Temporary

T-14203

DO DITO

Name Aaron Wesler Hard Rock Farmland LLC

Address PO Box 22.6 Christmas Valley, OR 97641 Wester hay forms @gmail.com		N OF WATER RIGHT(s) 入			Date <u>3-12-23</u>	Amount <i>#1,333.13</i>	Receipt # 140391
	Trib. of Peters	CR SINK					
Change in POU Date Filed $3/27/2023$ Initial notice date $4/4/2023$	Quantity of water (CF	S)	No. of Acres				
DPD issued date PD issued date PD notice date	App# G 10123	Per # <u>G 9201</u> Per #	Cert # 64853 Cert #	PR Date 1/26/1981		FEES REFUN	NDED
Date of FO12/22/2023 Vol129 Page 570-5	273 App#	Per #	Cert # Cert #	PR Date PR Date	Date	Amount	Receipt #
C-Date COBU due date COBU Received date Certificate issued Assignments:			Cert #	PR Date			
Agent John Short/Water right services we	- Johnshort@usa	.com		Ξ			
CWRE Lake County CC's list							
- Oversized map – Location							

WATER RIGHT TRANSFER COVER SHEET

Transfer Specialist: Scott

Applicant:	Agent:	Receiving Landowner:
AARON J WESLER	JOHN A. SHORT	
PO BOX 226	PO BOX 1830	
CHRISTMAS VALLEY, OR 97641	BEND, OR 97709	
Current Landowner if other than Applicant:	<u>CWRE</u> :	Irrigation District:
Affected Local Gov'ts:	Affected Tribal Gov't:	BOR Notified (date):
Lake County Planning Department		

Water Rights Affected

Transfer: T-14203

App. File # or Decree Name	Permit	Certificate
10123	G-9201	64853
	App. File # or Decree Name 10123	

Key Dates & Initial Actions (Support Staff)

Rec'd: March 27, 2023	Proposed Action(s): PLACE OF USE		
Fees Pd: 1333.13	Acknowledgement Letter Sent	Basin: 13 Goose & Summer Lake	
Initial Public Notice:	County sent cc: of Ack Letter	County: LAKE	
WM District: 11 Jeremy T. Giffin	WM Review request sent:	WM Review date received:	
Groundwater	GW Review sent:	GW Review date received:	

Peer Review:

Document	Drafted	Peer Review	Coordinator	Changes Made	Signature Bin	Signature Date
FO	Date: 11 7 23 Initials: 5201	Date: 11/22/23 Initials: Joan	Date: 12/8/23 Initials:	Date: 12/19/23 Initials: 52.04	Date: 12 19 23 No. of docs for sig: WM Sheet	Date: 12/22/23

Special Issues: _____

Special Order Volume: Vol. 129 Pages 570-573



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

December 22, 2023

Aaron J. Wesler PO Box 226 Christmas Valley, OR 97641

REFERENCE: District Temporary Transfer Application T-14203

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

The temporary change shall be effective at the **beginning of the <u>2023</u>** irrigation season. The use shall revert to the original authorized place of use at the end of the <u>2027</u> irrigation season.

If you have any questions related to the approval of this temporary transfer, you may contact your caseworker, Scott Grew, by telephone at (503) 986-0890 or by e-mail at <u>Scott.a.grew@water.oregon.gov</u>.

Sincerely,

Elype Richman

Elyse Richman Water Rights Services Support Transfers and Conservation Section

cc: Jeremy T. Giffin, Watermaster Dist. # 11 (via email) John A. Short, Agent

Enclosure

BEFORE THE WATER RESOURCES DEPARTMENT OF THE STATE OF OREGON

In the Matter of Transfer Application T-14203, Lake County FINAL ORDER APPROVING A TEMPORARY CHANGE IN PLACE OF USE

Authority

Oregon Revised Statute (ORS) 537.705 and 540.505 to 540.580 establish the process in which a water right holder may submit a request to temporarily transfer the place of use and, if necessary to convey the water to the temporary place of use, the point of appropriation authorized under an existing water right. Oregon Administrative Rule (OAR) Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicant

AARON WESLER HARD ROCK FARMLAND, LLC PO BOX 226 CHRISTMAS VALLEY, OR 97641

Findings of Fact

- On March 27, 2023, AARON WESLER / HARD ROCK FARMLAND, LLC, filed an application to temporarily change the place of use under Certificate 64853 for a period of 5 years. The Department assigned the application number T-14203.
- Notice of the application for transfer was published on April 4, 2023, pursuant to OAR 690-380-4000.
- On October 25, 2023, the Department sent a deficiency letter because of insufficient evidence to establish proof of beneficial use of water on the pivot corners within the previous five years. The Department requested that the deficiencies be resolved by November 20, 2023. The agent responded on November 3, 2023, with further evidence of use.

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may 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. The right to be transferred is as follows:

Certificate:	64853 in the name of LOMA VISTA FARMS BY WILLIAM B. COIT (perfected under Permit G-9201)
Use:	IRRIGATION of 141.9 ACRES
Priority Date:	JANUARY 26, 1981
Rate:	1.77 CUBIC FEET PER SECOND
Limit/Duty:	The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE- EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.
Source:	A WELL in the FORT ROCK BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
25 S	18 E	WM	2	NW NW	4	1320 FEET SOUTH AND 1310 FEET EAST FROM THE NW CORNER OF SECTION 2

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
25 S	18 E	WM	2	NE NW	3	36.9
25 S	18 E	WM	2	NWNW	4	36.1
25 S	18 E	WM	2	SW NW		36.8
25 S	18 E	WM	2	SE NW		32.1
					Total	141.9

5. Temporary Transfer Application T-14203 proposes to temporarily change the place of use of the right to:

			IRRIGA	TION		
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
25 S	18 E	WM	2	NW NE	2	5.4
25 S	18 E	WM	2	SW NE		11.6
25 S	18 E	WM	2	NE NW	3	33.8
25 S	18 E	WM	2	NW NW	4	32.8
25 S	18 E	WM	2	SW NW		28.7
25 S	18 E	WM	2	SE NW		29.6
					Total	141.9

Temporary Transfer Review Criteria

6. Water has been used within the last five years according to the terms and conditions of the right. There is no evidence available that would demonstrate that the right is subject to forfeiture under ORS 540.610.

- 7. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing right are present.
- The proposed change would prevent the lands from which the water right is removed during the period of the temporary transfer from receiving water under the transferred right, as required by ORS 540.523(7).
- 9. The proposed change would not result in injury to other water rights. This finding is made through an abbreviated review recognizing that the transfer may be revoked under ORS 540.523(5) if the Department later finds that the transfer is causing injury to any existing water right.

Conclusions of Law

The temporary change in place of use proposed in Temporary Transfer Application T-14203 is consistent with the requirements of ORS 540.523 and OAR 690-380-8000.

Now, therefore, it is ORDERED:

- The temporary change in place of use proposed in Temporary Transfer Application T-14203 is approved.
- 2. The former place of use shall not be irrigated as part of this water right during the 2023, 2024, 2025, 2026, and 2027 irrigation seasons.
- 3. The use shall revert to the authorized place of use at the end of the 2027 irrigation season.
- The approval of this temporary transfer may be revoked or modified if the Department finds the change causes injury to any existing water right.
- A subsequent application for permanent transfer of Certificate 64853 shall be subject to a full and complete review to determine consistency with the requirements of OAR Chapter 690, Division 380. Approval of this temporary transfer does not establish a precedent for approval of a subsequent application filed for a permanent transfer.
- The use of water at the temporary place of use authorized by this transfer shall be in accordance with the terms and conditions of Certificate 64853.
- The time during which water is used under this approved temporary transfer does not apply toward a finding of forfeiture under ORS 540.610.

