

T-13856

regular

T-13856

Name Michael Plechaty aka Plechaty
revocable trustAddress 129141 Dumilew rd
lake view or 97030Change in PODate Filed 10/21/2021Initial notice date 11/9/2021

DPD issued date

PD issued date 2/3/2025PD notice date 2/4/2025Date of FO 3/11/2025 Vol 134 Page 91-95

C-Date

COBU due date

COBU Received date

Certificate issued

Assignments:

Irrigation District

Agent Hallie Cannon water right Solutions

CWRE

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

DESCRIPTION OF WATER RIGHT(S)

Name of Stream wellTrib. of Goose lakeUse Irrigation County lake

Quantity of water (CFS) No. of Acres

Name of ditch

App# G8782 Per # G8249 Cert # 58072 PR DateApp# G10409 Per # G91639 Cert # 58074 PR Date

App# Per # Cert # PR Date

App# Per # Cert # PR Date

App# Per # Cert # PR Date

FEES PAID		
Date	Amount	Receipt #
<u>10-26-2021</u>	<u>\$1,970.00</u>	<u>136702</u>

FEES REFUNDED		
Date	Amount	Receipt #

WATER RIGHT TRANSFER COVER SHEET

Transfer: T-13856

Transfer Specialist: *Joan*

Transfer Type: Regular Transfer

Reimbursement Authority? ☐

Applicant: Michael J Plechaty & Joyce Y Plechaty Revocable Trust MICHAEL J PLECHATY & JOYCE Y PLECHATY REVOCABLE TRUST 12964 DUMILIEU RD LAKEVIEW, OR 97630	Agent: HOLLIE CANNON 409 PINE ST SUITE 311 KLAMATH FALLS, OR 97603	Receiving Landowner:
Current Landowner if other than Applicant:	CWRE:	Irrigation District:
Affected Local Gov'ts: Lake County Planning Department	Affected Tribal Gov't:	BOR Notified (date):

Water Rights Affected

File Marked	App. File # or Decree Name	Permit	Certificate	RR/CR Needed	RR/CR Nos.
<input type="checkbox"/>				<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 (Support Staff)

Rec'd: October 26, 2021	Proposed Action(s): PLACE OF USE	
Fees Pd: 1970.00	Acknowledgement Letter Sent <input type="checkbox"/>	Basin: 13 Goose & Summer Lake
Initial Public Notice:	County sent cc: of Ack Letter <input type="checkbox"/>	County: LAKE
WM District: 12 Matt A. Anderson	WM Review request sent:	WM Review date received:
ODFW District:	ODFW Review sent:	ODFW Review date received:
Groundwater	GW Review sent:	GW Review date received:

Caseworker Actions: Newspaper & PD Notice:

Newspaper notice needed: <input type="checkbox"/>	Name of Newspaper:
Newspaper notice sent to coordinator:	Newspaper notice quote requested (NRS1):
Request for news \$ sent:	News \$ received:
Affidavit of publication received:	Last day of publication:

Peer Review:

Document	Drafted	Peer Review	Coordinator	Changes Made	Signature Bin	Signature Date
DPD	Date: 5/24 Initials: <i>Joan</i>	Date: 4/14 Initials: <i>Elect</i>	Date: 4/14 Initials: <i>Elect</i>	Date: <input checked="" type="checkbox"/> Initials: <i>Elect</i>	CW Sent: 2/2/24 WM Sheet <input type="checkbox"/> ODFW Sheet: <input type="checkbox"/>	N/A
PD	Date: 5/24 Initials: <i>Joan</i>	Date: 5/14/24 Initials: <i>Elect</i>	Date: 5/14/24 Initials: <i>Elect</i>	Date: 1/27/25 Initials: <i>Joan</i> Data Review Date: <i>Joan</i>	Date: 1/27/25	Date: 2/3/2025
FO	Date: 2/4/25 Initials: <i>Joan</i>	Date: 2-6-25 Initials: <i>Elect</i>	Date: 2/12/25 Initials: <i>Elect</i>	Date: 2/25/25 Initials: <i>Joan</i>	Date: 3-4-25 No. of docs for sig: <i>Joan</i>	Date: 5/11/2025

Special Issues: _____

Transfer Cover Sheet

Last Revised 1/26/2023

Special Order Volume: Vol. 134 Pages 91-95

[Faint, illegible handwritten text, possibly bleed-through from the reverse side of the page]



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

March 11, 2025

Michael J Plechaty & Joyce Y Plechaty Revocable Trust
12964 Dumilieu Rd
Lakeview, OR 97630

REFERENCE: Transfer Application T-13856

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,

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

cc: Matt A. Anderson, Watermaster Dist. # 12 (via email)
Hollie Cannon, 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-13856, Lake County)	A CHANGE IN PLACES 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

MICHAEL J. PLECHATY AND JOYCE Y. PLECHATY
REVOCABLE TRUST
12964 DUMILIEU RD
LAKEVIEW, OR 97630

Findings of Fact

1. On October 26, 2021, Michael J. Plechaty and Joyce Y. Plechaty Revocable Trust filed an application to change the place of use under Certificates 58072 and 58074. The Department assigned the application number T-13856.
2. Notice of the application for transfer was published on November 9, 2021, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. On February 2, 2024, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-13856 to the applicants. The draft Preliminary Determination cover letter set forth a deadline of March 2, 2024, for the applicants to respond. The applicants 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 February 3, 2025, the Department issued a Preliminary Determination proposing to approve Transfer T-13856 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 February 4, 2025, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notice.

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

Certificate: 58072 in the name of DEPARTMENT OF VETERANS' AFFAIRS (perfected under Permit G-8249)

Use: IRRIGATING 7.82 ACRES

Priority Date: MAY 1, 1978

Rate: 0.1 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 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: A WELL in the GOOSE LAKE BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
41 S	18 E	WM	13	NW NE	150 FEET SOUTH AND 50 FEET EAST FROM THE S1/4 CORNER OF SECTION 12

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
41 S	18 E	WM	12	SW SW	0.06
41 S	18 E	WM	12	SE SW	1.18
41 S	18 E	WM	13	NE NW	2.65
41 S	18 E	WM	13	NW NW	1.66
41 S	18 E	WM	13	SW NW	1.01
41 S	18 E	WM	14	NE NE	0.20
41 S	18 E	WM	14	SE NE	1.06
Total					7.82

6. Transfer Application T-13856 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
41 S	18 E	WM	12	NW SE	7.52
41 S	18 E	WM	12	SW SE	0.30
Total					7.82

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

Certificate: 58074 in the name of DEPARTMENT OF VETERANS' AFFAIRS (perfected under Permit G-9659)
Use: IRRIGATING 14.97 ACRES
Priority Date: JUNE 26, 1981
Rate: 0.19 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 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.
Source: A WELL in the GOOSE LAKE BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
41 S	18 E	WM	13	NW NE	150 FEET SOUTH AND 50 FEET EAST FROM THE S1/4 CORNER OF SECTION 12

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
41 S	18 E	WM	12	NE SE	3.55
41 S	18 E	WM	12	NW SE	0.30
41 S	18 E	WM	12	SW SE	2.71
41 S	18 E	WM	12	SE SE	1.67
41 S	18 E	WM	13	NW NE	1.15
41 S	19 E	WM	7	NW SW	5.59
Total					14.97

8. Transfer Application T-13856 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
41 S	18 E	WM	12	NE SE	12.99
41 S	18 E	WM	12	NW SE	1.93
41 S	19 E	WM	7	NW SW	0.05
Total					14.97

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

9. Water has been used within the last five years prior to the submittal of Transfer Application T-13856 according to the terms and conditions of the rights. There is no information in the record that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
10. A water delivery system sufficient to use the full amount of water allowed under the existing rights were present within the five-year period prior to submittal of Transfer Application T-13856.

11. The water rights are subject to transfer as defined in ORS 540.505(4) and OAR 690-380-0100(14).
12. The proposed change, as conditioned, would not result in enlargement of the rights.
13. The proposed change, as conditioned, would not result in injury to other existing water rights.
14. All other application requirements are met.

Conclusions of Law

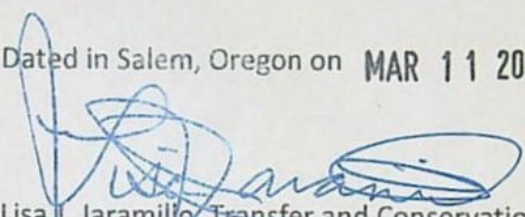
The change in places of use proposed in Transfer Application T-13856 appear to be consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000.

Now, therefore, it is ORDERED:

1. The change in places of use proposed in Transfer Application T-13856 is approved.
2. The right to the use of the water is restricted to beneficial use at the places of use described and is subject to all other conditions and limitations contained in Certificates 58072, 58074, 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 places of use.
4. Water right Certificates 58072 and 58074 are cancelled. New certificates will be issued describing those portions of the rights not affected by this transfer.
5. The former places of use of the transferred rights shall no longer receive water under the rights.
6. 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, at each point of appropriation.
 - 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.

7. Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2026**. 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.
8. After satisfactory proof of beneficial use is received, new certificates confirming the rights transferred will be issued.

Dated in Salem, Oregon on **MAR 11 2025**



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

Mailing date: MAR 12 2025

STATE OF OREGON

COUNTY OF LAKE

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DEPARTMENT OF VETERANS' AFFAIRS
700 SUMMER ST NE
SALEM, OR 97310-1285

confirms the right to use the waters of a WELL in the GOOSE LAKE BASIN for the purpose of IRRIGATING 71.68 ACRES.

