

Regular

Name Willamette Valley Land LLC
Paul Kuehne

Address PO Box 99
Lafayette OR 97127

Change in POD APD

Date Filed 3/4/2022

Initial notice date 2/15/2022

DPD issued date

PD issued date 12/2/2024

PD notice date 12/3/2024

Date of FO 3/11/2025 Vol 134 Page 65-73

C-Date

COBU due date

COBU Received date

Certificate issued

DESCRIPTION OF WATER RIGHT(S)

Name of Stream Crabtree Creek

Trib. of S. Santiam river

Use Irrigation County Linn

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

Name of ditch _____

App# 514510 Per # 510519 Cert # 119100 PR Date 3/14/2022

App# 522505 Per # 51738 Cert # 20900 PR Date 5/16/2021

App# 528905 Per # 52755 Cert # 24544 PR Date 11/18/1983

App# 549481 Per # 537003 Cert # 43292 PR Date 7/20/1972

App# 550381 Per # 537905 Cert # 40450 PR Date 4/9/1973

FEEES PAID
Date 2-4-2022 Amount \$5,300.00 Receipt # 137411

FEEES REFUNDED
Amount _____ Receipt # _____

Assignments: _____

Irrigation District _____

Agent Aspen rural Eric Orstadt @ hotmail.com

CWRE _____

CC's list Linn County land use

- Oversized map - Location _____

WATER RIGHT TRANSFER COVER SHEET

Transfer: T- 13911

Transfer Specialist: *Donite*

Transfer Type: Regular Transfer

Applicant: PAUL KUEHNE PO BOX 99 LAFAYETTE, OR 97127 Email: _____ Phone: _____	Agent: <input type="checkbox"/> N/A ERIC ANTHONY URSTADT 39290 NW MURTAUGH RD NORTH PLAINS, OR 97133 Email: _____ Phone: _____
Irrigation District: <input type="checkbox"/> N/A Email: _____	CWRE: <input type="checkbox"/> N/A Email: _____
Affected Local Gov'ts: <input type="checkbox"/> N/A Linn County Planning Department Email: _____	Affected Tribal Gov't: <input type="checkbox"/> N/A UNAVAILABLE Email: _____
Current Landowner if other than Applicant: <input type="checkbox"/> N/A Email: _____	Receiving Landowner: <input type="checkbox"/> N/A Email: _____

Water Rights Affected

File Marked	App. File # or Decree Name	Permit	Certificate	RR/CR Needed	RR/CR Nos.
<input type="checkbox"/>	S14516	S10519	11960	<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	S22505	S17738	20900	<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	S258905	S22755	244544	<input type="checkbox"/> Yes <input type="checkbox"/> No	

Key Dates & Initial Actions:

Rec'd: February 4, 2022	Proposed Action(s): ADDITIONAL POINT OF DIVERSION; PLACE OF USE	
Fees Pd: 5300.00	WM District: 16	ODFW District:
Initial Public Notice: February 15, 2022	WM Review sent:	ODFW Review sent:
Acknowledgement Letter Sent <input checked="" type="checkbox"/>		GW Review sent: <input type="checkbox"/> N/A
County sent cc: of Ack Letter <input type="checkbox"/>	BOR notified (date): <input type="checkbox"/> N/A	
Newspaper quote requested:	Request for news \$ sent:	News \$ received:
Request to publish sent:	Affidavit of publication received:	Last day of publication:

Document	Drafted	Peer Review	Changes Made	Coordinator	Changes Made	Signature Bin	Signature Date
DPD	Date: <u>2-26-24</u> Initials: <u>AL</u>	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: <u>7-30-24</u> Initials: <u>CC</u>	Date: <u>7-31-24</u> Initials: <u>AL</u>	CW Sent:	N/A
PD	Date: <u>9-26-24</u> Initials: <u>AL</u>	Date: <u>9-26-24</u> Initials: <u>RF</u>	Date: <u>9-27-24</u> Initials: <u>AL</u>	Date: <u>10-2-24</u> Initials: <u>CC</u>	Date: <u>10-3-24</u> Initials: <u>AL</u>	Date: <u>10-14-24</u> Date: <u>11-22-24</u>	Date: <u>12/2/24</u>
FO	Date: <u>2-10-25</u> Initials: <u>AL</u>	Date: <u>2-12-25</u> Initials: <u>AD</u>	Date: _____ Initials: _____	Date: <u>2-13-25</u> Initials: <u>CC</u>	Date: <u>2-13-25</u> Initials: <u>AL</u>	Date: <u>2-28-25</u>	Date: <u>3/11/2025</u>

Special Issues: _____

Special Order Volume: Vol. 134 Pages 65-73



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

Paul Kuehne
PO BOX 99
Lafayette, OR 97127

REFERENCE: Transfer Application T-13911

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, Dante Luongo, by telephone at (971) 304-5006 or by e-mail at Dante.J.Luongo@water.oregon.gov.

Sincerely,

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

cc: Gregory J. Wacker, Watermaster Dist. # 16 (via email)
Eric Anthony Urstadt, Agent
Linn County Planning Department, Local Government

Enclosure

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Transfer Application)
T-13911, Linn County)
)
) FINAL ORDER APPROVING AN
) ADDITIONAL POINT OF DIVERSION AND A
) CHANGE IN PLACES OF USE

Authority

Oregon Revised Statutes (ORS) 540.505 to 540.580 establish the process in which a water right holder may submit a request to transfer the point of diversion, 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

WILLAMETTE VALLEY LAND, LLC
C/O PAUL KUEHNE
PO BOX 99
LAFAYETTE, OR 97127

Findings of Fact

1. On February 4, 2022, Willamette Valley Land, LLC C/O Paul Kuehne filed an application for an additional point of diversion and to change the places of use under Certificates 11960, 20900, 24544, 43292, and 46456. The Department assigned the application number T-13911.
2. Notice of the application for transfer was published on February 15, 2022, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. On August 8, 2024, the Department sent a copy of the draft Preliminary Determination to the applicant, proposing to approve Transfer Application T-13911. The draft Preliminary Determination cover letter set forth a deadline of September 7, 2024, for the applicant to respond. The applicant requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer.

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

4. On December 2, 2024, The Department issued the Preliminary Determination, proposing to approve Transfer Application T-13911 and sent a copy to the applicant. Additionally, notice of the Preliminary Determination for the transfer application was published in the Department's weekly notice on December 4, 2024, and in the Lebanon Express newspaper on December 4 and 11, 2025, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notice.
5. On December 11, 2024, the Department was notified by the applicant's agent, that Condition #12, regarding water use measurement conditions, was added to the Preliminary Determination in error.
6. Upon reviewing the application and Watermaster Review, The Department concluded that the water use measurement device condition was ultimately not needed for this particular transfer, and has determined to remove the condition.
7. On January 13, 2025, the Department issued a Revised Preliminary Determination proposing to approve Transfer Application T-13911 and sent a copy to the applicant. Additionally, notice of the Preliminary Determination for the transfer application was published in the Department's weekly notice on January 14, 2025, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notice.
8. The portion of the first right to be transferred is as follows:

Certificate: 11960 in the name of LEE GAINES (perfected under Permit S-10519)
Use: IRRIGATION OF 26.0 ACRES
Priority Date: MARCH 14, 1932
Rate: 0.33 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, and shall conform to such reasonable rotation system as may be ordered by the proper state officer.
Source: CRABTREE CREEK, a tributary of SOUTH FORK SANTIAM RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
11 S	1 E	WM	7	SW NW	POD 1 - 340 FEET EAST OF THE NW CORNER OF THE SW 1/4 NW 1/4 OF SECTION 7

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
11 S	1 E	WM	7	SW NW	4.9
11 S	1 W	WM	12	SE NE	21.1
TOTAL					26.0

9. Transfer Application T-13911 proposes an additional point of diversion approximately 0.75 mile downstream to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
11 S	1 W	WM	1	SW SE	POD 6 - 760 FEET NORTH AND 1335 FEET EAST OF THE S 1/4 CORNER OF SECTION 1

10. Transfer Application T-13911 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
11 S	1 E	WM	7	SW NW	5.2
11 S	1 W	WM	12	SE NE	20.8
TOTAL					26.0

11. The second right to be transferred is as follows:

Certificate: 20900 in the name of L. E. SLAWTER (perfected under Permit S-17738)

Use: IRRIGATION OF 20.0 ACRES

Priority Date: MAY 6, 1947

Rate: 0.25 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 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: CRABTREE CREEK, a tributary of SOUTH SANTIAM RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	POD Name
11 S	1 W	WM	1	SE SE	POD 2

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
11 S	1 W	WM	1	SW SE	6.9
11 S	1 W	WM	1	SE SE	13.1
TOTAL					20.0

12. Transfer Application T-13911 proposes an additional point of diversion approximately 450.0 feet downstream to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
11 S	1 W	WM	1	SW SE	POD 6 - 760 FEET NORTH AND 1335 FEET EAST OF THE S 1/4 CORNER OF SECTION 1

13. Transfer Application T-13911 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
11 S	1 W	WM	1	SW SE	5.1
11 S	1 W	WM	1	SE SE	3.2
11 S	1 W	WM	12	NE NE	1.9
11 S	1 W	WM	12	NW NE	9.8
TOTAL					20.0

14. The third right to be transferred is as follows:

Certificate: 24544 in the name of L. E. AND ORA B. SLAWTER (perfected under Permit S-22755)

Use: IRRIGATION OF 20.0 ACRES

Priority Date: NOVEMBER 18, 1953

Rate: 0.25 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 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: CRABTREE CREEK, a tributary of SOUTH SANTIAM RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	POD Name
11 S	1 W	WM	1	SE SE	POD 3

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
11 S	1 W	WM	12	NE NE	14.5
11 S	1 W	WM	12	NW NE	5.5
TOTAL					20.0

15. Transfer Application T-13911 proposes an additional point of diversion approximately 450 feet downstream to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
11 S	1 W	WM	1	SW SE	POD 6 - 760 FEET NORTH AND 1335 FEET EAST OF THE S 1/4 CORNER OF SECTION 1

16. Transfer Application T-13911 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
11 S	1 W	WM	12	NE NE	1.3
11 S	1 W	WM	12	SW NE	7.7
11 S	1 W	WM	12	SE NE	11.0
TOTAL					20.0

17. The fourth right to be transferred is as follows:

Certificate: 43292 in the name of JOHN DEJONG (perfected under Permit S-37063)
Use: IRRIGATION OF 32.4 ACRES
Priority Date: JULY 20, 1972
Rate: 0.41 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 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.
Source: CRABTREE CREEK, a tributary of SOUTH SANTIAM RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
11 S	1 E	WM	7	SW NW	POD 4 - 1000 FEET NORTH AND 500 FEET EAST FROM THE WEST 1/4 CORNER OF SECTION 7

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
11 S	1 E	WM	7	SW NW	4.7
11 S	1 W	WM	12	SW NE	8.8
11 S	1 W	WM	12	SE NE	18.9
TOTAL					32.4

18. Transfer Application T-13911 proposes an additional point of diversion approximately 0.75 mile downstream to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
11 S	1 W	WM	1	SW SE	POD 6 - 760 FEET NORTH AND 1335 FEET EAST FROM THE S1/4 CORNER OF SECTION 1

19. Transfer Application T-13911 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
11 S	1 W	WM	12	SE NE	1.4
11 S	1 W	WM	12	NE SE	31.0
TOTAL					32.4

20. The fifth right to be transferred is as follows:

Certificate: 46456 in the name of PURMAN RICHEY (perfected under Permit S-37965)
Use: IRRIGATION OF 25.7 ACRES
Priority Date: APRIL 9, 1973
Rate: 0.32 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 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.
Source: CRABTREE CREEK, a tributary of SOUTH SANTIAM RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
11 S	1 W	WM	1	SE SE	POD 5 - 570 FEET NORTH AND 1620 FEET EAST FROM THE S1/4 CORNER OF SECTION 1

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
11 S	1 W	WM	12	NE NE	18.5
11 S	1 W	WM	12	NW NE	7.2
TOTAL					25.7

21. Transfer Application T-13911 proposes an additional point of diversion approximately 400 feet downstream to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
11 S	1 W	WM	1	SW SE	POD 6 - 760 FEET NORTH AND 1335 FEET EAST FROM THE SOUTH QUARTER OF SECTION 1

22. Transfer Application T-13911 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
11 S	1 W	WM	12	NE NE	25.7

23. The Oregon Department of Fish and Wildlife (ODFW) has determined that a fish screen is necessary at the new point of diversion to prevent fish from entering the diversion and that the diversion is not currently equipped with an appropriate fish screen. This diversion may be eligible for screening cost-share funds.

Transfer Review Criteria [OAR 690-380-0100(14), 690-380-4010(2) and 690-380-2110(2), and 690-380-2200]

24. Water has been used within the last five years 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.
25. A water delivery system sufficient to use the full amount of water allowed under the existing rights was present within the five-year period prior to submittal of Transfer Application T-13911.
26. The water rights are subject to transfer as defined in ORS 540.505(4) and OAR 690-380-0100(14).
27. The proposed points of diversion divert water from the same source of surface water as the authorized points of diversion, as required by OAR 690-380-2110(2).
28. The proposed changes, as conditioned, would not result in enlargement of the rights.
29. The proposed changes, as conditioned, would not result in injury to other existing water rights.
30. All other application requirements are met.

Conclusions of Law

The additional point of diversion and change in places of use proposed in Transfer Application T-13911 are consistent with the requirements of ORS 540.505 to 540.580 and OAR 690-380-5000.

Now, therefore, it is ORDERED:

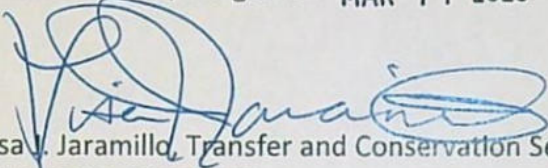
1. The additional point of diversion and change in places of use proposed in Transfer Application T-13911 are approved.
2. The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificates 11960, 20900, 24544, 43292, and 46456 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 points of diversion or new place of use.
4. Water right Certificates 11960, 20900, 24544, 43292, and 46456 are cancelled. A new certificate will be issued describing that portion of Certificate 11960 not affected by this transfer.

5. Under Certificate 11960, the quantity of water diverted at the new additional point of diversion (POD 6), together with that diverted at the original point of diversion (POD 1), shall not exceed the quantity of water lawfully available at the original point of diversion (POD 1).
6. Under Certificate 20900, the quantity of water diverted at the new additional point of diversion (POD 6), together with that diverted at the original point of diversion (POD 2), shall not exceed the quantity of water lawfully available at the original point of diversion (POD 2).
7. Under Certificate 24544, the quantity of water diverted at the new additional point of diversion (POD 6), together with that diverted at the original point of diversion (POD 3), shall not exceed the quantity of water lawfully available at the original point of diversion (POD 3).
8. Under Certificate 43292, the quantity of water diverted at the new additional point of diversion (POD 6), together with that diverted at the original point of diversion (POD 4), shall not exceed the quantity of water lawfully available at the original point of diversion (POD 4).
9. Under Certificate 46456, the quantity of water diverted at the new additional point of diversion (POD 6), together with that diverted at the original point of diversion (POD 5), shall not exceed the quantity of water lawfully available at the original point of diversion (POD 5).
10. Water shall be acquired from the same source of surface water as the original points of diversion.
11. The former place of use of the transferred rights shall no longer receive water under the rights.
12. Prior to diverting water, the water user shall install an approved fish screen at the new point of diversion and shall provide to the OWRD a written statement from Oregon Department of Fish and Wildlife (ODFW) that the installed screen meets the state's criteria, or that ODFW has determined a screen is not necessary.

The water user shall operate and maintain the fish screen at the new point of diversion consistent with ODFW's operational and maintenance standards. If ODFW determines the screen is not functioning properly, and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that OWRD regulate the use of water until OWRD receives notification from ODFW that the fish screen is functioning properly.

13. 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 changes and full beneficial use of the water.
14. 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 LINN

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO
LEE GAINES
SCIO, OR 97374

confirms the right to use the waters of CRABTREE CREEK, a tributary of SOUTH FORK SANTIAM RIVER for the purpose of IRRIGATION of 5.0 ACRES.

This right was perfected under Permit S-10519. The date of priority is MARCH 14, 1932. The amount of water to which this right is entitled and hereby confirmed, for the purpose aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.063 CUBIC FOOT PER SECOND measured at the point of diversion from the stream, or its equivalent in case of rotation.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
11 S	1 E	WM	7	SW NW	340 FEET EAST OF THE NW CORNER OF THE SW 1/4 NW 1/4 OF SECTION 7

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

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

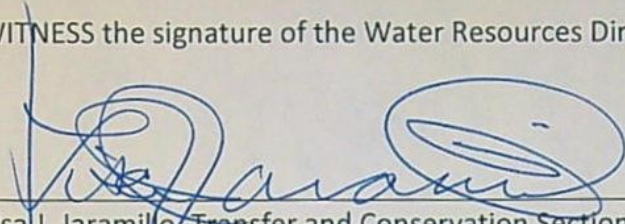
IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
11 S	1 W	WM	12	NE NW	5.0

This certificate describes that portion of water right Certificate 11960, 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-13911.

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.



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

**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 # **144186**

INVOICE # _____

RECEIVED FROM: <u>Willamette Valley Land</u>	APPLICATION
BY: <u>LLC, Inc</u>	PERMIT
<u>Paul Kuehn</u>	TRANSFER <u>T-13411</u>
CASH: <input type="checkbox"/> CHECK: # <u>1342</u> OTHER: (IDENTIFY) <input type="checkbox"/>	TOTAL REC'D <u>\$353.59</u>

1083 TREASURY 4170 WRD MISC CASH ACCT
0407 COPIES <u>4618</u> \$
<u>0207</u> OTHER: (IDENTIFY) <u>Newspaper Notice</u> \$ <u>353.59</u>
0243 I/S Lease _____ 0244 Muni Water Mgmt. Plan _____ 0245 Cons. Water _____

4270 WRD OPERATING ACCT		
MISCELLANEOUS		
0407 COPY & TAPE FEES		\$
0410 RESEARCH FEES		\$
0408 MISC REVENUE: (IDENTIFY) _____		\$
TC162 DEPOSIT LIAB. (IDENTIFY) _____		\$
0240 EXTENSION OF TIME		\$
WATER RIGHTS:		
0201 SURFACE WATER	EXAM FEE \$	0202 RECORD FEE \$
0203 GROUND WATER	\$	0204 \$
0205 TRANSFER	\$	
WELL CONSTRUCTION		
0218 WELL DRILL CONSTRUCTOR	EXAM FEE \$	0219 LICENSE FEE \$
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: **144186** DATED: 11-14-24 BY: [Signature]

Notice of Preliminary Determination for Water Right Transfer T-13911

T-13911 filed by Willamette Valley Land LLC, c/o Paul Kuehne PO Box 99 Lafayette, OR 97127, proposes an additional point of diversion and changes in places of use under Certificates 11960, 20900, 24544, 43292, and 46454. Certificate 11960 allows the use of 0.33 cubic foot per second (cfs) from Crabtree Creek in Sec. 7, T11S, R1E, WM for irrigation in Sec. 7, T11S, R1E, WM and Sec 12, T11S R1W, WM. The applicant proposes an additional point of diversion in Sec. 1, T11S, R1W, WM and to change the place of use within Sec. 7 T11S, R1E, WM and Sec. 12, T11S, R1W, WM. Certificate 20900 allows the use of 0.25 cfs from Crabtree Creek in Sec. 1, T11S, R1W, WM for irrigation in Sec. 1 T11S, R1W, WM. The applicant proposes an additional point of diversion in Sec. 1, T11S, R1W, WM and to change the place of use to Sects. 1 and 12, T11S, R1W, WM. Certificate 24544 allows the use of 0.25 cfs from Crabtree Creek in Sec. 1, T11S, R1W, WM for irrigation in Sec. 12, T11S, R1W, WM. The applicant proposes an additional point of diversion in Sec. 1, T11S, R1W, WM and to change the place of use within Sec. 12, T11S, R1W, WM. Certificate 43292 allows the use of 0.41 cfs from Crabtree Creek in Sec. 7, T11S, R1E, WM for irrigation in Sec. 7, T11S, R1E, WM, and Sec. 12, T11S, R1W, WM. The applicant proposes an additional point of diversion in Sec. 1, T11S, R1W, WM and to change the place of use within Sec. 12, T11S, R1W, WM. Certificate 46456 allows the use of 0.32 cfs from Crabtree Creek in Sec. 1, T11S, R1W, WM for irrigation in Sec. 12, T11S, R1W, WM. The applicant proposes an additional point of appropriation in Sec. 1, T11S, R1W, WM, and to change the place of use within Sec. 12, T11S, R1W, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

Any person may file, jointly or severally, a protest or standing statement within 30 days after the last date of newspaper publication of this notice, 12/11/2024. Call (503) 986-0935 to obtain additional information. If no protests are filed, the Department will issue a final order consistent with the preliminary determination.

