

Permit Amendment

Name Sunnyside Dairy, LLC
Rosalio Brambilla, Manager
 Address 4581 Maple Grove Rd.
Sunnyside, WA 98944
rosalio@sunnysidedairy.com

DESCRIPTION OF WATER RIGHT(S)

Name of Stream A Well
 Trib. of Malheur Lake Basin
 Use Irrigation County Harney
 Quantity of water (CFS) _____ No. of Acres _____
 Name of ditch _____
 App# G-12559 Per # G-18126 Cert # _____ PR Date 6/7/1991
 App# _____ Per # _____ Cert # _____ PR Date _____
 App# _____ Per # _____ Cert # _____ PR Date _____
 App# _____ Per # _____ Cert # _____ PR Date _____

FEES PAID		
Date	Amount	Receipt #
<u>5-6-2022</u>	<u>\$1840.00</u>	<u>138091</u>

Change in POA
 Date Filed 5-16-2022
 Initial notice date 5-17-2022
 DPD issued date _____
 PD issued date _____
 PD notice date _____
 Date of FO 11/13/2023 Vol 129 Page 389-41

FEES REFUNDED		
Date	Amount	Receipt #

C-Date _____
 COBU due date _____
 COBU Received date _____
 Certificate issued _____

Assignments: _____

Irrigation District _____
 Agent Geo Engineers, Inc. - jtravis@geoengineers.com ; mreid@geoengineers.com

CWRE _____
 CC's list Harney County

- Oversized map - Location _____



Oregon

Tina Kotek, Governor

Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301

Phone 503 986-0900

Fax 503 986-0904

November 13, 2023

ROSALIO BRAMBILA
SUNNYSIDE DAIRY LLC
4581 MAPLE GROVE RD
SUNNYSIDE, WA 98944

REFERENCE: Permit Amendment Application T-13999

Enclosed is a copy of the order approving your Permit Amendment application.

Also enclosed is a superseding permit that incorporates the amendments approved by the final order contained herein. Please read this document and abide by the requirements.

If you have any questions related to the approval of this temporary transfer, you may contact your caseworker, Stacy Phillips, by telephone at (503)979-9948 or by e-mail at Stacy.H.Phillips@water.oregon.gov.

Sincerely,

Julie C. Baustian

Water Rights Services Support

Transfers and Conservation Section

cc: J R. Johnson, Watermaster Dist. # 10 (via email)
Harney County Planning
Molly Reid, Jon S. Travis, Agent

Enclosure

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Permit Amendment) FINAL ORDER APPROVING A CHANGE IN
T-13999, Harney County) POINT OF APPROPRIATION

Authority

Oregon Revised Statute (ORS) 537.211 establishes the process in which a water right permit holder may submit a request to change the point of appropriation and/or place of use authorized under an existing water right permit.

Applicant

SUNNYSIDE DAIRY, LLC
ROSALIO BRAMBILA
4581 MAPLE GROVE RD
SUNNYSIDE, WA 98944

Findings of Fact

1. On May 6, 2022, SUNNYSIDE DAIRY, LLC, filed an application to change a point of appropriation under Permit G-18126. The Department assigned the application number T-13999.
2. On January 9, 2001, the Department approved an extension of time for complete application of water to October 1, 2005.
3. On February 22, 2010, the Department approved an assignment of the permit to Gordon Bloomquist.
4. On January 6, 2012, the Department approved an extension of time for complete application of water to October 1, 2014.
5. On August 8, 2013, the Department approved an assignment of the permit to Sunnyside Dairy, LLC, Rosalio Brambila.
6. On July 22, 2016, the Department approved an extension of time for complete application of water to October 1, 2025.

This is a final order in other than 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 either 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.

7. On February 12, 2019, the Department approved a previous Permit Amendment application (T-12505) for change in place of use and additional points of appropriation recorded at Special Order Volume 112, Pages 585-587.
8. Notice of the application for the permit amendment T-13999 was published in the Department's weekly notice on May 17, 2022, pursuant to ORS 540.520(5).
9. Permit Amendment Application T-13999 proposes to move the authorized point of appropriation of Well 3 approximately 45 feet from the existing point of appropriation to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
26 S	30 E	WM	2	SE SE	Well 3-R Replacement - Lat. 43.33833, Long. -119.08057

Permit Amendment Review Criteria

10. The change would not result in injury to other water rights.
11. The change does not enlarge the permit.
12. The change does not alter any other terms of the permit.

Conclusions of Law

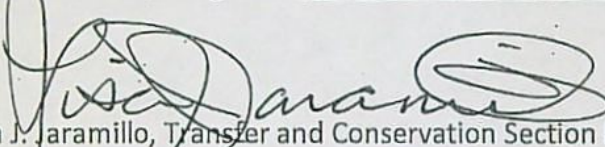
The change in point of appropriation proposed by Permit Amendment Application T-13999 is consistent with the requirements of ORS 537.211.

Now, therefore, it is ORDERED:

1. The change in point of appropriation proposed by Permit Amendment Application T-13999 is approved.
2. Approval of this permit amendment application does not constitute nor grant legal access onto or through another person's property for purposes of accessing the new point of appropriation.
3. Permit G-18872, in the name of SUNNYSIDE DAIRY, LLC, is issued to replace Permit G-18126, and incorporates the amendments approved by this order, the extensions of time and the assignments. Permit G-18126, in the name of SUNNYSIDE DAIRY, LLC, is no longer of any force or effect.
4. The quantity of water diverted at the new point of appropriation (Well 3-R Replacement) shall not exceed the quantity of water lawfully available at the original point of appropriation (Well 3).

5. Water use measurement conditions:
 - a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of appropriation (new and existing).
 - b. The water user shall maintain the meters or measuring devices in good working order.
 - c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.
6. Water shall be acquired from the same aquifer as the original point of appropriation.
7. All other terms and conditions of Permit G-18872 remain the same.

Dated in Salem, Oregon on NOV 13 2023.


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

Mailing Date: NOV 14 2023

STATE OF OREGON

COUNTY OF HARNEY

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

SUNNYSIDE DAIRY, LLC
ROSALIO BRAMBILA, MANAGER
4581 MAPLE GROVE ROAD
SUNNYSIDE, WA 98944

This superseding permit is issued to describe a change in point of appropriation proposed under Permit Amendment Application T-13999 and approved by Special Order Vol. 129, Page 339 entered NOV 13 2023, and to describe extensions of time for complete application of water approved January 9, 2001, January 6, 2012, and July 22, 2016, and an assignment to a new permittee approved February 22, 2010 and August 8, 2013, and Permit Amendment T-12505 approved February 12, 2019. This permit supersedes Permit G-18126.

The specific limits for the use are listed below along with conditions of use.

APPLICATION FILE NUMBER: G-12559

SOURCE OF WATER: FIVE WELLS WITHIN MALHEUR LAKE BASIN

PURPOSE OR USE: IRRIGATION OF 255.0 ACRES

RATE OF USE: 3.19 CUBIC FEET PER SECOND

PERIOD OF ALLOWED USE: WATER MAY BE APPROPRIATED FOR IRRIGATION FROM MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: JUNE 7, 1991

WELL LOCATIONS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
26 S	30 E	WM	1	NE SW	ECKLEY WELL - 260 FEET SOUTH AND 40 FEET EAST FROM THE W 1/4 CORNER OF SECTION 1
26 S	30 E	WM	2	NE SW	WELL 2 - Lat. 43.3452880, Long. -119.0889330
26 S	30 E	WM	2	SE SE	WELL 3-R Replacement - Lat. 43.33833, Long. -119.08057
26 S	30 E	WM	11	SE NW	WELL 1 - Lat. 43.3343870, Long. -119.0933000
26 S	30 E	WM	11	SW SW	WELL 13 - Lar. 43.3311394, Long. -119.0985218

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

THE PLACE OF USE IS LOCATED AS FOLLOWS:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
26 S	30 E	WM	2	NE SW	34.4
26 S	30 E	WM	2	NW SW	16.3
26 S	30 E	WM	2	SW SW	12.7
26 S	30 E	WM	2	SE SW	23.0
26 S	30 E	WM	2	NE SE	31.9
26 S	30 E	WM	2	NW SE	31.9
26 S	30 E	WM	2	SW SE	37.9
26 S	30 E	WM	2	SE SE	31.9
26 S	30 E	WM	3	SE SE	1.0
26 S	30 E	WM	10	NE NE	2.0
26 S	30 E	WM	11	NW NE	8.0
26 S	30 E	WM	11	NE NW	11.0
26 S	30 E	WM	11	NW NW	13.0
Total					255.0

Permit Amendment T-13999 Conditions:

The quantity of water diverted at the new point of appropriation (Well 3R Replacement) shall not exceed the quantity of water lawfully available at the original point of appropriation (Well 3).

Water use measurement conditions:

- a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of appropriation (new and existing).
- b. The water user shall maintain the meters or measuring devices in good working order.
- c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.

Water shall be acquired from the same aquifer as the original point of appropriation.

Permit Amendment T-12505 Conditions:

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

Water use measurement conditions:

- a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device at each point of appropriation (new and existing).
- b. The water user shall maintain the meters or measuring devices in good working order.
- c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.

Water shall be acquired from the same aquifer as the original point of appropriation.

Extension of Time Conditions:**Last Extension Condition**

This is to be the last extension of time granted for Permit G-12301. Any future extension of time requests will be denied.