This right was perfected under Permit G-8249. The date of priority is MAY 1, 1978. The right is limited to not more than 0.89 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
41 S	18 E	WM	13	NW NE	150 FEET SOUTH AND 50 FEET EAST FROM THE S 1/4 CORNER OF SECTION 12

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 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

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

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

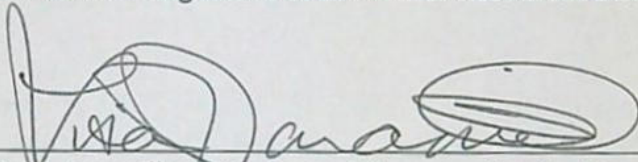
IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
41 S	18 E	WM	12	SW SW	0.14
41 S	18 E	WM	12	SE SW	5.82
41 S	18 E	WM	13	NE NW	22.35
41 S	18 E	WM	13	NW NW	25.84
41 S	18 E	WM	13	SW NW	16.09
41 S	18 E	WM	14	NE NE	0.10
41 S	18 E	WM	14	SE NE	1.34
Total					71.68

This certificate describes that portion of water right Certificate 58072, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered MAR 11 2025, approving Transfer Application T-13856.

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 MAR 11 2025.

A handwritten signature in black 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

STATE OF OREGON

COUNTY OF LAKE

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DEPARTMENT OF VETERANS' AFFAIRS
700 SUMMER ST NE
SALEM, OR 97310-1285

confirms the right to use the waters of a WELL in the GOOSE LAKE BASIN for the purpose of IRRIGATING 59.23 ACRES.

This right was perfected under Permit G-9659. The date of priority is JUNE 26, 1981. The right is limited to not more than 0.74 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
41 S	18 E	WM	13	NW NE	150 FEET SOUTH AND 50 FEET EAST FROM THE S1/4 CORNER OF SECTION 12

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 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

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

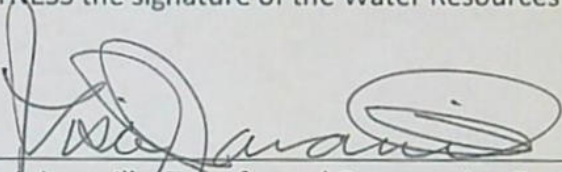
IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
41 S	18 E	WM	12	SE SW	0.70
41 S	18 E	WM	12	NE SE	22.05
41 S	18 E	WM	12	NW SE	0.60
41 S	18 E	WM	12	SW SE	25.79
41 S	18 E	WM	12	SE SE	4.53
41 S	18 E	WM	13	NW NE	1.55
41 S	19 E	WM	7	NW SW	4.01
Total					59.23

This certificate describes that portion of water right Certificate 58074, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered MAR 11 2025, approving Transfer Application T-13856.

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 MAR 11 2025.

A handwritten signature in black 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

www.oregon.gov/owrd

February / 3, 2025

VIA CERTIFIED MAIL AND E-MAIL

MICHAEL J. PLECHATY & JOYCE Y. PLECHATY
REVOCABLE TRUST 12964 DUMILIEU RD
LAKEVIEW, OR 97630

SUBJECT: Water Right Transfer Application T-13856

Please find enclosed the Preliminary Determination indicating that, based on the information available, the Department intends to approve application T-13856. 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-13856

Matt A. Anderson, District 12 Watermaster (via e-mail)

Hollie Cannon, 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-13856, Lake County)	PROPOSING APPROVAL OF
)	A CHANGE IN PLACES 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

MICHAEL J. PLECHATY AND JOYCE Y. PLECHATY
REVOCABLE TRUST
12964 DUMILIEU RD
LAKEVIEW, OR 97630

Findings of Fact

1. On October 26, 2021, Michael J. Plechaty and Joyce Y. Plechaty Revocable Trust filed an application to change the place of use under Certificates 58072 and 58074. The Department assigned the application number T-13856.
2. Notice of the application for transfer was published on November 9, 2021, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. On February 2, 2024, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-13856 to the applicants. The draft Preliminary Determination cover letter set forth a deadline of March 2, 2024, for the applicants to respond. The applicants 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.

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

Certificate:	58072 in the name of DEPARTMENT OF VETERANS' AFFAIRS (perfected under Permit G-8249)
Use:	IRRIGATING 7.82 ACRES

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.

Priority Date: MAY 1, 1978

Rate: 0.1 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 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: A WELL in the GOOSE LAKE BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
41 S	18 E	WM	13	NW NE	150 FEET SOUTH AND 50 FEET EAST FROM THE S1/4 CORNER OF SECTION 12

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
41 S	18 E	WM	12	SW SW	0.06
41 S	18 E	WM	12	SE SW	1.18
41 S	18 E	WM	13	NE NW	2.65
41 S	18 E	WM	13	NW NW	1.66
41 S	18 E	WM	13	SW NW	1.01
41 S	18 E	WM	14	NE NE	0.20
41 S	18 E	WM	14	SE NE	1.06
Total					7.82

5. Transfer Application T-13856 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
41 S	18 E	WM	12	NW SE	7.52
41 S	18 E	WM	12	SW SE	0.30
Total					7.82

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

Certificate: 58074 in the name of DEPARTMENT OF VETERANS' AFFAIRS (perfected under Permit G-9659)

Use: IRRIGATING 14.97 ACRES

Priority Date: JUNE 26, 1981

Rate: 0.19 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 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: A WELL in the GOOSE LAKE BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
41 S	18 E	WM	13	NW NE	150 FEET SOUTH AND 50 FEET EAST FROM THE S1/4 CORNER OF SECTION 12

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
41 S	18 E	WM	12	NE SE	3.55
41 S	18 E	WM	12	NW SE	0.30
41 S	18 E	WM	12	SW SE	2.71
41 S	18 E	WM	12	SE SE	1.67
41 S	18 E	WM	13	NW NE	1.15
41 S	19 E	WM	7	NW SW	5.59
Total					14.97

7. Transfer Application T-13856 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
41 S	18 E	WM	12	NE SE	12.99
41 S	18 E	WM	12	NW SE	1.93
41 S	19 E	WM	7	NW SW	0.05
Total					14.97

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

8. Water has been used within the last five years prior to the submittal of Transfer Application T-13856 according to the terms and conditions of the rights. There is no information in the record that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
9. A water delivery system sufficient to use the full amount of water allowed under the existing rights were present within the five-year period prior to submittal of Transfer Application T-13856.
10. The water rights are subject to transfer as defined in ORS 540.505(4) and OAR 690-380-0100(14).
11. The proposed change, as conditioned, would not result in enlargement of the rights.
12. The proposed change, as conditioned, would not result in injury to other existing water rights.
13. All other application requirements are met.

Determination and Proposed Action

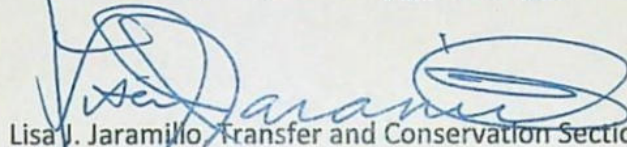
The change in places of use proposed in Transfer Application T-13856 appear to be consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000. If protests are not filed pursuant to OAR 690-380-4030, the application will be approved.

If Transfer Application T-13856 is approved, the final order will include the following:

1. *The change in places of use proposed in Transfer Application T-13856 is approved.*
2. *The right to the use of the water is restricted to beneficial use at the places of use described and is subject to all other conditions and limitations contained in Certificates 58072, 58074, 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 places of use.*
4. *Water right Certificates 58072 and 58074 are cancelled. New certificates will be issued describing those portions of the rights not affected by this transfer.*
5. *The former places of use of the transferred right shall no longer receive water under the right.*
6. *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, at each point of appropriation.*
 - 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.*
7. *Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2026**. 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.*

8. *After satisfactory proof of beneficial use is received, new certificates confirming the rights transferred will be issued.*

Dated in Salem, Oregon on **FEB 03 2025**



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

This Preliminary Determination was prepared by Joan Smith. If you have any questions regarding the information in this document, you may contact her at Joan.M.Smith@water.oregon.gov or at 503-986-0892

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.

Notice Regarding Servicemembers: Active-duty servicemembers have a right to stay proceedings under the federal Servicemembers Civil Relief Act. 50 U.S.C. App. §§501-597b. For more information contact the Oregon State Bar at 800-452-8260, the Oregon Military Department at 971-355-4127, or the nearest United States Armed Forces Legal Assistance Office through <http://legalassistance.law.af.mil>.

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.

T-13856

SMITH Joan M * WRD

From: Hollie Cannon <h.k.cannon@gmail.com>
Sent: Tuesday, February 13, 2024 10:11 AM
To: SMITH Joan M * WRD
Cc: Mike Plechaty
Subject: Fwd: Property profile
Attachments: 20240212144341678.pdf

You don't often get email from h.k.cannon@gmail.com. [Learn why this is important](#)

Joan

RE: T-13856

Please see the email below from AmeriTitle along with the attached property profile.

Can you send me the email that went to my deleted email account? Once I receive it I can review and get back to you on the next step. You can reply to this email and I will get it (I hope).

All the best
Hollie Cannon

----- Forwarded message -----

From: Shari S. Reed <Shari.Reed@amerititle.com>
Date: Mon, Feb 12, 2024 at 2:02 PM
Subject: Property profile
To: h.k.cannon@gmail.com <h.k.cannon@gmail.com>

Here is the property profile for Mike Plechaty.



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

[Online Ordering](#) | [Online Tools](#) | [Find an Office Near You](#)

This message (including any attachments) contains confidential information intended for a specific individual and purpose, and is protected by law. If you are not the intended recipient, you should delete this message. Any disclosure, copying, or distribution of this message, or the taking of any action based on it by unauthorized persons, is strictly prohibited.

AMERITITLE

Property Profile

Prepared on: 2/12/2024

Prepared for: Michael Plechaty

Property Address: Multiple Lots

Property Parcel Number

4118-2600 & 2700

4119-900

Includes the following:

Map

Tax Information

Last Vesting Document

Prepared by:

Shari Reed

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



LAKE COUNTY, OREGON 2016-001705
D-WDEED 09/30/2016 11:20:10 AM
Crt=1 Pgs=3
\$15.00 \$11.00 \$20.00 \$10.00 Total: \$56.00

TJ



00014765201600017050030035

I, Stacie Geaney, County Clerk for Lake County, Oregon,
certify that the instrument identified herein was
recorded in the Clerk records.

