

Name Kussell MattisAddress PO Box 87
Fort Rock Or 9735Change in PODate Filed 9/22/2022Initial notice date 10/4/2022

DPD issued date

PD issued date 6/10/24PD notice date 6/11/24Date of FO 7/19/24 Vol 131 Page 673-676

C-Date

COBU due date

COBU Received date

Certificate issued

DESCRIPTION OF WATER RIGHT(S)

Name of Stream wellTrib. of Fort rock BasinUse irrigation County lake

Quantity of water (CFS) No. of Acres

Name of ditch

App# 68139 Per # 67510 Cert # 521624 PR Date

App# Per # Cert # PR Date

App# Per # Cert # PR Date

App# Per # Cert # PR Date

App# Per # Cert # PR Date

FEES PAID		
Date	Amount	Receipt #
9-22-2022	\$1,360.00	139187

FEES REFUNDED		
Date	Amount	Receipt #

Assignments:

Irrigation District

Agent

CWRE

CC's list lake county☐ - Oversized map - Location



Oregon

Tina Kotek, Governor

Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

www.oregon.gov/owrd

December 4, 2024

Russell Mattis
PO Box 87
Ft. Rock, OR 97735

On December 2, 2024, the Water Resources Department received the Claim of Beneficial Use (COBU) for the following file:

T-14096

The COBU included a report and map. In the future the Department will review your submittal. At that time we will review these items and provide a final certificate, proposed certificate, or a request for additional information.

If you are interested in having your COBU reviewed sooner, you may pay to have your file processed immediately, using the Reimbursement Authority program, which is described at: <https://www.oregon.gov/owrd/programs/WaterRights/RA/Pages/default.aspx>

Customer Service phone: (503) 986-0900

If you sell the property, please contact the Department, or have the new owners contact the Department about the need to file an assignment.

Cc: file T-14096

Checklist for Claims of Beneficial Use Received at CSG Counter

Application #:	WRD Reviewer: Corie
Transfer #: T-14096	
Date Received: 12/2/2024	
CWRE Name: Scott Montgomery	
Priority Date (s): 5/18/1977	

Fees Required:

- ☐ YES ☐ NO ☐ A fee of \$230 must accompany this form for permits with priority dates of July 9, 1987, or later.
- ☐ YES ☒ NO ☐ A fee of \$230 must accompany this form for any transfers including a water right with a priority date of July 9, 1987, or later.
- Example – A transfer involves 5 rights and one of the rights has a priority date of July 9, 1987, or later, the fee is required.

Fill in App or Transfer Number

Map Review:

- ☒ Map on polyester film (OAR 690-014-0170(1) & 310-0050(1)(b))
- ☒ Application & permit #; or transfer # (OAR 690-014-0100(1))
- ☒ Disclaimer (OAR 690-014-0170(5))
- ☒ North arrow (OAR 690-310-0050(2)(c))
- ☒ CWRE stamp and signature (OAR 690-014 & 310-0050)
- ☒ Appropriate scale (1" = 1320', 1" = 400', or the original full-size scale of the county assessor map) (014 & 310)
- ☒ Township, range, section, and tax lot numbers (OAR 690-310-0050(4))

Report Review:

- ☒ On form provided by the Department (OAR 690-014-0100(1))
- ☒ Application & permit #; or transfer # (OAR 690-014)
- ☒ Ownership information (OAR 690-014)
- ☒ Date of survey (OAR 690-014)
- ☒ Person interviewed (OAR 690-014)
- ☒ County (OAR 690-014)
- ☒ CWRE stamp and signature (OAR 690-014-0100)
- ☒ Signature(s) of all permittee of transfer holder (OAR 690-014-0100)

MONEY SLIP	
DATE:	RECEIPT #:
ACCUSED FROM:	APPLICATION NUMBER:
CASH CHECK #	OTHER IDENTIFY:
☐	☐
CASH TREASURY	CITY NAME CASH-KEY:
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**CLAIM OF
BENEFICIAL USE
for Transfers
Place of Use Only**



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

A fee of \$230 must accompany this form for any transfer final orders including a water right with a priority date of July 9, 1987, or later.

Example – A transfer involves 5 rights and one of the rights has a priority date of July 9, 1987, or later, the fee is required.

A separate form shall be completed for each transfer.

This form is subject to revision. **Begin each new claim** by checking for a new version of this form at:
<https://www.oregon.gov/OWRD/Forms/Pages/default.aspx>

The completion of this form is required by OAR 690-014-0100(1) and 690-014-0110(4).

Please type or print in dark ink. If this form is found to contain errors or omissions, it may be returned to you. **Every item must have a response.** If any requested information does not apply to the claim, insert "NA." **Do not delete or alter any section of this form unless directed by the form.** The Department may require the submittal of additional information from any water user or authorized agent.

"Section 7" of this form is intended to aid in the completion of this form and should not be submitted.

A claim of beneficial use includes both this report and a map. If the map is being mailed separately from this form, please include a note with this form indicating such.

If you have questions regarding the completion of this form, please call 503-979-9103.

The Department has a program that allows it to enter into a voluntary agreement with an applicant for expedited services. Under such an agreement, the applicant pays the cost to hire additional staff that would not otherwise be available. This program means a certificate may be issued in about a month. For more information on this program see:

<https://www.oregon.gov/OWRD/programs/WaterRights/RA/Pages/default.aspx>

SECTION 1

GENERAL INFORMATION

Type of Authorized Change

This Claim is being submitted for a transfer where the only authorized change was a change in place of use.

YES

If additional changes were authorized, you will need to select a different form.

1. File Information

APPLICATION #

T-14096

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2. Property Owner (current owner information)

APPLICANT/BUSINESS NAME Russell B. Mattis		PHONE NO. 541-953-2359	ADDITIONAL CONTACT NO.
ADDRESS PO Box 87			
CITY Ft Rock	STATE OR	ZIP 97735	E-MAIL Ftrockranch@yahoo.com

If the current property owner is not the transfer holder of record, it is recommended that an assignment be filed with the Department. **Each** transfer holder of record must sign this form.

3. Transfer holder of record (this may, or may not, be the current property owner)

TRANSFER HOLDER OF RECORD Same as above		
ADDRESS		
CITY	STATE	ZIP

4. Date of Site Inspection:

10/29/2024

5. Person(s) interviewed and description of their association with the project:

NAME	DATE	ASSOCIATION WITH THE PROJECT
Russell Mattis	10/29/2024	Owner/Transfer Holder

6. County:

Lake

7. If any property described in the place of use of the transfer final order is excluded from this report, identify the owner of record for that property (ORS 537.230(5)):

OWNER OF RECORD NA		
ADDRESS		
CITY	STATE	ZIP

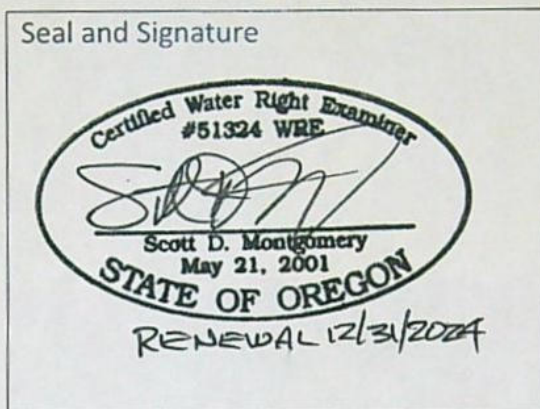
Add additional tables for owners of record as needed

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SECTION 2
SIGNATURES

CWRE Statement, Seal and Signature

The facts contained in this Claim of Beneficial Use are true and correct to the best of my knowledge.

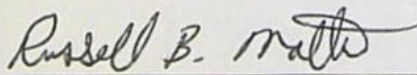


CWRE NAME Scott D Montgomery		PHONE NO. 541-548-5833	ADDITIONAL CONTACT NO. 541-420-0401
ADDRESS PO Box 767			
CITY Terrebonne	STATE OR	ZIP 97760	E-MAIL scott@apeands.com

Transfer Holder of Record Signature or Acknowledgement

Each transfer holder of record must sign this form in the space provided below.

The facts contained in this Claim of Beneficial Use are true and correct to the best of my knowledge. I request that the Department issue a water right certificate.

SIGNATURE	PRINT OR TYPE NAME	TITLE	DATE
	Russell B. Mattis	Owner/Transfer Holder	

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SECTION 3

EXTENT OF CHANGE COMPLETED

1. Claim Summary:

If Irrigation or Nursery Use:

THE # OF ACRES ALLOWED	THE # OF ACRES DEVELOPED
16.8	16.8

If the use(s) was not irrigation or nursery:

WAS THE NEW PLACE OF USE DEVELOPED TO THE FULL EXTENT AUTHORIZED UNDER THE ORDER? (INCLUDE THE LOCATION OF THE DEVELOPED PLACE USE ON THE CLAIM MAP)
YES

2. Variations:

Was the use developed differently from what was authorized by the transfer final order? NO

If yes, describe below.

(e.g. "The order authorized a change in place of use for 40 acres. The water user only developed 38 acres.")

--

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SECTION 4 CONDITIONS

All conditions contained in the transfer, or any extension final order shall be addressed. Reports that do not address all performance related conditions will be returned.

1. Time Limits:

Describe how the water user has complied with each of the development timelines established in the transfer final order and any extensions of time issued for the transfer:

	DATE FROM TRANSFER	DATE THE AUTHORIZED CHANGE WAS COMPLETED *THIS DATE MUST FALL BETWEEN THE "ISSUANCE DATE" AND THE "COMPLETENESS DATE"
ISSUANCE DATE	07/22/2024	
COMPLETENESS DATE FROM ORDER (C)	10/1/2025	10/29/2024

* MUST BE WITHIN PERIOD BETWEEN TRANSFER FINAL ORDER, OR ANY EXTENSION FINAL ORDER ISSUANCE AND THE DATE TO COMPLETE THE CHANGE

2. Is there an extension final order(s)?

Received NO
DEC 02 2024

3. Measurement Conditions:

a. Does the transfer final order require the installation of a meter or approved measuring device?

NO

b. Has a meter been installed?

YES

c. Meter Information

POD/POA NAME OR #	MANUFACTURER	SERIAL #	CONDITION (WORKING OR NOT)	CURRENT METER READING	DATE INSTALLED
Well	Blue White F1000RT	UNK	Under maintenance	UNK	2012

If a meter has been installed, items d through f relating to this section may be deleted.

~~d. If a meter has not been installed, has a suitable measuring device been installed and approved by the Department?~~

~~NA~~

~~e. If "YES", provide a copy of the letter approving the device, if available. If the letter is not available provide the name and title of the Water Resources Department employee approving the measuring device, and the approximate date of the approval:~~

NAME	TITLE	APPROXIMATE DATE

~~f. Measurement Device Description~~

DEVICE DESCRIPTION	CONDITION (WORKING OR NOT)	DATE INSTALLED

4. Other conditions required by the transfer final order:

a. Other conditions?

NO

If "YES" to any of the above, identify the condition and describe the water user's actions to comply with the condition(s):

SECTION 5

ATTACHMENTS

Provide a list of any additional documents you are attaching to this report:

ATTACHMENT NAME	DESCRIPTION
Well log	LAKE 364/365
Aerial imagery	FSA/USDA imagery (June 2020)
Site Photos	Location/time stamped pictures of well, sprinkler & place of use

SECTION 6

CLAIM OF BENEFICIAL USE MAP

A Claim of Beneficial Use Map must be submitted with this claim. Claims submitted without the Claim of Beneficial Use map will be returned. The map shall be submitted on polyester film at a scale of 1" = 1320 feet, 1" = 400 feet, or the original full-size scale of the county assessor map for the location.

For the purpose of this Claim, the map must identify the developed new place of use. The existing point(s) of diversion or point(s) of appropriation are required to be included on the Claim map, based on the locations described in the transfer final order.

Provide a general description of the survey method used to prepare the map. Examples of possible methods include, but are not limited to, a traverse survey, GPS, or the use of aerial photos. If the basis of the survey is an aerial photo, provide the source, date, series and the aerial photo identification number.

The irrigation system & place of use were tied to approximate boundaries using a Topcon FC6000 data collector. Pt data was converted to Statewide Lambert Projection and compared with aerial imagery for accuracy.

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Map Checklist

Please be sure that the map you submit includes ALL the items listed below.
(Reminder: Incomplete maps and/or claims may be returned.)

