

Temporary

Name Castle rock Farming LLC
Greg Harris
Address 7540e Threemile rd
Boardman Or 97818

DESCRIPTION OF WATER RIGHT(S)

Name of Stream Well
Trib. of Umatilla river Basin
Use Irrigation County Umatilla
Quantity of water (CFS) _____ No. of Acres _____
Name of ditch _____
App# G5820 Per # G5812 Cert # 7162103 PR Date _____
App# G-5820 Per # G-5812 Cert # 79993 PR Date _____
App# _____ Per # _____ Cert # _____ PR Date _____
App# _____ Per # _____ Cert # _____ PR Date _____

FEES PAID
Date 6-13-2022 Amount \$1912.32 Receipt # 138412

Change in POA APOA
Date Filed 6/13/2022
Initial notice date 6/21/2022
DPD issued date _____
PD issued date _____
PD notice date _____
Date of FO 12/26/2024 Vol 133 Page 614-615

FEES REFUNDED
Date 12/31/2024 Amount \$1912.32 Receipt # VP059329

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

Assignments: _____

Irrigation District Teel Irrigation
Agent Molly Reid & Jon Traus Geo engineers
CWRE _____
CC's list Umatilla county Planning

WATER RESOURCES DEPARTMENT
REQUEST FOR DISTRIBUTION OF FUNDS

TO: Fiscal Services Section

DATE: 12/5/24

FROM: Arla Davis, Transfer Specialist
Phone: 503-979-3129

SUBJECT: **TRANSFER FILE - Request for Payment or Refund**

TRANSFER FILE #: T-14029

RECEIPT #: 138412

Please prepare payment in the amount of \$1912.32 , made payable to:

Name:
Organization Threemile Canyon Farms, LLC
Address: 75906 Threemile Road
City: Boardman, OR 97818

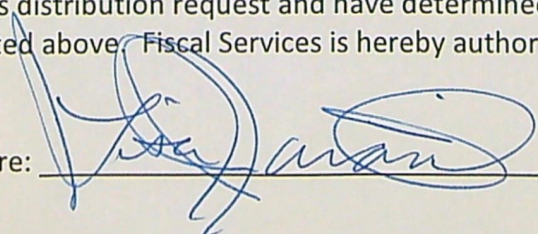
46110
0205

These funds are being paid or refunded as a result of (check one):

- Request for file to be Rejected/Withdrawn/Misfiled
- Excess fees were collected for application/PON
- Payment of PON
- Protest filing fee
- Other: Pursuant to ORS 536.050 director may refund all or part of a fee paid to the Department, if the director determines that a refund of the fee is appropriate in the interests of fairness to the public or necessary to correct an error of the department. NoGW review was completed. No answer from applicant. Withdrawn on behalf of the Department

I have reviewed this distribution request and have determined the request to be justified as to the purpose indicated above. Fiscal Services is hereby authorized to process the requested distribution.

Authorized Signature: _____



Date: _____

12-20-2024



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

December 26, 2024

Castle Rock Farming, LLC
C/O Greg Harris
75906 Threemile Rd.
Boardman, OR 97818

ORDER ON WITHDRAWN APPLICATION

Reference: Transfer Application T-14029

The above referenced transfer application was withdrawn from the record of the Water Resources Department on December 26, 2024, by Special Order Volume 133, Page 614 (copy enclosed).

The transfer application is no further force or effect.

If you have any questions related to the withdrawal of this transfer, you may contact your caseworker, Arla Davis, by telephone at (503) 979-3129 or by e-mail at Arla.l.davis@water.oregon.gov.

Sincerely,

Elyse D. Richman
Water Right Services Support
Transfers and Conservation Section

cc: Gregory M. Silbernagel, Watermaster Dist. # 5 (via email)
Molly Reid, Jon S. Travis, Agent
Umatilla County Planning Department, Local Government
Irrigation District: Teel Irrigation District

Enclosure

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

| | | |
|---------------------------------------|---|--------------------------------|
| In the Matter of Transfer Application |) | FINAL ORDER WITHDRAWING |
| T-14029, Umatilla County, Oregon |) | AN APPLICATION FOR A TEMPORARY |
| |) | WATER RIGHT TRANSFER |

Authority

Oregon Revised Statute (ORS) 537.705 and 540.505 to 540.580 establish the process in which a water right holder may submit a request to temporarily transfer the place of use and, if necessary to convey the water to the temporary place of use, the point of appropriation authorized under an existing water right. Oregon Administrative Rule (OAR) Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

ORS 536.050(4)(a) establishes that the director may refund all or part of a fee paid to the Department, if the director determines that a refund of the fee is appropriate in the interests of fairness to the public or necessary to correct an error of the department.

Applicant

CASTLE ROCK FARMING, LLC
ATTN: GREG HARRIS
75906 THREEMILE RD
BOARDMAN, OR 97818

Findings of Fact

1. On June 13, 2022, Castle Rock Farming, LLC, Greg Harris, filed Temporary Transfer Application T-14029, proposing to change the place of use under Certificates 76263 and 79993 for the 2022 irrigation season.
2. The Department was unable to complete a groundwater review of the application and issue a final order before the end of the 2022 irrigation season.
3. On March 29, 2023, and April 6, 2023, the agent for the applicant contacted the Department via email requesting the Department allow the applicant to change the application for the 2023 irrigation season as the Department was not able to complete a review and issue a final order before the end of the 2022 irrigation season. The Department agreed to allow the applicant to amend the application.

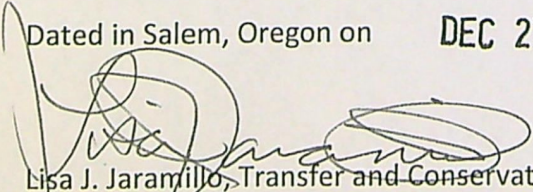
This final order is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075 and OAR 137-003-0675, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

4. On April 11, 2023, the agent for the applicant provided an amended application page requesting Temporary Transfer T-14029 be approved for the 2023 irrigation season.
5. On June 2, 2023, the Department notified the agent for the applicant via email that the groundwater review would not be completed before the end of the 2023 irrigation season. The Department offered to allow the applicant to amend the application for the 2024 irrigation season or to withdraw and receive a full refund.
6. On July 17, 2023, the agent for the applicant notified the Department that the applicant would amend the application for the 2024 irrigation season, however an amended application was not received.
7. On March 11, 2024, the Department reached out to the agent for the applicant, again offering to allow the applicant to amend the application for the 2024 irrigation season or withdraw the application for a full refund of the fees paid.
8. On March 27, 2024, the agent for the applicant contacted the Department via email indicating the applicant would like to amend the application for the 2024 irrigation season, however, an amended application was not submitted to the Department. In addition, a groundwater review was not to be completed by the Department in time to issue a final order before the end of the 2024 irrigation season.
9. On November 28, 2024, the Department attempted to contact the applicant via phone and left a voicemail requesting the applicant to contact the Department to discuss the processing of Temporary Transfer Application T-14029. The applicant did not respond.
10. On December 2, 2024, the Department attempted to contact the applicant via phone and left a voicemail requesting the applicant to contact the Department to discuss the processing of Temporary Transfer Application T-14029.
11. Pursuant to ORS 536.050(4)(a) the Director of the Water Resources Department may refund all or part of a fee paid to the department if the director determines that a refund of the fee is appropriate in the interests of fairness to the public or necessary to correct an error of the department. Because the Department was not able to complete review of Temporary Transfer Application T-14029, the Department is withdrawing the application on behalf of the applicant and refunding the application fees.

Now, therefore, it is ORDERED:

Temporary Transfer Application T-14029, in the name of Castle Rock Farming, LLC, Greg Harris, is withdrawn and of no further force or effect and all application fees are to be returned.

Dated in Salem, Oregon on **DEC 26 2024**


Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
Ivan Gall, Director
Oregon Water Resources Department

Mailing date: DEC 27 2024

WATER RIGHT TRANSFER COVER SHEET

Transfer: T- 14029

Transfer Specialist:

Transfer Type: Temporary Transfer

| | | | |
|---|--|---|--|
| Applicant: GREG HARRIS 75906 THREEMILE RD BOARDMAN, OR 97818 Email: _____ Phone: _____ | | Agent: <input type="checkbox"/> N/A MOLLY REID 8019 W QUINAULT AVE SUITE 201 KENNEWICK, WA 99336 Email: _____ Phone: _____ | |
| Irrigation District: <input type="checkbox"/> N/A Teel Irrigation District Email: _____ | | CWRE: <input type="checkbox"/> N/A Email: _____ | |
| Affected Local Gov'ts: <input type="checkbox"/> N/A Umatilla 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"/> | G5820 | G5812 | 76263 | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | |
| <input type="checkbox"/> | G5820 | G5812 | 79993 | <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: June 13, 2022 | Proposed Action(s): ADDITIONAL POINT OF APPROPRIATION; PLACE OF USE | |
| Fees Pd: 1912.32 | WM District: 5 | ODFW District: |
| Initial Public Notice: 06/21/2022 | 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: 12/5/24 Initials: Jan | Date: _____ Initials: _____ | Date: _____ Initials: _____ | Date: _____ Initials: _____ | Date: _____ | Date: _____ |

Special Issues: withdraw

Special Order Volume: Vol. _____ Pages _____

DAVIS Arla L * WRD

From: Molly A. Reid <mreid@geoengineers.com>
Sent: Tuesday, April 11, 2023 9:01 AM
To: DAVIS Arla L * WRD
Cc: Harris, Greg; Jonathon S. Travis
Subject: RE: Temporary Transfer T14029
Attachments: TMCf Sparks Temp Transfer C.76263 ALL 4-2023.pdf; TMCf Sparks Temp Transfer C.79993 Pt 5 4-2023.pdf

Arla: Here is the updated application with the 2023 date. No other changes. Thanks so much for moving this forward.

Molly

From: DAVIS Arla L * WRD <Arla.L.DAVIS@water.oregon.gov>
Sent: Thursday, April 6, 2023 2:54 PM
To: JARAMILLO Lisa J * WRD <Lisa.J.JARAMILLO@water.oregon.gov>; Molly A. Reid <mreid@geoengineers.com>; STARNES Patrick K * WRD <Patrick.K.STARNES@water.oregon.gov>
Cc: FRENCH Dwight W * WRD <Dwight.W.FRENCH@water.oregon.gov>; Harris, Greg <GHarris@rdoffutt.com>
Subject: RE: Temporary Transfer T14029

CAUTION! THIS IS AN EXTERNAL EMAIL

If you suspect this is a phishing email, click the Phish Alert Report button.

Hi Molly,

I apologize, I was going to call you directly tomorrow. If you are submitting amended transfer application pages, I am assuming the only change you are requesting to make is to update the year the transfer would be for from 2022 to 2023. I only ask because if there are any changes being made to the location of the well(s) I want to make sure to get that information to groundwater immediately as to not cause any further delays for the applicant. If you have any questions or other concerns, please let me know.

Arla L. Davis

She/Her/Hers

Water Rights Transfer Specialist

Transfer and Conservation Section

725 Summer St. NE, Suite A | Salem, OR 97301 | Phone: 503-979-3129



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

Work Schedule (primarily teleworking remotely): Mon, Tues, & Thurs, Fri – 6:00 a.m. to 3:30 p.m. and Wed – 8:00 a.m. to Noon

NOTE: The Salem office is now open to the public. Given that many staff will continue teleworking remotely or have job duties that take them into the field on a regular basis, availability of staff in the office is not guaranteed 8:00 a.m. – 5:00 p.m. every day. **Customers and visitors are encouraged to schedule an appointment in advance if they wish to meet in person with specific staff members.** Alternative methods for meeting, such as by phone or virtually via Teams, are also available.

From: JARAMILLO Lisa J * WRD <Lisa.J.JARAMILLO@water.oregon.gov>
Sent: Thursday, April 6, 2023 2:40 PM
To: Molly A. Reid <mreid@geoengineers.com>; STARNES Patrick K * WRD <Patrick.K.STARNES@water.oregon.gov>
Cc: FRENCH Dwight W * WRD <Dwight.W.FRENCH@water.oregon.gov>; Harris, Greg <GHarris@rdoffutt.com>; DAVIS Arla L * WRD <Arla.L.DAVIS@water.oregon.gov>
Subject: RE: Temporary Transfer T14029

Hi Molly,

I apologize for the delay in response to your email.

Yes, you may revise the existing Temporary Transfer Application T-14029 to now be for the 2023 season, instead of 2022. Please submit the revision (an email is fine) to Arla Davis, as she is the transfer caseworker assigned to this file. I've copied Arla on this email for your convenience.

Please also note that it appears we're still awaiting completion of the GW Injury Review on the proposed additional point of appropriation to be used to convey water to the temporary place of use. We cannot move forward with processing until we receive the completed review. At this time, the GW Section does not have an estimated date for completion of the review.

Best regards,
Lisa

Lisa J. Jaramillo

Transfer and Conservation Section Manager
725 Summer Street NE, Suite A, Salem, OR 97301 | Phone: 503-871-1889 (work cell)



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NOTE: OWRD offices are now open to the public. Given that many staff will continue teleworking remotely or have job duties that take them into the field on a regular basis, however, availability of staff in the office is not guaranteed 8 a.m. - 5 p.m. every day (M-F). OWRD's Salem office is closed for customer service drop-ins from Noon – 1pm. **Customers and visitors are encouraged to schedule an appointment in advance if they wish to meet in person with specific staff members.** Alternative methods for meeting, such as by phone or virtually via Teams, are also available.

From: Molly A. Reid <mreid@geoengineers.com>
Sent: Thursday, April 6, 2023 10:25 AM
To: STARNES Patrick K * WRD <Patrick.K.STARNES@water.oregon.gov>; JARAMILLO Lisa J * WRD <Lisa.J.JARAMILLO@water.oregon.gov>
Cc: FRENCH Dwight W * WRD <Dwight.W.FRENCH@water.oregon.gov>; Harris, Greg <GHarris@rdoffutt.com>
Subject: FW: Temporary Transfer T14029
Importance: High

Kelly, Lisa: I haven't heard back from anyone regarding this temporary transfer that we would like to roll over to 2023 since no order was ever issued in 2022. Is this something we can do without resubmitting application and fees – just changing the date on the season of use? Please advise. Thank you.