- 8. Water use measurement conditions:
 - a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of appropriation.
 - b. The water user shall maintain the meters or measuring devices in good working order.
 - c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.

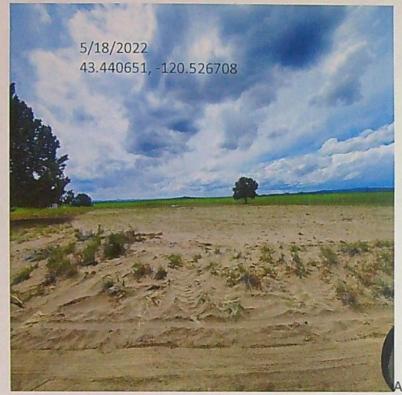
Dated in Salem, Oregon on

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

Mailing Date:

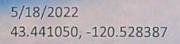
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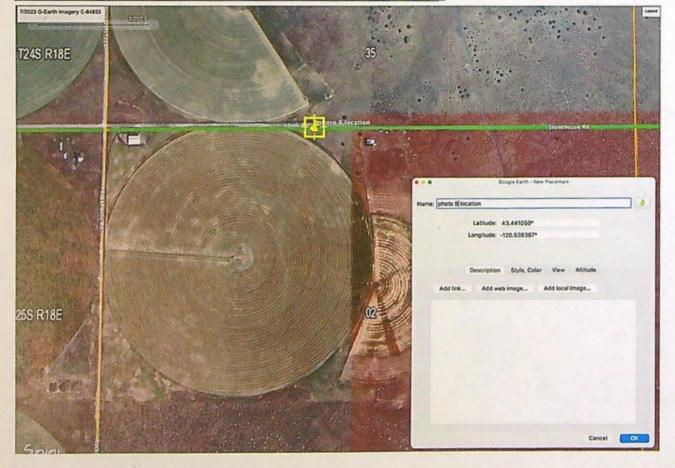
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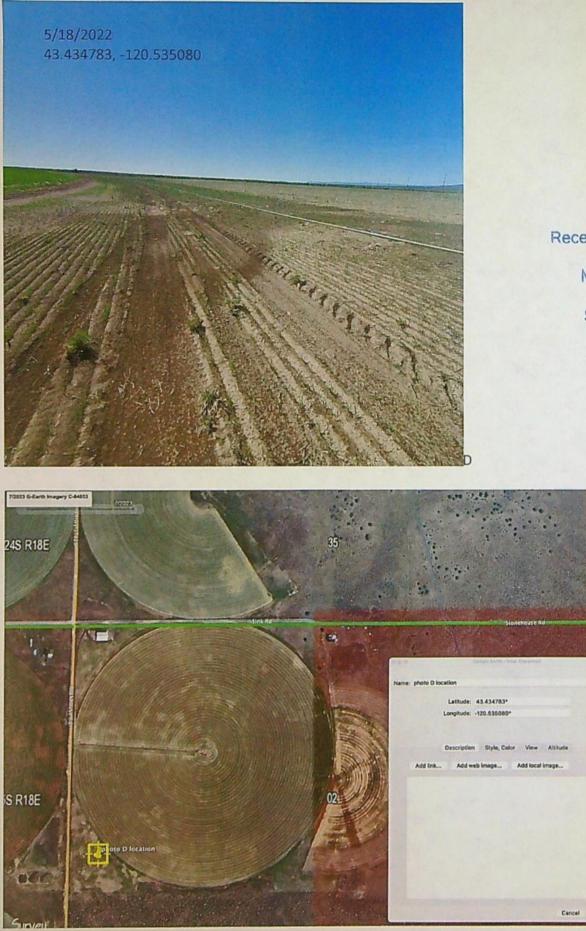
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focal image.

Cancel

OK

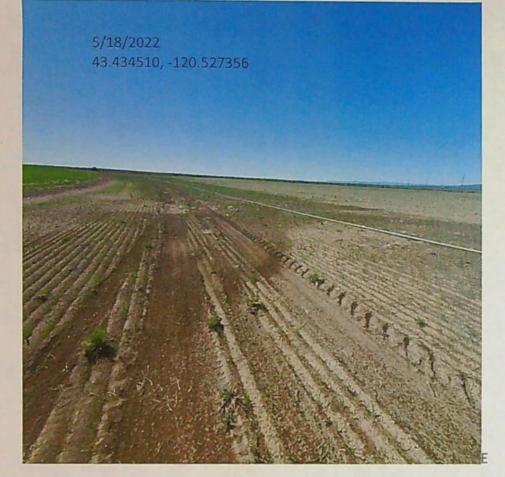


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GREW Scott A * WRD

From: Sent: To: Cc: Subject: Attachments:

10.00

Bryce Withers <brycewrs@gmail.com> Friday, November 3, 2023 1:11 PM GREW Scott A * WRD GIFFIN Jeremy T * WRD; Aaron wesler Re: T-14203 HARD ROCK FARMLAND, LLC C-64853_PHOTOS.pdf

Hi Scott,

I created a pdf that has all the photos with coordinates and dates embedded. Let me know if there are any issues with this one. Thank you.

On Thu, Nov 2, 2023 at 12:08 PM Bryce Withers <<u>brycewrs@gmail.com</u>> wrote: Hi Scott,

Attached are July 2023 aerial photos with ground photo locations referenced taken during May of the 2022 irrigation season when Mr. Wesler farmed the corners of the water right. Mr. Wesler worked hard to irrigate the authorized place of use that falls outside the pivot area and documented with receipts and photos of his efforts as best as he could to facilitate the transfer as the sporadic aerial imagery didn't always capture his efforts. It was our intent to file for the temporary transfer using the receipts only until updated aerial imagery was released showing the more recent farming, as we plan to submit a permanent transfer in the future.

The purpose of the transfer is to correct the issues with the place of use that have been identified. Also Temporary Transfer T-13964 was approved in May 2023 as a temporary solution to some of these issues. T-9395 was previously in effect and thought by Mr. Wesler to have been a permanent change, but was in fact temporary. Again, the plan is to apply for a similar permanent transfer in the future to fix the issues for the long term.

We feel that these items meet the requirements needed to move forward with the transfer, thank you for your consideration. Please let Mr. Wesler and I know if you have any questions or need any additional information.

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64853_PHOTO_F_MAP.png	
A_PHOTO_ne_corner2_VW_Place_C-64853.JPG	



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Bryce Withers

Water Right Specialist (541)408-1400 cell

Water Right Services, LLC PO Box 1830 Bend, OR 97709 https://oregonwater.us

Bryce Withers

Water Right Specialist (541)408-1400 cell

Water Right Services, LLC PO Box 1830 Bend, OR 97709 https://oregonwater.us



October 25, 2023

Applicant

AARON WESLER / HARD ROCK FARMLAND, LLC PO BOX 226 CHRISTMAS VALLEY, OR 97641

REFERENCE: Temporary Transfer Application T-14203 Deficiency Letter

The Evidence of Use form received with Temporary Transfer Application T-14203 indicated aerial photos however, no aerial photos were included.

In addition, receipts were included with insufficient evidence to establish proof of beneficial use of water on the pivot corners within the previous five years as authorized by Certificate 64853.