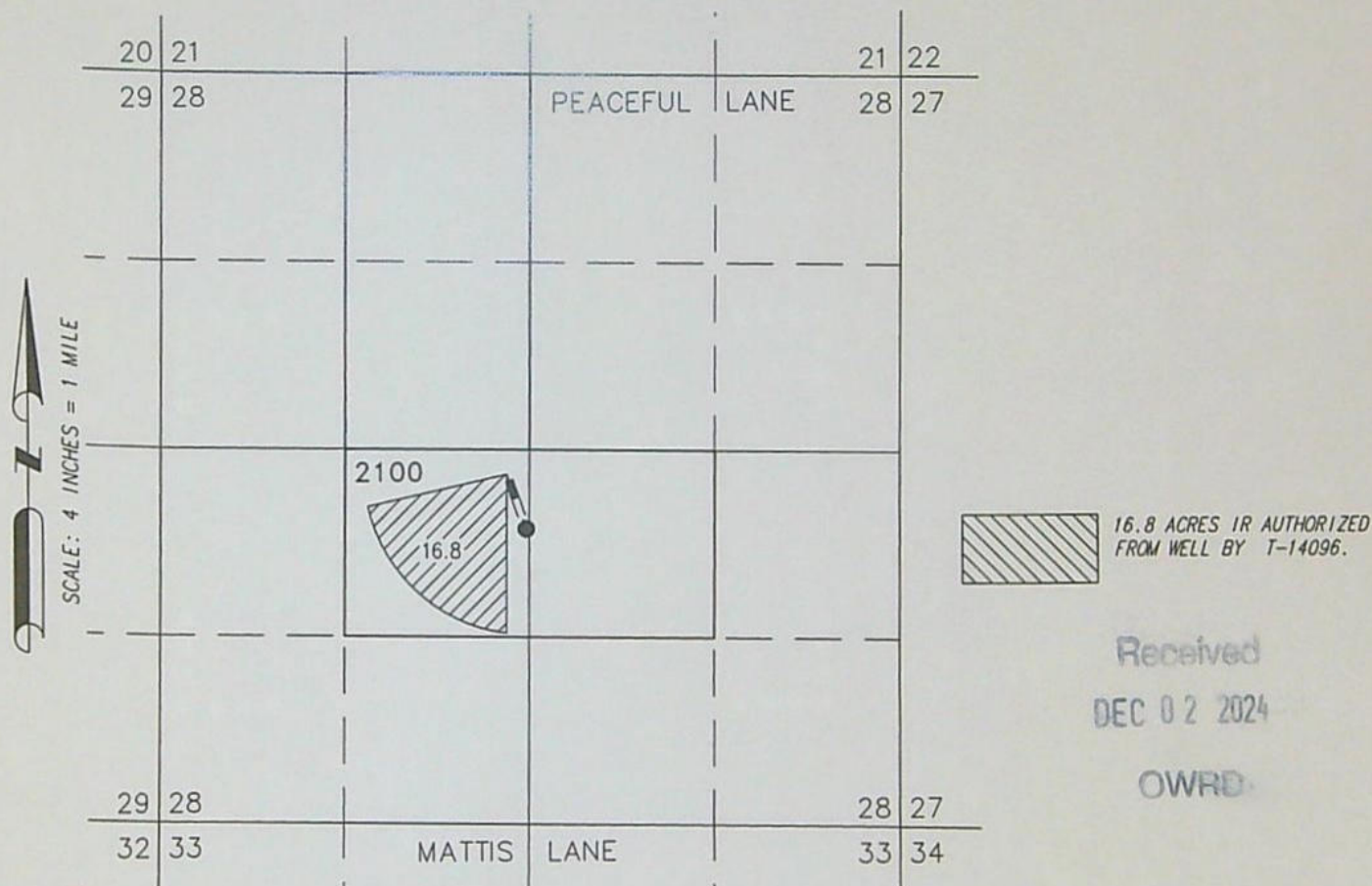
- ☒ Map on polyester film.
- ☒ Appropriate scale (1" = 400 feet, 1" = 1320 feet, or the original full-size scale of the county assessor map)
- ☒ Township, Range, Section, Donation Land Claims, and Government Lots
- ☐ Locations of fish screens and/or fish by-pass devices in relationship to point of diversion
- ☒ Locations of meters and/or measuring devices in relationship to point of diversion
- ☒ Conveyance structures illustrated (pumps, reservoirs, pipelines, ditches, etc.) ***Not required for this type of Claim of Beneficial Use**
- ☒ Point(s) of diversion or appropriation (illustrated and coordinates)
- ☒ Tax lot boundaries and numbers
- ☐ Source illustrated if surface water
- ☒ Disclaimer ("This map is not intended to provide legal dimensions or locations of property ownership lines")
- ☒ Transfer application number
- ☒ North arrow
- ☒ Legend
- ☒ CWRE stamp and signature

Received
DEC 02 2024
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CLAIM OF BENEFICIAL USE MAP

TO CHANGE PLACE OF USE PER T-14096
FOR RUSSELL MATTIS

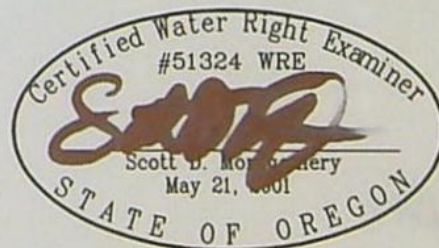
TOWNSHIP 26 SOUTH, RANGE 14 EAST, SECTION 28, W.M.
TAX LOT: 2100



Received
DEC 02 2024

OWRD

- WELL (LAKE 364/365)
LOCATED IN THE NE 1/4 SW 1/4 SECTION 28, T26S
R14E, W.M. AND 560 FEET SOUTH AND 20 FEET WEST
FROM THE C1/4 CORNER OF SAID SECTION.
FLOW METER IS ON PIPE 3.0' NORTH FROM WELL.



RENEWAL DATE: 12/31/2024

THIS MAP IS FOR THE PURPOSE OF LOCATING A WATER
RIGHT ONLY AND HAS NO INTENT TO PROVIDE LEGAL
DIMENSIONS OR THE LOCATION OF PROPERTY LINES.

PREPARED FOR:

RUSSELL MATTIS
P.O. BOX 87
FT. ROCK, OR 97735

PREPARED BY:

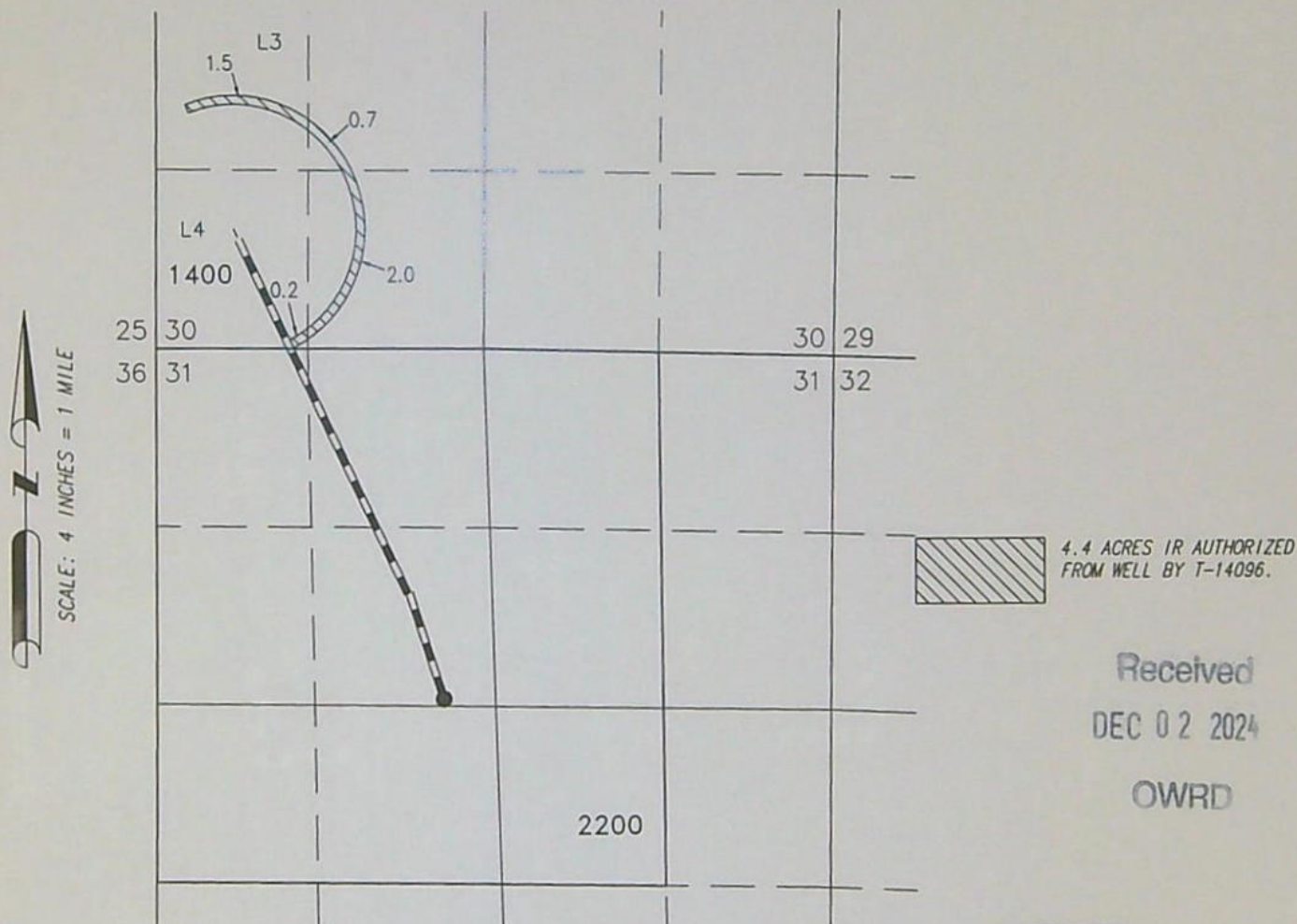


ALL POINTS ENGINEERING AND SURVEYING, INC.
P.O. BOX 767
(541) 548-5833
TERREBONNE, OR 97760
www.APEandS.com

CLAIM OF BENEFICIAL USE MAP

TO CHANGE PLACE OF USE PER T-14095
FOR RUSSELL MATTIS

TOWNSHIP 26 SOUTH, RANGE 14 EAST, SECTIONS 30 & 31, W.M.
TAX LOTS: 1400 & 2200



Received

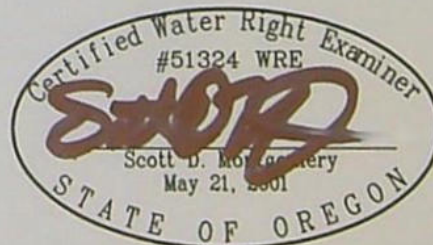
DEC 02 2024

OWRD

● WELL (LAKE 367)

LOCATED IN THE SE 1/4 NW 1/4 SECTION 31, T26S
R14E, W.M. AND 2600 FEET SOUTH AND 2900 FEET WEST
FROM THE NE CORNER OF SAID SECTION.

FLOW METER IS ON PIPE 7.0' NE FROM WELL. SECOND
FLOW METER IS ON PIPE 6.0' EAST FROM NORTH CENTER
PIVOT SPRINKLER



RENEWAL DATE: 12/31/2024

THIS MAP IS FOR THE PURPOSE OF LOCATING A WATER
RIGHT ONLY AND HAS NO INTENT TO PROVIDE LEGAL
DIMENSIONS OR THE LOCATION OF PROPERTY LINES.

PREPARED FOR:

RUSSELL MATTIS
P.O. BOX 87
FT. ROCK, OR 97735

PREPARED BY:

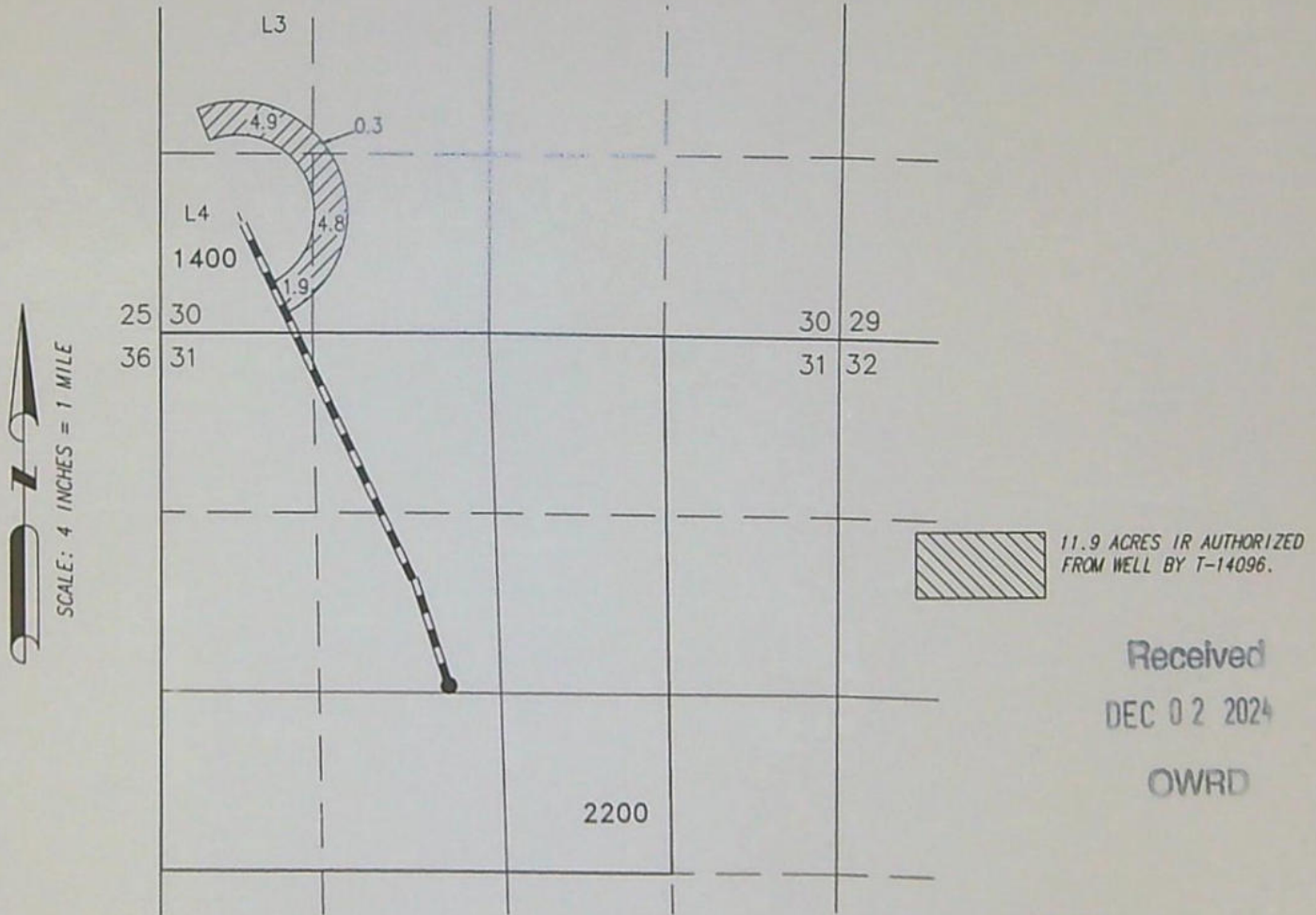


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CLAIM OF BENEFICIAL USE MAP

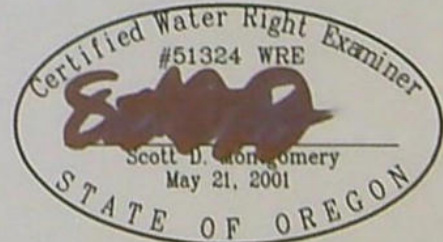
TO CHANGE PLACE OF USE PER T-14095
FOR RUSSELL MATTIS

TOWNSHIP 26 SOUTH, RANGE 14 EAST, SECTIONS 30 & 31, W.M.
TAX LOTS: 1400 & 2200



Received
DEC 02 2024
OWRD

- WELL (LAKE 367)
LOCATED IN THE SE 1/4 NW 1/4 SECTION 31, T26S
R14E, W.M. AND 2600 FEET SOUTH AND 2900 FEET WEST
FROM THE NE CORNER OF SAID SECTION.
FLOW METER IS ON PIPE 7.0' NE FROM WELL. SECOND
FLOW METER IS ON PIPE 6.0' EAST FROM NORTH CENTER
PIVOT SPRINKLER



RENEWAL DATE: 12/31/2024

THIS MAP IS FOR THE PURPOSE OF LOCATING A WATER
RIGHT ONLY AND HAS NO INTENT TO PROVIDE LEGAL
DIMENSIONS OR THE LOCATION OF PROPERTY LINES.