Original Permit Conditions:**Measurement, recording and reporting conditions:**

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee 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 a 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.
- B. The permittee 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.

STANDARD CONDITIONS

The wells shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access

port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

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

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

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

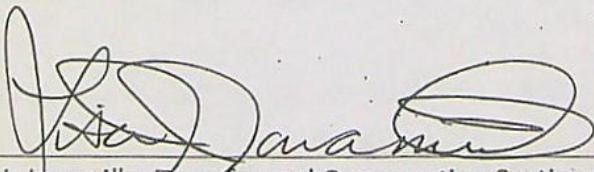
The use of water shall be limited when it interferes with any prior surface or ground water rights.

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Actual construction of the well was to begin within one year from permit issuance and was to be completed on or before October 1, 1998. Complete application of the water to the use was to be made on or before October 1, 1999. By extension of Time Final Order dated July 22, 2016, the completion of construction and application of water was extended to on or before October 1, 2025.

NOV 13 2023

Issued _____



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

Permit Amendment Checklist

Transfer: T- 13999

Transfer Specialist: Stacy

Transfer Type: Permit Amendment

Applicant Name/Address/email: ROSALIO BRAMBILA 4581 MAPLE GROVE RD SUNNYSIDE, WA 98944	Agent Name/Address/email: MOLLY REID 8019 W QUINAULT AVE SUITE 201 KENNEWICK, WA 99336	Rec Landowner Name/Address:
CWRE Name/Number:	Irr. District Name/Address:	Affected Gov'ts Name/Address: County Of Harney
Commentor(s): Name/Address:	Current Landowner Name/Address (if different than applicant):	

Permit(s) Affected

Records Marked	Records Copied	App File No. or Decree Name	Permit No.	Superseding Permit No.
<input type="checkbox"/>	<input type="checkbox"/>	G-12559	G-18126	<u>G-18872</u>

Key Dates & Initial Actions

Rec'd: May 6, 2022	Proposed Action(s): POINT OF APPROPRIATION	
Fees Pd: 1840.00	WM District:10	ODFW District:
Initial Notice: UNAVAILABLE	WM Review sent: Done:	ODFW Review: Done:
Acknowledgement Letter Sent: <input checked="" type="checkbox"/> Date: May 16, 2022	GW Review sent: Done:	

*Superseding Permit
G-18872*

Processing Dates & Actions

Deficiency Contact(s): _____

Newspaper: _____

Draft Mailed: _____

- If yes, date rec'd okay from agent/applicant: _____
- ODFW contact sheet sent; need? Yes or No
- WM measurement sheet sent; need? Yes or No

- not required
- Date quote requested: _____
- Request for news \$ sent: _____
- News \$ received: _____
- Request to publish sent to newspaper: _____
- Affidavit of publication received: _____
- Dates of publication: _____

Final Order

<p>Draft Order & Superseding Permit Review (Optional)</p> <p>Reviewer: _____</p> <p>Date: _____</p> <p>Coordinator: _____</p> <p>Date: _____</p> <p>Signature Bin Date: _____</p>	<p>Final Order & Superseding Permit Review (Salem)</p> <p>Reviewer: <u>PKS</u></p> <p>Date: <u>10-23-23</u></p> <p>Coordinator: _____</p> <p>Date: _____</p> <p>Signature Bin Date: <u>10-23-23</u></p>
<p>Comments/Special Issues: _____</p>	

Special Order Volume: Vol: 129 Pages 339-41 Final Order Signature Date: 11/13/2023

Notice of FO e-mailed to processors: _____

Application

PR CW

- The type of change is clearly indicated.
- The application is appropriately signed.
- Appropriate fees were paid. N/A If overpayment, Refund Request submitted _____
- Land use form matches affected tax lots and is signed by proper official. (from ALL affected Govt's) _____
- N/A Ditch company, district, and/or BOR, sent a copy of the application and map, if appropriate.
- All required attachments received.
- Check application file and WRIS for assignment(s) and/or extension(s). _____

Application Map

PR CW

- The map size and scale are accurate and appropriate per OAR 690-380-3100(1)(b)(c)&(d).
- All authorized and proposed POD's/POA's and POU are properly described on the map.
- The POD/POA location description(s) on the map match the PA application and permit descriptions.
- Map acres (to, from and rr, if applicable) match Table 2 on the PA application and as applicable, on the permit
- Have permit map(s).

Determining the "From" and "To" Lands (make working copy of application and permit(s))

PR CW

- Only the authorized POD's/POA's and/or POU's to be transferred are listed (Tables 1 & 2).
- PA application and permit tabulations (acreage) match. (Mark on appl. and permit copies and note corrections needed)
- ALL Mark on permit the acreage and amount of water being transferred.

Permit Ownership

- The applicant(s) is/are the holder(s) of the permit.
- All holders of the permit have signed the application or
- N/A If necessary, there is a notarized, signed statement of consent from permit holders other than applicant.
- N/A If necessary, the permit has been assigned to permit amendment applicant.

Evaluation Materials

- | | | | |
|---|-------------------------------------|--|--|
| <input type="checkbox"/> Application complete | <input type="checkbox"/> Permit | <input type="checkbox"/> Land Use form | <input type="checkbox"/> N/A Plat card |
| <input type="checkbox"/> Amendment Map | <input type="checkbox"/> Permit Map | <input type="checkbox"/> Fees paid | <input type="checkbox"/> N/A Well logs |

Reviews/comments/conditions received? Watermaster N/A ODFW N/A GW

N/A Headgate When in the judgment Prior to diverting Existing and maintain

N/A Measuring Devices When in the judgment Prior to diverting Existing and maintain

Type of device, if applicable: _____ totalizing flow meter: at new at existing and new

Injury: Yes No

Enlargement: Yes No

Conditions to avoid enlargement/injury –

ODFW conditions: _____

GW Conditions: _____

Groundwater Transfer Review Summary Form

Transfer/PA # T- 13999

GW Reviewer Darrick E. Boschmann Date Review Completed: 9/21/2022

Summary of Same Source Review:

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

Summary of Injury Review:

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

Summary of GW-SW Transfer Similarity Review:

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

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



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

Ground Water Review Form:

- Water Right Transfer
- Permit Amendment
- GR Modification
- Other

Application: T-13999

Applicant Name: Sunnyside Dairy LLC

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

Reviewer(s): Darrick E. Boschmann

Date of Review: 9/21/2022

Date Reviewed by GW Mgr. and Returned to WRSD: jti 2/16/23

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: _____

This application is related to permit G-18126 which authorizes groundwater pumping from five wells (HARN 1318; HARN 50516; HARN 51603; HARN 50741; HARN 52197) for primary irrigation of 255.0 acres in the Malheur Lake Basin. The following changes are proposed:

1. Change POA HARN 1318 to HARN 52875.

2. Will the proposed POA develop the same aquifer (source) as the existing authorized POA?

Yes No Comments: _____

The "from" well HARN 1318 and the "to" well HARN 52875 both develop groundwater occurring in the Proximal vent deposits and Older basin fill hydrostratigraphic units.

Groundwater occurs in multiple hydrostratigraphic units, and groundwater within these units is hydraulically connected, making a single groundwater system composed of multiple hydrostratigraphic units (Gingerich and others, 2022).

In general, groundwater in the Harney Basin flows from several upland recharge areas to a common discharge area near Malheur and Harney Lakes, with some apparent discharge to the Malheur Basin through one or more areas along the eastern margin. While the rocks and sediments making up the aquifer system in the Harney Basin do constitute a single groundwater flow system, sub-watersheds within the basin contribute recharge to different parts of the system depending on groundwater flow-paths from recharge to discharge areas. In general, within these sub-watersheds water within the aquifer system is sourced from a common recharge area and can therefore be considered a single source.

The currently authorized well and the proposed well are located within about a half a mile of each other within the Weaver Springs cone of depression.

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 POA is located approximately ½ mile south of the currently authorized well. This will result in an incremental increase in interference with existing wells to the south.

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: _____

Any increase in interference with existing wells in these locations will not meet the standard for substantial or undue interference given the thickness of the aquifer system in the Harney Basin.

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: There are no perennial surface water sources in the vicinity of the authorized or proposed well.

