

Temporary

Name Barker Family trustAddress 12824 mt Glenn rd
La Grande Or 97850Change in POD PODDate Filed 5/23/2022Initial notice date 5/31/2022

DPD issued date _____

PD issued date _____

PD notice date _____

Date of FO 10/11/2022 Vol 125 Page 886-90

C-Date _____

COBU due date _____

COBU Received date _____

Certificate issued _____

Assignments: _____

DESCRIPTION OF WATER RIGHT(S)

Name of Stream Grande ronde riverTrib. of Snake riverUse industrial / m fg / irrigation County Union

Quantity of water (CFS) _____ No. of Acres _____

Name of ditch _____

App# Decree Per # Grand Ronde Cert # 88912 PR Date 1872App# " " Per # " " Cert # 80957 PR Date 1872

App# _____ Per # _____ Cert # _____ PR Date _____

App# _____ Per # _____ Cert # _____ PR Date _____

App# _____ Per # _____ Cert # _____ PR Date _____

FEES PAID		
Date	Amount	Receipt #
05/23/2022	\$1,361.52	138180

FEES REFUNDED		
Date	Amount	Receipt #

Irrigation District _____

Agent Jeffrey Hsu Jeff@hgsurveyors.com

CWRE _____

CC's list Union County☐ - Oversized map - Location _____



Oregon
Kate Brown, Governor

Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

October 11, 2022

BARKER FAMILY TRUST
62824 MT GLENN RD
LA GRANDE, OR 97850

REFERENCE: District Temporary Transfer Application T-14005

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

The temporary change shall be effective at the **beginning of the 2022 irrigation season**. The use shall revert to the original authorized place of use at the **end of the 2027 irrigation season**.

If you have any questions related to the approval of this temporary transfer, you may contact your caseworker, Joan Smith, by telephone at (503) 986-0892 or by e-mail at Joan.M.Smith@oregon.gov.

Sincerely,

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

cc: Shad L. Hattan, Watermaster Dist. # 6 (via email)
Union County Planning
Jeffery Hsu, Agent

Enclosure

4. The portion of the first right to be temporarily transferred is as follows:

Certificate: 88912 in the name of ORODELL DITCH ASSOCIATION (confirmed by the Grande Ronde River Decree at Volume 8, at Page 1)

Use: IRRIGATION of 12.0 ACRES

Priority Date: 1872

Limit/Duty: The use is limited to 3 acre-feet per acre in any irrigation season, diverted at the rate of not to exceed ONE-FORTIETH of a cubic foot per second per acre or its equivalent in case of rotation, measured at the point of diversion from the source.

Source: the GRANDE RONDE RIVER a tributary of the SNAKE RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
2 S	38 E	WM	31	SW SW	1858.33 FEET SOUTH AND 80.84 FEET EAST FROM THE W1/4 CORNER OF SECTION 31

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
2 S	38 E	WM	28	NW SW	2.0
2 S	38 E	WM	28	NW SW	10.0
Total					12.0

5. Temporary Transfer Application T-14005 proposes to temporarily change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 S	38 E	WM	16	SW SE	10.0
3 S	38 E	WM	16	SE SE	2.0
Total					12.0

6. A change in point of diversion is necessary to convey the water to the proposed temporary place of use. Temporary Transfer Application T-14005 proposes to move the authorized point of diversion approximately 385.0 feet downstream to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
2 S	38 E	WM	31	SW SW	GEKELER DITCH AND GRANDE RONDE DITCH - 400 FEET NORTH AND 200 FEET EAST FROM THE SW CORNER OF SECTION 31

7. The portion of the second right to be transferred is as follows:

Certificate: 80957 in the name of ROBERT CARVER (confirmed by the Grande Ronde River Decree in Volume 8, at Page 1)

Use: IRRIGATION of 25.6 ACRES

Priority Date: 1872

Limit/Duty: The use is limited to 3 acre-feet per acre in any irrigation season, diverted at the rate of not to exceed ONE-FORTIETH of a cubic foot per second per acre or its equivalent in case of rotation, measured at the point of diversion from the source.

Source: the GRANDE RONDE RIVER a tributary of the SNAKE RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
2 S	38 E	WM	31	SW SW	NEW ORODELL DITCH - 1858.33 FEET SOUTH AND 80.84 FEET EAST FROM THE W1/4 CORNER OF SECTION 31

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
2 S	38 E	WM	28	NW SW	25.6

8. Temporary Transfer Application T-14005 proposes to temporarily change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 S	38 E	WM	16	SE SE	25.6

9. A change in point of diversion is necessary to convey the water to the proposed temporary place of use. Temporary Transfer Application T-14005 proposes to move the authorized points of diversion approximately 385.0 feet downstream to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
2 S	38 E	WM	31	SW SW	GEKELER DITCH AND GRANDE RONDE DITCH - 400 FEET SOUTH AND 200 FEET EAST FROM THE SW CORNER OF SECTION 31

Temporary Transfer Review Criteria

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

12. The proposed changes would prevent the lands from which the water right is removed during the period of the temporary transfer from receiving water under the transferred rights, as required by ORS 540.523(7).
13. The proposed changes would not result in injury to other water rights. This finding is made through an abbreviated review recognizing that the transfer may be revoked under ORS 540.523(5) if the Department later finds that the transfer is causing injury to any existing water right.

Conclusions of Law

The temporary changes in place of use and points of diversion to convey water to the temporary place of use proposed in Temporary Transfer Application T-14005 are consistent with the requirements of ORS 540.523 and OAR 690-380-8000.

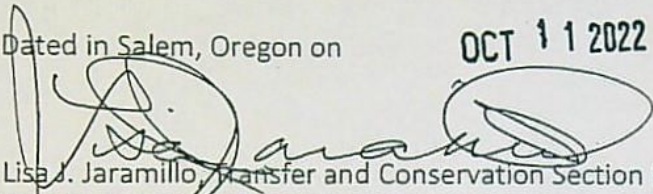
Now, therefore, it is ORDERED:

1. The temporary change in places of use and change in points of diversion to convey water to the temporary places of use proposed in Temporary Transfer Application T-14005 are approved.
2. The former place of use **shall not** be irrigated as part of these water rights during the 2023, 2024, 2025, 2026 and 2027 irrigation seasons.
3. The use shall revert to the authorized place of use at the end of the 2027 irrigation season. The authorization to use the additional point of diversion shall be terminated concurrently.
4. The approval of this temporary transfer may be revoked or modified if the Department finds the changes cause injury to any existing water right.
5. The quantity of water diverted at the proposed temporary points of diversion shall not exceed the quantity of water lawfully available at the original points of diversion.
6. A subsequent application for permanent transfer of Certificates 88912 and 80957 shall be subject to a full and complete review to determine consistency with the requirements of OAR Chapter 690, Division 380. Approval of this temporary transfer does not establish a precedent for approval of a subsequent application filed for a permanent transfer.
7. The use of water at the temporary place of use authorized by this transfer shall be in accordance with the terms and conditions of Certificates 88912 and 80957.
8. The time during which water is used under this approved temporary transfer does not apply toward a finding of forfeiture under ORS 540.610.