PREPARED FOR:

RUSSELL MATTIS
P.O. BOX 87
FT. ROCK, OR 97735

PREPARED BY:

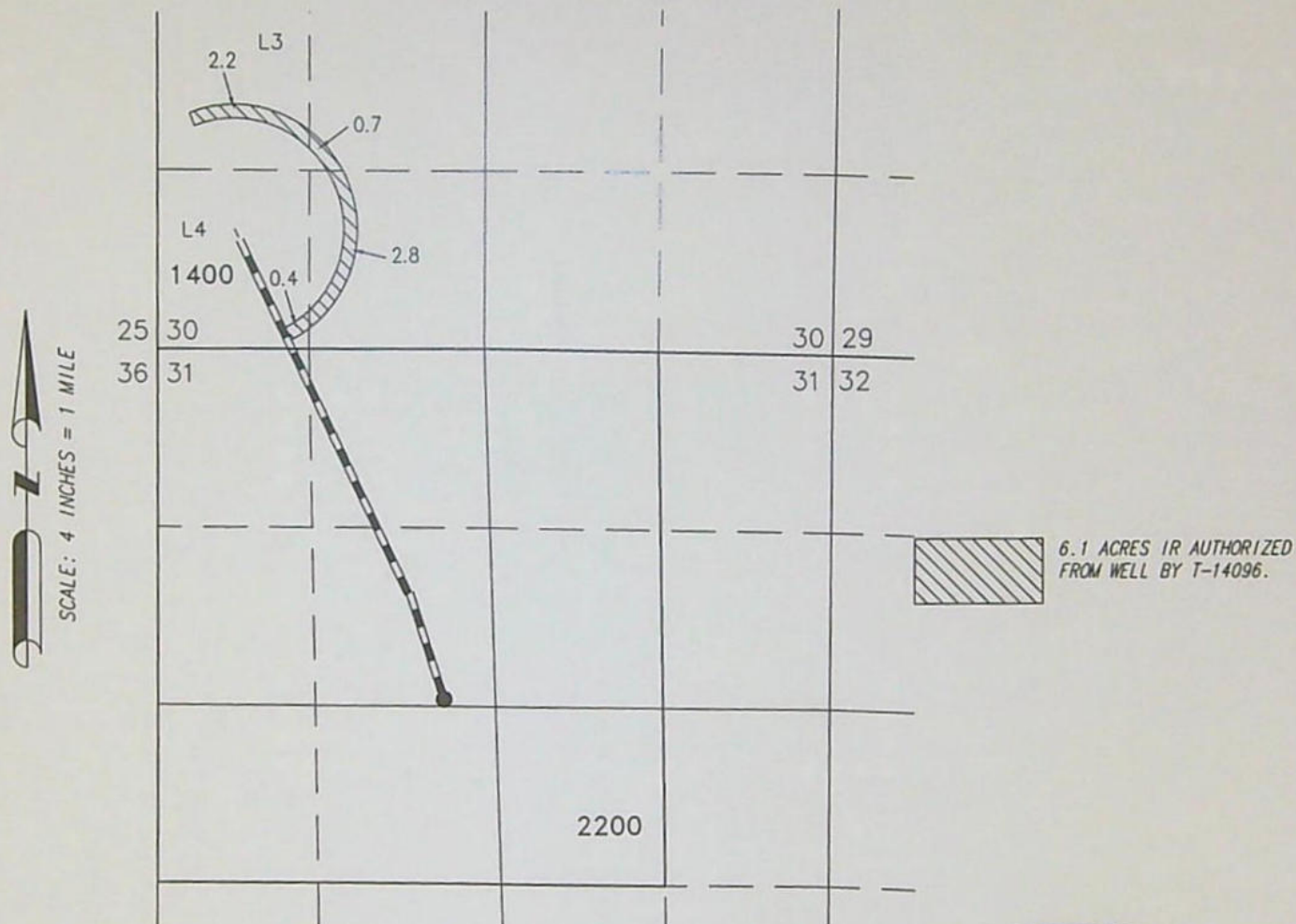


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CLAIM OF BENEFICIAL USE MAP

TO CHANGE PLACE OF USE PER T-14095
FOR RUSSELL MATTIS

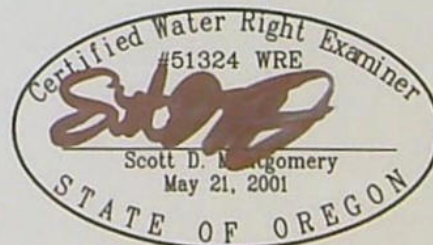
TOWNSHIP 26 SOUTH, RANGE 14 EAST, SECTIONS 30 & 31, W.M.
TAX LOTS: 1400 & 2200



● WELL (LAKE 367)

LOCATED IN THE SE 1/4 NW 1/4 SECTION 31, T26S R14E, W.M. AND 2600 FEET SOUTH AND 2900 FEET WEST FROM THE NE CORNER OF SAID SECTION.

FLOW METER IS ON PIPE 7.0' NE FROM WELL. SECOND FLOW METER IS ON PIPE 6.0' EAST FROM NORTH CENTER PIVOT SPRINKLER



RENEWAL DATE: 12/31/2024

THIS MAP IS FOR THE PURPOSE OF LOCATING A WATER RIGHT ONLY AND HAS NO INTENT TO PROVIDE LEGAL DIMENSIONS OR THE LOCATION OF PROPERTY LINES.

PREPARED FOR:

RUSSELL MATTIS
P.O. BOX 87
FT. ROCK, OR 97735

PREPARED BY:



ALL POINTS ENGINEERING AND SURVEYING, INC.
P.O. BOX 767
(541) 548-5833
TERREBONNE, OR 97760
www.APEandS.com



2024-10-29 10:46:33

Lat: 43°17'03.29342", Lon: -121°03'52.53547"

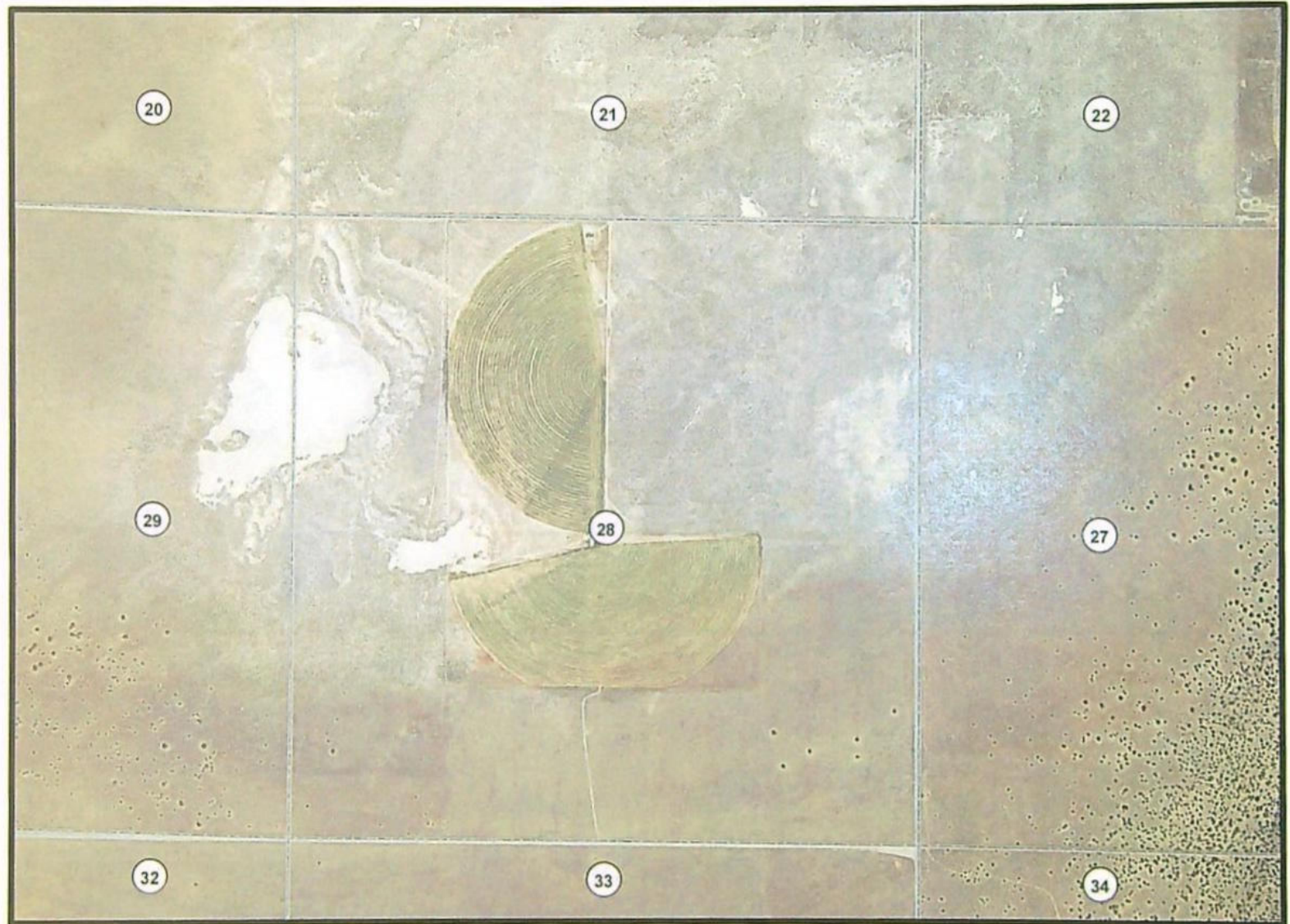
Received
DEC 02 2024
OWRD

Received
DEC 02 2024
OWRD

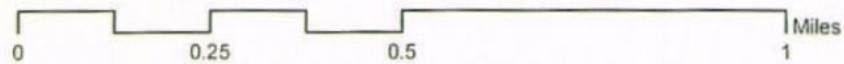
2024-10-29 10:50:45

Lat: 43°17'07.77000", Lon: -121°03'52.31640"

T 26 S, R 14 E, W.M.



Received
DEC 02 2024
OWRD



2020 aerial imagery downloaded from NRCS Gateway website and imported into ESRI ArcMap GIS software with Oregon Statewide Lambert Projection



**ALL POINTS
ENGINEERING & SURVEYING, INC.**

P.O. Box 767
Terrebonne, Oregon 97760
541-548-5833

TRANSMITTAL

To: Oregon Water Resources Dept
725 Summer St NE, Suite A
Salem, OR 97301-1266

Date: 11/25/2024
Attention: Certificate
RE: COBU's

[X] Prints ☐ Plans ☐ Plat ☐ Specifications.

Attached are 2 Claims of Beneficial Use on T-14095 & 14096,...

If you have any questions please don't hesitate to contact me.

Copies	No.	Description
1	1	COBU T-14095 (8 pages letter bond)
1	2	COBU Map (4 pages mylar)
1	3	Well log (1 page letter bond)
1	4	Pictures (4 pages letter bond)
1	5	Aerial imagery (1 page letter bond)
1	6	COBU T-14096 (8 pages letter bond)
1	7	COBU Map (1 page mylar)
1	8	Well logs (2 pages letter bond)
1	9	Pictures 92 pages letter bond)
1	10	Aerial imagery (1 page letter bind)

Signed: Deise A. Montoya

Received
DEC 02 2024
OWRD

STATE OF OREGON

COUNTY OF LAKE

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

WILLIAM L. AND FLOY O. SMITH
GENERAL DELIVERY
FORT ROCK, OR 97735

confirms the right to use the waters of a WELL, a tributary of FORT ROCK BASIN for IRRIGATION of 29.2 ACRES.

This right was perfected under Permit G-7510. The date of priority is MAY 18, 1977. The amount of water to which this right is entitled is limited to an amount actually used beneficially and shall not exceed 0.37 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the well.

