

# Application for Permanent Water Right 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](http://www.oregon.gov/OWRD)

**This 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.

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

- ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ Part 2 – Completed 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 new online fee calculator at:  
[http://apps.wrd.state.or.us/apps/misc/wrd\\_fee\\_calculator](http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator).
- ☒ Part 4 – Completed Applicant Information and Signature.
- ☒ Part 5 – Information about Water Rights to be Transferred: **How many water rights are to be transferred? 1 List them here: Certificates 97491**  
Please include a separate Part 5 for each water right. (See instructions on page 6)  
**NOTE: A separate transfer application is required for each water right unless the criteria in OAR 690-380-3220 are met.**

### Attachments:

- ☒ Completed Transfer Application Map.
- ☒ Completed Evidence of Use Affidavit and supporting documentation.
- ☐ ☒ N/A Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land the water right is on.)
- ☒ ☐ N/A Supplemental Form D – For water rights served by or issued in the name of an irrigation district. Complete when the transfer applicant is not the irrigation 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.
- ☐ ☒ N/A Geologist Report for a change from a surface water point of diversion to a ground water point of appropriation (well), if the proposed well is more than 500' from the surface water source and more than 1000' upstream or downstream from the point of diversion. See OAR 690-380-2130 for requirements and applicability.

(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"/> Evidence of Use Form not enclosed or incomplete |
| <input type="checkbox"/> Additional signature(s) required          | <input type="checkbox"/> Part _____ is incomplete                        |

Other/Explanation \_\_\_\_\_

Staff: \_\_\_\_\_ 503- \_\_\_\_\_ Date: \_\_\_\_/\_\_\_\_/\_\_\_\_



## Part 2 of 5 – Transfer Application Map

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

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

- ☒ ☐ N/A Certified Water Right Examiner (CWRE) Stamp and Original Signature. For a list of CWREs, see [http://apps.wrd.state.or.us/apps/wr/cwre\\_license\\_view/](http://apps.wrd.state.or.us/apps/wr/cwre_license_view/). CWRE stamp and signature are not required for substitutions.
- ☐ ☒ 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 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), 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°).



## FEE WORKSHEET for PERMANENT TRANSFER (except Substitution)

FEE WORKSHEET for SUBSTITUTIONOWRD



## Part 4 of 5 – Applicant Information and Signature

### Applicant Information

APPLICANT/BUSINESS NAME <b>Townsend HB, LLC</b>		PHONE NO. <b>503.793.1925</b>	ADDITIONAL CONTACT NO. <b>503.647.9816</b>
ADDRESS <b>23400 NE Townsend Way</b>			FAX NO. <b>N/A</b>
CITY <b>Fairview</b>	STATE <b>OR</b>	ZIP <b>97024</b>	E-MAIL <b>joe@townsendfarms.com</b>
<b>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.</b>			

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

AGENT/BUSINESS NAME <b>Aspen Rural Land Consulting, c/o Eric Urstadt, PE, PLS</b>		PHONE NO. <b>971.250.1520</b>	ADDITIONAL CONTACT NO. <b>N/A</b>
ADDRESS <b>39290 NW Murtaugh Road</b>			FAX NO. <b>N/A</b>
CITY <b>North Plains</b>	STATE <b>OR</b>	ZIP <b>97133</b>	E-MAIL <b>ericurstadt@hotmail.com</b>
<b>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.</b>			

Explain in your own words what you propose to accomplish with this transfer application, and why:  
**The landowner wishes to adjust the irrigation areas to match changes in the place of use due to crop changes. The owner is requesting consideration of new well locations on the new place of use to alleviate the need for an easement to use the original well. Two well locations are proposed just in case one location is not approved and to have a second location to try if the first new well does not produce adequately. If a new well location is not approved or a new well does not produce adequately, an easement to the original well will be created.**

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

### Check One Box

- ☒ By signing this application, I understand that, upon receipt of the draft preliminary determination and prior to Department approval of the transfer, I will be required to provide landownership information and evidence that I am authorized to pursue the transfer as identified in OAR 690-380-4010(5); **OR**
- ☐ I affirm the applicant is a municipality as defined in ORS 540.510(3)(b) and that the right is in the name of the municipality or a predecessor; **OR**
- ☐ I affirm the applicant is an entity with the authority to condemn property and is acquiring by condemnation the property to which the water right proposed for transfer is appurtenant and have supporting documentation.