Affidavit of Publication

STATE OF OREGON COUNTY OF LINN

I, Chris Chapman, being first duly sworn, depose and say that I am the Publisher of The New Era, a newspaper of general circulation as defined by ORS 193.010 and 193.020: printed and published at Sweet Home in the aforesaid county and state; that I know from my personal knowledge that the

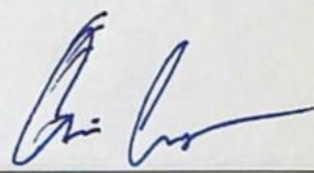
Water Right Transfer T-13911

a printed copy of which is hereto annexed, was Published in the entire issue of said newspaper For 1 successive and consecutive week(s) in the following issue(s):

12/04/2024

12/11/2024

\$294.66

Publisher 

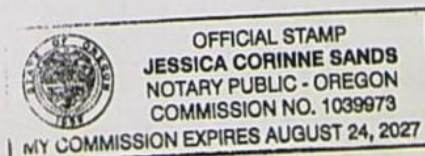
subscribed and sworn before me on: January 10 2025

Jessica C. Sands

Notary Public of Oregon

My Commission expires: August 24, 2027

Received
JAN 13 2025
OWRD



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

In the Matter of Transfer Application)	REVISED
T-13911, Linn County)	PRELIMINARY DETERMINATION
)	PROPOSING APPROVAL OF AN
)	ADDITIONAL POINT OF DIVERSION AND A
)	CHANGE IN PLACES OF USE

Authority

Oregon Revised Statutes (ORS) 540.505 to 540.580 establish the process in which a water right holder may submit a request to transfer the point of diversion, 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

WILLAMETTE VALLEY LAND, LLC
C/O PAUL KUEHNE
PO BOX 99
LAFAYETTE, OR 97127

Findings of Fact

1. On February 4, 2022, WILLAMETTE VALLEY LAND, LLC C/O PAUL KUEHNE filed an application for an additional point of diversion and to change the places of use under Certificates 11960, 20900, 24544, 43292, and 46456. The Department assigned the application number T-13911.
2. Notice of the application for transfer was published on February 15, 2022, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. On August 8, 2024, the Department sent a copy of the draft Preliminary Determination to the applicant, proposing to approve Transfer Application T-13911. The draft Preliminary Determination cover letter set forth a deadline of September 7, 2024, for the applicant to respond. The applicant requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer.
4. On December 2, 2024, The Department issued the Preliminary Determination, proposing to approve Transfer Application T-13911 and sent a copy to the applicant.

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.

5. On December 11, 2024, the Department was notified by the applicant's agent, that Condition #12, regarding water use measurement conditions, was added to the Preliminary Determination in error.
6. Upon reviewing the application and Watermaster Review, The Department concluded that the water use measurement device condition was ultimately not needed for this particular transfer, and has determined to remove the condition.
7. The portion of the first right to be transferred is as follows:

Certificate: 11960 in the name of LEE GAINES (perfected under Permit S-10519)
Use: IRRIGATION OF 26.0 ACRES
Priority Date: MARCH 14, 1932
Rate: 0.33 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, and shall conform to such reasonable rotation system as may be ordered by the proper state officer.
Source: CRABTREE CREEK, a tributary of SOUTH FORK SANTIAM RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
11 S	1 E	WM	7	SW NW	POD 1 - 340 FEET EAST OF THE NW CORNER OF THE SW 1/4 NW 1/4 OF SECTION 7

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
11 S	1 E	WM	7	SW NW	4.9
11 S	1 W	WM	12	SE NE	21.1
TOTAL					26.0

8. Transfer Application T-13911 proposes an additional point of diversion approximately 0.75 mile downstream to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
11 S	1 W	WM	1	SW SE	POD 6 - 760 FEET NORTH AND 1335 EAST OF THE S 1/4 CORNER OF SECTION 1

9. Transfer Application T-13911 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
11 S	1 E	WM	7	SW NW	5.2
11 S	1 W	WM	12	SE NE	20.8
TOTAL					26.0

10. The second right to be transferred is as follows:

Certificate: 20900 in the name of L. E. SLAWTER (perfected under Permit S-17738)

Use: IRRIGATION OF 20.0 ACRES
Priority Date: MAY 6, 1947
Rate: 0.25 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 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.
Source: CRABTREE CREEK, a tributary of SOUTH SANTIAM RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q
11 S	1 W	WM	1	SE SE

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
11 S	1 W	WM	1	SW SE	6.9
11 S	1 W	WM	1	SE SE	13.1
TOTAL					20.0

- Certificate 20900 does not describe the location of the authorized point of diversion however, the applicant has provided it with a name, POD 2, to identify this POD in the transfer.
- Transfer Application T-13911 proposes an additional point of diversion approximately 450.0 feet downstream to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
11 S	1 W	WM	1	SW SE	POD 6 - 760 FEET NORTH AND 1335 EAST OF THE S 1/4 CORNER OF SECTION 1

- Transfer Application T-13911 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
11 S	1 W	WM	1	SW SE	5.1
11 S	1 W	WM	1	SE SE	3.2
11 S	1 W	WM	12	NE NE	1.9
11 S	1 W	WM	12	NW NE	9.8
TOTAL					20.0

- The third right to be transferred is as follows:

Certificate: 24544 in the name of L. E. AND ORA B. SLAWTER (perfected under Permit S-22755)
Use: IRRIGATION OF 20.0 ACRES
Priority Date: NOVEMBER 18, 1953
Rate: 0.25 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 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: CRABTREE CREEK, a tributary of SOUTH SANTIAM RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q
11 S	1 W	WM	1	SE SE

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
11 S	1 W	WM	12	NE NE	14.5
11 S	1 W	WM	12	NW NE	5.5
TOTAL					20.0

15. Certificate 24544 does not describe the location of the authorized point of diversion however, the applicant has provided it with a name, POD 3, to identify this POD in the transfer.
16. Transfer Application T-13911 proposes an additional point of diversion approximately 450 feet downstream to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
11 S	1 W	WM	1	SW SE	POD 6 - 760 FEET NORTH AND 1335 EAST OF THE S 1/4 CORNER OF SECTION 1

17. Transfer Application T-13911 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
11 S	1 W	WM	12	NE NE	1.3
11 S	1 W	WM	12	SW NE	7.7
11 S	1 W	WM	12	SE NE	11
TOTAL					20.0

18. The fourth right to be transferred is as follows:

Certificate: 43292 in the name of JOHN DEJONG (perfected under Permit S-37063)

Use: IRRIGATION OF 32.4 ACRES

Priority Date: JULY 20, 1972

Rate: 0.41 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

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

Source: CRABTREE CREEK, a tributary of SOUTH SANTIAM RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
11 S	1 E	WM	7	SW NW	POD 4 - 1000 FEET NORTH AND 500 FEET EAST FROM THE WEST 1/4 CORNER OF SECTION 7

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
11 S	1 E	WM	7	SW NW	4.7
11 S	1 W	WM	12	SW NE	8.8
11 S	1 W	WM	12	SE NE	18.9
TOTAL					32.4

19. Transfer Application T-13911 proposes an additional point of diversion approximately 0.75 mile downstream to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
11 S	1 W	WM	1	SW SE	POD 6 - 760 FEET NORTH AND 1335 FEET EAST FROM THE S1/4 CORNER OF SECTION 1

20. Transfer Application T-13911 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
11 S	1 W	WM	12	SE NE	1.4
11 S	1 W	WM	12	NE SE	31.0
TOTAL					32.4

21. The fifth right to be transferred is as follows:

Certificate: 46456 in the name of PURMAN RICHEY (perfected under Permit S-37965)
Use: IRRIGATION OF 25.7 ACRES
Priority Date: APRIL 9, 1973
Rate: 0.32 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 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: CRABTREE CREEK, a tributary of SOUTH SANTIAM RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
11 S	1 W	WM	1	SE SE	POD 5 - 570 FEET NORTH AND 1620 FEET EAST FROM THE S1/4 CORNER OF SECTION 1

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
11 S	1 W	WM	12	NE NE	18.5
11 S	1 W	WM	12	NW NE	7.2
TOTAL					25.7

22. Transfer Application T-13911 proposes an additional point of diversion approximately 400 feet downstream to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
11 S	1 W	WM	1	SW SE	POD 6 - 760 FEET NORTH AND 1335 EAST FROM THE SOUTH QUARTER OF SECTION 1

23. Transfer Application T-13911 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
11 S	1 W	WM	12	NE NE	25.7

24. The Oregon Department of Fish and Wildlife (ODFW) has determined that a fish screen is necessary at the new point of diversion to prevent fish from entering the diversion and that the diversion is not currently equipped with an appropriate fish screen. This diversion may be eligible for screening cost-share funds.

Transfer Review Criteria [OAR 690-380-0100(14), 690-380-4010(2) and 690-380-2110(2), and 690-380-2200]

25. Water has been used within the last five years 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.
26. A water delivery system sufficient to use the full amount of water allowed under the existing rights was present within the five-year period prior to submittal of Transfer Application T-13911.
27. The water rights are subject to transfer as defined in ORS 540.505(4) and OAR 690-380-0100(14).
28. The proposed point of diversion diverts water from the same source of surface water as the authorized points of diversion, as required by OAR 690-380-2110(2).
29. The proposed changes, as conditioned, would not result in enlargement of the rights.
30. The proposed changes, as conditioned, would not result in injury to other existing water rights.

31. All other application requirements are met.

Determination and Proposed Action

The additional point of diversion and change in places of use proposed in Transfer Application T-13911 appear to be consistent with the requirements of ORS 540.505 to 540.580 and OAR 690-380-5000. If protests are not filed pursuant to OAR 690-380-4030, the transfer application will be approved.

If Transfer Application T-13911 is approved, the final order will include the following:

- 1. The additional point of diversion and change in places of use proposed in Transfer Application T-13911 are approved.*
- 2. The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificates 11960, 20900, 24544, 43292, and 46456 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 points of diversion or new place of use.*
- 4. Water right Certificates 11960, 20900, 24544, 43292, and 46456 are cancelled. A new certificate will be issued describing that portion of Certificate 11960 not affected by this transfer.*
- 5. Under Certificate 11960, the quantity of water diverted at the new additional point of diversion (POD 6), together with that diverted at the original point of diversion (POD 1), shall not exceed the quantity of water lawfully available at the original point of diversion (POD 1).*
- 6. Under Certificate 20900, the quantity of water diverted at the new additional point of diversion (POD 6), together with that diverted at the original point of diversion (POD 2), shall not exceed the quantity of water lawfully available at the original point of diversion (POD 2).*
- 7. Under Certificate 24544, the quantity of water diverted at the new additional point of diversion (POD 6), together with that diverted at the original point of diversion (POD 3), shall not exceed the quantity of water lawfully available at the original point of diversion (POD 3).*
- 8. Under Certificate 43292, the quantity of water diverted at the new additional point of diversion (POD 6), together with that diverted at the original point of diversion (POD 4), shall not exceed the quantity of water lawfully available at the original point of diversion (POD 4).*

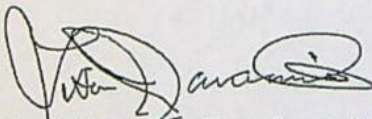
9. *Under Certificate 46456, the quantity of water diverted at the new additional point of diversion (POD 6), together with that diverted at the original point of diversion (POD 5), shall not exceed the quantity of water lawfully available at the original point of diversion (POD 5).*
10. *Water shall be acquired from the same source of surface water as the original points of diversion.*
11. *The former place of use of the transferred rights shall no longer receive water under the rights.*
12. *Prior to diverting water, the water user shall install an approved fish screen at the new point of diversion and shall provide to the OWRD a written statement from Oregon Department of Fish and Wildlife (ODFW) that the installed screen meets the state's criteria, or that ODFW has determined a screen is not necessary.*

The water user shall operate and maintain the fish screen at the new point of diversion consistent with ODFW's operational and maintenance standards. If ODFW determines the screen is not functioning properly, and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that OWRD regulate the use of water until OWRD receives notification from ODFW that the fish screen is functioning properly.

13. *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 changes and full beneficial use of the water.*
14. *After satisfactory proof of beneficial use is received, new certificates confirming the rights transferred will be issued.*

Dated in Salem, Oregon on

JAN 13 2025



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

This Preliminary Determination was prepared by Kelly Starnes. If you have questions about the information in this document, you may reach me at 503 979-3511 or Patrick.K.Starnes@water.oregon.gov.

Protests

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

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

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

Requests for Standing

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

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

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

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

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

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

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

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

Notice Regarding Servicemembers: Active duty servicemembers have a right to stay proceedings under the federal Servicemembers Civil Relief Act. For more information contact the Oregon State Bar at 1-800-452-8260, the Oregon Military Department at 971-355-4420, or the nearest United States Armed Forces Legal Assistance Office through <http://legalassistance.law.af.mil>. The Oregon Military Department does not have a toll free number.

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 1-(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.



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

January 13, 2025

VIA CERTIFIED MAIL AND E-MAIL

WILLAMETTE VALLEY LAND, LLC
C/O PAUL KUEHNE
PO BOX 99
LAFAYETTE, OR 97127

SUBJECT: Water Right Transfer Application T-13911

Please find enclosed the Revised Preliminary Determination indicating that, based on the information available, the Department intends to approve application T-13911. 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.

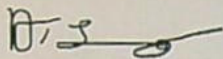
A public notice is being published in the Department's weekly publication, simultaneously with issuance of the Preliminary Determination. The notice initiates a period in which any person may file either a protest opposing the decision proposed by the Department in the Preliminary Determination or a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

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 971 304-5006 or Dante.J.Luongo@water.oregon.gov, if I may be of assistance.

Sincerely,

A handwritten signature in black ink, appearing to read 'D. Luongo', with a long horizontal flourish extending to the right.

Dante Luongo
Transfer Specialist
Transfer and Conservation Section

cc: Transfer Application file T-13911
Gregory J. Wacker, District 16 Watermaster (*via e-mail*)
Eric Anthony Urstadt, Agent for the applicant (*via e-mail*)

encs



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

DEC 2 - 2024

VIA CERTIFIED MAIL AND E-MAIL

WILLAMETTE VALLEY LAND, LLC
C/O PAUL KUEHNE
PO BOX 99
LAFAYETTE, OR 97127

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Please find enclosed the Preliminary Determination indicating that, based on the information available, the Department intends to approve application T-13911. 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.

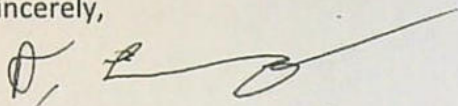
A public notice is being published in the Department's weekly publication and in the Lebanon Express newspaper, simultaneously with issuance of the Preliminary Determination. The notice initiates a period in which any person may file either a protest opposing the decision proposed by the Department in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

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 971 304-5006 or Dante.J.Luongo@water.oregon.gov, if I may be of assistance.

Sincerely,

A handwritten signature in black ink, appearing to read 'D. Luongo', with a long horizontal flourish extending to the right.

Dante Luongo
Transfer Specialist
Transfer and Conservation Section

cc: Transfer Application file T-13911
Gregory J. Wacker, District 16 Watermaster (*via e-mail*)
Eric Anthony Urstadt, Agent for the applicant (*via e-mail*)

encs

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Transfer Application)
T-13911, Linn County)
)
) PRELIMINARY DETERMINATION
) PROPOSING APPROVAL OF AN
) ADDITIONAL POINT OF DIVERSION AND A
) CHANGE IN PLACES OF USE

Authority

Oregon Revised Statutes (ORS) 540.505 to 540.580 establish the process in which a water right holder may submit a request to transfer the point of diversion, 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

WILLAMETTE VALLEY LAND, LLC
C/O PAUL KUEHNE
PO BOX 99
LAFAYETTE, OR 97127

Findings of Fact

1. On February 4, 2022, WILLAMETTE VALLEY LAND, LLC C/O PAUL KUEHNE filed an application for an additional point of diversion and to change the places of use under Certificates 11960, 20900, 24544, 43292, and 46456. The Department assigned the application number T-13911.
2. Notice of the application for transfer was published on February 15, 2022, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. On August 8, 2024, the Department sent a copy of the draft Preliminary Determination to the applicant, proposing to approve Transfer Application T-13911. The draft Preliminary Determination cover letter set forth a deadline of September 7, 2024, for the applicant to respond. The applicant requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer.
4. The portion of the first right to be transferred is as follows:
Certificate: 11960 in the name of LEE GAINES (perfected under Permit S-10519)

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.

Use: IRRIGATION OF 26.0 ACRES
Priority Date: MARCH 14, 1932
Rate: 0.33 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, and shall conform to such reasonable rotation system as may be ordered by the proper state officer.
Source: CRABTREE CREEK, a tributary of SOUTH FORK SANTIAM RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
11 S	1 E	WM	7	SW NW	POD 1 - 340 FEET EAST OF THE NW CORNER OF THE SW 1/4 NW 1/4 OF SECTION 7

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
11 S	1 E	WM	7	SW NW	4.9
11 S	1 W	WM	12	SE NE	21.1
TOTAL					26.0

5. Transfer Application T-13911 proposes an additional point of diversion approximately 0.75 mile downstream to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
11 S	1 W	WM	1	SW SE	POD 6 - 760 FEET NORTH AND 1335 EAST OF THE S 1/4 CORNER OF SECTION 1

6. Transfer Application T-13911 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
11 S	1 E	WM	7	SW NW	5.2
11 S	1 W	WM	12	SE NE	20.8
TOTAL					26.0

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

Certificate: 20900 in the name of L. E. SLAWTER (perfected under Permit S-17738)
Use: IRRIGATION OF 20.0 ACRES
Priority Date: MAY 6, 1947
Rate: 0.25 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 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.
Source: CRABTREE CREEK, a tributary of SOUTH SANTIAM RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q
11 S	1 W	WM	1	SE SE

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
11 S	1 W	WM	1	SW SE	6.9
11 S	1 W	WM	1	SE SE	13.1
TOTAL					20.0

8. Transfer Application T-13911 proposes an additional point of diversion approximately 450.0 feet downstream to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
11 S	1 W	WM	1	SW SE	POD 6 - 760 FEET NORTH AND 1335 EAST OF THE S 1/4 CORNER OF SECTION 1

9. Transfer Application T-13911 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
11 S	1 W	WM	1	SW SE	5.1
11 S	1 W	WM	1	SE SE	3.2
11 S	1 W	WM	12	NE NE	1.9
11 S	1 W	WM	12	NW NE	9.8
TOTAL					20.0

10. The third right to be transferred is as follows:

Certificate: 24544 in the name of L. E. AND ORA B. SLAWTER (perfected under Permit S-22755)

Use: IRRIGATION OF 20.0 ACRES

Priority Date: NOVEMBER 18, 1953

Rate: 0.25 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 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: CRABTREE CREEK, a tributary of SOUTH SANTIAM RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q
11 S	1 W	WM	1	SE SE

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
11 S	1 W	WM	12	NE NE	14.5
11 S	1 W	WM	12	NW NE	5.5
TOTAL					20.0

11. Transfer Application T-13911 proposes an additional point of diversion approximately 450 feet downstream to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
11 S	1 W	WM	1	SW SE	POD 6 - 760 FEET NORTH AND 1335 EAST OF THE S 1/4 CORNER OF SECTION 1

12. Transfer Application T-13911 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
11 S	1 W	WM	12	NE NE	1.3
11 S	1 W	WM	12	SW NE	7.7
11 S	1 W	WM	12	SE NE	11
TOTAL					20.0

13. The fourth right to be transferred is as follows:

Certificate: 43292 in the name of JOHN DEJONG (perfected under Permit S-37063)

Use: IRRIGATION OF 32.4 ACRES

Priority Date: JULY 20, 1972

Rate: 0.41 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 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: CRABTREE CREEK, a tributary of SOUTH SANTIAM RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
11 S	1 E	WM	7	SW NW	POD 4 - 1000 FEET NORTH AND 500 FEET EAST FROM THE WEST 1/4 CORNER OF SECTION 7

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
11 S	1 E	WM	7	SW NW	4.7
11 S	1 W	WM	12	SW NE	8.8
11 S	1 W	WM	12	SE NE	18.9
TOTAL					32.4

14. Transfer Application T-13911 proposes an additional point of diversion approximately 0.75 mile downstream to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
11 S	1 W	WM	1	SW SE	POD 6 - 760 FEET NORTH AND 1335 FEET EAST FROM THE S1/4 CORNER OF SECTION 1

15. Transfer Application T-13911 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
11 S	1 W	WM	12	SE NE	1.4
11 S	1 W	WM	12	NE SE	31.0
TOTAL					32.4

16. The fifth right to be transferred is as follows:

Certificate: 46456 in the name of PURMAN RICHEY (perfected under Permit S-37965)
Use: IRRIGATION OF 25.7 ACRES
Priority Date: APRIL 9, 1973
Rate: 0.32 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 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.
Source: CRABTREE CREEK, a tributary of SOUTH SANTIAM RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
11 S	1 W	WM	1	SE SE	POD 5 - 570 FEET NORTH AND 1620 FEET EAST FROM THE S1/4 CORNER OF SECTION 1

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
11 S	1 W	WM	12	NE NE	18.5
11 S	1 W	WM	12	NW NE	7.2
TOTAL					25.7

17. Transfer Application T-13911 proposes an additional point of diversion approximately 400 feet downstream to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
11 S	1 W	WM	1	SW SE	POD 6 - 760 FEET NORTH AND 1335 EAST FROM THE SOUTH QUARTER OF SECTION 1

18. Transfer Application T-13911 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
11 S	1 W	WM	12	NE NE	25.7

19. The Oregon Department of Fish and Wildlife (ODFW) has determined that a fish screen is necessary at the new point of diversion to prevent fish from entering the diversion and that the diversion is not currently equipped with an appropriate fish screen. This diversion may be eligible for screening cost-share funds.