Molly Reid

From: Molly A. Reid
Sent: Wednesday, March 29, 2023 2:58 PM
To: STARNES Patrick K WRD <Patrick.K.STARNES@water.oregon.gov>; JARAMILLO Lisa J WRD <Lisa.J.JARAMILLO@water.oregon.gov>
Cc: Harris, Greg <GHarris@rdoffutt.com>; Jonathon S. Travis <jtravis@geoengineers.com>
Subject: Temporary Transfer T14029

Kelly and Lisa: We submitted a temporary transfer in June of 2022 (T-14029). To date we have not received a final order, and the time requested for the temporary transfer was for one irrigation season (2022). Apparently the hold up was in the groundwater section. We would like to submit the same temporary transfer for the 2023 season, and as we never received an order approving or denying, can we use this same one with the fees already submitted, and just resubmit the updated time request for the 2023 season? The applicant should not be penalized with additional fees for the lack of response from OWRD. Please advise as we would like to move forward on this quickly. Thank you for your consideration.

Molly A. Reid
Senior Planner | GeoEngineers, Inc.
Telephone: 509.209.2846
Mobile: 541.310.7264
Email: mreid@geoengineers.com

8019 W. Quinault Ave., Suite 201
Kennewick, WA 99336
www.geoengineers.com

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Confidentiality: This message is confidential and intended solely for use of the individual or entity to whom it is addressed. If you are not the person for whom this message is intended, please delete it and notify me immediately, and please do not copy or send this message to anyone else.

Confidentiality: This message is confidential and intended solely for use of the individual or entity to whom it is addressed. If you are not the person for whom this message is intended, please delete it and notify me immediately, and please do not copy or send this message to anyone else.

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-14029

Review Due Date:

Applicant Name: Castle Rock Farming

Proposed Changes: POU POD POA USE OTHER

Reviewer(s): Greg Silbernagel

Date of Review: 10/14/2022

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:
This area is within the Stage Gulch Critical Groundwater Area - Subarea A and water right holders receive an allocation annually.

3. Have headgate notices been issued for the source that serves the transferred right(s)?
 Yes No Records not available.

4. In your estimation, after the proposed change, would distribution of water for the right(s) result in regulation of other water rights that would not have occurred if use under the original right(s) was/were maximized? Yes No If "Yes", explain:

5. In your estimation, if the proposed change is approved, are there upstream water rights that would be affected? Yes No If "Yes", describe how the rights would be affected and list the rights most affected:

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

N/A

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

N/A

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

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

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

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

Yes No If "Yes", explain:

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

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

Yes No If "Yes", explain:

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

Yes No If "Yes", answer the following:

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

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

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

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

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

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

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

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

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

Yes No If "Yes", explain:

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

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

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

A Headgate should be required prior to diverting water.

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

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

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

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

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

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

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

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

- Weir
- Parshall Flume
- Other: _____
- Submerged Orifice
- Flow Restrictor

Oregon Water Resources Department

Measurement Condition Information for the Applicant

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

Transfer #: T- 14029

- Checkboxes for flowmeter requirements: 'In order to avoid enlargement of the right or injury to other rights, a totalizing flowmeter will be required to be installed prior to diversion of water, as a condition of this transfer: [checked] 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: Greg Silbernagel

District: 5

Address: 116 SE Dorion Avenue

City/State/Zip: Pendleton, Oregon 97801

Phone: 541-969-1677

Email: Greg.M.Silbernagel@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:

Two horizontal lines for describing the 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

DAVIS Arla L * WRD

From: DAVIS Arla L * WRD
Sent: Friday, June 2, 2023 12:04 PM
To: Molly A. Reid
Cc: JARAMILLO Lisa J * WRD; IVERSON Justin T * WRD; STARNES Patrick K * WRD; gharris@rdoffutt.com; Jonathon S. Travis
Subject: Temporary Transfer T-14029

Good Morning Molly,

Thank you so much for your phone call today. As discussed the applicant will most likely pursue one of these paths:

- The applicant would potentially like to amend Temporary Transfer Application T-14029 for the 2024 irrigation season instead of the 2022 or the 2023 irrigation seasons, the years previously requested. This is due to the groundwater review estimation of completion being October 2023, which is too late for the applicant to apply water in 2023 as it is outside of the irrigation season for the Umatilla Basin.
- The applicant would potentially like to withdraw Temporary Transfer Application T-14029 for a full refund. This is due to the groundwater review estimation of completion being October 2023, which is too late for the applicant to apply water in 2023 as it is outside of the irrigation season for the Umatilla Basin.

Once a decision has been made, please respond to this email and we will be able to either amend the application to be for the 2024 irrigation season and I will update our groundwater section with that information or work on a withdraw/refund. Please also keep in mind that if the applicant amends the application to be approved for the 2024 irrigation season, please ensure the entirety of the application we currently have on file is still what the applicant wants approved for the 2024 season as amending the application once the groundwater review is completed will cause further delays. I would like to set a soft deadline of 30 days just to keep this from falling off the radar. If I haven't heard anything by July 2, 2023, I will more than likely reach out to see if a decision has been made. Again, not a hard deadline and there is no pressure to make a decision quickly, this is mostly to help me manage my workload.

If there are any other questions or concerns, please don't hesitate to ask. Have a great weekend!

Arla L. Davis

She/Her/Hers

Water Rights Transfer Specialist

Transfer and Conservation Section

725 Summer St. NE, Suite A | Salem, OR 97301 | Phone: 503-979-3129



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

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DAVIS Arla L * WRD

From: Molly A. Reid <mreid@geoengineers.com>
Sent: Thursday, June 1, 2023 11:24 AM
To: DAVIS Arla L * WRD
Cc: Harris, Greg; JARAMILLO Lisa J * WRD; FRENCH Dwight W * WRD; Jonathon S. Travis
Subject: RE: Temporary Transfer T14029

Arla: We were told that the groundwater section had already looked at it and had suggested to Jon Travis that we roll the date over to 2023 and we would be good to go. This means another year without an order and we have crops in the ground. It has never been a problem in the past. Why is it taking so long for groundwater to get to these and why isn't the transfer section pinging them about the need for these to be done quickly as they are temporary? As for our end, on submission, we sometimes don't know until March/April/May where crops are going to go based on what happens with spring weather. This is very frustrating. I will have to talk with the client but submitting a new one next year doesn't seem feasible given they have already paid fees and no order has been forthcoming.

Sorry, I'm not taking this out on you Arla, it is just extremely frustrating when people are trying to do the right thing.

Molly

From: DAVIS Arla L * WRD <Arla.L.DAVIS@water.oregon.gov>
Sent: Thursday, June 1, 2023 11:13 AM
To: Molly A. Reid <mreid@geoengineers.com>; Jonathon S. Travis <jtravis@geoengineers.com>
Cc: FRENCH Dwight W * WRD <Dwight.W.FRENCH@water.oregon.gov>; Harris, Greg <GHarris@rdoffutt.com>; JARAMILLO Lisa J * WRD <Lisa.J.JARAMILLO@water.oregon.gov>; STARNES Patrick K * WRD <Patrick.K.STARNES@water.oregon.gov>
Subject: RE: Temporary Transfer T14029

CAUTION! THIS IS AN **EXTERNAL EMAIL**

If you suspect this is a phishing email, click the **Phish Alert Report** button.

Good Morning Molly and Jon,

I am sending you this email as a follow up for Temporary Transfer Application T-14029. The groundwater review is estimated to be completed sometime in October of 2023. This estimate is not meant to be a guarantee that the groundwater review will be completed and forwarded to the transfer section before the end of October of 2023, it is only the most updated information I have available to me from the groundwater section at this time. The irrigation season in Umatilla Basin is March 1 to November 1, meaning that the groundwater review may not be available before the end of the irrigation season in 2023. Keeping this in mind, would the applicant still like to move forward with an approval for the 2023 season? Is the amended application submitted, be something the applicant would like to have approved for the 2024 irrigation season. The Department does not recognize the change proposed by the transfer until all of the reviews are completed and the final order is approved and finalized, meaning the applicant is not authorized to use the water as proposed under Temporary Transfer Application T-14029, until the final order is complete, which may mean they will not be able to apply water as described by Temporary Transfer Application T-14029. The applicant can also choose to withdraw the application. Please let me know if you have any questions.

Arla L. Davis

She/Her/Hers

Water Rights Transfer Specialist

Transfer and Conservation Section

725 Summer St. NE, Suite A | Salem, OR 97301 | Phone: 503-979-3129



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

Work Schedule (primarily teleworking remotely): Mon, Tues, & Thurs, Fri – 6:00 a.m. to 3:30 p.m. and Wed – 8:00 a.m. to Noon

NOTE: The Salem office is now open to the public. Given that many staff will continue teleworking remotely or have job duties that take them into the field on a regular basis, availability of staff in the office is not guaranteed 8:00 a.m. – 5:00 p.m. every day. **Customers and visitors are encouraged to schedule an appointment in advance if they wish to meet in person with specific staff members.** Alternative methods for meeting, such as by phone or virtually via Teams, are also available.

From: JARAMILLO Lisa J * WRD <Lisa.J.JARAMILLO@water.oregon.gov>

Sent: Thursday, April 6, 2023 2:40 PM

To: Molly A. Reid <mreid@geoengineers.com>; STARNES Patrick K * WRD <Patrick.K.STARNES@water.oregon.gov>

Cc: FRENCH Dwight W * WRD <Dwight.W.FRENCH@water.oregon.gov>; Harris, Greg <GHarris@rdoffutt.com>; DAVIS

Arla L * WRD <Arla.L.DAVIS@water.oregon.gov>

Subject: RE: Temporary Transfer T14029

Hi Molly,

I apologize for the delay in response to your email.

Yes, you may revise the existing Temporary Transfer Application T-14029 to now be for the 2023 season, instead of 2022. Please submit the revision (an email is fine) to Arla Davis, as she is the transfer caseworker assigned to this file. I've copied Arla on this email for your convenience.

Please also note that it appears we're still awaiting completion of the GW Injury Review on the proposed additional point of appropriation to be used to convey water to the temporary place of use. We cannot move forward with processing until we receive the completed review. At this time, the GW Section does not have an estimated date for completion of the review.

Best regards,
Lisa

Lisa J. Jaramillo

Transfer and Conservation Section Manager

725 Summer Street NE, Suite A, Salem, OR 97301 | Phone: 503-871-1889 (work cell)



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

NOTE: OWRD offices are now open to the public. Given that many staff will continue teleworking remotely or have job duties that take them into the field on a regular basis, however, availability of staff in the office is not guaranteed 8 a.m. - 5 p.m. every day (M-F). OWRD's Salem office is

closed for customer service drop-ins from Noon – 1pm. Customers and visitors are encouraged to schedule an appointment in advance if they wish to meet in person with specific staff members. Alternative methods for meeting, such as by phone or virtually via Teams, are also available.

From: Molly A. Reid <mreid@geoengineers.com>
Sent: Thursday, April 6, 2023 10:25 AM
To: STARNES Patrick K * WRD <Patrick.K.STARNES@water.oregon.gov>; JARAMILLO Lisa J * WRD <Lisa.J.JARAMILLO@water.oregon.gov>
Cc: FRENCH Dwight W * WRD <Dwight.W.FRENCH@water.oregon.gov>; Harris, Greg <GHarris@rdoffutt.com>
Subject: FW: Temporary Transfer T14029
Importance: High

Kelly, Lisa: I haven't heard back from anyone regarding this temporary transfer that we would like to roll over to 2023 since no order was ever issued in 2022. Is this something we can do without resubmitting application and fees – just changing the date on the season of use? Please advise. Thank you.

Molly Reid

From: Molly A. Reid
Sent: Wednesday, March 29, 2023 2:58 PM
To: STARNES Patrick K WRD <Patrick.K.STARNES@water.oregon.gov>; JARAMILLO Lisa J WRD <Lisa.J.JARAMILLO@water.oregon.gov>
Cc: Harris, Greg <GHarris@rdoffutt.com>; Jonathon S. Travis <jtravis@geoengineers.com>
Subject: Temporary Transfer T14029

Kelly and Lisa: We submitted a temporary transfer in June of 2022 (T-14029). To date we have not received a final order, and the time requested for the temporary transfer was for one irrigation season (2022). Apparently the hold up was in the groundwater section. We would like to submit the same temporary transfer for the 2023 season, and as we never received an order approving or denying, can we use this same one with the fees already submitted, and just resubmit the updated time request for the 2023 season? The applicant should not be penalized with additional fees for the lack of response from OWRD. Please advise as we would like to move forward on this quickly. Thank you for your consideration.

Molly A. Reid
Senior Planner | GeoEngineers, Inc.
Telephone: 509.209.2846
Mobile: 541.310.7264
Email: mreid@geoengineers.com

8019 W. Quinault Ave., Suite 201
Kennewick, WA 99336
www.geoengineers.com

Disclaimer: Any electronic form, facsimile or hard copy of the original document (email, text, table, and/or figure), if provided, and any attachments are only a copy of the original document. The original document is stored by GeoEngineers, Inc. and will serve as the official document of record.

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



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

This temporary transfer application will be returned if Parts 1 through 5 and all required attachments are not completed and included.
For questions, please call (503) 986-0900, and ask for Transfer Section.

