

Permit Amendment

T-14105

Name Avion Water Company
Adam Jackson
 Address 10013 Parnell rd
Bend Oregon 97007

DESCRIPTION OF WATER RIGHT(S)

Name of Stream well

Trib. of _____

Use irrigation & Domestic County Deschutes

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

Name of ditch _____

App# G81008 Per # G8023 Cert # _____ PR Date _____

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

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

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

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

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

Change in PSA
 Date Filed 9/30/2022
 Initial notice date 10/11/2022
 DPD issued date _____
 PD issued date _____
 PD notice date _____
 Date of FO 2/6/2025 Vol 133 Page 354

C-Date 10/1/2031
 COBU due date _____
 COBU Received date _____
 Certificate issued _____

Assignments: _____

Irrigation District _____

Agent GSI Water Solutions - ~~Travis~~ Grandy

CWRE _____

CC's list city of redmond Planning

☐ - Oversized map - Location _____

FEES PAID

Date	Amount	Receipt #
<u>9-30-2022</u>	<u>\$1,840.00</u>	<u>139249</u>

FEES REFUNDED

Date	Amount	Receipt #
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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

February 6, 2025

Avion Water Co. Inc.
C/O Adam Jackson
60813 Parrell Rd
Bend, OR 97702

REFERENCE: Permit Amendment Application T-14105

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

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

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

Sincerely,

David V. Jones Jr
Water Rights Services Support
Transfers and Conservation Section

cc: Jeremy T. Giffin, Watermaster Dist. # 11 (via email)
Trevor Grandy, Agent
City of Redmond, Local Government

Enclosure

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Permit Amendment)	FINAL ORDER APPROVING A CHANGE IN
T-14105, Deschutes County)	POINT OF APPROPRIATION

Authority

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

Applicant

AVION WATER COMPANY, INC.
ATTN: ADAM JACKSON
60813 PARRELL RD
BEND, OR 97702

Findings of Fact

1. On September 30, 2022, Avion Water Company, Inc., Attn: Adam Jackson filed an application to change the point of appropriation under Permit G-8033. The Department assigned the application number T-14105.
2. On November 30, 1979, the Department approved an assignment of the permit from Emil J. and John W. Howell to Micro Water Corporation.
3. On August 27, 1981, the Department approved an extension of time for complete application of water to October 1, 1982.
4. On May 18, 1982, the Department approved an assignment of the permit from Micro Water Corporation to SRH Water Corporation.
5. On May 10, 1983, the Department approved an extension of time for complete application of water to October 1, 1985.
6. On March 25, 1987, the Department approved an extension of time for complete application of water to October 1, 1988.

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

7. On March 8, 1989, the Department approved an extension of time for complete application of water to October 1, 1991.
8. On January 22, 1992, the Department approved an extension of time for complete application of water to October 1, 1993.
9. On February 9, 1994, the Department approved an extension of time for complete application of water to October 1, 1998.
10. On April 6, 1999, the Department approved an extension of time for complete application of water to October 1, 2008.
11. On May 13, 2022, the Department approved an extension of time for complete application of water to October 1, 2031.
12. On September 13, 2021, the Department approved an assignment of the permit from SRH Water Corporation to Avion Water Company, Inc.
13. Notice of the application for the permit amendment was published in the Department's weekly notice on October 11, 2022, pursuant to ORS 540.520(5).
14. On November 20, 2024, the Department received correspondence from Josh Newton, Attorney for the Confederated Tribes of the Warm Springs Reservation of Oregon (Tribe). The Tribe does not object to the Department processing the Transfer Application T-14105, in accordance with applicable law, and the Department's customary practice.
15. The right to be amended is as follows:

Permit: G-8033 in the name of AVION WATER CO. INC.
Use: IRRIGATION, DOMESTIC USE FOR 118 FAMILIES, AND FIRE PROTECTION
Priority Date: FEBRUARY 27, 1978
Quantity: 0.56 CUBIC FOOT PER SECOND (CFS), BEING 0.3 CFS FOR IRRIGATION, 0.25 CFS FOR DOMESTIC USE, AND 0.01 CFS FOR FIRE PROTECTION
Rate/Duty: If for irrigation, this appropriation shall be limited to one-eightieth of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
15 S	13 E	WM	29	SW NW	SRH WELL 1 - 2480 FEET SOUTH AND 840 FEET EAST FROM THE NW CORNER OF SECTION 29

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Acres	Use
15 S	13 E	WM	29	NW NW	14.0	Residential supply for 109 lots including 0.2 acres of irrigation per lot and fire protection
15 S	13 E	WM	29	SW NW	5.0	

Twp	Rng	Mer	Sec	Q-Q	Acres	Use
15 S	13 E	WM	29	NW SW	2.8	
15 S	13 E	WM	30	NE SE	1.8	Residential supply for 9 lots including 0.2 acres of irrigation per lot and fire protection

16. Permit Amendment Application T-14105 proposes to move the authorized point of appropriation approximately 124.0 FEET SW from the existing point of appropriation to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
15 S	13 E	WM	29	SW NW	SRH WELL 2 – DESC 58443 - 2500 FEET SOUTH AND 830 FEET EAST FROM THE NW CORNER OF SECTION 29

Permit Amendment Review Criteria

17. The change would not result in injury to other water rights.
18. The change does not enlarge the permit.
19. The change does not alter any other terms of the permit.

Conclusions of Law

The change in point of appropriation proposed by Permit Amendment Application T-14105 is consistent with the requirements of ORS 537.211.

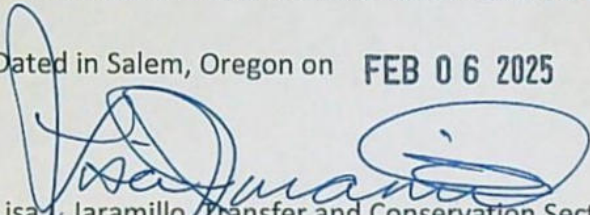
Now, therefore, it is ORDERED:

1. The change in point of appropriation proposed by Permit Amendment Application T-14105 is approved.
2. Approval of this permit amendment application does not constitute nor grant legal access onto or through another person's property for purposes of accessing the new point of appropriation.
3. Permit G-81983, in the name of Avion Water Company, Inc., is issued to replace Permit G-8033, and incorporates the amendments approved by this order, the extensions of time, and the assignments. Permit G-8033, in the name of Avion Water Co. Inc., is no longer of any force or effect.
4. The quantity of water diverted at the new point of appropriation (SRH Well 2) shall not exceed the quantity of water lawfully available at the original point of appropriation (SRH Well 1).
5. Water use measurement conditions:
 - a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device,

with the exception that water rights issued to the Bureau of Reclamation, or an irrigation district (or similar entity) are not subject to this condition.

- b. The water user shall maintain the meters or measuring devices in good working order.
 - c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.
6. Water shall be acquired from the same aquifer as the original point of appropriation.
7. All other terms and conditions of Permit G-81983 remain the same.