9. The use of the remaining water rights described by Certificates 88912 and 80957 shall continue to be in accordance with the terms and conditions of Certificates 88912 and 80957.

Dated in Salem, Oregon on

OCT 11 2022


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

Mailing Date:

OCT 13 2022

WATER RIGHT TRANSFER COVER SHEET

Transfer: T- 14005

Transfer Specialist: *Jon*

Transfer Type: Temporary Transfer

Applicant: BARKER FAMILY TRUST 62824 MT GLENN RD LA GRANDE, OR 97850 Email: _____ Phone: _____		Agent: <input type="checkbox"/> N/A JEFFERY HSU 2006 ADAMS AVE LA GRANDE, OR 97850 Email: _____ Phone: _____	
Irrigation District: <input type="checkbox"/> N/A Email: _____		CWRE: <input type="checkbox"/> N/A Email: _____	
Affected Local Gov'ts: <input type="checkbox"/> N/A Union County Planning Department Email: _____		Affected Tribal Gov't: <input type="checkbox"/> N/A UNAVAILABLE Email: _____	
Current Landowner if other than Applicant: <input type="checkbox"/> N/A Email: _____		Receiving Landowner: <input type="checkbox"/> N/A Email: _____	

Water Rights Affected

File Marked	App. File # or Decree Name	Permit	Certificate	RR/CR Needed	RR/CR Nos.
<input type="checkbox"/>			88912	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
<input type="checkbox"/>			80952	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
<input type="checkbox"/>				<input type="checkbox"/> Yes <input type="checkbox"/> No	

Key Dates & Initial Actions:

Rec'd: May 23, 2022	Proposed Action(s): POINT OF DIVERSION; PLACE OF USE	
Fees Pd: 1361.52	WM District: 6	ODFW District:
Initial Public Notice: 05/31/2022	WM Review sent:	ODFW Review sent:
Acknowledgement Letter Sent <input checked="" type="checkbox"/>		GW Review sent: <input type="checkbox"/> N/A
County sent cc: of Ack Letter <input type="checkbox"/>	BOR notified (date): <input type="checkbox"/> N/A	
Newspaper quote requested:	Request for news \$ sent:	News \$ received:
Request to publish sent:	Affidavit of publication received:	Last day of publication:

Document	Drafted	Peer Review	Changes Made	Coordinator	Changes Made	Signature Bin	Signature Date
DPD	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	CW Sent: _____	N/A
PD	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____	Date: _____
FO	Date: _____ Initials: _____	Date: 7-16-20 Initials: S20tt	Date: _____ Initials: _____	Date: 9/27/22 Initials: PKS	Date: 10/5/22 Initials: Jon	Date: 10/5/22	Date: 10/11/2022

Special Issues: _____

Special Order Volume: Vol. 125 Pages 886

STATE OF OREGON

COUNTY OF UNION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ORODELL DITCH ASSOCIATION
LA GRANDE, OREGON 97850

confirms the right to use the waters of GRANDE RONDE RIVER, tributary to SNAKE RIVER for IRRIGATION of 35.0 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Union County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 8, at Page 1. The date of priority is 1872.

The use is limited to three acre-feet per acre in any irrigation season, diverted at a rate of not to exceed one-fortieth of a cubic foot per second per acre.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
2 S	38 E	WM	31	SW SW	1858.33 FEET SOUTH & 80.84 FEET EAST FROM W1/4 CORNER, SECTION 31

A description of the place of use is as follows						Supplemental Information	
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot Number	Name
2 S	38 E	WM	28	NE SW	10.5	900	MT GLEN PROPERTIES
2 S	38 E	WM	28	SE SW	2.0	2400	MT GLEN PROPERTIES
2 S	38 E	WM	32	NE NE	1.9	1805	VANDERZANDEN
2 S	38 E	WM	32	SE NE	1.4	1805	VANDERZANDEN
2 S	38 E	WM	33	NW NE	19.2	500	TSIASTOS

The quantity of water diverted at the new point(s) of diversion, together with that diverted at the old point of diversion, shall not exceed the quantity of water available from the original point of diversion described as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
2 S	38 E	WM	31	SWSW	ORODELL DITCH

When required by the Department, the water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

Water shall be acquired from the same surface source as the original point of diversion.

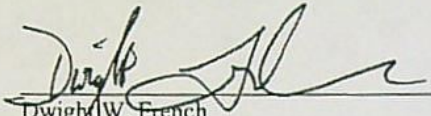
NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

The right to the use of the water for the above purpose is restricted to beneficial use on place of use described, and is subject to all other conditions and limitations contained in said decree.

This certificate is issued to confirm a change in PLACE OF USE AND POINT OF DIVERSION approved by an order of the Water Resources Director entered DECEMBER 13, 2002, at Special Order Volume 56, Page 2161, approving Transfer Application 8653, and together with Certificate 79513, supercedes Certificate 67641, State record of Water Right Certificates.

Issued JAN 17 2014


Dwight W. French
Administrator, Water Right Services, for
Phillip C. Ward, Director
Oregon Water Resources Department

STATE OF OREGON

COUNTY OF UNION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

BOB BROOKS
62606 BOOTH LANE
LAGRANDE, OREGON 97850

ROBERT CARVER
216704 E GAME FARM ROAD
KENNEWICK, WASHINGTON 99337

RICK EWING
62908 MT GLENN ROAD
LAGRANDE, OREGON 97850

confirms the right to use the waters of THE GRANDE RONDE RIVER, a tributary of SNAKE RIVER,
for IRRIGATION OF 43.35 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for UNION COUNTY.
The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in
Volume 8, at Page 1. The date of priority is 1872.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and
shall not exceed THREE ACRE-FEET PER ACRE IN ANY IRRIGATION SEASON DIVERTED AT A
RATE OF NOT TO EXCEED ONE-FORTIETH OF A CUBIC FOOT PER SECOND PER ACRE, or its
equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

TWP	RNG	MER	SEC	LOT	¼ - ¼	LOCATION
2 S	38 E	W.M.	31		SW SW	NEW ORODELL DITCH - 1853.33 FEET SOUTH AND 80.84 FEET EAST FROM THE WEST 1/4 CORNER OF SECTION 31

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

CARVER - CHANGE IN POINT OF DIVERSION ONLY							
TWP	RNG	MER	SEC	LOT	¼ - ¼	ACRES	LANDOWNER
2 S	38 E	W.M.	28		NW NW	12.0	CARVER

EWING, CARVER AND BROOKS- CHANGE IN PLACE OF USE ONLY							
TWP	RNG	MER	SEC	LOT	¼ - ¼	ACRES	LANDOWNER
2 S	38 E	W.M.	28		NE SW	2.75	EWING
2 S	38 E	W.M.	28		NW SW	25.6	CARVER
2 S	38 E	W.M.	28		NW SE	3.0	BROOKS

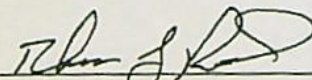
The water user shall install and maintain a headgate; an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

This certificate describes that portion of the water right confirmed by Certificate 80622, State Record of Water Right Certificates, NOT canceled by the provisions of an order of the Water Resources Director entered SEP 27 2004, and recorded in Special Order Volume 61, Page 459, canceling a portion of the water right. This certificate supersedes Certificate 80622.