Stacie Geaney - County Clerk

After recording return to:

Michael Joseph Plechaty and Joyce Yvonne Plechaty,
Trustees of the Michael Joseph and Joyce Yvonne
Plechaty Revocable Trust, dated August 10, 2006

12964 DuMilleu Road
Lakeview, OR 97630

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

Michael Joseph Plechaty and Joyce Yvonne Plechaty,
Trustees of the Michael Joseph and Joyce Yvonne
Plechaty Revocable Trust, dated August 10, 2006

12964 DuMilleu Road
Lakeview, OR 97630

File No. 123197AM

STATUTORY WARRANTY DEED

Michael S. Mello,

Grantor(s), hereby convey and warrant to

Michael Joseph Plechaty and Joyce Yvonne Plechaty, Trustees of the Michael Joseph and Joyce Yvonne
Plechaty Revocable Trust, dated August 10, 2006,

Grantee(s), the following described real property in the County of Lake and State of Oregon free of encumbrances except as
specifically set forth herein:

In the County of Lake, State of Oregon, as follows:

PARCEL 1

Township 41 South, Range 18 East of the Willamette Meridian,
Section 11: SE1/4 SE1/4.

PARCEL 2

Township 41 South, Range 18 East of the Willamette Meridian,
Section 12: S1/2 SW1/4; SE1/4.
Section 13: N1/2, EXCEPTING THEREFROM the following described parcel:

Beginning at the Southwest corner of the Northwest Quarter of Section 13, Township 41 South, Range 18
East of the Willamette Meridian; thence East 1320 feet, more or less, to the Southeast corner of the SW1/4
NW1/4 of Section 13; thence North 330 feet; thence West 1320 feet; thence South 330 feet to the point of
beginning.

Section 14: N1/2 NE1/4; SE1/4 NE1/4, EXCEPTING THEREFROM the following described property:

Beginning at the Southwest corner of the Northwest Quarter of Section 13, Township 41 South, Range 18
East of the Willamette Meridian; thence running North 850 feet; thence West 1320 feet, more or less, to the
West boundary line of the SE1/4 NE1/4 of Section 14, Township 41 South, Range 18 East of the Willamette

411800-026, 027

411900-009

Meridian; thence South 850 feet to the Southwest corner of the SE1/4 NE1/4 of said Section 14; thence East 1320 feet to the point of beginning.

PARCEL 3

Township 41 South, Range 19 East of the Willamette Meridian, Section 7: Beginning at the West Quarter corner of Section 7, Township 41 South, Range 19 East of the Willamette Meridian, running thence South 00 degrees 03'00" West along the West line of the Northwest Quarter of the Southwest Quarter of said Section 7, 782 feet to the North bank of Dry Creek; thence North 34 degrees 33'00" East 140 feet; thence South 40 degrees 27'00" East 112 feet to a point on the South bank of Dry Creek; thence North 82 degrees 47'00" East 375 feet; thence North 45 degrees 15'00" East 335 feet; thence North 34 degrees 25'00" East 165 feet; thence North 50 degrees 56'00" East 280 feet; thence North 34 degrees 48'00" East 159 feet; thence North 26.5 feet to the North line of the NW1/4 SW1/4 of said Section 7; thence West along the said North line, 1160.7 feet to the point of beginning.

FOR INFORMATION PURPOSES ONLY, THE MAP/TAX ACCT #(S) ARE REFERENCED HERE:

4118-2600

4118-2700

4118-2700

4118-2700

The true and actual consideration for this conveyance is \$980,000.00.

The above-described property is free of encumbrances except all those items of record, if any, as of the date of this deed and those shown below, if any:

2016-2017 Real Property Taxes, a lien not yet due and payable

LAKE COUNTY RECORDING NO.

2016001705

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES 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 THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

Dated this 28th day of September, 2016

Michael S. Mello
Michael S. Mello

State of Oregon } ss
County of Lake }

On this 28th day of September, 2016, before me, Kristen C. Wells a Notary Public in and for said state, personally appeared Michael S. Mello, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed same.
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Kristen C. Wells
Notary Public for the State of Oregon
Residing at: Lakeview
Commission Expires: 6-2-2020



LAKE COUNTY RECORDING NO.

2016001705

Lake County
2023 Real Property Assessment Report
 Account 15997

Map 41S18E00-00-02600
 Code - Tax ID 15997

Tax Status Assessable
 Account Status
 Subtype NORMAL

Legal Descr See Record

Mailing PLECHATY MICHAEL J & JOYCE Y REV TRUST
 12964 DUMILIEU RD
 LAKEVIEW OR 97630

Deed Reference # See Record
 Sales Date/Price See Record
 Appraiser

Property Class 550 MA SA NH
 RMV Class 550 01 00 089

Site	Situs Address	City
	UNDETERMINED SITUS ADDRESS	UNDETERMINED CITY

		Value Summary			
Code Area	RMV	MAV	AV	RMV Exception	CPR %
0728 Land	23,710		Land	0	
Impr	0		Impr	0	
Code Area Total	23,710	0	1,520	0	
Grand Total	23,710	0	1,520	0	

Land Breakdown							
Code Area	ID #	RFPD	Ex	Plan Zone	Value Source	Trend %	Trended RMV
0728	3	<input checked="" type="checkbox"/>			Fam Use Zoned	116	12,130
	1	<input checked="" type="checkbox"/>			Fam Use Zoned	116	11,580
Code Area Total						40.00 AC	23,710

Improvement Breakdown							
Code Area	Year Built	Stat Class	Description	Trend %	Total Sqft	Ex% MS Acct	Trended RMV

Exemptions / Special Assessments / Notations			
Code Area 0728	Fire Patrol	Amount	Acres Year
	■ Klamath/Lake Grazing	27.12	40.00 2023
	Fire Patrol	Amount	Acres Year
	■ Fire Patrol District Surcharge	0.00	2023

Lake County
2023 Real Property Assessment Report
 Account 15998

Map 41S18E00-00-02700 F1
 Code - Tax ID ~~0728-15998~~

Tax Status Assessable
 Account Status Active
 Subtype NORMAL

Legal Descr See Record

Mailing PLECHATY MICHAEL J & JOYCE Y REV TRUST
 12964 DUMILIEU RD
 LAKEVIEW OR 97630

Deed Reference # See Record
 Sales Date/Price See Record
 Appraiser

Property Class 550 MA SA NH
 RMV Class 550 01 00 089

Site	Situs Address	City
	12964 DUMILIEU RD	LAKEVIEW

Value Summary					
Code Area		RMV	MAV	AV	RMV Exception CPR %
0728	Land	369,990		Land	0
	Impr	0		Impr	0
Code Area Total		369,990	0	21,446	0
Grand Total		369,990	0	21,446	0

Land Breakdown								
Code Area	ID #	RFPD	Ex	Plan Zone	Value Source	Trend %	Size	Land Class Trended RMV
0728	4	<input checked="" type="checkbox"/>			Farm Use Zoned	116	23.34 AC	S3-2D 50,980
	6	<input checked="" type="checkbox"/>			Farm Use Zoned	116	23.47 AC	S3-2M 67,490
	10	<input checked="" type="checkbox"/>			Farm Use Zoned	116	79.26 AC	S4-D 87,990
	2	<input checked="" type="checkbox"/>			Farm Use Zoned	116	353.32 AC	SR-2 163,530
Code Area Total							479.39 AC	369,990

Improvement Breakdown								
Code Area	Year	Stat						
ID #	Built	Class	Description	Trend %	Total Sqft	Ex%	MS Acct	Trended RMV

Exemptions / Special Assessments / Notations				
Code Area 0728				
Fire Patrol	Amount	Acres	Year	
■ Klamath/Lake Grazing	328.24	484.00	2023	
Fire Patrol	Amount	Acres	Year	
■ Fire Patrol District Surcharge	0.00		2023	

Lake County
2023 Real Property Assessment Report
 Account 16010

Map 41S19E00-00-00900

Code - Tax ID 12 16010

Tax Status Assessable

Account Status Active

Subtype NORMAL

Legal Descr See Record

Mailing PLECHATY MICHAEL J & JOYCE Y REV TRUST
 12964 DUMILIEU RD
 LAKEVIEW OR 97630

Deed Reference # See Record

Sales Date/Price See Record

Appraiser

Property Class 550 MA SA NH

RMV Class 550 01 00 026

Site	Situs Address	City
	UNDETERMINED SITUS ADDRESS	UNDETERMINED CITY

		Value Summary				
Code Area		RMV	MAV	AV	RMV Exception	CPR %
0712	Land	23,300		Land	0	
	Impr	0		Impr	0	
Code Area Total		23,300	0	1,307	0	
Grand Total		23,300	0	1,307	0	

Land Breakdown									
Code Area	ID #	RFPD	Ex	Plan Zone	Value Source	Trend %	Size	Land Class	Trended RMV
0712	1	<input checked="" type="checkbox"/>			Farm Use Zoned	116	9.00 AC	S3-2D	19,660
	3	<input checked="" type="checkbox"/>			Farm Use Zoned	116	4.50 AC	S6	3,640
Code Area Total							13.50 AC		23,300

Improvement Breakdown									
Code Area	Year Built	Stat Class	Description	Trend %	Total Sqft	Ex%	MS Acct	Trended RMV	