Dated in Salem, Oregon on **FEB 06 2025**



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

Mailing Date: **FEB 07 2025**

STATE OF OREGON

COUNTY OF DESCHUTES

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

AVION WATER COMPANY, INC.
60813 PARRELL RD
BEND, OR 97702

This superseding permit is issued to describe an amendment for a change in point of appropriation, under Permit Amendment Application T-14105 approved by Special Order Volume 133, Page 854, entered FEB 06 2025, and to describe extensions of time for complete application of water approved August 27, 1981, May 10, 1983, March 25, 1987, March 8, 1989, January 22, 1992, February 9, 1994, April 6, 1999, and May 13, 2022, and to describe assignments to new permittees approved November 30, 1979, May 18, 1982, and September 13, 2021. This permit supersedes Permit G-8033.

APPLICATION FILE NUMBER: G-8668

DATE OF PRIORITY: FEBRUARY 27, 1978

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed 0.56 cubic foot per second measured at the point of diversion from the well or source of appropriation, or its equivalent in case of rotation with other water users, from a well.

The use to which this water is to be applied is IRRIGATION, DOMESTIC USE FOR 118 FAMILIES, AND FIRE PROTECTION; BEING 0.3 CFS FOR IRRIGATION, 0.25 CFS FOR DOMESTIC USE, AND 0.01 CFS FOR FIRE PROTECTION.

If for irrigation, this appropriation shall be limited to one-eightieth of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year; and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

The well or other source to be located:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
15 S	13 E	WM	29	SW NW	SRH WELL 2 - DESC 58443 - 2500 FEET SOUTH AND 830 FEET EAST FROM THE NW CORNER OF SECTION 29

Location of area to be irrigated, or place of use if use other than irrigation:

Twp	Rng	Mer	Sec	Q-Q	Acres	Use
15 S	13 E	WM	29	NW NW	14.0	Residential supply for 109 lots including 0.2 acres of irrigation per lot and fire protection
15 S	13 E	WM	29	SW NW	5.0	
15 S	13 E	WM	29	NW SW	2.8	
15 S	13 E	WM	30	NE SE	1.8	Residential supply for 9 lots including 0.2 acres of irrigation per lot and fire protection

Permit Amendment T-14105 Conditions:

The quantity of water diverted at the new point of appropriation (SRH Well 2) shall not exceed the quantity of water lawfully available at the original point of appropriation (SRH Well 1).

Water use measurement conditions:

- a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, with the exception that water rights issued to the Bureau of Reclamation, or an irrigation district (or similar entity) are not subject to this condition.
- b. The water user shall maintain the meters or measuring devices in good working order.
- c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.

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

Extension of Time (Approved May 13, 2022) Conditions:**Permit Amendment Condition**

The use of any water from DESC 58443 under Permit G-8033 is subject to this Condition.

No water may be used from DESC 58443, or any other well not authorized by the permit, prior to gaining approval of a Permit Amendment authorizing the well as a point of appropriation under the permit.

Last Extension Condition

This shall be the last extension of time granted for Permit G-8033. Any future extensions of time request will be denied.

Development Limitation

Development of the domestic use under this permit shall be limited to no more than 92 households located within the original authorized place of use.

Checkpoint Condition

The permit holder must submit a completed Progress Report Form to the Department by **October 1, 2027**.

- a) At each checkpoint, the permit holder shall submit and the Department shall review evidence of the permit holder's diligence towards completion of the project and compliance with terms and conditions of the permit and extension. If, after this review, the Department determines the permit holder has not been diligent in developing and perfecting the water use permit, or complied with all terms and conditions, the Department shall modify or further condition the permit or extension to ensure future compliance, or begin cancellation proceedings on the undeveloped portion of the permit pursuant to ORS 537.260 or 537.410, or require submission of a final proof survey pursuant to ORS 537.250;
- b) The Department shall provide notice of receipt of progress reports in its weekly notice and shall allow a 30-day comment period for each report. The Department shall provide notice of its determination to anyone who submitted comments.

Original Permit Conditions:

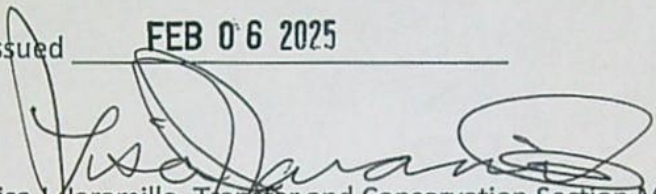
SUBJECT TO EXISTING RIGHTS INCLUDING THE EXISTING MINIMUM FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD and the following limitations and conditions:

The well shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

The works constructed shall include an air line and pressure gauge or an access port for measuring line, adequate to determine water level elevation in the well at all times.

The permittee shall install and maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

Issued **FEB 06 2025**



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

WATER RIGHT TRANSFER COVER SHEET

Transfer: T- 14105

Transfer Specialist:

Transfer Type: Permit Amendment Transfer

Aula

Applicant: ADAM JACKSON 60813 PARRELL RD BEND, OR 97702 Email: _____ Phone: _____		Agent: <input type="checkbox"/> N/A TREVOR GRANDY 147 SW SHEVLIN HIXON DRIVE SUITE 201 BEND, OR 97702 Email: _____ Phone: _____	
Irrigation District: <input type="checkbox"/> N/A Email: _____		CWRE: <input type="checkbox"/> N/A Email: _____	
Affected Local Gov'ts: <input type="checkbox"/> N/A City Of Redmond Email: _____		Affected Tribal Gov't: <input type="checkbox"/> N/A UNAVAILABLE Email: _____	
Current Landowner if other than Applicant: <input type="checkbox"/> N/A Email: _____		Receiving Landowner: <input type="checkbox"/> N/A Email: _____	

Water Rights Affected

File Marked	App. File # or Decree Name	Permit	Certificate	RR/CR Needed	RR/CR Nos.
<input type="checkbox"/>	G-8668	g-8033		<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>				<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>				<input type="checkbox"/> Yes <input type="checkbox"/> No	

Key Dates & Initial Actions:

Rec'd: September 30, 2022	Proposed Action(s): POINT OF APPROPRIATION	
Fees Pd: 1840.00	WM District: 11	ODFW District:
Initial Public Notice: October 11, 2022	WM Review sent:	ODFW Review sent:
Acknowledgement Letter Sent <input checked="" type="checkbox"/>		GW Review sent: <input type="checkbox"/> N/A
County sent cc: of Ack Letter <input type="checkbox"/>	BOR notified (date): <input type="checkbox"/> N/A	
Newspaper quote requested:	Request for news \$ sent:	News \$ received:
Request to publish sent:	Affidavit of publication received:	Last day of publication:

Document	Drafted	Peer Review	Changes Made	Coordinator	Changes Made	Signature Bin	Signature Date
DPD	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	CW Sent: _____	N/A
PD	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____	Date: _____
FO	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____	Date: _____

Special Issues: _____

Special Order Volume: Vol. _____ Pages _____



BBK

BEST BEST & KRIEGER LLP
ATTORNEYS AT LAW

Alison K. Toivola
Of Counsel
(541) 318-9836
alison.toivola@bbklaw.com

November 20, 2024

VIA E-MAIL ONLY:

JEREMY.T.GIFFIN@WATER.OREGON.GOV

ANN.L.REECE@WATER.OREGON.GOV

SARAH.A.HENDERSON@WATER.OREGON.GOV

Jeremy Giffin
Watermaster - District 11
Oregon Water Resources Department
231 SW Scalehouse Loop, Suite 103
Bend, OR 97702

Ann Reece
Sarah A. Henderson
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301

Re: Transfer Applications T-13761, T-13982, and T-14105

Dear Mr. Giffin, Ms. Reece, and Ms. Henderson:

We represent the Confederated Tribes of the Warm Springs Reservation of Oregon ("Tribe"). The Department of Water Resources ("Department") has provided the Tribe with certain information concerning several transfer applications. This letter pertains to: T-13761, which is further identified in Appendix A hereto; T-13982, which is further identified in Appendix B hereto; and T-14105, which is further identified in Appendix C hereto (collectively, the "Applications"). The Applications are available at the following link: <https://www.imanageshare.com/pd/7krPXZWtyV1>.