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

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

Issued: SEPTEMBER 27, 2004


 Phillip C. Ward, Acting Director
 Water Resources Department

Watermaster Review Form: Water Right Transfer



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

Transfer Application: T-14005

Review Due Date:

Applicant Name: Barker Family Trust

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

Reviewer(s): Shad Hattan

Date of Review: 06/27/2022

1. Do you have evidence that the right has not been used in the last 5 years and that the presumption of forfeiture would not likely be rebuttable? ☐ Yes ☒ No If "Yes", attach evidence (e.g. dated aerial photo showing pavement or building on the land for >5 yrs.)
2. Is there a history of regulation on the source that serves this (or these) right(s) that has involved the transferred right(s) and downstream water rights? ☒ Yes ☐ No Generally characterize the frequency of any regulation or explain why regulation has not occurred:
Grande Ronde River is regulated and actively managed annually when demand exceeds supply
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:

POD's involved are across the river from each other at nearly the same stream mile.

☒ N/A

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

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

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

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

☐ Yes ☒ No If "Yes", explain:

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

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

☐ Yes ☐ No If "Yes", explain:

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

☐ Yes ☒ No If "Yes", answer the following:

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

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

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

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

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

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

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

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

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

☒ Yes ☐ No If "Yes", explain:

The original parent water right for both of these rights is Certificate 6499 awarded by the Grande Ronde River Decree in the name of Orodel Ditch Association. This water right is further restricted by a finding found on Page 8 of the decree, limiting diversion to 100 miners inches between September 1 and May 1 of the following year, 500 miners inches May 1 to July 1 and 2.5 miners inches July 1 to September 1. After prior cancellations, acres still of record under this right are about 694 acres.

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

Applicants pro-rated share of this water is about 4.2% and should be restricted accordingly to prevent enlargement and injury. 0.53 cfs May 1 to July 1, 0.22 cfs July 1 to September 1, 0.11 cfs after September 1. Also, there is a conflicting right on the to land, C-13420. Probably has little water available during most of the irrigation season. Maybe could agree to use as supplemental.

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-

☐

In order to avoid enlargement of the right or injury to other rights, a _____ 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:

District:

Address:

City/State/Zip:

Phone:

Email:

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

Approval of an Alternate Measurement Device

T-

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

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

 Watermaster signature

 District

 Date

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

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



Oregon
Kate Brown, Governor

Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

June 1, 2022

BARKER FAMILY TRUST
62824 MT GLENN RD
LA GRANDE, OR 97850

Reference: Application T-14005

On May 23, 2022, OWRD received your water right Temporary Transfer Application. The application was accompanied by \$1361.52. Our receipt number 138180 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.

Except as provided under ORS 540.510(3) for municipalities, you may not **temporarily** use water at the new place of use or from the new point of diversion/appropriation until a final order approving the temporary transfer application has been issued by the Department. Additionally, pursuant to OAR 690-380-8010, the lands from which an irrigation water right is to be temporarily transferred and the land to which the right is to be temporarily transferred may not both receive water during the same season. If the temporary transfer is approved during an irrigation season and water has already been used at the currently authorized location during that season, then the temporary transfer will not take effect until the following season.

If the land is sold before the temporary transfer is approved, the buyer's consent to the temporary transfer will be required unless a recorded deed or other legal document clearly established that the water right was not conveyed in the sale.

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

Cc: Watermaster Dist. #6, Shad L. Hattan (via email)
Union County
Jeffery Hsu, Agent

Enclosure

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172

RECEIPT # **138180**

(503) 986-0900 / (503) 986-0904 (fax)

INVOICE # _____

RECEIVED FROM: Kurt Bowman

BY: _____

CASH: ☐ CHECK: # 4556 OTHER: (IDENTIFY) ☐ _____

APPLICATION	
PERMIT	
TRANSFER	<u>T-14005</u>

TOTAL REC'D \$ 1,361.52

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 46110 \$ _____

0410 RESEARCH FEES \$ _____

0408 MISC REVENUE: (IDENTIFY) _____ \$ _____

TC162 DEPOSIT LIAB. (IDENTIFY) _____ \$ _____

0240 EXTENSION OF TIME \$ _____

WATER RIGHTS:

0201 SURFACE WATER \$ _____ 0202 \$ _____

0203 GROUND WATER \$ _____ 0204 \$ _____

0205 TRANSFER \$ 1,361.52

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR \$ _____ 0219 \$ _____

LANDOWNER'S PERMIT 0220 \$ _____

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ _____ CARD# _____

0210 MONITORING WELLS \$ _____ CARD# _____

OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FWWRD) \$ _____

0231 HYDRO LICENSE FEE (FWWRD) \$ _____

HYDRO APPLICATION \$ _____

TREASURY OTHER / RDX

FUND _____ TITLE RECEIVED

OBJ. CODE _____ VENDOR OVER THE COUNTER

DESCRIPTION \$ _____

RECEIPT: **138180**

DATED: 5-23-2021 BY: _____

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



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

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

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

FOR ALL TEMPORARY TRANSFER APPLICATIONS

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

- ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ Part 2 – Completed Temporary Transfer Application Map Checklist.
- ☒ Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the online fee calculator at:
http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator.
- ☒ Part 4 – Completed Applicant Information and Signature.
- ☒ Part 5 – Information about Transferred Water Rights: **How many water rights are to be transferred? 2 List them here: C-67641 C-80957 CARVER**
Please include a separate Part 5 for each water right. (See instructions on page 6)
- ☒ ☐ N/A For standard Temporary Transfer (one to five years) **Begin Year: 2023 End Year: 2027.**
- ☐ ☒ N/A Temporary Drought Transfer (Only in counties where the Governor has declared drought)

Attachments:

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

(For Staff Use Only)

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

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

Other/Explanation _____

Staff: _____

Phone: _____

Date: _____

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Part 2 of 5 – Temporary Transfer Application Map Checklist