When researching, it appears on aerial photos and OpenET data indicate beneficial use of water within the previous five years prior to submitting the application, was not established within the corners that are proposed for transfer. OpenET is data that measures evapotranspiration all across the state. The OpenET collaborative is led by NASA, the Desert Research Institute (DRI), and Environmental Defense Fund (EDF). https://openetdata.org/

 Please provide evidence that establishes beneficial use of water within the previous five years for the proposed corners.

It appears the place of use of the application map does not match the place of use on an aerial map, indicating water is being used outside the authorized place of use. Please see attached aerial image.

Certificate 64853 authorizes irrigation in certain acreage in the NE quarter of Section 2, T25S, R18E, WM. The aerial images (and OpenET data) show that irrigation from the pivot has taken place where no irrigation is authorized. This may be enlargement of the right. Pursuant to Oregon Administrative Rule 690-380-0100(2)(b), enlargement means an expansion of a water right by increasing the acreage irrigated under a right.

I recommend working with Jeremy Giffin, the District 11 Watermaster, to get the footprint of the existing water right into compliance. He can be reached at 541-306-6885.

If the Department does not receive the above requested materials by November 20, 2023, a draft Preliminary Determination may be issued denying the application as incomplete.

Please contact me at scott.a.grew@water.oregon.gov or 503-986-0890 if I may be of assistance.

Sincerely,

Scott Grew

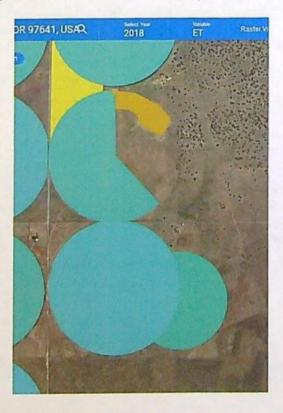
Transfer Specialist Transfer and Conservation Section

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 Temporary Transfer Application file T-14203 Jeremy T. Giffin, District 11 Watermaster (via e-mail) John Short, Agent for the applicant (via e-mail)



OpenET data showing coverage and dry corners



cc:

Transfer Application

Watermaster Review Form: Water Right Transfer

Transfer Application: T-14203

Applicant Name: Hard Rock Farm land, LLC

Proposed Changes: POU POD POA USE OTHER

Reviewer(s): Giffin

Date of Review: 04/03/2023

- Do you have <u>evidence</u> that the right has not been used in the last 5 years and that the presumption of forfeiture would not likely be rebuttable? Yes No If "Yes", attach evidence (e.g. dated aerial photo showing pavement or building on the land for >5 yrs.)
- 2. Is there a history of regulation on the source that serves this (or these) right(s) that has involved the transferred right(s) and downstream water rights? Yes No Generally characterize the frequency of any regulation or explain why regulation has not occurred:
- 3. Have headgate notices been issued for the source that serves the transferred right(s)?

 Yes
 No
 Records not available.
- 4. In your estimation, after the proposed change, would distribution of water for the right(s) result in regulation of other water rights that would not have occurred if use under the original right(s) was/were maximized? Yes No If "Yes", explain:
- 5. In your estimation, if the proposed change is approved, are there upstream water rights that would be affected? Yes No If "Yes", describe how the rights would be affected and list the rights most affected:



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

Review Due Date: 04/28/2023

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



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

N/A

- For instream transfers that propose protection of a reach beyond the mouth of the source stream:
 N/A Would the quantity be measureable into the receiving stream consistent with OAR 690-077-0015(8)?
 Yes
 No
- 9. For POU changes: N/A Is it likely the original place of use would continue to receive water from the same source? Yes No If "Yes", explain:
- 10. For POU or USE changes: N/A In your best judgment, would use of the existing right at "full face value," result in the diversion of more water than can be used beneficially and without waste?

Yes 🖌 No If "Yes", explain:

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

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

Yes

No If "Yes", explain:

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

	Yes
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✓ No If "Yes", answer the following:

- i. Were there any problems with more acres being irrigated (or wetted) than were authorized under the temporary transfer? Yes No If "Yes", explain:
- ii. Did the designated areas that were to remain dry (or not wetted) under the temporary transfer actually remain dry? Yes No If "No", explain:
- iii. Did the applicant comply with and meet all of the conditions of the temporary No If "No", explain: transfer? Yes
- iv. Do you have any other observations regarding the temporary transfer? Yes No If "Yes", describe:
- v. Did the applicant demonstrate to the Department through monitoring and site inspections by the Watermaster that neither injury nor enlargement occurred as a result of the temporary transfer? Yes No If "No", explain:

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

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

Yes 🖌 No If "Yes", explain:

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



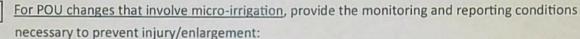
No If "Yes", explain:

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

Yes

No If "Yes", explain:

- 13. What alternatives may be available for addressing any issues identified above:
- 14. Do conditions need to be included in the transfer order to avoid enlargement of the right or injury to other rights? No 🖌 Yes, as checked and provided below:



A Headgate should be required prior to diverting water.



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

a. Before water use may begin under this order, the water user shall install a <u>totalizing flow meter</u>*, or, with prior approval of the Director, another suitable measuring device, at each point of diversion/appropriation (new and existing) OR at each new point of diversion/appropriation

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

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

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

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

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

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

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

Weir
Parshall Flume
Other:

Submerged Orifice Flow Restrictor

Oregon Water Resources Department

Measurement Condition Information for the Applicant

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

Transfer #: T- 14203



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



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

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

Watermaster name: Jeremy Giffin

District: 11

Address: 231 SW Scalehouse Lp, STE 103

City/State/Zip: Bend, OR 97702

Phone: 541-306-6885

Email: Jeremy.T.Giffin@Water.Oregon.Gov

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

Approval of an Alternate Measurement Device T-

(to be filled out after consultation with the applicant, or after a site visit)

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

Watermaster signature

District

Date

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

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

Last revised May 2019





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 29, 2023

AARON J WESLER PO BOX 226 CHRISTMAS VALLEY, OR 97641

Reference: Application T-14203

On March 27, 2023, the Department received your water right Temporary Transfer Application. The application was accompanied by \$1333.13. Receipt number 140391 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.

Except as provided under ORS 540.510(3) for municipalities, you may not *temporarily* use water at the new place of use until a final order approving the temporary transfer application has been issued by the Department. Additionally, pursuant to OAR 690-380-8010, the lands <u>from</u> which an irrigation water right is to be temporarily transferred and the land <u>to</u> which the right is to be temporarily transferred may not both receive water during the same season. If the temporary transfer is approved during an irrigation season and water has already been used at the currently authorized location during that season, then the temporary transfer will not take effect until the following season.