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
26 S	14 E	WM	28	NE SW	560 FEET SOUTH AND 20 FEET WEST FROM THE CENTER 1/4 CORNER OF SECTION 28

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3 acre-feet per acre for each acre irrigated during the irrigation season of each year and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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

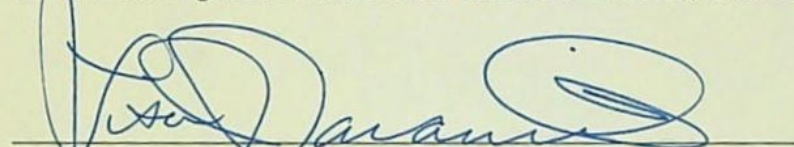
IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
26 S	14 E	WM	28	NE SW	4.2
26 S	14 E	WM	28	NW SE	25.0
Total					29.2

This certificate describes that portion of water right Certificate 52624, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered JUL 26 2024, approving Transfer Application T-14096.

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 JUL 26 2024.

A handwritten signature in blue ink, appearing to read "Lisa J. Jaramillo", is written over a horizontal line.

Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
IVAN GALL, DIRECTOR
Oregon Water Resources Department



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

July 19, 2024

Russel B. Mattis
PO Box 87
Fort Rock, OR 97735

REFERENCE: Transfer Application T-14096

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

The time allowed to complete the transfer is specified in the final order. YOU SHOULD GIVE PARTICULAR ATTENTION TO THE TIME LIMIT. The water right for any portion of the authorized change in character of use or change in place of use NOT carried out within the time allowed will be lost.

An extension of the time limit can be allowed only upon a showing that diligent effort has been made to complete the actual change(s) within the time allowed.

You are required to hire a Certified Water Rights Examiner (CWRE) to complete a Claim of Beneficial Use report and map which must be submitted to this Department within one year of the date you complete the change(s) or within one year of the completion date authorized in the transfer final order, whichever occurs first.

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

Sincerely,

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

cc: Jeremy T. Giffin, Watermaster Dist. # 11 (via email)
Scott D. Montgomery, Agent
Lake County Planning Department, Local Government

Enclosure

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Transfer Application	)	FINAL ORDER APPROVING
T-14096, Lake County	)	A CHANGE IN PLACE OF USE

Authority

Oregon Revised Statutes (ORS) 537.705 and 540.505 to 540.580 establish the process in which a water right holder may submit a request to transfer the point of appropriation, place of use, or character of use authorized under an existing water right. Oregon Administrative Rules (OAR) Chapter 690, Division 380 implement the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicant

RUSSELL B. MATTIS
PO BOX 87
FORT ROCK, OR 97735

Findings of Fact

1. On September 22, 2022, RUSSELL B. MATTIS filed an application to change the place of use under Certificate 52624. The Department assigned the application number T-14096.
2. Notice of the application for transfer was published on October 4, 2022, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. On May 1, 2024, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-14096 to the applicant. The draft Preliminary Determination cover letter set forth a deadline of May 31, 2024, for the applicant to respond. The applicant requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer.

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 June 10, 2024, the Department issued a Preliminary Determination proposing to approve Transfer T-14096 and mailed a copy to the applicant. Additionally, notice of the Preliminary Determination for the transfer application was published on the Department's weekly notice on June 11, 2024, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notice.

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

Certificate: 52624 in the name of WILLIAM L. AND FLOY O. SMITH (perfected under Permit G-7510)
Use: IRRIGATION OF 16.8 ACRES
Priority Date: MAY 18, 1977
Rate: 0.21 CUBIC FOOT PER SECOND
Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3 acre-feet per acre for each acre irrigated during the irrigation season of each year.
Source: A WELL, a tributary of FORT ROCK BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
26 S	14 E	WM	28	NE SW	560 FEET SOUTH AND 20 FEET WEST FROM THE CENTER 1/4 CORNER OF SECTION 28

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
26 S	14 E	WM	28	NE SW	1.3
26 S	14 E	WM	28	NW SE	15.5
Total					16.8

6. Transfer Application T-14096 proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
26 S	14 E	WM	28	NE SW	16.8

Transfer Review Criteria [OAR 690-380-0100(14), 690-380-4010(2) and OAR 690-380-2200]

7. Water has been used within the last five years prior to the submittal of Transfer Application T-14096 according to the terms and conditions of the right. There is no information in the record that would demonstrate that the right is subject to forfeiture under ORS 540.610.

8. A water delivery system sufficient to use the full amount of water allowed under the existing right was present within the five-year period prior to submittal of Transfer Application T-14096.
9. The water right is subject to transfer as defined in ORS 540.505(4) and OAR 690-380-0100(14).
10. The proposed change would not result in enlargement of the right.
11. The proposed change would not result in injury to other existing water rights.
12. All other application requirements are met.

Conclusions of Law

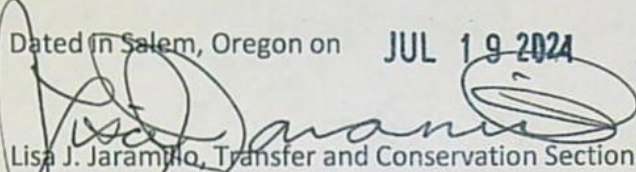
The change in place of use proposed in Transfer Application T-14096 is consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000.

Now, therefore, it is ORDERED:

1. The change in place of use proposed in Transfer Application T-14096 is approved.
2. The right to the use of the water is restricted to beneficial use at the place of use described and is subject to all other conditions and limitations contained in Certificate 52624 and any related decree.
3. Approval of this transfer application does not constitute nor grant legal access onto or through another person's property for purposes of accessing the new place of use.
4. Water right Certificate 52624 is cancelled. A new certificate will be issued describing that portion of the right not affected by this transfer.
5. The former place of use of the transferred right shall no longer receive water under the right.
6. Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2025**. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the change and full beneficial use of the water.

7. After satisfactory proof of beneficial use is received, a new certificate confirming the right transferred will be issued.

Dated in Salem, Oregon on JUL 19 2024


Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
VAN GALL, DIRECTOR
Oregon Water Resources Department

Mailing date: JUL 22 2024

WATER RIGHT TRANSFER COVER SHEET

Transfer: T- 14096

Transfer Specialist: *Jon*

Transfer Type: Regular Transfer

Applicant: RUSSELL B. MATTIS PO BOX 87 FORT ROCK, OR 97735 Email: _____ Phone: _____		Agent: ☐ N/A SCOTT D. MONTGOMERY PO BOX 767 TERREBONNE, OR 97760 Email: _____ Phone: _____	
Irrigation District: ☐ N/A Email: _____		CWRE: ☐ N/A Email: _____	
Affected Local Gov'ts: ☐ N/A Lake County Planning Department Email: _____		Affected Tribal Gov't: ☐ N/A UNAVAILABLE Email: _____	
Current Landowner if other than Applicant: ☐ N/A Email: _____		Receiving Landowner: ☐ N/A Email: _____	

Water Rights Affected

File Marked	App. File # or Decree Name	Permit	Certificate	RR/CR Needed	RR/CR Nos.
☐	G-8139	g-7510	52624	☐ Yes ☐ No	
☐				☐ Yes ☐ No	
☐				☐ Yes ☐ No	

Key Dates & Initial Actions:

Rec'd: September 22, 2022	Proposed Action(s): PLACE OF USE	
Fees Pd: 1360.00	WM District: 11	ODFW District:
Initial Public Notice: October 4, 2022	WM Review sent:	ODFW Review sent:
Acknowledgement Letter Sent ☒		GW Review sent: ☐ N/A
County sent cc: of Ack Letter ☐	BOR notified (date): ☐ 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: <i>7/24/23</i> Initials: <i>Jon</i>	Date: <i>8/8/23</i> Initials: <i>Jon</i>	Date: <i>X</i> Initials: <i>X</i>	Date: <i>Corey</i> Initials: <i>Corey</i>	Date: <i>Jon</i> Initials: <i>Jon</i>	CW Sent: <i>5/1/24</i>	N/A
PD	Date: <i>5/30/24</i> Initials: <i>Jon</i>	Date: <i>5/31/24</i> Initials: <i>Jon</i>	Date: <i>CC</i> Initials: <i>email</i>	Date: <i>Corey</i> Initials: <i>Corey</i>	Date: <i>X</i> Initials: <i>X</i>	Date: <i>6/6/24</i>	Date: <i>6/10/24</i>
FO	Date: <i>6/16/24</i> Initials: <i>Jon</i>	Date: <i>6/11/24</i> Initials: <i>Scott</i>	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____	Date: <i>7/19/24</i>

Special Issues: *Data reviewed 6/6 owed see email in file*

Special Order Volume: Vol. *131* Pages *673-676*



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
www.oregon.gov/owrd

June 10, 2024

VIA CERTIFIED MAIL AND E-MAIL

RUSSELL B. MATTIS
PO BOX 87
FORT ROCK, OR 97735

SUBJECT: Water Right Transfer Application T-14096

Please find enclosed the Preliminary Determination indicating that, based on the information available, the Department intends to approve application T-14096. This document is an intermediate step in the approval process; water may not be used legally as proposed in the transfer application until a Final Order has been issued by the Department. Please read this entire letter carefully to determine your responsibility for additional action.

A public notice is being published in the Department's weekly publication, simultaneously with issuance of the Preliminary Determination. The notice initiates a period in which any person may file either a protest opposing the decision proposed by the Department in the Preliminary Determination or a standing statement supporting the Department's decision. The protest period will end 30 days after the Department's notice.

If no protest is filed, the Department will issue a Final Order consistent with the Preliminary Determination. You should receive a copy of the Final Order about 30 days after the close of the protest period.

If a protest is filed, the application may be referred to a contested case proceeding. A contested case provides an opportunity for the proponents and opponents of the decision proposed in the Preliminary Determination to present information and arguments supporting their position in a quasi-judicial proceeding.

Please don't hesitate to contact me at 503-986-0896 or Joan.M.Smith@water.oregon.gov, if I may be of assistance.

Sincerely,

Joan Smith
Transfer Specialist
Transfer and Conservation Section

cc: T-14096
Jeremy T. Giffin, District 11 Watermaster (*via e-mail*)
Scott D. Montgomery, Agent for the applicant (*via e-mail*)

encs

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

In the Matter of Transfer Application	)	PRELIMINARY DETERMINATION
T-14096, Lake County	)	PROPOSING APPROVAL OF
	)	A CHANGE IN PLACE OF USE

Authority

Oregon Revised Statutes (ORS) 537.705 and 540.505 to 540.580 establish the process in which a water right holder may submit a request to transfer the point of appropriation, place of use, or character of use authorized under an existing water right. Oregon Administrative Rules (OAR) Chapter 690, Division 380 implement the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicant

RUSSELL B. MATTIS
PO BOX 87
FORT ROCK, OR 97735

Findings of Fact

1. On September 22, 2022, RUSSELL B. MATTIS filed an application to change the place of use under Certificate 52624. The Department assigned the application number T-14096.
2. Notice of the application for transfer was published on October 4, 2022, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. On May 1, 2024, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-14096 to the applicant. The draft Preliminary Determination cover letter set forth a deadline of May 31, 2024, for the applicant to respond. The applicant requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer.

Pursuant to OAR 690-380-4030, any person may file a protest or standing statement within 30 days after the last date of publication of the newspaper notice or the Department's weekly notice as prescribed by OAR 690-380-4020, whichever is later, of this preliminary determination.

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

Certificate: 52624 in the name of WILLIAM L. AND FLOY O. SMITH (perfected under Permit G-7510)
Use: IRRIGATION OF 16.8 ACRES
Priority Date: MAY 18, 1977
Rate: 0.21 CUBIC FOOT PER SECOND
Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3 acre-feet per acre for each acre irrigated during the irrigation season of each year.
Source: A WELL, a tributary of FORT ROCK BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
26 S	14 E	WM	28	NE SW	560 FEET SOUTH AND 20 FEET WEST FROM THE CENTER 1/4 CORNER OF SECTION 28

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
26 S	14 E	WM	28	NE SW	1.3
26 S	14 E	WM	28	NW SE	15.5
Total					16.8

5. Transfer Application T-14096 proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
26 S	14 E	WM	28	NE SW	16.8

Transfer Review Criteria [OAR 690-380-0100(14), 690-380-4010(2) and OAR 690-380-2200]

6. Water has been used within the last five years prior to the submittal of Transfer Application T-14096 according to the terms and conditions of the right. There is no information in the record that would demonstrate that the right is subject to forfeiture under ORS 540.610.
7. A water delivery system sufficient to use the full amount of water allowed under the existing right was present within the five-year period prior to submittal of Transfer Application T-14096.
8. The water right is subject to transfer as defined in ORS 540.505(4) and OAR 690-380-0100(14).
9. The proposed change would not result in enlargement of the right.

10. The proposed change would not result in injury to other existing water rights.

11. All other application requirements are met.

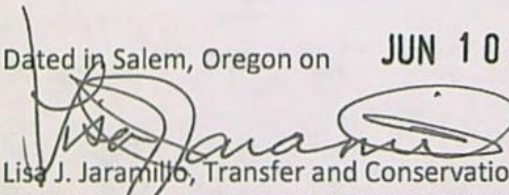
Determination and Proposed Action

The change in place of use proposed in Transfer Application T-14096 appears to be consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000. If protests are not filed pursuant to OAR 690-380-4030, the application will be approved.

If Transfer Application T-14096 is approved, the final order will include the following:

- 1. The change in place of use proposed in Transfer Application T-14096 is approved.*
- 2. The right to the use of the water is restricted to beneficial use at the place of use described and is subject to all other conditions and limitations contained in Certificate 52624 and any related decree.*
- 3. Approval of this transfer application does not constitute nor grant legal access onto or through another person's property for purposes of accessing the new place of use.*
- 4. Water right Certificate 52624 is cancelled. A new certificate will be issued describing that portion of the right not affected by this transfer.*
- 5. The former place of use of the transferred right shall no longer receive water under the right.*
- 6. Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2025**. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the change and full beneficial use of the water.*
- 7. After satisfactory proof of beneficial use is received, a new certificate confirming the right transferred will be issued.*

Dated in Salem, Oregon on **JUN 10 2024**


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

This Preliminary Determination was prepared by Joan Smith. If you have questions about the information in the document, you may reach me at 503-986-0892 or Joan.M.Smith@water.oregon.gov

Protests

Under the provisions of ORS 540.520(6) & (7) and OAR 690-380-4030, within 30 days after the last date of publication of the newspaper notice or the Department's weekly notice as prescribed by OAR 690-380-4020, whichever is later, any person may file, jointly or severally, a protest expressing opposition of approval of the transfer application and disagreement with this Preliminary Determination or a standing statement in support of this Preliminary Determination. If this Preliminary Determination determines that a change in point of diversion or appropriation would result in injury, the applicant may file a notification of intent to pursue approval of the transfer under OAR 690-380-5030 to 690-380-5050. Protests and standing statements must be received by the Water Resources Department within 30 days after the last date of publication of the newspaper notice or the Department's weekly notice as prescribed by OAR 690-380-4020, whichever is later.