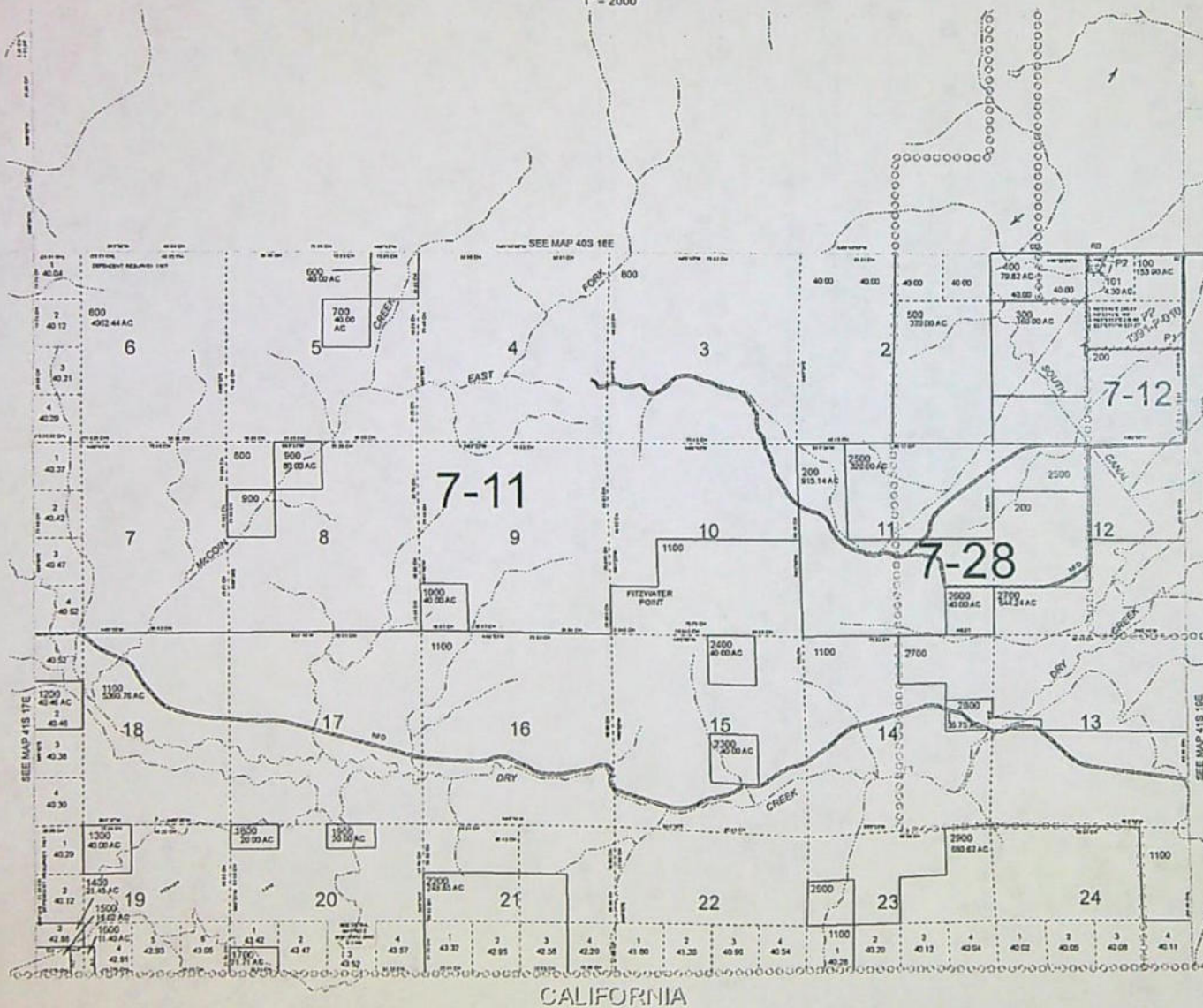
THIS MAP WAS PREPARED FOR
ASSESSMENT PURPOSE ONLY

0 475 950 1900 Feet
1" = 2000'

T.41S. R.18E. W.M.
LAKE COUNTY
1" = 2000'

41S18E

1/29/2018



41S18E

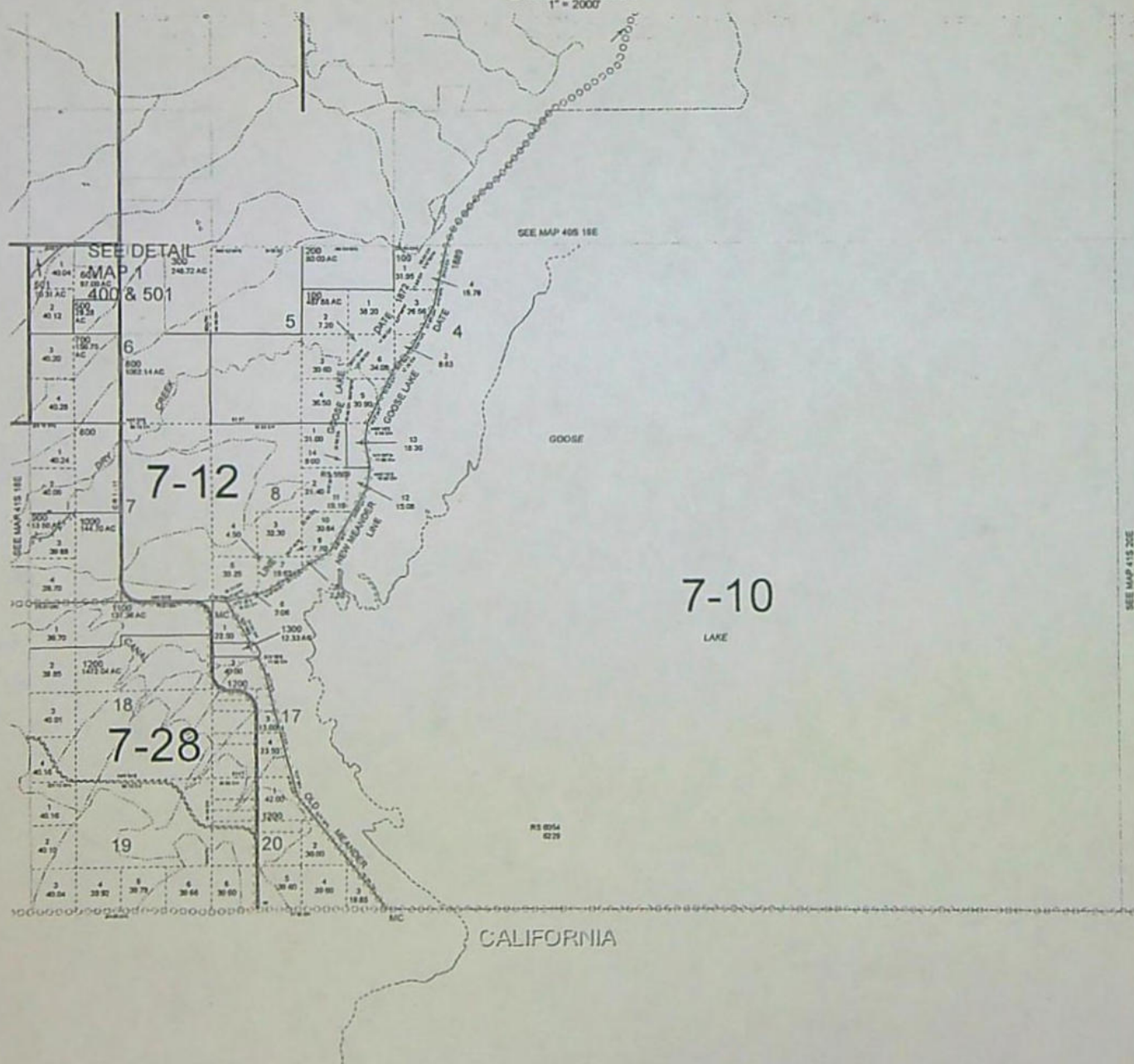
THIS MAP WAS PREPARED FOR
ASSESSMENT PURPOSE ONLY

0 475 950 1,900 Feet

T.41S. R.19E. W.M.
LAKE COUNTY
1" = 2000'

41S19E

1/29/2018



SMITH Joan M * WRD

From: SMITH Joan M * WRD
Sent: Friday, February 2, 2024 11:08 AM
To: raftepranch1@yahoo.com
Cc: ANDERSON Matthew A * WRD; 'hcannon@waterrightsolutions.com'
Subject: Transfer Application T-13856
Attachments: T-13856-dpd cov approve.docm; T-13856-dpd approve.docm; T-13856-pd notice.docm

Reference: Water Right Transfer Application T-13856

Your water right transfer is in the first of three phases of processing. Enclosed is a draft of the Department's Preliminary Determination regarding Transfer Application T-13856. The document reflects the Department's conclusion that, based on the information currently available, the transfer will be approved. Your response and submittal of the items outlined below are required by March 2, 2024.

Required items needing your immediate attention:

1. Please carefully review the Draft Preliminary Determination to verify that it accurately reflects the changes you intend to make and to become familiar with the proposed conditions.
2. **Respond in writing** by March 2, 2024, with acknowledgement that you agree to the proposed action and conditions.
3. If you find any errors, please let me know.
4. **REQUIRED:** You must submit a **Report of Ownership** for the lands where the water right(s) are currently located (i.e., the FROM lands). This report:
 - a) Must be prepared by a title company;
 - b) Shall include a "prepared by" statement and the date the title company prepared the report printed on the cover sheet;
 - c) Must:
 - i. Be prepared no earlier than 3 months prior to the date of issuance of the Draft Preliminary Determination showing current ownership; **OR**
 - ii. Be prepared within 3 months of the date the water right conveyance agreement was recorded; **OR**
 - iii. Show ownership for the FROM land at the time a water right conveyance agreement was recorded.

If water right conveyance agreements are involved, it is helpful to provide copies of those agreements along with the Report of Ownership.
 - d) Must include a list of owners at the time the report was generated; **AND**

- e) Must include a legal description of the property where the water right to be transferred is currently located (i.e., the FROM lands).
- 5. You must provide a notarized statement of consent signed by any landowner listed in the Report of Ownership who is not already included in the transfer application. The Department's statement of consent form (**Consent By Deeded Landowner**) is available at:
https://www.oregon.gov/OWRD/WRDFormsPDF/consent_to_transfer_form.pdf

Conditions of your water right...