Transfer Review Criteria [OAR 690-380-0100(14), 690-380-4010(2) and 690-380-2110(2), and 690-380-2200]

20. Water has been used within the last five years 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.

21. A water delivery system sufficient to use the full amount of water allowed under the existing rights was present within the five-year period prior to submittal of Transfer Application T-13911.

22. The water rights are subject to transfer as defined in ORS 540.505(4) and OAR 690-380-0100(14).

23. The proposed point of diversion diverts water from the same source of surface water as the authorized points of diversion, as required by OAR 690-380-2110(2).

24. The proposed changes, as conditioned, would not result in enlargement of the rights.

25. The proposed changes, as conditioned, would not result in injury to other existing water rights.

26. All other application requirements are met.

Determination and Proposed Action

The additional point of diversion and change in places of use proposed in Transfer Application T-13911 appear to be consistent with the requirements of ORS 540.505 to 540.580 and OAR 690-380-5000. If protests are not filed pursuant to OAR 690-380-4030, the transfer application will be approved.

If Transfer Application T-13911 is approved, the final order will include the following:

- 1. The additional point of diversion and change in places of use proposed in Transfer Application T-13911 are approved.*

2. *The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificates 11960, 20900, 24544, 43292, and 46456 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 points of diversion or new place of use.*
4. *Water right Certificates 11960, 20900, 24544, 43292, and 46456 are cancelled. A new certificate will be issued describing that portion of Certificate 11960 not affected by this transfer.*
5. *Under Certificate 11960, the quantity of water diverted at the new additional point of diversion (POD 6), together with that diverted at the original point of diversion (POD 1), shall not exceed the quantity of water lawfully available at the original point of diversion (POD 1).*
6. *Under Certificate 20900, the quantity of water diverted at the new additional point of diversion (POD 6), together with that diverted at the original point of diversion (POD 2), shall not exceed the quantity of water lawfully available at the original point of diversion (POD 2).*
7. *Under Certificate 24544, the quantity of water diverted at the new additional point of diversion (POD 6), together with that diverted at the original point of diversion (POD 3), shall not exceed the quantity of water lawfully available at the original point of diversion (POD 3).*
8. *Under Certificate 43292, the quantity of water diverted at the new additional point of diversion (POD 6), together with that diverted at the original point of diversion (POD 4), shall not exceed the quantity of water lawfully available at the original point of diversion (POD 4).*
9. *Under Certificate 46456, the quantity of water diverted at the new additional point of diversion (POD 6), together with that diverted at the original point of diversion (POD 5), shall not exceed the quantity of water lawfully available at the original point of diversion (POD 5).*
10. *Water shall be acquired from the same source of surface water as the original points of diversion.*
11. *The former place of use of the transferred rights shall no longer receive water under the rights.*

12. *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 diversion (new and existing).*
- 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.*

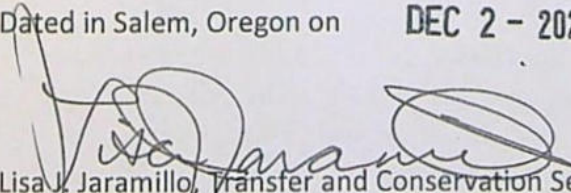
13. *Prior to diverting water, the water user shall install an approved fish screen at the new point of diversion and shall provide to the OWRD a written statement from Oregon Department of Fish and Wildlife (ODFW) that the installed screen meets the state's criteria, or that ODFW has determined a screen is not necessary.*

The water user shall operate and maintain the fish screen at the new point of diversion consistent with ODFW's operational and maintenance standards. If ODFW determines the screen is not functioning properly, and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that OWRD regulate the use of water until OWRD receives notification from ODFW that the fish screen is functioning properly.

14. *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 changes and full beneficial use of the water.*

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

Dated in Salem, Oregon on **DEC 2 - 2024**


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

This Preliminary Determination was prepared by Kelly Starnes. If you have questions about the information in this document, you may reach me at 503 979-3511 or Patrick.K.Starnes@water.oregon.gov

Protests

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

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

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

Requests for Standing

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

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

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

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

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

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

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

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

Notice Regarding Servicemembers: Active duty servicemembers have a right to stay proceedings under the federal Servicemembers Civil Relief Act. For more information contact the Oregon State Bar at 1-800-452-8260, the Oregon Military Department at 971-355-4420, or the nearest United States Armed Forces Legal Assistance Office through <http://legalassistance.law.af.mil>. The Oregon Military Department does not have a toll free number.

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 Patricia McCarty at 503-979-9160.

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.

Oregon Department of Fish and Wildlife
Water Right and Diversion Transfer Comment Form

(ODFW provides to WRD so that WRD can make findings according to statutory requirements.)

Reference Transfer #: T-13911

Date of review: 3/15/22

A. Please check box if you believe there is a potential for injury to an instream water right.

The Oregon Department of Fish and Wildlife (ODFW) believes this proposed transfer may injure an instream water right(s) on _____ [stream], tributary to _____, because _____.

(Please attach any available supporting information.)

Note: This will prompt WRD to make a determination whether the transfer will injure an instream water right. *(OWRD makes the determination of injury to a water right, while ODFW's role is to raise concerns, and to evaluate proposed mitigation and net benefit to the resource if OWRD consents to injury of an instream water right.)*

B. Please check one of the following five boxes related to fish screen requirements pursuant to ORS 540.525 or 540.532:

1. Screen Maintain

[Select this option if the new Point of Diversion (POD) requires a fish screen and is currently equipped with an appropriate fish screen that will still be in compliance if the transferred water is diverted from this POD.]

Note: This option will yield the following:

Finding of Fact: The Oregon Department of Fish and Wildlife has determined that a fish screen is necessary at the new point of diversion to prevent fish from entering the diversion and that the diversion is currently equipped with an appropriate fish screen.

Condition: The water user shall operate and maintain an approved fish screen at the new point of diversion. If Oregon Department of Fish and Wildlife (ODFW) determines the screen is not functioning properly, and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that OWRD regulate the use of water until OWRD receives notification from ODFW that the fish screen is functioning properly.

2. Screen Now

[Option 2 should generally be selected if listed fish species are present at the point of diversion and/or the originating water right diversion is currently screened. If Option 2 is selected, provide contact information on the "Fish Screening and Passage Information" sheet. The new diversion may be eligible for cost-share.]

Note: This option will yield the following:

Finding of Fact: The Oregon Department of Fish and Wildlife (ODFW) has determined that a fish screen is necessary at the new point of diversion to prevent fish from entering the diversion and that the diversion is not currently equipped with an appropriate fish screen. This diversion may be eligible for screening cost-share funds.

Condition: Prior to diverting water, the water user shall install an approved fish screen at the new point of diversion and shall provide to the OWRD a written statement from Oregon Department of Fish and Wildlife (ODFW) that the installed screen meets the state's criteria, or that ODFW has determined a screen is not necessary.

The water user shall operate and maintain the fish screen at the new point of diversion consistent with ODFW's operational and maintenance standards. If ODFW determines the screen is not functioning properly, and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that OWRD regulate the use of water until OWRD receives notification from ODFW that the fish screen is functioning properly.

*Please return all 3 pages to: Transfers Section, Water Resources Department,
725 Summer St. NE, Suite A, Salem, OR 97301-1266*

3. Screen 2 Year

[Option 3 may be checked if the change is from an unscreened diversion to a HISTORIC POD or an existing POD in use for another water right, and cost-share funds are not currently available. It should NOT be checked if listed fish species are present at the point of diversion, the originating water right diversion is screened, cost-share funds are currently available, or the diversion is not eligible for ODFW's cost-share program. Please provide contact information on the "Fish Screening and Passage Information" sheet.] If extraordinary circumstances are present, please explain: _____

Note: This option will yield the following:

Finding of Fact: The Oregon Department of Fish and Wildlife (ODFW) has determined that a fish screen is necessary at the new point of diversion to prevent fish from entering the diversion and that the diversion is not currently equipped with an appropriate fish screen. Listed fish species are not present at the point of diversion, the originating water right diversion is not screened, cost-share funds are not currently available, and the proposed diversion may be eligible for ODFW's cost-share program. A grace period of two years is appropriate until such time as cost-share funds become available to assist in the construction of a fish screen. If cost-share funds do not become available, the water user must screen within the indicated time period regardless of the availability of cost-share funding.

Condition: By October 1, 20__ [Within two years after the date of this order] the water user shall install an approved fish screen at the new point of diversion. The water user may withdraw water at the new point of diversion without a screen until October 1, 20__. The water user shall provide to OWRD a written statement from Oregon Department of Fish and Wildlife (ODFW) that the installed screen meets the state's criteria, or that ODFW has determined a screen is not necessary.

The water user shall maintain and operate the fish screen at the new point of diversion consistent with ODFW's operational and maintenance standards. If ODFW determines the screen is not functioning properly, and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that OWRD regulate the use of water until OWRD receives notification from ODFW that the fish screen is functioning properly.

4. Screen Future

[Use this option if fish are not currently present, but might possibly be at some future time.]

Note: This option will yield the following:

Finding of Fact: The Oregon Department of Fish and Wildlife has determined that the diversion is not currently equipped with an appropriate fish screen, but a fish screen may be required in the future at the new point of diversion to prevent fish from entering the diversion.

Condition: The Oregon Department of Fish and Wildlife (ODFW) may require the water user to install an approved fish screen at the new point of diversion within one year after receiving written notification that a fish screen is required. Once installed the water user shall maintain and operate the fish screen at the new point of diversion according to ODFW's operational and maintenance standards. If ODFW determines the screen is not functioning properly, and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that OWRD regulate the use of water until OWRD receives notification from ODFW that the fish screen is functioning properly.

5. No Screen Needed

[Check this box if fish are not currently present, and are not expected in the future.]

Signature

Jason Brandt
Printed Name

(541) 315-6222
Phone

SW Hydro Coordinator
Title

Oregon Department of Fish and Wildlife
Additional Fish Screening and Passage Information for the Applicant
(To be completed by ODFW for WRD to provide to the applicant.)

Transfer #: T-13911

The applicant should be aware that fish screening and passage may be required for certain changes in point of diversion if the boxes below are checked.

- Fish screening is required as a condition of this transfer. The fish screen must meet ODFW's design, construction, operational and maintenance standards.

Pursuant to ORS 498.306, cost-share funds may be available to assist in the installation of fish screening.

The applicant should contact the ODFW staff member below to obtain additional information on the design, construction, operational, and maintenance standards for the fish screen and to obtain information about ODFW's cost-sharing program for screening. **Prior to installation, the water user must obtain written approval from ODFW that the required screen meets ODFW's criteria.**

ODFW staff name: Hilary Doulos

Address: 3561 Klindt Dr

City/State/Zip: The Dalles/OR/97058

Phone: (541) 296-8026

- This transfer may trigger requirements for fish passage under ORS 509.585 because a new point of diversion will be constructed, an existing point of diversion's capacity will be increased, or an existing point of diversion will be abandoned. The applicant should contact the ODFW staff member below for a determination of whether native migratory fish are or were present at the applicable location, which will determine whether fish passage must be addressed.

ODFW staff name: Jason Brandt

Address: 4192 North Umpqua Hwy

City/State/Zip: Roseburg/OR/97470

Phone: (541) 315-6222



Oregon

Kate Brown, Governor

Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

February 14, 2022

WILLAMETTE VALLEY LAND LLC.
PAUL KUEHNE
PO BOX 99
LAFAYETTE, OR 97127

Reference: Application T-13911

On February 4, 2022, OWRD received your water right Permanent Transfer Application. The application was accompanied by \$5300.00. Our receipt number 137411 is enclosed.

By copy of this letter, we are asking the Watermaster for a report regarding the potential for injury to existing water rights which may be caused by the requested change. A review form will also be sent to Oregon Department of Fish and Wildlife to determine if a fish screen is needed.

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

Except as provided under ORS 540.510(3) for municipalities, you may not use water in the new place of use or from the new point of diversion 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.

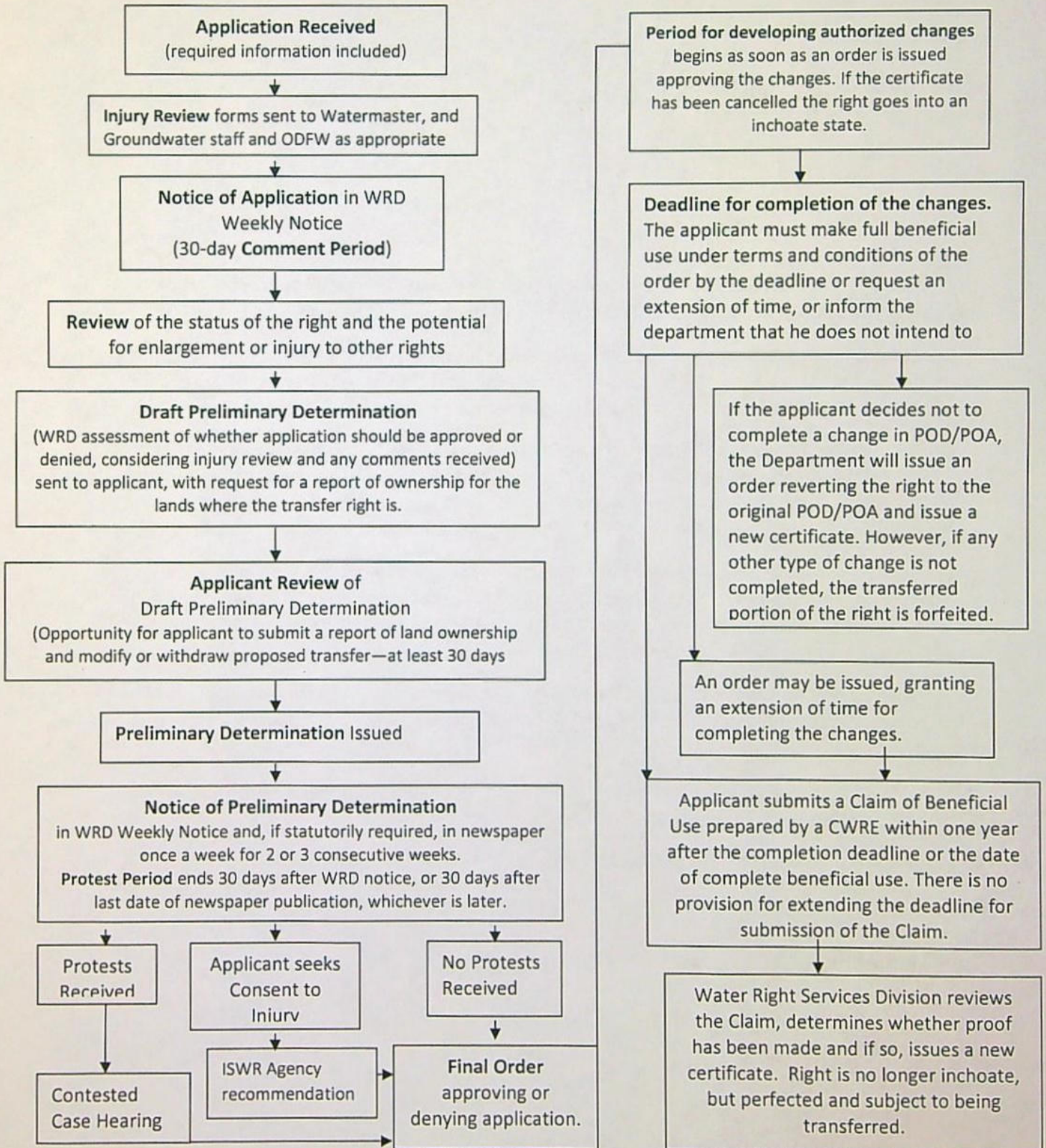
If you have any questions, please contact the Transfer Section at (503) 979-9931.

Cc: Watermaster Dist. #16, Gregory J. Wacker (*via email*)
Linn County Land Use
Eric Anthony Urstadt, Agent

Enclosure

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

OAR 690 Division 380



STATE OF OREGON
WATER RESOURCES DEPARTMENT

725 Summer St. N.E. Ste. A
 SALEM, OR 97301-4172

(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # **137411**

INVOICE # _____

RECEIVED FROM: Reekside Valley Farms LLC
 BY: Paul Kuchner

APPLICATION	
PERMIT	
TRANSFER	T-13911

CASH: CHECK: # 13660 OTHER: (IDENTIFY)

TOTAL REC'D \$ 5,300.00

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	\$ <u>5,300.00</u>	
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: **137411**

DATED: 2-4-2022 BY: [Signature]

Application for Permanent Water Right Transfer



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

Part 1 of 5 – Minimum Requirements Checklist

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:

- Part 4 – Completed Applicant Information and Signature.
- Part 5 – Information about Water Rights to be Transferred: **How many water rights are to be transferred? 5 List them here: 11960, 20900, 24544, 43292, & 46456**
Please include a separate Part 5 for each water right. (See instructions on page 6)
NOTE: A separate transfer application is required for each water right unless the criteria in OAR 690-380-3220 are met. Per OAR 690-380-3220, all rights can be on one transfer because there is only one landowner and there is only one use involved.

Attachments:

- Completed Transfer Application Map.
- Completed Evidence of Use Affidavit and supporting documentation.
- N/A Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land the water right is on.)
- N/A Supplemental Form D – For water rights served by or issued in the name of an irrigation district. Complete when the transfer applicant is not the irrigation district.
- N/A Oregon Water Resources Department's Land Use Information Form with approval and signature (or signed land use form receipt stub) from each local land use authority in which water is to be diverted, conveyed, and/or used. Not required if water is to be diverted, conveyed, and/or used only on federal lands or if all of the following apply: a) a change in place of use only, b) no structural changes, c) the use of water is for irrigation only, and d) the use is located within an irrigation district or an exclusive farm use zone.
- N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation.
- N/A Geologist Report for a change from a surface water point of diversion to a ground water point of appropriation (well), if the proposed well is more than 500' from the surface water source and more than 1000' upstream or downstream from the point of diversion. See OAR 690-380-2130 for requirements and applicability.

13911 - 3 -

(For Staff Use Only)

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

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

Other/Explanation _____

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

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13911 - ==

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 . 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°).