Protests must be in writing and received in hard copy form with the appropriate statutory protest filing fee; protests cannot be filed by electronic mail. [OAR 690-002-0025(3) and 690-380-0100(9)]. The protest must include the following:

- The person's name, address, and telephone number;
- All reasonably ascertainable issues and all reasonably available arguments supporting the person's position by the close of the protest period. Failure to raise a reasonably ascertainable issue in a protest or failure to provide sufficient specificity to afford the Department an opportunity to respond to the issue may preclude consideration of the issue during the hearing;
- If you are the applicant, a protest fee of \$480 required by ORS 536.050; and
- If you are not the applicant, a protest fee of \$950 required by ORS 536.050 and proof of service of the protest upon the applicant.

Requests for Standing

Under the provisions of OAR 690-380-4030(5), the Department shall provide to persons who have filed standing statements as defined under OAR 690-380-0100(11) notice of any differences between the Department's Preliminary Determination and the Final Order, notice of a hearing on the application under OAR 137-003-0535, and an opportunity to request limited party status or party status in the hearing.

Requests for standing must be received in the Water Resources Department no later than 30 days after the last date of publication of the newspaper notice or the Department's weekly notice as prescribed by OAR 690-380-4020, whichever is later. Requests for standing must be in writing, and must include the following:

- The requester's name, mailing address and telephone number;
- If the requester is representing a group, association or other organization, the name, address and telephone number of the represented group;
- A statement that the requester supports the preliminary determination as issued.

After the protest period has ended, the Director will either issue a Final Order or schedule a contested case hearing. The contested case hearing will be scheduled only if a protest has been filed under OAR 690-380-4030. In accordance with OAR 690-380-4200, notice and conduct of the hearing shall:

- Be under the applicable provisions of ORS 183.310 to 183.550, pertaining to contested cases, and the hearing shall be held in the area where the rights are located unless all parties stipulate otherwise; and
- If a protest has asserted that a water right to be transferred has been forfeited through non-use, include the notice and procedures described in OAR 690-017-0500 to 690-017-0900.

If after hearing the Department issues a proposed Final Order finding that a change in point of diversion or appropriation will result in injury, the applicant may file a notification of intent to pursue approval of the transfer under OAR 690-380-5030 to 690-380-5050 within 15 days of receipt of the proposed order. Notwithstanding 690-002-0175, if the applicant files a notification of intent to pursue approval of the transfer under 690-380-5030 to 690-380-5050, the deadline for filing exceptions to the proposed order shall be 30 days after the Department provides notice to the parties that the transfer does not meet the requirements of 690-380-5030 to 690-380-5050.

If you do not request a hearing within 30 days after the close of the protest period, or if you withdraw a request for a hearing, notify the Department or the administrative law judge that you will not appear, or fail to appear at a scheduled hearing, the Director may issue a final order by default. If the Director issues a Final Order by default, the Department designates the relevant portions of its files on this matter, including all materials that you have submitted relating to this matter, as the record for purpose of proving a *prima facie* case upon default.

You may be represented by an attorney at the hearing. Legal aid organizations may be able to assist a party with limited financial resources. Generally, partnerships, corporations, associations, governmental subdivisions, or public or private organizations are represented by an attorney. However, consistent with OAR 690-002-0020 and OAR 690-137-0555, an agency representative may represent partnerships, corporations, associations, governmental subdivisions or public, or private organizations if the Department determines that appearance of a person by an authorized representative will not hinder the orderly and timely development of the record in this case.

If you have questions about how to file a protest or if you have previously filed a protest and you want to know the status, please contact Will Davidson at 503-507-2749.

If you have questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at 503-986-0900.

Address any correspondence to: Oregon Water Resources Department, Transfer and Conservation Section, 725 Summer Street NE, Suite A, Salem OR 97301-1266.

**Notice of Preliminary Determination for
Water Right Transfer T-14096**

T-14096 filed by Russell B. Mattis, PO Box 87, Fort Rock, OR 97735, proposes a place of use change under Certificate 52624. The right allows the use of 0.21 cubic foot per second from a well in Sec. 28, T26S, R14E, WM for irrigation in Sec. 28, T26S, R14E, WM. The applicant proposes to change the place of use within Sec. 28, T26S, R14E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

Any person may protest the preliminary determination or may file a standing statement. Pursuant to OAR 690-380-4030(3) and OAR 690-382-9000, protests must raise all reasonably ascertainable issues and include all reasonably available arguments supporting the person's position. In addition, protests must be accompanied by an \$950 protest fee for non-applicant, or \$480 protest fee for applicant. Call (503) 986-0935 to obtain additional information. Protests must be received by the Department on or before [30 days after WRD notice], or within 30 days of the last date of publication in a newspaper, whichever is later. If no protests are filed, the Department will issue a final order consistent with the preliminary determination.

AMERITITLE

Property Profile

Prepared on: May 23, 2024

Prepared for: Russell Mattis

Property Address:

77084 Peaceful Ln.

Property Parcel Number

26S14E-2100

Includes the following:

Map

Tax Information

Last Vesting Document

Prepared by:

Shari Reed

Please email your customer service requests to lakeview@amerititle.com

M0520645

420354
After recording return to:
WESTERN TITLE & ESCROW COMPANY
16455 WILLIAM FOSS ROAD
LA FINE, OR 97739

Until a change is requested all tax statements
shall be sent to the following address:
RUSSELL B. MATTIS
PO BOX 87
FORT ROCK, OR 97735

113274

WARRANTY DEED -- STATUTORY FORM

WILLIAM L. SMITH and MARY ANN SMITH, as tenants by the entirety,
Grantor,

conveys and warrants to

RUSSELL B. MATTIS, an individual, Grantee,

the following described real property, free of encumbrances except as
specifically set forth herein, to wit:

SEE EXHIBIT A WHICH IS MADE A PART HEREOF BY THIS REFERENCE
Tax Account No(s): 1402
Map/Tax Lot No(s): 2614-2100

This property is free from encumbrances, EXCEPT: All those items of record, if
any, as of the date of this deed, including any real property taxes due, but
not yet payable.

The true consideration for this conveyance is \$90,000.00 .

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT
IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR
ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY
SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY
APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST
PRACTICES AS DEFINED IN ORS 30.930.

Dated this 23rd day of August, 2004.

WILLIAM L. SMITH William L. Smith
BY: Evelyn E. Senske, P.A.
EVELYN E. SENSKÉ,
HIS ATTORNEY IN FACT
Mary Ann Smith
MARY ANN SMITH

STATE OF OREGON, COUNTY OF DESCHUTES) SS.

This instrument was acknowledged before me on August 23, 2004 by EVELYN E.
SENSKE, POWER OF ATTORNEY FOR WILLIAM L. SMITH AND MARY ANN SMITH.

Nicole L. Powell
(Notary Public for Oregon)
My commission expires 2/28/08

TITLE NO. 14-0057104
ESCROW NO. 14-0057104



M0520645
21

Exhibit "A"

Real property in the County of Lake, State of Oregon, described as follows:

The Northeast 1/4 of the Southwest 1/4 and the Northwest 1/4 of the Southeast 1/4 of Section 28 in Township 26 South Range 14 East of the Willamette Meridian in Lake County Oregon.

Together with an easement 30 feet in width for ingress and egress to the above described parcel along the Easterly line of the East 1/2 of the Northwest 1/4 of Section 28 in Township 26 South Range 14 East of the Willamette Meridian in Lake County Oregon.

Tax Parcel Number: 1046

State of Oregon } ss. Reel 52
County of Lake } File 145

I hereby certify that the within instrument
was received and filed for record on the
24 day of Aug 20 04
2:01 o'clock P. M. and recorded
on page 20 in book 243 record
of Deeds of said County
Harold Henry
County Clerk

By _____ Deputy

Lake County
2023 Real Property Assessment Report
 Account 1046

Map 26S14E00-00-02100

Code - Tax ID [REDACTED]

Tax Status Assessable

Account Status Active

Subtype NORMAL

Legal Descr See Record

Mailing MATTIS RUSSELL B
 PO BOX 87
 FORT ROCK OR 97735

Deed Reference # See Record

Sales Date/Price See Record

Appraiser

Property Class 559 MA SA NH

RMV Class 559 04 00 076

Site	Situs Address	City
	77084 PEACEFUL LN	FORT ROCK

Value Summary					
Code Area		RMV	MAV	AV	RMV Exception CPR %
1402	Land	185,660		Land	0
	Impr	36,570		Impr	0
Code Area Total		222,230	30,690	61,547	0
Grand Total		222,230	30,690	61,547	0

Land Breakdown								
Code Area	ID #	RFPD	Ex	Plan Zone	Value Source	Trend %	Size	Land Class
1402	5	☒			Farm / Timber Market Only	116	1.00 AC	HS
	3	☒			Farm Use Zoned	116	54.39 AC	N3-2I
	1	☒			Farm Use Zoned	116	17.81 AC	NR-2
	9	☒			Farm Use Zoned	116	6.80 AC	NR-3
					SA OSD	100		
Code Area Total							80.00 AC	185,660

Improvement Breakdown								
Code Area	ID #	Year Built	Stat Class	Description	Trend %	Total Sqft	Ex% MS Acct	Trended RMV
1402	1	1977	742	MS Double wide	120	1,440	R-70512	25,670
	1	0	554	PUMP HOUSE	120	64		1,430
	1		110	Residential Other Improvements	120	0		2,180
	4	0	518	MP SHED	120	0		580
	5	0	523	HAY COVER	120	1,440		6,710
Code Area Total							2,944	36,570

MS Accounts 1402 - R-70512

0 475 950 1,500 Feet

1" = 2000'

5/1/2018

CANCELLED
300
501
1401
1402
1504

26S14E



Oregon
Kate Brown, Governor

Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

October 4, 2022

RUSSELL B. MATTIS
PO BOX 87
FORT ROCK, OR 97735

Reference: Application T-14096

On September 22, 2022, OWRD received your water right Permanent Transfer Application. The application was accompanied by \$1360.00. Our receipt number 139187 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.

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

Except as provided under ORS 540.510(3) for municipalities, you may not use water in the new place of use until a final order approving the transfer application has been issued by the Department. In order to avoid any possible forfeiture of the water right, you should continue to use the water as described by your existing water right.

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

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

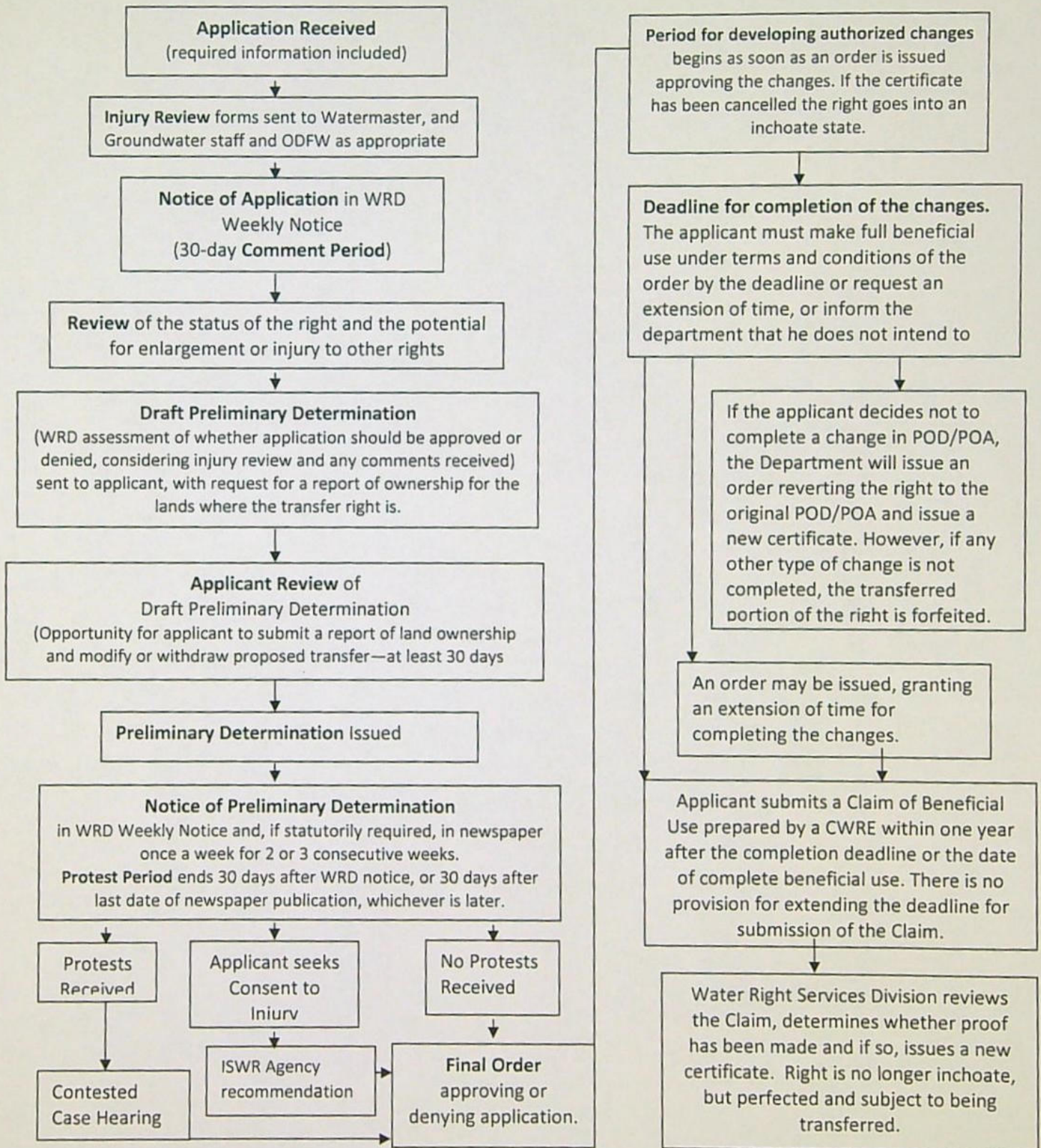
If you have any questions, please contact the Transfer Section at (503) 979-9931.