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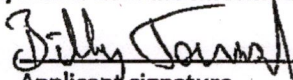
OWRD



By my signature below, I confirm that I understand:

- Prior to Department approval of the transfer application, I may be required to submit payment to the Department for publication of a notice in a newspaper with general circulation in the area where the water right is located, once per week for two consecutive weeks. If more than one qualifying newspaper is available, I suggest publishing the notice in the following newspaper: Forest Grove News-Times.
- Amendments to the application may only be made in response to the Department's Draft Preliminary Determination (DPD). The applicant will have a period of at least 30 days to amend the application to address any issues identified by the Department in the DPD, or to withdraw the application. Note that amendments may be subject to additional fees, pursuant to ORS 536.050.
- Failure to complete an approved change in place of use and/or change in character of use, will result in loss of the water right (OAR 690-380-6010).
- Refunds may only be granted upon request and, as set forth in ORS 536.050(4)(a), if the Director determines that a refund of all or part of a fee is appropriate in the interests of fairness to the public or necessary to correct an error of the Department.

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

  
Applicant signature

Heidi Bitz, member  
Print Name (and Title if applicable)

4/3/24  
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 deeded landowners (and mailing and/or e-mail addresses if different than the applicant's) or attach affidavits of consent (and mailing and/or e-mail addresses) from all landowners or individuals/entities to which the water right(s) were conveyed.*

Check the following boxes that apply:

- ☐ The applicant is responsible for completion of change(s). Notices and correspondence should continue to be sent to the applicant.
- ☒ The receiving landowner will be responsible for completing the proposed change(s) after the final order is issued. Copies of notices and correspondence should be sent to this landowner.
- ☐ Both the receiving landowner and applicant will be responsible for completion of change(s). Copies of notices and correspondence should be sent to this landowner and the applicant.

At this time, are the lands in this transfer application in the process of being sold? ☐ Yes ☒ No

If YES, and you know who the new landowner will be, please complete the receiving landowner information table below. If you do not know who the new landowner will be, then a request for assignment will have to be filed for at a later date.

If a property sells, the certificated water right(s) located on the land belong to the new owner, unless a sale agreement or other document states otherwise. For more information see:  
[https://www.oregon.gov/owrd/WRDFormsPDF/Transfer\\_Property\\_Transactions.pdf](https://www.oregon.gov/owrd/WRDFormsPDF/Transfer_Property_Transactions.pdf)

RECEIVING LANDOWNER NAME <b>Banks Road, LLC</b>		PHONE NO. <b>503.793.1925</b>	ADDITIONAL CONTACT NO. <b>503.647.9816</b>
ADDRESS <b>23400 NE Townsend Way</b>		FAX NO. <b>N/A</b>	
CITY <b>Fairview</b>	STATE <b>OR</b>	CITY <b>Fairview</b>	STATE <b>OR</b>
Describe any special ownership circumstances: <b>BOTH LLC's ARE CONTROLLED BY TOWNSEND FARMS, INC. JOE TANKERSLEY IS REPRESENTING TOWNSEND FARMS FOR THIS TRANSFER SO HIS CONTACT INFORMATION IS PROVIDED.</b>			
The confirming Certificate shall be issued in the name of: <input type="checkbox"/> Applicant <input checked="" type="checkbox"/> Receiving Landowner			

\* NOTE: BILLY TOWNSEND HAS VERY RECENTLY TAKEN CONTROL OF TOWNSEND HB, LLC

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☒ Check here if any of the water rights proposed for transfer are or will be located within or served by an irrigation or other water district. (Tip: Complete and attach Supplemental Form D.)

IRRIGATION DISTRICT NAME <b>Tualatin Valley Irrigation District - TVID</b>	ADDRESS <b>2330 Elm St</b>	
CITY <b>Forest Grove</b>	STATE <b>OR</b>	ZIP <b>97116</b>

☐ 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 <b>N/A</b>	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME <b>Washington County Department of Land Use &amp; Transportation</b>	ADDRESS <b>155 N 1st Ave Ste 350</b>	
CITY <b>Hillsboro</b>	STATE <b>OR</b>	ZIP <b>97124</b>



## Part 5a of 5 – Water Right Information

CERTIFICATE # 97491

### Description of Water Delivery System

System capacity: 0.446 cubic feet per second (cfs) OR

N/A gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. **There is a submersible pump in the well that pumps water to ditch, where it flows down to Rufener Reservoir (a bulge in the system), from there the water is repumped via a submerged pump and buried and above ground pipelines to the crops.**