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

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

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

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Part 3 of 5 – Fee Worksheet

FEE WORKSHEET for TEMPORARY (not drought) TRANSFERS			
1	Base Fee (includes temporary change to one water right for up to 1 cfs)	1	\$950.00
2	Number of water rights included in transfer: <u>2 (2a)</u> Subtract 1 from the number in 3a above: <u>1 (2b)</u> <i>If only one water right this will be 0</i> Multiply line 2b by \$310.00 and enter » » » » » » » » » » » » » » » »	2	310.00
3	Do you propose to change the place of use for a non-irrigation use? <input checked="" type="checkbox"/> No: enter 0 on line 3 » » » » » » » » » » » » » » » » <input type="checkbox"/> Yes: enter the cfs for the portions of the rights to be transferred: _____ (3a) Subtract 1.0 from the number in 3a above: _____ (3b) If 3b is 0, enter 0 on line 3 » » » » » » » » » » » » » » » » If 3b is greater than 0, round up to the nearest whole number: _____ (3c) and multiply 4c by \$210.00, then enter on line 3	3	0
4	Do you propose to change the place of use for an irrigation use? <input type="checkbox"/> No: enter 0 on line 4 » » » » » » » » » » » » » » » » <input checked="" type="checkbox"/> Yes: enter the number of acres in the footprint of the place of use for the portions of the rights to be transferred: <u>37.6 (4a)</u> Multiply the number of acres in 4a above by \$2.70 and enter on line 4 » »	4	101.52
5	Add entries on lines 1 through 4 above » » » » » » » » » » Subtotal:	5	1361.52
6	Is this transfer: <input checked="" type="checkbox"/> necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? <input type="checkbox"/> endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat? If one or more boxes is checked, multiply line 5 by 0.5 and enter on line 6 »	6	
7	If no box is applicable, enter 0 on line 7 » » » » » » » » » » » » » » » » Subtract line 6 from line 5 » » » » » » » » » » » » » » » » Transfer Fee:	7	1361.52

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

*Example for Line 2a calculation to transfer 45.0 acres of Primary Certificate 12345 (total 1.25 cfs for 100 acres) and 45.0 acres of Supplemental Certificate 87654 (1/80 cfs per acre) on the same land:

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

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Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME BARKER FAMILY TRUST			PHONE NO. 541-963-4920	ADDITIONAL CONTACT NO.
ADDRESS 62824 Mt. Glenn Road			FAX NO.	
CITY La Grande	STATE Ore	ZIP 97850	E-MAIL	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

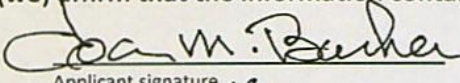
Agent Information – The agent is authorized to represent the applicant in all matters relating to this application.

AGENT/BUSINESS NAME Jeffrey S. Hsu			PHONE NO. 541-963-6092	ADDITIONAL CONTACT NO.
ADDRESS 2006 Adams Avenue			FAX NO.	
CITY La Grande	STATE Ore	ZIP 97850	E-MAIL jeff@bgbsurveyors.com	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

Explain in your own words what you propose to accomplish with this transfer application and why: Owners wish to temporarily transfer the two rights to Kurt Bowman in order to protect their right. Mr. Barker has passed away and Kurt is farming the ground. The last several years the Elk have destroyed their irrigated grain crop, and decided to not irrigate the field for a while. The rights are intended to be returned in 5 years in 2027.

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

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

 Applicant signature	<u>Joan M. Barker</u> Print Name (and Title if applicable)	<u>5-20-22</u> Date
<u>Survivor of Barker Family trust</u> Applicant signature	_____ Print Name (and Title if applicable)	_____ Date

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

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

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

DISTRICT NAME	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP



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

ENTITY NAME Union County	ADDRESS 1106 K Avenue	
CITY La Grande	STATE Oregon	ZIP 97850

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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Part 5 of 5 – Water Right Information

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

Water Right Certificate # 67641

Description of Water Delivery System

System capacity: 80 cfs cubic feet per second (cfs) OR

35,920 gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. Water is pumped from Orodell Ditch through an 8" PVC pipe

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

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

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp	Rng	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
Orodell Ditch	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		2 S	38 E	31	S W S W		S 1858.33 AND E 80.84 FROM W 1/4 COR S 31
Gekeler Ditch & Grande Ronde ditch	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed		2 S	38 E	31	S W S W		400' N & 200' E OF SW COR SECTION 31
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							

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

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

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

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

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

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

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

List only the part of the right that will be changed. For the acreage in each $\frac{1}{4}$ $\frac{1}{4}$, list the change proposed. If more than one change, specify the acreage associated with each change. If more than one POD/POA, specify the acreage associated with each POD/POA.

Additional remarks:_____

Revised 7/1/2021

For Place of Use Changes

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

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

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

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

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

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

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

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Part 5 of 5 – Water Right Information

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

Water Right Certificate # 80957 CARVER

Description of Water Delivery System

System capacity: 80 cubic feet per second (cfs) OR

35,920 gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. Water is pumped from Orodell Ditch through an 8" PVC pipe

Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)
(Note: If the POD/POA name is not specified on the certificate, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-____)	Twp		Rng		Sec	¼	¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
Orodell Ditch	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		2	S	38	E	31	S W	S W		S 1858.33 AND E 80.84 FROM W 1/4 COR S 31
Gekeler ditch & Grande Ronde Ditch	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed		2	S	38	E	31	S W	S W		400' N & 200' E OF SW COR OF SECTION 31
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed										
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed										

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

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

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

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

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

☐ Yes

Complete only the Proposed ("to" lands) section of Table 2 on the next page. Use the "CODES" listed above to describe the proposed changes.

☒ No

Complete all of Table 2 to describe the portion of the water right to be changed.

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See page 6 for instructions.

Contact the Department at 503-986-0900 and ask for Transfer Staff.

Table 2. Description of Temporary Changes to Water Right Certificate # 80957 CARVER

List only the part of the right that will be changed. For the acreage in each $\frac{1}{4}$ $\frac{1}{4}$, list the change proposed. If more than one change, specify the acreage associated with each change. If more than one POD/POA, specify the acreage associated with each POD/POA.

[illegible]

TOTAL ACRES	25.6
-------------	------

TOTAL ACRES	25.6
-------------	------

Additional remarks: _____

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For Place of Use Changes

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

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

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

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

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

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

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

14005

Klamath Basin/County Drought Transfer Applications

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

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

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

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

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

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04-15412

WARRANTY DEED

20044135

ROBERT O. CARVER and LUCRETIA CARVER, husband and wife, as tenants by the entirety, Grantors, convey and warrant to HUGH E. BARKER and JOAN M. BARKER, husband and wife, as tenants by the entirety, Grantees, the following described real property free of encumbrances except as specifically set forth herein:

See Exhibit "A" attached hereto.