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

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

Cc: Watermaster Dist. #11, Jeremy T. Giffin (via email) Lake County John A. Short, Agent

Enclosure

RECEIPT #	WATER RESOUR 140391 725 Summer SALEM, O	F OREGON CES DEPARTM r St. N.E. Ste. A R 97301-4172 (503) 986-0904 (fax)	IENT INVOICE #	
RECEIVED FRO	OM: Wester Day For	ns Inc.	APPLICATION	
BY:		ine Wester	PERMIT	
			TRANSFER	7-14203
CASH: C	A 4126		TOTAL REC'D	\$ 1,333.53
1083	TREASURY 4170 WRD	MISC CASH AC	СТ	
0407	COPIES			S
	OTHER: (IDENTIFY)			S
0243 1/5 1	Lease 0244 Muni Water Mgmt. I	Plan 0245	Cons. Water	
		OPERATING AC		
	MISCELLANEOUS			
0407	COPY & TAPE FEES	4/110		S
0410	RESEARCH FEES			S
0408	MISC REVENUE: (IDENTIFY)		and the second	S
TC162	DEPOSIT LIAB. (IDENTIFY)		State of the	S
0240	EXTENSION OF TIME			S
0240		ENANGER.	1	RECORD FEE
0004	WATER RIGHTS:	EXAM FEE	0202	S
0201	SURFACE WATER	S	0202	S
0203	GROUND WATER	5	0204	
0205	TRANSFER	\$1,333.13 EXAM FEE		LICENSE FEE
	WELL CONSTRUCTION	S	0219	S
0218	WELL DRILL CONSTRUCTOR	3	0220	S
	LANDOWNER'S PERMIT			
	_ OTHER (IDENTIFY)			
0536	TREASURY 0437 WELL	CONST. START	FEE	
0211	WELL CONST START FEE	S	CARD	#
0210	MONITORING WELLS	\$	CARD	#
	OTHER (IDENTIFY)			
		O ACTIVITY		
	TREASURY 0467 HYDF	IO ACTIVITY	LIC NUMBER	Is
0233	POWER LICENSE FEE (FW/WRD)			S
0231	HYDRO LICENSE FEE (FW/WRD)			
	_ HYDRO APPLICATION			\$
	TREASURY OTHE	R / RDX	Survey and	
FUND	TITLE			
OBJ. COI				
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RECEIPT:	140391 DATED: 34 stribution - White Copy - Customer, Yellow	and the second second second second second	opy - File, Buff Co	opy - Fiscal

Application for Water Right Temporary <u>or</u> Drought Temporary Transfer Part 1 of 5 – Minimum Requirements Checklist

OREGON WATER RESOURCES DEPARTMENT 5 55 Oregon Water Resources Department 725 Summer Street NE, Suite A Salem, Oregon 97301-1266 (503) 986-0900 www.oregon.gov/OWRD

		This temporary transfer application <u>will be returned</u> 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.	RECEIVED
		FOR ALL TEMPORARY TRANSFER APPLICATIONS	MAR 2 7 2023
	ck all item	ns included with this application. (N/A = Not Applicable)	
		Part 1 – Completed Minimum Requirements Checklist.	SALEM, OREGON
\boxtimes		Part 2 – Completed Temporary Transfer Application Map Checklist.	
		Part 3 – Application Fee, payable by check to the Oregon Water Resources De completed Fee Worksheet, page 3. Try the online fee calculator at: http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator.	partment, and
		Part 4 – Completed Applicant Information and Signature.	
		Part 5 – Information about Transferred Water Rights: How many water rights transferred? <u>1</u> List them here: <u>64853</u>	are to be
		Please include a separate Part 5 for each water right. (See instructions on pag	e 6)
\boxtimes	□ N/A	For standard Temporary Transfer (one to five years) Begin Year: 2023 End Y	'ear: <u>2027</u> .
	N/A	Temporary Drought Transfer (Only in counties where the Governor has declar	ed drought)
Atta	chments		
		Completed Temporary Transfer Application Map.	
		Completed Evidence of Use Affidavit and supporting documentation.	
		Current recorded deed for the land from which the authorized place of use is being moved.	temporarily
	□ N/A	Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the I which the water right is located.)	and upon
	⊠ N/A	Supplemental Form D – For water rights served by or issued in the name of a Complete when the temporary transfer applicant is not the district.	district.
	□ N/A	Oregon Water Resources Department's Land Use Information Form with appr signature from each local land use authority in which water is to be diverted, a and/or used. Not required if water is to be diverted, conveyed, and/or used of lands or if <u>all</u> of the following apply: a) a change in place of use only, b) no stru- changes, c) the use of water is for irrigation only, and d) the use is located with irrigation district or an exclusive farm use zone.	conveyed, nly on federal uctural
	N/A	Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) point(s) of appropriation (if necessary to convey water to the proposed place	
	WE AR	aff Use Only) E RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S): oplication fee not enclosed/insufficient Map not included or incomplete ind Use Form not enclosed or incomplete dditional signature(s) required Part is incomplete Explanation Phone: Date://	

Revised 7/1/2021

Temporary Transfer Application – Page 1 of 8

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Part 2 of 5 - Temporary Transfer Application Map Checklist

MAR 27 2023

Tart	MAR 27 LUC
You	r temporary transfer application <u>will be returned</u> if any of the map requirements listed OVV RD below are not met.
	be sure that the temporary transfer application map you submit includes all the required nd matches the existing water right map. Check all boxes that apply.
	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 temporary 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) to convey water to the new temporary place of use, 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°).

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Temporary Transfer Application - Page 2 of 8

Part 3 of 5 - Fee Worksheet

	FEE WORKSHEET for TEMPORARY (not drought) TRANSFERS		The second second
1	Base Fee (includes temporary change to one water right for up to 1 cfs)	1	\$950.00
	Number of water rights included in transfer: <u>1 (2a)</u>		
	Subtract 1 from the number in 3a above: <u>0 (2b)</u> If only one water right this will be 0		
2	Multiply line 2b by \$310.00 and enter » » » » » » » » » » » » » » » »	2	\$0
	Do you propose to change the place of use for a non-irrigation use?	F	ECEN
	No: enter 0 on line 3 » » » » » » » » » » » » » » » » » »	F	IECEI
	Yes: enter the cfs for the portions of the rights to be transferred: (3a)		MAR 27
	Subtract 1.0 from the number in 3a above:(3b)		
	If 3b is 0, enter 0 on line 3 » » » » » » » » » » » » » » » » » »		OWR
	If 3b is greater than 0, round up to the nearest whole number: <u>(3c)</u> and	1	SALEM, ORE
3	multiply 4c by \$210.00, then enter on line 3	3	\$0
	Do you propose to change the place of use for an irrigation use?		
	No: enter 0 on line 4 » » » » » » » » » » » » » » » » » »		
	Yes: enter the number of acres in the footprint of the place of use for the		
	portions of the rights to be transferred: <u>141.9 (4a)</u>		
4	Multiply the number of acres in 4a above by \$2.70 and enter on line 4 » »	4	\$383.13
5	Add entries on lines 1 through 4 above » » » » » » » » » » » Subtotal:	5	\$1333.13
	Is this transfer:		
	necessary to complete a project funded by the Oregon Watershed		
	Enhancement Board (OWEB) under ORS 541.932?		
	endorsed in writing by ODFW as a change that will result in a net benefit to		
	fish and wildlife habitat?		
	If one or more boxes is checked, multiply line 5 by 0.5 and enter on line 6 »		
6	If no box is applicable, enter 0 on line 7» » » » » » » » » » » » » » » » » » »	6	
7	Subtract line 6 from line 5 » » » » » » » » » » » » » » » » » »	7	\$1333.13

12.15	FEE WORKSHEET for TEMPORARY DROUGHT TRANSFERS		Selection .				
1	Base Fee (includes drought application and recording fee for up to 1 cfs)						
	Enter the cfs for the portions of the rights to be transferred (see example below*):						
	(2a)						
	Subtract 1.0 from the number in 2a above: (2b)						
	If 2b is 0, enter 0 on line 2 » » » » » » » » » » » » » » » » » »						
	If 2b is greater than 0, round up to the nearest whole number: (2c) and						
2	multiply 2c by \$50, then enter on line 2 » » » » » » » » » »	2					
3	Add entries on lines 1 through 2 above » » » » » » » » » » » » Transfer Fee:	3					

*Example for Line 2a 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:

1. 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).