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

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

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp		Rng		Sec	¼ ¼		Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
POA #1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	WASH 56924	2	N	3	W	29	SW	SE	1000	1200' N & 150' E of S1/4 S29 (per certificate)
POA #2	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	N/A	2	N	3	W	32	NW	NE	102	1250' S & 790' E of N1/4 S32
POA #3	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	N/A	2	N	3	W	32	NW	NE	102	435' S & 760' E of N1/4 S32

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

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> Place of Use (POU)                   | <input type="checkbox"/> Supplemental Use to Primary Use (S to P) |
| <input type="checkbox"/> Character of Use (USE)                          | <input type="checkbox"/> Point of Appropriation/Well (POA)        |
| <input type="checkbox"/> Point of Diversion (POD)                        | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input checked="" type="checkbox"/> Additional Point of Diversion (APOD) | <input type="checkbox"/> Substitution (SUB)                       |
| <input type="checkbox"/> Surface Water POD to Ground Water POA (SW/GW)   | <input type="checkbox"/> Government Action POD (GOV)              |

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

- ☐ Yes Complete only the Proposed ("to" or "on" 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 Changes to Water Right Certificate # 97491**

List the change proposed for the acreage in each ¼ ¼. If more than one change is proposed, specify the acreage associated with each change.  
If there is more than one POD/POA involved in the proposed changes, 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
2	N	3	W	32	NW	SE	1000	-	32.8	Irrig	POA #1	2000	POU/APOA	2	N	3	W	32	NE	NE	100	-	10.6	Irrig	POA #1, #2, #3	2000
2	N	3	W	32	SW	SE	1000	-	12.4	Irrig	POA #1	2000	POU/APOA	2	N	3	W	32	NE	NE	100	-	3.6	Irrig	POA #1, #2, #3	2000
2	N	3	W	32	NE	SW	1000	-	9.8	Irrig	POA #1	2000	POU/APOA	2	N	3	W	32	NW	NE	100	-	0.6	Irrig	POA #1, #2, #3	2000
													POU/APOA	2	N	3	W	32	NW	NE	100, 102	-	26.5	Irrig	POA #1, #2, #3	2000
													POU/APOA	2	N	3	W	32	SW	NE	100, 102	-	3.5	Irrig	POA #1, #2, #3	2000
													POU/APOA	2	N	3	W	32	SE	NE	100	-	7.6	Irrig	POA #1, #2, #3	2000
													POU/APOA	2	N	3	W	32	NE	NW	100	-	2.1	Irrig	POA #1, #2, #3	2000
													POU/APOA	2	N	3	W	32	SE	NW	100	-	0.5	Irrig	POA #1, #2, #3	2000
TOTAL ACRES:									55.0					TOTAL ACRES:									55.0			

Additional remarks: **7.0 acres of the 62.0 original acres will remain on the original tract. A new well is desired on the new Place of Use (POU) for the rights so that an easement to the original well is not required. If a new well location is approved, the landowner plans to try a well at POA #2 first. If that well does not produce, then POA #3 will be attempted.**

**SUPERSEDING**



**For Place of Use or Character 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: certificate 40495.

Pursuant to ORS 540.510, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for transfer must be included in the transfer or be cancelled. Any change to a ground water registration must be filed separately in a ground water registration modification application.

**For Substitution** (ground water supplemental irrigation will be substituted for surface water primary irrigation)

Ground water supplemental Permit or Certificate # N/A;

Surface water primary Certificate # N/A.

**For a change from Supplemental Irrigation Use to Primary Irrigation Use**

Identify the primary certificate to be cancelled. Certificate # N/A

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

- ☒ Well log(s) are attached for each authorized and proposed well(s) that are clearly labeled and associated with the corresponding well(s) in Table 1 above and on the accompanying application map.