The Tribe has reviewed the Applications, along with any additional information about the Applications provided by the Department. Based on that information, the Tribe does not object to the Department processing the Applications in accordance with applicable law, and the Department's customary practice. The Tribe expressly reserves, and does not waive, all rights, claims, and defenses that it may possess in connection with the Applications, including, but not limited to, whether the Applications violate the Treaty of June 25, 1855, with the Tribes of Middle Oregon, 12 Stat. 963, or the Confederated Tribes of the Warm Springs Reservation Water Rights Settlement Agreement, dated November 17, 1997, as amended.

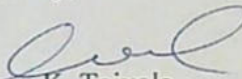
Best Best & Krieger LLP | 360 SW Bond Street, Suite 400, Bend, Oregon 97702
Phone: (541) 382-3011 | Fax: (541) 388-5410 | bbklaw.com

12805.12126/42871526.1

Jeremy Giffin
Ann Reece
Sarah A. Henderson
November 20, 2024
Page 2

Please let us know if you have any questions.

Sincerely,



Alison K. Toivola
for BEST BEST & KRIEGER LLP

AKT

cc: Robert A. Brunoe
Austin Smith, Jr.
Brad Houslet
Josh Newton, Esq.

Groundwater Transfer Review Summary Form

Transfer/PA # T- 14105

GW Reviewer Phillip I. Marcy Date Review Completed: 11/21/2023

Summary of Same Source Review:

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

Summary of Injury Review:

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

Summary of GW-SW Transfer Similarity Review:

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

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



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

Ground Water Review Form:

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

Application: T-14105

Applicant Name: Avion Water Company, Inc.

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

Reviewer(s): Phillip I. Marcy

Date of Review: 11/21/2023

Date Reviewed by GW Mgr. and Returned to WRSD: 11/21/2023

The information provided in the application is insufficient to evaluate whether the proposed transfer may be approved because:

- ☐ The water well reports provided with the application do not correspond to the water rights affected by the transfer.
- ☐ The application does not include water well reports or a description of the well construction details sufficient to establish the ground water body developed or proposed to be developed.
- ☐ Other _____

-
1. Basic description of the changes proposed in this transfer: The applicant proposes to change the authorized Point of Appropriation (POA) from DESC 3978 to a different well (DESC 58443.)
 2. Will the proposed POA develop the same aquifer (source) as the existing authorized POA?
☒ Yes ☐ No Comments: Both the authorized POA and the proposed replacement produce from fractured basalt at similar depths.
 3. a) Is there more than one source developed under the right (e.g., basalt and alluvium)?
☐ Yes ☒ No There is only one authorized well on Permit G-8033, and it produces groundwater from basalt.
b) If yes, estimate the portion of the right supplied by each of the sources and describe any limitations that will need to be placed on the proposed change (rate, duty, etc.): NA
 4. a) Will this proposed change, at its maximum allowed rate of use, likely result in an increase in interference with **another ground water right**?
☐ Yes ☒ No Comments: At a distance of 124', the change in POA location would not move it significantly closer to any other groundwater right.
b) If yes, would this proposed change, at its maximum allowed rate of use, likely result in another groundwater right not receiving the water to which it is legally entitled?
☐ Yes ☐ No If yes, explain: NA

5. a) Will this proposed change, at its maximum allowed rate of use, likely result in an increase in interference with **another surface water source**?

☐ Yes ☒ No Comments: At a distance of 124', the proposed change in location does not move the POA significantly closer to any surface water source.

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

Stream: NA

☐ Minimal ☐ Significant

Stream: NA

☐ Minimal ☐ Significant

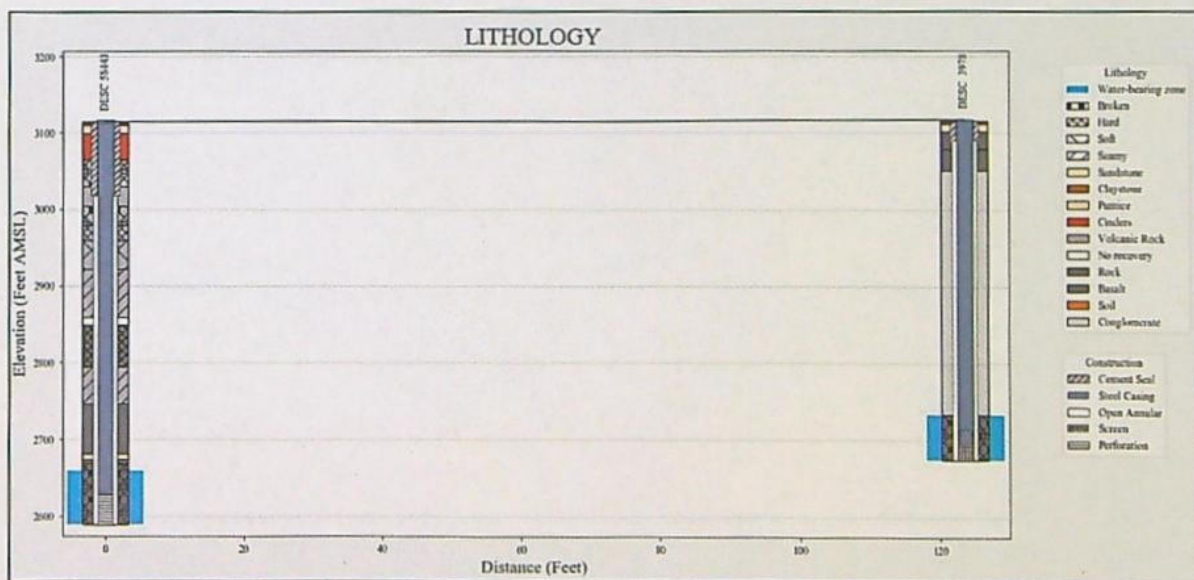
Provide context for minimal/significant impact: None