FOR ALL TEMPORARY TRANSFER APPLICATIONS

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

- Part 1 – Completed Minimum Requirements Checklist.
- Part 2 – Completed Temporary Transfer Application Map Checklist.
- Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the online fee calculator at: http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator.
- Part 4 – Completed Applicant Information and Signature.
- Part 5 – Information about Transferred Water Rights: **How many water rights are to be transferred? 2 List them here: 76263 and 79993**
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: 2022 End Year: 2023.**
- N/A Temporary Drought Transfer (Only in counties where the Governor has declared drought)

Attachments:

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

(For Staff Use Only)

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

___ Application fee not enclosed/insufficient ___ Map not included or incomplete

___ Land Use Form not enclosed or incomplete

___ Additional signature(s) required ___ Part ___ is incomplete

Other/Explanation _____

Staff: _____ Phone: _____ Date: ___/___/___

Part 2 of 5 – Temporary Transfer Application Map Checklist

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

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

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

Part 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 # 79993

Description of Water Delivery System

System capacity: 3.5 cubic feet per second (cfs) OR

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. Refer to delivery system map

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) |
|------------------------|---|--|-----|---|-----|---|-----|-----|----|---------------------------|--|
| | | | | | | | | | | | |
| Sparks Well | <input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed | UMAT 1224 | 3 | N | 28 | E | 34 | NW | SE | 9200 | 1300 feet N & 60 feet W from the SE Corner, Section 34 |
| L&L Well #1 | <input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed | UMAT 1215 | 3 | N | 28 | E | 23 | SW | SE | 7100 | 960 feet N & 30 feet E from the S ¼ Corner, Section 23 |
| L&L Well #2 | <input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed | UMAT 1216 | 3 | N | 28 | E | 26 | NW | NE | 7300 | 930 feet S from the N ¼ Corner, Section 26 |
| L&L Well #3 | <input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed | UMAT 1214 | 3 | N | 28 | E | 23 | NW | NW | 7100 | 60 feet S & 280 feet E from the NW Corner, Section 23 |

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

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

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

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

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

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

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

Table 2. Description of Temporary Changes to Water Right Certificate # 79993

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

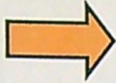
| AUTHORIZED (the "from" or "off" lands) The listing that appears on the Certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed. | | | | | | | | | | Proposed Changes (see "CODES" from previous page) | PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made. | | | | | | | | | | | | |
|--|-----|-----|-----|------------|----------------------|-------|---|---|------------------|---|---|-----|-----|-----|------------|----------------------|-------|--------------------|--|------------------|------|-----------------------|-----------|
| Twp | Rng | Sec | ¼ ¼ | Tax Lot | Gvt Lot or DLC | Acres | Type of USE listed on Certificate | POD(s) or POA(s) (name or number from Table 1) | Priority Date | | Twp | Rng | Sec | ¼ ¼ | Tax Lot | Gvt Lot or DLC | Acres | New Type of USE | POD(s)/ POA(s) to be used (from Table 1) | Priority Date | | | |
| | | | | | | | | | | POU/POA | 2 | N | 28 | E | 4 | NE | NE | 800 | | 15.5 | IR | Sparks & L&L 1,2,3 | 6-12-1972 |
| TOTAL ACRES | | | | | | | | | | | TOTAL ACRES | | | | | | | | | | 15.5 | | |

Additional remarks: The existing primary water right (Certificate 83083) on Circles 26 and affected portion of Circle 27 in Sections 4 and 33 will not be used during the 2022 – 2023 irrigation seasons. The Industrial portion of Certificate 79993 will not be subject to this temporary transfer, only the irrigation portion. Additional permits S-55061, S-55190, S-55192, and S-54633 are associated with both the FROM and TO lands requested in this temporary transfer and have not been developed on these lands as of the submittal of this application. It is not anticipated that these additional surface water right will be developed in the 2022 irrigation season and therefore we are submitting this temporary transfer application.

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: C.83083, S-54582, S-55192, S-55061, S-55190, T-10879



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 |
|---|------------------------------------|---|------------------|-----------------|-------------------------|---------------------------|--|--|---|--|
| | See | Attached | Well | Logs | | | | | | |
| | | | | | | | | | | |
| | | | | | | | | | | |
| | | | | | | | | | | |

DAVIS Arla L * WRD

From: Jonathon S. Travis <jtravis@geoengineers.com>
Sent: Wednesday, March 27, 2024 3:26 PM
To: DAVIS Arla L * WRD
Subject: RE: Temporary Transfer T-14029 for Castle Rock Farming, LLC

I finally got a hold of Greg regarding this. We are trying to figure out if the allocation will be sufficient for 2024.

Jonathon S. Travis
Geologist 2 | GeoEngineers, Inc.
Telephone: 509.209.2839
Mobile: 509.979.0332
Email: jtravis@geoengineers.com

8019 W. Quinault Ave.
Kennewick, WA 99336
www.geoengineers.com

From: DAVIS Arla L * WRD <Arla.L.DAVIS@water.oregon.gov>
Sent: Monday, March 11, 2024 9:44 AM
To: Jonathon S. Travis <jtravis@geoengineers.com>
Cc: gharris@rdoffutt.com; SILBERNAGEL Greg M * WRD <Greg.M.SILBERNAGEL@water.oregon.gov>; KOWITZ Chris C * WRD <Chris.C.KOWITZ@water.oregon.gov>
Subject: Temporary Transfer T-14029 for Castle Rock Farming, LLC
Importance: High

You don't often get email from arla.l.davis@water.oregon.gov. [Learn why this is important](#)

CAUTION! THIS IS AN EXTERNAL EMAIL

If you suspect this is a phishing email, click the **Phish Alert Report** button.

Good Morning Jon,

I am the caseworker assigned to Temporary Transfer Application T-14029. The application indicates the temporary transfer is needed for the 2022 irrigation season because water was not yet available for the ON lands. Because a groundwater review has not yet been completed for this application, and it appears that now the water is available for the ON lands, does the applicant want to withdraw this application? Thank you in advance for your attention and assistance.

Arla L. Davis
She/Her/Hers
Water Rights Transfer Specialist
Transfer and Conservation Section
725 Summer St. NE, Suite A | Salem, OR 97301 | Phone: 503-979-3129

Part 4 of 5 – Applicant Information and Signature

Applicant Information

| | | | | |
|---|--------------------|---------------------|---------------------------------------|------------------------|
| APPLICANT/BUSINESS NAME Castle Rock Farming, LLC (Greg Harris - Farm Manager) | | | PHONE NO. (541) 481-9274 | ADDITIONAL CONTACT NO. |
| ADDRESS 75906 Threemile Road | | | | FAX NO. |
| CITY Boardman | STATE OR | ZIP 97818 | E-MAIL gharris@rdoffutt.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 Molly Reid and Jon Travis, GeoEngineers, Inc. | | | PHONE NO. (509) 289-2839 Jon office # | ADDITIONAL CONTACT NO. (509) 979-0332 Jon 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 transfer application and why: Transferring water rights on leased lands with high value crops to leased lands within Stage Gulch Critical Groundwater Area that were not allocated water in 2022 and 2023.
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.

| | | |
|---------------------|--------------------------------------|-------|
| _____ | Greg Harris, Farm Manager | _____ |
| Applicant signature | Print Name (and Title if applicable) | Date |
| _____ | _____ | _____ |
| Applicant signature | Print Name (and Title if applicable) | Date |

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

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

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 Teel Irrigation District | ADDRESS 32327 Oregon Trail Road | |
| CITY Echo | STATE OR | ZIP 97826 |

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 N/A | 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 Umatilla County Planning Department | ADDRESS 216 SE Fourth Street | |
| CITY Pendleton | STATE OR | ZIP 97801 |

| | | |
|---------------------------|---------|-----|
| ENTITY NAME N/A | ADDRESS | |
| CITY | STATE | ZIP |

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 # 76263

Description of Water Delivery System

System capacity: 3.5 cubic feet per second (cfs) **OR**

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. Refer to delivery system map

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) |
|------------------------|---|--|-----|---|-----|---|-----|-----|----|---------------------------|---|
| | | | | | | | | | | | |
| Sparks Well | <input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed | UMAT 1224 | 3 | N | 28 | E | 34 | NW | SE | 9200 | 1300 feet N & 60 feet W from the SE Corner, Section 34 |
| L&L Well #1 | <input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed | UMAT 1215 | 3 | N | 28 | E | 23 | SW | SE | 7100 | 960 feet N & 30 feet E from the S ¼ Corner, Section 23 |
| L&L Well #2 | <input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed | UMAT 1216 | 3 | N | 28 | E | 26 | NW | NE | 7300 | 930 feet S from the N ¼ Corner, Section 26 |
| L&L Well #3 | <input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed | UMAT 1214 | 3 | N | 28 | E | 23 | NW | NW | 7100 | 60 feet S & 280 feet E from the NW Corner, Section 23 |
| Mills N Well | <input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed | UMAT 2881 | 4 | N | 29 | E | 20 | SW | SE | 300 | 1050 feet N & 50 feet E from the S ¼ Corner, Section 20 |

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

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

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

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

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

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

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

Table 2. Description of Temporary Changes to Water Right Certificate # 76263

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

| AUTHORIZED (the "from" or "off" lands) The listing that appears on the Certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed. | | | | | | | | | | | Proposed Changes (see "CODES" from previous page) | PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made. | | | | | | | | | | | |
|--|-----|-----|-----|------------|----------------------|-------|---|---|------------------|---------|---|---|-----|-----|------------|----------------------|-------|--------------------|--|------------------|----|----------------------------|-----------|
| Twp | Rng | Sec | ¼ ¼ | Tax Lot | Gvt Lot or DLC | Acres | Type of USE listed on Certificate | POD(s) or POA(s) (name or number from Table 1) | Priority Date | Twp | | Rng | Sec | ¼ ¼ | Tax Lot | Gvt Lot or DLC | Acres | New Type of USE | POD(s)/ POA(s) to be used (from Table 1) | Priority Date | | | |
| | | | | | | | | | | POU/POA | 2 | N | 28 | E | 4 | SW | NE | 800 | | 29.8 | IR | Sparks, L&L 1,2,3 Wells | 6-12-1972 |
| | | | | | | | | | | POU/POA | 2 | N | 28 | E | 4 | SE | NE | 800 | | 29.9 | IR | Sparks, L&L 1,2,3 Wells | 6-12-1972 |
| | | | | | | | | | | POU/POA | 2 | N | 28 | E | 4 | NE | NW | 800 | | 33.9 | IR | Sparks, L&L 1,2,3 Wells | 6-12-1972 |
| | | | | | | | | | | POU/POA | 2 | N | 28 | E | 4 | NW | NW | 800 | | 32.9 | IR | Sparks, L&L 1,2,3 Wells | 6-12-1972 |
| | | | | | | | | | | POU/POA | 2 | N | 28 | E | 4 | SW | NW | 800 | | 28.0 | IR | Sparks, L&L 1,2,3 Wells | 6-12-1972 |
| | | | | | | | | | | POU/POA | 2 | N | 28 | E | 4 | SE | NW | 800 | | 28.0 | IR | Sparks, L&L 1,2,3 Wells | 6-12-1972 |
| | | | | | | | | | | POU/POA | 3 | N | 28 | E | 33 | SW | SW | 800 | | 0.1 | IR | Sparks, L&L 1,2,3 Wells | 6-12-1972 |
| | | | | | | | | | | POU/POA | 3 | N | 28 | E | 33 | SE | SW | 800 | | 0.1 | IR | Sparks, L&L 1,2,3 Wells | 6-12-1972 |
| | | | | | | | | | | POU/POA | 4 | N | 29 | E | 20 | NE | SW | 300 | | 0.2 | IR | Mills N Well | 6-12-1972 |
| | | | | | | | | | | POU/POA | 4 | N | 29 | E | 20 | NW | SW | 300 | | 33.2 | IR | Mills N Well | 6-12-1972 |
| | | | | | | | | | | POU/POA | 4 | N | 29 | E | 20 | SW | SW | 300 | | 10.0 | IR | Mills N Well | 6-12-1972 |
| TOTAL ACRES | | | | | | | | TOTAL ACRES | | | | | | | | | | | | | | | 226.1 |

Additional remarks: The existing primary water right (Certificate 83083) on Circles 26 and affected portion of Circle 27 in Sections 4 and 33 will not be used during the 2022-2023 irrigation season. Existing supplemental permit S-54582 will remain on the lands in Section 4. Certificate 54753 of Transfer 10879 was not allocated water in the 2022 irrigation season thus necessitating this temporary transfer application to lands in Section 20. Permits S-55114 and S-55262 are appurtenant to the TO lands in Section 20 and as of Spring 2022 have not been developed on

these lands. Permits S-55192, S-55061, S-55190, and S-54633 have not been developed on the FROM or TO lands in Sections 4, 33 and 34 as of Spring 2022 and therefore this temporary transfer is necessary.

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: C.83083, S-54582, S-55192, S-55061, S-55190, T-10879



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 |
|---|------------------------------------|---|------------------|-----------------|-------------------------|---------------------------|--|--|---|--|
| | See | Attached | Well | Logs | | | | | | |
| | | | | | | | | | | |
| | | | | | | | | | | |
| | | | | | | | | | | |

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-14188

Review Due Date: 04/19/2023

Applicant Name: MK Farms Inc.

Proposed Changes: POU POD POA USE OTHER

Reviewer(s): G. Wacker

Date of Review: 03/21/2023

1. Do you have evidence that the right has not been used in the last 5 years and that the presumption of forfeiture would not likely be rebuttable? Yes No If "Yes", attach evidence (e.g. dated aerial photo showing pavement or building on the land for >5 yrs.)

2. Is there a history of regulation on the source that serves this (or these) right(s) that has involved the transferred right(s) and downstream water rights? Yes No Generally characterize the frequency of any regulation or explain why regulation has not occurred:

3. Have headgate notices been issued for the source that serves the transferred right(s)?
 Yes No Records not available.

4. In your estimation, after the proposed change, would distribution of water for the right(s) result in regulation of other water rights that would not have occurred if use under the original right(s) was/were maximized? Yes No If "Yes", explain:

5. In your estimation, if the proposed change is approved, are there upstream water rights that would be affected? Yes No If "Yes", describe how the rights would be affected and list the rights most affected:

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

N/A

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

N/A

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

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

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

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

Yes No If "Yes", explain:

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

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

Yes No If "Yes", explain:

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

Yes No If "Yes", answer the following:

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

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

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

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

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

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

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

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

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

Yes No If "Yes", explain:

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

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

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

A Headgate should be required prior to diverting water.