2. 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)

3. 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 2a would be only 0.56 cfs, since both rights serve the same 45.0 acres. Blank 2b would be 0 and Line 2 would then also become 0).

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Temporary Transfer Application - Page 3 of 8

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME AARON WESLER / HARD RC	OCK FARMLAN	р, ЦС	PHONE NO. ADDITIONAL CONTACT NO. 541-771-5449		UWRD
ADDRESS PO BOX 226			FAX NO.	, OREGOI	
CITY CHRISTMAS VALLEY	STATE	ZIP 97641	E-MAIL weslerhayfarms@	gmail.com	

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

AGENT/BUSINESS NAME JOHN A. SHORT / WATE	R RIGHT SERVICES	, LLC	PHONE NO. 541-389-2837	ADDITIONAL CONTACT NO.		
ADDRESS PO BOX 1830				FAX NO.		
CITY BEND	STATE	ZIP 97709	E-MAIL JOHNSHORT@USA	COM		

Explain in your own words what you propose to accomplish with this transfer application and why: Rearrange place of use to match farming practices. Applicant would like to withdraw Temporary Transfer T-13964 upon a final order approving this application. This Transfer needs to be linked with concurrent Temporary Transfer applications submitted for C-52627, C-52872; ideally these transfers will be approved concurrently to avoid conflict with T-13964. Note: T-13964 is a previously submitted Temporary Transfer application for C-52627 (under review at this time).

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

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

Jaron Wester Print Name (and Title if applicable) nt signature

Applicant signature

Print Name (and Title if applicable)

Date

Is the applicant the sole owner of the land on which the water right, or portion thereof, proposed for transfer is located? Ves X No

If NO, include signatures of all landowners (and mailing and/or e-mail addresses if different than the applicant's) or attach affidavits of consent from all landowners or individuals/entities (and mailing and/or e-mail addresses) to which the water right(s) has been conveyed.

Temporary Transfer Application – Page 4 of 8

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Check here if any of the water rights proposed for transfer are or will be located within or served by an irrigation or other water district. (NOTE: If this box is checked, you must complete and attach Supplemental Form D.)

DISTRICT NAME	ADDRESS				
CITY	STATE	ZIP			

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

ENTITY NAME	ADDRESS		
ατγ	STATE	ZIP	

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

ENTITY NAME LAKE COUNTY PLANNING DEPARTMENT	ADDRESS 513 CENTER ST	
	STATE OR	ZIP 97630
ENTITY NAME	ADDRESS	
ату	STATE	ZIP

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Part 5 of 5 – Water Right Information

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

Water Right Certificate # 64853

Description of Water Delivery System

System capacity: 1.77 cubic feet per second (cfs) OR

gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. <u>PIPED FROM WELL TO PIVOTS, HAND LINES, & BIG GUN.</u>

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)	T	wp	R	ng	Sec	х	34	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
WELL #1 AUTH.	Authorized	LAKE 221	25	s	18	E	2	NW	NW	201	1320' S, 1310' E OF NW COR SEC 2

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

Place of Use (POU)

Appropriation/Well (POA)

- Point of Diversion (POD)
- Additional Point of Appropriation (APOA)
- Additional Point of Diversion (APOD)

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

Yes Complete only the Proposed ("to" lands) section of Table 2 on the next page. Use the "CODES" listed above to describe the proposed changes.

No Complete all of Table 2 to describe the portion of the water right to be changed.

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Please use and attach additional pages of Table 2 as needed. See page 6 for instructions.

Do you have questions about how to fill-out the tables? Contact the Department at 503-986-0900 and ask for Transfer Staff.

Table 2. Description of Temporary Changes to Water Right Certificate # 64853

List only the part of the right that will be changed. For the acreage in each ¼ ¼, list the change proposed. If more than one change, specify the acreage associated with each change. If more than one POD/POA, specify the acreage associated with each POD/POA.

	Th				at ap	pears	on the	Certi	ficate B		;) POSED CHAN I be changed.	IGES	Proposed Changes (see			1	The	listin			Id ap		FTER P	n" lands) PROPOSED	CHANGE	S
TV	γp	R	ng	Sec	X	4 34	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Date	"CODES" from previous page)	Ти	νp	Rr	ıg	Sec	34	14	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date
		EXAMPLE																								
2	s	9	E	15	NE	NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	s	9	E	1	NW	NW	500	1	10.0		POD #5	1901
H	*	*	"	*	"	н	н	N	-	EXAMPLE	н	н	"	2	S	9	Ε	2	SW	NW	500		5.0		POD #6	1901
			1										POU	25	s	18	E	2	NW	NE	201	12	5.4	IR	WELL 1	1/26/1981
														"		"	"		sw	NE	"		11.6			
						E							н	"					NE	NW	"	L3	33.8			н
																			NW	NW	"	L4	32.8	н		
														"					sw	NW	"		28.7			
																			SE	NW	"		29.6			
																_				-			_			
			-																	-						
-			-			TO	TAL AC	RES				L		-	-					то	TAL AC	RES	141.9			
	Re			ditio '1/20:		remar	100			,	Tem	oorary Tr	ansfer Applica	tion	- P	age	7 of	8		R	EC	EI\ 277	IEC		TACS	

Water Right Certificate # 64853

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MAR 27 2023

UWRD

SALEM, OREGON

For Place of Use Changes

Are there other water right certificates, water use permits or ground water registrations associated with the "from" or the "to" lands? I Yes X No

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

Pursuant to ORS 540.525, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for temporary transfer can be included in the transfer or remain unused on the authorized place of use. If the primary water right does not revert soon enough to allow use of the supplemental right within five years, the supplemental right shall become subject to cancellation for nonuse under ORS 540.610.

If a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation is necessary to convey the water to the new temporary place of use you must provide:

Well log(s) for each authorized and proposed well(s) that are clearly labeled and associated with the corresponding well(s) in Table 1 above and on the accompanying application map. (Tip: You may search for well logs on the Department's web page at: http://apps.wrd.state.or.us/apps/gw/well log/Default.aspx)

AND/OR

Describe the construction of the authorized and proposed well(s) in Table 3 below for any well that does not have a well log. For a proposed well(s) 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	ls well already built? (Yes or No)	If an existing weli, 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). <u>If</u> less than full rate of water right



WARRANTY DEED M0391489

ROY G. WESLER, 102260 Grantor(s) hereby grant, bargain, sell, warrant and convey to: GREG MYERS and ELAINE MYERS, husband and wife, Grantee(s) and grantee's heirs, successors and assigns the following described real property, free of encumbrances except as specifically set forth herein in the County of LAKE and State of Oregon, to wit:

Township 25 South, Range 18 East of the Willamette Meridian, Section 2: N 1/2

ACCT. 299 (70495 MH) 2518-201

LH0553LR

120

SUBJECT TO: all those items of record and those apparent upon the land, if any, as of the date of this deed and those shown below, if any: and the 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.

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

The true and actual consideration for this conveyance is 240,000.00.

Until a change is requested, all tax statements shall be sent to Grantee at the 380 HODGDON ROAD, TILLAMOOK, OR 97141 following address: ,

26TH day of MARCH 2001 Dated this

-Cl WEST ROY G SLER

State of Oregon County of DESCHUTES



This instrument was acknowledged before me on MARCH 26 , 2001" by ROY G. WESLER.