The true and actual consideration for this conveyance is \$325,000.00, which is paid to an accommodator as part of a IRS Tax Deferred Exchange on behalf of the Grantee.

Until a change is requested all tax statements are to be sent to the following address:

Hugh and Joan Barker
62824 Mount Glen Road
La Grande, OR 97850

After recording, this instrument is to be returned to:

Eastern Oregon Title, Inc.
P. O. Box 1084
La Grande, OR 97850

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE

1 - WARRANTY DEED

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MAY 23 2022
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ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED
IN ORS 30.930.

DATED this 30th day of July, 2004.

Robert O. Carver
ROBERT O. CARVER
Grantor

Lucretia Carver
LUCRETIA CARVER
Grantor

STATE OF OREGON)
) ss.
County of Union)

Personally appeared before me the above named ROBERT O. CARVER and LUCRETIA
CARVER, and acknowledged the foregoing to be their voluntary act and deed this 30 day of
July, 2004.



Christy Paine
Notary Public for Oregon
My commission expires: 4/18/08

2 - WARRANTY DEED

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EXHIBIT "A"

The northwest quarter of southwest quarter of Section 28, Township 2 South, Range 38 East of the Willamette Meridian; SITUATE IN the County of Union, State of Oregon.

TOGETHER with a permanent easement for ingress and egress to real property described herein granted by Agreement for Easement, recorded March 26, 1996, Microfilm Document No. 961179. The easement description to wit: Beginning at the Southeast corner of the Northwest quarter of Southwest quarter of Section 28, Township 2 South, Range 38 East of the Willamette Meridian; thence West along the south line of the Northwest quarter of Southwest quarter of Section 28 a distance of 30 feet; thence South to north right-of-way line of Mt. Glen County Road; thence Northeasterly along said north right-of-way line to the east line of the Southwest quarter of Southwest quarter of said Section 28, thence North along the said east line to the point of beginning.

SUBJECT TO:

1. The 2004-05 taxes on this property, which are now a lien, but not yet due or payable.
2. The assessment roll and the tax roll disclose that the within described premises were specially assessed as farm land. If the land has become or becomes disqualified for the special assessment under the statute, an additional tax and interest may be levied for the years in which the land was subject to the special land use assessment.
3. Right-of-way for Union County Road No. 13 (Leffel Road) across the west side of this property.
4. Fence encroachments outside the south line, and inside the north and west lines of this property, as shown on the map of Union County Survey #13-1996.
5. Agreement for Easement including the terms and conditions thereof, dated March 26, 1996, recorded March 26, 1996, Microfilm Document No. 961179, records of Union County, Oregon.

STATE OF OREGON

County of Union

} SS

I certify that this instrument was received and recorded in the book of records of said county.

R. NELLIE BOGUE HIBBERT,
Union County Clerk

by:  Deputy.

DDCT: 20044135
RCPT: 68144 32.00
8/02/2004 1:57 PM
REFUND: .00

3 - WARRANTY DEED

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STATE OF OREGON

COUNTY OF UNION

CERTIFICATE OF WATER RIGHT

See ALBERT
Good.

THIS CERTIFICATE ISSUED TO

ORODELL DITCH ASSOCIATION
LA GRANDE, OREGON 97850

confirms the right to use the waters of the GRANDE RONDE RIVER, a tributary of the SNAKE RIVER, for (SEE BELOW).

This right was confirmed by decree of the Circuit Court of the State of Oregon for UNION County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 8, at Page 1. The date of priority is 1872.

The use is limited to THREE ACRE-FEET PER ACRE IN ANY IRRIGATION SEASON, DIVERTED AT A RATE OF NOT TO EXCEED ONE-FORTIETH OF A CUBIC FOOT PER SECOND PER ACRE; AND 0.75 SEC. FT. FOR STORAGE AND MANUFACTURING FOR GEO. PALMER LUMBER COMPANY or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

ORODELL DITCH, SW $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 31, T 2 S, R 38 E, W.M.

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

NAME	ACRES	USE	DESCRIPTION OF LAND
Mrs. C. L. Anderson La Grande, Oregon	42.0	Irrigation	NE $\frac{1}{4}$ NE $\frac{1}{4}$ 10.0 ACRES SE $\frac{1}{4}$ NE $\frac{1}{4}$ 20.0 ACRES NE $\frac{1}{4}$ SE $\frac{1}{4}$ 12.0 ACRES SECTION 31 T 2 S, R 38 E, W.M.
E. J. Brown La Grande, Oregon	100.0	Irrigation	NW $\frac{1}{4}$ NW $\frac{1}{4}$ 12.0 ACRES SW $\frac{1}{4}$ NW $\frac{1}{4}$ 28.0 ACRES SECTION 27 NE $\frac{1}{4}$ NE $\frac{1}{4}$ 30.0 ACRES SE $\frac{1}{4}$ NE $\frac{1}{4}$ 30.0 ACRES SECTION 28 T 2 S, R 38 E, W.M.
Edmund Z. Carbine R.F.D. #1 La Grande, Oregon	33.0	Irrigation	NW $\frac{1}{4}$ SE $\frac{1}{4}$ 33.0 ACRES SECTION 32 T 2 S, R 38 E, W.M.