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

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

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

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

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

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

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

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

Weir

Parshall Flume

Other: _____

Submerged Orifice

Flow Restrictor

Oregon Water Resources Department

Measurement Condition Information for the Applicant

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

Transfer #: T- 14188

In order to avoid enlargement of the right or injury to other rights, a totalizing flow meter 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: Greg Wacker

District: 16

Address: 725 Summer St NE Ste A

City/State/Zip: Salem, OR 97301-1266

Phone: 971-719-6262

Email: gregory.j.wacker@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



Oregon

Kate Brown, Governor

Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

June 21, 2022

CASTLE ROCK FARMING, LLC
GREG HARRIS
75906 THREEMILE RD
BOARDMAN, OR 97818

Reference: Application T-14029

On June 13, 2022, OWRD received your water right Temporary Transfer Application. The application was accompanied by \$1912.32. Our receipt number 138412 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. #5, Gregory M. Silbernagel (via email)
Molly Reid, Jon S. Travis, Agent
Teel Irrigation District

Enclosure

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 # **138412**

INVOICE # _____

| | | |
|---|-------------|-------------------|
| RECEIVED FROM: <u>Threemile Canyon Farms, LLC</u> | APPLICATION | |
| BY: _____ | PERMIT | |
| CASH: <input type="checkbox"/> | TRANSFER | <u>1-14029</u> |
| CHECK: # <u>13846</u> | TOTAL REC'D | \$ <u>1912.32</u> |
| OTHER: (IDENTIFY) _____ | | |

| |
|--|
| 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: | RECORD FEE |
| 0201 SURFACE WATER \$ _____ 0202 \$ _____ | |
| 0203 GROUND WATER \$ _____ 0204 \$ _____ | |
| 0205 TRANSFER \$ <u>1912.32</u> | |
| WELL CONSTRUCTION | LICENSE FEE |
| 0218 WELL DRILL CONSTRUCTOR \$ _____ 0219 \$ _____ | |
| LANDOWNER'S PERMIT 0220 \$ _____ | |
| OTHER (IDENTIFY) _____ | |

| | |
|---|-------------|
| 0536 TREASURY 0437 WELL CONST. START FEE | |
| 0211 WELL CONST START FEE \$ _____ | CARD# _____ |
| 0210 MONITORING WELLS \$ _____ | CARD# _____ |
| OTHER (IDENTIFY) _____ | |

| | |
|---|--|
| 0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER | |
| 0233 POWER LICENSE FEE (FWWRD) \$ _____ | |
| 0231 HYDRO LICENSE FEE (FWWRD) \$ _____ | |
| HYDRO APPLICATION \$ _____ | |

| |
|--------------------------------|
| TREASURY OTHER / RDX |
| FUND _____ TITLE _____ |
| OBJ. CODE _____ VENDOR # _____ |
| DESCRIPTION _____ \$ _____ |

RECEIPT: **138412** DATED: 6-13-2022 BY: Mindy Cochr

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

Threemile Canyon Farms, LLC
 To: Oregon Water Resources Department ORE026
 Invoice Number: _____ Date: 05/11/2022
 Voucher Number: 0000000000045060 Description: Application for Water Right
 Amount: \$1,912.32
 Discount: \$0.00
 Paid Amount: \$1,912.32
 Check Number: 013846
 Date: 05/12/2022

TOTALS: \$1,912.32 \$0.00 \$1,912.32

RECEIVED
JUN 13 2022
OWRD

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



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

This temporary transfer application will be returned if Parts 1 through 5 and all required attachments are not completed and included.
For questions, please call (503) 986-0900, and ask for Transfer Section.

FOR ALL TEMPORARY TRANSFER APPLICATIONS

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

- Part 1 – Completed Minimum Requirements Checklist.
- Part 2 – Completed Temporary Transfer Application Map Checklist.
- Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the online fee calculator at: http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator.
- Part 4 – Completed Applicant Information and Signature.
- Part 5 – Information about Transferred Water Rights: **How many water rights are to be transferred? 2 List them here: 76263 and 79993**
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: 2022 End Year: 2022.**
- 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):

| | |
|--|--|
| <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 <u>14029</u> is incomplete |
| <input type="checkbox"/> Additional signature(s) required | |

Other/Explanation _____

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

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Part 2 of 5 – Temporary Transfer Application Map Checklist

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

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

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

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JUN 13 2022

Part 4 of 5 – Applicant Information and Signature

Applicant Information

| | | | |
|---|--------------------|------------------------------------|---------------------------------------|
| APPLICANT/BUSINESS NAME Castle Rock Farming, LLC (Greg Harris - Farm Manager) | | PHONE NO. (541) 481-9274 | ADDITIONAL CONTACT NO. |
| ADDRESS 75906 Threemile Road | | | FAX NO. |
| CITY Boardman | STATE OR | ZIP 97818 | E-MAIL gharris@rdoffutt.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. | | | |

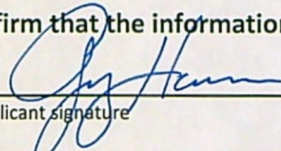
Agent Information – The agent is authorized to represent the applicant in all matters relating to this application.

| | | | |
|---|--------------------|---|--|
| AGENT/BUSINESS NAME Molly Reid and Jon Travis, GeoEngineers, Inc. | | PHONE NO. (509) 289-2839 Jon office # | ADDITIONAL CONTACT NO. (509) 979-0332 Jon 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 transfer application and why:
Transferring water rights on leased lands with high value crops to leased lands within the Stage Gulch Critical Groundwater Area that were not allocated water in 2022.

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>Greg Harris, Farm Manager</u> Print Name (and Title if applicable) | <u>5/10/2022</u> Date |
| _____ Applicant signature | _____ Print Name (and Title if applicable) | _____ Date |

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

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

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JUN 13 2022

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OWRD

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

| | | |
|---|------------------------------------|--------------|
| DISTRICT NAME Teel Irrigation District | ADDRESS 32327 Oregon Trail Road | |
| CITY Echo | STATE OR | ZIP 97826 |

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 N/A | 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 Umatilla County Planning Department | ADDRESS 216 SE Fourth Street | |
| CITY Pendleton | STATE OR | ZIP 97801 |

| | | |
|--------------------|---------|-----|
| ENTITY NAME N/A | ADDRESS | |
| CITY | STATE | ZIP |

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JUN 13 2022

14029

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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.

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Water Right Certificate # 76263

JUN 13 2022

Description of Water Delivery System

System capacity: 3.5 cubic feet per second (cfs) **OR**

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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. Refer to delivery system map

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) |
|------------------------|---|--|-----|------|-----|----|----|---------------------------|---|
| Sparks Well | <input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed | UMAT 1224 | 3 N | 28 E | 34 | NW | SE | 9200 | 1300 feet N & 60 feet W from the SE Corner, Section 34 |
| L&L Well #1 | <input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed | UMAT 1215 | 3 N | 28 E | 23 | SW | SE | 7100 | 960 feet N & 30 feet E from the S ¼ Corner, Section 23 |
| L&L Well #2 | <input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed | UMAT 1216 | 3 N | 28 E | 26 | NW | NE | 7300 | 930 feet S from the N ¼ Corner, Section 26 |
| L&L Well #3 | <input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed | UMAT 1214 | 3 N | 28 E | 23 | NW | NW | 7100 | 60 feet S & 280 feet E from the NW Corner, Section 23 |
| Mills N Well | <input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed | UMAT 2881 | 4 N | 29 E | 20 | SW | SE | 300 | 1050 feet N & 50 feet E from the S ¼ Corner, Section 20 |

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

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

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

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

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

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

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

Table 2. Description of Temporary Changes to Water Right Certificate # 76263

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

| AUTHORIZED (the "from" or "off" lands) The listing that appears on the Certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed. | | | | | | | | | | Proposed Changes (see "CODES" from previous page) | PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made. | | | | | | | | | | | | |
|--|-----|-----|-----|------------|----------------------|-------|---|---|------------------|---|---|-----|-------|-----|------------|----------------------|-------|--------------------|--|------------------|----|----------------------------|-----------|
| Twp | Rng | Sec | ¼ ¼ | Tax Lot | Gvt Lot or DLC | Acres | Type of USE listed on Certificate | POD(s) or POA(s) (name or number from Table 1) | Priority Date | | Twp | Rng | Sec | ¼ ¼ | Tax Lot | Gvt Lot or DLC | Acres | New Type of USE | POD(s)/ POA(s) to be used (from Table 1) | Priority Date | | | |
| | | | | | | | | | | POU/POA | 2 | N | 28 | E | 4 | SW | NE | 800 | | 29.8 | IR | Sparks, L&L 1,2,3 Wells | 6-12-1972 |
| | | | | | | | | | | POU/POA | 2 | N | 28 | E | 4 | SE | NE | 800 | | 29.9 | IR | Sparks, L&L 1,2,3 Wells | 6-12-1972 |
| | | | | | | | | | | POU/POA | 2 | N | 28 | E | 4 | NE | NW | 800 | | 33.9 | IR | Sparks, L&L 1,2,3 Wells | 6-12-1972 |
| | | | | | | | | | | POU/POA | 2 | N | 28 | E | 4 | NW | NW | 800 | | 32.9 | IR | Sparks, L&L 1,2,3 Wells | 6-12-1972 |
| | | | | | | | | | | POU/POA | 2 | N | 28 | E | 4 | SW | NW | 800 | | 28.0 | IR | Sparks, L&L 1,2,3 Wells | 6-12-1972 |
| | | | | | | | | | | POU/POA | 2 | N | 28 | E | 4 | SE | NW | 800 | | 28.0 | IR | Sparks, L&L 1,2,3 Wells | 6-12-1972 |
| | | | | | | | | | | POU/POA | 3 | N | 28 | E | 33 | SW | SW | 800 | | 0.1 | IR | Sparks, L&L 1,2,3 Wells | 6-12-1972 |
| | | | | | | | | | | POU/POA | 3 | N | 28 | E | 33 | SE | SW | 800 | | 0.1 | IR | Sparks, L&L 1,2,3 Wells | 6-12-1972 |
| | | | | | | | | | | POU/POA | 4 | N | 29 | E | 20 | NE | SW | 300 | | 0.2 | IR | Mills N Well | 6-12-1972 |
| | | | | | | | | | | POU/POA | 4 | N | 29 | E | 20 | NW | SW | 300 | | 33.2 | IR | Mills N Well | 6-12-1972 |
| | | | | | | | | | | POU/POA | 4 | N | 29 | E | 20 | SW | SW | 300 | | 10.0 | IR | Mills N Well | 6-12-1972 |
| TOTAL ACRES | | | | | | | TOTAL ACRES | | | | | | 226.1 | | | | | | | | | | |

Additional remarks: The existing primary water right (Certificate 83083) on Circles 26 and affected portion of Circle 27 in Sections 4 and 33 will not be used during the 2022 irrigation season. Existing supplemental permit S-54582 will remain on the lands in Section 4. Certificate 54753 of Transfer 10879 was not allocated water in the 2022 irrigation season thus necessitating this temporary transfer application to lands in Section 20. Permits S-55114 and S-55262 are appurtenant to the TO lands in Section 20 and as of Spring 2022 have not been developed on

these lands. Permits S-55192, S-55061, S-55190, and S-54633 have not been developed on the FROM or TO lands in Sections 4, 33 and 34 as of Spring 2022 and therefore this temporary transfer is necessary.

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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: C.83083, S-54582, S-55192, S-55061, S-55190, T-10879



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 |
|---|------------------------------------|---|------------------|-----------------|-------------------------|---------------------------|--|--|---|--|
| | See | Attached | Well | Logs | | | | | | |
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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 # 79993

Description of Water Delivery System

System capacity: 3.5 cubic feet per second (cfs) OR

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. Refer to delivery system map

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) |
|------------------------|---|--|-----|---|-----|---|-----|-----|----|---------------------------|--|
| | | | | | | | | | | | |
| Sparks Well | <input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed | UMAT 1224 | 3 | N | 28 | E | 34 | NW | SE | 9200 | 1300 feet N & 60 feet W from the SE Corner, Section 34 |
| L&L Well #1 | <input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed | UMAT 1215 | 3 | N | 28 | E | 23 | SW | SE | 7100 | 960 feet N & 30 feet E from the S ¼ Corner, Section 23 |
| L&L Well #2 | <input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed | UMAT 1216 | 3 | N | 28 | E | 26 | NW | NE | 7300 | 930 feet S from the N ¼ Corner, Section 26 |
| L&L Well #3 | <input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed | UMAT 1214 | 3 | N | 28 | E | 23 | NW | NW | 7100 | 60 feet S & 280 feet E from the NW Corner, Section 23 |

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

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

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

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

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

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

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

Table 2. Description of Temporary Changes to Water Right Certificate # 79993

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

| AUTHORIZED (the "from" or "off" lands) The listing that appears on the Certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed. | | | | | | | | | | Proposed Changes (see "CODES" from previous page) | PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made. | | | | | | | | | | | | |
|--|-----|-----|-----|------------|----------------------|-------|---|---|------------------|---|---|-----|------|-----|------------|----------------------|-------|--------------------|--|------------------|----|-----------------------|-----------|
| Twp | Rng | Sec | ¼ ¼ | Tax Lot | Gvt Lot or DLC | Acres | Type of USE listed on Certificate | POD(s) or POA(s) (name or number from Table 1) | Priority Date | | Twp | Rng | Sec | ¼ ¼ | Tax Lot | Gvt Lot or DLC | Acres | New Type of USE | POD(s)/ POA(s) to be used (from Table 1) | Priority Date | | | |
| | | | | | | | | | | POU/POA | 2 | N | 28 | E | 4 | NE | NE | 800 | | 15.5 | IR | Sparks & L&L 1,2,3 | 6-12-1972 |
| TOTAL ACRES | | | | | | | TOTAL ACRES | | | | | | 15.5 | | | | | | | | | | |

Additional remarks: The existing primary water right (Certificate 83083) on Circles 26 and affected portion of Circle 27 in Sections 4 and 33 will not be used during the 2022 irrigation season. The Industrial portion of Certificate 79993 will not be subject to this temporary transfer, only the irrigation portion. Additional permits S-55061, S-55190, S-55192, and S-54633 are associated with both the FROM and TO lands requested in this temporary transfer and have not been developed on these lands as of the submittal of this application. It is not anticipated that these additional surface water right will be developed in the 2022 irrigation season and therefore we are submitting this temporary transfer application.