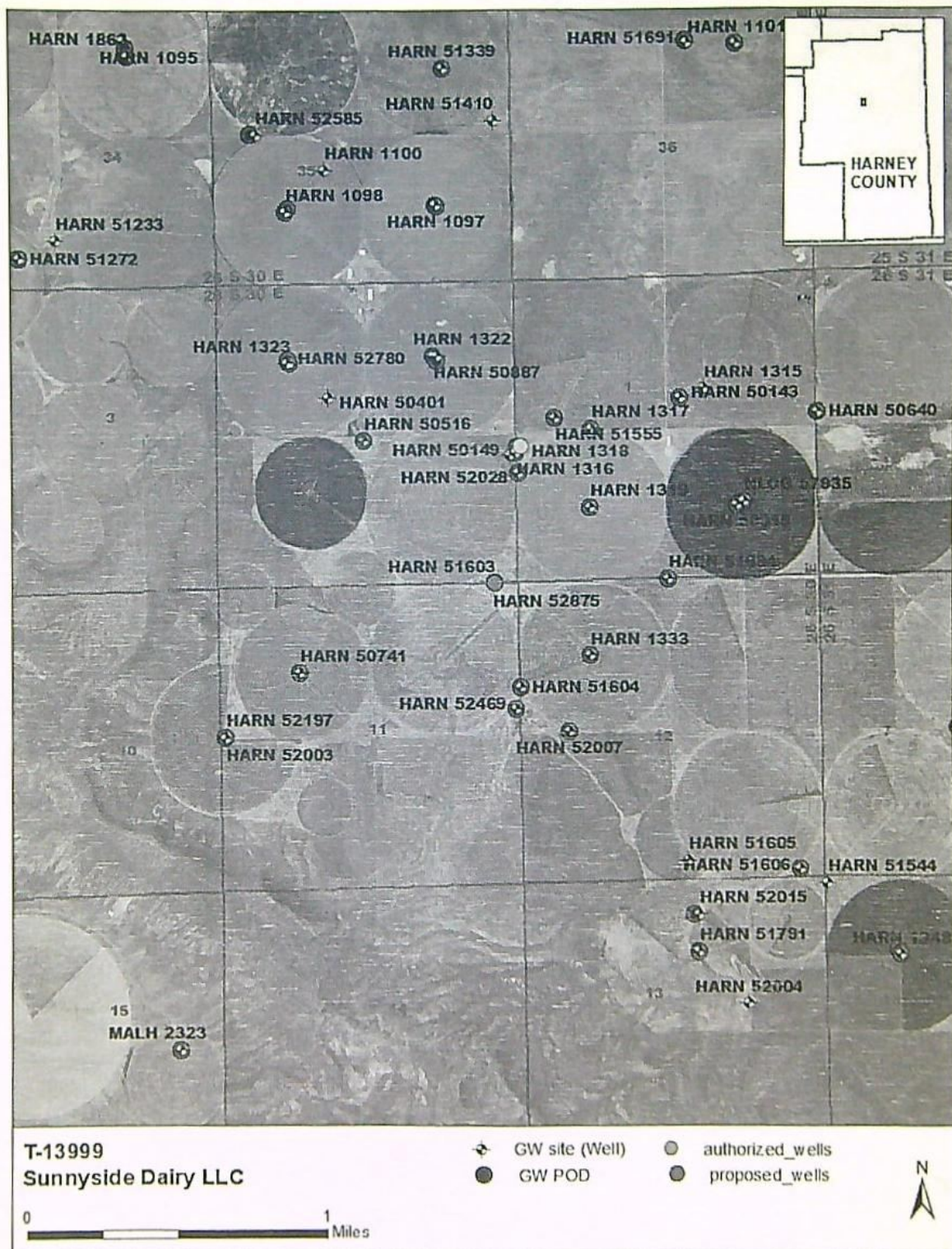
b) If yes, at its maximum allowed rate of use, what is the expected change in degree of interference with any **surface water sources** resulting from the proposed change?

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: _____
- 7. What conditions or other changes in the application are necessary to address any potential issues identified above: none.
- 8. Any additional comments: none.



Watermaster Review Form: Water Right Transfer



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

Transfer Application: T- 13999

Review Due Date: _____

Applicant Name: Sunnyside Dairy LLC

Proposed Changes: POU POD POA USE OTHER

Reviewer(s): Dally Swindlehurst

Date of Review: 10/10/22

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 Use text here
- 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 Use text here 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:

Weir

Submerged Orifice

Parshall Flume

Flow Restrictor

Other: _____

Oregon Water Resources Department

Measurement Condition Information for the Applicant

(To be sent with the Draft Preliminary Determination or Final Order)

Transfer #: T- 13999

- In order to avoid enlargement of the right or injury to other rights, a TFM will be required to be installed **prior to diversion of water**, as a condition of this transfer:
 - at each point of diversion/appropriation (new and existing) OR
 - at each new point of diversion/appropriation.

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

Watermaster name: Dally Swindlehurst

District: 10

Address: 450 N Buena Vista

City/State/Zip: Burns OR 97720

Phone: 541-573-2591

Email: donald.s.swindlehurst@water.oregon.gov

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

Approval of an Alternate Measurement Device T- _____
(to be filled out after consultation with the applicant, or after a site visit)

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

Watermaster signature

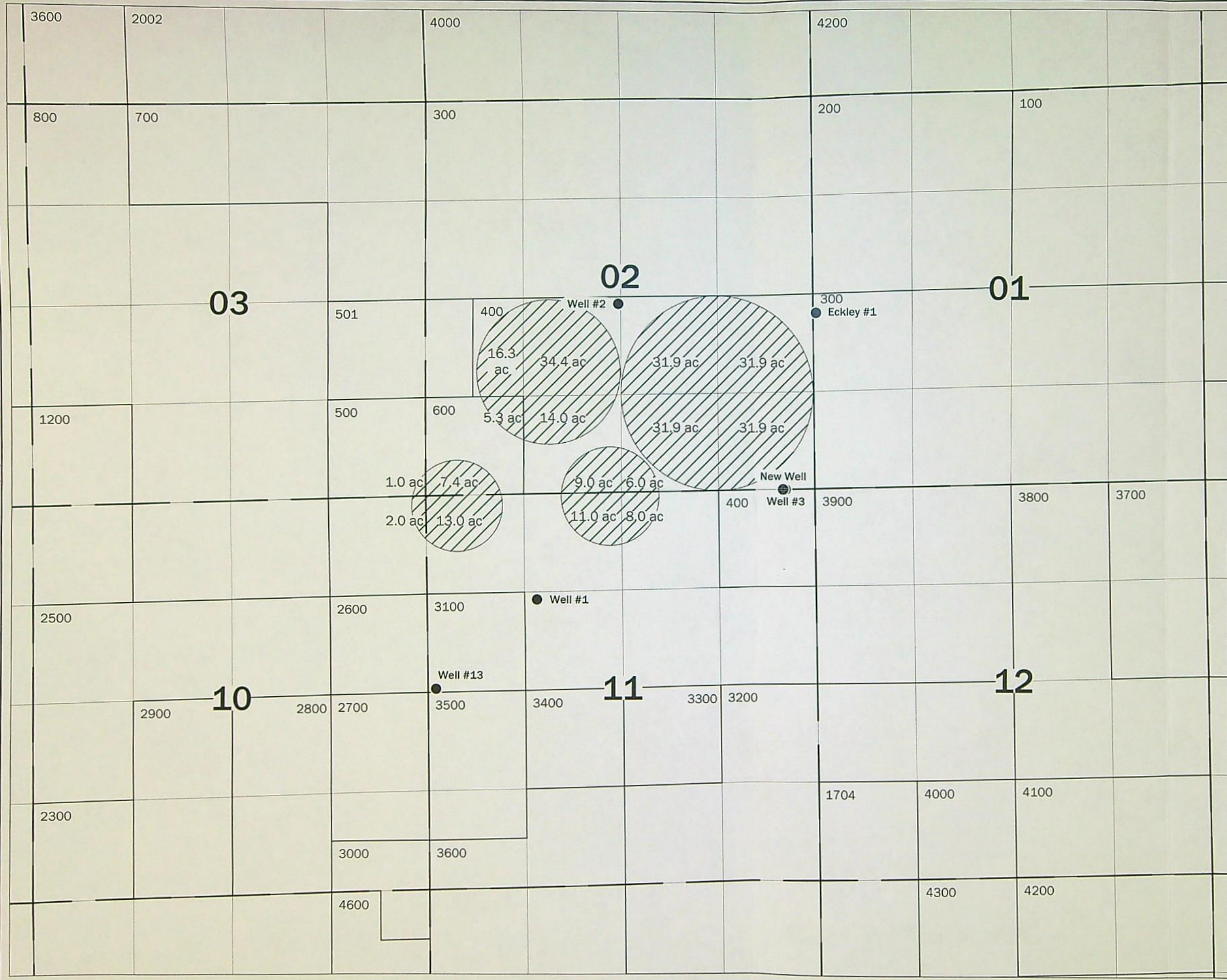
District

Date

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

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

\\geoengineers.com\WAN\Projects\23\23418001\CAD\00\Sunnyside Dairy - PAAM (G-18126)\2341800100_Sunnyside Dairy (G-18126).dwg TAB:11x17 Landscape Date Exported: 03/18/22 - 0:40 by hmara



Permit Amendment Application Map
Proposed Additional Point of Appropriation
for Sunnyside Dairy, LLC
Permit # G-18126
T26S, R30E, W.M.
Harney County, Oregon

- Legend**
- Proposed New Well
 - Authorized Wells
 - Property Boundary Line
 - ▨ Irrigated Area

Well Location

New Well
 Located 1 foot South and 435 feet West from the SE corner, section 2 T26S R30E, W.M.

Authorized Well

Well #1
 Located 1354 feet South and 1372 feet East from the NW corner, section 11 T26S R30E, W.M.

Well #2
 Located 2739 feet South and 2671 feet West from the NE corner, section 2 T26S R30E, W.M.

Well #3
 Located 495 feet South and 66 feet West from the NE corner, section 11 T26S R30E, W.M.

Well #13
 Located 2555 feet South and 110 feet East from the NW corner, section 11 T26S R30E, W.M.

Well Eckley #1
 Located 260 feet South and 40 feet East from the W 1/4 corner, section 1 T26S R30E, W.M.

Disclaimer
 This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines.