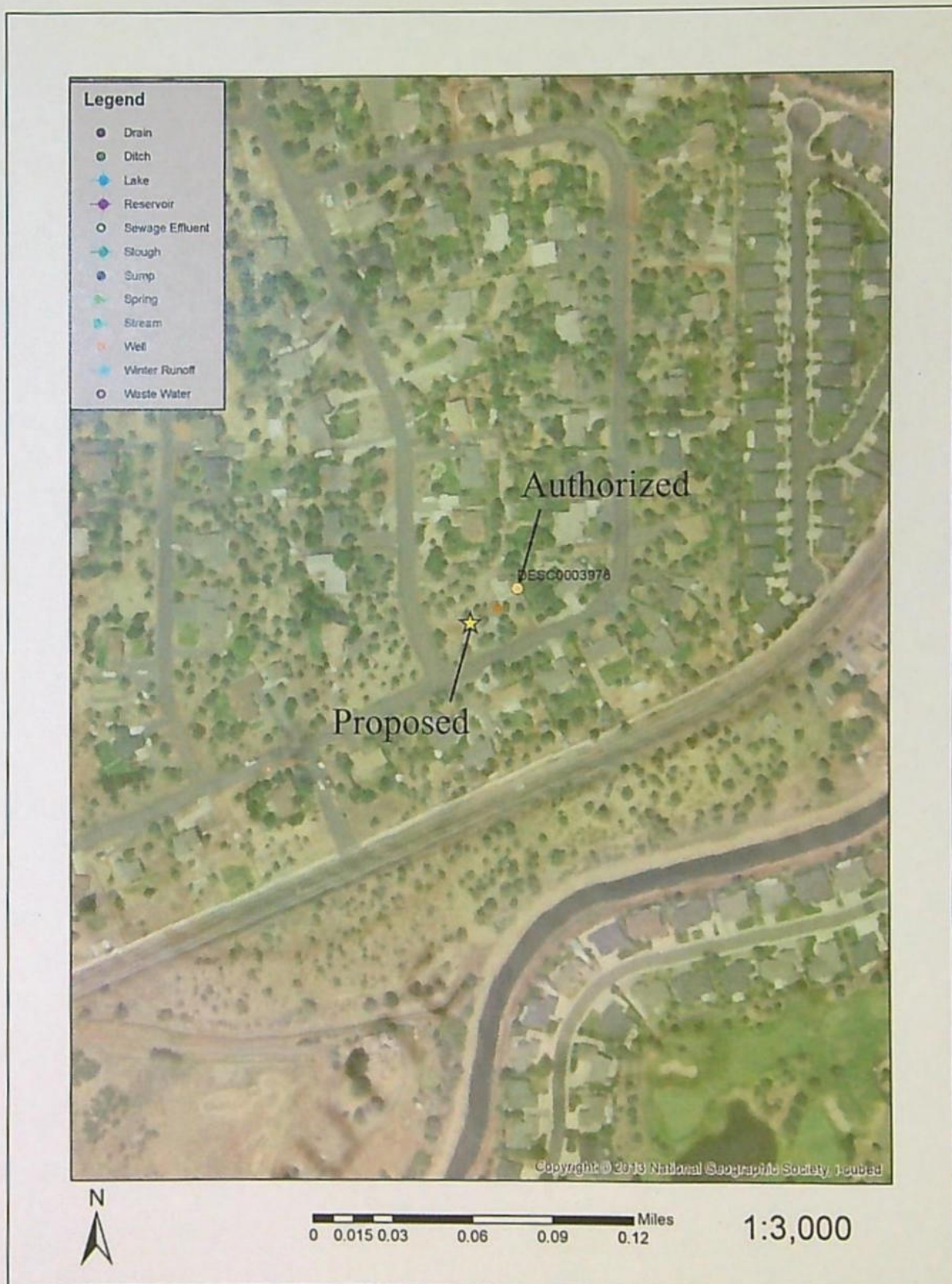
6. For SW-GW transfers, will the proposed change in point of diversion affect the surface water source similarly (as per OAR 690-380-2130) to the authorized point of diversion specified in the water use subject to transfer?

☐ Yes ☐ No Comments: NA

7. What conditions or other changes in the application are necessary to address any potential issues identified above: There are no potential issues anticipated as a result of the proposed actions.

8. Any additional comments: _____







Oregon
Kate Brown, Governor

Water Resources Department

725 Summer St NE, Suite A
Salem, OR 97301
(503) 986-0900
Fax (503) 986-0904

October 11, 2022

AVION WATER CO. INC.
ADAM JACKSON
60813 PARRELL RD
BEND, OR 97702

Reference: Application T-14105

On September 30, 2022, OWRD received your water right Permit Amendment Application. The application was accompanied by \$1840.00. Our receipt number 139249 is enclosed.

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

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

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

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

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

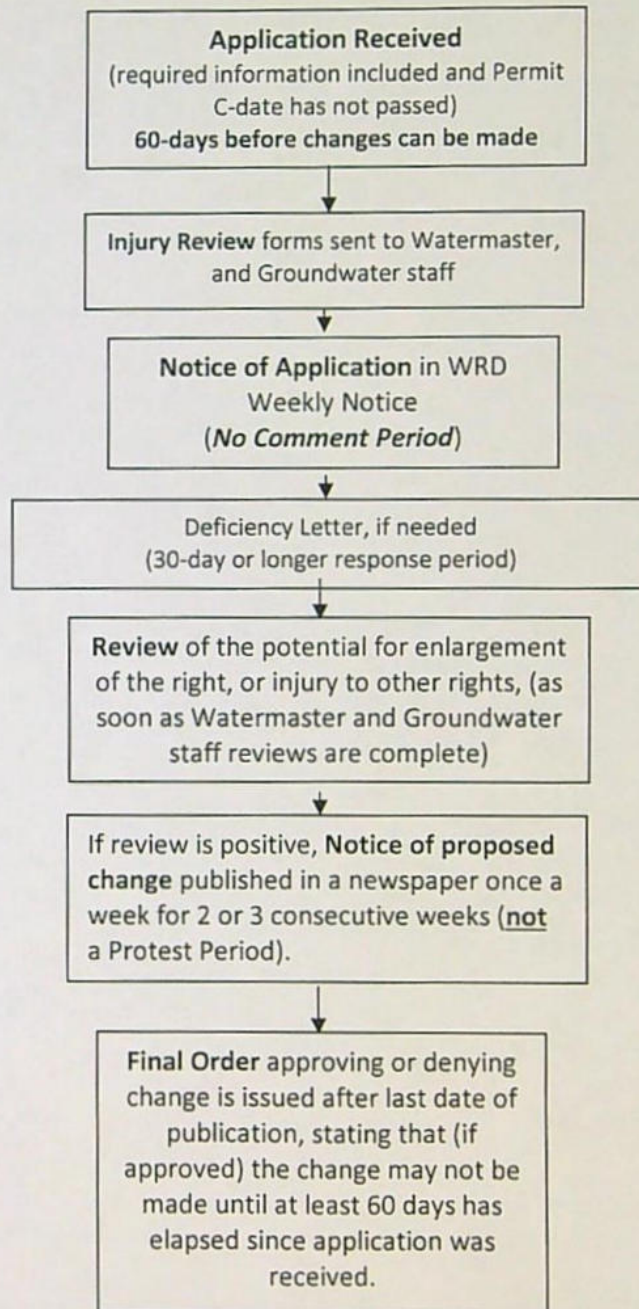
Cc: Watermaster Dist. #11, Jeremy T. Giffin (via email)
City of Redmond
Trevor Grandy, Agent

Enclosure

Permit Amendment Process

ORS 537.211

Changes: POD/POA, Place of Use





RECEIVED

SEP 30 2022

OWRD

September 28, 2022

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

RE: Permit Amendment Application for Permit G8033 in the name of Avion Water Co., Inc.