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R. Couch Estate La Grande, Oregon	75.0	Irrigation	NE $\frac{1}{4}$ SW $\frac{1}{4}$ 36.0 ACRES NW $\frac{1}{4}$ SW $\frac{1}{4}$ 39.0 ACRES SECTION 27 T 2 S, R 38 E, W.M.
Martha E. Day La Grande, Oregon	50.0	Irrigation	NE $\frac{1}{4}$ SE $\frac{1}{4}$ 40.0 ACRES NW $\frac{1}{4}$ SE $\frac{1}{4}$ 10.0 ACRES SECTION 28 T 2 S, R 38 E, W.M.
Jennie Decious La Grande, Oregon	15.0	Irrigation	NW $\frac{1}{4}$ NE $\frac{1}{4}$ 15.0 ACRES SECTION 32 T 2 S, R 38 E, W.M.
Albert Good La Grande, Oregon	96.5	Irrigation	NE $\frac{1}{4}$ SW $\frac{1}{4}$ 7.0 ACRES NW $\frac{1}{4}$ SW $\frac{1}{4}$ 12.0 ACRES SE $\frac{1}{4}$ SW $\frac{1}{4}$ 37.5 ACRES SW $\frac{1}{4}$ SE $\frac{1}{4}$ 40.0 ACRES SECTION 28 T 2 S, R 38 E, W.M.
C. G. Green	5.0	Irrigation	NE $\frac{1}{4}$ NE $\frac{1}{4}$ 5.0 ACRES SECTION 32 T 2 S, R 38 E, W.M.
C. G. Hawkins La Grande, Oregon	25.0	Irrigation	NE $\frac{1}{4}$ NE $\frac{1}{4}$ 5.0 ACRES SW $\frac{1}{4}$ NE $\frac{1}{4}$ 20.0 ACRES SECTION 32 T 2 S, R 38 E, W.M.
E. L. Halley La Grande, Oregon	4.0	Irrigation	NW $\frac{1}{4}$ SW $\frac{1}{4}$ 4.0 ACRES SECTION 23 T 2 W, R 38 E, W.M.
Kate R. Hanley La Grande, Oregon	35.0	Irrigation	NE $\frac{1}{4}$ NE $\frac{1}{4}$ 4.0 ACRES SE $\frac{1}{4}$ NE $\frac{1}{4}$ 20.0 ACRES NE $\frac{1}{4}$ SE $\frac{1}{4}$ 11.0 ACRES SECTION 31 T 2 S, R 38 E, W.M.
Julia B. Holmes La Grande, Oregon	80.0	Irrigation	NE $\frac{1}{4}$ SE $\frac{1}{4}$ 40.0 ACRES NW $\frac{1}{4}$ SE $\frac{1}{4}$ 40.0 ACRES SECTION 22 T 2 S, R 38 E, W.M.
W. G. Hunter Island City, Oregon	41.0	Irrigation	NE $\frac{1}{4}$ NE $\frac{1}{4}$ 6.0 ACRES NW $\frac{1}{4}$ NE $\frac{1}{4}$ 25.0 ACRES SW $\frac{1}{4}$ NE $\frac{1}{4}$ 10.0 ACRES SECTION 22 T 2 S, R 38 E, W.M.

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J. M. McCall, Estate La Grande, Oregon	40.0	Irrigation	SE $\frac{1}{4}$ SE $\frac{1}{4}$ 40.0 ACRES SECTION 28 T 2 S, R 38 E, W.M.
J. D. McKennon La Grande, Oregon	110.0	Irrigation	NE $\frac{1}{4}$ NW $\frac{1}{4}$ 30.0 ACRES SECTION 33 NE $\frac{1}{4}$ SE $\frac{1}{4}$ 40.0 ACRES SECTION 21 NW $\frac{1}{4}$ SW $\frac{1}{4}$ 40.0 ACRES SECTION 22 T 2 S, R 38 E, W.M.
J. McLean R. F. D. #1 La Grande, Oregon	10.0	Irrigation	SW $\frac{1}{4}$ NE $\frac{1}{4}$ 10.0 ACRES SECTION 32 T 2 S, R 38 E, W.M.
Willis Moss La Grande, Oregon	2.0	Irrigation	SE $\frac{1}{4}$ NW $\frac{1}{4}$ 2.0 ACRES SECTION 27 T 2 S, R 38 E, W.M.
Geo. Palmer Lumber Co. La Grande, Oregon		Storage and Manufacturing	Supply for engines and fires in saw mill and for log pond in W $\frac{1}{2}$ SE $\frac{1}{4}$ SECTION 31 T 2 S, R 38 E, W.M.
Mrs. L. F. Proebstel Wellton, Arizona	80.0	Irrigation	NE $\frac{1}{4}$ NW $\frac{1}{4}$ 1.0 ACRES SE $\frac{1}{4}$ NW $\frac{1}{4}$ 40.0 ACRES NE $\frac{1}{4}$ SW $\frac{1}{4}$ 39.0 ACRES SECTION 32 T 2 S, R 38 E, W.M.
J. C. Rice La Grande, Oregon	5.5	Irrigation	Beginning 100 rods north and 40 rods west of the NE corner of SE $\frac{1}{4}$, Section 32, T 2 S, R 38 E, W.M.; thence west 40 rods; thence north 19 rods 8 $\frac{1}{2}$ feet; thence east 40 rods; thence south 19 rods 8 $\frac{1}{2}$ feet to beginning. Also beginning at the SW corner of NW $\frac{1}{4}$ of NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 32, T 2 S, R 38 E, W.M.; thence west 70 feet; thence north 330 feet; thence northeasterly along the county road to the intersection with the half section line north and south; thence south 330 feet to beginning. (Being in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 32, T 2 S, R 38 E.) Also, beginning 119 rods 8 $\frac{1}{2}$ feet north and 80 rods west of the NE corner of SE $\frac{1}{4}$, Section 32, T 2 S, R 38 E, thence north 330 feet to county road; thence east 20 feet; thence south 330 feet; thence west 20 feet to beginning. (Being in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 32, T 2 S, R 38 E, W.M.)

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This certificate describes the portion of the water right confirmed by Certificate 6499, State Record of Water Right Certificates, NOT modified by the provisions of an order of the State Engineer entered March 28, 1929, approving Transfer Application D-1; orders of the State Engineer entered July 28, 1967, and June 7, 1968, canceling portions of the water right; and orders of the Water Resources Director entered July 20, 1992, approving Transfer Applications 6520, 6521, and 6522; and an order of the Water Resources Director entered August 3, 1992, approving Transfer Application 6602.

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

14005

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

STATE OF OREGON

COUNTY OF UNION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

BOB BROOKS
62606 BOOTH LANE
LAGRANDE, OREGON 97850

ROBERT CARVER
216704 E GAME FARM ROAD
KENNEWICK, WASHINGTON 99337

RICK EWING
62908 MT GLENN ROAD
LAGRANDE, OREGON 97850

confirms the right to use the waters of THE GRANDE RONDE RIVER, a tributary of SNAKE RIVER, for IRRIGATION OF 43.35 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for UNION COUNTY. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 8, at Page 1. The date of priority is 1872.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed THREE ACRE-FEET PER ACRE IN ANY IRRIGATION SEASON DIVERTED AT A RATE OF NOT TO EXCEED ONE-FORTIETH OF A CUBIC FOOT PER SECOND PER ACRE, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

TWP	RNG	MER	SEC	LOT	¼ - ¼	LOCATION
2 S	38 E	W.M.	31		SW SW	NEW ORODELL DITCH - 1853.33 FEET SOUTH AND 80.84 FEET EAST FROM THE WEST 1/4 CORNER OF SECTION 31

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

CARVER - CHANGE IN POINT OF DIVERSION ONLY							
TWP	RNG	MER	SEC	LOT	¼ - ¼	ACRES	LANDOWNER
2 S	38 E	W.M.	28		NW NW	12.0	CARVER

EWING, CARVER AND BROOKS- CHANGE IN PLACE OF USE ONLY							
TWP	RNG	MER	SEC	LOT	¼ - ¼	ACRES	LANDOWNER
2 S	38 E	W.M.	28		NE SW	2.75	EWING
2 S	38 E	W.M.	28		NW SW	25.6	CARVER
2 S	38 E	W.M.	28		NW SE	3.0	BROOKS

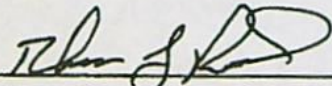
The water user shall install and maintain a headgate; an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

This certificate describes that portion of the water right confirmed by Certificate 80622, State Record of Water Right Certificates, NOT canceled by the provisions of an order of the Water Resources Director entered SEP 27 2004, and recorded in Special Order Volume 61, Page 459, canceling a portion of the water right. This certificate supersedes Certificate 80622.