Map Notes
 Date: 3/18/22
 Data Sources: ESRI
 Prepared By: GeoEngineers

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Certified Water Rights Examiner Stamp

STATE OF OREGON
WATER RESOURCES DEPARTMENT

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

RECEIPT # **138091**

INVOICE # _____

RECEIVED FROM: Sunnyside Dairy, LLC
 BY: _____

APPLICATION	
PERMIT	
TRANSFER	1-13999

CASH: CHECK: # 19125 OTHER: (IDENTIFY)

TOTAL REC'D \$ 840.00

1083 TREASURY 4170 WRD MISC CASH ACCT

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

4270 WRD OPERATING ACCT

MISCELLANEOUS			
0407	COPY & TAPE FEES		\$
0410	RESEARCH FEES		\$
0408	MISC REVENUE: (IDENTIFY)		\$
TC162	DEPOSIT LIAB. (IDENTIFY)		\$
0240	EXTENSION OF TIME		\$
WATER RIGHTS:			
0201	SURFACE WATER	EXAM FEE	RECORD FEE
0203	GROUND WATER	\$	\$
0205	TRANSFER	\$ 1840.00	
WELL CONSTRUCTION			
0218	WELL DRILL CONSTRUCTOR	EXAM FEE	LICENSE FEE
	LANDOWNER'S PERMIT	\$	\$
	OTHER (IDENTIFY)		

0536 TREASURY 0437 WELL CONST. START FEE

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

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

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

TREASURY OTHER / RDX

FUND	TITLE	
OBJ. CODE	VENDOR #	
DESCRIPTION		\$

RECEIPT: **138091**

DATED: 5-6-2022 BY: Mindy Cador

Sunnyside Dairy, LLC

1,840.00

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 OWRD

Sunnyside Dairy, LLC
 Oregon Water Resources Department
 Date 4/21/2022 Type Bill Reference WS Permit Fee
 Original Amt. 1,840.00 Balance Due 1,840.00
 4/21/2022 Discount
 Check Amount 1,840.00 Payment 1,840.00
 19125

Application for Permit Amendment

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

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- Part 1 – Completed Minimum Requirements Checklist.
- Part 2 – Completed Application Map Checklist.
- Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the new online fee calculator at: http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator.
- Part 4 – Completed Applicant Information and Signature.
- Part 5 – Information about Permits to be Amended: **Number of permits to be amended: 1**
List the Permits here: G-18126 Attachment #2
Please include a separate Part 5 for each permit. (See instructions on page 6)
- Completed Permit Amendment Application Map (Does not have to be prepared by a Certified Water Right Examiner). **Attachment #1**
- N/A Request for Assignment Form and statutory fee. The request for assignment form has to be completed if the applicant is **not** the permit holder of record and needs to be assigned to the permit; **or** the landowner of the proposed place of use is **not** the permit holder of record and needs to be assigned to the permit (the Request for Assignment Form is available online at <https://www.oregon.gov/OWRD/Forms/Pages/default.aspx>). Assignment is not needed if the applicant is the permit holder of record.
- N/A Affidavit(s) of Consent are required from all permit holder(s) of record if the permit is not assigned to the applicant **or** other permit holders of record that are not listed as applicants.
- N/A Oregon Water Resources Department’s Land Use Information Form with approval and signature (or signed land use form receipt stub) from each local land use authority in which water is to be diverted, conveyed, and/or used. Not required if water is to be diverted, conveyed, and/or used only on federal lands or if **all** of the following apply: a) a change in place of use only, b) no structural changes, c) the use of water is for irrigation only, and d) the use is located within an irrigation district or an exclusive farm use zone. **Attachment #4**
- N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation. **Attachment #3**
- N/A Geologist Report for a change from a surface water point of diversion to a ground water point of appropriation (well), if the proposed well is more than 500 feet from the surface water source and more than 1000 feet upstream or downstream from the point of diversion. (ORS 540.531(2) or (3)).

(For Staff Use Only)

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

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

Other/Explanation _____

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

Part 2 of 5 – Permit Amendment Map Checklist

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

Please be sure that the map you submit includes all the items listed below and meets the requirements of OAR 690-380-3100, however, the map does not have to be prepared by a Certified Water Right Examiner. Check all boxes that apply.

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

Applicant Information

APPLICANT/BUSINESS NAME Sunnyside Dairy, LLC (Rosalio Brambila, Manager)			PHONE NO. (509) 837-4779 office	ADDITIONAL CONTACT NO. Cell (509) 840-4099
ADDRESS 4581 Maple Grove Road				FAX NO.
CITY Sunnyside	STATE WA	ZIP 98944	E-MAIL rosalio@sunnysidedairy.com	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

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

AGENT/BUSINESS NAME GeoEngineers, Inc. (Jon Travis, Molly Reid)			PHONE NO. (509) 979-0332 JON CELL	ADDITIONAL CONTACT NO. (541) 310-7264 Molly Cell
ADDRESS 8019 W. Quinault Avenue, Suite 201				FAX NO.
CITY Kennewick	STATE WA	ZIP 99336	E-MAIL jtravis@geoengineers.com; mreid@geoengineers.com	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

Explain in your own words what you propose to accomplish with this permit amendment; and why:
Replacing an existing well (well 3) with a new well (HARN 52875). The Eckley well is no longer in use and will not be used on this water right.

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

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

Is the applicant the permit holder of record? Yes No

Has the Completion ("C") Date of the permit(s) in this application expired? Yes No

If YES, this application will not be accepted by the Department.

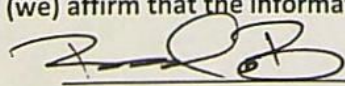
If NO, what are the completion dates of the permit(s)? 10-1-2025

- If the permit completion date expires while the Permit Amendment Application is pending, the Department will not approve the Permit Amendment Application until an Extension of Time Application is approved for the permit.
- You may consider using the Reimbursement Authority process to expedite the processing of this Permit Amendment Application if the completion date of the permit expires within 6 months of the date of filing this application.

By my signature below, I confirm that I understand:

- Prior to Department approval of the permit amendment, I may be required to submit payment to the Department for publication of a notice in a newspaper with general circulation in the area where the permit is located, once per week for two consecutive weeks. If more than one qualifying newspaper is available, I suggest publishing the notice in the following newspaper: Burns Times-Herald

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



Applicant Signature

Rosalio Brambila, Manager

Print Name (and Title if applicable)

4-21-22

Date

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Check one of the following:

- The applicant is responsible for completion of change(s). Notices and correspondence should continue to be sent to the applicant.
- The permit holder(s) of record will be responsible for completing the proposed change(s) after the final order is issued. Copies of notices and correspondence should be sent to the permit holder(s) of record.

Check the appropriate box, if applicable:

- Check here if any of the permits proposed for amendment are or will be located within or served by an irrigation or other water district.

IRRIGATION DISTRICT NAME Non-Applicable	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME Non-Applicable	ADDRESS	
CITY	STATE	ZIP



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

ENTITY NAME Harney County Planning Department	ADDRESS 450 North Buena Vista Avenue	
CITY Burns	STATE OR	ZIP 97720

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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Part 5 of 5 – Water Use Permit Information

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

PERMIT # G-18126

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

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

POD/POA Name or Number	Is this POD/POA Authorized by the permit or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-____)	Twp	Rng	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
Well 3R Replacement	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	HARN 52875	26 S	30 E	2	SE SE	400	43.33833, -119.08057
Eckley Well	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	HARN 1318	26 S	30 E	1	NW SW	300	260 Feet South and 40 Feet East from the W ¼ Corner of Section 1
2	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	HARN 50516/51788	26 S	30 E	2	NE SW	400	43.3452880 -119.0889330
3	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	HARN 51603	26 S	30 E	2	SE SE	400	43.3383244 -119.0804376
1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	HARN 50741	26 S	30 E	11	SE NW	600	43.3343870 -119.0933000
13	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	HARN 52197	26 S	30 E	11	SW NW	3100	43.3311394 -119.0985218

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

- | | |
|---|--|
| <input type="checkbox"/> Place of Use (POU) | <input checked="" type="checkbox"/> Point of Appropriation/Well (POA) |
| <input type="checkbox"/> Point of Diversion (POD) | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Additional Point of Diversion (APOD) | <input type="checkbox"/> Surface water POD to Ground Water POA (SW/GW) |

Will all of the proposed changes affect the entire water use permit?

- 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 permit to be changed.

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For a change in place of use:

Does the permit holder of record own or control the land TO which the place of use is being moved?

- Yes No *Non-Applicable*

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If NO, the landowner of the land TO which the place of use is being moved must be assigned to the permit as a permit holder of record by submitting a completed Request for Assignment form and the required statutory fee for an assignment.