**Tip:** You may search for well logs on the Department's web page at:

[http://apps.wrd.state.or.us/apps/gw/well\\_log/Default.aspx](http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx)

**AND/OR**

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

**Table 3. Construction of Point(s) of Appropriation**

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

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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
POA #1	Yes	WASH 56924	See Well Log - 0.446 CFS is for original 62.0 acres						Basalt	0.446 CFS
POA #2	NO	The potential new wells are planned to access the basalt aquifer. $0.396 = 0.446 \times 55.0 / 62.0$								.396
POA #3	NO									.396

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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

ATTACH B1-Y2

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 )  
County of WASHINGTON ) ss

I, JOE TANKERSLEY, in my capacity as FARM MANAGER,

mailing address 33685 NW VADIS ROAD, CORNELIUS, OR 97113

telephone number (503)647-9816, 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 # 23082, 40495, & 97491; OR

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

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

OR

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

(continues on reverse side)



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

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

Joe Tankersley  
Signature of Affiant (Joe Tankersley)

4-4-2024

Date

Signed and sworn to (or affirmed) before me this 4 day of APRIL, 2024.

STATE OF OREGON

COUNTY OF WASHINGTON



Kelli Longteig  
Notary Public for Oregon

My Commission Expires: 11/20/2027

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

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TACS

B0000125





(503)228-6322 or 1-800-542-8818  
portlandgeneral.com

Account #

**Service Address:**  
TOWNSEND FARMS INC  
ACR FR 14455 NW MALLER  
BANKS, OR 97106

SANG LEE PROPERTY

**PAST DUE:**  
ACT NOW OR YOUR POWER  
MAY BE SHUT OFF IN 5 DAYS

AMOUNT DUE	\$1,034.16
Due Date	07/18/19

***Your electric service may be disconnected on or after 07/19/2019 because your payment has not been received. To avoid disconnection, please take one of the following actions by 07/18/2019.***

Our Customer Service team is available Monday through Friday, 7 a.m. to 6 p.m.

Please pay the past due amount of \$1,034.16.  
DO NOT MAIL YOUR PAYMENT.

**There are four easy ways to make a payment:**

1. By telephone at 800-542-8818
2. Online at [portlandgeneral.com](http://portlandgeneral.com)
3. In a PGE Community Office before 5 p.m. on the due date. Office locations are listed on the back of this notice
4. At Western Union or CheckFreePay locations

If you pay by phone, web or at a location other than a PGE Community Office, **you must call Customer Service and provide your receipt/confirmation number by 6 p.m. on the due date.**

**Important:** If your power is shut off, you may be required to pay a deposit, reconnection charge, applicable fees and any past due balance owed before your power can be restored. Call our Customer Service team for reconnection options and costs. Please note: For security reasons, PGE employees are not able to accept payment in the field for reconnection of service.

7/15 - Jennifer

K45-49-total

Current 417.35

Q.D.

1034.16

will not disc. Pmt will  
be mailed Friday 07/19/19  
\$1034.16

Please detach and return this portion with your payment



## IMPORTANT NOTICE

Account Number

TOWNSEND FARMS  
WESTSIDE

Due Date : 07/18/19

**Amount Due :** **\$1,034.16**

\*000125

TOWNSEND FARMS INC  
BANKS 1  
23400 NE TOWNSEND WAY  
FAIRVIEW OR 97024-4626

### PAYMENT AUTHORIZATION

Please indicate amount paid below

ACCOUNT NO.

APPROVED BY

DATE \_\_\_\_\_

7-16-19

Questions? Call 1-800-542-8818 or  
portlandgeneral.com

125139604100006000000000000000000000000010341608

14435 -

OWRD

B0000125



**Certified Source**  
www.theproact.org



Printed on recyclable paper using UV Inks



(503)228-6322 or 1-800-542-8818  
portlandgeneral.com

Service Address:  
TOWNSEND FARMS INC  
39100 NW BANKS RD  
BANKS, OR 97106-8406

RUFENER  
PROPERTY

Cycle: 04

Account # [REDACTED]

Previous Amount Due 647.03  
Payments 157.66 CR  
Balance Forward 489.37  
Current Charges 627.32  
Addl Charges/Credits 9.79

**AMOUNT DUE \$1,126.48**  
**Due date for current bill 07/24/19**

### This month's charges (Turn over for details)

**Meter # 31012274AB, Schedule 49**

Energy Charges (4080 kWh)	623.86
Adjustments	17.01 CR
<b>Total Taxes and Fees</b>	<b>606.85</b>
<b>Current Energy Charges</b>	<b>20.47</b>
	<b>627.32</b>

**Additional Charges/Credits 9.79**

### DISCONNECTION PENDING

Your energy service is scheduled for disconnection. You will stay connected if you've paid the full past-due balance or have made specific arrangements by 07/18/2019.

The Due Date on the payment stub is for your current charges only.