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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: C.83083, S-54582, S-55192, S-55061, S-55190, T-10879



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 |
|---|------------------------------------|---|------------------|-----------------|-------------------------|---------------------------|--|--|---|--|
| | See | Attached | Well | Logs | | | | | | |
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Attachment #1
Map of FROM and TO Lands
Temporary Transfer Application for Certificates 76263 & 79993

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Molly A. Reid

From: STARNES Patrick K * WRD <Patrick.K.STARNES@water.oregon.gov>
Sent: Tuesday, April 19, 2022 9:58 AM
To: Molly A. Reid; JARAMILLO Lisa J * WRD
Cc: Harris, Greg
Subject: RE: Map Waiver Request for Castle Rock Farm 2022 Temporary Transfer

[EXTERNAL]

Hi Molly,

The Department grants a map scale waiver for the attached Temporary Transfer map.

Please include a copy of this e-mail with the temporary transfer application.

Sincerely,

Kelly

Kelly Starnes, Transfer Program Analyst
Oregon Water Resources Department
725 Summer St NE Suite A
Salem OR 97301-1271
Cell phone: 503-979-3511 Fax: 503-986-0903
E-mail: patrick.k.starnes@water.oregon.gov

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

From: Molly A. Reid <mreid@geoengineers.com>
Sent: Tuesday, April 19, 2022 9:28 AM
To: STARNES Patrick K * WRD <Patrick.K.STARNES@water.oregon.gov>; JARAMILLO Lisa J * WRD <Lisa.J.JARAMILLO@water.oregon.gov>
Cc: Harris, Greg <GHarris@rdoffutt.com>
Subject: Map Waiver Request for Castle Rock Farm 2022 Temporary Transfer

Hi Kelly: We are again asking for a map size waiver for the 2022 Temporary Transfer Application by Castle Rock Farms for Certificates 76263 and 79993. The area in which the transfer will occur is too large to fit onto an 11 x 17 map at the 1 inch to 1320' scale. We are requesting a waiver so that we can print the map on 11x17 map at a larger scale. Thank you for your consideration.

Molly

Molly A. Reid
Senior Planner | GeoEngineers, Inc.
Telephone: 509.209.2846

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Attachment #2
Certificates 76263 & 79993 and FPS Maps
Temporary Transfer Application for Certificate 76263 & 79993

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STATE OF OREGON
 COUNTY OF UMATILLA
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

J.R. SIMPLOT COMPANY
 P.O. BOX 27
 BOISE, IDAHO 83707

confirms the right to use the waters of ONE WELL in the UMATILLA RIVER BASIN for IRRIGATION OF 226.1 ACRES.

This right was perfected under Permit G-5812. The date of priority is JUNE 12, 1972. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 2.83 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NW¼ SE¼, SECTION 34, T 3 N, R 28 E, WM; 1300 FEET NORTH AND 60 FEET WEST FROM THE SE CORNER, NW¼ SE¼, SECTION 34.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3 acre-feet per acre for each acre irrigated during the irrigation season of each year.

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

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

| | | | |
|---------|------------|---------|------------|
| SW¼ NE¼ | 30.0 ACRES | NE¼ SW¼ | 8.0 ACRES |
| SE¼ NE¼ | 24.4 ACRES | NW¼ SW¼ | 30.1 ACRES |
| NW¼ NW¼ | 11.3 ACRES | SW¼ SW¼ | 2.4 ACRES |
| SW¼ NW¼ | 31.5 ACRES | NE¼ SE¼ | 33.6 ACRES |
| SE¼ NW¼ | 10.0 ACRES | NW¼ SE¼ | 38.0 ACRES |
| | | SW¼ SE¼ | 4.2 ACRES |
| | | SE¼ SE¼ | 2.6 ACRES |

SECTION 34
 TOWNSHIP 3 NORTH, RANGE 28 EAST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 51295, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered AUG - 2 1999, approving Transfer Application 7197

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

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

WITNESS the signature of the Water Resources Director, affixed AUG - 2 1999.

Martha O. Pagel (for)
 Martha O. Pagel, Director

Recorded in State Record of Water Right Certificates numbered 76263.

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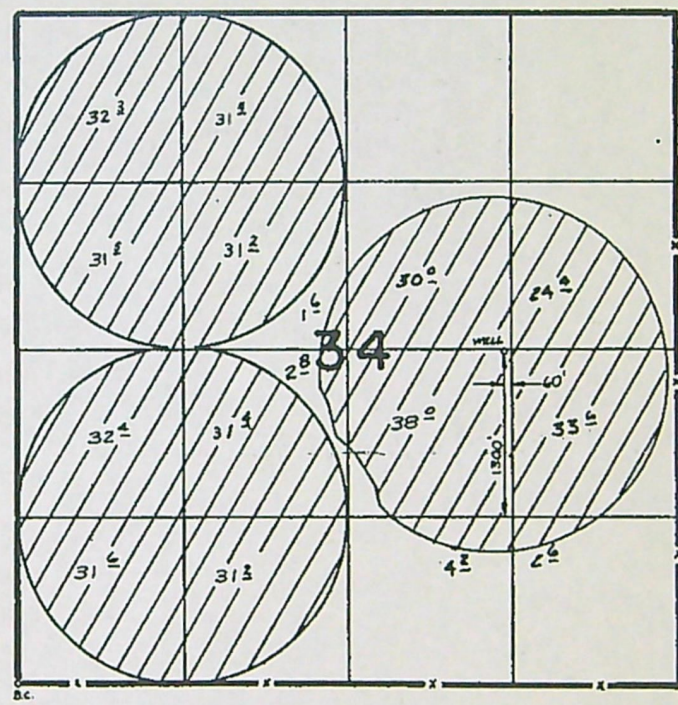
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G-5812

76263
51295

T. 3N. R. 28E. W. M.



FINAL PROOF SURVEY UNDER

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JUN 2 1982

WATER RESOURCES DEPT
SALEM, OREGON

Application No. G-5820 Permit No. G-5812
IN NAME OF

David Sparks

RECEIVED

Surveyed 4-30 1972, by R. BARMAN

JUN 13 2022

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PT-1979-P-4 466
14029

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

J. R. SIMPLOT COMPANY
P.O. BOX 27
BOISE, IDAHO 83707

confirms the right to use the waters of WELL NO.'S 4, 6 AND SPARKS WELL in the UMATILLA RIVER BASIN for INDUSTRIAL USE AND IRRIGATION OF 15.5 ACRES.

This right was perfected under Permit G-5812. The date of priority is JUNE 12, 1972. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 2.05 CUBIC FEET PER SECOND (CFS); BEING 1.86 CFS FROM WELLS NO.'S 4 AND 6 NOT TO EXCEED 445.8 ACRE-Feet PER YEAR FOR INDUSTRIAL USE AND 0.19 CFS FROM SPARKS WELL FOR IRRIGATION (IF AVAILABLE AT THE ORIGINAL POINT OF APPROPRIATION - SPARKS WELL) or its equivalent in case of rotation, measured at the wells.

The wells are located as follows:

SPARKS WELL - NW 1/4 SE 1/4, SECTION 34, TOWNSHIP 3 NORTH, RANGE 28 EAST, W.M.; 1300 FEET NORTH AND 60 FEET WEST FROM THE SE CORNER, NW 1/4 SE 1/4, SECTION 34;

WELL NO. 4 - SW 1/4 SE 1/4, SECTION 26, TOWNSHIP 4 NORTH, RANGE 28 EAST, W.M.; 600 FEET NORTH AND 220 FEET EAST FROM THE SOUTH 1/4 CORNER OF SECTION 26; AND

WELL NO. 6 - SW 1/4 SE 1/4, SECTION 26, TOWNSHIP 4 NORTH, RANGE 28 EAST, W.M.; 400 FEET NORTH AND 200 FEET EAST FROM THE SOUTH 1/4 CORNER OF SECTION 26.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3 acre-feet per acre for each acre irrigated during the irrigation season of each year. The use of water for industrial use may be made at any time of the year.

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 of the order must be filed within the 60 days of the date of service.

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T-7197.SB

Certificate Number 79993

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

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

| | |
|---------------|-----------|
| NW 1/4 NW 1/4 | 0.1 ACRE |
| SW 1/4 NW 1/4 | 7.9 ACRES |
| SE 1/4 NW 1/4 | 0.2 ACRE |
| NW 1/4 SW 1/4 | 7.3 ACRES |

SECTION 34
TOWNSHIP 3 NORTH, RANGE 28 EAST, W.M.

SW 1/4 SW 1/4 INDUSTRIAL USE
SECTION 27
TOWNSHIP 4 NORTH, RANGE 28 EAST, W.M.

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.

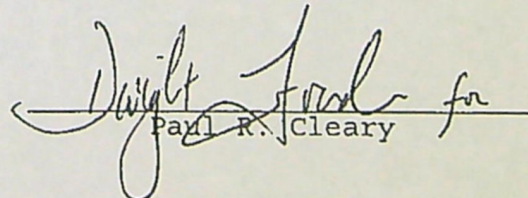
The water user shall install in-line flow meters or other suitable devices for measuring and recording the quantity of water used. The type and plans of the measuring devices must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

In the event of a request for a change in point of appropriation, an additional point of appropriation or repair of these wells, the quantity of water allowed herein together with any other right from these points of appropriation shall not exceed the capacity of the wells at the time of perfection of this right.

This certificate is issued to confirm a change in USE, PLACE OF USE AND POINT OF APPROPRIATION approved by an order of the Water Resources Director entered AUGUST 2, 1999, and together with Certificate 76263, supersedes Certificate 51295, State Record of Water Right Certificates.

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.

WITNESS the signature of the Water Resources Director, affixed April 14, 2003.


Paul R. Cleary

Recorded in State Record of Water Right Certificate Number 79993.

T-7197.SB

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Attachment #3
Evidence of Use Affidavit
Temporary Transfer Application for Certificates 76263 & 79993

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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 UMATILLA)

I, BOB LEVY, in my capacity as LEASEE,
 mailing address 1000 S. HWY. 395 #423, HERMISTON, OR 97838
 telephone number (541)449-8627, being first duly sworn depose and say:

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

- Personal observation Professional expertise

2. I attest that:

Water was used during the previous five years on the **entire** place of use for Certificate # 76263 AND 79993; OR

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

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

OR

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

(continues on reverse side)

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TACS

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

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

4/21/2022
Date

Signed and sworn to (or affirmed) before me this 21 day of April, 2022.



Tiffany Harrell
Notary Public for Oregon

My Commission Expires: May 18, 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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Attachment #4
Evidence of Use Documents
Temporary Transfer Application for Certificates 76263 & 79993

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MILLS FARMS WATER BALANCE METER READINGS 2021

| | | | |
|----------------------|----------------------|-------------------------|-------------|
| Well Log: | UMAT 2881 | State Well No.: | 4N/29E/20dd |
| Owner: | Westland Enterprises | Pump or Meter Name: | Well 5 |
| Flow Meter Brand: | McCrometer | Power Utility: | UEC |
| Flow Meter Serial #: | ---- | Power Meter Number: | 22274070 |
| Flow Meter Type : | Ac-Ft (x.01) | Power Meter Multiplier: | 60 |

| Date | Time | Flow Meter | | | Power Meter (KWH) | | KWH / Ac Ft. | Comments |
|--------------|------|------------|--------|----------------|-------------------|----------------|--------------|----------|
| | | Reading | GPM | Acre-Feet | Reading | Usage | | |
| 2/25/21 | 7:05 | 576.678 | 0 | | 15,285 | | 0 | |
| 3/5/21 | 2:20 | 576.682 | 0 | 0.000 | 15,293 | 480 | 0 | |
| 3/8/21 | 3:20 | 576.683 | 0 | 0.001 | 15,297 | 240 | 240,000 | |
| 3/15/21 | 8:34 | 576.683 | 0 | 0.000 | 15,427 | 7,800 | 0 | |
| 3/22/21 | 8:21 | 576.683 | 0 | 0.000 | 15,440 | 780 | 0 | |
| 3/29/21 | 8:23 | 576.684 | 0 | 0.000 | 15,567 | 7,620 | 0 | |
| 4/5/21 | 8:00 | 576.684 | 0 | 0.000 | 15,708 | 8,460 | 0 | |
| 4/12/21 | 8:04 | 576.684 | 0 | 0.000 | 15,828 | 7,200 | 0 | |
| 4/19/21 | 8:00 | 576.684 | 0 | 0.000 | 15,838 | 600 | 0 | |
| 4/26/21 | 6:55 | 583.630 | 0 | 6.916 | 16,050 | 12,720 | 1,839 | |
| 5/3/21 | 6:44 | 611.963 | 800 | 20.705 | 16,468 | 25,080 | 1,211 | |
| 5/10/21 | 7:05 | 619.156 | 0 | 6.167 | 16,673 | 12,300 | 1,994 | |
| 5/17/21 | 7:22 | 619.321 | 0 | 0.000 | 17,068 | 23,700 | 0 | |
| 5/24/21 | 7:45 | 619.322 | 0 | 0.000 | 17,364 | 17,760 | 0 | |
| 5/31/21 | 8:50 | 639.647 | 500 | 16.035 | 17,745 | 22,860 | 1,426 | |
| 6/7/21 | 6:18 | 674.764 | 0 | 28.437 | 18,166 | 25,260 | 888 | |
| 6/14/21 | 6:22 | 701.558 | 1,000 | 21.994 | 18,622 | 27,360 | 1,244 | |
| 6/21/21 | 5:26 | 735.693 | 1,250 | 27.355 | 19,110 | 29,280 | 1,070 | |
| 6/28/21 | 6:10 | 781.720 | 18,000 | 33.357 | 19,683 | 34,380 | 1,031 | |
| 7/5/21 | 5:38 | 829.502 | 1,800 | 32.102 | 20,236 | 33,180 | 1,034 | |
| 7/12/21 | 6:40 | 877.946 | 1,800 | 32.664 | 20,793 | 33,420 | 1,023 | |
| 7/19/21 | 6:20 | 930.061 | 2,100 | 32.815 | 21,349 | 33,360 | 1,017 | |
| 7/26/21 | 6:55 | 970.325 | 1,400 | 26.754 | 21,805 | 27,360 | 1,023 | |
| 8/2/21 | 6:35 | 14.666 | 1,700 | 31.461 | 22,350 | 32,700 | 1,039 | |
| 8/9/21 | 6:40 | 52.756 | 1,200 | 27.880 | 22,832 | 28,920 | 1,037 | |
| 8/16/21 | 6:45 | 83.970 | 1,000 | 24.584 | 23,268 | 26,160 | 1,064 | |
| 8/23/21 | 7:00 | 110.594 | 800 | 18.214 | 23,626 | 21,480 | 1,179 | |
| 8/30/21 | 7:00 | 138.787 | 1,700 | 20.903 | 23,999 | 22,380 | 1,071 | |
| 9/6/21 | 7:10 | 164.057 | 1,000 | 14.850 | 24,292 | 17,580 | 1,184 | |
| 9/13/21 | 7:05 | 178.893 | 0 | 10.496 | 24,510 | 13,080 | 1,246 | |
| 9/20/21 | 6:28 | 181.367 | 0 | 2.334 | 24,653 | 8,580 | 3,676 | |
| 9/27/21 | 6:37 | 189.024 | 0 | 7.657 | 24,975 | 19,320 | 2,523 | |
| 10/4/21 | 6:51 | 192.804 | 0 | 3.010 | 25,558 | 34,980 | 11,621 | |
| 10/11/21 | 7:05 | 198.847 | 0 | 5.273 | 25,597 | 2,340 | 444 | |
| 10/18/21 | 6:44 | 211.353 | 0 | 11.736 | 25,689 | 5,520 | 470 | |
| 10/25/21 | 7:01 | 214.108 | 0 | 1.715 | 25,773 | 5,040 | 2,939 | |
| 11/1/21 | 7:01 | 214.637 | 0 | 0.529 | 25,902 | 7,740 | 14,631 | |
| Total | | | | 465.944 | | 637,020 | 1367 | |