Is the proposed place of use contiguous to the authorized place of use? Yes No *Non-Applicable*

Table 2. Description of Changes to Water Use Permit # G-18126

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.										Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.									
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres (if applicable)	POD(s) or POA(s) (name or number from Table 1)	Priority Date			Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres (if applicable)	POD(s) or POA(s) to be used (from Table 1)	Priority Date	
26	S	30	E 2	NE SW	400		34.4	Eckley, 1, 2, 3, 13	1991	POA	26	S	30	E 2	NE SW	400		34.4	1, 2, 3R, 13	6-7-1991
26	S	30	E 2	NW SW	400		16.3	Eckley, 1, 2, 3, 13	1991	POA	26	S	30	E 2	NW SW	400		16.3	1, 2, 3R, 13	6-7-1991
26	S	30	E 2	SW SW	600		12.7	Eckley, 1, 2, 3, 13	1991	POA	26	S	30	E 2	SW SW	600		12.7	1, 2, 3R, 13	6-7-1991
26	S	30	E 2	SE SW	400		23.0	Eckley, 1, 2, 3, 13	1991	POA	26	S	30	E 2	SE SW	400		23.0	1, 2, 3R, 13	6-7-1991
26	S	30	E 2	NE SE	400		31.9	Eckley, 1, 2, 3, 13	1991	POA	26	S	30	E 2	NE SE	400		31.9	1, 2, 3R, 13	6-7-1991
26	S	30	E 2	NW SE	400		31.9	Eckley, 1, 2, 3, 13	1991	POA	26	S	30	E 2	NW SE	400		31.9	1, 2, 3R, 13	6-7-1991
26	S	30	E 2	SW SE	400		37.9	Eckley, 1, 2, 3, 13	1991	POA	26	S	30	E 2	SW SE	400		37.9	1, 2, 3R, 13	6-7-1991
26	S	30	E 2	SE SE	400		31.9	Eckley, 1, 2, 3, 13	1991	POA	26	S	30	E 2	SE SE	400		31.9	1, 2, 3R, 13	6-7-1991
26	S	30	E 3	SE SE	500		1.0	Eckley, 1, 2, 3, 13	1991	POA	26	S	30	E 3	SE SE	500		1.0	1, 2, 3R, 13	6-7-1991
26	S	30	E 10	NE NE	600		2.0	Eckley, 1, 2, 3, 13	1991	POA	26	S	30	E 10	NE NE	600		2.0	1, 2, 3R, 13	6-7-1991
26	S	30	E 11	NW NE	600		8.0	Eckley, 1, 2, 3, 13	1991	POA	26	S	30	E 11	NW NE	600		8.0	1, 2, 3R, 13	6-7-1991
26	S	30	E 11	NE NW	600		11.0	Eckley, 1, 2, 3, 13	1991	POA	26	S	30	E 11	NE NW	600		11.0	1, 2, 3R, 13	6-7-1991
26	S	30	E 11	NW NW	600		13.0	Eckley, 1, 2, 3, 13	1991	POA	26	S	30	E 11	NW NW	600		13.0	1, 2, 3R, 13	6-7-1991
TOTAL ACRES						255.0	TOTAL ACRES						255.0							

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Additional remarks: The Eckley well (HARN 1318) is no longer in use and will not be used on this water right. It should also be noted that Permit G-18126 incorrectly identifies the Eckley Well as being in the NESW of Section 2, when it is actually located in the NWSW of Section 1. Well 3 (HARN 51603) is being replaced by Well 3-R (HARN 52875). Well 3 will no longer be used under this groundwater permit. No change in place of use.


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

If YES, list the other certificate, permit, or ground water registration numbers: N/A

 If the permit(s) are for irrigation or supplemental irrigation use, other water rights existing on the same land for irrigation that are subject to transfer must either change concurrently or be cancelled. Any change to a water right certificate or ground water registration must be filed separately in a water right transfer application or ground water registration modification application, respectively.

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

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

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well, OWRD Well ID Tag No. L-_____	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well-specific rate (cfs or gpm). If less than full rate of water right
Well 3-R	Yes	HARN 52875 L-139923	See	Well	Log					
Eckley Well	Yes	HARN 1318	See	Well	Log		No	Longer	In	Use
1	Yes	HARN 50741	See	Well	Log					
2	Yes	HARN 50516/51788	See	Well	Logs					
3	Yes	HARN 51603	See	Well	Log		No	Longer	In	Use
13	Yes	HARN 52197	See	Well	Log					

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Attachment #1
Permit Amendment Map
POA Permit Amendment Application for G-18126

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Attachment #2
Permit G-18126 and Map
POA Permit Amendment Application for G-18126

STATE OF OREGON

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COUNTY OF HARNEY

MAY 06 2022

PERMIT TO APPROPRIATE THE PUBLIC WATERS

OWRD

THIS PERMIT IS HEREBY ISSUED TO

SUNNYSIDE DAIRY, LLC
ROSALIO BRAMBILA, MANAGER
4581 MAPLE GROVE ROAD
SUNNYSIDE, WA 98944

This superseding permit is issued to describe an amendment for additional points of appropriation and a change in place of use proposed under Permit Amendment Application T-12505 and approved by Special Order Vol. 112, Page 585, entered February 12, 2019, and to describe an extension of time for complete application of water approved July 22, 2016 and an assignment to a new permittee approved February 22, 2010 and August 8, 2013. This permit supersedes Permit G-12301.

The specific limits for the use are listed below along with conditions of use.

APPLICATION FILE NUMBER: G-12559

SOURCE OF WATER: FIVE WELLS WITHIN MALHEUR LAKE BASIN

PURPOSE OR USE: IRRIGATION OF 255.0 ACRES

RATE OF USE: 3.19 CUBIC FEET PER SECOND

PERIOD OF ALLOWED USE: WATER MAY BE APPROPRIATED FOR IRRIGATION FROM MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: JUNE 7, 1991

WELL LOCATIONS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
26 S	30 E	WM	2	NE SW	260 FEET SOUTH AND 40 FEET EAST FROM THE W 1/4 CORNER OF SECTION 1
26 S	30 E	WM	2	NE SW	Lat. 43.3452880, Long. -119.0889330
26 S	30 E	WM	2	SE SE	Lat. 43.3383244, Long. -119.0804376
26 S	30 E	WM	11	SE NW	Lat. 43.3343870, Long. -119.0933000
26 S	30 E	WM	11	SW SW	Lat. 43.3311394, Long. -119.0985218

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

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THE PLACE OF USE IS LOCATED AS FOLLOWS:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
26 S	30 E	WM	2	NE SW	34.4
26 S	30 E	WM	2	NW SW	16.3
26 S	30 E	WM	2	SW SW	12.7
26 S	30 E	WM	2	SE SW	23.0
26 S	30 E	WM	2	NE SE	31.9
26 S	30 E	WM	2	NW SE	31.9
26 S	30 E	WM	2	SW SE	37.9
26 S	30 E	WM	2	SE SE	31.9
26 S	30 E	WM	3	SE SE	1.0
26 S	30 E	WM	10	NE NE	2.0
26 S	30 E	WM	11	NW NE	8.0
26 S	30 E	WM	11	NE NW	11.0
26 S	30 E	WM	11	NW NW	13.0
Total					255.0

Permit Amendment T-12505 Conditions:

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

Water use measurement conditions:

- a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device at each point of appropriation (new and existing).
- b. The water user shall maintain the meters or measuring devices in good working order.
- c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.

Water shall be acquired from the same aquifer as the original point of appropriation.

Extension of Time Conditions

Last Extension Condition

This is to be the last extension of time granted for Permit G-12301. Any future extension of time requests will be denied.

Existing Permit Conditions

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee 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 a 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.
- B. The permittee 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.

STANDARD CONDITIONS

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

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

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

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

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

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

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

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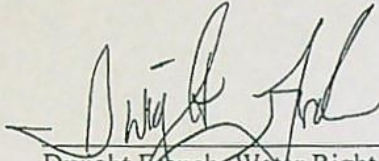
Actual construction of the well was to begin within one year from permit issuance and was to be completed on or before October 1, 1998. Complete application of the water to the use was to be made on or before October 1, 1999. By extension of Time Final Order dated July 22, 2016, the completion of construction and application of water was extended to on or before October 1, 2025.

Issued FEB 12 2019

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

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Attachment #3

Well Logs

POA Permit Amendment Application for G-18126



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

Application for OWRD Well ID Number

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SEPT 14 2020

Do not complete if the well already has a Well Identification Number.

I. OWNER INFORMATION

OWRD

Current Owner Name (please print): Sunnyside Dairy, LLC
Mailing Address: 4581 Maple Grove Road
City, State, Zip: Sunnyside, WA 98944
Mail Well ID to: [] SAME AS ABOVE [X] In Care Of (C/O)
Name & Address: Andy Root - 524 N. Highway 20
City, State, Zip: Hines, OR 97738

II. WELL LOCATION INFORMATION (Please fill out as completely as possible)

Township: 26S (North / South) Range: 30E (East / West) Section: 2 SE 1/4 of the SE 1/4
Tax Lot (usually last 3-5 numbers of Tax Map #): 400 County Harney
GPS Coordinates: 43.33837, -119.08057
Street Address of Well, City: 30042 Weaver Springs Road, Burns, OR 97720
If the property had a different street address in the past: Well log incorrectly identifies well in NWNW Section 7 - should be SESE Section 2.

III. GENERAL WELL INFORMATION (Please fill out as completely as possible, AND attach copy of Well Report, if available)

Use of Well (domestic, irrigation, commercial, industrial, monitoring): Irrigation
Date Well Constructed (or property built): 2/5/2020 Total Well Depth: 510 feet Casing Diameter: 12-20 inch
Owner at time the well was constructed (if known): Sunnyside Dairy, LLC Well Report # (if known): HARN 52875
Other Information: Start Card # 1045711; We are requesting a new well tag as the original one was 'cut off (w casing) by pump installers
SUBMITTED BY (please print): Molly Reid for Sunnyside Dairy, LLC
PHONE: (509) 209-2846 EMAIL &/or FAX: mreid@geoengineers.com

Send application to: Oregon Water Resources Department 725 Summer St NE, Suite A, Salem, Oregon 97301; or fax to (503) 986-0902. Applications are processed in the order they are received, and Well ID Numbers are mailed within 4-5 business days.