The Watermaster has required a water measurement device(s) at the new diversion point(s) prior to diversion of water. Enclosed is a contact information sheet to assist you in pursuing additional information or approval of the required (or alternate) device(s).

Please note the proposed date by which all conditions must be met: October 1, 2025. If the required completion date is insufficient to comply with any of the conditions, you may request more time, at no cost to you, during this stage of processing. **Please let me know by the comment deadline if you will need more time and explain the reasons why.**

What happens next...

Once the preliminary determination is issued a publication period is required. The Department will publish a notice in their weekly publication, which opens a 30-day period in which the transfer can be protested.

Issuance of the Preliminary Determination will occur shortly after we receive:

1. Your written response to the conditions and proposed action in the Draft Preliminary Determination (e-mail is acceptable); and
2. The Report of Ownership, including affidavits of consent from any landowners shown in the ownership report who have not signed the transfer application. The title company must indicate/state the date that they prepared the ownership report on the coversheet and/or first page of the report.

If we do not receive the items listed above by March 2, 2024, a Preliminary Determination may be issued denying the application as incomplete.

Please don't hesitate to contact me at if I may be of assistance.

Sincerely,
Joan

Joan Smith
Transfer Specialist
Transfer and Conservation Section

cc: Transfer Application file T-13856
Matt A. Anderson, District 12 Watermaster (*via e-mail*)
Hollie Cannon, Agent for the applicant (*via e-mail*)



Oregon
Kate Brown, Governor

Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

November 8, 2021

MICHAEL J PLECHATY & JOYCE Y PLECHATY REVOCABLE TRUST
12964 DUMILIEU RD
LAKEVIEW, OR 97630

Reference: Application T-13856

On October 26, 2021, OWRD received your water right Permanent Transfer Application. The application was accompanied by \$1970.00. Our receipt number 136702 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.

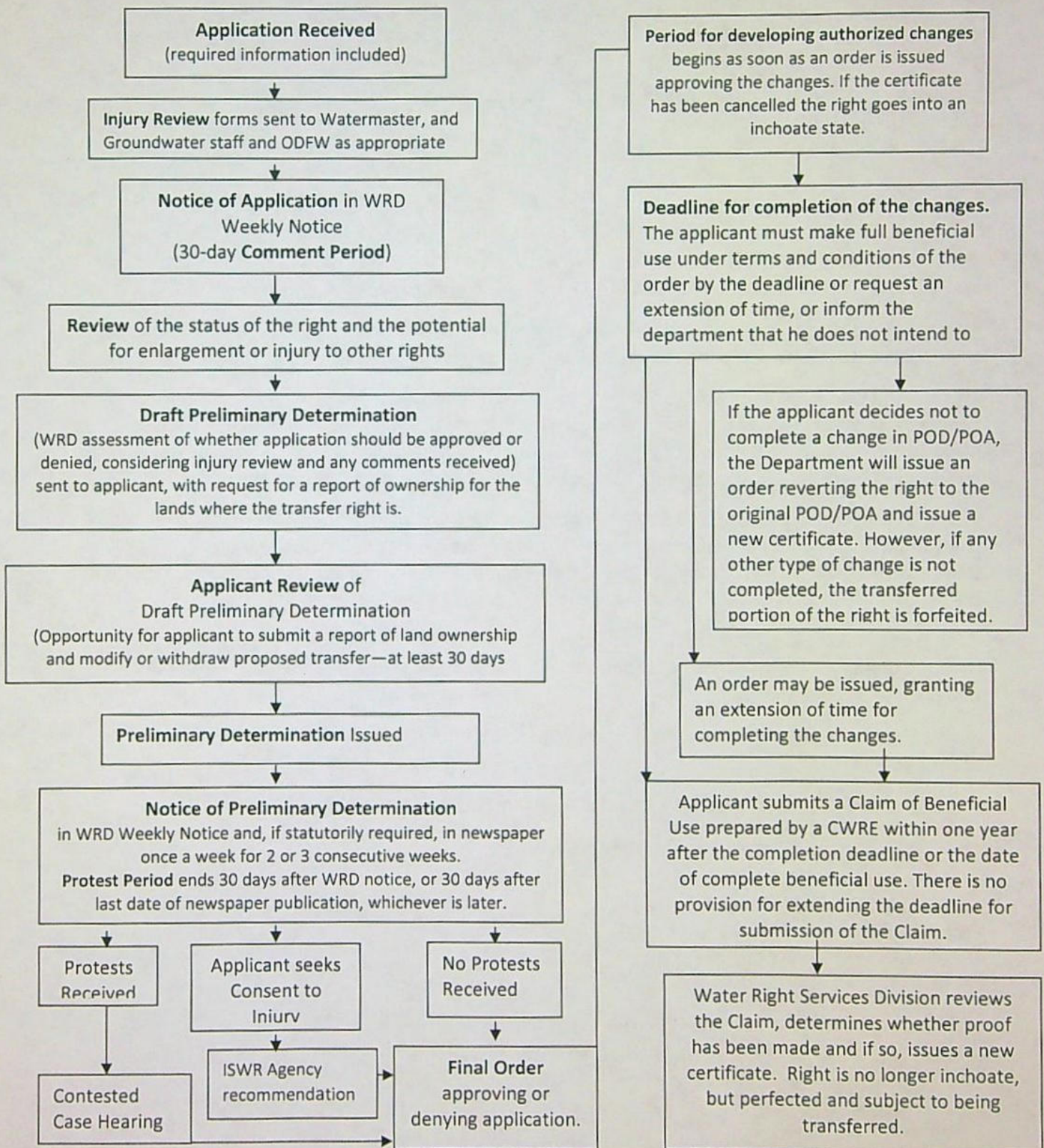
If you have any questions, please contact the Transfer Section at (503) 979-9931.

Cc: Watermaster Dist. #12, Brian M. Mayer (*via email*)
Hollie Cannon, Agent
Lake County Planning Department

Enclosure

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

OAR 690 Division 380



Watermaster Review Form: Water Right Transfer



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

Transfer Application: T-13856

Review Due Date:

Applicant Name: Michael J. Plechaty & Joyce Y. Plechaty Revocable Trust

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

Reviewer(s): Matthew Anderson

Date of Review: 07/14/2023

1. Do you have evidence that the right has not been used in the last 5 years and that the presumption of forfeiture would not likely be rebuttable? ☐ Yes ☒ No If "Yes", attach evidence (e.g. dated aerial photo showing pavement or building on the land for >5 yrs.)
2. Is there a history of regulation on the source that serves this (or these) right(s) that has involved the transferred right(s) and downstream water rights? ☐ Yes ☒ No Generally characterize the frequency of any regulation or explain why regulation has not occurred:
3. Have headgate notices been issued for the source that serves the transferred right(s)?
☐ Yes ☒ No ☐ Records not available.
4. In your estimation, after the proposed change, would distribution of water for the right(s) result in regulation of other water rights that would not have occurred if use under the original right(s) was/were maximized? ☐ Yes ☒ No If "Yes", explain:
5. In your estimation, if the proposed change is approved, are there upstream water rights that would be affected? ☐ Yes ☒ No If "Yes", describe how the rights would be affected and list the rights most affected:

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

☒ N/A

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

☒ N/A

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

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

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

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

☐ Yes ☒ No If "Yes", explain:

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

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

☐ Yes ☐ No If "Yes", explain:

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

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

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

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

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

- iv. Do you have any other observations regarding the temporary transfer?

☐ Yes ☐ No If "Yes", describe:

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

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

- i. "Injury" will occur to other water rights that share the same source?

☐ Yes ☒ No If "Yes", explain:

- ii. "Enlargement" of the water right being transferred will occur?

☐ Yes ☒ No If "Yes", explain:

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

☐ Yes ☒ No If "Yes", explain:

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

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

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

☐ A Headgate should be required prior to diverting water.

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

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

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

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

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

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

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

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

☐ Weir
☐ Parshall Flume
☐ Other: _____

☐ Submerged Orifice
☐ Flow Restrictor

Oregon Water Resources Department

Measurement Condition Information for the Applicant

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

Transfer #: T- 13856



In order to avoid enlargement of the right or injury to other rights, a **totalizing flow meter** will be required to be installed prior to diversion of water, as a condition of this transfer:



at each point of diversion/appropriation (new and existing) **OR**



at each new point of diversion/appropriation.

For additional information, or to obtain approval of a different type of measurement device, the applicant should contact the area Watermaster:

Watermaster name: Matt Anderson

District: 12

Address: 3125 Crosby Ave

City/State/Zip: Klamath Falls, OR 97603

Phone: 541-883-4182

Email: matthew.a.anderson@water.oregon.gov

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

Approval of an Alternate Measurement Device T-
(to be filled out after consultation with the applicant, or after a site visit)

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

 Watermaster signature

 District

 Date

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

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

**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 # **136702**

INVOICE # _____

RECEIVED FROM: Michael J. Plechaty
BY: Joyce Y. Plechaty

APPLICATION	"
PERMIT	
TRANSFER	1-13856

CASH: ☐ CHECK: # 2198 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 1,970.00

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 \$ 1970.00

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

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION _____ \$

RECEIPT: **136702**

DATED: 10-26-2021 BY: Mindy Carlson

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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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. If you have questions, call Customer Service at (503) 986-0801.
- ☒ Part 4 – Completed Applicant Information and Signature.
- ☒ Part 5 – Information about Water Rights to be Transferred: **How many water rights are to be transferred? 2** List them here: **C-58072 and C-58074**
Please include a separate Part 5 for each water right. (See instructions on page 6)

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Attachments:

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- ☒ 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):

- | | |
|--|--|
| <input type="checkbox"/> Application fee not enclosed/insufficient | <input type="checkbox"/> Map not included or incomplete |
| <input type="checkbox"/> Land Use Form not enclosed or incomplete | <input type="checkbox"/> Evidence of Use Form not enclosed or incomplete |
| <input type="checkbox"/> Additional signature(s) required | <input type="checkbox"/> Part _____ is incomplete |

Other/Explanation _____

Staff: _____ 503-986-0_____

Date: ____/____/____

Part 2 of 5 – Transfer Application Map

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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°).