Part 3 of 5 – Fee Worksheet

FEE WORKSHEET for PERMANENT TRANSFER (except Substitution)

1	Base Fee (includes one type of change to one water right for up to 1 cfs)	1	\$1,360
Types of change proposed: <input checked="" type="checkbox"/> Place of Use <input type="checkbox"/> Character of Use <input checked="" type="checkbox"/> Point of Diversion/Appropriation Number of above boxes checked = <u>2</u> (2a) Subtract 1 from the number in line 2a = <u>1</u> (2b) <i>If only one change, this will be 0</i>			
2	Multiply line 2b by \$1090 and enter »	2	1090
Number of water rights included in transfer <u>5</u> (3a) Subtract 1 from the number in 3a above: <u>4</u> (3b) <i>If only one water right this will be 0</i>			
3	Multiply line 3b by \$610 and enter »	3	2440
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 \$480 for the 1 st well to be added or changed <u>N/A</u> (4a) Do you propose to add or change additional wells? <input checked="" type="checkbox"/> No: enter 0 <input type="checkbox"/> Yes: multiply the number of additional wells by \$410 <u>N/A</u> (4b) Add line 4a to line 4b and enter »			
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 below*): <u>1.56</u> (5a) Subtract 1.0 from the number in 5a above: <u>0.56</u> (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: <u>1</u> (5c) and multiply 5c by \$410, then enter on line 5 »			
5		5	410
6	Add entries on lines 1 through 5 above » Subtotal:	6	5300
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	0
8	Subtract line 7 from line 6 » Transfer Fee:	8	5300

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

- For irrigation calculate cfs for each water right involved as follows:
 - Divide total authorized cfs by total acres in the water right (for C12345, 1.25 cfs ÷ 100 ac); then multiply by the number of acres to be transferred to get the transfer cfs (x 45 ac = 0.56 cfs).
 - 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 ac x 0.0125 cfs/ac = 0.56 cfs)
- 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).

FEE WORKSHEET for SUBSTITUTION

1	Base Fee (includes change to one well)	1	\$990.00
Number of wells included in substitution _____ (2a) Subtract 1 from the number in 2a above: _____ (2b) <i>If only one well this will be 0</i>			
2	Multiply line 2b by \$480 and enter »	2	
3	Add entries on lines 1 through 2 above » Fee for Substitution:	3	N/A

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Willamette Valley Land, LLC c/o Paul Kuehne			PHONE NO. (503) 864-4422	ADDITIONAL CONTACT NO. (503) 437-4833
ADDRESS PO Box 99				FAX NO.
CITY Lafayette	STATE OR	ZIP 97127	E-MAIL *See Note Below	
<p>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.</p>				

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

AGENT/BUSINESS NAME Aspen Rural Land Consulting, c/o Eric Urstadt			PHONE NO. 971.250.1520	ADDITIONAL CONTACT NO. 503.647.1919
ADDRESS 39290 NW Murtaugh Road				FAX NO.
CITY North Plains	STATE OR	ZIP 97133	E-MAIL *See Note Below	
<p>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.</p>				
<p>*Note: Please send correspondence via email and regular mail to paul@creeksidevalleyfarms.com and ericurstadt@hotmail.com.</p>				

Explain in your own words what you propose to accomplish with this transfer application, and why:
This transfer is being done to adjust the Place of Use to conform to the new crops and new watering techniques being used on the farm, as well as add a new Point of Diversion (POD) for certain rights to enable watering from one POD when needed or practical.

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

Check One Box

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

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: Lebanon Express.
- Amendments to the application may only be made in response to the Department's Draft Preliminary Determination (DPD). The applicant will have a period of at least 30 days to amend the application to address any issues identified by the Department in the DPD, or to withdraw the application. Note that amendments may be subject to additional fees, pursuant to ORS 536.050.
- Failure to complete an approved change in place of use and/or change in character of use, will result in loss of the water right (OAR 690-380-6010).
- Refunds may only be granted upon request and, as set forth in ORS 536.050(4)(a), if the Director determines that a refund of all or part of a fee is appropriate in the interests of fairness to the public or necessary to correct an error of the Department.

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



Paul Kuehne
Applicant signature

Paul Kuehne, Applicant
Print Name (and Title if applicable)

1-5-2022
Date

Applicant signature

Print Name (and Title if applicable)

Date

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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. See Attachment "C".

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

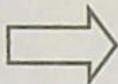
RECEIVING LANDOWNER NAME N/A		PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS			FAX NO.
CITY	STATE	ZIP	E-MAIL
Describe any special ownership circumstances:			
The confirming Certificate shall be issued in the name of: <input type="checkbox"/> Applicant <input type="checkbox"/> Receiving Landowner			

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

IRRIGATION DISTRICT NAME None Known	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 None Known	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 Linn County Land Use Planning	ADDRESS 300 SW 4TH AVE	
CITY Albany	STATE OR	ZIP 97321

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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13911

Part 5a 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 # 11960

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Description of Water Delivery System

FEB 04 2022

System capacity: 0.39 cubic feet per second* (cfs) OR

_____ gallons per minute (gpm) *Per certificate

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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. The owner has a centrifugal pump that conveys water from Crabtree Creek via pipelines to Big Guns to irrigate the various crops and fields.

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)
POD 1*	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	N/A	11	S	1	W	7	SW	NW	900	* 340' E of NW corner of SW1/4 of NW1/4 S7.
POD 6	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	N/A	11	S	1	W	1	SW	SE	800	760' N & 1335' E of S1/4 S1.

*Point of Diversion per Vol. 8, Page 85; a Change in Point of Diversion, 7 DEC 1953.

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

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

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

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

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 # 11960

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				
11	S	1	E	7	SW	NW	500	NA	4.9	Irrig	POD 1	1932	POU/APOD	11	S	1	E	7	SW	NW	500	NA	5.2	Irrig	POD 1, POD 6	1932
11	S	1	W	12	SE	NE	900	NA	21.1	Irrig	POD 1	1932	POU/APOD	11	S	1	W	12	SE	NE	900	NA	20.8	Irrig	POD 1, POD 6	1932
TOTAL ACRES:							26.0	TOTAL ACRES:											26.0							

Additional remarks: The 5.0 acres in NE-NW of S12 is not being transferred.

11911

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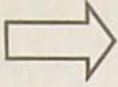
FEB 04 2022

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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: 49338, 24544, 43932.



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

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

Ground water supplemental Permit or Certificate # N/A;
Surface water primary Certificate # N/A.

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For a change from Supplemental Irrigation Use to Primary Irrigation Use

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

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:

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
N/A										

Part 5b 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 # 20900

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Description of Water Delivery System

FEB 04 2022

System capacity: 0.25 cubic feet per second* (cfs) OR

_____ gallons per minute (gpm) *Per certificate

OWRD

Describe the current water delivery system or the system that was in place at sometime 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. The owner has a centrifugal pump that conveys water from Crabtree Creek via pipelines to Big Guns to irrigate the various crops and fields.

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)
POD 2	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	N/A	11	S	1	W	1	SE*	SE*	800	No record of coordinates *per cert. 20900
POD 6	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	N/A	11	S	1	W	1	SW	SE	800	760' N & 1335' E of S1/4 S1.

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

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

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

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

13911

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 # 20900

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			
										POU/APOD	11	S	1	W	1	SW	SE	800	NA	5.1	Irrig	POD 6, POD 3	1947
										POU/APOD	11	S	1	W	1	SE	SE	800	NA	3.2	Irrig	POD 6, POD 3	1947
										POU/APOD	11	S	1	W	12	NE	NE	800	NA	1.9	Irrig	POD 6, POD 3	1947
										POU/APOD	11	S	1	W	12	NW	NE	800	NA	9.8	Irrig	POD 6, POD 3	1947
TOTAL ACRES:						20.0						TOTAL ACRES:						20.0					

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Additional remarks: The entire right is being transferred.

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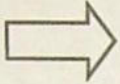
FEB 04 2022

OWRD

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: 24544, 43932, 46456.



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

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

Ground water supplemental Permit or Certificate # N/A;
Surface water primary Certificate # N/A.

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FEB 04 2022

For a change from Supplemental Irrigation Use to Primary Irrigation Use

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

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:

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
N/A										

Part 5c 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.

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CERTIFICATE # 24544

FEB 04 2022

Description of Water Delivery System

System capacity: 0.25 cubic feet per second* (cfs) OR
 _____ gallons per minute (gpm) *Per certificate

OWRD

Describe the current water delivery system or the system that was in place at sometime 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. The owner has a centrifugal pump that conveys water from Crabtree Creek via pipelines to Big Guns to irrigate the various crops and fields.

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)
POD 3	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	N/A	11	S	1	W	1	SE*	SE*	800	No record of coordinates *per cert. 24544
POD 6	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	N/A	11	S	1	W	1	SW	SE	800	760' N & 1335' E of S1/4 S1.

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

- Place of Use (POU)
- Character of Use (USE)
- Point of Diversion (POD)
- Additional Point of Diversion (APOD)
- Surface Water POD to Ground Water POA (SW/GW)
- Supplemental Use to Primary Use (S to P)
- Point of Appropriation/Well (POA)
- Additional Point of Appropriation (APOA)
- Substitution (SUB)
- 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 # 24544

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			
										POU/APOD	11	S	1	W	12	NE	NE	800	NA	1.3	Irrig	POD 6, POD 3	1953
										POU/APOD	11	S	1	W	12	SW	NE	500, 600	NA	7.7	Irrig	POD 6, POD 3	1953
										POU/APOD	11	S	1	W	12	SE	NE	900	NA	11.0	Irrig	POD 6, POD 3	1953
TOTAL ACRES:						20.0						TOTAL ACRES:						20.0					

Additional remarks: The entire right is being transferred.

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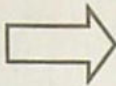
FEB 04 2022

OWRD

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: 11960, 43932, 46456, 49338



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

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

Ground water supplemental Permit or Certificate # N/A;
Surface water primary Certificate # N/A.

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FEB 04 2022

For a change from Supplemental Irrigation Use to Primary Irrigation Use

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

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:

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
N/A										

Part 5d 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.

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CERTIFICATE # 43932

FEB 04 2022

Description of Water Delivery System

System capacity: 0.41 cubic feet per second* (cfs) OR
 _____ gallons per minute (gpm) *Per certificate

OWRD

Describe the current water delivery system or the system that was in place at sometime 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. The owner has a centrifugal pump that conveys water from Crabtree Creek via pipelines to Big Guns to irrigate the various crops and fields.

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)
POD 4	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	N/A	11	S	1	E	7	SW	NW	500	*1000' N & 500' E of W1/4 S7.
POD 6	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	N/A	11	S	1	W	1	SW	SE	800	760' N & 1335' E of S1/4 S1.

*Per certificate.

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

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

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

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

13911

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 # 43932

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				
										POU/APOD	11	S	1	W	12	SE	NE	900	NA	1.4	Irrig	POD 6, POD 4	1972	
										POU/APOD	11	S	1	W	12	NE	SE	802, 902	NA	31.0	Irrig	POD 6, POD 4	1972	
TOTAL ACRES:							32.4					TOTAL ACRES:							32.4					

Additional remarks: The entire right is being transferred.

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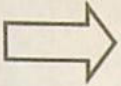
FEB 04 2022

OWRD

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: 46456, 49338.



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)

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Ground water supplemental Permit or Certificate # N/A;

FEB 04 2022

Surface water primary Certificate # N/A.

For a change from Supplemental Irrigation Use to Primary Irrigation Use

OWRD

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

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

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

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

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
N/A										

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Part 5e 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 # 46456

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FEB 04 2022

Description of Water Delivery System

System capacity: 0.32 cubic feet per second* (cfs) OR
 _____ gallons per minute (gpm) *Per certificate

OWRD

Describe the current water delivery system or the system that was in place at sometime 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. The owner has a centrifugal pump that conveys water from Crabtree Creek via pipelines to Big Guns to irrigate the various crops and fields.

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)
POD 5	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	N/A	11	S	1	W	1	SE	SE	800	*570' N & 1620' E of S1/4 S1.
POD 6	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	N/A	11	S	1	W	1	SW	SE	800	760' N & 1335' E of S1/4 S1.

*Per certificate.

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

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

13911

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 # 46456

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			
										POU/APOD	11	S	1	W	12	NE	NE	800	NA	25.7	Irrig	POD 6, POD 5	1973
TOTAL ACRES:						25.7											TOTAL ACRES:						25.7

Additional remarks: The entire right is being transferred.

13911

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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: 24544, 49338.

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

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

Ground water supplemental Permit or Certificate # N/A;

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Surface water primary Certificate # N/A.

FEB 04 2022

For a change from Supplemental Irrigation Use to Primary Irrigation Use

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

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:

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
N/A										

13911

ATTACH B1-1/2

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.

RECEIVED

FEB 04 2022

OWRD

State of Oregon)
) ss
County of LINN

I, JOHN DE JONG, in my capacity as LANDOWNER,
mailing address 2476 SE Powell Place, Corvallis, OR 97333
telephone number (541) 990-0272, 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 # 20900, 24544, 43292, 46456; 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)
11960	11	S	1	E	WM	7	SW	NW	NA	4.9
11960	11	S	1	W	WM	12	SE	NE	NA	21.1

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)

13911

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

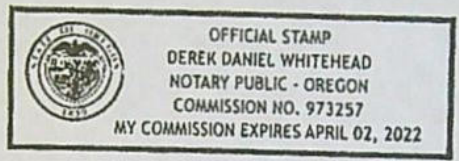
John Jerry W. Jerry
Signature of Affiant

1-18-22
Date

Signed and sworn to (or affirmed) before me this 18th day of January, 2022.

Derek Whitehead
Notary Public for Oregon

My Commission Expires: 4-2-2022



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

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WESTERN AG
 IMPROVEMENT
 PO BOX 819
 DAYTON, OR 97114

Delivery Ticket	
Date	Invoice #
9/3/2021	260077

Bill To
Creekside Valley Farms Paul Kuehne Farms P.O. Box 99 Layayette, Oregon 97127

Ship To
Fish Hatchery Farm * 41609 Fish Hatchery Dr Scio, OR 97374

P.O. Number	Rep	Due Date	License Number	Person Licensed	Expiration Date
	AD	10/20/2021	1025571CPA	Paul Kuehne	12-31-2021

Item Code	Description	Quantity	U/M	RUP?	HM
Infemo (2 x 2.5)[Gal]	EPA Reg. No. EXEMPT; Adhesives, adjuvants, spreaders or stickers, sprayable product. (NOT DOT REGULATED BY HIGHWAY TRANSPORTATION)	60	gal	NO	

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 OWRD

Thank you for your business!
 Phone: 503-868-7510
 Fax: 503-868-7530

Signature: _____

Date: _____

In Case of Emergency 1-800-424-9300

B2 - 2/5

WESTERN AG
 IMPROVEMENT
 PO BOX 819
 DAYTON, OR 97114

Delivery Ticket	
Date	Invoice #
9/28/2021	260609

Bill To
Creekside Valley Farms Paul Kuchne Farms P.O. Box 99 Layayette, Oregon 97127

Ship To
Fish Hatchery Farm * 41609 Fish Hatchery Dr Scio, OR 97374

P.O. Number	Rep	Due Date	License Number	Person Licensed	Expiration Date
	AD	10/20/2021	1025571CPA	Paul Kuchne	12-31-2021

Item Code	Description	Quantity	U/M	RUP?	HM
Spur (4x1)[Gal]	EPA Reg. No. 42750-89; Compounds, tree or weed killing, NOI, other than poison; having a density of 20 pounds or greater per cubic foot. (NOT DOT REGULATED BY HIGHWAY TRANSPORTATION)	13	gal	NO	
Batallion 2EC (4x1)[Gal]	EPA Reg. No. 91234-104; UN 3352, PYRETHROID PESTICIDE, LIQUID, TOXIC, 6.1, PG III, insecticides or fungicides, agricultural, liquid, NOI; poison, other than poisonous by inhalation, ERG NO. 151	20	gal	YES	

RECEIVED
 FEB 04 2022
 OWRD

Thank you for your business!
 Phone: 503-868-7510
 Fax: 503-868-7530

Signature: _____
 Date: _____

In Case of Emergency 1-800-424-9300

Ba - 3/5

WESTERN AG
IMPROVEMENT
PO BOX 819
DAYTON, OR 97114

Delivery Ticket	
Date	Invoice #
10/11/2021	260914

Bill To
Creekside Valley Farms Paul Kuehne Farms P.O. Box 99 Layayette, Oregon 97127

Ship To
Fish Hatchery Farm 41609 Fish Hatchery Dr Scio, OR 97374

P.O. Number	Rep	Due Date	License Number	Person Licensed	Expiration Date
	AD	11/20/2021	1025571CPA	Paul Kuehne	12-31-2021

Item Code	Description	Quantity	U/M	RUP?	HM
Slam 41 Plus (275's)[Gal]	EPA Reg. No. 80967-1-93033; Compounds, Tree or weed Killing; NOI, other than poison; having a density of 20 pounds or greater per cubic foot. (NOT DOT REGULATED).	1,100	gal	No	
Inferno (2 x 2.5)[Gal]	EPA Reg. No. EXEMPT; Adhesives, adjuvants, spreaders or stickers, sprayable product. (NOT DOT REGULATED BY HIGHWAY TRANSPORTATION)	60	gal	NO	
Anti-Foam 20 (2x2.5)[Gal]	EPA Reg. No. EXEMPT; Adhesives, adjuvants, spreaders or stickers, sprayable product. (NOT DOT REGULATED BY HIGHWAY TRANSPORTATION)	20	gal	No	

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FEB 04 2022
OWRD

Thank you for your business!
Phone: 503-868-7510
Fax: 503-868-7530

Signature: _____
Date: _____

In Case of Emergency 1-800-424-9300

82 - 4/5

WESTERN AG
 IMPROVEMENT
 PO BOX 819
 DAYTON, OR 97114

Delivery Ticket	
Date	Invoice #
12/2/2021	261940

Bill To
Creekside Valley Farms Paul Kuchne Farms P.O. Box 99 Layayette, Oregon 97127

Ship To
Fish Hatchery Farm * 41609 Fish Hatchery Dr Scio, OR 97374

P.O. Number	Rep	Due Date	License Number	Person Licensed	Expiration Date
	AD	1/20/2022	1025571CPA	Paul Kuchne	12-31-2021

Item Code	Description	Quantity	U/M	RUP?	HM
WAI 90/10 (2 x2.5)[GAL]	EPA Reg. No. EXEMPT; Adhesives, adjuvants, spreaders or stickers, sprayable product. (NOT DOT REGULATED BY HIGHWAY TRANSPORTATION)	60	gal	NO	
Crosshair (2x2.5)[Gal]	EPA Reg. No. EXEMPT; Adhesives, adjuvants, spreaders or stickers, sprayable product. (NOT DOT REGULATED BY HIGHWAY TRANSPORTATION)	20	gal	No	

RECEIVED
 FEB 04 2022
 OWRD

Thank you for your business!
 Phone: 503-868-7510
 Fax: 503-868-7530

Signature: _____
 Date: _____

In Case of Emergency 1-800-424-9300
 13911

B2-5/5

Statement

Valley Agronomics LLC
 200 Industrial Way PO Box 258
 Mt. Angel, OR 97362
 Phone 503-845-8109

Statement Date: 09/30/2021 (1-1)
 ID: 424199
 Due Date: 10/15/2021
 Total Balance: \$156,253.22

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FEB 04 2022

CREEKSIDE VALLEY FARMS LLC
 PO BOX 99
 LAFAYETTE, OR 97127

Total Amount Due: \$156,253.22
 Amount Remitted:

OWRD

See reverse side for address correction.