* Replacement Well ID *
L 133824 LOST!

For Official Use Only by the Oregon Water Resources Department:
Received Date: 9-14-2020
Well Report Number: HARN 52875
Well Identification #: L 139923

STATE OF OREGON
WATER SUPPLY WELL REPORT
(as required by ORS 537.765 & OAR 690-205-0210)

06-15-2011

WELL LABEL # L 41297

START CARD # 1013761

(1) LAND OWNER Owner Well I.D.

First Name Jim Last Name Robie
Company
Address 30042 Weaver Springs Lane
City Burns State Or Zip 97720

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

(3) DRILL METHOD
Rotary Air Rotary Mud Cable Auger Cable Mud
Reverse Rotary Other

(4) PROPOSED USE
Domestic Irrigation Community
Industrial/ Commercial Livestock Dewatering
Thermal Injection Other

(5) BORE HOLE CONSTRUCTION Special Standard (Attach copy)
Depth of Completed Well 247.00 ft.

Table with columns: Dia, From, To, Material, SEAL, From, To, Amt, sacks/lbs

How was seal placed: Method A B C D E
Other
Backfill placed from ft. to ft. Material
Filter pack from ft. to ft. Material Size
Explosives used: Yes Type Amount

(6) CASING/LINER
Table with columns: Casing, Liner, Dia, From, To, Gauge, Stl, Plstc, Wld, Thr

Shoe Inside Outside Other Location of shoe(s)
Temp casing Yes Dia From To

(7) PERFORATIONS/SCREENS
Perforations Method
Screens Type Material

Table with columns: Perf/S, Casing/Screen, Dia, From, To, Serri/slot width, Slot length, # of slots, Tele/pipe size

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

Table with columns: Pump, Bailer, Air, Flowing Artesian, Yield gal/min, Drawdown, Drill stem/Pump depth, Duration (hr)

Temperature 52 F Lab analysis Yes By
Water quality concerns? Yes (describe below)
Table with columns: From, To, Description, Amount, Units

(9) LOCATION OF WELL (legal description)

County Harney Twp 26.00 S N/S Range 30.00 E E/W WM
Sec 2 NE 1/4 of the SW 1/4 Tax Lot 400
Tax Map Number Lot
Lat 0 ' or DMS or DD
Long 0 ' or DMS or DD
Street address of well Nearest address

30042 Weaver Springs Lane

(10) STATIC WATER LEVEL Date SWL(psi) + SWL(ft)

Table with columns: Existing Well / Predeepening, Completed Well, Date, SWL(psi), SWL(ft)

WATER BEARING ZONES Depth water was first found 91

Table with columns: SWL Date, From, To, Est Flow, SWL(psi), SWL(ft)

(11) WELL LOG Ground Elevation

Table with columns: Material, From, To

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WATER RESOURCES DEPT
SALEM, OREGON

Date Started 06-10-2011 Completed 06-14-2011

(unbonded) Water Well Constructor Certification

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

License Number Date
Electronically Filed
Signed

(bonded) Water Well Constructor Certification

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

License Number 1424 Date 06-15-2011
Electronically Filed
Signed TIMOTHY K RILEY (E-filed)
Contact Info (optional)

HARN 51603

HARN 51603

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

WELL I.D. # L 81445

START CARD # 184220

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

(1) LAND OWNER Name Gordon Bloomquist
Address 30042 Weaver Springs
City State Zip

(9) LOCATION OF WELL (legal description)
County Harney
Tax Lot 45054 Lot 400
Township 26S N or S Range 30C E or W WM
Section 7 NE 1/4 NE 1/4

(2) TYPE OF WORK [X] New Well
[] Deepening [] Alteration (repair/recondition) [] Abandonment [] Conversion

Lat _____ " or _____ (degrees or decimal)
Long _____ " or _____ (degrees or decimal)

(3) DRILL METHOD
[] Rotary Air [] Rotary Mud [X] Cable [] Auger [] Cable Mud
[] Other

Street Address of Well (or nearest address) 30042

(4) PROPOSED USE
[] Domestic [] Community [] Industrial [] Irrigation
[] Thermal [] Injection [] Livestock [] Other

(10) STATIC WATER LEVEL
80 ft. below land surface. Date 7-7-09

(5) BORE HOLE CONSTRUCTION Special Construction: [] Yes [] No
Depth of Completed Well 340 ft. 325
Explosives used: [] Yes [] No Type Amount

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

Table with columns: BORE HOLE Diameter, From, To, Material, SEAL From, To, Sacks or Pounds. Includes handwritten entries for diameters 14, 17 and seal materials like 150, 300.

Table with columns: From, To, Estimated Flow Rate, SWL. Includes handwritten entries for flow rate 1000+ and SWL 80.

How was seal placed: Method [] A [] B [] C [] D [] E
Backfill placed from _____ ft. to _____ ft. Material _____
Gravel placed from _____ ft. to _____ ft. Size of gravel _____

(12) WELL LOG Ground Elevation _____

Table for (6) CASING/LINER with columns: Diameter, From, To, Gauge, Steel, Plastic, Welded, Threaded. Includes handwritten entries for casing diameters 14, 160 and gauges 200, 200.

Table for (12) WELL LOG with columns: Material, From, To, SWL. Includes handwritten entries for SOIL, CLAY, BLACK SAND, and HARD GRAY CLAY.

Drive Shoe used [] Inside [] Outside [] None
Final location of shoe(s) _____

OCT 08 2009 MAY 06 2022

(7) PERFORATIONS/SCREENS
[X] Perforations Method Factory
[] Screens Type Material

WATER RESOURCES DEPT SALEM, OREGON
Date Started 7-25-09 completed 7-30-09

Table for (7) PERFORATIONS/SCREENS with columns: From, To, Slot Size, Number, Diameter, Tele/pipe size, Casing, Liner. Includes handwritten entries for slot size 1/4 and diameter 14.

(unbonded) Water Well Constructor Certification
I certify that the work I performed on the construction, deepening, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards.

(8) WELL TESTS: Minimum testing time is 1 hour
[X] Pump [] Bailer [] Air [] Flowing Artesian

Signed _____

Yield gal/min 60 Drawdown 10 Drill stem at _____ Time 6 HR

(bonded) Water Well Constructor Certification
I accept responsibility for the construction, deepening, alteration, or abandonment work performed on this well during the construction dates reported above.

Temperature of water 61 Depth Artesian Flow Found _____

Was a water analysis done? [] Yes By whom _____

WVC Number 1557 Date RECEIVED

Did any strata contain water not suitable for intended use? [] Salty [] Muddy [] Odor [] Colored [] Other

Signed Paul Weiss

Depth of strata: _____

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MAR 30 2010

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

HARN 51603

WELL I.D. # L 81445
 START CARD # 184720

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

(1) LAND OWNER
 Name Gordon Bloomquist Well Number 5
 Address 30042 Weaver Springs
 City _____ State _____ Zip _____

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

(3) DRILL METHOD
 Rotary Air Rotary Mud Cable Auger Cable Mud
 Other _____

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

(5) BORE HOLE CONSTRUCTION Special Construction: Yes No
 Depth of Completed Well 325 ft.
 Explosives used: Yes No Type _____ Amount _____

BORE HOLE			SEAL			
Diameter	From	To	Material	From	To	Sacks or Pounds
1.5	0	50	Ba.	0	50	300

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

(6) CASING/LINER

Casing/Liner	Diameter	From	To	Gauge	Material			
					Steel	Plastic	Welded	Threaded
Casing:	14	21	160	200	<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
 Perforations Method Factory
 Screens Type _____ Material _____

From	To	Slot Size	Number	Diameter	Tele/pipe size	Casing	Liner
100	160	1/4	2000	14		<input checked="" 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 Bailor Air Flowing Artesian
 Yield gal/min _____ Drawdown _____ Drill stem at _____ Time _____

Temperature of water _____ Depth Artesian Flow Found _____
 Was a water analysis done? Yes By whom _____
 Did any strata contain water not suitable for intended use? JUL 20 2009 Too little
 Salty Muddy Odor Colored Other _____
 Depth of strata: _____
**WATER RESOURCES DEPT
 SALEM, OREGON**

(9) LOCATION OF WELL (legal description)
 County Harnett
 Tax Lot 45054 Lot _____
 Township 26S N or S Range 30C E or W WM
 Section 7 NW 1/4 NW 1/4
 Lat _____ " or _____ (degrees or decimal)
 Long _____ " or _____ (degrees or decimal)
 Street Address of Well (or nearest address) 30042

(10) STATIC WATER LEVEL
80 ft. below land surface. Date 2-7-09
 _____ 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	SWI
60	130	1000+	80

(12) WELL LOG

Material	From	To	SWI
SOIL Brown CLAY	0	50	80
BLACK CLAY	50	130	WR
HARD Grey CLAY	130	305	

Ground Elevation _____
 Date Started 6-25-09 Completed 2-7-09
**RECEIVED
 MAY 06 2022
 OWRD**

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

WWC Number _____ Date _____
 Signed _____

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

WWC Number 1557 Date 2-7-09
 Signed Paul Wiers

MAY 06 2022

STATE OF OREGON

WATER SUPPLY WELL REPORT

(as required by ORS 537.765)

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

Harn 50741

WELL I.D. # L 55711

START CARD # 140092

OWRD

(1) LAND OWNER

Name Joseph Reekley Lois E. Eckley
Address HC 71 Box 441
City Burns State OR Zip 97720

Well Number Bowl 1

(9) LOCATION OF WELL by legal description:

County Harney Latitude Longitude
Township 26 N or S Range 30 E or W. WM.
Section 11 SE 1/4 NW 1/4
Tax Lot 600 Lot Block Subdivision
Street Address of Well (or nearest address) HC 71 Box 441 Burns, OR.