[illegible]

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	\$1,160		
	Types of change proposed: <input checked="" type="checkbox"/> Place of Use <input type="checkbox"/> Character of Use <input 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> If only one change, this will be 0 Multiply line 2b by \$930 and enter » » » » » » » » » » » » » » » »			RECEIVED OCT 12 2021 OWRD	
2		2	0		
	Number of water rights included in transfer <u>2 (3a)</u> Subtract 1 from the number in 3a above: <u>1 (3b)</u> If only one water right this will be 0 Multiply line 3b by \$520 and enter » » » » » » » » » » » » » » » »				
3		3	\$520		
	Do you propose to add or change a well, or change from a surface water POD to a well? <input checked="" type="checkbox"/> No: enter 0 » <input type="checkbox"/> Yes: enter \$410 »				
4		4	0		
	Do you propose to change the place of use or character of use? <input type="checkbox"/> No: enter 0 on line 5 » <input checked="" type="checkbox"/> Yes: enter the cfs for the portions of the rights to be transferred (see example below*): <u>0.29 (5a)</u> Subtract 1.0 from the number in 5a above: <u>0 (5b)</u> If 5b is 0 or less, enter 0 on line 5 » If 5b is greater than 0, round up to the nearest whole number: <u>0 (5c)</u> and multiply 5c by \$350, then enter on line 5 » » » » » » » » » »			RECEIVED OCT 26 2021 OWRD	
5		5	0		
6	Add entries on lines 1 through 5 above » » » » » » » » » » Subtotal:	6	\$1,680		
	Is this transfer: <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		7			
8	Subtract line 7 from line 6 » » » » » » » » » » Transfer Fee:	8	\$1,680		

1. For irrigation calculate cfs for each water right involved as follows:
 - a. Divide total authorized cfs by total acres in the water right (for C12345, $1.25 \text{ cfs} \div 100 \text{ ac}$); then multiply by the number of acres to be transferred to get the transfer cfs ($\times 45 \text{ ac} = 0.56 \text{ cfs}$).
 - b. If the water right certificate does not list total cfs, but identifies the allowable use as 1/40 or 1/80 of a cfs per acre; multiply number of acres proposed for change by either 0.025 (1/40) or 0.0125 (1/80). (For C87654, $45.0 \text{ ac} \times 0.0125 \text{ cfs/ac} = 0.56 \text{ cfs}$)
2. Add cfs for the portions of water rights on all the land included in the transfer; however **do not count cfs for supplemental rights on acreage for which you have already calculated the cfs fee for the primary right on the same land**. The fee should be assessed only once for each "on the ground" acre included in the transfer. (In this example, blank 5a would be only 0.56 cfs, since both rights serve the same 45.0 acres. Blank 5b would be 0 and Line 5 would then also become 0).

TACS

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Michael J. Plechaty & Joyce Y. Plechaty Revocable Trust			PHONE NO. 530-908-4000	ADDITIONAL CONTACT NO.
ADDRESS 12964 Dumilieu Rd.			FAX NO.	
CITY Lakeview	STATE OR	ZIP 97630	E-MAIL raftepranch1@yahoo.com RAFTERRANCH1@YAHOO.COM	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

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

AGENT/BUSINESS NAME Hollie Cannon / Water Right Solutions LLC			PHONE NO. 541-821-5848	ADDITIONAL CONTACT NO.
ADDRESS 3246 Hammer St			FAX NO.	
CITY Klamath Falls	STATE OR	ZIP 97603	E-MAIL hcannon@waterrightsolutions.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.				

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Explain in your own words what you propose to accomplish with this transfer application, and why:
To improve water use efficiency and save labor we will install pivots. This transfer moves the water right to the footprint of the new irrigation system.

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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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).

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

Applicant signature

Michael J. Plechaty, Trustee
Print Name (and Title if applicable)

10/22/2021
Date

Applicant signature

Joyce Y. Plechaty, Trustee
Print Name (and Title if applicable)

10/22/2021
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.	
ADDRESS				FAX NO.	
CITY	STATE	ZIP	E-MAIL		

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OCT 26 2021 OCT 12 2021
OWRD OWRD

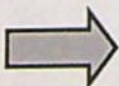
Describe any special ownership circumstances here: _____

- ☐ 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	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP



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

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

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

Part 5 of 5 – Water Right Information

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

CERTIFICATE # 58074

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Description of Water Delivery System

OCT 26 2021

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System capacity: 2.0 cubic feet per second (cfs) OR

900 gallons per minute (gpm)

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Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. There is a 75 horse power pump in the well and a 30 HP booster pumping into a mainline that provides pressure to sprinkler irrigate using pivots that were installed in 2021. In 2020 and before irrigation was accomplished using wheel lines and a couple big guns for the odd shape where the wheel lines could not reach.

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

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

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-)	Twp	Rng	Sec	¼	¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
Well #1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	LAKE 2909	41 S	18 E	13	NW	NE	2700	150' South & 50' East from S ¼ Corner Sec 12
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed								
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed								

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

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

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

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

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 # 58074

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

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.													Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.														
Twp	Rng		Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp		Rng		Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date				
41	S	18	E	12	NE	SE	2700		3.55	Irrigation	Well #1	6/26/1981	POU	41	S	18	E	12	NE	SE	2700		12.99		Well #1	6/26/1981		
41	S	18	E	12	NW	SE	2700		0.3	Irrigation	Well #1	6/26/1981	POU	41	S	18	E	12	NW	SE	2700		1.93		Well #1	6/26/1981		
41	S	18	E	12	SW	SE	2700		2.71	Irrigation	Well #1	6/26/1981	POU	41	S	19	E	7	NW	SW	900		0.05		Well #1	6/26/1981		
41	S	18	E	12	SE	SE	2700		1.67	Irrigation	Well #1	6/26/1981	POU															
41	S	18	E	13	NW	NE	2700		1.15	Irrigation	Well #1	6/26/1981	POU															
41	S	19	E	7	NW	SW	900		5.59	Irrigation	Well #1	6/26/1981	POU															
TOTAL ACRES:									14.97						TOTAL ACRES:									14.97				

Additional remarks: T 12985 removes Lakeview Water User water right by C 93497 so there will not be a water right conflict.

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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 # _____

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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

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 # 58072

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Description of Water Delivery System

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System capacity: 2.0 cubic feet per second (cfs) OR

900 gallons per minute (gpm)

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Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. There is a 75 horse power pump in the well and a 30 HP booster pumping into a mainline that provides pressure to sprinkler irrigate using pivots that were installed in 2021. In 2020 and before irrigation was accomplished using wheel lines and a couple big guns for the odd shape where the wheel lines could not reach.

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

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

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-)	Twp	Rng	Sec	¼	¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
Well #1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	LAKE 2909	41 S	18 E	13	NW	NE	2700	150' South & 50' East from S ¼ Corner Sec 12
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed								
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed								

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

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

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

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

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 # 58072

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

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.												Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.															
Twp	Rng		Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date		Twp	Rng		Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date				
41	S	18	E	12	SW	SW	2700		0.06	Irrigation	Well #1	5/1/1978	POU	41	S	18	E	12	NW	SE	2700		7.52		Well #1	6/26/1981		
41	S	18	E	12	SE	SW	2700		1.18	Irrigation	Well #1	5/1/1978	POU	41	S	18	E	12	SW	SE	2700		0.3		Well #1	6/26/1981		
41	S	18	E	13	NE	NW	2700		2.65	Irrigation	Well #1	5/1/1978																
41	S	18	E	13	NW	NW	2700		1.66	Irrigation	Well #1	5/1/1978																
41	S	18	E	13	SW	NW	2700		1.01	Irrigation	Well #1	5/1/1978																
41	S	18	E	14	NE	NE	2700		0.2	Irrigation	Well #1	5/1/1978																
41	S	18	E	14	SE	NE	2700		1.06	Irrigation	Well #1	5/1/1978																
TOTAL ACRES:									7.82						TOTAL ACRES:									7.82				

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Additional remarks: See note on above table 2 about T-12985.

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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 # _____.

RECEIVED**OCT 26 2021****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

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Application for Water Right Transfer

Evidence of Use Affidavit



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

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

State of Oregon)
) ss
County of LAKE)

I, MICHAEL J. PLECHATY & JOYCE Y. PLECHATY, in my capacity as TRUSTEES OF THE MICHAEL J. PLECHATY AND JOYCE Y. PLECHATY REVOCABLE TRUST,

mailing address 12964 DUMILIEU RD., LAKEVIEW, OR 97630

telephone number (530)908-4000, 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 # 58072 AND CERTIFICATE # 58074 **OR**

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

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

OR

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

(continues on reverse side)

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3. The water right was used for: (e.g., crops, pasture, etc.): PASTURE
4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

[Signature]
Signature of Affiant

9/20/21
Date

Signed and sworn to (or affirmed) before me this 20 day of Sept, 2021.



