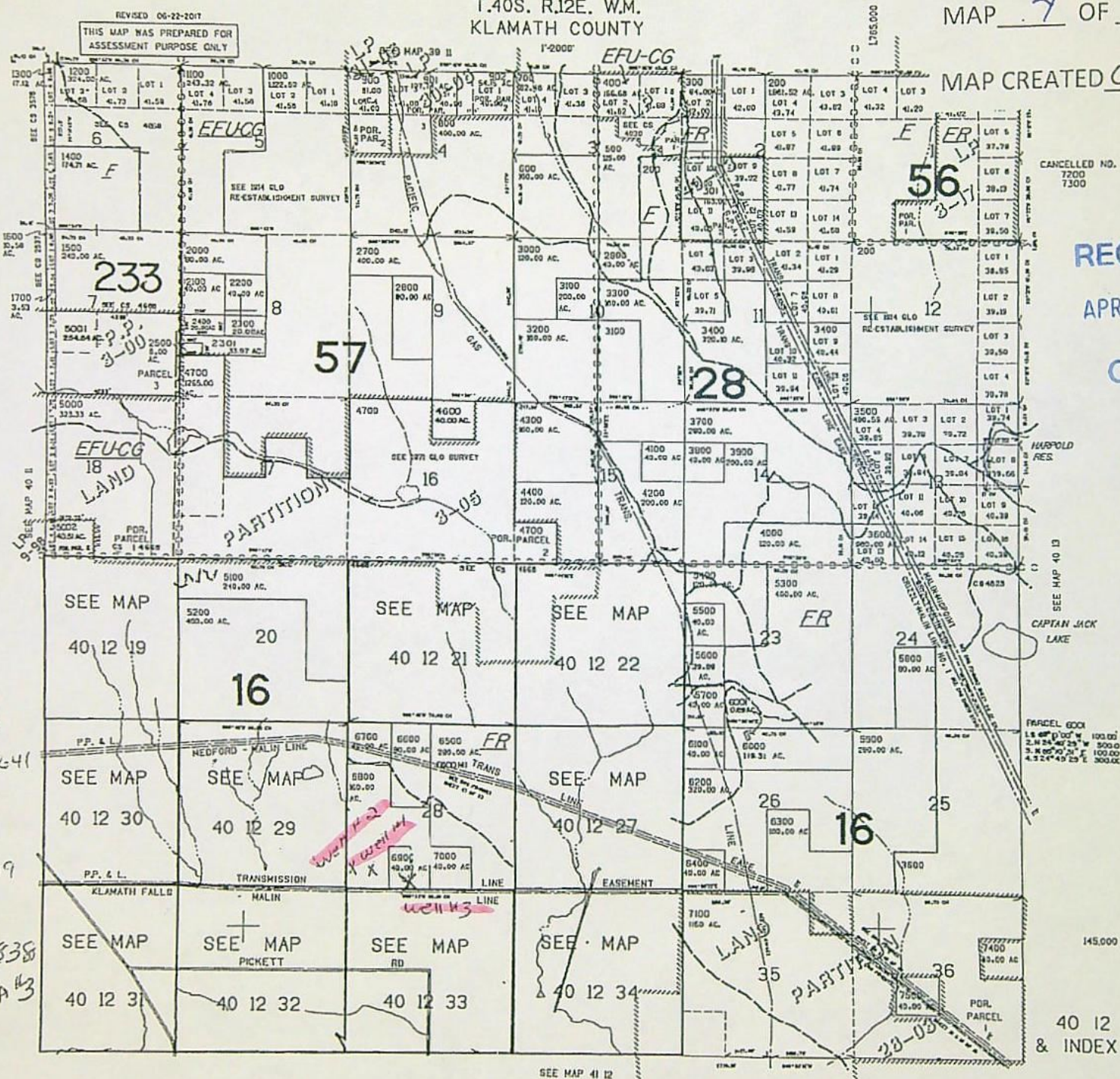
T.40S. R.12E. W.M.  
KLAMATH COUNTY

MAP 4 OF 7

MAP CREATED 04/06/2021

REVISED 06-22-2017  
THIS MAP WAS PREPARED FOR  
ASSESSMENT PURPOSE ONLY

T40S R12E  
Index



CANCELLED NO.  
7200  
7300

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Well location

Well #1 - Klam 53641  
POA #4 42.0647  
-121.4239

Well #2 Klam 14819  
POA #6 42.0649  
-121.4255

Well #3 Klam 14838  
POA 42.0641 POA #3  
3-121.4208

40 12  
& INDEX

SEE MAP 41 12

REVISED 09-26-12

THIS MAP WAS PREPARED FOR ASSESSMENT PURPOSE ONLY

SECTION 31 T.40S. R.12E. W.M.  
KLAMATH COUNTY  
1" = 400'