(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 132 ft.
Explosives used Yes No Type Amount

HOLE SEAL

Table with columns: Diameter, From, To, Material, From, To, Sacks or pounds. Includes entries for 3.25 inch, 16 inch, 14 inch, and 14 inch diameters.

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:

Table with columns: Diameter, From, To, Gauge, Steel, Plastic, Welded, Threaded. Includes entries for 16 inch casing and 14 inch liner.

Drive Shoe used Inside Outside None
Final location of shoe(s) 110, 121

(7) PERFORATIONS/SCREENS:

Perforations Method Mill Knife
Screens Type Material

Table with columns: From, To, Slot size, Number, Diameter, Tele/pipe size, Casing, Liner. Includes entry for 'None'.

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

Table with columns: Pump/Bailer/Air/Artesian, Yield gal/min, Drawdown, Drill stem at, Time. Includes test results for 1500 gpm and 1100 gpm.

Temperature of water 56 Depth Artesian Flow Found

Was a water analysis done? Yes By whom Self

Did any strata contain water not suitable for intended use? Too little

Salty Muddy Odor Colored Other

Depth of strata: 68-73'

(10) STATIC WATER LEVEL:

53 ft. below land surface. Date 11-30-01
Artesian pressure lb. per square inch Date

(11) WATER BEARING ZONES:

Depth at which water was first found 68'

Table with columns: From, To, Estimated Flow Rate, SWL. Includes entries for 68-73' and 122-140' zones.

(12) WELL LOG:

Ground Elevation

Table with columns: Material, From, To, SWL. Includes entries for Sandy Brown Soil, Cinders, Clay, Sandstone, Cinders, Sand, Basalt, Sand, Sandstone, Red Cinders, and Sand.

stink

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Date started 4-14-01 Completed 11-30-01

(bonded) 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...

Signed Date WWC Number

(bonded) Water Well Constructor Certification: Landoumea

I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above...

Signed Joseph B. Eckley Date 12-1-01

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

HARN
50516

WELL I.D.# 41297

(START CARD) # 102213

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

(1) OWNER: Well Number #3
Name Joseph RECKLEY
Address HC 71, Box 441
City Burns State OR Zip 97720

(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 97 ft.
Explosives used Yes No Type Amount

HOLE				SEAL			
Diameter	From	To	Material	From	To	Sacks or pounds	
20"	0'	4'	Bentonite	0	28'	22-50# sacks	
16"	4'	20'					

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

(6) CASING/LINER:

Diameter	From	To	Gauge	Steel	Plastic	Welded	Threaded
Casing: 12"	0'	76'	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"/>

(7) PERFORATIONS/SCREENS:
Final location of shoe(s) 76'

From	To	Screen size	Number	Diameter	Material	Telo/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 50 Drawdown 0 Drill stem at Time 1 hr.
Temperature of water 52° Depth Artesian Flow Found NA
Was a water analysis done? Yes By whom ND
Did any strata contain water not suitable for intended use? Too little
 Salty Muddy Odor Colored Other None
Depth of strata: None

(9) LOCATION OF WELL by legal description:
County Harney Latitude Longitude
Township 26 N or S Range 30 E or W. WM.
Section 2 NE 1/4 SW 1/4
Tax Lot 400 Lot Block Subdivision
Street Address of Well (or nearest address)

(10) STATIC WATER LEVEL:
66' ft. below land surface. Date 2/2/2000
Artesian pressure lb. per square inch. Date

(11) WATER BEARING ZONES:
Depth at which water was first found 70 feet

From	To	Estimated Flow Rate	SWL
70'	75'	50 gpm	70'
81'	89'	50 gpm	67'
92'	99'	50 gpm	67'

(12) WELL LOG:
Ground Elevation

Material	From	To	SWL
Sandy Soil	1'	4'	
Black Cinders (Fine)	4'	36'	
Black & Red Cinders (Coarse)	36'	50'	
Black Cinders w/white pumice	50'	62'	
Sandstone (Brown)	62'	70'	
Sandstone - Pumice & Diatomite	70'	75'	70'
Black Basalt	75'	81'	70'
Clay (aquia Blue)	81'	89'	67'
Sandstone medium	89'	92'	67'
Black sand (water bearing)	92'	99'	67'
Black Cinders w/pumice	99'	115'	67'

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APR 26 2000 MAY 06 2002
WATER RESOURCES DEPT.
SALEM, OREGON OWRD

Date started 9-23-98 Completed 4-20-2000
(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.

Signed Joseph R. Eckley WWC Number Date 4-23-2000

(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.

Landowner permit
Signed Joseph R. Eckley WWC Number Date 4-23-2000

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Attachment #4
Land Use Information Form
POA Permit Amendment Application for G-18126

Land Use Information Form



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

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MAY 06 2022

OWRD

Applicant(s): Sunnyside Dairy LLC (Rosario Brambila, Manager)

Mailing Address: 4581 Maple Grove Road

City: Sunnyside

State: WA

Zip Code: 98944

Daytime Phone: (509) 837-4779

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), and/or used or developed. Applicants for municipal use, or irrigation uses within irrigation districts may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
<u>26S</u>	<u>30E</u>	<u>2</u>	<u>S 1/2</u>	<u>400 & 600</u>	_____	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>Irrigation</u>
<u>26S</u>	<u>30E</u>	<u>3</u>	<u>SESE</u>	<u>500</u>	_____	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>Irrigation</u>
<u>26S</u>	<u>30E</u>	<u>10</u>	<u>NENE</u>	<u>500</u>	_____	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>Irrigation</u>
<u>26S</u>	<u>30E</u>	<u>11</u>	<u>NE & NW 1/4</u>	<u>400</u>	_____	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>Irrigation</u>

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

Harney

B. Description of Proposed Use

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

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

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

Estimated quantity of water needed: 1.0 cubic feet per second gallons per minute acre-feet

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

Briefly describe:

Replacing one well on existing permit (G-18126), and removing one well from permit. No change in place of use.



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

See bottom of Page 3. →

For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

Please check the appropriate box below and provide the requested information

- Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): Aczo 3020 (EFUV-2)
- Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) If approvals have been obtained but all appeal periods have not ended, check "Being pursued."

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

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

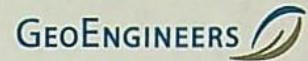
Name: Brandon McMiller Title: Planning Director
 Signature: [Signature] Phone: (911) 573-6655 Date: 5/3/2022
 Government Entity: Harney County

Note to local government representative: Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.



Receipt for Request for Land Use Information

Applicant name: _____
 City or County: _____ Staff contact: _____
 Signature: _____ Phone: _____ Date: _____



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

May 4, 2022

RECEIVED

MAY 06 2022

OWRD

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

RE: Permit Amendment Application for G-18126 (Sunnyside Dairy, LLC)

To Whom It May Concern:

Enclosed please find a completed Permit Amendment Application and Map for permit G-18126 submitted on behalf of our client, Sunnyside Dairy, LLC. A check in the amount of \$1840 for application fees is also enclosed.

Should you have any questions regarding this permit amendment application, please do not hesitate to contact me.