[Signature]
Notary Public for Oregon

My Commission Expires: Aug 12, 25

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

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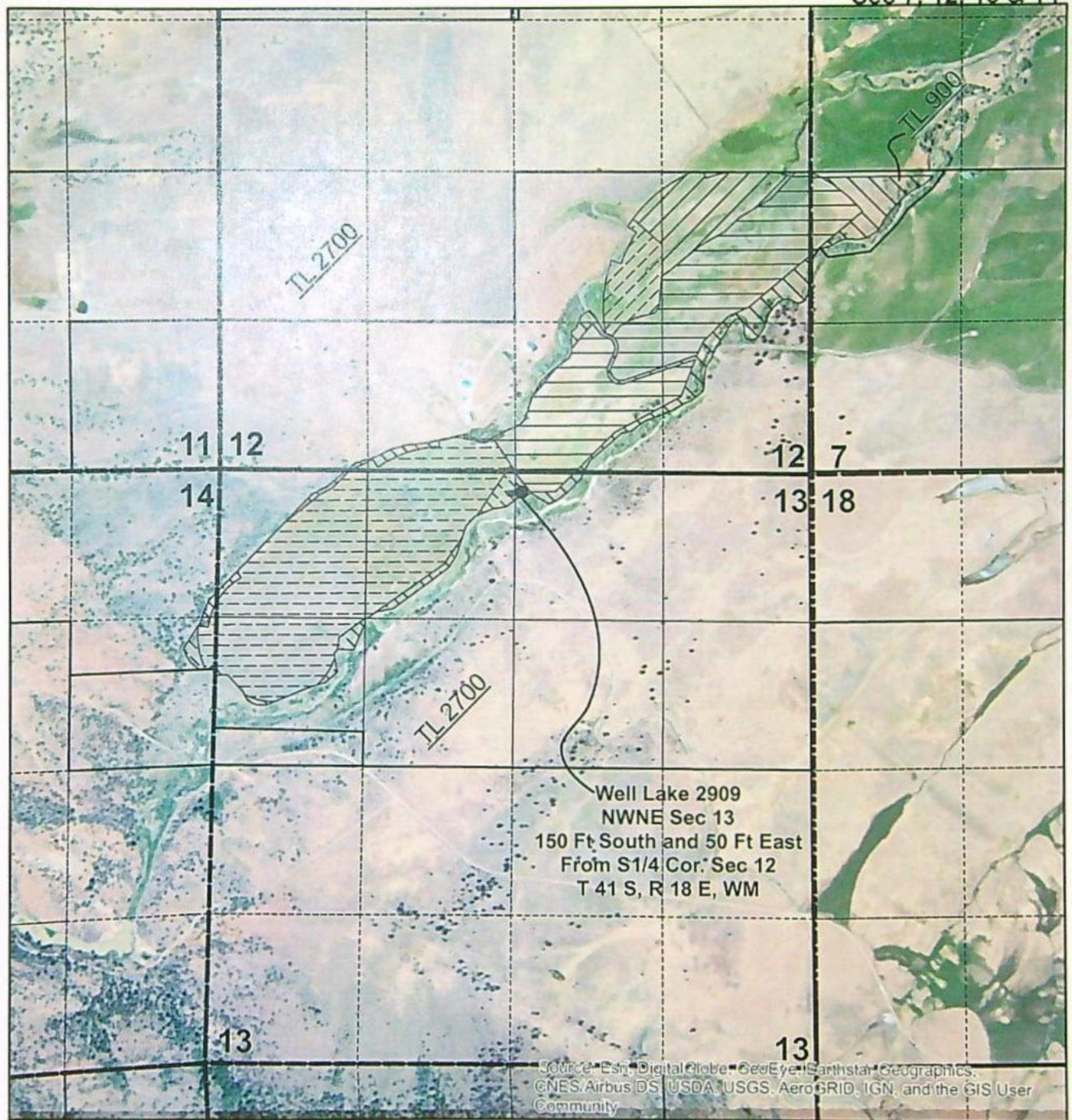
OCT 12 2021

OWRD 13856

Michael J Plechaty & Joyce Y Plechaty Revocable Trust

Proof of Use Map Certificates 58072 & 58074

T 41 S, R 18 & 19 E
Sec 7, 12, 13 & 14



Legend

- C 58072 No Change 71.68 ac
- C 58072 From 7.82 ac
- C 58072 To 7.82 ac
- C 58074 No Change 59.23 ac
- C 58074 From 14.97 ac
- C 58074 To 14.97 ac

● Well

N
1 inch = 1,320 feet

Note: This map is not intended to provide
legal dimensions or locations of property
ownership lines.

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12856
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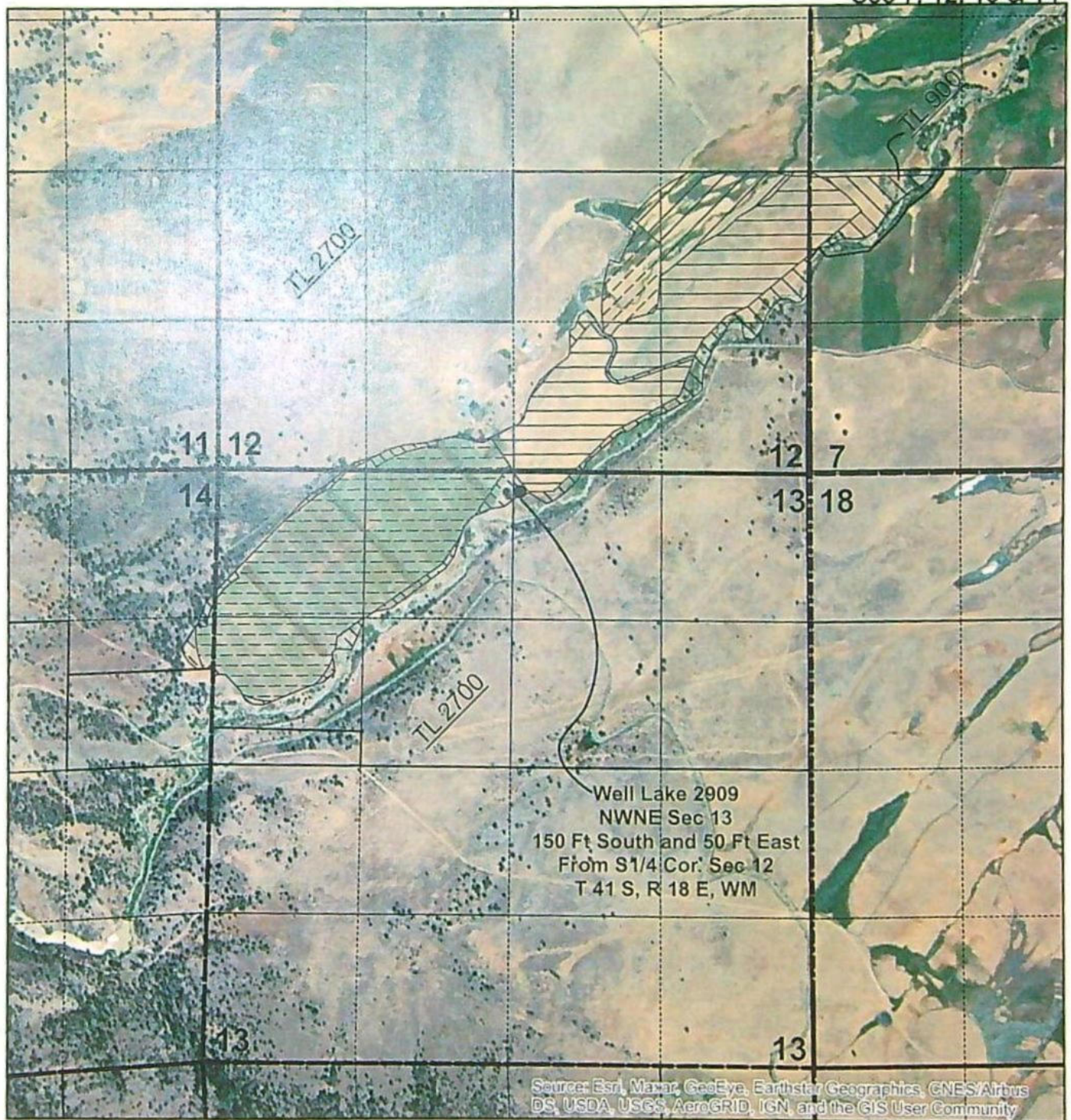
OCT 12 2021

OWRD








Michael J Plechaty & Joyce Y Plechaty Revocable Trust

Proof of Use Map Certificates 58072 & 58074

T 41 S, R 18 & 19 E
Sec 7, 12, 13 & 14



Legend

-  C 58072 No Change 71.68 ac
-  C 58072 From 7.82 ac
-  C 58072 To 7.82 ac
-  C 58074 No Change 59.23 ac
-  C 58074 From 14.97 ac
-  C 58074 To 14.97 ac
-  Well