If you've already paid the balance forward amount, please subtract that from the total amount due when submitting your payment.

Thank you for your payment.

### Your energy use

**Meter # 31012274AB**

**Schedule 49**

**Meter Multiplier 80**

**Service Period Meter Reading**

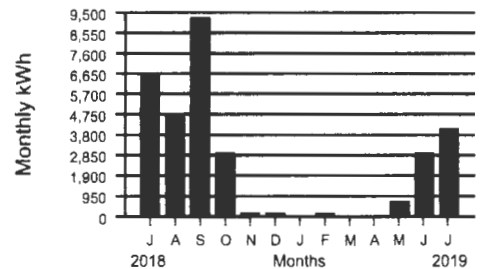
07/08/19 2078

06/05/19 2027

33 days of service 4080 kWh

Period Ending	Avg Daily Temperature*	Monthly kWh	Monthly Cost
Jul 2019	62	4080	627.32
Jul 2018	42	6640	1,010.89

\*Temperature source: Hillsboro Airport



Please detach and return this portion with your payment.

P.O. Box 4438  
Portland, OR 97208-4438

04 [REDACTED]  
**Account Number**

**Due Date: 07/24/19**

**Amount Due: \$1,126.48**

TOWNSEND FARMS INC  
23400 NE TOWNSEND WAY  
FAIRVIEW OR 97024-4626

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PGE

Questions? Call 1-800-542-8818 or  
portlandgeneral.com

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12513720131000200000006273200000011264800



**Details of this month's charges****Meter # 31012274AB, Schedule 49, SPID 3260195383**

Basic Charge	45.00
Energy Use Charge (4,080.000 kWh x \$0.07068)	288.37
Demand Charge (33.000 KW x \$0.00)	0.00
Transmission Charge (4,080.000 kWh x \$0.00212)	8.65
Distribution Charge (1,650.000 kWh x \$0.08099)	133.63
Distribution Charge (2,430.000 kWh x \$0.06099)	148.21
<b>Subtotal - Energy Charges</b>	<b>623.86</b>
102 RPA Exchange Credit (4,080.000 kWh x \$-0.0085)	34.68 CR
105 Regulatory Adjustments (4,080.000 kWh x \$0.00014)	0.57
109 Energy Efficiency Funding Adj (4,080.000 kWh x \$0.0045)	18.36
110 Energy Efficiency Customer Svc (4,080.000 kWh x \$0.00007)	0.29
112 Customer Engagement Transformation Adjustment (4,080.000 kWh x \$0.00015)	0.61
123 Decoupling Adjustment (4,080.000 kWh x \$0.00021)	0.86
132 Federal Tax Reform Credit (4,080.000 kWh x \$-0.00191)	7.79 CR
135 Demand Response (4,080.000 kWh x \$0.00048)	1.96
136 Community Solar Start-Up Cost Recovery (3,956.364 kWh x \$0.00007)	0.28
137 Solar Payment Option Cost Recov (4,080.000 kWh x \$0.00051)	2.08
143 Spent Fuel Adjustment (4,080.000 kWh x \$-0.00018)	0.73 CR
145 Boardman Decommissioning Adj (4,080.000 kWh x \$0.00029)	1.18
<b>Subtotal - Adjusting Schedules</b>	<b>17.01 CR</b>
	<b>606.85</b>
Low Income Assistance	2.82
Public Purpose Charge (3%)	17.65
<b>Subtotal - Taxes and Fees</b>	<b>20.47</b>
<b>Current Energy Charges</b>	<b>627.32</b>
Late Payment Charge	9.79
<b>Additional Charges/Credits</b>	<b>9.79</b>

\*Your Federal Columbia Benefits are supplied by Bonneville Power Administration (BPA).

**Need help? We're here for you**

Online: portlandgeneral.com

Phone:

B2-3/3

- **Customer Service:** 800-542-8818
- **Outages and downed lines:** 800-544-1795
- **Oregon Relay:** (deaf, hard-of-hearing, blind-deaf, speech-disabled): 711

**Choose your way to pay**

- **Online\*\*:** portlandgeneral.com
- **Automated phone system\*\*:** 800-542-8818
- **Western Union®** locations (fee)
- **PGE Community Offices:**  
(Open Mon.-Fri., 9 a.m.-5 p.m.)  
Gresham: 335 NE Roberts Ave.  
Hillsboro: 2567 SE Tualatin-Valley Hwy.  
SE Portland: 4000 SE 82nd Ave., Suite 1600  
Salem: 3304 Lancaster Dr. NE  
Woodburn: 2079 Progress Way