Date	Number	Description / Detail	Quantity	Price / Unit	Extension %	Your Share	
						Prepaid	Regular
		Balance Forward				0.00	59,408.43
09/10/2021	70037251*	Charge Invoice - Due 10/15/2021 Lime Ag Bulk Ton	90.060 Tons	73.2500 /Tons	6,596.90		6,596.90*
		Comments: 27ac @ 3 ton Lime. Star Meadow PO #: Lime Star Meadow					
				Invoice Total	6,596.90	0.00	6,596.90
09/10/2021	70037257*	Charge Invoice - Due 10/15/2021 14-11-22 3S 0.0001Mo 1.4Mg 0.29Zn 0 15B Custom Dry Application	13.378 Tons 40.000 Acre	591.7693 /Tons 10.0000 /Acre	7,916.69 400.00		7,916.69* 400.00*
		Ticket(s): 7007192, 7007193 PO #: Custom application					
				Invoice Total	8,316.69	0.00	8,316.69
09/15/2021	76019963*	Charge Invoice - Due 10/15/2021 18-11-18 3S 0.0001Mo 1.8Mg 0.36Zn 0.18B Custom Dry Application	34.003 Tons 87.000 Acre	558.8713 /Tons 9.5000 /Acre	19,003.30 826.50		19,003.30* 826.50*
		Comments: Donald; North, East & West Ticket(s): 7606039, 7606058 Work Order# 2667572 & 2667540 PO #: garlic PP 2nd					
				Invoice Total	19,829.80	0.00	19,829.80
09/19/2021	76020021*	Charge Invoice - Due 10/15/2021 Rely 280 2.5 Gal Class Act 2.5 Gal Interlock AS 2.5 Gal	7.500 Gal 5.000 Gal 2.500 Gal	66.0500 /Gal 9.3000 /Gal 49.5000 /Gal	495.38 46.50 123.75		495.38* 46.50* 123.75*
		Ticket(s): 14388 PO #: Delivery					
				Invoice Total	665.63	0.00	665.63
09/22/2021	75020392*	Charge Invoice - Due 10/15/2021 Lime Ag Bulk Ton	295.820 Tons	73.5000 /Tons	21,742.77		21,742.77*
		Comments: WO#ds 2674728,2674730,2674727 Fish Hatchery Lime					
		9/13/2021 EWC PO #: Fish Hatch Garlic					
				Invoice Total	21,742.77	0.00	21,742.77
09/27/2021	72043855	Charge Invoice - Due 10/15/2021 Custom Blend Charcoal Mix No P Ton DELIVERY CHARGE per Ton	23.180 Tons 23.000 Tons	340.0000 /Tons /Tons	7,881.20 0.00		7,881.20* 0.00
		Comments: D X JAVIER Ticket(s): 720122					
				Invoice Total	7,881.20	0.00	7,881.20

Application for Water Right Transfer

OREGON 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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Consent by Deeded Landowner

State of Oregon)
)ss
County of Linn)

I, John Jerry De Jong, in my capacity as landowner,
mailing address 2476 SE Powell Place, Corvallis, OR 97333, telephone number (541) 990-0272,
duly sworn depose and say that I consent to the proposed change(s) to Water Right Certificate
Numbers 11960, 20900, 24544, 43292, & 46456 described in a Water Right Transfer
Application (T UNKNOWN), submitted by Willamette Valley, LLC, on the property in tax lot 800
of Section 1, and tax lots 500, 600, 800, 900, & 902 of Section 12 in T11S, R1W, and tax lot 500
of Section 7 in T11S, R1E, all located at 41621 Fish Hatchery Drive, Scio, OR 97374.

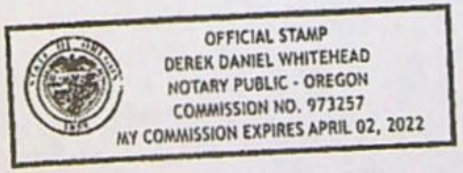
John Jerry De Jong
John Jerry De Jong

1-18-22
Date

Subscribed and Sworn to before me this 18th day of January, 2022.

Derek Whitehead
Notary Public for Oregon

My commission expires 4-2-2022



ATTACH E1 - 1/3

VOL. 1528 PAGE 297



STATE OF OREGON, } ss.
County of _____

I certify that the within instrument was received for recording on _____ at _____ o'clock _____ M., and recorded in book/reel/volume No. _____ on page _____ and/or as fee/file/instrument/microfilm/reception No. _____, Records of this County.

Witness my hand and seal of County affixed.

By _____, Deputy.

SPACE RESERVED FOR RECORDER'S USE

First Party's Name and Address

Second Party's Name and Address

After recording, return to (Name, Address, Zip):
Jan Jerry De Jong
41621 Fish Hatchery Dr.
Scio, Oregon 97374

Until requested otherwise, send all tax statements to (Name, Address, Zip):
Same as above

PERSONAL REPRESENTATIVE'S DEED

THIS INDENTURE dated December 18, 2003, by and between Anna Sipos Trustee for Hanny De Jong Living Trust, the duly appointed, qualified and acting personal representative of the estate of Hanny De Jong, deceased, hereinafter called the first party, and John Jerry De Jong, hereinafter called the second party; WITNESSETH:

For value received and the consideration hereinafter stated, the first party has granted, bargained, sold and conveyed, and by these presents does grant, bargain, sell and convey unto the second party and second party's heirs, successors and assigns all the estate, right and interest of the estate of the deceased, whether acquired by operation of the law or otherwise, in that certain real property situated in the County of Linn County, State of Oregon, described as follows, to-wit:

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE)

TO HAVE AND TO HOLD the same unto the second party, and second party's heirs, successors-in-interest and assigns forever.

* fulfillment of contract - Vol 225-275

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ _____ * However, the actual consideration consists of or includes other property or value given or promised which is part of the the whole (indicate which) consideration. (The sentence between the symbols ^o, if not applicable, should be deleted. See ORS 93.050.)

IN WITNESS WHEREOF, the first party has executed this instrument; if first party is a corporation, it has caused its name to be signed and its seal, if any, affixed by an officer or other person duly authorized to do so by order of its board of directors.

Anna Sipos

Personal Representative

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

STATE OF OREGON, County of Linn) ss.
This instrument was acknowledged before me on 12-18-03
by Anna Sipos as trustee of Hanny De Jong trust
This instrument was acknowledged before me on _____
by _____
as _____
of _____



Michelle Fisher
Notary Public for Oregon
My commission expires 6-22-05

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FEB 04 2022
OWRD

3911

ATTACH E1-2/3

1 ROD = 16.5 FT

80 RODS = 1/4 MILE

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FEB 04 2022

OWRD

VOL. 1528 PAGE 298

PARCEL I:
That portion of the Northeast quarter of the Southwest quarter of the Northeast quarter of Section 12, Township 11 South, Range 1 West, Willamette Meridian, in Linn County, Oregon, lying East of the center of the County Road.

NE-SW-NE S12 N1S-1W
E OF ROAD

= TL 500 S12 (N1S-1W)

SUBJECT TO the rights of the public in that portion situated on the County Road on the West.

PARCEL II:

Beginning at the Northeast corner of the Southeast quarter of the Northeast quarter of Section 12, Township 11 South, Range 1 West of the Willamette Meridian; thence West 80.00 rods; thence South 120.00 rods; thence East 80.00 rods to the meridian line called "Willamette Meridian"; thence North on said meridian line 120.00 rods to the point of beginning, in Linn County, Oregon.

111

ALSO: This contract is being re-recorded due to error which excluded one parcel of ground.

EXCEPT: Beginning at a point 120.00 rods South of the Northeast corner of the Southeast quarter of the Northeast quarter of Section 12, Township 11 South, Range 1 West of the Willamette Meridian, in Linn County, Oregon; thence North 89°08'15" West along the South line of that tract conveyed to Harry A. Achtemeier, et ux, by Deed recorded April 10, 1956, in Deed Book 248, Page 118, a distance of 1326.45 feet to the Southwest corner of said Achtemeier tract; thence North 00°11'30" East 626.82 feet along the West line of said Achtemeier tract to the South line of County Road No. 648; thence easterly along said South line and said South line extended 80.00 rods, more or less, to the East line of Section 12 in said Township and Range; thence South along the said East line 40.00 rods, more or less, to the point of beginning.

POB = S 1/6 S12/S7

TL 900, 902, S12 (N1S-1W)

TL 802 S12 (N1S-1W)

ALSO EXCEPT that portion conveyed to Harvey A. Larsen, et ux, by Deed recorded October 4, 1973, in Microfilm Volume 72, Page 519, Linn County Records.

PARCEL III:

Beginning at the quarter Section corner between Section 7, Township 11 South, Range 1 East, and Section 12, Township 11 South, Range 1 West of the Willamette Meridian; thence South 45°00' East on the line which, when projected, would hit the Southeast corner of the Northwest quarter of the Southwest quarter of said Section 7, to Crabtree Creek; thence northerly along said Creek to the North line of the Southwest quarter of Northwest quarter of said Section 7; thence westerly along said line to the Willamette Meridian; thence South on said meridian to the point of beginning, in Linn County, Oregon.

POB = 1/4 S12/S7

INCLUDES

TL 500
S7 (N1S-1E)

EXCEPTING THEREFROM that portion conveyed in Deed Book 347, Page 597, in the Records of Linn County, Oregon.

ALSO EXCEPTING that portion conveyed to Linn County in Deeds recorded September 11, 1973, in Microfilm Volume 71, Pages 4 and 5, Linn County Records.

SUBJECT TO building and use restrictions, and easements of record affecting said property, if any.

TOGETHER WITH the water rights evidenced by that certain Certificate of Water Right, Permit No. 10519, recorded in Volume 11, at Page 11950, State Record of Water Rights.

13911

E1- 3/3

RECEIVED

FEB 04 2022

OWRD

VOL. 1528 PAGE 299

STATE OF OREGON
County of Linn

I hereby certify that the attached
was received and duly recorded
by me in Linn County records.

STEVE DRUCKENMILLER
Linn County Clerk

By [Signature] Deputy PAGE 297

M-70
R-10
S-10
A-11
O-

31
2003 DEC 19 A 8:40

13911

LINN COUNTY, OREGON	2017-03489
D-WD	02/24/2017 02:48:00 PM
Stn=0 S. WILSON	\$15.00 \$11.00 \$10.00 \$20.00 \$19.00
	\$75.00
I, Steve Druckenmiller, County Clerk for Linn County, Oregon, certify that the instrument identified herein was recorded in the Clerk records.	
Steve Druckenmiller - County Clerk	

RECEIVED

FEB 04 2022

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WARRANTY DEED

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

John Jerry DeJong
41621 Fish Hatchery Dr
Scio OR 97374

After recording, return to:

John Jerry DeJong
41621 Fish Hatchery Dr
Scio OR 97374

The true consideration for this conveyance is \$365,000.

PAULINE M. TOHARA, Trustee of the Loy H. and Pauline M. Tohara Trust dated October 14, 1999, Grantor, conveys and warrants to JOHN JERRY DE JONG, Grantee, the following described real property situated in Linn County, Oregon, free of encumbrances, except as specifically set forth herein:

Beginning at a point which is North 40 feet distant and West 3.22 chains distant from the Southeast corner of the North half of the Northeast quarter of Section 12 in Township 11 South, Range 1 West of the Willamette Meridian, Linn County, Oregon, and running thence North 30.40 chains to the center of Crabtree Creek; thence following the meanderings of the center of said Creek downstream to a point which is East 13.65 chains distant from the West boundary line of the Southeast quarter of Section 1 in said Township and Range; thence South 45.72 chains to an iron pipe, which is 40 feet North of the South boundary line of the North half of the Northeast quarter of said Section 12; thence West 2.27 chains; thence South 20 feet; thence East 9.22 chains; thence North 20 feet; thence East 16.32 chains to the place of beginning.

POB = S 1/16 S 12 | S 7

TL 800 SI (11S-1W)

SUBJECT TO:

1. Regulations, including levies, liens, assessments, rights of way and easements of the Linn Soil and Water Conservation District.
2. The rights of the public in and to that portion of the premises herein described lying within the limits of roads, streets or highways.
3. Rights of the public and of governmental bodies in and to that portion of the premises herein described lying below the high water mark of Crabtree Creek.
4. Any adverse claim based upon the assertion that some portion of said land has been removed from or brought within the boundaries thereof by an avulsive movement of the Crabtree Creek or has been formed by the process of accretion or reliction or has been created by artificial means or has accreted to such portion so created.
5. The rights of adjoining property owners of irrigation ditch as disclosed by Affidavit, including the terms and provisions thereof, recorded February 29, 1968, in Book 329, Page 160, Deed Records for Linn County, Oregon.
6. An easement created by instrument, including the terms and provisions thereof, recorded March 20, 1937, in Book 145, Page 559, Deed Records

ACCO Fidelity National Title # FT160055219

for Linn County, Oregon, in favor of Mountain States Power Company.

- 7. An easement created by instrument, including the terms and provisions thereof, recorded April 18, 1973, in Volume 60, Page 664, Microfilm Records of Linn County, Oregon, in favor of Pacific Power and Light Company for electric transmission and distribution lines.
- 8. An oil and gas lease, including the terms and provisions thereof, in which a memorandum was dated July 13, 1979, recorded October 19, 1979, in Volume 247, Page 806, Microfilm Records of Linn County, Oregon, in favor of Mobil Oil Corporation. The lessee interest in said lease was assigned by instrument dated June 23, 1982, recorded July 9, 1982, in Volume 316, Page 124, Microfilm Records of Linn County, Oregon, to American Quasar Petroleum Company of New York.
- 9. An easement created by instrument, including the terms and provisions thereof, recorded March 17, 1993, in Volume 633, Page 313, Microfilm Records of Linn County, Oregon, in favor of Telephone Utilities of Oregon, Inc., dba PTI Communication, for placement and maintenance of telephone facilities, wires and fixtures.
- 10. The assessment role and tax role disclose that the within described premises were specially zoned or classified for farm use. If the land has become or becomes disqualified for such use under the statute, an additional tax or penalty may be imposed.
- 11. Liens and encumbrances placed on the property, or suffered or permitted by Grantee on and after September 5, 2002.

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Assessor Map No. 11-1W-100, Tax Lot No. 800, Account No. 55133.
Situs: 41529 Oupor Drive, Scio, Oregon 97374.

This deed is given in fulfillment of that certain Realty Contract by and between Grantor, as SELLER, and Grantee, as PURCHASER, dated September 5, 2002. recorded in Linn County in VOL 1328 PG 560 on September 6, 2002.

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

GRANTOR:

GRANTEE:

Loy H. and Pauline M. Tohara Trust
dated October 14, 1999

By: *Pauline M. Tohara*
PAULINE M. TOHARA, Trustee

John Jerry de Jong
JOHN JERRY DE JONG

[Notarial acknowledges on next page.]

STATE OF OREGON, County of Linn) ss.

This instrument was acknowledged before me on 9-5, 2002, by PAULINE M. TOHARA, Trustee of Loy H. and Pauline M. Tohara Trust dated 10/14/1999.



Susan C. Creel
Notary Public for Oregon
My Commission Expires: 6-21-04

RECEIVED

FEB 04 2022

OWRD

STATE OF OREGON, County of Linn) ss.

This instrument was acknowledged before me on 9-5, 2002, by JOHN JERRY DE JONG.



Susan C. Creel
Notary Public for Oregon
My Commission Expires: 6-21-04

ATTACH E3 - 1/1

VOL 355 PAGE 311

11-1W-12

FORM 10-1983-REPLACES FORM 10-1978 OF COMMISSION

STATE OF OREGON DEPARTMENT OF REVENUE

1-4-78

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, That LELAND GALE GAINES and LINDA ANN GAINES, husband and wife

hereinafter called the grantor, for the consideration hereinafter stated, to grantor paid by JOHN JERRY DALONG, hereinafter called the grantee,

does hereby grant, bargain, sell and convey unto the said grantee and grantee's heirs, successors and assigns, that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or appertaining, situated in the County of Linn and State of Oregon, described as follows, to-wit:

Beginning at a 1/2" iron rod, said rod being North 0° 16' 30" East 1337.80 feet and North 89° 06' West 30.0 feet from the Southwest Corner of Section 12, Township 11 South, Range 1 West of the Willamette Meridian in Linn County, Oregon, said rod also being on the West right-of-way line of Linn County Road #676; thence North 89° 43' 06" West 1292.32 feet to a 1/2" iron rod; thence North 0° 02' 45" East 663.37 feet to a 5/8" iron rod set on Linn County Survey #10729; thence South 89° 16' 38" East 1295.02 feet (South 89° 08' 15" East 1296.45 feet by said C.S. 10729) to the West Right-of-way line of Linn County Road #676; thence South 0° 16' 30" West 651.86 feet to the point of beginning, and containing 19.5 acres, more or less.

THIS INSTRUMENT DOES NOT GUARANTEE THAT ANY PARTICULAR USE MAY BE MADE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT. A BUYER SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

T 802

TL 802
S12 (11S-1W)

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FEB 04 2022
OWRD

To Have and to Hold the same unto the said grantee and grantee's heirs, successors and assigns forever.

And said grantor hereby covenants to and with said grantee and grantee's heirs, successors and assigns, that grantor is lawfully seized in fee simple of the above granted premises, free from all encumbrances

and that grantor will warrant and forever defend the said premises and every part and parcel thereof against the lawful claims and demands of all persons whatsoever, except those claiming under the above described encumbrances.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ 27,300.00

However, the actual consideration considered and included in this deed is the amount of the actual consideration (indicate which) (The sentence between the symbols, if not applicable, should be deleted. See ORS 91.030.)

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

In Witness Whereof, the grantor has executed this instrument this 12 day of March, 19 84;

if a corporate grantor, it has caused its name to be signed and seal affixed by its officers, duly authorized thereto by order of its board of directors.

Leland Gale Gaines
Linda Ann Gaines

If executed by a corporation, the corporate seal

STATE OF OREGON,
County of Linn
March 12, 19 84.

STATE OF OREGON, County of _____) ss.
19 _____

Personally appeared the above named Leland Gale Gaines and Linda Ann Gaines

Personally appeared _____ and _____ who, being duly sworn, each for himself and not one for the other, did say that the former is the president and that the latter is the secretary of _____

and acknowledged the foregoing instrument to be their own act and deed.

and that they had affixed to the foregoing instrument in the corporate seal of said corporation and that said instrument was signed and sealed in behalf of said corporation by authority of its board of directors; and each of them acknowledged said instrument to be its voluntary act and deed.

Notary Public for Oregon
My commission expires: 2/10/87

Notary Public for Oregon
My commission expires:

559940
March 13, 1984

DEL. W. SILEY
Linn County Clerk

GRANTOR'S NAME AND ADDRESS

STATE OF OREGON
County of Linn

GRANTOR'S NAME AND ADDRESS

Walter Gill, Attorney
75 E. Oak Street
Lebanon, OR 97355

I hereby certify that the foregoing was read and duly recorded by me in Linn County records:

Volume # 355 Page 311

Should a change in registered office address be required, the following:

John Jerry Dalong
41621 Fish Hatchery Drive
Bole, Oregon 97374

By _____ Deputy

MAR 13 1984

13911

ATTACH E4-Y1

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, That LELAND GALE GAINES and LINDA ANN GAINES, husband and wife

hereinafter called the grantor, for the consideration hereinafter stated, to grantor paid by JOHN DeJONG, hereinafter called the grantee, does hereby grant, bargain, sell and convey unto the said grantee and grantee's heirs, successors and assigns, that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or appertaining, situated in the County of Linn and State of Oregon, described as follows, to-wit:

Beginning at the Southeast Corner of the Southwest Quarter of the Northeast Quarter of Section 12, Township 11 South, Range 1 West of the Willamette Meridian, Linn County, Oregon; running thence West along the South line of the Northeast Quarter of said Section 12 a distance of approximately 10 chains to the West line of the County Road; thence North 10.075 chains along the West line of said road to the South line of the North Half of the Southwest Quarter of the Northeast Quarter of said Section 12; thence East 10 chains, more or less, to a 3/4" iron pipe at the Southeast Corner of the North Half of the Southwest Quarter of the Northeast Quarter of said Section; thence South 10.073 chains to the place of beginning, and containing 9 1/2 acres, more or less.

POB = CE 1/16 S12

TL 600 S12 (11S-1W)

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

To Have and to Hold the same unto the said grantee and grantee's heirs, successors and assigns forever.

And said grantor hereby covenants to and with said grantee and grantee's heirs, successors and assigns, that grantor is lawfully seized in fee simple of the above granted premises, free from all encumbrances except that portion of said property lying in public roads and highways; easement for flume recorded in Book 67, page 120, Linn County Deed Records; and any easements and restrictions of record and that

grantor will warrant and forever defend the said premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, except those claiming under the above described encumbrances.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$60,000.00

However, the actual consideration consists of or includes other property or value given or promised which is the whole consideration (indicate which). (The sentence between the symbols ©, if not applicable, should be deleted. See ORS 93.030.)