Dear Kelly:

Avion Water Co., Inc. (Avion) is the holder of water use Permit G-8033, which authorizes the appropriation of 0.56 cfs of groundwater for domestic use, irrigation, and fire protection at the South Redmond Heights subdivision in Redmond, Oregon. Avion is filing the enclosed permit amendment application to change the authorized point of appropriation on the permit.

Also enclosed is a check for the required processing fee of \$1,840.

Please contact me if you have any questions or concerns. My phone number is 971-200-8545.

Sincerely,

A handwritten signature in black ink, appearing to read "T. Grandy", is written over a horizontal line.

Trevor Grandy
Water Resources Analyst

cc: Adam Jackson, Avion Water Company

Enclosures: Water Right Transfer Application
Check for application fee in the amount of \$1,840

141 05

Application No. G 8668

Permit No. G 8033

STATE OF OREGON WATER RESOURCES DEPARTMENT

Application for a Permit to Appropriate Ground Water

I, Emil J. Howell and John W. Howell

(Name of Applicant)

of 910 N.W. 55th

(Mailing Address)

Redmond

(City)

State of Oregon

97756

(Zip Code)

Phone No. 548-4837

do hereby

make application for a permit to appropriate the following described ground waters of the State of Oregon:

1. The development will consist of One well

(Give number of wells, tile lines, infiltration galleries, etc.)

having a diameter of 8" and an estimated depth of 380 feet.

2. The well or other source is to be located 2480 ft. South and 840 ft. East

(N. or S.)

(E. or W.)

from the Northwest corner of Section 29, Township 15, South, Range 13 East,

(Public Land Survey Corner)

Willamette Meridian, Deschutes County, Oregon

(If there is more than one well, each must be described)

being within the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of

Sec. 29

Tp. 15S

R. 13E

W. M., in the county of Deschutes

3. Location of area to be irrigated, or place of use if use other than irrigation.

Township	Range	Section	List $\frac{1}{4}$ $\frac{1}{4}$ of Section	List use and/or number of acres to be irrigated
<u>15 S</u>	<u>13 E</u>	<u>29</u>	<u>SW $\frac{1}{4}$ of the NW $\frac{1}{4}$, Portion of NW $\frac{1}{4}$ of NW $\frac{1}{4}$ & Portion of NW $\frac{1}{4}$ of SW $\frac{1}{4}$</u>	<u>Residential supply for 109 1 including 0.2 acres of irrig per lot and fire protection</u>
<u>15 S</u>	<u>13 E</u>	<u>30</u>	<u>Portion of NE $\frac{1}{4}$ of SE $\frac{1}{4}$</u>	<u>Residential supply for 9 lots including 0.2 acre of irrigat per lot and fire protection.</u>

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4. It is estimated that 380 feet of the well will require 8-inch metal casing.

(Kind)

5. Depth to water table is estimated 250 Well drilled by Crawford Drilling Co.

(Feet)

6. The amount of water which the applicant intends to apply to beneficial use is0.56..... cubic feet per second or250..... gallons per minute.

7. The use to which the water is to be applied is118 single Family Dwellings, including..... domestic use, irrigation of 0.2 acres per lot, and fire protection.

8. If the flow to be utilized is artesian, the works to be used for the control and conservation of the supply when not in use must be described.

N/A

9. If the location of the well, or other development work is less than one-fourth mile from a natural stream channel, give the distance to the channel and the difference in elevation between the stream bed and the ground surface at the source of development.

N/A

10.

DESCRIPTION OF WORKS

Include length and dimensions of supply ditch or pipeline, size and type of pump and motor, type of irrigation system to adequately describe the proposed distribution system.

The proposed system includes 2420 linear feet of 8-inch and 5550 linear feet of 6-inch water pipe conforming to the City of Redmond rules and regulations. Although the system will initially be operated by the Home Owner's Association, it is anticipated that the City of Redmond will assume operation and maintenance responsibility in the future. Approximately 3600 linear feet of one-inch pipe will extend from the main pipelines to the property line to provide individual water service to each lot.

The well pump will be selected after identification of the water aquifer. It is anticipated that an 6-inch submersible pump with a 30 HP motor will be required to provide 250 gallons per minute flows. The well will discharge to a 50,000 gallon storage reservoir, and will be controlled by float switches in the tank.

System pressures for domestic purposes will be supplied by a 150 gallon per minute booster pump, and during high system demands by the well directly.

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11. Construction work will begin on or beforeMarch 1, 1978.....

12. Construction work will be completed on or beforeMay 15, 1978.....

13. The water will be completely applied to the proposed use on or beforeApril 30, 1983.....

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14. If the ground water supply is supplemental to an existing supply, identify the supply and existing water right.N/A.....

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Application No. G 8668

Permit No.

G 8033

G 8033

Remarks: Residential houses will be constructed on the lots over the next 4 to 5 years. It is anticipated that landscaping and outside irrigation systems will be installed immediately following construction of the residential structure. Fire protection will be provided on the site in conformance with rural fire district policy. The above described water system will provide 400 gpm in accordance with normal fire protection requirements.

Ernest J. Howell
Signature of Applicant

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for.....

In order to retain its priority, this application must be returned to the Water Resources Director with corrections on or before....., 19.....

WITNESS my hand this..... day of....., 19.....

Water Resources Director

By *Wes James*

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APR 5 1978
WATER RESOURCES DEPT.
SALEM, OREGON

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This instrument was first received in the office of the Water Resources Director at Salem, Oregon, on the 27th day of February, 1978, at 11:00 o'clock A.M.

14105

Application No. G 8668

Permit No. G 8033

Application No. G 8668

Permit No. G 8033

Permit to Appropriate the Public Waters of the State of Oregon

This is to certify that I have examined the foregoing application and do hereby grant the same, **SUBJECT TO EXISTING RIGHTS INCLUDING THE EXISTING MINIMUM FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD** and the following limitations and conditions:

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed 0.56 cubic feet per second measured at the point of diversion from the well or source of appropriation, or its equivalent in case of rotation with other water users, from a well.

The use to which this water is to be applied is irrigation, domestic use for 118 families, and fire protection; being 0.3 c.f.s. for irrigation, 0.25 c.f.s. for domestic use, and 0.01 c.f.s. for fire protection.

If for irrigation, this appropriation shall be limited to 1/80th of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3 acre feet per acre for each acre irrigated during the irrigation season of each year;

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and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

The well shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

The works constructed shall include an air line and pressure gauge or an access port for measuring line, adequate to determine water level elevation in the well at all times.

The permittee shall install and maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

The priority date of this permit is February 27, 1978

Actual construction work shall begin on or before May 11, 1979 and shall

thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1979
Extended to Oct. 1, 1982 Extended to Oct. 1985 Extended to October 1, 1988 Extended to October 1, 1991, 10-1-93, 10-1-98

Complete application of the water to the proposed use shall be made on or before October 1, 1980
Extended to Oct. 1, 1982 Extended to Oct. 1985 Extended to October 1, 1988 Extended to October 1, 1991, 10-1-93, 10-1-98

WITNESS my hand this 11th day of May, 19 78

BCPS


Water Resources Director

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 # **139249**

INVOICE # _____

RECEIVED FROM: 651 Water Solutions Inc.