- **Mail:** (include bill stub)  
P.O. Box 4438  
Portland, OR 97208-4438

\*\*24-hour options

**Paying by check:** You are authorizing PGE to convert your check to an electronic debit.**Late payment:** A late payment charge of 2.0% may be applied to past-due bills. If you're struggling to pay your bill, call us at 800-542-8818, or visit portlandgeneral.com. Energy assistance may also be available by calling 211.**Fraud alert:** Beware of calls, texts or people at your door demanding immediate payment. All PGE employees carry photo identification. Call us to check.**Adjustments:** Approved by the Oregon Public Utility Commission, adjustments are separate from your basic energy charges and often change. For details, call customer service.**Public Purpose Charge:** The Public Purpose Charge funds energy-efficiency and renewable power programs as well as energy conservation assistance to schools and low-income residents. Energy Trust of Oregon, Oregon Housing and Community Services Dept. and various education service districts administer the money.**Thank you.** We appreciate your business.**Need to stop or move service?** Go online to portlandgeneral.com/startstopmove or call us at 800-542-8818.**Update your mailing or email address** online at portlandgeneral.com/myaccount or call us at 800-542-8818.**Get this bill online.** Our Paperless Bill is simple, secure and sustainable. Sign up at portlandgeneral.com/paperless.**Join us to support Oregon Energy Fund,** a statewide charitable organization that provides energy assistance to thousands of Oregonians in times of financial crisis. To give a neighbor a helping hand, visit OregonEnergyFund.org.**We partner with Energy Trust to help you save.** We share some customer information with Energy Trust of Oregon, a nonprofit organization that helps Oregonians save energy. Energy Trust only uses this information to design, evaluate and improve service to customers. For details, visit portlandgeneral.com/datasave.

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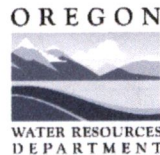
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APR 08 2024

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ATTACH C-1/2

# Land Use Information Form



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

NAME Townsend Farms, Inc c/o Joe Tankersley				PHONE 503.647.9816	
MAILING ADDRESS 33685 NW Vadis Road					
CITY Cornelius		STATE OR	ZIP 97133	EMAIL joe@townendfarms.com	

## 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:
2N	3W	32	N/A	100	EFU	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	farming
2N	3W	32	N/A	102	EFU	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	farming
2N	3W	29	N/A	1000	AF-20	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	farming
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	

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

Washington
------------

**NOTE:** A separate Land Use Information Form must be completed and submitted for each county and city, as applicable.

## B. Description of Proposed Use

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

- |   |  |   |
|---|--|---|
| <input type="checkbox"/> Permit to Use or Store Water | <input checked="" type="checkbox"/> Water Right Transfer | <input type="checkbox"/> Permit Amendment or Ground Water Registration Modification |
| <input type="checkbox"/> Limited Water Use License    | <input type="checkbox"/> Exchange of Water               | <input type="checkbox"/> Allocation of Conserved Water                              |

Source of water: ☒ Reservoir/Pond ☒ Ground Water ☒ Surface Water (name) Bausch Creek

Estimated quantity of water needed: 1.496 ☒ cubic feet per second, and 20.9 ☒ acre-feet

Intended use of water: ☒ Irrigation ☐ Commercial ☐ Industrial ☐ Domestic for \_\_\_\_\_ household(s)  
☐ Municipal ☐ Quasi-Municipal ☐ Instream ☐ Other \_\_\_\_\_

Briefly describe:

The landowner wants to move the water right around to best fit current drops and irrigation methods as well as add a new well on the "TO" lands for one of the rights, so an easement is not needed to the existing well.
---

**Note to applicant:** For new water right applications only, if the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt on the bottom of page 4 and include it with the application filed with the Oregon Water Resources Department.

See Page 4 →

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C-7/2

## 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 use(s), including proposed construction, are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): CDC Section 201-2.4
- ☐ Land uses to be served by the proposed water use(s), 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

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

Name: Anne Elvers Title: senior planner

Signature: Anne Elvers Date: 4/3/24

Governmental Entity: Washington County - LUT Phone: 503-846-8761

### Receipt Acknowledging Request for Land Use Information

#### Note to Local Government Representative:

Please complete this form and return it to the applicant. **For new water right applications only**, if you are unable to complete this form while the applicant waits, you may complete this receipt and return it to the applicant. If you sign the receipt, you will have 30 days from the date of OWRD's Public Notice of the application to submit the completed Land Use Information Form to Oregon Water Resources Department. Please note while OWRD can accept a signed receipt as part of intake for an application for a new permit to use or store water, a completed Land Use Information Form is required for all other applications.