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CASTLE ROCK ECHO WATER TRACKING METER READINGS 2021

| | | | |
|----------------------|---------------|-------------------------|-------------|
| Well Log: | UMAT 50476 | State Well No.: | L08754 |
| Owner: | Simplot | Pump or Meter Name: | Sparks Well |
| Flow Meter Brand: | McCrometer | Power Utility: | UEC |
| Flow Meter Serial #: | 13-12-1162 | Power Meter Number: | 8465150 |
| Flow Meter Type : | Ac-Ft (x.001) | Power Meter Multiplier: | 60 |

| Date | Time | Flow Meter | | | Power Meter (KWH) | | KWH / Ac Ft. | Comments |
|------------|-------|------------|--------|-----------|-------------------|---------|--------------|----------|
| | | Reading | GPM | Acre-Feet | Reading | Usage | | |
| 11/2/2020 | 11:19 | 462.047 | 0 | | 72,672 | | | |
| 2/24/2021 | 9:20 | 462.047 | 0 | | 72,677 | | | |
| 3/1/2021 | 1:36 | 462.047 | 0 | 0.000 | 72,677 | 0 | 0 | |
| 3/8/2021 | 12:32 | 462.047 | 0 | 0.000 | 72,677 | 0 | 0 | |
| 3/15/2021 | 12:15 | 462.047 | 0 | 0.000 | 72,678 | 60 | 0 | |
| 3/22/2021 | 11:54 | 462.047 | 0 | 0.000 | 72,678 | 0 | 0 | |
| 3/29/2021 | 11:17 | 462.047 | 0 | 0.000 | 72,678 | 0 | 0 | |
| 4/5/2021 | 10:55 | 462.047 | 0 | 0.000 | 72,678 | 0 | 0 | |
| 4/12/2021 | 10:38 | 462.047 | 0 | 0.000 | 72,679 | 60 | 0 | |
| 4/19/2021 | 10:12 | 462.047 | 0 | 0.000 | 72,679 | 0 | 0 | |
| 4/26/2021 | 10:07 | 462.047 | 0 | 0.000 | 72,679 | 0 | 0 | |
| 5/3/2021 | 9:55 | 462.047 | 0 | 0.000 | 72,679 | 0 | 0 | |
| 5/10/2021 | 9:30 | 462.047 | 0 | 0.000 | 72,680 | 60 | 0 | |
| 5/17/2021 | 9:45 | 462.047 | 0 | 0.000 | 72,680 | 0 | 0 | |
| 5/24/2021 | 10:57 | 462.047 | 0 | 0.000 | 72,680 | 0 | 0 | |
| 5/31/2021 | 3:27 | 462.047 | 0 | 0.000 | 72,680 | 0 | 0 | |
| 6/7/2021 | 8:56 | 462.047 | 0 | 0.000 | 72,681 | 60 | 0 | |
| 6/14/2021 | 9:25 | 462.047 | 0 | 0.000 | 72,681 | 0 | 0 | |
| 6/21/2021 | 8:27 | 480.559 | 1,200 | 18.512 | 73,069 | 23,280 | 1,258 | |
| 6/28/2021 | 10:00 | 525.936 | 1,700 | 45.377 | 74,015 | 56,760 | 1,251 | |
| 7/5/2021 | 11:08 | 571.274 | 16,000 | 45.338 | 74,959 | 56,640 | 1,249 | |
| 7/12/2021 | 1:05 | 616.912 | 1,600 | 45.638 | 75,097 | 8,280 | 181 | |
| 7/19/2021 | 12:40 | 661.401 | 1,600 | 44.489 | 76,839 | 104,520 | 2,349 | |
| 7/26/2021 | 11:40 | 705.589 | 1,500 | 44.188 | 77,769 | 55,800 | 1,263 | |
| 8/2/2021 | 12:30 | 734.499 | 0 | 28.910 | 78,419 | 39,000 | 1,349 | |
| 8/9/2021 | 10:15 | 749.563 | 1,500 | 15.064 | 78,737 | 19,080 | 1,267 | |
| 8/16/2021 | 11:50 | 787.060 | 2,000 | 37.497 | 79,654 | 55,020 | 1,467 | |
| 8/23/2021 | 2:05 | 831.686 | 1,300 | 44.626 | 80,603 | 56,940 | 1,276 | |
| 8/30/2021 | 12:25 | 866.127 | 1,100 | 34.441 | 81,410 | 48,420 | 1,406 | |
| 9/6/2021 | 10:45 | 884.735 | 0 | 18.608 | 81,901 | 29,460 | 1,583 | |
| 9/13/2021 | 11:25 | 909.500 | 2,500 | 24.765 | 82,440 | 32,340 | 1,306 | |
| 9/20/2021 | 10:50 | 945.598 | 900 | 36.098 | 83,226 | 47,160 | 1,306 | |
| 9/27/2021 | 10:38 | 953.704 | 1,500 | 8.106 | 83,401 | 10,500 | 1,295 | |
| 10/4/2021 | 10:10 | 972.210 | 0 | 18.506 | 83,802 | 24,060 | 1,300 | |
| 10/11/2021 | 10:34 | 972.517 | 0 | 0.307 | 83,805 | 180 | 586 | |
| 10/18/2021 | 10:32 | 972.517 | 0 | 0.000 | 83,805 | 0 | 0 | |
| 10/25/2021 | 10:38 | 972.517 | 0 | 0.000 | 83,806 | 60 | 0 | |
| 11/1/2021 | 9:00 | 972.517 | 0 | 0.000 | 83,806 | 0 | 0 | |
| TOTAL | | | | 510.470 | | 667,740 | 1,308 | |

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Attachment #5
Current Property Deed of FROM Lands
Temporary Transfer Application for Certificates 76263 & 79993

14029

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, that DAVID L. SPARKS and BABETTE SPARKS, husband and wife, hereinafter called the grantor, for the consideration hereinafter stated, to grantor paid by J. R. SIMPLOT COMPANY, a Nevada corporation of 999 West Main Street, Suite 1300, P.O. Box 27, Boise, Idaho 83707, hereinafter called the grantee, does hereby grant, bargain, sell and convey unto the said grantee and grantee's successors and assigns, that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or appertaining, situated in the County of Umatilla and State of Oregon, described as follows, to-wit:

All of Section 34, Township 3 North, Range 28 East of the Willamette Meridian in the County of Umatilla and State of Oregon, together with all ditches and ditch rights, water and water rights thereunto appertaining, including but not limited to Oregon Water Right Certificate No. 51295 and related Application File No. G-5820 and Permit No. G5812,

TO HAVE and to HOLD the same unto the said grantee and grantee's successors and assigns forever. And said grantor hereby covenants to and with said grantee and grantee's successors and assigns, that grantor is lawfully seized in fee simple of the above granted premises, free from all encumbrances, EXCEPT the lien for real property taxes for the year 1993 and subsequent years and SUBJECT TO reservation contained in Patent from United States of America to Douglas E. Holman and Amy L. Holman recorded October 8, 1989 in Book 303, Page 118, deed records of said County; agreements and regulations, including levies, assessments, water and irrigation rights and easements for ditches and canals of Teel Irrigation District; and any claimed interest of the tenants or their assigns under a certain farm lease dated December 27, 1991; and that grantor will warrant and forever defend the said premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, except those claiming under the above described encumbrances.

The true and actual consideration paid for this transfer, stated in terms of dollars, is Four Hundred Thirty Three Thousand Five Hundred Dollars (\$433,500.00).

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

In Witness Whereof, the grantor has executed this instrument this 11th day of November, 1993.

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.

David L. Sparks
DAVID L. SPARKS

Babette Sparks
BABETTE SPARKS

STATE OF ^{Washington} OREGON)
County of Grant)ss

On this 11th day of November, 1993, before me, a Notary Public in and for said State, personally appeared DAVID L. SPARKS and BABETTE SPARKS, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Patricia Butterfield
Notary Public for ~~Oregon~~ Washington
Residing at: Moses Lake
My Commission Expires: 11/1/96

5128v/11-8-93/5:15

STATE OF OREGON, COUNTY OF UMATILLA
I THOMAS L. Groat, COUNTY CLERK, CERTIFY THIS INSTRUMENT WAS RECEIVED AND RECORDED ON 11-12-93 AT 11:01 IN THE RECORD OF DOCUMENT CODE TYPE DE-ND
LOCATION R244-0029
DOCUMENT NUMBER 93-187952
FEE 35.00

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THOMAS L. Groat
UMATILLA COUNTY CLERK
RECEIVED BY *Patti Chapman* DEPUTY

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FILED
UMATILLA COUNTY CLERK
93 NOV 12 A 11:01

AFTER RECORDING
RETURN TO:

P-49737-2

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Attachment #6
Consent to Transfer by Deeded Landowner
Temporary Transfer Application for Certificates 76263 & 79993

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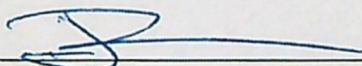
AFFIDAVIT OF CONSENT

State of Idaho)
) SS
County of Ada)

I, James B. Alderman, Senior Vice President and Secretary of the J.R. Simplot Company, being duly sworn, deposed and says;

1. J. R. Simplot Company owns the places of use and points of diversion described under Oregon Water Resources Department Certificate of Water Right Numbers 76263 and 79993; and
2. J. R. Simplot Company is leasing the land described under these certificates to Windy River, an Oregon general partnership of which Robert L. Levy is a partner ("Windy River"); and
3. J. R. Simplot Company consents to the 2022 Temporary Transfer of these water right certificates to be filed with the Oregon Water Resources Department by Windy River.

J. R. Simplot Company

By: 
James B. Alderman
Senior Vice President and Secretary

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This Affidavit of Consent was acknowledged before me this 3rd day of May, 2022 by James B. Alderman as Senior Vice President and Secretary of J. R. Simplot Company.

Notary Public: [Signature]
Commission Expires: 8/22/2026



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Attachment #7
Supplemental Form D – Teel Irrigation District
Temporary Transfer Application for Certificates 76263 & 79993

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Supplemental Form D

Water Right Transfers Within the Boundaries of or Served by an Irrigation District or other Water Supplier (Association, Ditch Co., etc.)

[For transfers submitted under OAR Chapter 690 Division 380]



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

The Department requires non-district applicants to communicate with districts/water suppliers during the planning and preparation of transfer applications involving water rights having a point of diversion or appropriation (POD/POA) or place of use (POU) served by or located within the boundaries of an irrigation district, or other type of water supplier to which assessments are paid. In some cases consent will be required from the district or water supplier.

This form must be included with any transfer application that involves rights served by or located within the boundaries of a district or other type of water supplier.

1. APPLICANT INFORMATION

| | | | |
|---------------------------------|-------------|--------------|----------------------------------|
| NAME CASTLE ROCK FARM | | | PHONE (HM) |
| PHONE (WK) (541) 481-9274 | CELL | FAX | |
| ADDRESS 75906 THREEMILE ROAD | | | |
| CITY BOARDMAN | STATE OR | ZIP 97818 | E-MAIL** GHARRIS@RDOFFUTT.COM |

2. DISTRICT or WATER SUPPLIER INFORMATION

| | | | |
|---|-------------|--------------|--------------------------|
| DISTRICT/WATER SUPPLIER NAME TEEL IRRIGATION DISTRICT (ARTHUR PRIOR – CHAIRMAN OF THE BOARD) | | | PHONE (HM) |
| PHONE (WK) (541) 376-8444 | CELL | FAX | |
| ADDRESS 32327 OREGON TRAIL ROAD | | | |
| CITY ECHO | STATE OR | ZIP 97826 | E-MAIL** ART@EONI.COM |

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** By providing an e-mail address, the applicant and/or the district/water supplier consents to receive all correspondence from the Department electronically. Copies of final order documents will also be mailed.

3. WATER RIGHTS ISSUED IN THE NAME OF, or LOCATED WITHIN, or SERVED BY AN IRRIGATION DISTRICT, OTHER DISTRICT, OR WATER SUPPLIER

a. List the water right(s) involved in this transfer:

| | Application / Decree | Permit / Previous Transfer | Certificate | Is the water right in the name of a district, water supplier, or BOR*? |
|----|----------------------|----------------------------|-------------|--|
| 1. | G-5820 | G-5812 | 76263 | No |
| 2. | G-5820 | G-5812 | 79993 | No |
| 3. | | | | |

Attach additional pages for additional water rights if necessary.