BY: _____

CASH: ☐ CHECK: # 25285 OTHER: (IDENTIFY) ☐ _____

APPLICATION
PERMIT
TRANSFER T-14105

TOTAL REC'D \$ 1,840.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES \$ _____

OTHER: (IDENTIFY) \$ _____

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

4270 WRD OPERATING ACCT

MISCELLANEOUS

0407 COPY & TAPE FEES \$ _____

0410 RESEARCH FEES \$ _____

0408 MISC REVENUE: (IDENTIFY) \$ _____

TC162 DEPOSIT LIAB. (IDENTIFY) \$ _____

0240 EXTENSION OF TIME \$ _____

WATER RIGHTS:

0201 SURFACE WATER EXAM FEE \$ _____ RECORD FEE \$ _____

0203 GROUND WATER EXAM FEE \$ _____ RECORD FEE \$ _____

0205 TRANSFER EXAM FEE \$ 1,840.00 RECORD FEE \$ _____

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR EXAM FEE \$ _____ LICENSE FEE \$ _____

LANDOWNER'S PERMIT

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ _____ CARD# _____

0210 MONITORING WELLS \$ _____ CARD# _____

OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD) \$ _____

0231 HYDRO LICENSE FEE (FW/WRD) \$ _____

HYDRO APPLICATION \$ _____

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION \$ _____

RECEIPT: **139249**

DATED: 9-30-2022 BY: [Signature]

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

GSI WATER SOLUTIONS INC		Check Date: 9/21/2022			
Invoice Number	Date	Voucher	Amount	Discounts	Previous Pay
Permit G-8033	9/20/2022	0020733	1,840.00		
Oregon Water Resources Department					
Beneficial Checking	19	00245	1,840.00		
		TOTAL	1,840.00		
					Net Amount
					1,840.00

025285

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Application for Permit Amendment

Part 1 of 5 – Minimum Requirements Checklist



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

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

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

SEP 30 2022

- ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ Part 2 – Completed Application Map Checklist.
- ☒ Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the new online fee calculator at:
http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator. **Fee enclosed in amount of \$1,840**
- ☒ Part 4 – Completed Applicant Information and Signature.
- ☒ Part 5 – Information about Permits to be Amended: **Number of permits to be amended: 1**
List the Permits here: Permit G-8033 (Attachment A)
Please include a separate Part 5 for each permit. (See instructions on page 6)
- ☒ Completed Permit Amendment Application Map (Does not have to be prepared by a Certified Water Right Examiner). **Attachment B**
- ☐ ☒ N/A Request for Assignment Form and statutory fee. The request for assignment form has to be completed if the applicant is **not** the permit holder of record and needs to be assigned to the permit; **or** the landowner of the proposed place of use is **not** the permit holder of record and needs to be assigned to the permit (the Request for Assignment Form is available online at <https://www.oregon.gov/OWRD/Forms/Pages/default.aspx>). Assignment is not needed if the applicant is the permit holder of record.
- ☐ ☒ N/A Affidavit(s) of Consent are required from all permit holder(s) of record if the permit is not assigned to the applicant **or** other permit holders of record that are not listed as applicants.
- ☒ ☐ N/A Oregon Water Resources Department's Land Use Information Form with approval and signature (or signed land use form receipt stub) from each local land use authority in which water is to be diverted, conveyed, and/or used. Not required if water is to be diverted, conveyed, and/or used only on federal lands or if **all** of the following apply: a) a change in place of use only, b) no structural changes, c) the use of water is for irrigation only, and d) the use is located within an irrigation district or an exclusive farm use zone. **Attachment C**
- ☒ ☐ N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation. **Attachment D**
- ☐ ☒ N/A Geologist Report for a change from a surface water point of diversion to a ground water point of appropriation (well), if the proposed well is more than 500 feet from the surface water source and more than 1000 feet upstream or downstream from the point of diversion. (ORS 540.531(2) or (3)).

(For Staff Use Only)

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

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

☐ Land Use Form not enclosed or incomplete

☐ Additional signature(s) required

☐ Part _____ is incomplete

Other/Explanation _____

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

14105

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

Please be sure that the map you submit includes all the items listed below and meets the requirements of OAR 690-380-3100, however, the map does not have to be prepared by a

Certified Water Right Examiner. Check all boxes that apply.

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

Part 3 of 5 – Fee Worksheet

FEE WORKSHEET for PERMIT AMENDMENT			
1	Base Fee (includes one type of change to one permit for up to 1 cfs)	1	\$1,360
2	Types of change proposed: <input type="checkbox"/> Place of Use <input checked="" type="checkbox"/> Point of Diversion/Appropriation Number of above boxes checked = <u>1 (2a)</u> Subtract 1 from the number in line 2a = <u>0 (2b)</u> <i>If only one change, this will be 0</i> Multiply line 2b by \$1090 and enter »	2	0
3	Number of permits included in Permit Amendment <u>1 (3a)</u> Subtract 1 from the number in 3a: <u>0 (3b)</u> <i>If only one permit this will be 0</i> Multiply line 3b by \$610 and enter »	3	0
4	Do you propose to add or change a well, or change from a surface water POD to a well? <input type="checkbox"/> No: enter 0 <input checked="" type="checkbox"/> Yes: enter \$480 for the 1 st well to be added or changed <u>480 (4a)</u> Do you propose to add or change additional wells? <input checked="" type="checkbox"/> No: enter 0 <input type="checkbox"/> Yes: multiply the number of additional wells by \$410 _____ (4b) Add line 4a to line 4b and enter »	4	\$480
5	Do you propose to change the place of use? <input checked="" type="checkbox"/> No: enter 0 on line 5 <input type="checkbox"/> Yes: enter the cfs for the portions of the permits to be amended (see below*): _____ (5a) Subtract 1.0 from the number in 5a above: _____ (5b) If 5b is 0, 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	\$1,840
7	Is this permit amendment: <input type="checkbox"/> necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? <input type="checkbox"/> endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat? If one or more boxes is checked, multiply line 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 » Permit Amendment Fee:	8	\$1,840

*Example for Line 5a calculation to transfer 45.0 acres of Primary Permit S-12345 (total 1.25 cfs for 100 acres) and 45.0 acres of Supplemental Permit S-87654 (1/80 cfs per acre) on the same land:

1. For irrigation calculate cfs for each permit involved as follows:
 - a. Divide total authorized cfs by total acres in the permit (for S-12345, $1.25 \text{ cfs} \div 100 \text{ ac}$); then multiply by the number of acres to be changed to get the application cfs ($\times 45 \text{ ac} = 0.56 \text{ cfs}$).
 - b. If the water right permit does not list total cfs, but identifies the allowable use as $1/40$ or $1/80$ of a cfs per acre; multiply number of acres proposed for change by either 0.025 ($1/40$) or 0.0125 ($1/80$). (For S-87654, $45.0 \text{ ac} \times 0.0125 \text{ cfs/ac} = 0.56 \text{ cfs}$)
2. Add cfs for the portions of permits on all the land included in the application; however **do not count cfs for supplemental permits on acreage for which you have already calculated the cfs fee for the primary permit on the same land**. The fee should be assessed only once for each "on the ground" acre included in the application. (In this example, blank 5a would be only 0.56 cfs, since both permits serve the same 45.0 acres. Blank 5b would be 0 and Line 5 would then also become 0).