N
1 inch = 1,320 feet

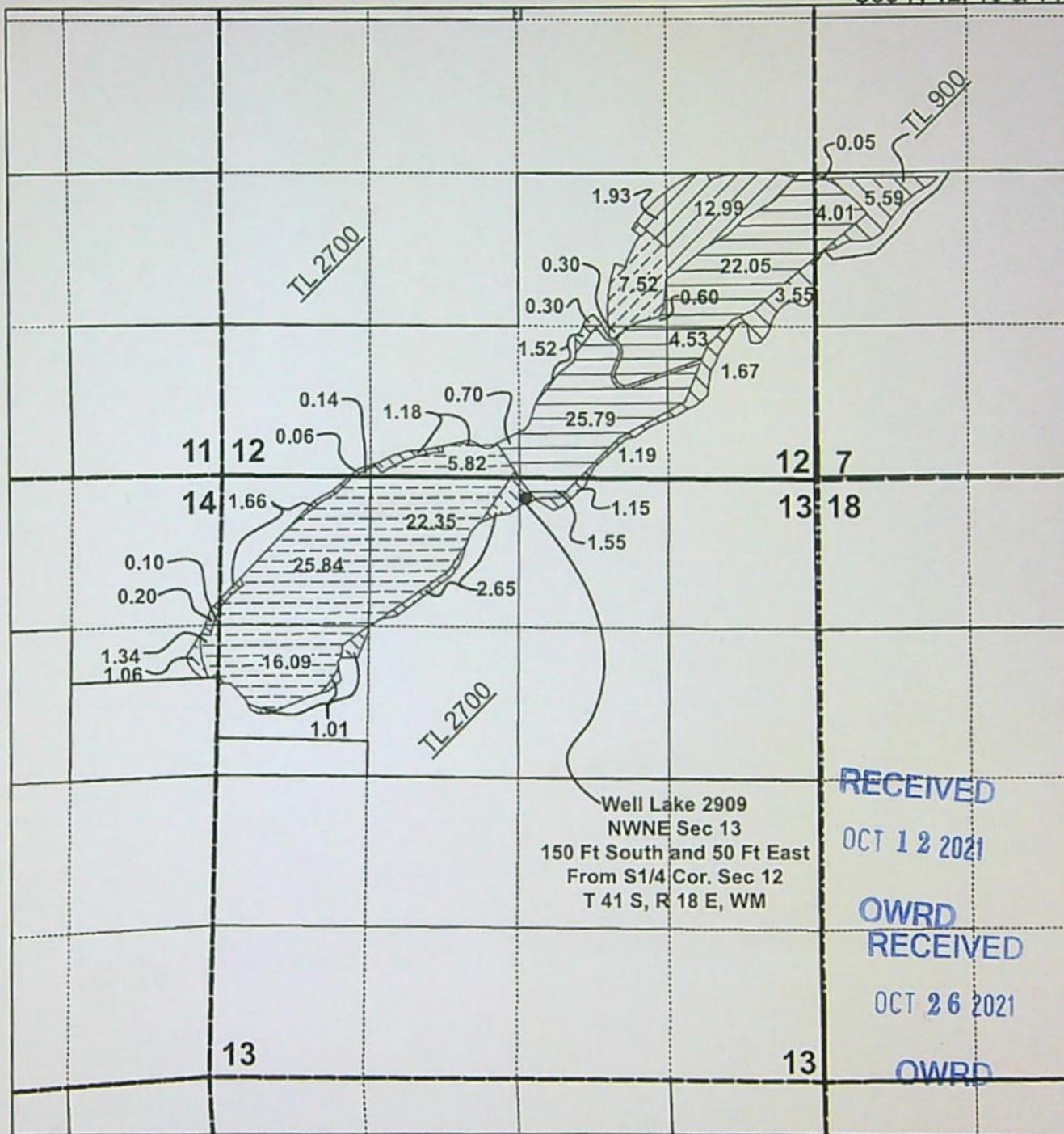
Note: This map is not intended to provide legal dimensions or locations of property ownership lines.

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Michael J Plechaty & Joyce Y Plechaty Revocable Trust
Water Right Transfer Application Map
Certificates 58072 & 58074

T 41 S, R 18 & 19 E
Sec 7, 12, 13 & 14



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Legend

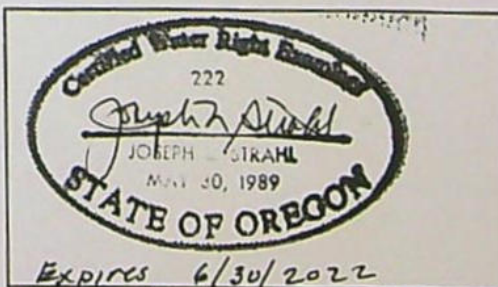
- C 58072 No Change 71.68 ac
- C 58072 From 7.82 ac
- C 58072 To 7.82 ac
- C 58074 No Change 59.23 ac
- C 58074 From 14.97 ac
- C 58074 To 14.97 ac

● Well

N



1 inch = 1,320 feet



Note: This map is not intended to provide legal dimensions or locations of property ownership lines.

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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.wrd.state.or.us

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NOTE TO APPLICANTS

OWRD

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.

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NOTE TO LOCAL GOVERNMENTS

OWRD

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.wrd.state.or.us

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Applicant(s): Michael J. Plechaty and Joyce Y. Plechaty Revocable Trust

Mailing Address: 12964 Dumilieu Rd.

City: LAKEVIEW

State: OR

Zip Code: 97630

Daytime Phone: 530-908-4000

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>41 S</u>	<u>18 E</u>	<u>12</u>	<u>SW SW</u>	<u>2700</u>	_____	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>irrigation</u>
<u>41 S</u>	<u>18 E</u>	<u>12</u>	<u>SE SW</u>	<u>2700</u>	_____	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>irrigation</u>
<u>41 S</u>	<u>18 E</u>	<u>12</u>	<u>NE SE</u>	<u>2700</u>	_____	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>irrigation</u>
<u>41 S</u>	<u>18 E</u>	<u>12</u>	<u>NW SE</u>	<u>2700</u>	_____	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>irrigation</u>
<u>41 S</u>	<u>18 E</u>	<u>12</u>	<u>SW SE</u>	<u>2700</u>	_____	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>irrigation</u>
<u>41 S</u>	<u>18 E</u>	<u>12</u>	<u>SE SE</u>	<u>2700</u>	_____	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>irrigation</u>
<u>41 S</u>	<u>18 E</u>	<u>13</u>	<u>NW NE</u>	<u>2700</u>	_____	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>irrigation</u>
<u>41 S</u>	<u>18 E</u>	<u>13</u>	<u>NE NW</u>	<u>2700</u>	_____	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>irrigation</u>
<u>41 S</u>	<u>18 E</u>	<u>13</u>	<u>NW NW</u>	<u>2700</u>	_____	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>irrigation</u>
<u>41 S</u>	<u>18 E</u>	<u>13</u>	<u>SW NW</u>	<u>2700</u>	_____	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>irrigation</u>
<u>41 S</u>	<u>18 E</u>	<u>14</u>	<u>NE NE</u>	<u>2700</u>	_____	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>irrigation</u>
<u>41 S</u>	<u>18 E</u>	<u>14</u>	<u>SE NE</u>	<u>2700</u>	_____	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>Irrigation</u>
<u>41 S</u>	<u>19 E</u>	<u>7</u>	<u>NW SW</u>	<u>900</u>	_____	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>Irrigation</u>

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

LAKE COUNTY

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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: 0.29 ☒ 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:

Transfer of groundwater rights to conform to conversion to pivot irrigation.

Note to applicant: If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt at the bottom of the next page and include it with the application filed with the Water Resources Department.

See bottom of Page 3. →

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13856

For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

Please check the appropriate box below and provide the requested information

- ☒ Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): Shake County Zoning Ordinance Article 2 (A-1 Zoning)
- ☐ 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:	
	RECEIVED	<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
	RECEIVED OCT 12 2021	<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
	OCT 26 2021 OWRD	<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
	OWRD	<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.

REMARKS
H-18-(name)- 900, 2700

Name: Darius Johnson Title: Planning Director
 Signature: [Signature] Phone: 541-947-6236 Date: 20 SEP 2021
 Government Entity: Lake County Planning Director

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: _____

Oregon Water Resources Department
Transfer Fee Calculation for Permanent (Non-District) Transfer

[Main](#) [Help](#)
[Return](#) [Contact Us](#)

Today's Date: Wednesday, October 13, 2021

Fee Calculation

Base Fee (includes one type of change to one water right for up to 1 cfs)

\$1,360.00

Fill in information below-- Check each box that applies.

Types of Change Proposed:

☒ Place of Use

☐ Point of Diversion (POD)/Appropriation (POA); and/or Additional POD/POA; and/or SW POD to GW POD

☐ Character of Use

\$0.00

Enter total number of water rights included in transfer.

\$610.00

☐ Check this box if you propose to add or change a well, or change from a surface water POD to a well.

Enter total number of groundwater wells (POAs) included in transfer.

\$0.00

☐ Check this box if you propose to change the place of use or character of use for a NON-irrigation right.

☐ Check this box if you propose to change the place of use or character of use for an irrigation right.

Total Transfer CFS(rounded up to the next whole cfs):

Subtotal:

\$1,970.00

Check each box that applies.

☐ The transfer is necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932.

☐ The transfer is endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat.

Discount:

Transfer Fee:

\$1,970.00

[Return to Edit](#) [Clear](#)

RECEIVED

OCT 26 2021

OWRD

Permanent Transfer Application Intake Completion Checklist

Check the Certificate(s) in WRIS

Transfer # T-13856

Checked by: <u>low</u>	Type of Change(s) Proposed: Mark the Proposed Changes	Substitution	Supplemental to Primary	<input checked="" type="checkbox"/> POU	<input type="checkbox"/> POD	<input type="checkbox"/> APOD
Date: <u>10/29/21</u>		Gov Action	Surface to Ground	<input type="checkbox"/> USE	<input type="checkbox"/> POA	<input type="checkbox"/> APOA
Fee Received: <u>1970.00</u>		How many rights to be Transferred?				
Calculated Fee: <u>1970.00</u>		Certificate # <u>58072</u> -NC				
Additional Observations:		<u>58074</u> -NC				

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 yes
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: accept App Date: 10/29/21

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		
	Type(s) of change proposed: <input type="checkbox"/> Place of Use <input type="checkbox"/> Character of Use <input type="checkbox"/> Point of Diversion/Appropriation Number of above boxes checked = _____ (2a) Subtract 1 from the number in line 2a = _____ (2b) If only one change, this will be 0. 2 Multiply line 2b by \$1,090 and enter » » » » » » » » » » » » » » » »	2	0		
	Number of water rights included in transfer _____ (3a) Subtract 1 from the number in 3a above: _____ (3b) If only one water right this will be 0 3 Multiply line 3b by \$610 and enter » » » » » » » » » » » » » » » »	3	0		
	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? <input type="checkbox"/> No: enter 0 » <input type="checkbox"/> Yes = \$480 (4a) If YES: enter the number of wells being proposed: _____ (4b) Subtract 1 from the number in line 4b = _____ (4c) If only one well this will be 0. Multiply line 4c by \$410 = _____ (4d) 4 Add lines 4a and 4d and enter » » » » » » » » » » » » » » » »	4	0		
	Do you propose to change the place of use or character of use? <input type="checkbox"/> No: enter 0 on line 5 » <input type="checkbox"/> 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	5	0		
6	Add entries on lines 1 through 5 above » » » » » » » » » » Subtotal:	6	0		
	Is this transfer: <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?				
7	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			