Cc: Watermaster Dist. #11, Jeremy T. Giffin (*via email*)
Lake County Planning
Scott D. Montgomery, Agent

Enclosure

Regular Transfer Process (including "Proving Up" on the changes)

OAR 690 Division 380



**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 # **139187**

INVOICE # _____

RECEIVED FROM: Mathis Ranch Inc

BY: _____

CASH: ☐ CHECK: # 1090 OTHER: (IDENTIFY) ☐ _____

APPLICATION	
PERMIT	
TRANSFER	<u>T-14096</u>

TOTAL REC'D \$ 1,360.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES \$ _____

OTHER: (IDENTIFY) _____ \$ _____

0243 I/S Lease _____ 0244 Muni Water Mgmt. Plan _____ 0245 Cons. Water _____

4270 WRD OPERATING ACCT

MISCELLANEOUS

0407 COPY & TAPE FEES \$ _____

0410 RESEARCH FEES \$ _____

0408 MISC REVENUE: (IDENTIFY) _____ \$ _____

TC162 DEPOSIT LIAB. (IDENTIFY) _____ \$ _____

0240 EXTENSION OF TIME \$ _____

WATER RIGHTS:

0201 SURFACE WATER \$ _____ 0202 \$ _____

0203 GROUND WATER \$ _____ 0204 \$ _____

0205 TRANSFER \$ 1,360.00

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR \$ _____ 0219 \$ _____

LANDOWNER'S PERMIT 0220 \$ _____

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ _____ CARD# _____

0210 MONITORING WELLS \$ _____ CARD# _____

OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FWWRD) \$ _____

0231 HYDRO LICENSE FEE (FWWRD) \$ _____

HYDRO APPLICATION \$ _____

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION \$ _____

RECEIPT: **139187**

DATED: 9/22/2002 BY: [Signature]

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

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.

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SEP 22 2022

OWRD

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.
- ☒ 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: C52624**
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 (or signed land use form receipt stub) from each local land use authority in which water is to be diverted, conveyed, and/or used. Not required if water is to be diverted, conveyed, and/or used only on federal lands or if all of the following apply: a) a change in place of use only, b) no structural changes, c) the use of water is for irrigation only, and d) the use is located within an irrigation district or an exclusive farm use zone.
- ☒ ☐ 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):

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

Other/Explanation _____

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

Part 2 of 5 – Transfer Application Map

OWRD

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/. 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°).

14096

Part 3 of 5 – Fee Worksheet

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Russell B Mattis			PHONE NO. 541-953-2359	ADDITIONAL CONTACT NO.
ADDRESS PO Box 87			FAX NO.	
CITY Fort Rock	STATE OR	ZIP 97735	E-MAIL	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

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

AGENT/BUSINESS NAME Scott D Montgomery/All Points Engr & Surveying, Inc			PHONE NO. 541-548-5833	ADDITIONAL CONTACT NO. 541-420-0401
ADDRESS PO Box 767			FAX NO.	
CITY Terrebonne	STATE OR	ZIP 97760	E-MAIL scott@apeands.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: Move place of use to a Center Pivot layout for e3fficiency

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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SEP 22 2022

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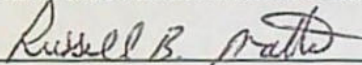
14096

SEP 22 2022

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: Lake County Examiner.
- 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

Russell B Mattis/Owner
Print Name (and Title if applicable)

8-15-22
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 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

RECEIVING LANDOWNER NAME			PHONE NO.	ADDITIONAL CONTACT NO.
NA				
ADDRESS			FAX NO.	
CITY	STATE	ZIP	E-MAIL	
Describe any special ownership circumstances:				
The confirming Certificate shall be issued in the name of: ☐ Applicant ☐ Receiving Landowner				

☐ 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 NA	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME NA	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 Lake County	ADDRESS 513 Center St	
CITY Lakeview	STATE OR	ZIP 97630

RECEIVED

SEP 22 2022

OWRD

14096

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 additional rows to tables within the form.

CERTIFICATE # 52624

Description of Water Delivery System

System capacity: 0.58 cubic feet per second (cfs) OR
_____ gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. Water is pumped from the authorized well & conveyed to a center pivot sprinkler & hand line sprinklers that irrigate the POU.

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-)	Twsp	Rng	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
A Well	☒ Authorized ☐ Proposed	LAKE 364/365	26 S	14 E	28	NE SW	2100	560' S & 20' W from Center ¼ cor, Sec 28

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

- | | |
|--|---|
| ☒ Place of Use (POU) | ☐ Supplemental Use to Primary Use (S to P) |
| ☐ Character of Use (USE) | ☐ Point of Appropriation/Well (POA) |
| ☐ Point of Diversion (POD) | ☐ Additional Point of Appropriation (APOA) |
| ☐ Additional Point of Diversion (APOD) | ☐ Substitution (SUB) |
| ☐ Surface Water POD to Ground Water POA (SW/GW) | ☐ 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 # 52624

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	Acre	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	Acre	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date		
26	S	14	E	28	NE	SW	2100		1.3	IR	A Well	1977	POU	26	S	14	E	28	NE	SW	2100		16.8	IR	A Well	1977		
26	S	14	E	28	NW	SE			15.5	IR	A Well	1977	POU															
TOTAL ACRES:									16.8						TOTAL ACRES:									16.8				

Additional remarks: _____.

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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: _____.

 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 # _____;

Surface water primary Certificate # _____.

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For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # _____

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

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

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

http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

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

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WATER WELL REPORT

WATER RESOURCES DEPARTMENT

SALEM, OREGON 97310

within 30 days from the date of well completion

JUL 26 1979

STATE OF OREGON

(Please type or print)

WATER RESOURCES DEPT

SALEM, OREGON

State Well No. 265/14E-28 ca

State Permit No. G 75 10

(1) OWNER:

Name Bill Smith
Address Gen Del
Fort Rock Oreg. 97735

(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:

12" Diam. from +1 ft. to -41 ft. Gage #1025
" 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 _____
Type _____ Model No. _____
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: _____ gal./min. with _____ ft. drawdown after _____ hrs.

" " " " " "

Bailer test _____ gal./min. with _____ ft. drawdown after _____ hrs.

Artesian flow _____ g.p.m.

Temperature of water 56° Depth artesian flow encountered _____ ft.

(9) CONSTRUCTION:

Well seal—Material used Cement

Well sealed from land surface to 20 ft.

Diameter of well bore to bottom of seal 18 in.

Diameter of well bore below seal 12 in.

Number of sacks of cement used in well seal 20 sacks

How was cement grout placed? plunged

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 LAKE Driller's well number _____

NE 1/4 SW 1/4 Section 28 T. 26 S R. 14 E W.M.

Bearing and distance from section or subdivision corner

From S.W. corner of Section 28
1850' N and 2635' E.

(11) WATER LEVEL: Completed well.

Depth at which water was first found _____ ft.

Static level 13' ft. below land surface. Date _____

Artesian pressure _____ lbs. per square inch. Date _____

(12) WELL LOG:

Diameter of well below casing 12" to 75"

Depth drilled 277' ft. Depth of completed well 277' 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
HARD PAN	0	10'	0
CLAY - Blue	10	20'	
Mixed SAND + CLAY	20	40'	20'
LAVA MIX GRAVEL	40	60'	20'
CLAY - Blue	60	75'	20'

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Work started Sept 27 1978 Completed 7-5 1979

Date well drilling machine moved off of well 7-5 1979

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] _____ Date _____, 19____

(Drilling Machine Operator)

Drilling Machine Operator's License No. _____

Water Well Contractor's Certification:

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

Name _____

(Person, firm or corporation)

(Type or print)

Address _____

[Signed] WILLIAM L SMITH OWNER

(Water Well Contractor)

Contractor's License No. _____ Date _____, 19____

The original and first copy of this report are to be filed with the

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

WATER WELL REPORT

STATE OF OREGON

(Please type or print)

(Do not write above this line)

State Well No.

State Permit No.

(1) OWNER:

Name Bill Smith
Address General Delivery
Port Rock, Ore 97735

(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 ☐

" Diam. from ft. to ft. Gage
" 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
Type Model No.
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: 750 gal./min. with 10 ft. drawdown after 1 hrs.

Ballor test gal./min. with ft. drawdown after hrs.

Artesian flow g.p.m.

Temperature of water 56° Depth artesian flow encountered ft.

(9) CONSTRUCTION:

Well seal—Material used seal undisturbed

Well sealed from land surface to ft.

Diameter of well bore to bottom of seal in.

Diameter of well bore below seal in.

Number of sacks of cement used in well seal sacks

How was cement grout placed?

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 Lake Driller's well number
NE 1/4 SW 1/4 Section 28 T. 26 S R. 14 E W.M.
Bearing and distance from section or subdivision corner
from S.W. corner of S28 - 1850 N & 2635 E.

(11) WATER LEVEL: Completed well.

Depth at which water was first found ft.

Static level 13 ft. below land surface. Date

Artesian pressure lbs. per square inch. Date

(12) WELL LOG:

Diameter of well below casing 12" to 28", 6" to 21"

Depth drilled ft. Depth of completed well 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
Basalt	75	130	
soap stone	130	135	
Basalt	135	277	

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JUL 31 1979
WATER RESOURCES DEPT
SALEM, OREGON

Work started 6-30 1979 Completed 7-5 1979

Date well drilling machine moved off of well 7-5 1979

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] Dan Merrill Date 7-23 1979
(Drilling Machine Operator)

Drilling Machine Operator's License No. 1285

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 Dan Merrill
(Person, firm or corporation) (Type or print)

Address Rt 2, Box 440-A

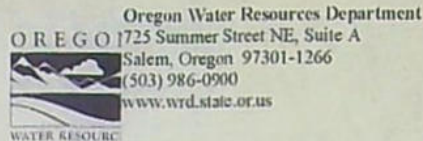
[Signed] Dan Merrill
(Water Well Contractor)

Contractor's License No. 728 Date 7-23 1979

(USE ADDITIONAL SHEETS IF NECESSARY)

SP-45656-119

Application for Water Right Transfer Evidence of Use Affidavit



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

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State of Oregon)

) ss

County of LAKE

I, RUSSELL B MATTIS, in my capacity as OWNER,

mailing address PO Box 87, Ft Rock, OR 97735

telephone number (541)548-5833, 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 # 52624; **OR**

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

Certificate #	Township	Range	Mer	Sec	1/4	1/4	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.):

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.

14096

Russell B. Mattis

6-29-22

Signature of Affiant

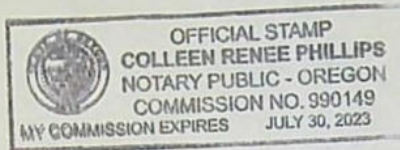
Date

Signed and sworn to (or affirmed) before me this 29 day of June, 2022.

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Notary Public for Oregon

My Commission Expires: July 30, 2023

Supporting Documents	Examples
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
Copies of receipts from sales of irrigated crops or for expenditures related to use of water	• Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	• 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
Aerial photos containing sufficient detail to establish location and date of photograph	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. 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
Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number



WILBUR-ELLIS®



Remit To:

WILBUR-ELLIS COMPANY LLC
PO BOX 675023
DALLAS TX 75267-5023
541 475-9474

INVOICE

Page: 1 of 1

Invoice Number: 11788062 RI
Invoice Date: 05/22/18
Order Date: 05/17/18
Account Number: [REDACTED]
Salesperson: KNEPP, MICHAEL I
Branch: 410200 MADRAS
500 N.W. CHERRY LANE
MADRAS, OR 97741
Permit #:
Exp. Date:
Sales Order #: 9982750 SL
Customer P.O.:

Bill To:

RUSSELL MATTIS
75720 MATTIS LANE
PO BOX 87
FORT ROCK OR 97735

Description / Item Number	Quantity Shipped	Pack Size	Total Units	Price/UOM	Extended Price	Tax
MICROESSENTIALS SZ 12-40-0 10S BULK LB MSC	176856	42,260.0000	LB	21.1300 TN	648.4400 /TN	13,701.54 N
RECEIVED SEP 22 2022 OWRD						
Ship To: RUSSELL MATTIS 75720 MATTIS LANE FORT ROCK OR 97735			Freight Terms: Carrier:		Subtotal 13,701.54 Sales Tax 0.00	
TERMS			Due Date		Total Due 06/15/18 13,701.54	
PROX 15TH			06/15/18		Total If Paid By Due Date 13,701.54	

A service charge of the lesser of 1.5% per month, or the highest allowed by law, will be assessed on past due balances. Buyer will be liable for all collection costs and attorney's fees in connection with any delinquent amount.