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Avion Water Company, Inc. Attn: Adam Jackson			PHONE NO. (541) 382-5342	ADDITIONAL CONTACT NO. RECEIVED
ADDRESS 60813 Parrell Rd.			FAX NO. SEP 30 2022	
CITY Bend	STATE OR	ZIP 97702	E-MAIL adam@avionwater.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. OWRD				

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

AGENT/BUSINESS NAME GSI Water Solutions, Attn: Trevor Grandy			PHONE NO. 971-200-8545	ADDITIONAL CONTACT NO.
ADDRESS 147 SW Shevlin Hixon Dr. Suite 201			FAX NO.	
CITY Bend	STATE OR	ZIP 97702	E-MAIL tgrandy@gsiws.com	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

Explain in your own words what you propose to accomplish with this permit amendment; and why:
The applicant is proposing to change the authorized point of appropriation on Permit G-8033 from the currently authorized well, SRH Well 1 (DESC 3978) to another existing well, SRH Well 2 (DESC 58443).

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

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

Is the applicant the permit holder of record? ☒ Yes ☐ No

If NO, include either:

- ☐ A completed assignment form (with required statutory assignment fee), assigning all or a portion of the permit to the applicant(s), OR
- ☐ An affidavit of consent from the permit holder(s) of record that gives permission for the applicant to amend the permit.

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

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

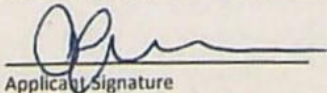
If NO, what are the completion dates of the permit(s)? **October 1, 2031**

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

By my signature below, I confirm that I understand:

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

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


Applicant Signature

Adam Jackson, Avion Water Co.
Print Name (and Title if applicable)

9/21/22
Date

Check one of the following:

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


Check the appropriate box, if applicable:

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

IRRIGATION DISTRICT NAME N/A	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME N/A	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME City of Redmond Planning Department	ADDRESS 411 SW 9th St.	
CITY Redmond	STATE OR	ZIP 97756

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Part 5 of 5 – Water Use Permit Information

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

PERMIT # G-8033

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

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

POD/POA Name or Number	Is this POD/POA Authorized by the permit or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp		Rng		Sec	¼ ¼		Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
SRH Well 1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	DESC 3978	15	S	13	E	29	SW	NW	700	2480 feet South and 840 feet East from NW Corner, Section 29
SRH Well 2	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	DESC 58443	15	S	13	E	29	SW	NW	700	2500 ft South and 830 ft East from NW Corner, Section 29*

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

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

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

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

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For a change in place of use: **N/A**

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

☐ Yes ☐ No

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

Is the proposed place of use contiguous to the authorized place of use? ☐ Yes ☐ No

The permitted place of use can be moved only to lands that are contiguous to the authorized place of use **unless** the change to non-contiguous lands is in furtherance of mitigation or conservation efforts undertaken for the purposes of benefiting a species listed as sensitive, threatened, or endangered under ORS 496.171 to 496.192 or the federal Endangered Species Act of 1973 (16 U.S.C. 1531 to 1544), as determined by the listing agency. Contiguous land being either adjacent land or land separated from the land to which a permit is authorized by roads, utility corridors, irrigation ditches or publicly owned rights of way.

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

Table 2. Description of Changes to Water Use Permit # G-8033

List the change proposed for the acreage in each ¼ ¼. If more than one change is proposed, specify the acreage associated with each change.
If there is more than one POD/POA involved in the proposed changes, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.										Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.											
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres (if applicable)	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp		Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres (if applicable)	POD(s) or POA(s) to be used (from Table 1)	Priority Date				
EXAMPLE																						
2	S	9	E 15 NE NW	100		15.0	POD #1 POD #2		POU/POD	2	S	9	E 15 NW NW	100	1	10.0	POD #5					
"	"	"	" " " "	"	"	EXAMPLE	"		"	2	S	9	E 15 SW NW	200		5.0	POD #6					
									POA	15	S	13	E 29 NW NW				SRH Well 2	02/27/1978				
						TOTAL ACRES										TOTAL ACRES	N/A					

Additional remarks: The applicant is proposing to change the authorized point of appropriation for Permit G-8033. No change to the authorized place of use is proposed.

14105


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

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

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

For a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation: See Attachment D – Well Logs

- ☒ 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

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Land Use Information Form



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

NOTE TO APPLICANTS

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

This form is NOT required if:

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

NOTE TO LOCAL GOVERNMENTS

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

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Land Use Information Form



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

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Applicant(s): Avion Water Company, Inc. Attn: Adam Jackson

Mailing Address: 60813 Parrell Rd.

City: Bend

State: OR

Zip Code: 97702

Daytime Phone: (541) 382-5342

A. Land and Location

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

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:	Proposed Land Use:
<u>15 S</u>	<u>13 E</u>	<u>29</u>	<u>SW NW</u>	<u>700</u>	<u>Limited Residential (R2)</u>	<input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input type="checkbox"/> Used	<u>Irrigation, Domestic Use and Fire Protection</u>

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

City of Redmond

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: 0.56 ☒ cubic feet per second ☐ gallons per minute ☐ acre-feet

Intended use of water: ☐ Irrigation ☐ Commercial ☐ Industrial ☒ Domestic for 93 household(s)
☐ Municipal ☐ Quasi-Municipal ☐ Instream ☐ Other _____

Briefly describe:

The applicant is proposing to change the authorized point of appropriation on water use Permit G-8033 from the currently authorized well to another existing well.

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.

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See bottom of Page 3. →

SEP 30 2022

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SEP 30 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.

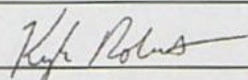
Please check the appropriate box below and provide the requested information

- ☒ 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): Redmond Development Code (Ord. #2022-04), Section 8.0135
- ☐ Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being pursued."**

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

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

Name: Kyle Roberts Title: Planning Director

Signature:  Phone: 541-923-7758 Date: September 19, 2022

Government Entity: City of Redmond

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: _____

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)

APR 10 1978

State Well No.

WATER RESOURCES DEPT.

Permit No.

SALEM, OREGON

155/13E 29b

6-8033

(1) OWNER:

Name E. J. Howell

Address 910 NW 55th.

Redmond, Ore. 97756

(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 ☒

community well

CASING INSTALLED:

Threaded ☐ Welded ☒

10" Diam. from 2 ft. to 25 ft. Gage 250

8" Diam. from 3 ft. to 420 ft. Gage 188

6" Diam. from 400 ft. to 420 ft. Gage 188

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 Johnson sand screen

Type _____ Model No. _____

Diam. 8" Slot size 20 Set from 420 ft. to 440 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 10 gal./min. with 10 ft. drawdown after 1 hrs.

Artesian flow _____ g.p.m.

Temperature of water _____ Depth artesian flow encountered _____ ft.

(9) CONSTRUCTION:

Well seal—Material used cement

Well sealed from land surface to 25 ft.

Diameter of well bore to bottom of seal 14 in.

Diameter of well bore below seal 10 in.

Number of sacks of cement used in well seal 15 sacks

How was cement grout placed? pressure grout

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 Deschutes

Driller's well number

SW 1/4 NW 1/4 Section 29 T.15S R. 13E W.M.

Bearing and distance from section or subdivision corner

Block 5, Lot 19 South Heights Addition

(11) WATER LEVEL: Completed well.

Depth at which water was first found 382 ft.