*Bureau of Reclamation

b. Determine a district's/water supplier's connection to your points of diversion (POD) or appropriation (POA) and places of use (POU). [You may need to consult with your district/water supplier.]

CURRENT ASSOCIATIONS Please answer the following "yes" or "no" questions:

YES NO One or more of the current POD(s) / POA(s) involved in the transfer are served by a district/water supplier or rely on BOR water.

YES NO All or a portion of the current POU involved in this proposed transfer receives water for either primary or supplemental irrigation from the district/water supplier; i.e., the POU is currently layered with a district or BOR water supplied water right(s).

PROPOSED ASSOCIATIONS Please answer the following "yes" or "no" questions:

YES NO One or more of the proposed POD(s) / POA(s) involved in the transfer are currently served or will be served by a district/water supplier if the transfer is approved, or rely on BOR water.

YES NO All or a portion of the proposed POU involved in this proposed transfer currently receives or will receive either primary or supplemental irrigation from the district/water supplier; i.e., the POU will be layered with a district/water supplier or BOR water supplied water right(s).

COMMENTS OR ADDITIONAL INFORMATION A PORTION OF THE PROPERTY IS LOCATED WITHIN TEEL IRRIGATION DISTRICT BUT DOES NOT RECEIVE WATER FROM THE DISTRICT.

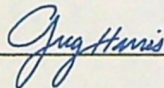
4. APPLICANT'S SIGNATURE

(1) I certify that I have notified the district/water supplier about the proposed water right transfer application by [check one]:

email, phone, postal mail, in person, or other (please specify) _____

(2) I certify that to the best of my knowledge the information contained in this Supplemental Form D is true and accurate.

Applicant Signature



Greg Harris
Name (print)

5.10.2022
Date

5. (WHEN REQUIRED) DISTRICT or WATER SUPPLIER CONSENT TO THE PROPOSED WATER RIGHT TRANSFER

District Manager or Water Supplier consent is required if any box on this form is marked "YES."

The district/water supplier certifies the following:

(1) The district/water supplier has reviewed the applicant's proposed water right transfer application and maps; and

(2) The district/water supplier consents to the proposed water right transfer application.

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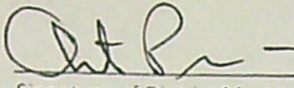
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N/A

After proof of completion, the confirming water right certificate is to remain in the name of the U.S. Bureau of Reclamation or the district/water supplier.

N/A

The district/water supplier will be responsible for submitting the claim of beneficial use prepared by a Certified Water Rights Examiner (CWRE).



Signature of District Manager /Water Supplier

ACT PRIN MANAGER

Name (print), Title

5-18-2022

Date

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Attachment #9
APOA – Well Logs
Temporary Transfer Application for Certificates 76263 & 79993

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

STATE ENGINEER, SALEM, OREGON 97310
#2- within 30 days from the date
of well completion.

UMAT
1216

WATER WELL REPORT

STATE OF OREGON
(Please type or print)

(Do not write above this line)
WATER RESOURCES DEPT.
SALEM, OREGON

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MAY 25 1976

State Well No.

67442 Well 2
3N/28E-26

Permit No. 22#2

(1) OWNER:

Name L & B FARMS INC.
Address P.O. Box 611
ECHO, ORE.

(2) TYPE OF WORK (check):

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

(3) TYPE OF WELL:

Rotary Driven
Cable Jetted
Dug Bored

(4) PROPOSED USE (check):

Domestic Industrial Municipal
Irrigation Test Well Other

CASING INSTALLED:

Threaded Welded
10" Diam. from 0 ft. to 81 ft. Gage 1250
" Diam. from _____ ft. to _____ ft. Gage _____
" Diam. from _____ ft. to _____ ft. Gage _____

PERFORATIONS:

Perforated? Yes No.

Type of perforator used _____

Size of perforations in. by _____ in.
_____ perforations from _____ ft. to _____ ft.
_____ perforations from _____ ft. to _____ ft.
_____ perforations from _____ ft. to _____ ft.

(7) SCREENS:

Well screen installed? Yes No

Manufacturer's Name _____ Model No. _____
Type _____ Diam. _____ Slot size _____ Set from _____ ft. to _____ ft.
Diam. _____ Slot size _____ Set from _____ ft. to _____ ft.

(8) WELL TESTS:

Drawdown is amount water level is lowered below static level

Was a pump test made? Yes No. If yes, by whom?
Yield: 1000 gal./min. with _____ ft. drawdown after _____ hrs.
AIR LIFT " " " " " "
" " " " " " " "
Ballor test gal./min. with _____ ft. drawdown after _____ hrs.
Artesian flow NONE g.p.m.
Temperature of water 67 Depth artesian flow encountered NONE ft.

(9) CONSTRUCTION:

Well seal—Material used HEAT CEMENT
Well sealed from land surface to 81 ft.
Diameter of well bore to bottom of seal 20 in.
Diameter of well bore below seal 14 in. TO 450 FT.
Number of sacks of cement used in well seal 50 sacks
Number of sacks of bentonite used in well seal _____ sacks
Brand name of bentonite _____
Number of pounds of bentonite per 100 gallons of water 5 GAL. WATER PER BAG CEMENT lbs./100 gals.
Was a drive shoe used? Yes No Plugs _____ Size: location _____ ft.
Did any strata contain unusable water? Yes No
Type of water? _____ depth of strata _____
Method of sealing strata off _____
Was well gravel packed? Yes No Size of gravel: _____
Gravel placed from _____ ft. to _____ ft.

(10) LOCATION OF WELL:

County UMATILLA Driller's well number 7-76
NE 1/4 NW 1/4 Section 26 T. 31 N. R. 28 E. W.M.
Bearing and distance from section or subdivision corner _____

(11) WATER LEVEL: Completed well.

Depth at which water was first found 327 ft.
Static level 330 ft. below land surface. Date 5-7-76
Artesian pressure NONE lbs. per square inch. Date _____

(12) WELL LOG:

Diameter of well below casing 14" TO 450 FT.
Depth drilled 911 ft. Depth of completed well 911 ft.

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

| MATERIAL | From | To | SWL |
|-----------------------|------|-----|-------|
| SAND SILT | 0 | 4 | |
| CLAY | 4 | 12 | |
| GRAVEL | 12 | 38 | |
| BROWN BASALT | 38 | 67 | |
| HARD GREY BASALT | 67 | 145 | |
| BROKEN RED BASALT | 145 | 165 | |
| HARD GREY BASALT | 165 | 274 | |
| BROKEN GREY BASALT | 274 | 295 | |
| HARD GREY BASALT | 295 | 327 | |
| BROKEN SOAPSTONE | 327 | 341 | WATER |
| HARD GREY BASALT | 341 | 425 | |
| BROKEN GREY SOAPSTONE | 425 | 435 | WATER |
| HARD GREY BASALT | 435 | 601 | |
| BROKEN GREY BASALT | 601 | 608 | |
| HARD GREY BASALT | 608 | 615 | |
| BROKEN GREY BASALT | 615 | 650 | |
| MED. HARD GREY | 650 | 870 | |
| BROKEN GREY BASALT | 870 | 901 | WATER |
| HARD GREY BASALT | 901 | 911 | |

Work started 4-26 1976 Completed 5-7 1976
Date well drilling machine moved off of well 5-7 1976

Drilling Machine Operator's Certification:

This well was constructed under my direct supervision. Materials used and information reported above are true to my best knowledge and belief.

[Signed] Lowell A. Wallace Date 5-23, 1976
(Drilling Machine Operator)

Drilling Machine Operator's License No. 886

Water Well Contractor's Certification:

This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.

Name WABLADE Well Drilling Co.
(Person, firm or corporation) (Type or print)

Address Box 1022 Pendleton, OR

[Signed] Lowell A. Wallace
(Water Well Contractor)

Contractor's License No. 523 Date 5-23, 1976

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JUN 18 1976

(USE ADDITIONAL SHEETS IF NECESSARY)

SP-45656-116

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

MAY 17 1993

UMAT
5816

Well 3 Deepening
3N/28E/236
46860

WATER RESOURCES DEPT.
SALEM, OREGON

(START CARD)

(1) OWNER:
Name L & L Farms
Address P.O. Box 63
City Echo State OR Zip 97826

(2) TYPE OF WORK:
 New Well Deepen Recondition Abandon

(3) DRILL METHOD:
 Rotary Air Rotary Mud Cable
 Other

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

(5) BORE HOLE CONSTRUCTION:
Special Construction approval Yes No Depth of Completed Well 1055 ft.
Explosives used Yes No Type _____ Amount _____

| HOLE | | SEAL | | Amount sacks or pounds |
|----------|------|------|----------|---------------------------|
| Diameter | From | To | Material | |
| 14" | 0 | 600 | N/A | |
| 8" | 600 | 1055 | | |

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

Backfill placed from _____ ft. to _____ ft. Material _____
Gravel placed from _____ ft. to _____ ft. Size of gravel _____

(6) CASING/LINER:

| Diameter | From | To | Gauge | Steel | Plastic | Welded | Threaded |
|----------|------|----|-------|--------------------------|--------------------------|--------------------------|--------------------------|
| N/A | | | | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| | | | | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| | | | | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| | | | | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

Liner:

| Diameter | From | To | Gauge | Steel | Plastic | Welded | Threaded |
|----------|------|----|-------|--------------------------|--------------------------|--------------------------|--------------------------|
| | | | | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| | | | | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| | | | | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| | | | | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

(7) PERFORATIONS/SCREENS:
 Perforations Method _____
 Screens Type _____ Material _____

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

(8) WELL TESTS: Minimum testing time is 1 hour
 Pump Bailer Air Flowing Artesian
Yield gal/min 1500+ Drawdown _____ Drill stem at 1055 Time 1 hr.

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

(9) LOCATION OF WELL by legal description:
County Umatilla Latitude _____ Longitude _____
Township 3N N or S. Range 28E E or W. WM. _____
Section 23 NW ¼ NW ¼ _____
Tax Lot 7100 Lot _____ Block _____ Subdivision _____
Street Address of Well (or nearest address) Echo, OR 97826

(10) STATIC WATER LEVEL:
349 ft. below land surface. Date 1-26-93
Artesian pressure _____ lb. per square inch. Date _____

(11) WATER BEARING ZONES:
Depth at which water was first found 978

| From | To | Estimated Flow Rate | SWL |
|------|-----|---------------------|-----|
| 978 | 986 | 300 | |
| | | | |
| | | | |

(12) WELL LOG: Ground elevation _____

| Material | From | To | SWL |
|---|------|------|-----|
| Reconditioning & Deepening Procedure: | | | |
| Existing hole was: | | | |
| 14" from 0 to 500 | | | |
| 8" from 500 to 936 | | | |
| Well was reamed to 14" from 500 to 600. | | | |
| Well was deepened from 936 to 1055. | | | |
| Gray basalt | 936 | 978 | |
| Black basalt with green soapstone | 978 | 986 | WB |
| Gray basalt | 986 | 1055 | |

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JUN 13 2022

OWNED

Date started 12-22-93 Completed 1-26-93

(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 well construction standards. Materials used and information reported above are true to my best knowledge and belief.

Signed _____ Date _____ WWC Number _____

(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 well construction standards. This report is true to the best of my knowledge and belief.

Signed Petrick Wallace Date 2-20-93 WWC Number 1218

14029

UMAT 1224

Sparks Well

October 28, 1976

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NOV 1 1976
WATER RESOURCES DEPT.
SALEM, OREGON

Water Resources Department
1178 Chemeketa Street N. E.
Salem, Oregon 97310

Re: File #G-5820 - Permit #G-5812

Gentlemen:

As you can see from the enclosed well log, this well yields 3,260 gallons per minute. This is sufficient water to irrigate the ground that this permit applies to, so it will not be necessary to drill another well. I hope this meets with your approval.

Sincerely yours,

Glen Maddox

GLEN MADDOX
P. O. Drawer P
Moses Lake, Wa. 98837

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UMAT 1224

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Umat 1224

WELL IDENTIFICATION FORM

Owner's Well Number. Sparks well

FEB - 4 1998

CURRENT WELL OWNER:

WATER RESOURCES DEPARTMENT
SALEM, OREGON

(541) 507-9733

Name: J. R. Simplot Company

Mailing Address: P.O. Box 850 / 79319 Simplot Rd.

City: Hermiston State: Oregon Zip: 97838

WELL LOCATION:

County: Umatilla Latitude: Longitude:

Township: 3 N or S, Range: 28 E or W Section: 34 NW 1/4 SE 1/4

Tax Lot Number: N/A

Street Address of Well (if different from above): Echo Junction

If a well report is available for this well, please attach a copy of it to this form and return. It is not necessary for you to complete the remainder of the form if the well report is attached. If a well report is not available, please complete the remainder of the form to the best of your ability. RECEIVED JUN 13 2022

WELL INFORMATION:

OWRD

Start Card Number: N/A Approx. Construction Date: 9/10/26

Well Constructor: Steve Moore

Name of Owner at Time of Construction: David Sparks / Glen Maddox

Well Depth (in feet): 830ft Static Water Level (in feet): 425 ft.

Diameter of Exposed Well Casing (in inches): 16 inches

Does this well have a formal water right associated with it? Yes: X No: If yes:

Application #: 5820 Permit #: G-5812 Certificate #: 51295

Please Return Completed Form to: Oregon Water Resources Department
158 12th Street NE
Salem, OR 97310

(Office use only)

Well Identification Number: 23256

14029

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

WATER WELL REPORT

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

STATE OF OREGON
(Please type or print)
(Do not write above this line)

State Well No. 4N/29E-20dd
State Permit No. _____

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UMAT
2881

Mills N Well

APR 18 1978

(1) OWNER:

Name WATER RESOURCES DEPT.
IVAN + VERNON
Address CIRCLE C RANCH
5CHO, OREGON

(2) TYPE OF WORK (check):

New Well Deepening Reconditioning Abandon

If abandonment, describe material and procedure in Item 12.