ALL WILBUR-ELLIS COMPANY LLC ("COMPANY") PRODUCTS ARE SOLD ONLY PURSUANT TO THE TERMS OF THE COMPANY'S EXPRESS LIMITED WARRANTY AND LIMITATIONS ON REMEDIES, AND ALL OTHER WARRANTIES, EXPRESS OR IMPLIED (INCLUDING ANY IMPLIED WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE) AND REMEDIES (INCLUDING ALL INCIDENTAL, INDIRECT, PUNITIVE, EXEMPLARY, AND CONSEQUENTIAL DAMAGES AND LOST PROFITS) ARE EXCLUDED AND DISCLAIMED. A COPY OF THE COMPANY'S EXPRESS LIMITED WARRANTY APPLICABLE TO EACH PRODUCT IS AVAILABLE ON THE PRODUCT LABELS APPLICABLE TO EACH PRODUCT. The Company does not warrant the results of any product application, and any recommendation made by the Company regarding a product is merely a statement of opinion by the Company. Technical services, including field checking, are advisory only, and supplement, but are not a substitute for, the Buyer's own care and expertise.

ASSUMPTION OF RISK. BUYER CONFIRMS THAT IT HAS READ AND WILL COMPLY WITH THE PRODUCT LABEL AND ALL LAWS AND REGULATIONS RELATED TO THE PRODUCT. BUYER, ON BEHALF OF ITSELF AND ITS CUSTOMERS, EMPLOYEES, AGENTS, AND CONTRACTORS, HEREBY: (1) ASSUMES ALL RISK AND LIABILITY ARISING OUT OF THE USE OF THE PRODUCT AND (2) RELEASES AND DISCHARGES, AND SHALL INDEMNIFY, DEFEND, AND HOLD HARMLESS, WILBUR-ELLIS COMPANY LLC AND ITS AFFILIATES, EMPLOYEES, AGENTS, AND CONTRACTORS FROM, FOR, AND AGAINST ANY AND ALL LOSSES, CLAIMS, DAMAGES, AND EXPENSES (INCLUDING ATTORNEYS' FEES) ARISING FROM THE USE OF THE PRODUCT IN VIOLATION OF THE PRODUCT LABEL OR ANY APPLICABLE LAWS OR REGULATIONS.

PRODUCT RETURNS POLICY: Unless otherwise set forth on the product label, invoice(s), shipping document(s) or other written agreement(s) between the parties, qualifying, non-customized products that are unopened, in original condition and meet current regulatory requirements may be returned for credit within 12 months of purchase from the Company, subject to a restocking fee. All invoices and shipping documents must be included with the products in order to be eligible for credit. Customized products are not eligible for return.

State of California: (i) Proposition 65 Warning: Fertilizers and Pesticides contain chemicals known to the State of California to cause cancer, birth defects, or other reproductive harm. California Health and Safety Code Section 25249.6. (ii) California Mill Assessment paid. (iii) VOC information was provided as required per Title 3, California Code of Regulations, section 6577.

State of Colorado: Commercial applicators are licensed by the Colorado Department of Agriculture.

State of Washington: The buyer of the products listed on this document has been informed and agrees that any products that bear combined labeling for uses onto or into water plus nonaquatic general uses, shall not be applied into or onto water by a noncertified applicator.

14096

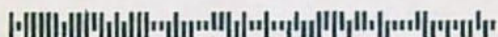


16755 Finley Butte Rd
PO Box 127
LaPine OR 97739-0127

MIDSTATE ELECTRIC CONTACT INFORMATION

PHONE (541) 536-2126 or (800) 722-7210
FAX (541) 536-1423
To report outages call (541) 536-2165 or (800) 752-5935
for 24 hour emergency service
WEBSITE www.midstateelectric.coop
Office hours: 7:00 A.M. - 5:30 P.M.
Monday through Thursday, except holidays.

RUSSELL B MATTIS
PO BOX 87
FORT ROCK OR 97735-0000



Summary Bill

Invoice Group Number: [REDACTED]

Primary Account: [REDACTED]

Account #	Service Location	Amount	Account #	Service Location	Amount
13905000	RANCH HOUSE MATTIS LN	\$73.67	File #6 RECEIVED SEP 22 2022 OWRD		
556712	SIMMONS-SOUTH 120 HP/FT 50	\$1,051.54			
	HP SOUTH				
675313	COGHILL 30 HP	\$538.77			
675614	PEACEFUL LN, 77084	\$69.84			
676311	MATTIS, DADS HSE/SHOP	\$143.88			
682014	CABIN LAKE RD, 61682	\$62.54			
1000212	SMITH 25 HP	\$615.99			
1092014	SHOP	\$69.47			
1876711	CORRAL WATER MATTIS LN	\$58.80			
2117411	COGHILL HOUSE	\$57.07			
6829602	SIMMONS-NORTH 50 HP	\$881.77			
12484001	BIG PIVOT-150HP	\$2,676.98			
203134500	HWY 31, 50325	\$63.84			
203137900	PEACEFUL LN - STOCK WELL	\$137.31			
203143500	MATTIS LN, 30 HP	\$678.73			
Billing Date: 07/17/2018		Due Date: 08/06/2018	Total Amount Due: \$7,180.00		

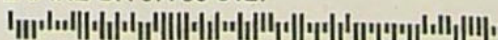
Invoice Group Number/Primary Acct: [REDACTED] Billing Cycle: 3

Current Charges Due Date: 08/06/2018 \$7,180.00
Total Amount Due: \$7,180.00
Relief Fund Contribution: (optional) _____
Total Amount Paid: _____



RUSSELL B MATTIS
PO BOX 87
FORT ROCK OR 97735-0000

MIDSTATE ELECTRIC COOPERATIVE INC
PO BOX 127
LAPINE OR 97739-0127



14096



(Culver (OR)) Helena Agri-Ent., LLC
505 C Street
Culver OR 97734
541-546-5222 Fax: 541-546-2237



Invoice

194737102

Bill To: RUSSELL MATTIS
PO BOX 87
FORT ROCK, OR 97735-0087
US

Invoice Date 05/23/2018
Due Date 06/15/2018

Customer ID 6654455

Salesperson 23582
Shipping Loc. 1

Ship To: 75720 MATTIS LN
FORT ROCK, OR 97735-9708
US

Comments: DELV BY CLAYTON

Quantity	Description	Unit Price	Total \$
80.000	BAG Barley Haybet (50 Lb Bag)(Bag)	12.46 /BAG	996.80

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Sub-Total 996.80

Amount Due 996.80

NOTE: By acceptance of the products or services reflected on this invoice, the purchaser agrees to be bound by all the terms and conditions of sale set forth in this invoice, including those on the reverse side of this invoice.

HD

Remit To: Helena Agri-Enterprises, LLC
P O Box 742558

Los Angeles CA 90074-2558

RUSSELL MATTIS

Invoice 14096 194737102

Mattis Ranch Inc.

PO Box 87
Fort Rock, OR 97735

Invoice

Date	Invoice #
10/30/2018	18-161

Bill To
Paul Staehely 21303 S. Central Pt. Rd. Oregon City, OR. 97045

PAID
01/09/2019

Ship To
Paul Staehely 21303 S. Central Pt. Rd. Oregon City, OR 97045

P.O. Number	Terms	Rep	Ship	Via	F.O.B.	Project
	Due on receipt		10/30/2018			

Quantity	Item Code	Description	Price Each	Amount
31.82	#6-1ST-2018	ORG. BARLEY-#6-1ST-48 BALES	150.00	4,773.00
RECEIVED SEP 22 2022 OWRD				
14096				

Total			\$4,773.00
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Neecee

From: Shari S. Reed <Shari.Reed@amerititle.com>
Sent: Tuesday, June 28, 2022 10:18 AM
To: Neecee
Subject: Deeds
Attachments: 259-080.pdf; 263-020.pdf

Here you go😊



Shari Reed | Title Assistant
AmeriTitle, Inc.

405 North 1st Street | Lakeview, OR | 97630
Phone 541-947-3019 | Fax 541-947-3283

shari.reed@amerititle.com | www.amerititle.com

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SEP 22 2022

OWRD

14096

EXHIBIT A

M470754

Land in Lake County, Oregon, more particularly described as follows:

Parcel No. 1:

Township 26 South, Range 13 East of the Willamette Meridian,
Section 25; All of Section.
Section 36; All of Section.

b1/12, 18, 16, 17, 19

Township 26 South, Range 14 East of the Willamette Meridian,
Section 19: Government Lots 1, 2, 3, and 4;
The N1/2 of the NE1/4;
The E1/2 of the W1/2;
The S1/2 of the SE1/4.

b2/14

Section 29; The W1/2 of the W1/2, excepting therefrom property conveyed to Lake County, a political subdivision of the State of Oregon, by deed recorded December 20, 1990, in Book 216 at Page 313, Deed of Records.

Section 30; All of Section.

Section 31; Government Lots 1, 2, and 3;
The W1/2 of the NE1/4;
The E1/2 of the NW1/4;
The NE1/4 of the SW1/4;
The NW1/4 of the SE1/4.

b2/22

Parcel No. 2

Section 28; The E1/2 of the NW1/4.

b2/24

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BARGAIN AND SALE DEED - Page 3 of 3
223002/d1/22May03

State of Oregon } Real 47
County of Lake } File 752

I hereby certify that the within instrument
was received and filed for record on the
9 day of June 20 03

1:40 o'clock P. M. and recorded
on page 90 in book 259 record
of Deeds of said County

Stanley
County Clerk

By Deputy

14096

M0520645

420354
After recording return to:
WESTERN TITLE & ESCROW COMPANY
16455 WILLIAM FOSS ROAD
LA PINE, OR 97739

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SEP 22 2022

Until a change is requested all tax statements
shall be sent to the following address:
RUSSELL B. MATTIS
PO BOX 87
FORT ROCK, OR 97735

OWRD

113274

WARRANTY DEED -- STATUTORY FORM

WILLIAM L. SMITH and MARY ANN SMITH, as tenants by the entirety,
Grantor,

conveys and warrants to

26 14 00 - 021

RUSSELL B. MATTIS, an individual, Grantee,

the following described real property, free of encumbrances except as
specifically set forth herein, to wit:

SEE EXHIBIT A WHICH IS MADE A PART HEREOF BY THIS REFERENCE
Tax Account No(s): 1402
Map/Tax Lot No(s): 2614-2100

This property is free from encumbrances, EXCEPT: All those items of record, if
any, as of the date of this deed, including any real property taxes due, but
not yet payable.

The true consideration for this conveyance is \$90,000.00 .

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT
IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR
ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY
SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY
APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST
PRACTICES AS DEFINED IN ORS 30.930.

Dated this 23rd day of August, 2004.

WILLIAM L. SMITH *William L. Smith*

BY: *Evelyn E. Senske, P.A.*
EVELYN E. SENKE,
HIS ATTORNEY IN FACT

Mary Ann Smith
MARY ANN SMITH

STATE OF OREGON, COUNTY OF DESCHUTES) SS.

This instrument was acknowledged before me on August 23, 2004 by EVELYN E.
SENKE, POWER OF ATTORNEY FOR WILLIAM L. SMITH AND MARY ANN SMITH.

Nicole J. Powell
(Notary Public for Oregon)
My commission expires 2/28/08

TITLE NO. 14-0057104
ESCROW NO. 14-0057104



14096

M0520645

21

Exhibit "A"

Real property in the County of Lake, State of Oregon, described as follows:

The Northeast 1/4 of the Southwest 1/4 and the Northwest 1/4 of the Southeast 1/4 of Section 28 in Township 26 South Range 14 East of the Willamette Meridian in Lake County Oregon.

Together with an easement 30 feet in width for ingress and egress to the above described parcel along the Easterly line of the East 1/2 of the Northwest 1/4 of Section 28 in Township 26 South Range 14 East of the Willamette Meridian in Lake County Oregon.

Tax Parcel Number: 1046

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SEP 22 2022

OWRD

State of Oregon } ss. Reel 52
County of Lake } File 145

I hereby certify that the within Instrument
was received and filed for record on the
24 day of Aug 2004
2:01 o'clock P. M. and recorded
on page 20 in book 243 record
of Seeds of said County

State Seary
County Clerk
By _____ Deputy

14096

Prepared by:
YTURRI ROSE
P.O. Box S
Ontario, OR 97914

RECORDE FORMATION:

RECEIVED

M470752

SEP 22 2022

OWRD

Until a change is requested, all tax
statements shall be sent to:
Mike & Linda Mattis
P.O. Box 63
Fort Rock, OR 97735

After recording return to:
Yturri Rose LLP
P.O. Box S
Ontario, OR 97914

109303

BARGAIN AND SALE DEED

Michael W. Mattis and Linda A. Mattis, husband and wife in tenants by the entirety with right of survivorship, Grantor, conveys to Michael W. Mattis and Linda A. Mattis, tenants in common as to an undivided one-half interest with no rights of survivorship, Grantee, the following described real property:

See Attached Exhibit A

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

The true consideration for this conveyance is: Other property or value is part or the whole consideration.

Dated this 27th day of May, 2003.

Michael W. Mattis
Michael W. Mattis

Linda A. Mattis
Linda A. Mattis

BARGAIN AND SALE DEED - Page 1 of 3
223002/d1/23May03



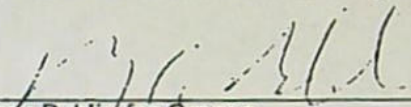
14096

State of Oregon)
) ss.
County of Malheur)

470753

61

The foregoing instrument was acknowledged before me this 27 day of May, 2003, by Michael W. Mattis and Linda A. Mattis, husband and wife in tenants by the entirety with right of survivorship.