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

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

Issued: SEPTEMBER 27, 2004


 Phillip C. Ward, Acting Director
 Water Resources Department

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Application for Water Right Transfer Evidence of Use Affidavit



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

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

State of Oregon)
) ss
County of UNION)

I, KURT BOWMAN, in my capacity as FARMER AND LEASEE OF BARKER FAMILY TRUST LANDS,
mailing address 68491 HULICK LANE, COVE, OREGON 97824
telephone number (541)460-1516, being first duly sworn depose and say:

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

☒ Personal observation ☒ Professional expertise

2. I attest that:

☒ Water was used during the previous five years on the **entire** place of use for
Certificate # 80957 & 67641; OR

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

Certificate #	Township		Range		Mer	Sec	¼ ¼		Gov't Lot or DLC	Acres (if applicable)
80957	2	S	38	E	WM	28	NW	NW		25.6 AC
67641	2	S	38	E	WM	28	NW	NW		12.0 AC

OR

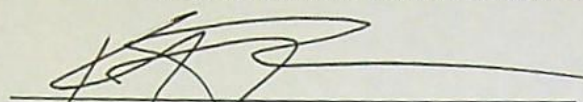
- ☐ Confirming Certificate # _____ has been issued within the past five years; OR
- ☐ Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: _____ (Note: If the entire right proposed for transfer was not leased, additional evidence of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

(continues on reverse side)

14005

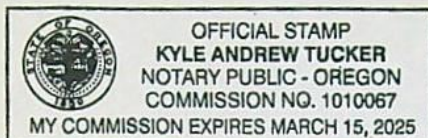
3. The water right was used for: (e.g., crops, pasture, etc.): GRAIN CROPS

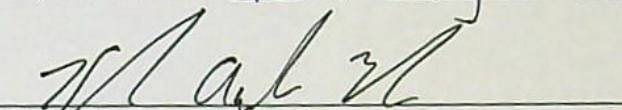
4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.


Signature of Affiant

5/9/22
Date

Signed and sworn to (or affirmed) before me this 9th day of May, 2022.




Notary Public for Oregon


My Commission Expires: March 15, 2025

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

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Name	Mbr Sep	Status	Service Address
BOWMAN KURT F	44454-003	A D	MT GLEN RD LAG 62824 PUMPS

*Barker Family Trust
Property*

Mbr Sep: 44454-003 [Ledger](#) 
 Status: Active
 Location: [2011810](#) [Dist: 12](#)
 Meter: [110530237](#) [Rate: 30](#)
 Balance: [-360.00](#) [Class: 3](#)
 Net: -360.00 [Cycle: 7](#)

Open Service Orders

SO Nbr	Description	History

Notes

Manual Notes

View

Add

Member Separator | Member Number

T TUE, MAY 10, 2022, 08:28 AM Created by: CGILSTRAP

05/10/22 Member came in to obtain proof of pump usage. -CG

Customer | Detail | Credit/Misc | Laser/E-Bill | Demand | Alerts & Reminders | Letters

Name: BOWMAN KURT F Business: Drv Lic:
 C/O: Home: Bus ID:
 Addr: 68491 HULICK LN Mobile: 541-460-1516 SSN: ***-**-7453
 Fax: Spe SSN:
 COVE OR Pager:
 Zip: 97824-8514 Other:

Spouse: Code 1: 2: 1 3:

Credit Report

Edit

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OREGON TRAIL ELECTRIC
 CONSUMERS COOPERATIVE, INC.
 LA GRANDE OFFICE
 2408 COVE AVENUE
 LA GRANDE OR 97850-3906

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Read Date	Bill Date	Due Date	KWH	Bill Amount	Arrears	Paid Amt	Net	Paid Date	Meter Read	Bad Checks	Collection Code	Days Of Service
04/27/22	04/29/22	05/19/22	0	35.00	-395.00	.00	-360.0		20432	0	0	31
03/27/22	03/30/22	04/19/22	0	35.00	-430.00	.00	-395.0		20432	0	0	30
02/25/22	02/28/22	03/20/22	0	35.00	-465.00	.00	-430.0		20432	0	0	29
01/27/22	01/31/22	02/20/22	0	35.00	.00	-500.00	-465.0	02/17/22	20432	0	0	31
12/27/21	12/29/21	01/18/22	0	35.52	35.00	-70.52	.00	01/24/22	20432	0	0	30
11/27/21	11/30/21	12/20/21	0	35.00	.00	.00	35.00		20432	0	1	31
10/27/21	10/29/21	11/18/21	0	35.00	-.06	-34.94	.00	11/15/21	20432	0	0	30
09/27/21	09/29/21	10/19/21	0	35.00	.00	-35.06	-.06	10/20/21	20432	0	0	31
08/27/21	08/31/21	09/21/21	0	25.82	.00	-25.82	.00	09/14/21	20432	0	0	31
07/27/21	07/29/21	08/18/21	1222	47.65	.00	-47.65	.00	08/12/21	20432	0	0	30
06/27/21	06/29/21	07/19/21	8104	436.43	.00	-436.43	.00	07/29/21	19210	0	0	31
05/27/21	05/28/21	06/17/21	2850	263.20	.00	-263.20	.00	06/21/21	11106	0	0	30
04/27/21	04/29/21	05/19/21	0	35.37	25.00	-60.37	.00	05/13/21	8256	0	0	31

Get Usage Read Meter Print History

BOWMAN KURT F

Mbr Sep: 44454-003
Status: Active Electric

Location: 2011810
Meter: 110530237

Dist: 12
Rate: 30
Class: 3
Cycle: 7

[Ledger](#)

Future: .00
Balance: -360.00

Notes Exist

Add a Note

Payments(0)

Read Date: 04/27/22
Bill Date: 04/29/22
Due Date: 05/19/22

Adjustments(0)

Read Type: 2
Bill Type: 3

Misc

Days of Service: 31
Average Temp: 0.0
Multiplier: 1

Current Read: 20432
Previous Read: 20432
KWH: 0

Lgt KWH: 0

KVA: .000
KVAR: .000

Demand Read: .000
Actual Demand: .000
Billed Demand: .000

Horsepower: .00

[view bill](#)