(3) TYPE OF WELL:

Rotary Driven
Cable Jetted
Dug Bored

(4) PROPOSED USE (check):

Domestic Industrial Municipal
Irrigation Test Well Other

(5) CASING INSTALLED:

Threaded Welded
14" Diam. from 0 ft. to 185 ft. Gage # 250
" Diam. from _____ ft. to _____ ft. Gage _____
" Diam. from _____ ft. to _____ ft. Gage _____

(6) PERFORATIONS:

Perforated? Yes No.

Type of perforator used _____

Size of perforations in. by in.
_____ perforations from _____ ft. to _____ ft.
_____ perforations from _____ ft. to _____ ft.
_____ perforations from _____ ft. to _____ ft.

(7) SCREENS:

Well screen installed? Yes No

Manufacturer's Name _____ Model No. _____
Type _____ Slot size _____ Set from _____ ft. to _____ ft.
Diam. _____ Slot size _____ Set from _____ ft. to _____ ft.

(8) WELL TESTS:

Drawdown is amount water level is
lowered below static level

Was a pump test made? Yes No If yes, by whom? Valley Pump Co.
d: 2357 gal./min. with 14 ft. drawdown after _____ hrs.
1970 " 63 " 4 "

Bailer test gal./min. with _____ ft. drawdown after _____ hrs.
Artesian flow g.p.m. _____

(9) CONSTRUCTION:

Well seal—Material used NEAT CEMENT
Well sealed from land surface to 185 ft.
Diameter of well bore to bottom of seal 18 in.
Diameter of well bore below seal 14 in.
Number of sacks of cement used in well seal 80 sacks
How was cement grout placed? _____

(10) LOCATION OF WELL:

County UMATILLA Driller's well number 01-78
SE 1/4 SE 1/4 Section 20 T. 4N. R. 29 E W.M.
Bearing and distance from section or subdivision corner
SW 1/4 MJZ

(11) WATER LEVEL: Completed well.

Depth at which water was first found 300 ft.
Static level 297 ft. below land surface. Date 4-2-78
Artesian pressure NONE lbs. per square inch. Date _____

(12) WELL LOG:

Diameter of well below casing 14" to 500'
8" BELOW

Depth drilled 1361 ft. Depth of completed well 1361 ft.

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

| MATERIAL | From | To | SWL |
|-------------------|------|------|-------|
| SOIL CLAY, GRAVEL | 0 | 110 | |
| SOFT GREY BASALT | 110 | 175 | |
| HARD " " | 175 | 300 | |
| BROKEN " " | 300 | 330 | water |
| MED. " " | 330 | 400 | |
| " " " | 400 | 485 | |
| BROKEN " " | 485 | 575 | |
| MED. GREY " " | 575 | 889 | |
| SOFT " " | 889 | 975 | |
| BROKEN " " | 975 | 1010 | water |
| HARD " " | 1010 | 1220 | |
| BROKEN " " | 1220 | 1274 | water |
| MED. " " | 1274 | 1286 | |
| HARD " " | 1286 | 1321 | |
| BROKEN " " | 1321 | 1353 | water |
| HARD " " | 1353 | 1361 | |

Work started 1-19 19 78 Completed 2-12 19 78
Date well drilling machine moved off of well 2-12 19 78

Drilling Machine Operator's Certification:

This well was constructed under my direct supervision.
Materials used and information reported above are true to my
best knowledge and belief.

[Signed] Wallace Date 4-6, 19 78
(Drilling Machine Operator)

Drilling Machine Operator's License No. 886

Water Well Contractor's Certification:

This well was drilled under my jurisdiction and this report is
true to the best of my knowledge and belief.

Name WALLACE WELL DRG. CO.
(Person, firm or corporation) (Type or print)

Address VENNIXTON, OR.

[Signed] Wallace
(Water Well Contractor)

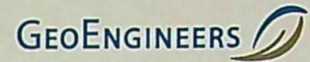
Contractor's License No. 583 Date 4-6, 19 78

(USE ADDITIONAL SHEETS IF NECESSARY)

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SP-45458-110

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JUN 13 2022
OVERD



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

RECEIVED

JUN 13 2022

OWRD

June 8, 2022

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

RE: Temporary Transfer Application for Certificates 76263 and 79993

To Whom It May Concern:

On behalf of our client, Threemile Canyon Farms, please find enclosed a temporary transfer application, application map, supporting documentation, and a check in the amount of \$1912.32 for application fees for certificates 76263 and 79993.

Should you have any questions regarding the application or supporting documentation, please do not hesitate to contact me.

Sincerely,

Molly Reid
Senior Planner
(509) 209-2846 Direct Line
(541) 310-7264 Cell

Enclosures: Temporary Transfer Application
Temporary Transfer Application Map
Supporting Documents
Check #

Cc: GHarris, Threemile Canyon Farms
File

14029

L&L Farms / Castle Rock Farming

2022 TEMPORARY WATER RIGHTS TRANSFER

T 3N & 2N, R 28EWM

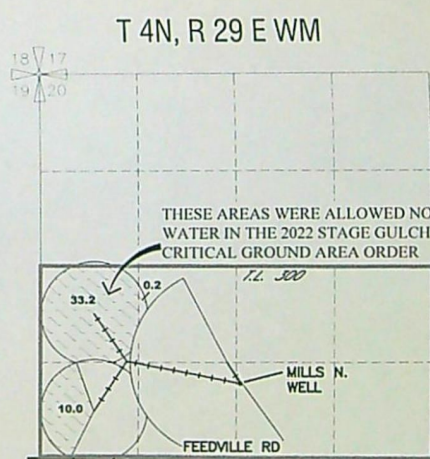
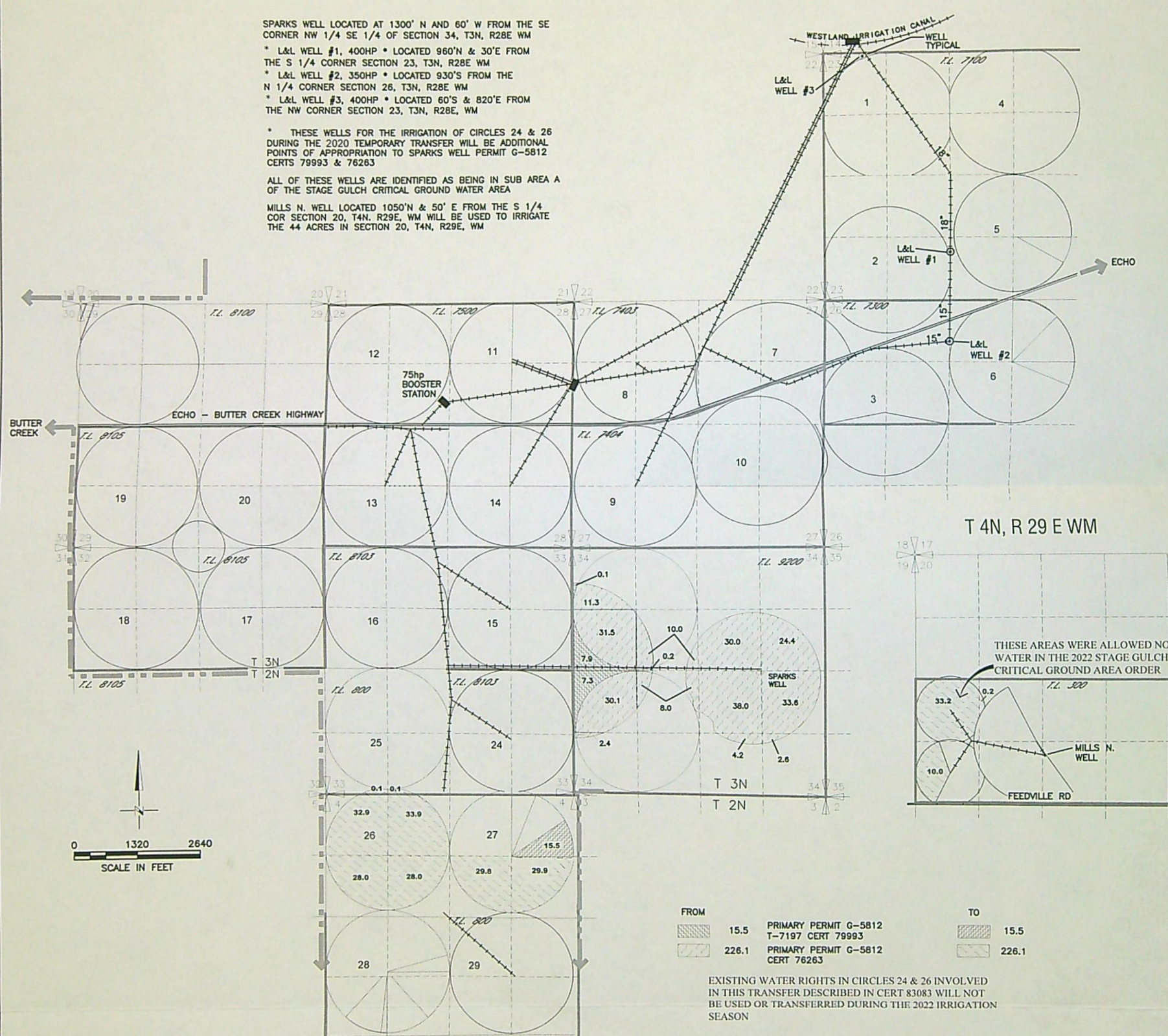
SPARKS WELL LOCATED AT 1300' N AND 60' W FROM THE SE CORNER NW 1/4 SE 1/4 OF SECTION 34, T3N, R28E WM

- * L&L WELL #1, 400HP • LOCATED 960'N & 30'E FROM THE S 1/4 CORNER SECTION 23, T3N, R28E WM
- * L&L WELL #2, 350HP • LOCATED 930'S FROM THE N 1/4 CORNER SECTION 26, T3N, R28E WM
- * L&L WELL #3, 400HP • LOCATED 60'S & 820'E FROM THE NW CORNER SECTION 23, T3N, R28E, WM

* THESE WELLS FOR THE IRRIGATION OF CIRCLES 24 & 26 DURING THE 2020 TEMPORARY TRANSFER WILL BE ADDITIONAL POINTS OF APPROPRIATION TO SPARKS WELL PERMIT G-5812 CERTS 79993 & 76263

ALL OF THESE WELLS ARE IDENTIFIED AS BEING IN SUB AREA A OF THE STAGE GULCH CRITICAL GROUND WATER AREA

MILLS N. WELL LOCATED 1050'N & 50' E FROM THE S 1/4 COR SECTION 20, T4N, R29E, WM WILL BE USED TO IRRIGATE THE 44 ACRES IN SECTION 20, T4N, R29E, WM



| FROM | TO |
|--|-------|
| 15.5 PRIMARY PERMIT G-5812 T-7197 CERT 79993 | 15.5 |
| 226.1 PRIMARY PERMIT G-5812 CERT 76263 | 226.1 |

EXISTING WATER RIGHTS IN CIRCLES 24 & 26 INVOLVED IN THIS TRANSFER DESCRIBED IN CERT 83083 WILL NOT BE USED OR TRANSFERRED DURING THE 2022 IRRIGATION SEASON

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

DRAWING: \\K&LFILES\public\Project\30-08-016 - Partly Water Rights Consulting\00 Misc Engineering\Cad\1 & 1\30-08-016 SMPLOT 17 TT.dwg
 MODIFIED BY: Will Anderson, Anderson Geographics LLC on 3/22/2018 and 4/12/2021

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JUN 13 2022

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Attachment #8
Land Use Information Form – Umatilla County
Temporary Transfer Application for Certificates 76263 & 79993

Land Use Information Form

Applicant(s): Castle Rock Farming, LLC

Mailing Address: 75906 Threemile Road

City: Boardman

State: OR

Zip Code: 97818

Daytime Phone: 541-481-9274

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>2N</u> | <u>28E</u> | <u>4</u> | <u>NE 1/4 & NW 1/4</u> | <u>800</u> | _____ | <input checked="" type="checkbox"/> Diverted | <input checked="" type="checkbox"/> Conveyed | <input checked="" type="checkbox"/> Used | <u>Irrigation</u> |
| <u>3N</u> | <u>28E</u> | <u>34</u> | <u>All</u> | <u>9200</u> | _____ | <input checked="" type="checkbox"/> Diverted | <input checked="" type="checkbox"/> Conveyed | <input type="checkbox"/> Used | <u>Irrigation</u> |
| <u>4N</u> | <u>29E</u> | <u>20</u> | <u>SW 1/4</u> | <u>1700</u> | _____ | <input checked="" type="checkbox"/> Diverted | <input checked="" type="checkbox"/> Conveyed | <input checked="" type="checkbox"/> Used | <u>Irrigation</u> |
| <u>3N</u> | <u>28E</u> | <u>33</u> | <u>SWSW SESW</u> | <u>8103</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:

Umatilla

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: 3.1 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:

Applicant is leasing Levy properties and proposes to temporarily move the place of use of 241.6 acres to better production leased lands, and add points of appropriation (wells) to accommodate the 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. →

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JUN 13 2022
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): 152.056(A)
- 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.

Farm use as defined in ORS 215.203 and UCDC 152.003

Name: Megan Davchewski Title: Planner
 Signature: Megan Davchewski Phone: 541-278-6252 Date: 4/19/2022
 Government Entity: Umatilla County Planning Dept

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

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Applicant name: _____

City or County: _____ Staff contact: _____

Signature: _____ Phone: _____ Date: _____

OWRD

JUN 13 2022

Regular Temporary Water Right Transfer Application Checklist

Checked by Scott

Date 6/15/22

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.

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

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

- 1. Page 1 of application: Are all attachments that have been checked actually included?
If not, what is missing? _____
- 2. Are fees included and correct? 1912.32
If not, the correct fee would be: _____, so the amount missing is: _____
- 3. Part 4 of application: Have all the applicants listed at the top of the page signed at the bottom?
If not, whose signature is missing? _____
- 4. Are all listed certificates shown by WRIS as non-cancelled?
If not, which are cancelled? _____
For each cancelled certificate, if there has been a remaining right certificate issued that covers the lands in the left side of Table 2, list its number _____ and check the #4 box at left on this checklist.
- 5. If any certificate is in the name of a "district", is a Supplemental Form D from that district enclosed? includes
 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.