Notary Public for Oregon.
My Commission expires: _____



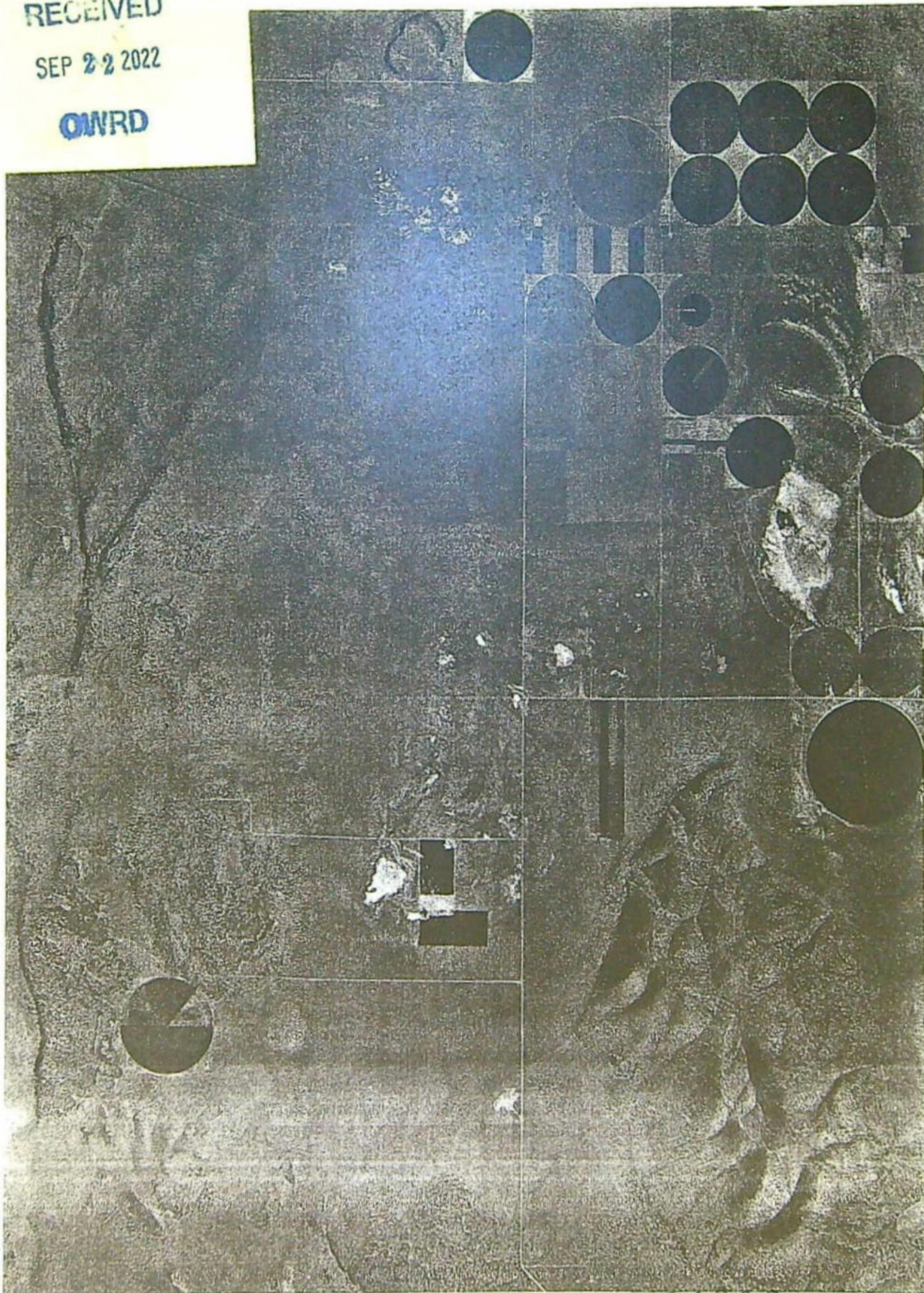
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SEP 22 2022

OWRD

14096

ONRD



14096

Field J7, J8

m #2

Legend

Feature

Barn #2

Field J7

Field J8

Soto Lane

14096

Neel Patel

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SEP 22 2022

OWRD

2000 ft

N

Field #1, #10

m #1

Legend

Feature

Field#10

Field#1

Mattis Lane

Barn#1

RECEIVED

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OWRD

2000 ft

Field #5, #6

Legend
Feature

Peaceful Lane

Field #5

14096

Field #6

Fort Rock Road

Mattis Lane

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SEP 22 2022

OWRD

Google Earth

2000 ft

SEP 22 2022

Land Use Information Form

OWRD



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

Applicant(s): Russell B MattisMailing Address: PO Box 87City: Fort RockState: ORZip Code: 97735Daytime Phone: 541-953-2359

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	1/4 1/4	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use.
<u>26S</u>	<u>14E</u>	<u>28</u>	<u>NE SW</u>	<u>2100</u>	<u>EFU</u>	☒ Diverted	☒ Conveyed	☒ Used	<u>IR</u>
_____	_____	_____	_____	_____	_____	☐ Diverted	☐ Conveyed	☐ Used	_____
_____	_____	_____	_____	_____	_____	☐ Diverted	☐ Conveyed	☐ Used	_____
_____	_____	_____	_____	_____	_____	☐ Diverted	☐ Conveyed	☐ Used	_____

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

Lake County, OR

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: 0.58 ☒ 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:

Change irrigation system from wheel lines to center pivot sprinkler

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. →

14096

SEP 22 2022

For Local Government Use Only

OWRD

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): Lake County Zoning Ordinance - Article 3, Section 3.01
- ☐ 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:	
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ 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.

26-14-28-2100

Name: Darwin Jensen Title: Planning Director

Signature: [Signature] Phone: 541-947-6036 Date: 5 July 2022

Government Entity: Lake County Planning Department

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

Receipt for Request for Land Use Information

Applicant name: _____

City or County: _____ Staff contact: _____

Signature: _____ Phone: _____ Date: _____

14096

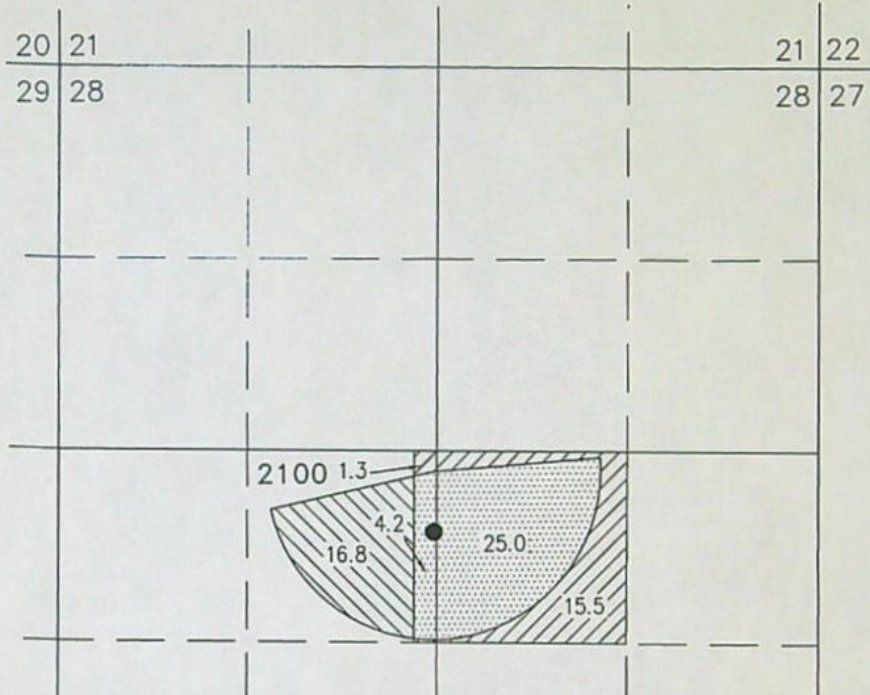
MAP TO ACCOMPANY APPLICATION TO CHANGE
PLACE OF USE
FOR RUSS MATTIS

SECTION 28, TOWNSHIP 26 SOUTH, RANGE 14 EAST, W.M.
TAX LOT: 2100

RECEIVED

SEP 22 2022

OWRD



29.2 ACRES IR FROM C52624,
REMAIN AS SHOWN



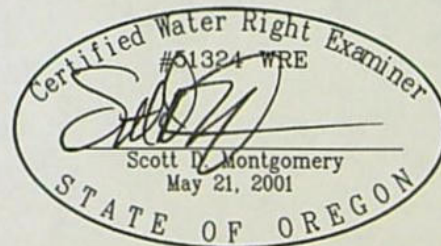
16.8 ACRES IR FROM C52624,
TRANSFERRED OFF, AS SHOWN



16.8 ACRES IR FROM C52624,
TRANSFERRED ON, AS SHOWN

- POA (LAKE 364/365)

EXISTING WELL AUTHORIZED BY C52624 LOCATED IN THE
NE 1/4 OF THE SW 1/4 SECTION 28 & 560 FEET SOUTH
& 20 FEET WEST FROM THE C 1/4 CORNER SECTION 28.



RENEWAL DATE: 12/31/2022 ~~14095~~

THIS MAP IS FOR THE PURPOSE OF DESIGNING AN
IRRIGATION SYSTEM PLAN AND HAS NO INTENT TO PROVIDE
LEGAL DIMENSIONS OR THE LOCATION OF PROPERTY LINES

PROJECT No. 22-093

PREPARED AT THE REQUEST OF:

RUSS MATTIS
P.O. BOX 87
FT. ROCK, OR 97735

ALL POINTS ENGINEERING
& SURVEYING, INC.



P.O. BOX 767
TERREBONNE, OREGON 97760
(541) 548-5833 PH
Scott@APEandS.com
www.APEandS.com

14096

Permanent Transfer Application Intake Completion Checklist

Check the Certificate(s) in WRIS

Transfer # T- 14096

Checked by: <u>JW</u>	Type of Change(s) Proposed: Mark the Proposed Changes	Substitution	Supplemental to Primary	☒ POU	POD	APOD
Date: <u>9/26/22</u>		Gov Action	Surface to Ground	USE	POA	APOA
Fee Received: <u>1360.00</u>		How many rights to be Transferred?				
Calculated Fee: <u>1360.00</u>		Certificate # <u>52624</u>				
Additional Observations:						

If OK and complete, check box to the left; if NOT, fill in.

- ☒ 1. Is applicant information complete? Have all applicants listed at the top of the page signed at the bottom?
If no, what is missing? Whose signature is missing? _____
- ☒ 2. Does applicant indicate the place of use is in or near an irrigation district? Is a Form D included? ☒ N/A.
Name of the district: _____
- ☒ 3. Part 5 of application, has the applicant(s) completed the entire page and does the information match the description of the explanation of the reasons for transfer on Part 4 of the application?
If no, you may need to contact the applicant or agent? _____
- ☒ 4. Is there only one (1) water right included in this transfer application?
If no, are the criteria of OAR 690-380-3220 for more than one WR met? Yes or No _____
If no, then the transfer application CANNOT be accepted. See attached "3220" Decision Tree Flowchart.
- ☒ 5. For multiple certificates do each of the certificates listed on Application Page 1 have their own separate completed Part 5 tables 1 & 2?
If no, which certificate(s) are missing a separate Part 5 tables 1 & 2? _____
- ☒ 6. Is the map prepared and signed by a CWRE? Does the map meet requirements?
If no, what is missing? _____. Map waiver included? ☐ Yes ☐ No
- ☒ 7. If a change in point of appropriation (POA), have the well logs been included? ☒ N/A.
- ☒ 8. If a change in place of use (POU) within Umatilla County, have the applicant(s) provided a Supplemental Form U? ☒ N/A.
- ☒ 9. If all boxes on this checklist are checked (with no remaining deficiencies identified), ACCEPT the application.
Put this application intake completeness check sheet in the transfer folder.

OR: ☐ If all boxes to the left are NOT checked, then this application is deficient and 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.

Actions taken: _____ Date: _____

Permanent Transfer Application Intake Completion Checklist

FEE WORKSHEET for PERMANENT TRANSFER (except Substitution)			
1	Base Fee (includes one type of change to one water right for up to 1 cfs)	1	\$1,360
	Types of change proposed: ☐ Place of Use ☐ Character of Use ☐ Point of Diversion/Appropriation Number of above boxes checked = _____ (2a) Subtract 1 from the number in line 2a = _____ (2b) <i>If only one change, this will be 0.</i> Multiply line 2b by \$1,090 and enter » » » » » » » » » » » » » » » »	2	0
3	Number of water rights included in transfer _____ (3a) Subtract 1 from the number in 3a above: _____ (3b) <i>If only one water right this will be 0</i> Multiply line 3b by \$610 and enter » » » » » » » » » » » » » » » »	3	0
4	Do you propose to add or change a well, change from a surface water POD to a well, or Substitute a Suppl GW right for a Primary SW right? ☐ No: enter 0 » ☐ Yes = \$480 (4a) If YES: enter the number of wells being proposed: _____ (4b) Subtract 1 from the number in line 4b = _____ (4c) <i>If only one well this will be 0.</i> Multiply line 4c by \$410 = _____ (4d) Add lines 4a and 4d and enter » » » » » » » » » » » » » » » »	4	0
5	Do you propose to change the place of use or character of use? ☐ No: enter 0 on line 5 » ☐ Yes: enter the cfs for the portions of the rights to be transferred (see example below*): _____ (5a) Subtract 1.0 from the number in 5a above: _____ (5b) If 5b is 0 or less, enter 0 on line 5 » If 5b is greater than 0, round up to the nearest whole number: _____ (5c) and multiply 5c by \$350, then enter on line 5 » » » » » » » » » » » » » » » »	5	0
6	Add entries on lines 1 through 5 above » » » » » » » » » » Subtotal:	6	0
7	Is this transfer: ☐ necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? ☐ endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat? If one or more boxes is checked, multiply line 6 by 0.5 and enter on line 7 » » » If no box is applicable, enter 0 on line 7 » » » » » » » » » » » » » » » »	7	0
8	Subtract line 7 from line 6 » » » » » » » » » » » » » » » » Transfer Fee:	8	