Energy:	35.00	Penalty:	.00
Fuel:	.00	Other Amt 1:	.00
Lgt Charge:	.00	Other Amt 2:	.00
Tax:	.00	Other Amt 3:	.00
Local Tax:	.00	Interest:	.00
Franch Tax:	.00	Member Fee:	.00
Gross Tax:	.00	Cons Deposit:	.00
OtherTax:	.00	Other Deposit:	.00
Misc Chg:	.00	Bill Amount:	35.00
Other Chg:	.00	BB Amount:	.00
Equipment:	.00	Arrears:	-395.00
Round Up:	.00	Ancillary:	.00
Contract:	.00	Net:	-360.00

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OREGON TRAIL ELECTRIC
CONSUMERS COOPERATIVE, INC.
LA GRANDE OFFICE
2408 COVE AVENUE
LA GRANDE OR 97850-3906

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

NOTE TO APPLICANTS

In order for your application to be processed by the Water Resources Department (WRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be used and developed. The planning official may choose to complete the form while you wait, or return the receipt stub to you. Applications received by WRD without the Land Use Form or the receipt stub will be returned to you. Please be aware that your application will not be approved without land use approval.

This form is NOT required if:

- 1) Water is to be diverted, conveyed, and/or used only on federal lands; **OR**
- 2) The application is for a water right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and all of the following apply:
 - a) The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
 - b) The application involves a change in place of use only;
 - c) The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; and
 - d) The application involves irrigation water uses only.

NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for or modifying a water right. The Water Resources Department (WRD) requires its applicants to obtain land-use information to be sure the water rights do not result in land uses that are incompatible with your comprehensive plan. Please complete the form or detach the receipt stub and return it to the applicant for inclusion in their water right application. You will receive notice once the applicant formally submits his or her request to the WRD. The notice will give more information about WRD's water rights process and provide additional comment opportunities. You will have 30 days from the date of the notice to complete the land-use form and return it to the WRD. If no land-use information is received from you within that 30-day period, the WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan. Your attention to this request for information is greatly appreciated by the Water Resources Department. If you have any questions concerning this form, please contact the WRD's Customer Service Group at 503-986-0801.

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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

Applicant(s): BARKER FAMILY TRUST

Mailing Address: 62824 Mt. GLENN ROAD

City: LA GRANDE

State: OREGON Zip Code: 97850

Daytime Phone: 541-963-4920

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>2S</u>	<u>38E</u>	<u>28</u>	<u>NW SW</u>	<u>600</u>	<u>EFU</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>A-1</u>
<u>3S</u>	<u>38E</u>	<u>16</u>	<u>SE SE</u>	<u>1300</u>	<u>EFU</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>A-1</u>
<u>3S</u>	<u>38</u>	<u>16</u>	<u>SW SE</u>	<u>1300</u>	<u>EFU</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>A-1</u>
_____	_____	_____	_____	_____	_____	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	_____

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

UNION COUNTY

B. Description of Proposed Use

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

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

Source of water: ☐ Reservoir/Pond ☐ Ground Water ☒ Surface Water (name) GRANDE RONDE RIVER

Estimated quantity of water needed: .94 ☒ 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:

Water from The Barker Family Trust will be temporarily transferred from lands in T2S R38E S 28 for 5 years, and will automatically transfer back in 2027.

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. →

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OWRD

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): UCZPSO Sec. 2.02 1

☐ 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: Stacy Warren Title: Associate Planner

Signature: [Signature] Phone: 541-965-1014 Date: May 12, 2022

Government Entity: Union County Planning

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: _____



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MAY 23 2022

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Date Received (Date Stamp Here)

OWRD Over-the-Counter Submission Receipt

Applicant Name(s) & Address: Barker Family Trust
62824 Mt. Glen Rd, La Grande OR 97850

Transaction Type: Transfer

Fees Received: \$ 1361.52

☐ Cash

☒ Check:

Check No. 4556

Name(s) on Check: Kurt Bowman

Address on Check: 108491 Hulick Ln
Love, OR 97824

Thank you for your submission. Oregon Water Resources Department (Department) staff will review your submittal as soon as possible.

If your submission is determined to be complete, you will receive a receipt for the fees paid and an acknowledgement letter stating your submittal is complete.

If determined to be incomplete, your submission and the accompanying fees will be returned with an explanation of deficiencies that must be addressed in order for the submittal to be accepted.

If you have any questions, please feel free to contact the Department's Customer Service staff at 503-986-0801 or 503-986-0810.

Sincerely,

OWRD Customer Service Staff

Submission received by: Corie Lovrien
(Name of OWRD staff)

Instructions for OWRD staff:

- Complete this Submission Receipt, and make two (2) copies. Place one copy with the check/cash; and place the other copy with the submission (i.e., the application or other document).
- Date-stamp all pages. (NOTE: Do not stamp check.)
- Give this original Submission Receipt to the applicant.
- Record Submission Receipt information on the "RECEIVED OVER THE COUNTER" log sheet.
- Place the Submission Receipt with check/cash in the small top drawer (i.e., "Fiscal Pick Up Drawer"). Place the Submission Receipt with submission (application/other document) in the large bottom drawer.



RECEIVED

MAY 23 2022

OWRD

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OWRD Customer Service Staff

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(Name of OWRD staff)

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Regular Temporary Water Right Transfer Application Checklist

Checked by Joan

Date 5/24/22

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

67641-POD/POA
80957-POD/POA

5 year
2023-2027

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

☒ OK, check box to left; if not, fill in the blank)

- ☒ 1. Page 1 of application: Are all attachments that have been checked actually included?
If not, what is missing? _____
- ☒ 2. Are fees included and correct? 1361.52
If not, the correct fee would be: _____, so the amount missing is: correct ✓
- ☐ 3. Part 4 of application: Have all the applicants listed at the top of the page signed at the bottom?
If not, whose signature is missing? _____
- ☒ 4. Are all listed certificates shown by WRIS as non-cancelled?
If not, which are cancelled? _____
For each cancelled certificate, if there has been a remaining right certificate issued that covers the lands in the left side of Table 2, list its number _____ and check the #4 box at left on this checklist.
- ☒ 5. If any certificate is in the name of a "district", is a Supplemental Form D from that district enclosed?
☒ N/A ☐ Form D needed from _____ (district)
- ☐ 6. If all #1-#5 boxes on this checklist are checked (with no remaining deficiencies identified), accept the application. Put this check sheet in the transfer folder.

If #1, #2, #3, #4 or #5 on this checklist is deficient, the application cannot be accepted. It should be returned and the deficiencies listed in the "staff" section at the bottom of Application Page 1, unless the applicant or agent can resolve the deficiencies within 2-3 days.