Applicant Name: \_\_\_\_\_

Staff Name: \_\_\_\_\_ Title: \_\_\_\_\_

Staff Signature: \_\_\_\_\_ Date: \_\_\_\_\_

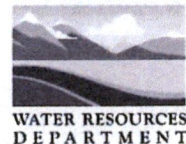
Governmental Entity: \_\_\_\_\_ Phone: Received

## 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



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 TOWNSEND FARMS, INC C/O JOE TANKERSLEY			PHONE (HM) N/A
PHONE (WK) 503.647.9816	CELL 503.793.1925	FAX N/A	
ADDRESS 33685 NW VADIS ROAD			
CITY CORNELIUS	STATE OR	ZIP 97113	E-MAIL** JOE@TOWNSENFARMS.COM

#### 2. DISTRICT or WATER SUPPLIER INFORMATION

DISTRICT/WATER SUPPLIER NAME TUALATIN VALLEY IRRIGATION DISTRICT			PHONE (HM) N/A
PHONE (WK) 503.357.3118	CELL N/A	FAX N/A	
ADDRESS 2330 ELM STREET			
CITY FOREST GROVE	STATE OR	ZIP 97116	E-MAIL** BOBBY.NUVOLINI@TVID.ORG

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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.	S-27639	S-21770	23082	YES <input type="checkbox"/>
2.	S-47475	S-34952	40495	YES <input type="checkbox"/>
3.	G-15271	G-15205	97491	YES <input type="checkbox"/>

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** THE LANDS DO SOMETIMES GET "INTERRUPTIBLE" WATER FROM TVID, BUT IT IS NEITHER PRIMARY OR SUPPLEMENTAL IRRIGATION ON A TVID RIGHT.

**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

Joe Tankersley  
Name (print)

4-4-2024  
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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- YES ☐ NO ☒ 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.
- YES ☐ NO ☒ 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	<u>Not required</u> _____ Name (print), Title	_____ Date
--	---	---------------

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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 Changes to Water Right Certificate # 97491**

List the change proposed for the acreage in each  $\frac{1}{4}$   $\frac{1}{4}$ . If more than one change is proposed, specify the acreage associated with each change.  
If there is more than one POD/POA involved in the proposed changes, 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		
2	N	3	W	32	NW	SE	1000	-	32.8	Irrig	POA #1	2000	POU/APOA	2	N	3	W	32	NE	NE	100	-	10.6	Irrig	POA #1, #2, #3	2000
2	N	3	W	32	SW	SE	1000	-	12.4	Irrig	POA #1	2000	POU/APOA	2	N	3	W	32	NE	NE	100	-	3.6	Suppl	POA #1, #2, #3	2000
2	N	3	W	32	NE	SW	1000	-	9.8	Irrig	POA #1	2000	POU/APOA	2	N	3	W	32	NW	NE	100	-	0.6	Irrig	POA #1, #2, #3	2000
													POU/APOA	2	N	3	W	32	NW	NE	100, 102	-	26.5	Suppl	POA #1, #2, #3	2000
													POU/APOA	2	N	3	W	32	SW	NE	100, 102	-	3.5	Suppl	POA #1, #2, #3	2000
													POU/APOA	2	N	3	W	32	SE	NE	100	-	7.6	Suppl	POA #1, #2, #3	2000
													POU/APOA	2	N	3	W	32	NE	NW	100	-	2.1	Suppl	POA #1, #2, #3	2000
													POU/APOA	2	N	3	W	32	SE	NW	100	-	0.5	Suppl	POA #1, #2, #3	2000
TOTAL ACRES:								55.0						TOTAL ACRES:								55.0				

**Additional remarks: 7.0 acres of the 62.0 original acres will remain on the original tract. A new well is desired on the new Place of Use (POU) for the rights so that an easement to the original well is not required. If a new well location is approved, the landowner plans to try a well at POA #2 first. If that well does not produce, then POA #3 will be attempted.**

**SUPERSEDED**

Received