(Notary Public for Oregon)

My commission expires 10/07/02

ESCROW NO. SB033470LI

Return to: GREG MYERS

State of Oregon } ss.	Beel 39 File 1489
I hereby certify that th was received and filed <u>6</u> day of	for record on the
10:0/ o'clock	A. M. and recorded
on page (20 in bo	of said County
61 Jounty	clark

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MAR 27 2023

OWAD SALEM, OREGON

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

Consent by Deeded Landowner

State of Oregon County of Desr nutes RECEIVED MAR 27 2023 SALEM, OREGON

OWRD

RECEIVED

FEB 17 2023

OWRD

SALEM, OREGON

We GREG MYERS & ELAINE MYERS in our capacity as OWNERS,

mailing address 9575 NW ROCKY RD POWELL BUTTE, OR 97753,

telephone number 503-812-2829, duly sworn depose and say that We

)ss

)

consent to the proposed change(s) to Water Right Certificate Number 64853

described in a Water Right Transfer Application (T-T.B.D.),

submitted by AARON WESLER

201 on the property in tax lot number(s) 100,

Township 25 South Section 2 Range 18 East, W.M.,

located at 64701 FREDRICK BUTTE RD CHRISTMAS VALLEY OR 97641

(site address)

Signature of Affint

Glaine Myc Signature of Affiant

2/6/2023 Date

2-6-2023 Date

Subscribed and Sworn to before me this 6 day of February 2023.

Notary Public for Oregon

My commission expires 7-21-26.

(transfer number, If known)

OFFICIAL STAMP MASON J MCKINNEY NOTARY PUBLIC - OREGON COMMISSION NO. 1026091 MY COMMISSION EXPIRES JULY 21, 2026

Revised 7/1/2021

- 3. The water right was used for: (e.g., crops, pasture, etc.): HAY
- 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. ECEIVED

Signature of Affiant

December 12, 2022 MAR 27 2023

SALEM, OREGON

Signed and sworn to (or affirmed) before me this <u>12</u> day of <u>Dec</u>, 20<u>22</u>.

OFFICIAL STAMP NOTARY PUBLIC-OREGON COMMISSION NO. 1013752 MY COMMISSION EXPIRES JULY 12, 2025

My Commission Expires: July 12, 2025

Supporting Documents	Examples
Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
Copies of receipts from sales of irrigated crops or for expenditures related to use of water	 Power usage records for pumps associated with irrigation use Fertilizer or seed bills related to irrigated crops Farmers Co-op sales receipt
Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	 District assessment records for water delivered Crop reports submitted under a federal loan agreement Beneficial use reports from district IRS Farm Usage Deduction Report Agricultural Stabilization Plan CREP Report
Aerial photos containing sufficient detail to establish location and date of photograph	Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added. Sources for aerial photos: OSU –www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terraserver.com
Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

FEB 17 2023

OWRD SALEM, OREGON

Revised 7/1/2021

Evidence of Use Affidavit - Page 2 of 2

14203





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

A Touchscore Emergy Cooperative

IMPORTANT INFORMATION Your Debit/Credit Card will be charged for \$1,231.26 on 06/21/2022.

Co-Op Nevrs

Smarthub is the center of meinber engagement. Manage your electric account 24/7 by accessing Smarthub at www.mse.coop. OUR OFFICE WILL BE CLOSED MONDAY JULY 4, 2022 FOR INDEPENDENCE DAY. OUR AFTER-HOURS OUTAGE LINE, (800) 752-5935, IS AVAILABLE 24 HOURS A DAY TO ASSIST YOU.

Monthly kWh Usage

317 1 AV 0.426 WESLER FARMS LLC AARON WESLER PO BOX 226 CHRISTMAS VALLEY OR 97641-0226	5 317 C-1	35000 30000 25000 15000 15000 5000 0	BLast Year BT	his Year	Average KWh Per Day 574
Account Number:		Location: 60 HP			
Billing Date: 06/21/2022 Billing C	ycle: 3 Rate: Ir	r-Seasonal Bill Ty	the state of the s		
Account Detail		Electric Servic Meter Number: 665		1.5	alless 40.0
Previous Balance Payments Received 05/17/2022 Balance Forward Energy Charge (kWh) 17,800 @ \$0.0449	328.18 328.18 Cred t \$0.00 799.22	Reading Dates: Number of Days: Current Reading: Last Reading: KWh;	04/30/2012 - 05/3 31 31066 <u>30621</u> 445 x 40 Mu	31/2023	plier: 40.0
Dernand Charge (kW) 71.760 @ \$5.20 Facilities Charge Prompt Pay Discount Current Charges	373.15 64.00 <u>5.11 Cred t</u> \$1,231.26	kW:	1.794 x 40 Mu		71.760
Total Amount Due	\$1,231.26	REC	EIVED		
Duper (Wate See	} 		27 2023		
Total Amount Due Power (Water See 7243 R185 7243		SALEM,	VHD OREGON	RECE	MER
				FEB 17	2023
				SALEM, O	RO
Prompt Payment Discount - 1.5% will be credited to Late Charge - \$5 or 1.5%, whichever is greater, for our	your next electric bill if yo Itstanding balances not n	our current bill is paid in aceived in our office by	full and received wit 5:30 PM the cay price	hin 10 days of bill or to your next bill	ng date. ng.
Account Number: Billing Cycle: 3					
Relief Fund Contribution: (optional)	Credit/Debit Card		MIDSTAT	E ELECT	RIC
Total Amount Paid:				ne Energy* Cooperati	
WESLER FARMS LLC AARON WESLER PO BOX 226 CHRISTMAS VALLEY OR 97641-0000		PO BOX 1 LA PINE C	E ELECTRIC CC 27 DR 97739-0127 [4][1][1][4][4][4][1][4]	3	

Koehler Custom Fertilizing LLC

PO BOX 834 CHRISTMAS VALLEY, OR 97641

Date	Invoice #
10/5/2022	1167

Ship To

Bill To Wesler Fanns PO Box 226 Christmas Valley, OR 97641

P.O. Number	Terms	Rep	Ship	Via	F.O.	B.	Project
	Net 30		10/5/2022				
Quantity	Item Code		Descript	ion		Price Each	Amount
24,000	Triticale Seed	Forerunner Triti 12 Totes @ 200 5 e e ²		pivols trit sec 15 1/2 git sec 231 Bible Sec	2pivot	o.ss R s	ECEIVED MAR 27 2023 OWHD ALLEM, OREGON
			Mindlas			FEB	EIVED 17 2023 WRD OREGON

Thank you for your business.