Sincerely,

Molly Reid
Senior Planner

Cc: Sunnyside Dairy, LLC
File

Enclosures: Permit Amendment Map and Attachments

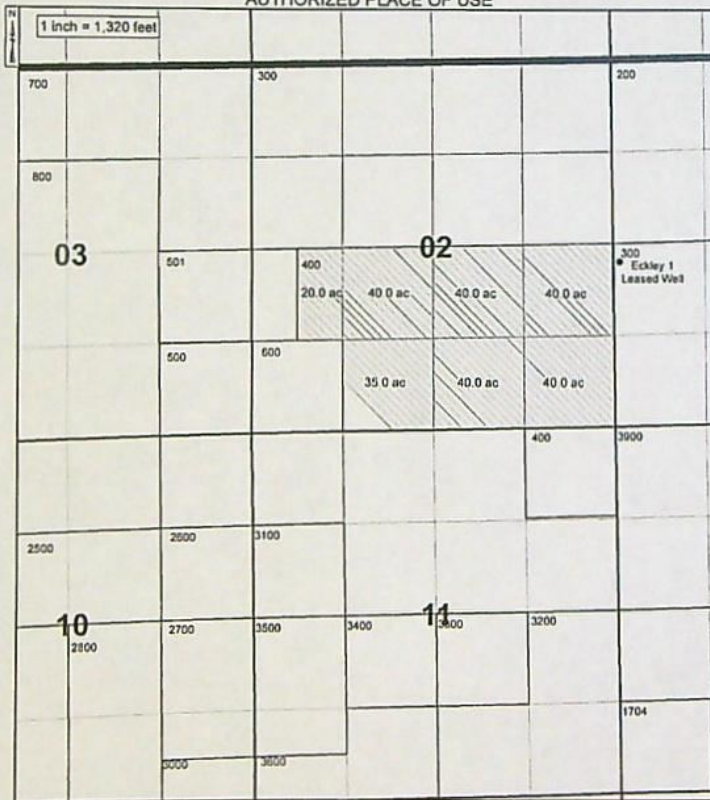
RECEIVED

MAY 06 2022

OWRD

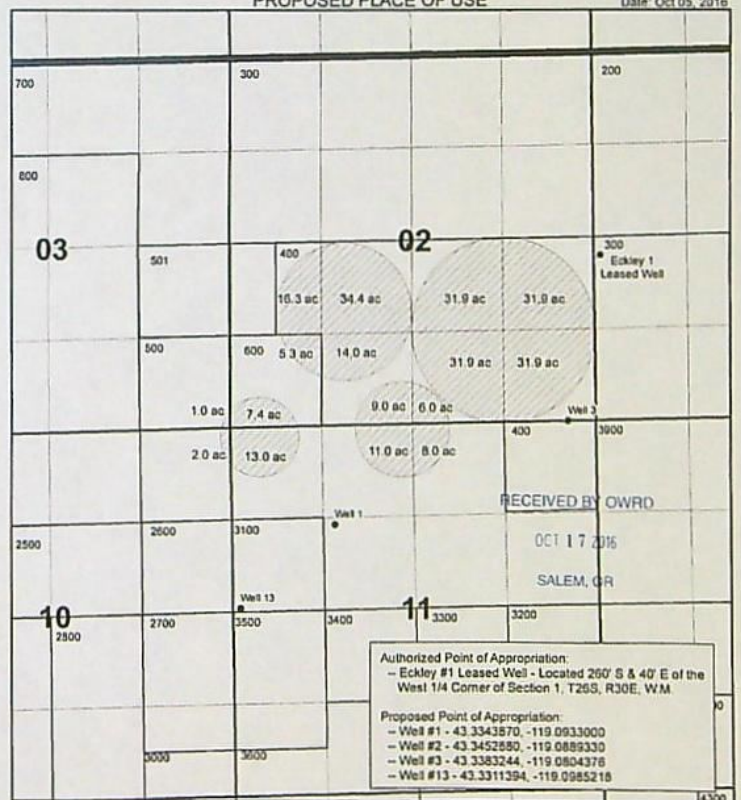
PERMIT AMENDMENT APPLICATION
PROPOSED POU/POA FOR PERMIT G-12301
TOWNSHIP 26 SOUTH, RANGE 30 EAST, WILLAMETTE MERIDIAN
Sunnyside Dairy - Harney County

AUTHORIZED PLACE OF USE



PROPOSED PLACE OF USE

Date: Oct 05, 2016



RECEIVED BY OWRD
OCT 17 2016
SALEM, OR



T 1250F

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



Oregon

Kate Brown, Governor

Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

May 16, 2022

ROSALIO BRAMBILA
4581 MAPLE GROVE RD
SUNNYSIDE, WA 98944

Reference: Application T-13999

On May 6, 2022, OWRD received your water right Permit Amendment Application. The application was accompanied by \$1840.00. Our receipt number 138091 is enclosed.

By copy of this letter, we are asking the Watermaster for a report regarding the potential for injury to existing water rights which may be caused by the requested change. A review form will also be sent to our groundwater staff to determine whether the proposed well accesses the same source of water as the original well.

This application may require publication of a notice for two consecutive weeks in a newspaper with general circulation in the area where the water right is located. If it is determined that newspaper notice will be required, the Department will prepare the notice and notify you of the cost. You will be responsible for submitting payment to the Department prior to publication of the notice.

Except as provided under ORS 540.510(3) for municipalities, you may not use water from the new point of appropriation until a final order approving the application has been issued by the Department.

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

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

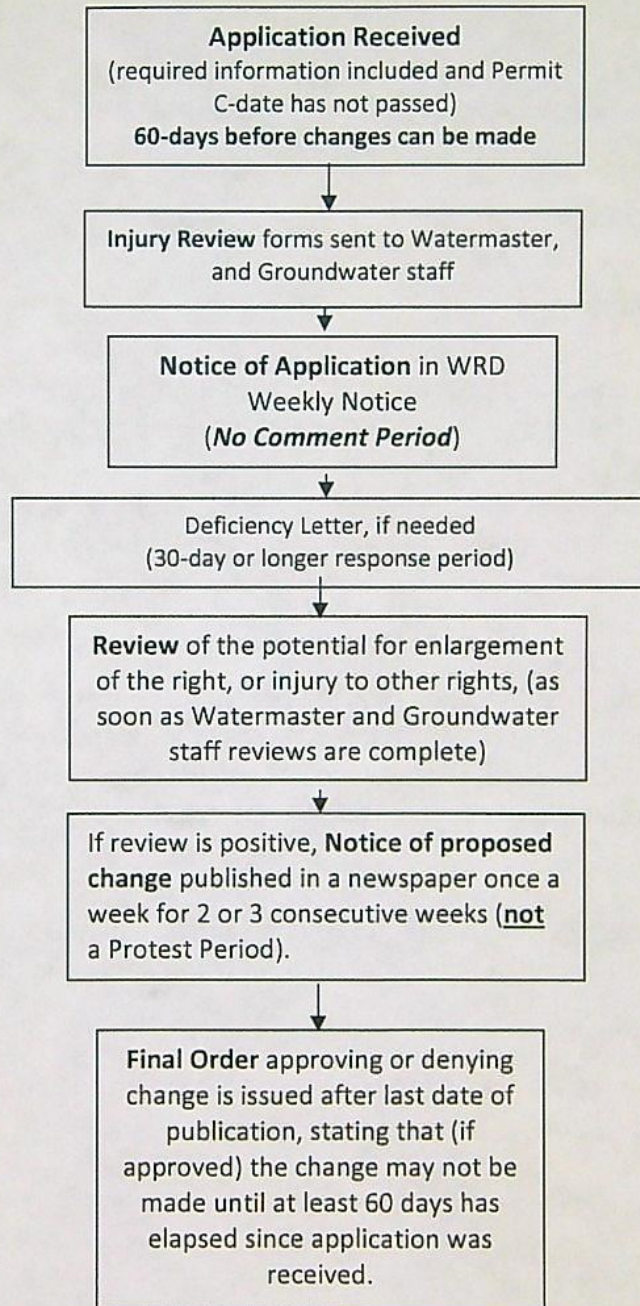
Cc: Watermaster Dist. #10, J R. Johnson (via email)
Molly Reid, Jon S. Travis, Agent
Harney County

Enclosure

Permit Amendment Process

ORS 537.211

Changes: POD/POA, Place of Use



Permit Amendment Application Checklist

Pull the File(s)

Transfer # T- 13999

Checked by: <u>Joan</u> Date: <u>5/11/22</u> Additional Observations: _____ _____ _____	Type of Change(s) No other changes other than those listed: (Circle the proposed changes)	POD <input checked="" type="radio"/> POA	APOD APOA	POU
Fee Received: <u>1840.00</u>	Application # Permit #	Application # <u>G-12559</u> Permit # <u>G-18126</u>		
Calculated Fee: <u>1840.00</u>				

If OK, check box; if not, fill in.

1. Is the name of the Permit Amendment applicant the same as the Water Right Permit holder(s) of record?
 If not, one of the following must be included with the application:
 ___ a) An affidavit of consent from all Permit holder(s) or other Permit holders that have not signed the Permit Amendment application form, consenting to the proposed Permit Amendment application; OR,
 ___ b) A completed Request for Assignment form (and statutory fee) to move all (or portion) of the permit into the Permit Amendment applicant's name.

If not, what is missing? _____

2. Page 1 of application: Are all attachments that have been checked actually included?
 If not, what is missing? _____

3. 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. For multiple permits - do each of the Permits listed on Application Page 1 (Part 5 checkoff box) have their own separate Part 5 completed?
 If no, which Permits are missing a separate Part 5? _____

5. Are the Permit completion date(s) current? If the Permit completion date has expired, we **CANNOT** accept the application. 10/1/2025

6. If the permit amendment includes a change in place of use within Umatilla County, have the applicant(s) provided a Supplemental Form U? N/A.

7. If all #1- #6 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, #5, or #6 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.

Permit Amendment Application Checklist

Base fee for one water right permit, one change and first cfs =			\$1,160.00
# of additional water right permits beyond the first (see Part 4 of application) =	_____	x \$520.00 =	
Additional fee for groundwater staff review if any number of changes to well location(s), additional well(s) or change from SW diversion point to a well =		\$410.00	
1 or 2 additional TYPEs of change* (see Page 5 of application) =	_____	x \$930.00 =	
If <i>Place of Use</i> change involves more than 1 cfs (based on primary acres x rate), # cfs or fraction above the first cfs =	_____	x \$350.00 =	
<i>HINT: Total cfs on Permit (÷) total # acres on Permit (x) # acres involved in permit amendment = # cfs involved in permit amendment</i>			
Sub-total =			
If a letter from ODFW endorsing this as a "fish-friendly" permit amendment is included, multiply sub-total by 0.50 =			
Total = sub-total minus 50% "fish-friendly" reduction, if applicable =			