Static level 372 ft. below land surface. Date 3-31-78

Artesian pressure _____ lbs. per square inch. Date _____

(12) WELL LOG:

Diameter of well below casing 0

Depth drilled 440 ft. Depth of completed well 440 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
brown sandy soil	0	3	
brown sandstone	3	14	
black med hard rock	14	36	
grey med-hard rock	36	64	
brown coarse sandstone conglomerate	64	382	372
grey hard broken rock and fine black sand WB	382	440	

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Work started 3-24 19 78 Completed 4-4 19 78

Date well drilling machine moved off of well 4-4 19 78

Drilling Machine Operator's Certification:

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

[Signed] Harry K. Crawford Date 4-7, 19 78

Drilling Machine Operator's License No. 678

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 Crawford Well Drilling

1245 NW Lower Bridge Terrebonne, Ore.

Address _____

[Signed] Harry K. Crawford

(Water Well Contractor)

Contractor's License No. 51041050 Date 4-7, 19 78

STATE OF OREGON

WATER SUPPLY WELL REPORT

(as required by ORS 537.765 & OAR 690-205-0210)

05-15-2008

WELL LABEL # L 96127

START CARD # 1003347

(1) LAND OWNER

Owner Well I.D. _____

First Name _____

Last Name _____

Company AVION WATERAddress 60813 PARRELL RDCity BENDState ORZip 97702

(2) TYPE OF WORK

☒ New Well ☐ Deepening ☐ Conversion☐ Alteration (repair/recondition) ☐ Abandonment

(3) DRILL METHOD

☒ Rotary Air ☐ Rotary Mud ☐ Cable ☐ Auger ☐ Cable Mud☐ Reverse Rotary ☐ Other _____

(4) PROPOSED USE

☐ Domestic ☐ Irrigation ☒ Community☐ Industrial/ Commercial ☐ Livestock ☐ Dewatering☐ Thermal ☐ Injection ☐ Other _____

(5) BORE HOLE CONSTRUCTION

Special Standard ☐ (Attach copy)Depth of Completed Well 525.00 ft.

BORE HOLE			SEAL			sacks/	
Dia	From	To	Material	From	To	Amt	lbs
14	0	97	Cement	0	97	88	S
10	97	525					

How was seal placed:

Method ☐ A ☐ B ☒ C ☐ D ☐ E☐ Other _____

Backfill placed from _____ ft. to _____ ft. Material _____

Filter pack from _____ ft. to _____ ft. Material _____ Size _____

Explosives used: ☐ Yes Type _____ Amount _____

(6) CASING/LINER

Casing	Liner	Dia	From	To	Gauge	Stl	Plstc	Wld	Thrd
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	10	0	97	.250	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	8	97	525	.188	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Shoe ☐ Inside ☐ Outside ☒ Other _____ Location of shoe(s) _____Temp casing ☐ Yes Dia _____ From _____ To _____

(7) PERFORATIONS/SCREENS

Perforations Method Machine

Screens Type _____ Material _____

Perf/S	Casing/	Screen	Dia	From	To	Scr/slot	Slot	# of	Tele/
screen	liner					width	length	slots	pipe size
Perf	Liner		8	485	525	125	3	608	

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

☐ Pump ☐ Bailer ☒ Air ☐ Flowing Artesian

Yield gal/min Drawdown Drill stem/Pump depth Duration (hr)

400		5.250	2

Temperature 53 °F Lab analysis ☐ Yes By _____Water quality concerns? ☐ Yes (describe below)

From	To	Description	Amount	Units

(9) LOCATION OF WELL (legal description)

County Deschutes Twp 15.00 S N/S Range 13.00 E E/W WMSec 29 SW 1/4 of the NW 1/4 Tax Lot 700

Tax Map Number _____

Lot _____

Lat _____ " or 44.24059000

DMS or DD

Long _____ " or -121.20620000

DMS or DD

☐ Street address of well ☒ Nearest address

NON ASSIGNED- LOT18 BLK5- HOUSE ADDRESS N.3738 SW 34TH ST

(10) STATIC WATER LEVEL

Date _____ SWL(psi) + SWL(ft)

Existing Well / Predeepening _____

Completed Well 05-13-2008 _____ 390Flowing Artesian? ☐ Dry Hole? ☐

WATER BEARING ZONES

Depth water was first found 455

SWL Date	From	To	Est Flow	SWL(psi)	+ SWL(ft)
05-12-2008	455	525	400		390

(11) WELL LOG

Ground Elevation _____

Material	From	To
Clay Pumice Sand	0	4
Pumice Gravels	4	15
Cinders Black	15	50
Lava Broken	50	85
Lava Gray	85	110
Lava Broken	110	135
Lava Gray Hard	135	155
Lava Soft	155	192
Lava Clay Seams Brown	192	255
Crevice N/R	255	265
Solid Hard	265	320
Crevice Lava	320	368
Basalt Gray	368	433
Sandstone Brown	433	440
Basalt Black	440	445
Basalt Lava Broken Layers	445	525

Date Started 05-05-2008Completed 05-13-2008

(unbonded) Water Well Constructor Certification

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

License Number 758Date 05-15-2008

Electronically Filed

Signed THOMAS R PECK (E-filed)

(bonded) Water Well Constructor Certification

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

License Number 1720Date 05-15-2008

Electronically Filed

Signed JACK ABBAS (E-filed)

Contact Info (optional)

ORIGINAL - WATER RESOURCES DEPARTMENT

THIS REPORT MUST BE SUBMITTED TO THE WATER RESOURCES DEPARTMENT WITHIN 30 DAYS OF COMPLETION OF WORK

Form Version: 0.88

14105

Permit Amendment Application Checklist

Checked by Scott

Date 10/5/22

App # G-8668

Permit # G-8033

C-date 10/1/2031

△POA

Permit Amendments are authorized for changes in POD/POA, APOD/APOA, or POU.

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

- ☒ 1. Is the name of the Permit Amendment applicant the same as the Water Right Permit holder(s) of record?

If not, one of the following must be included with the application:

- ___ a) An affidavit of consent from all Permit holder(s) or the other Permit holders that have not signed the Permit Amendment application form, consenting to the proposed Permit Amendment application; **OR**,
___ b) A completed Request for Assignment form (and statutory fee) to move all (or portion) of the permit into the Permit Amendment applicant's name.

If not, what is missing? _____

- ☒ 2. Page 1 of application: Are all attachments that have been checked actually included?

If not, what is missing? _____

- ☒ 3. Are fees included and correct? Fee Paid: 1840

If not, the correct fee would be: _____, so the amount missing is: _____

- ☒ 4. Part 4 of application: Have all the applicants listed at the top of the page signed at the bottom?

If not, whose signature is missing? _____

- ☒ 5. Are the Permit completion date(s) current?

If the Permit completion date has expired, we **CANNOT** accept the application. 10/1/2031

- ☒ 6. If all #1-#5 boxes on this checklist are checked (with no remaining deficiencies identified), accept the application. Put this check sheet in the transfer folder.

If #1, #2, #3, #4 or #5 on this checklist is deficient, the application **CANNOT** be accepted.

It should be returned and the **deficiencies listed in the "staff" section at the bottom of Application Page 1**, unless the applicant or agent can resolve the deficiencies within 2-3 days.