Invoice

\$9,456.00

Total

Land Use **Information Form**



O R E G O N Oregon Water Resources Department 725 Summer Street NE, Suite A Salem, Oregon 97301-1266 (503) 986-0900 WATER RESOURCES WWW.oregon.gov/OWRD RECEIVED

Applicant(s): AARON WESLER / HARD ROCK FARMLAND, LLC

Mailing Address: PO BOX 226

City: CHRISTMAS VALLEY

State: OR

Zip Code: 97641

Daytime Phone: ____

MAR 27 2023 OWRD SALEM, OREGON

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	**	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)		Water to be:		Proposed Land Use:	4
<u>255</u>	<u>18E</u>	2		201	FARM USE	Diverted	Conveyed	🛛 Used	IR	1
255	<u>18E</u>	<u>18</u>		4501	FARM USE	Diverted	Conveyed	Used Used	IR	1
255	<u>18E</u>	17		4502	FARM USE	Diverted	Conveyed	Used	IR	
255	<u>19E</u>	<u>31</u>		7400	FARM USE	Diverted	Conveyed	🛛 Used	IR	
255	<u>19E</u>	31		7500	FARM USE	Diverted	Conveyed	Used Used	IR	
265	<u>18E</u>	5		<u>101</u>	FARM USE	Diverted		🛛 Used	IR	
<u>265</u>	<u>18E</u>	5	_	100	FARM USE	Diverted	Conveyed	🛛 Used	IR	
265	<u>18E</u>	5		200	FARM USE	Diverted	Conveyed	🛛 Used	IR	
275	<u>17E</u>	<u>14</u>		1000	FARM USE	Diverted	Conveyed	Used Used	IR	
275	<u>17E</u>	14		1100	FARM USE	Diverted	Conveyed	🛛 Used	IR	
275	<u>17E</u>	<u>14</u>		1200	FARM USE	Diverted		Used Used	IR	

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

LAKE COUNTY.

B. Description of Proposed Use

Type of application to be filed with	the Water Resources Departm	nent:	
Permit to Use or Store Water	Water Right Transfer	Permit Amendment or Groun	nd Water Registration Modification
Limited Water Use License	Allocation of Conserved Wate	er Exchange of Water	
Source of water: Reservoir/Pond	Ground Water	Surface Water (name)	
Estimated quantity of water neede	d: <u>6.69</u> 🛛 cubic feet p	er second 🔲 gallons per minute	acre-feet
Intended use of water: Irrigatio	_	Industrial Domestic for	

Revised 2/8/2010

Land Use Information Form - Page 2 of 4

WR/FS

Transfer to rearrange place of use, change points of appropriation, and add points of appropriation.

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 4. →

MAR 27 2023 SALEM, OREGON

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Revised 2/8/2010

RECEIVED

For Local Government Use Only

MAR 27 2023

OWHD

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

Please check the appropriate box below and provide the requested information

Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): Take County Jenning Continues - Acticle 3: a-2 Zoc

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

Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:			
		Obtained Denled	Being Pursued Not Being Pursued		
		Obtained Denied	Being Pursued Not Being Pursued		
		Obtained Denled	Being Pursued		
		Obtained Denied	Being Pursued		
		Cotained	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.

Rock Haro Francisco ILC Title: Planing Draccore Name: Dater Jourgon Phone: 541-947-6036 Date: 13 Dec 2022 Signature: Government Entity: LARG County Remain Discover

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.

14203

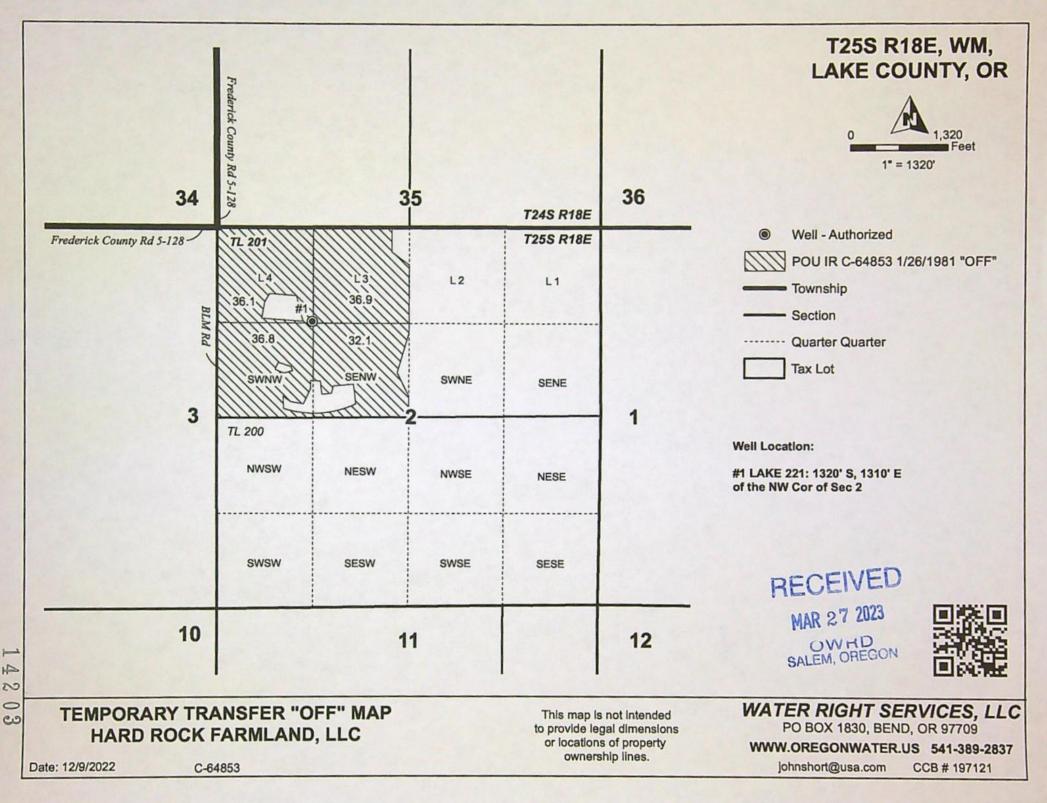
NOTICE TO WATER WELL CONTRACTOR The original and first copy of the reaction A are to be filed with the LC	L REPORT
	A A A A A A A A A A A A A A A A A A A
WATER RESOURCES DEPARTMENTE C 3 - 1979 STATE OF SALEM, OREGON 97310 DE C 3 - 1979 (Please type	e or print)
within 30 days from the date of well completion IER RESOURCES Deprot write at	bove this line) State Permit No.
1:000 - 452 783 NEM, OREGON	py lot a
(1) OWNER:	(10) LOCATION OF WELL:
Name Tel Venwinkle	County Leke Driller's well number 7/
Address 428 76 Emerall DIT	Center NW & Section 2 T.255 R/8E DEWMENT
(2) TYPE OF WORK (check):	Bearing and distance from section or subdivision corner
,	MAR 2.7 202
New Well 22 Deepening Reconditioning Abandon I If abandonment, describe material and procedure in Item 12.	
	(11) WATER LEVEL: Completed well.
Rotary IP Driven D	Depth at which water was first found 270 SALENA OREGO
Jetted Domestic Domestic Municipal	Static level 80 ft. below land surface. Date PCC 11
Bored D Irrigation Test Well Other	Artesian pressure lbs. per square inch. Date
(5) CASING INSTALLED: Threaded D Welded D	(12) WELL LOG: Diameter of well below casing
the dage - 250	Depth drilled 327 ft. Depth of completed well 355 ft.
B	Formation: Describe color, texture, grain size and structure of materials;
" Diam. from ft. to ft. Gage	and show thickness and nature of each stratum and aquifer penetrated, with at least one entry for each change of formation. Report each change in
(6) PERFORATIONS: Perforated? [Yes 1 No.	position of Static Water Level and indicate principal water-bearing strata.
Type of perforator used	MATERIAL From To SWL
Size of perforations in. by in.	Brown Soil + bedees 0 2
perforations from ft. to ft.	Gray Brown basgit 2 16
perforations from ft. to ft.	red sinder rock 16 17
perforations from ft. to ft.	Gray basalt 17 30
(7) SCREENS: Well screen installed? Ves WNo	Brown Basalt 30 32
Manufacturer's Name	Brown Basalt 3241
TypeModel No	Dark prown Clav 75 81
Diam Slot size Set from ft. to ft.	Gray basa / parta boston 81 120
Diam	Breiden Jand Stone 120 127
(8) WELL TESTS: Drawdown is amount water level is lowered below static level	Avoin Sandstope, 134 129
a pump test made? Ves N No If yes, by whom?	Grav hasalt 139 161
Yield: gal./min. with ft. drawdown after hrs.	rad cindror vactor 161 166
	Gray Baselt 166 175
	Break had haat (75 1.89
Ber ftest 1000 gal/min. with ft. drawdown after 3 hrs.	Gray basylt 189 207
Artesian flow g.p.m.	Gray bacatt 210 210
Temperature of water Depth artesian flow encountered ft.	Work started 10 0 4 4 , 19 79 Completed Sec 15 19 79
(9) CONSTRUCTION:	Date well drilling machine moved off of well Dec. 15-19 79
Well seal-Material used <u>Cement grout</u>	Drilling Machine Operator's Certification:
Well sealed from land surface to <u>LQ</u> ft.	This well was constructed under my direct supervision
Diameter of well bore to bottom of seal 16 /4in.	Materials used and information reported above are true to my abest knowledge and belief.
Diameter of well bore below seal in. To 160 Think	[Signed] Ston & along Date Dec 15 19.79
Number of sacks of cement used in well seal 9 sacks	(Drilling Machine Operator) Drilling Machine Operator's License No. 13.02
How was cement grout placed? Pressure grouted	Drining Machine Operator's License No. 132
	Water Well Contractor's Certification:
	This well was drilled under my jurisdiction and this report is
Was a drive shoe used? I Yes I No Plugs Size: location ft.	Name Turke account
Did any strata contain unusable water? D Yes No	Name (Gerson, firm or corporation) (Type or print)
Type of water? depth of girata	Address AT 3 Box 122 X Aillithe Ote 97123
Method of sealing strata off	[Signed] Lyla adama
Was well gravel packed? Q Yes, W No. Size of gravel:	(Water Well Contractor)
Gravel placed from ft. to ft.	Contractor's License No. 6.90 Date Die C. 15 1979
(USE ADDITIONAL SI	HEETS IF NECESSARY) SP*45656-119