Pg 5 of 7

40 12 31

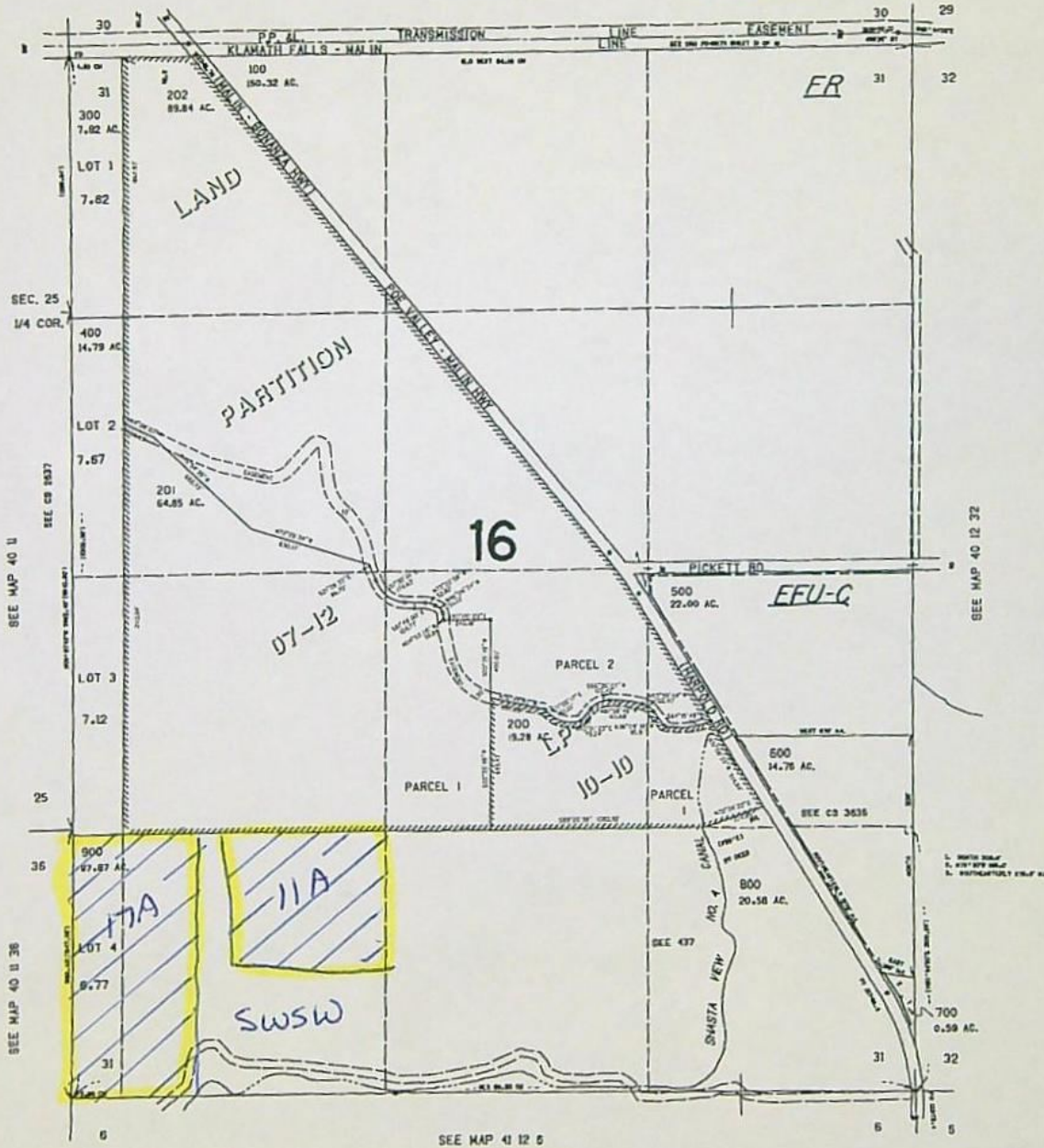
SEE MAP 40 12 30

TO LAND

T40S R12E  
SEC 31  
Tax Lot  
900 SWSW  
28 Acres

NORTH

Scale



RECEIVED  
APR 21 2022  
OWRD

40 12 31



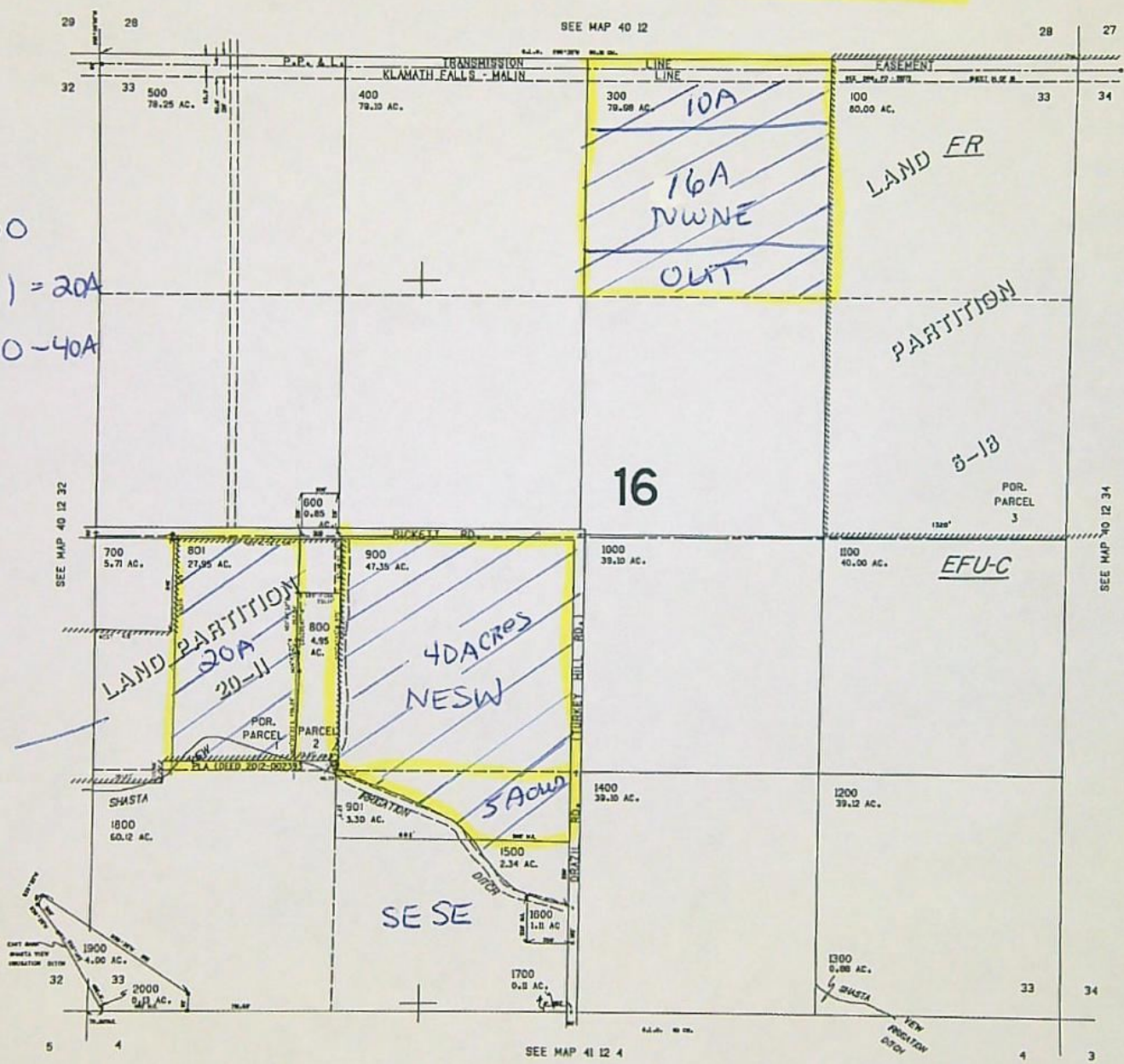
REVISED 01-08-2019  
THIS MAP WAS PREPARED FOR  
ASSESSMENT PURPOSE ONLY

SECTION 33 T.40S. R.12E. W.M.  
KLAMATH COUNTY  
1" = 400'

TO LAND

T40S R12E  
SEC. 33

Tax LOT - 300  
NWNE  
NWSW 801 = 20A  
NESW 900 = 40A



NW  
SW

CANCELLED NO.  
200

RECEIVED  
APR 21 2022  
OWRD

REVISED 4-7-11  
THIS MAP WAS PREPARED FOR  
ASSESSMENT PURPOSE ONLY

SECTION 06 T.41S. R.12E. W.M.  
KLAMATH COUNTY  
1"=400'