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

In Witness Whereof, the grantor has executed this instrument this 15 day of December, 1981; if a corporate grantor, it has caused its name to be signed and seal affixed by its officers, duly authorized thereto by order of its board of directors.

Leland Gale Gaines
Linda Ann Gaines

(If executed by a corporation, affix corporate seal)

STATE OF OREGON,
County of Linn } ss.
December 15, 1981

STATE OF OREGON, County of _____) ss.
Personally appeared _____ and _____ who, being duly sworn,

Personally appeared the above named Leland Gale Gaines and Linda Ann Gaines

each for himself and not one for the other, did say that the former is the president and that the latter is the secretary of _____ a corporation,

and acknowledged the foregoing instrument to be their voluntary act and deed.

and that the seal affixed to the foregoing instrument is the corporate seal of said corporation and that said instrument was signed and sealed in behalf of said corporation by authority of its board of directors; and each of them acknowledged said instrument to be its voluntary act and deed.

James R. Rice
Notary Public for Oregon
My commission expires: 2/10/83

Before me: _____ (OFFICIAL SEAL)
Notary Public for Oregon
My commission expires: _____

GRANTOR'S NAME AND ADDRESS

GRANTEE'S NAME AND ADDRESS

After recording return to:
Warren Gill, Attorney
75 E. Oak
Lebanon, Oregon 97355

Until a change is requested all tax statements shall be sent to the following:
John DeJong
41621 Fish Hatchery Drive
Lebanon, Oregon 97355

STATE OF OREGON,

450 //
533504
January 19, 1982
STATE OF OREGON
County of Linn
I hereby certify that the attached was received and duly recorded by me in Linn County records:
Volume: MF 305 Page 541
At 8:20 O'clock a.m.
Witness by Hand and Seal
DEL. W. WILEY
Linn County Clerk
By *Del. W. Wiley* Deputy

By _____ Deputy

JAN 19 1982

13911

Transfer FROM map

S12, T11S, R1W, & S7, T11S, R1E, Linn County
Certificate 11960



1 IN = 1320 FT
0 660 1320

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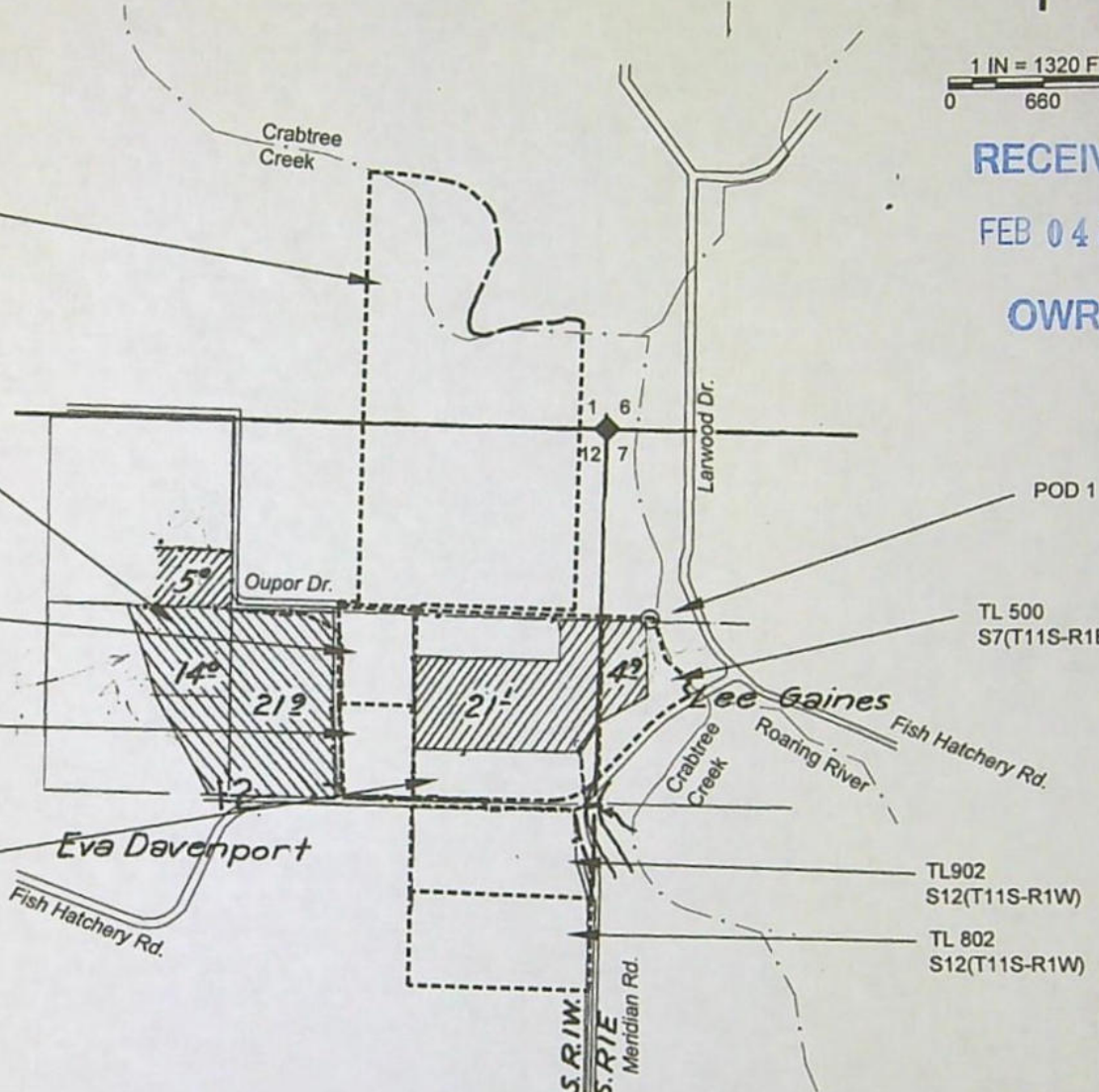
TL 800
S1(T11S-R1W)

THE WESTERN
PORTIONS ARE
NOT SUBJECT TO
THIS TRANSFER.

TL 500
S12(T11S-R1W)

TL 600
S12(T11S-R1W)

TL 900
S12(T11S-R1W)



LOCATIONS OF Points of Diversion (POD)
POD 1 340' E of NW corner of SW-NW of S7 (per Book 8, Page 85)

- NOTES:
- THIS MAP IS NOT INTENDED TO PROVIDE LEGAL DIMENSIONS OR LOCATIONS OF PROPERTY OWNERSHIP LINES.
 - THIS MAP IS BASED ON THE PERMIT MAPS FOR S-10519 AND BOOK8, PAGE 85. THE WEST PORTIONS OF THE IRRIGATION ARE NOT MOVING.
 - PROPERTY LINES AND QUARTER-QUARTER LINES ARE BASED ON THE TAX ASSESSOR MAP FOR SECTIONS 7 & 12.
 - WATER CONVEYANCE LINES ARE ALL WITHIN THE PROPERTY AND THEREFORE ARE NOT SHOWN.