41 12 06

TU LANDS

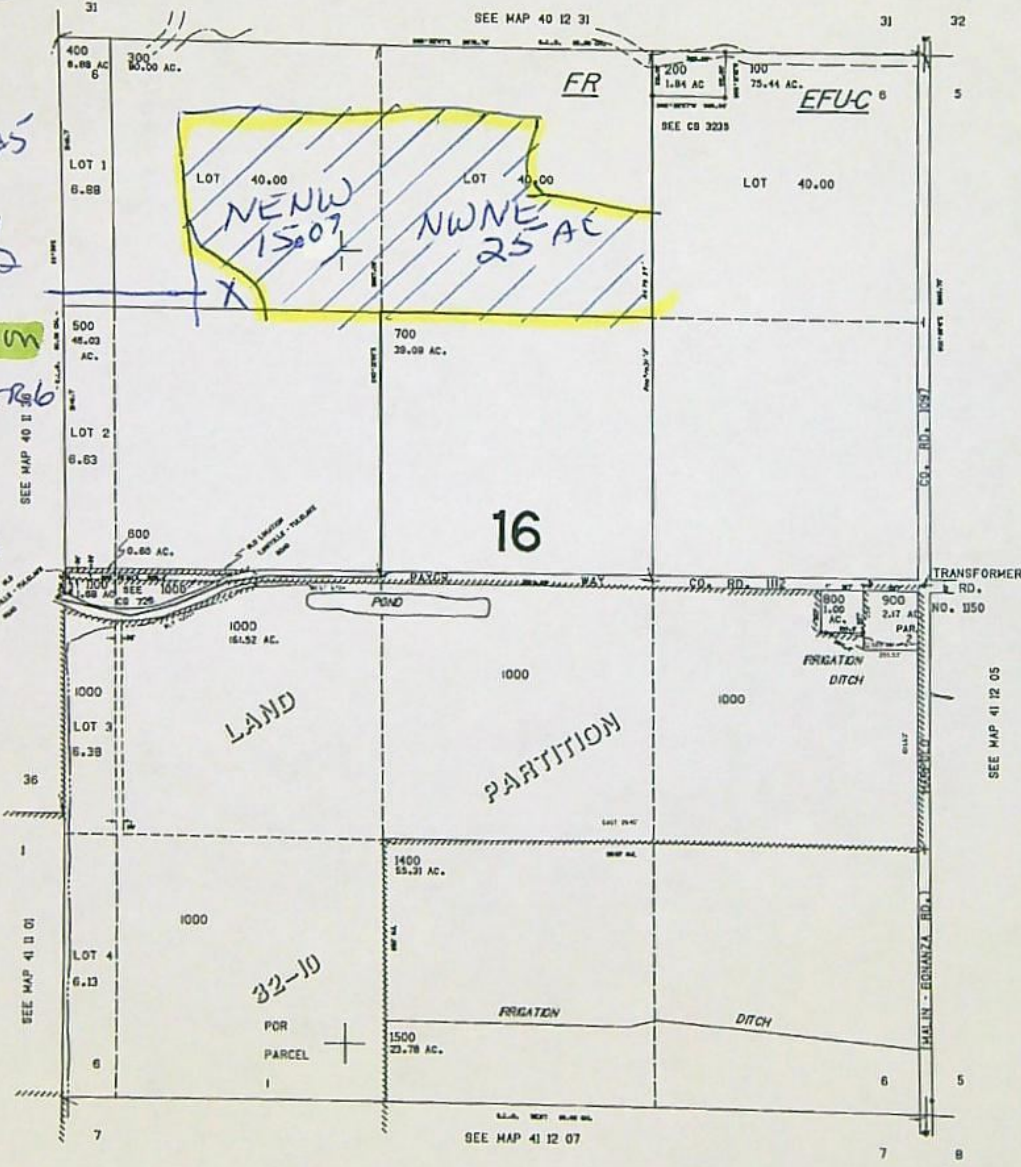
THIS TRIDE SEC 06

1  
NORTH  
POD #5  
KLAM  
53792  
well  
Location  
1300'S + 800' E  
FROM NW CORNER  
NENW 15.07A

Tax Lot

300 NENW 15.07A  
NWNE 25.00A

Scale



CANCELLED NO.  
1200  
1300

+

RECEIVED

APR 21 2022

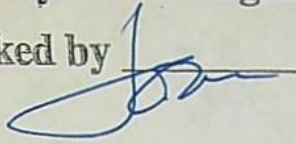
OWRD

136,000  
+

41 12 06

Regular Temporary Water Right Transfer Application Checklist

Checked by



Date

4/27/22

T-13987

**A temporary transfer must be for a change in place of use. A temporary change in POD/POA or APOD/APOA cannot be accepted as a stand-alone change.**

A change in POD/POA can accompany the temporary change in place of use, only if the proposed temporary POD/POA is supplying water to the proposed temporary place of use.

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?  
If not, the correct fee would be: \_\_\_\_\_, so the amount missing is: \_\_\_\_\_
- 3. Part 4 of application: Have all the applicants listed at the top of the page signed at the bottom?  
If not, whose signature is missing? \_\_\_\_\_
- 4. Are all listed certificates shown by WRIS as non-cancelled?  
If not; 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. 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.