LEGEND

- ▲ DONATION LAND CLAIM (DLC) CORNER (NONE IN AREA)
- ◆ SECTION CORNER
- POINT OF DIVERSION (POD)
- - - - - STREAM OR SURFACE DRAINAGE
- - - - - TAX LOT LINE
- SECTION LINE
- - - - - QUARTER-QUARTER LINE
- - - - - DLC LINES (NONE)
- ~~~~~ CONVEYANCE LINES (NOT SHOWN, ALL ON PROPERTY)



Exp. JUN 2022

MAP BY:
**ASPEN RURAL LAND
CONSULTING**
ERIC URSTADT, PE, PLS
971-250-1520
JAN 2022
WVL-FISHHATCHERY3C

13911

A-2/10

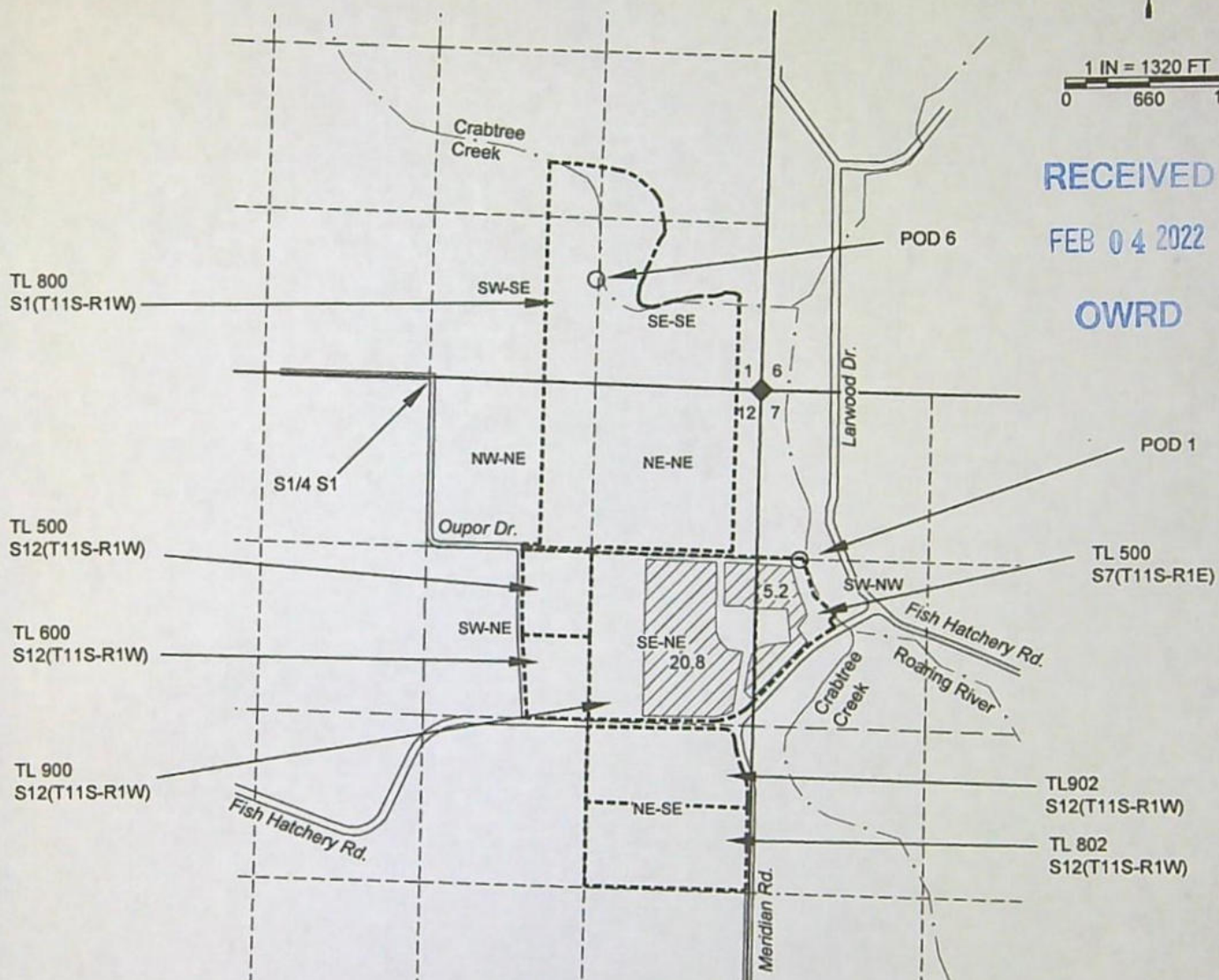
Transfer TO map

S1 & S12, T11S, R1W, & S7, T11S, R1E, Linn County Certificate 11960



1 IN = 1320 FT
0 660 1320

RECEIVED
FEB 04 2022
OWRD



LOCATIONS OF Points of Diversion (POD)
POD 1 340' E of NW corner of SW-NW of S7 (per Book 8, Page 85)
POD 6 760' N & 1335' E of S1/4 S1 (per aerial photo)

NOTES:
-THIS MAP IS NOT INTENDED TO PROVIDE LEGAL DIMENSIONS OR LOCATIONS OF PROPERTY OWNERSHIP LINES.
-PROPERTY LINES AND QUARTER-QUARTER LINES ARE BASED ON THE TAX ASSESSOR MAP FOR SECTIONS 7 & 12.
-NEW IRRIGATION IS BASED ON AERIAL PHOTO INTERPRETATION AND INPUT FROM THE FARMER.
-WATER CONVEYANCE LINES ARE ALL WITHIN THE PROPERTY AND THEREFORE ARE NOT SHOWN.

LEGEND

- DONATION LAND CLAIM (DLC) CORNER (NONE IN AREA)
- SECTION CORNER
- POINT OF DIVERSION (POD)
- STREAM OR SURFACE DRAINAGE
- TAX LOT LINE
- SECTION LINE
- QUARTER-QUARTER LINE
- DLC LINES (NONE)
- CONVEYANCE LINES (NOT SHOWN, ALL ON PROPERTY)



Exp. JUN 2022

MAP BY:
ASPEN RURAL LAND CONSULTING

13911 ERIC URSTADT, PE, PLS
971-250-1520
JAN 2022
WV-FISHHATCHERY3C

A-3/10

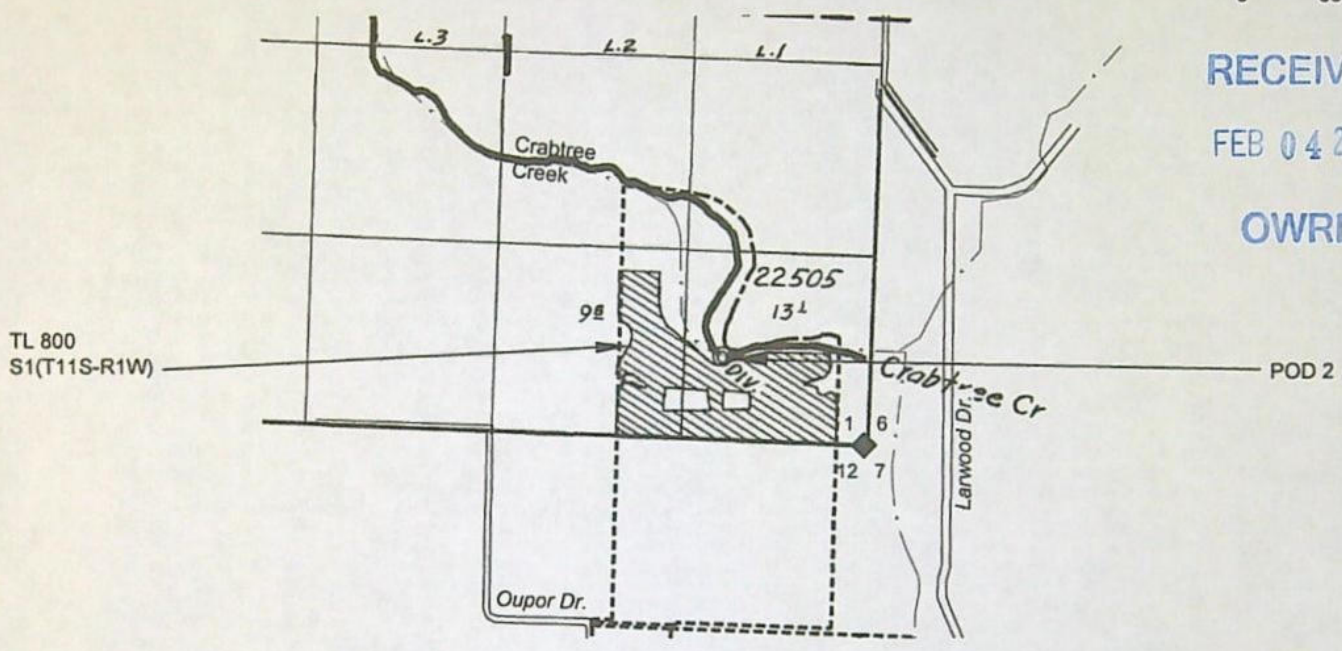
Transfer FROM map

S1, T11S, R1W, & S7, T11S, R1E, Linn County
Certificate 20900



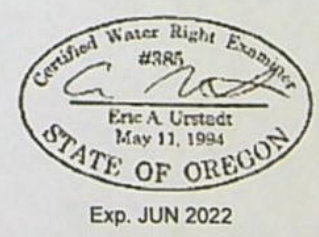
1 IN = 1320 FT
0 660 1320

RECEIVED
FEB 04 2022
OWRD



LOCATIONS OF Points of Diversion (POD)
POD 2 Coordinates not specified - (location per cert. 20900 map)

- NOTES:
- THIS MAP IS NOT INTENDED TO PROVIDE LEGAL DIMENSIONS OR LOCATIONS OF PROPERTY OWNERSHIP LINES.
 - THIS MAP IS BASED ON THE CERTIFICATE MAP FOR 20900. ALL OF THIS RIGHT IS MOVING.
 - PROPERTY LINES AND QUARTER-QUARTER LINES ARE BASED ON THE TAX ASSESSOR MAP FOR SECTIONS 7 & 12.
 - WATER CONVEYANCE LINES ARE ALL WITHIN THE PROPERTY AND THEREFORE ARE NOT SHOWN.



LEGEND

- ▲ DONATION LAND CLAIM (DLC) CORNER (NONE IN AREA)
- ◆ SECTION CORNER
- POINT OF DIVERSION (POD)
- - - - - STREAM OR SURFACE DRAINAGE
- - - - - TAX LOT LINE
- SECTION LINE
- - - - - QUARTER-QUARTER LINE
- - - - - DLC LINES (NONE)
- ~ ~ ~ ~ ~ CONVEYANCE LINES (NOT SHOWN, ALL ON PROPERTY)

MAP BY:
ASPEN RURAL LAND CONSULTING
ERIC URSTADT, PE, PLS
971-250-1520
JAN 2022
WVL-FISHHATCHERY3C

13911

A-4/10

Transfer TO map

S1 & S12, T11S, R1W, & S7, T11S, R1E, Linn County Certificate 20900

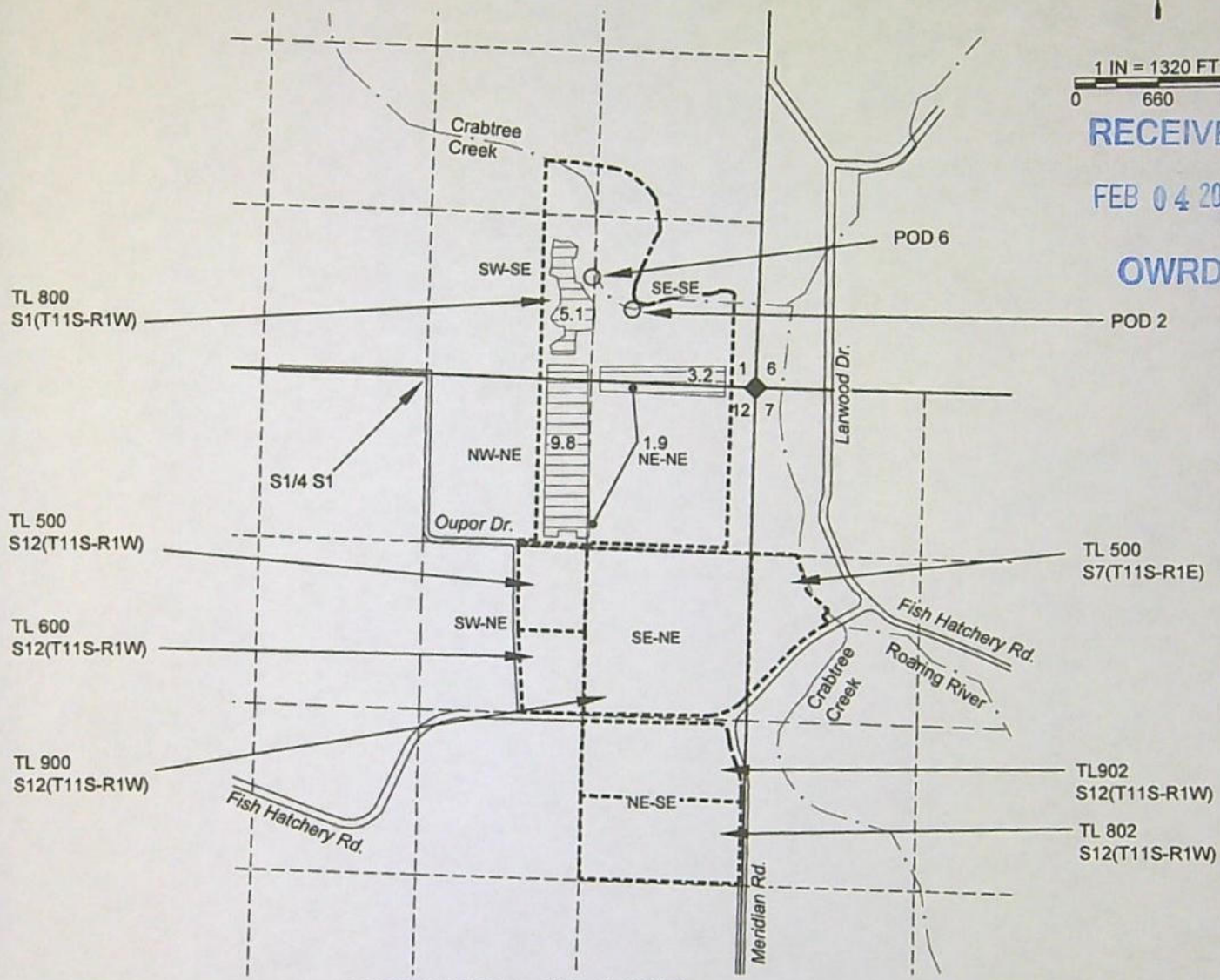


1 IN = 1320 FT
0 660 1320

RECEIVED

FEB 04 2022

OWRD



LOCATIONS OF Points of Diversion (POD)
 POD 2 Coordinates not specified - (location per cert. 20900 map)
 POD 6 760' N & 1335' E of S1/4 S1 (per aerial photo)

NOTES:
 -THIS MAP IS NOT INTENDED TO PROVIDE LEGAL DIMENSIONS OR LOCATIONS OF PROPERTY OWNERSHIP LINES.
 -PROPERTY LINES AND QUARTER-QUARTER LINES ARE BASED ON THE TAX ASSESSOR MAP FOR SECTIONS 7 & 12.
 -NEW IRRIGATION IS BASED ON AERIAL PHOTO INTERPRETATION AND INPUT FROM THE FARMER.
 -WATER CONVEYANCE LINES ARE ALL WITHIN THE PROPERTY AND THEREFORE ARE NOT SHOWN.



Exp. JUN 2022

- LEGEND**
- ▲ DONATION LAND CLAIM (DLC) CORNER (NONE IN AREA)
 - ◆ SECTION CORNER
 - POINT OF DIVERSION (POD)
 - STREAM OR SURFACE DRAINAGE
 - TAX LOT LINE
 - SECTION LINE
 - QUARTER-QUARTER LINE
 - DLC LINES (NONE)
 - CONVEYANCE LINES (NOT SHOWN, ALL ON PROPERTY)

MAP BY:
ASPEN RURAL LAND CONSULTING
 ERIC URSTADT, PE, PLS
 971-250-1520
 DEC 2021
 WVL-FISHHATCHERY2E

13911

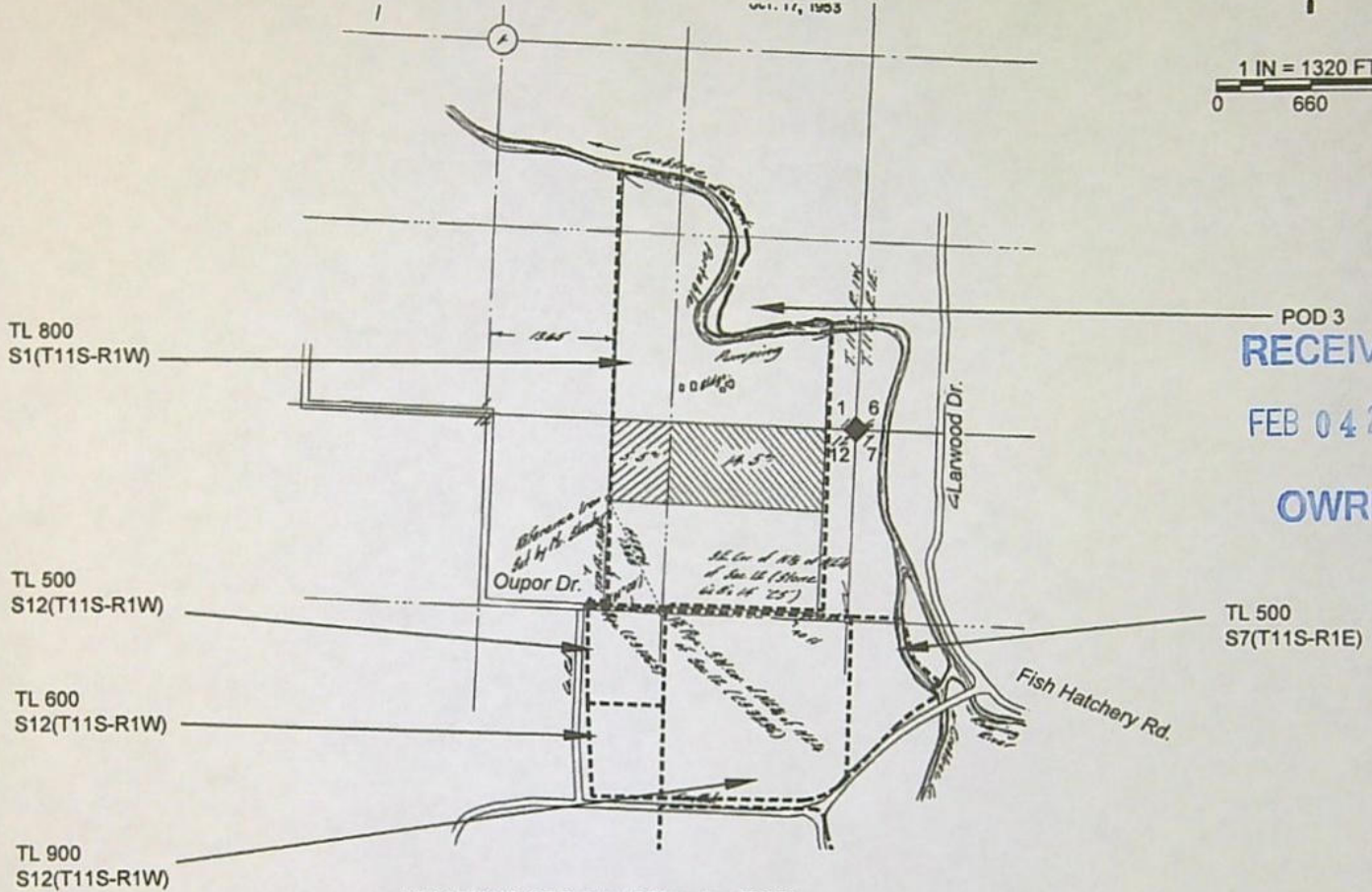
A-5/10

Transfer FROM map

S1 & S12, T11S, R1W, & S7, T11S, R1E, Linn County Certificate 24544



1 IN = 1320 FT
0 660 1320



POD 3
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OWRD

LOCATIONS OF Points of Diversion (POD)
POD 3 SE1/4-SE1/4 S1 (Cert. 24544 map says portable pumping)

NOTES:

- THIS MAP IS NOT INTENDED TO PROVIDE LEGAL DIMENSIONS OR LOCATIONS OF PROPERTY OWNERSHIP LINES.
- THIS MAP IS BASED ON THE CERTIFICATE MAP FOR 24544. ALL OF THIS RIGHT IS MOVING.
- PROPERTY LINES AND QUARTER-QUARTER LINES ARE BASED ON THE TAX ASSESSOR MAP FOR SECTION 12.
- WATER CONVEYANCE LINES ARE ALL WITHIN THE PROPERTY AND THEREFORE ARE NOT SHOWN.



Exp. JUN 2022

LEGEND

- DONATION LAND CLAIM (DLC) CORNER (NONE IN AREA)
- SECTION CORNER
- POINT OF DIVERSION (POD)
- STREAM OR SURFACE DRAINAGE
- TAX LOT LINE
- SECTION LINE
- QUARTER-QUARTER LINE
- DLC LINES (NONE)
- CONVEYANCE LINES (NOT SHOWN, ALL ON PROPERTY)

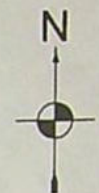
MAP BY:
ASPEN RURAL LAND CONSULTING
ERIC URSTADT, PE, PLS
971-250-1520
JAN 2022
WVL-FISHHATCHERY3C

13911

A-6/10

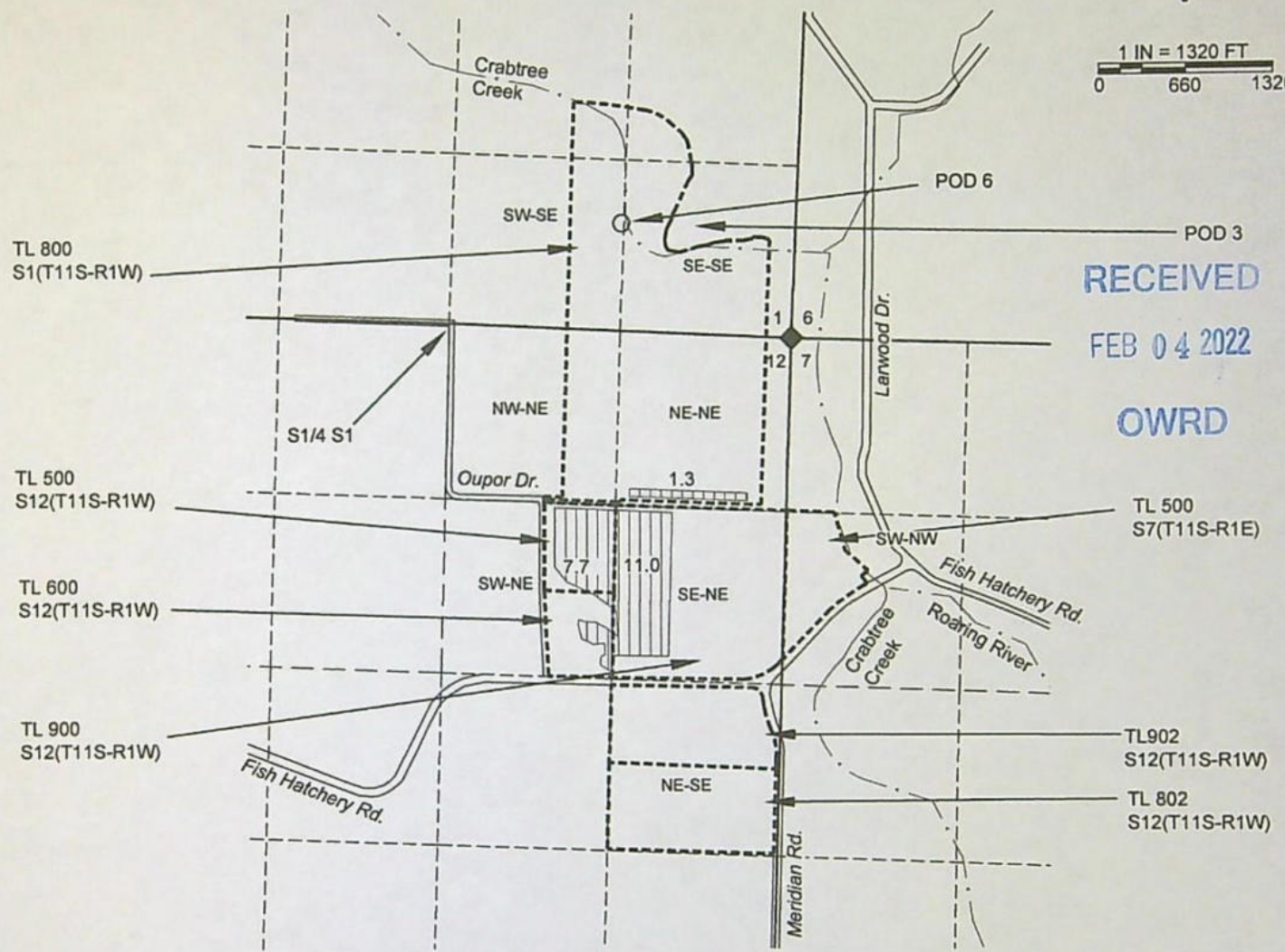
Transfer TO map

S1 & S12, T11S, R1W, & S7, T11S, R1E, Linn County Certificate 24544



1 IN = 1320 FT
0 660 1320

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OWRD



LOCATIONS OF Points of Diversion (POD)
 POD 3 SE1/4-SE1/4 S1 (Cert. 24544 map says portable pumping)
 POD 6 760' N & 1335' E of S1/4 S1 (per aerial photo)

- NOTES:
 -THIS MAP IS NOT INTENDED TO PROVIDE LEGAL DIMENSIONS OR LOCATIONS OF PROPERTY OWNERSHIP LINES.
 -PROPERTY LINES AND QUARTER-QUARTER LINES ARE BASED ON THE TAX ASSESSOR MAP FOR SECTION 12.
 -NEW IRRIGATION IS BASED ON AERIAL PHOTO INTERPRETATION AND INPUT FROM THE FARMER.
 -WATER CONVEYANCE LINES ARE ALL WITHIN THE PROPERTY AND THEREFORE ARE NOT SHOWN.



Exp. JUN 2022

- LEGEND**
- DONATION LAND CLAIM (DLC) CORNER (NONE IN AREA)
 - SECTION CORNER
 - POINT OF DIVERSION (POD)
 - STREAM OR SURFACE DRAINAGE
 - TAX LOT LINE
 - SECTION LINE
 - QUARTER-QUARTER LINE
 - DLC LINES (NONE)
 - CONVEYANCE LINES (NOT SHOWN, ALL ON PROPERTY)

13911

MAP BY:
ASPEN RURAL LAND CONSULTING
 ERIC URSTADT, PE, PLS
 971-250-1520
 DEC 2021
 WVL-FISHHATCHERY3C

Transfer FROM map

S12, T11S, R1W, & S7, T11S, R1E, Linn County Certificate 43932



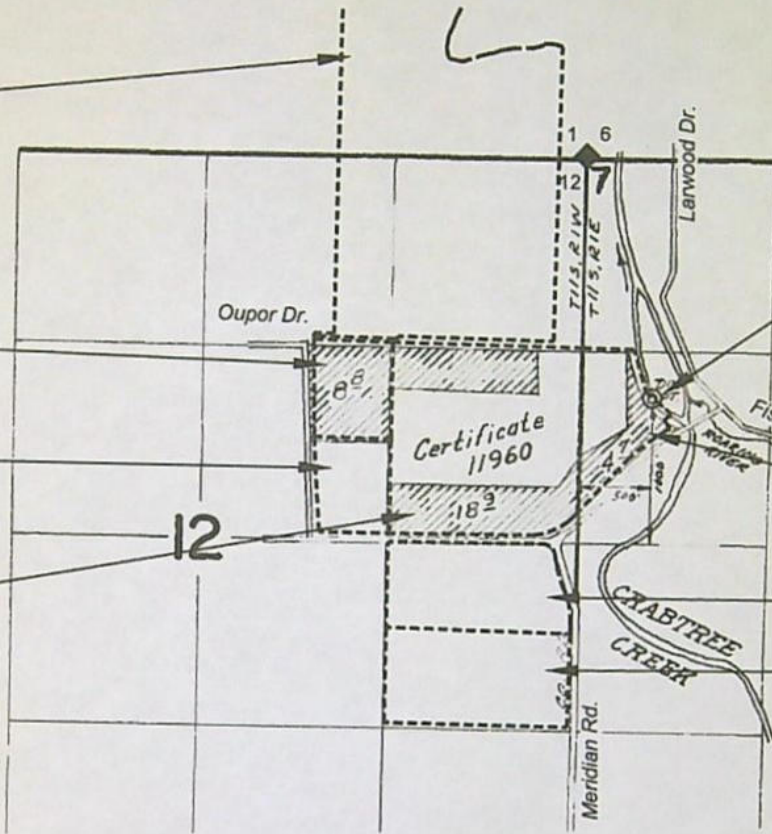
1 IN = 1320 FT
0 660 1320

TL 800
S1(T11S-R1W)

TL 500
S12(T11S-R1W)

TL 600
S12(T11S-R1W)

TL 900
S12(T11S-R1W)



POD 4

TL 500
S7(T11S-R1E)

TL902
S12(T11S-R1W)

TL 802
S12(T11S-R1W)

LOCATIONS OF Points of Diversion (POD)
POD 4 1000' N & 500' E of W1/4 of S7 (per cert. 43292)

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- NOTES:
- THIS MAP IS NOT INTENDED TO PROVIDE LEGAL DIMENSIONS OR LOCATIONS OF PROPERTY OWNERSHIP LINES.
 - THIS MAP IS BASED ON THE CERTIFICATE MAP FOR 43292. ALL OF THIS RIGHT IS MOVING.
 - PROPERTY LINES AND QUARTER-QUARTER LINES ARE BASED ON THE TAX ASSESSOR MAP FOR SECTIONS 7 & 12.
 - WATER CONVEYANCE LINES ARE ALL WITHIN THE PROPERTY AND THEREFORE ARE NOT SHOWN.



Exp. JUN 2022

LEGEND

- ◆ DONATION LAND CLAIM (DLC) CORNER (NONE IN AREA)
- ◆ SECTION CORNER
- POINT OF DIVERSION (POD)
- - - - - STREAM OR SURFACE DRAINAGE
- - - - - TAX LOT LINE
- SECTION LINE
- - - - - QUARTER-QUARTER LINE
- - - - - DLC LINES (NONE)
- ~ CONVEYANCE LINES (NOT SHOWN, ALL ON PROPERTY)

13911

MAP BY:
ASPEN RURAL LAND CONSULTING
 ERIC URSTADT, PE, PLS
 971-250-1520
 JAN 2022
 WWL-FISHHATCHERY3C

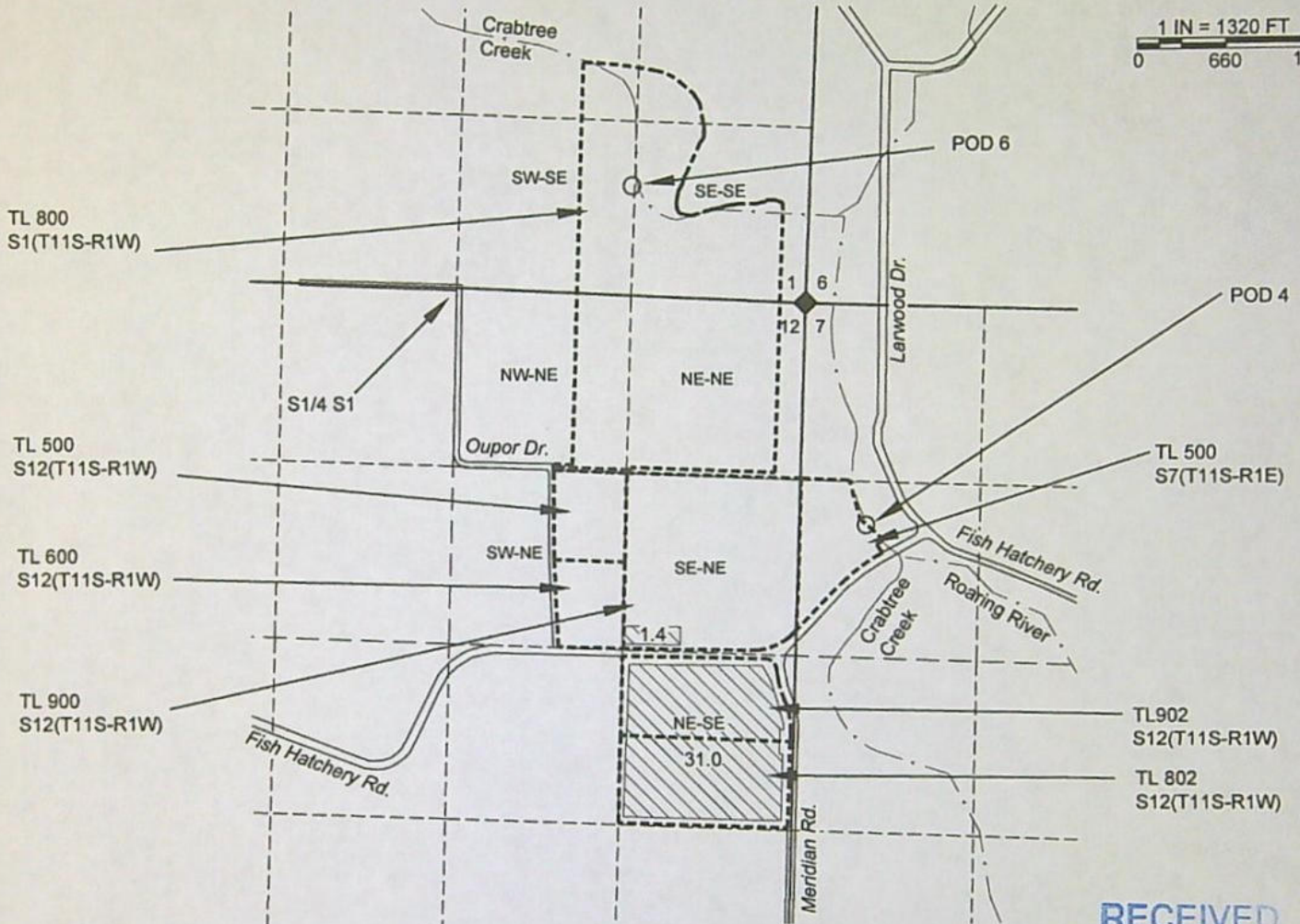
A - 8/10

Transfer TO map

S1 & S12, T11S, R1W, & S7, T11S, R1E, Linn County Certificate 43932



1 IN = 1320 FT
0 660 1320



LOCATIONS OF Points of Diversion (POD)
 POD 4 1000' N & 500' E of W1/4 of S7 (per cert. 43292)
 POD 6 760' N & 1335' E of S1/4 S1 (per aerial photo)

RECEIVED

FEB 04 2022

OWRD

NOTES:

- THIS MAP IS NOT INTENDED TO PROVIDE LEGAL DIMENSIONS OR LOCATIONS OF PROPERTY OWNERSHIP LINES.
- PROPERTY LINES AND QUARTER-QUARTER LINES ARE BASED ON THE TAX ASSESSOR MAP FOR SECTION 12.
- NEW IRRIGATION IS BASED ON AERIAL PHOTO INTERPRETATION AND INPUT FROM THE FARMER.
- WATER CONVEYANCE LINES ARE ALL WITHIN THE PROPERTY AND THEREFORE ARE NOT SHOWN.



Exp. JUN 2022

LEGEND

- ▲ DONATION LAND CLAIM (DLC) CORNER (NONE IN AREA)
- ◆ SECTION CORNER
- POINT OF DIVERSION (POD)
- STREAM OR SURFACE DRAINAGE
- TAX LOT LINE
- SECTION LINE
- QUARTER-QUARTER LINE
- DLC LINES (NONE)
- ~~~~~ CONVEYANCE LINES (NOT SHOWN, ALL ON PROPERTY)

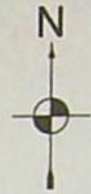
MAP BY:
ASPEN RURAL LAND CONSULTING
 ERIC URSTADT, PE, PLS
 971-250-1520
 DEC 2021
 WVL-FISHHATCHERY3C

13911

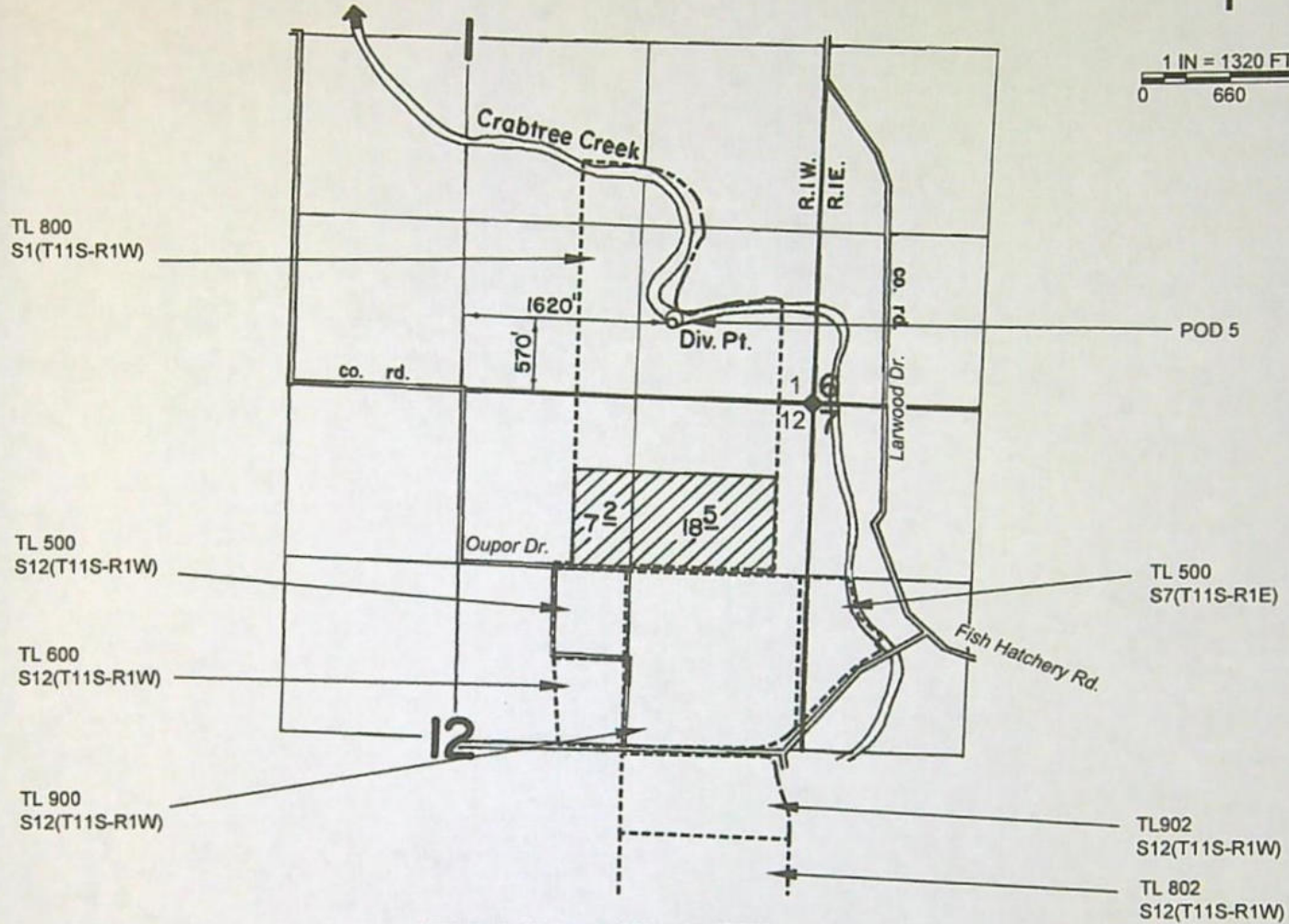
A - 9/10

Transfer FROM map

S1 & S12, T11S, R1W, Linn County
Certificate 46456



1 IN = 1320 FT
0 660 1320



LOCATIONS OF Points of Diversion (POD)
POD 5 570' N & 1620' E of S1/4 of S1 (per cert. 46456)

NOTES:

- THIS MAP IS NOT INTENDED TO PROVIDE LEGAL DIMENSIONS OR LOCATIONS OF PROPERTY OWNERSHIP LINES.
- THIS MAP IS BASED ON THE CERTIFICATE MAP FOR 46456. ALL OF THIS RIGHT IS MOVING.
- PROPERTY LINES AND QUARTER-QUARTER LINES ARE BASED ON THE TAX ASSESSOR MAP FOR SECTION 12.
- WATER CONVEYANCE LINES ARE ALL WITHIN THE PROPERTY AND THEREFORE ARE NOT SHOWN.

RECEIVED

FEB 04 2022

OWRD



Exp. JUN 2022

LEGEND

- ▲ DONATION LAND CLAIM (DLC) CORNER (NONE IN AREA)
- ◆ SECTION CORNER
- POINT OF DIVERSION (POD)
- STREAM OR SURFACE DRAINAGE
- - - - TAX LOT LINE
- SECTION LINE
- - - - QUARTER-QUARTER LINE
- DLC LINES (NONE)
- ~~~~~ CONVEYANCE LINES (NOT SHOWN, ALL ON PROPERTY)

13911

MAP BY:
ASPEN RURAL LAND CONSULTING
 ERIC URSTADT, PE, PLS
 971-250-1520
 JAN 2022
 WVL-FISHHATCHERY3C

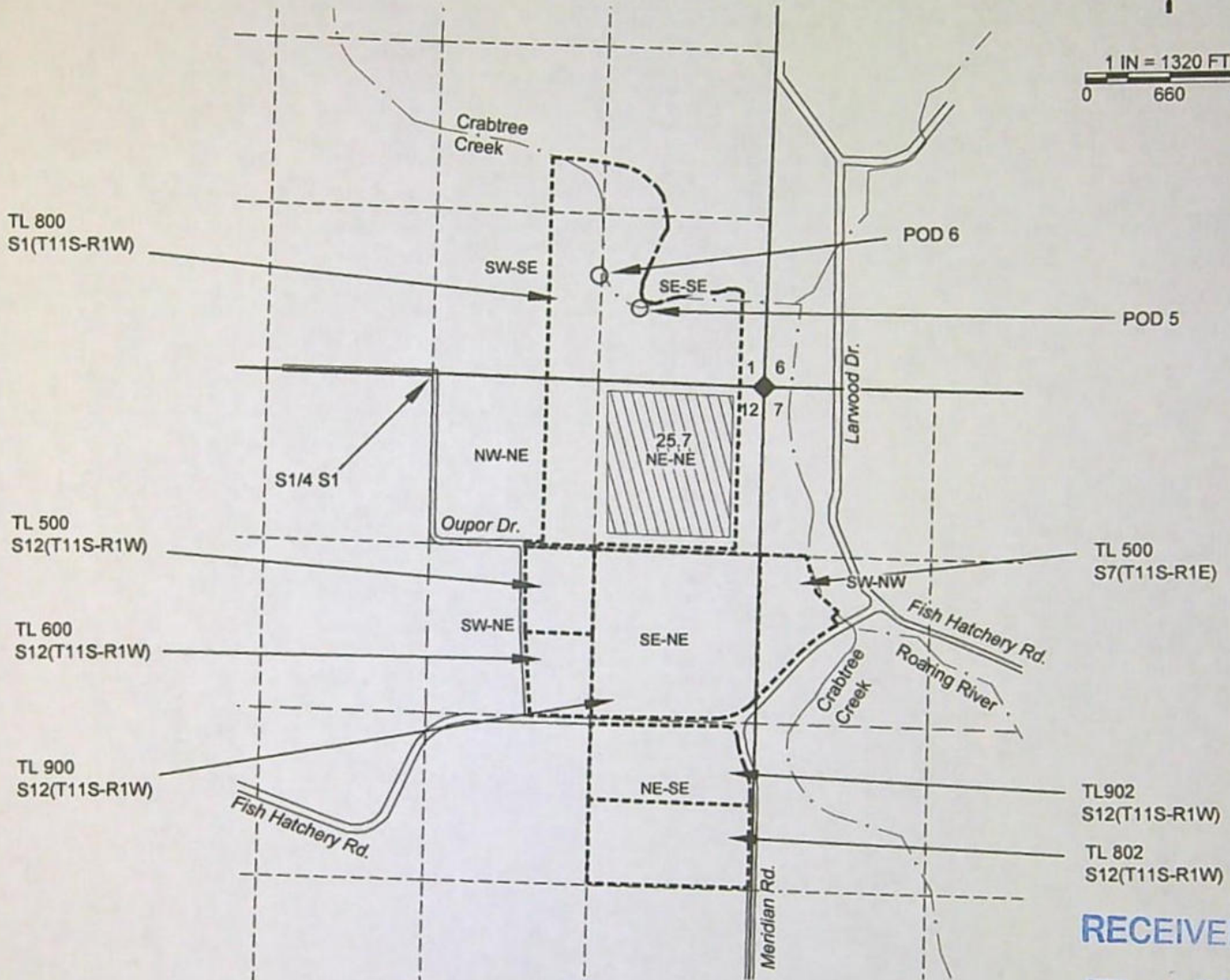
A - 10/10

Transfer TO map

S1 & S12, T11S, R1W, Linn County
Certificate 46456



1 IN = 1320 FT
0 660 1320



LOCATIONS OF Points of Diversion (POD)
POD 5 570' N & 1620' E of S1/4co
of S1 (per cert. 46456)
POD 6 760' N & 1335' E of S1/4 S1 (per aerial photo)

NOTES:

- THIS MAP IS NOT INTENDED TO PROVIDE LEGAL DIMENSIONS OR LOCATIONS OF PROPERTY OWNERSHIP LINES.
- PROPERTY LINES AND QUARTER-QUARTER LINES ARE BASED ON THE TAX ASSESSOR MAP FOR SECTION 12.
- NEW IRRIGATION IS BASED ON AERIAL PHOTO INTERPRETATION AND INPUT FROM THE FARMER.
- WATER CONVEYANCE LINES ARE ALL WITHIN THE PROPERTY AND THEREFORE ARE NOT SHOWN.

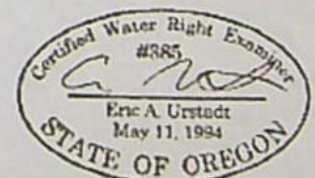
LEGEND

- ▲ DONATION LAND CLAIM (DLC) CORNER (NONE IN AREA)
- ◆ SECTION CORNER
- POINT OF DIVERSION (POD)
- STREAM OR SURFACE DRAINAGE
- TAX LOT LINE
- SECTION LINE
- QUARTER-QUARTER LINE
- DLC LINES (NONE)
- ~~~~~ CONVEYANCE LINES (NOT SHOWN, ALL ON PROPERTY)

RECEIVED

FEB 04 2022

OWRD



Exp. JUN 2022

MAP BY:
ASPEN RURAL LAND CONSULTING
ERIC URSTADT, PE, PLS
971-250-1520
JAN 2022
WVL-FISHHATCHERY3C

13911

PLN-2022-00069

Land Use Information Form

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

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FEB 04 2022

OWRD

Applicant(s): Willamette Valley Land, LLC

Mailing Address: PO Box 99

City: Lafayette

State: OR

Zip Code: 97127

Daytime Phone: 503.437.4833

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:
11S	1E	7	N/A	500	Excl Farm Use	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>irrigation</u>
11S	1W	1	N/A	800	Excl Farm Use	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>irrigation</u>
11S	1W	12	N/A	500, 600, 900, 902	Excl Farm Use	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>irrigation</u>
11S	1W	12	N/A	802	Farm Forest	<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:

Linn County

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) Crabtree Creek

Estimated quantity of water needed: 1.56 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:

The applicant is moving water around to better use the water for new crops and new farming practices.

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. →

D-2/2

For Local Government Use Only

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

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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): Linn County Code 928.310 (B) (1)
- Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) If approvals have been obtained but all appeal periods have not ended, check "Being pursued."

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

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

Name: Ashley Heyberger Title: Assistant Planner
 Signature: [Signature] Phone: 541-967-3816 Date: 1/28/2022
 Government Entity: Linn County

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: _____

Permanent Transfer Application Intake Completion Checklist

Check the Certificate(s) in WRIS

Transfer # T- 13911

Checked by: <u>J. Carr</u>	Type of Change(s) <i>Proposed:</i> <i>Mark the Proposed Changes</i>	Substitution	Supplemental to Primary	<input checked="" type="checkbox"/> POU	<input type="checkbox"/> POD	<input checked="" type="checkbox"/> APOD
Date: <u>2/7/22</u>		Gov Action	Surface to Ground	<input type="checkbox"/> USE	<input type="checkbox"/> POA	<input checked="" type="checkbox"/> APOA
Fee Received: <u>5300.00</u>						
Calculated Fee:		<i>How many rights to be Transferred?</i>				
		Certificate # <u>11960</u>				
<i>Additional Observations:</i> <u>Δ to a common APOA</u>		<u>20900</u>				
		<u>24544</u>				
		<u>43292</u>				
		<u>46456</u>				

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 moving to like POA
If no, then the transfer application **CANNOT** be accepted. See attached "3220" Decision Tree Flowchart.
5. For multiple certificates do each of the certificates listed on Application Page 1 have their own separate completed Part 5 tables 1 & 2?
If no, which certificate(s) are missing a separate Part 5 tables 1 & 2? _____
6. Is the map prepared and signed by a CWRE? Does the map meet requirements?
If no, what is missing? _____. Map waiver included? Yes No
7. If a change in point of appropriation (POA), have the well logs been included? N/A.
8. If a change in place of use (POU) within Umatilla County, have the applicant(s) provided a Supplemental Form U? N/A.
9. If all boxes on this checklist are checked (with no remaining deficiencies identified), **ACCEPT** the application. Put this application intake completeness check sheet in the transfer folder.

OR: If all boxes to the left are **NOT** checked, then this application is deficient and **CANNOT** be accepted. It should be returned and the deficiencies listed in the "staff" section at the bottom of Application Page 1, unless the applicant or agent can resolve the deficiencies within 2-3 days.

Actions taken: _____ Date: _____

Permanent Transfer Application Intake Completion Checklist

FEE WORKSHEET for PERMANENT TRANSFER (except Substitution)			
1	Base Fee (includes one type of change to one water right for up to 1 cfs)	1	\$1,360
	Types of change proposed: <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) <i>If only one change, this will be 0.</i>		
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) <i>If only one water right this will be 0</i>		
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) <i>If only one well this will be 0.</i> 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? 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	0
8	Subtract line 7 from line 6 » » » » » » » » » » » » » » » Transfer Fee:	8	

Aspen

Rural Land Consulting

Water Resources, Water Rights, Land
Surveying, Engineering, Land Use Planning

ERICURSTADT@HOTMAIL.COM
971-250-1520 (MOBILE)

Water Resources Department
Attn: Transfer Section
725 Summer Street NE, Ste. A
Salem, OR, 97301

21 December 2021

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Subject: New Transfer application

To Whom It May Concern,

Enclosed is an application for a new transfer together with the following attachments:

- A. Transfer FROM and TO maps
- B. Evidence of Use affidavit and supporting documents
- C. Consent from Landowner
- D. Land Use Information
- E. Current Deeds of FROM lands
- F. A check made out to "Oregon Water Resources Department" for \$5300.00.

Please let me know if there are any concerns or you need any more information.

Respectfully,
Aspen Rural Land Consulting

Eric Urstadt, PE, PLS



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

November 4, 2024

WILLAMETTE VALLEY LAND, LLC
C/O PAUL KUEHNE
PO BOX 99
LAFAYETTE, OR 97127

SUBJECT: Water Right Transfer Application T-13911 Your water right transfer will be ready for issuance of the Preliminary Determination, once the Department receives payment for publication of the newspaper notice.

Items needed before the next phase of processing...

At this time you need to:

1. submit a check in the amount of \$353.59 (to cover cost of publication of the notice), made out to the Oregon Water Resources Department.
2. write **"for T-13911 NOTICE"** on the front of your check, and
3. submit it with the tracking stub at the bottom of this letter.

Mail the check to 725 Summer St. NE, Suite A, Salem, OR 97301-1266, **no later than December 4, 2024.**

What happens next...

Shortly after receiving payment, the Department will issue the Preliminary Determination, initiate publication in the Lebanon Express newspaper, and also publish the notice on the Department's weekly notice. Publication of the notice will initiate a protest period during 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.

If we do not receive payment for newspaper notice by December 4, 2024, a Preliminary Determination may be issued denying the application as incomplete.

Please don't hesitate to contact me at 971 304-5006 or Dante.J.Luongo@water.oregon.gov if I may be of assistance.

Sincerely,
Dante Luongo
Transfer Specialist
Transfer and Conservation Section

cc: T-13911
Gregory J. Wacker, District 16 Watermaster (via e-mail)
Eric Anthony Urstadt, Agent for the applicant (via e-mail)

✂-----
Attached is a check in the amount of \$353.59 (PCA #46118) for Newspaper Notice for Transfer T-13911 made out to Oregon Water Resources Department (or WRD)

- **"for T- 13911 NOTICE" written on front of check**

Mail to: Oregon Water Resources Department
725 Summer St. NE, Suite A
Salem, OR 97301-1266

Caseworker: Dante Luongo

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