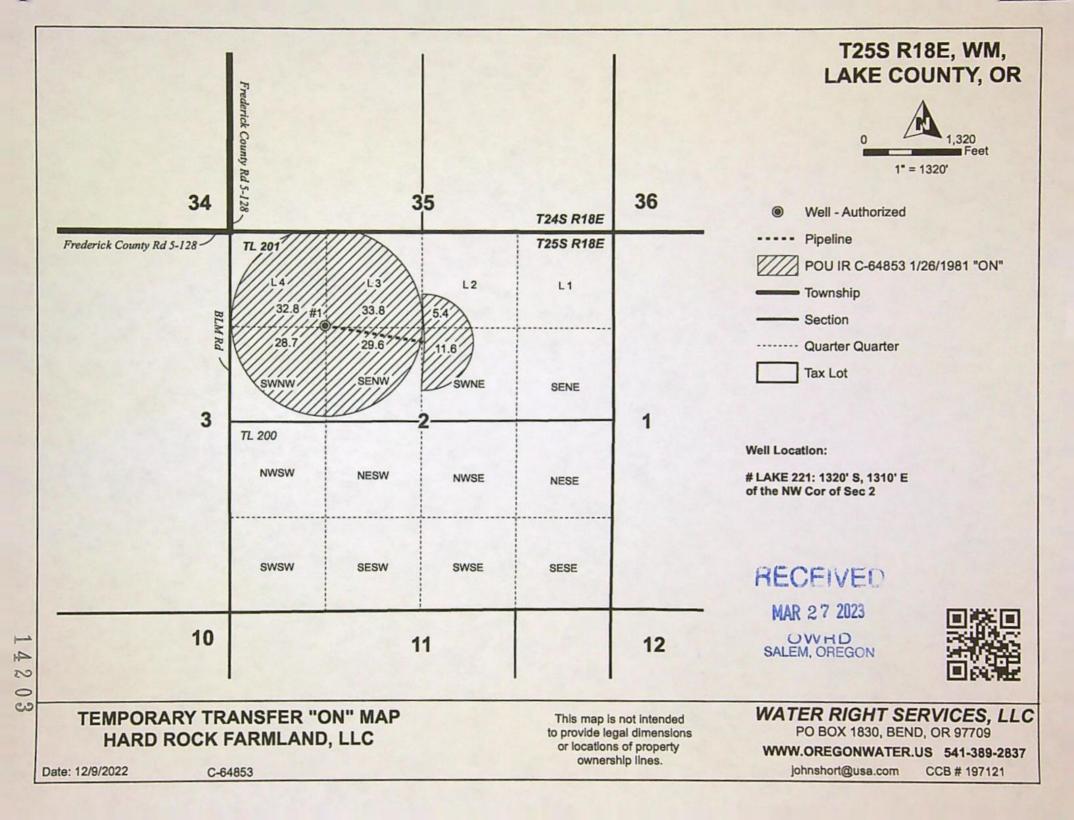
-		
	NOTICE TO WATER WELL CONTRACTOR The griginal and first copy of this report . WATER WELL	L REPORT OREGON State Well No. 255 18-26
The second	BALEM, ORECON 97310 (Please type	or print)
i	within 30 days from the date DEC 3 1 1970 Sot write ab	bove this line) State Permit No.
1	WATER RESOURCES DEPT.	pgzofz
İ	(1) OWNER: OI SALEM, OREGON	(10) LOCATION OF WELL:
	Name fee on Winhle	County Lang Driller's well number 76
	Address 428 NE Emerald Dr.	center of Missection 2 T.235R. 18E W.M.
	(2) TYPE OF WORK (check):	Bearing and distance from section or subdivision corner
	New Well Deepening Reconditioning Abandon I If abandonment, describe material and procedure in Item 12.	(11) WATER LEVEL: Completed well.
	(3) TYPE OF WELL: (4) PROPOSED USE (check):	Depth at which water was first found 278 ft.
	Rotary D Driven Domestic D Industrial Municipal	Static level 80 ft. below land surface. Date Dee_ []
	Bored Irrigation jo Test Well Other	Artesian pressure Ibs. per square inch. Date
	(5) CASING INSTALLED:	(12) WELL LOG: Diameter of well below casing 15"
	" Diam. from ft. to ft. Gage	Depth drilled 357 ft. Depth of completed well 3.5.5 ft.
	" Diam. from ft. to ft. Gage	Formation: Describe color, texture, grain size and structure of materials; and show thickness and nature of each stratum and aguifer penetrated.
	(1) DEPRODATIONS	with at least one entry for each change of formation. Report each change in position of Static Water Level and indicate principal water-bearing strata.
	(6) PERFORATIONS: Perforated? Yes Yoo. Type of perforator used	MATERIAL From To SWL
	Size of perforations in. by in.	Blue shale 260 270
-	perforations from ft. to ft.	Rlack sand water bearing 270 281
	perforations from ft. to ft.	Blue Clay 28/296
	perforations from ft. to ft.	Black sand 4 296325
	(7) SCREENS: Well screen installed? Ves 1 No	blue Green shale 325 335
	Manufacturer's Name	heil-lew
	Type Model No	Black Sand W/B 350 357
	Diam Slot size Set from ft. to ft.	
	Diam Slot size Set from ft. to ft.	
	(8) WELL TESTS: Drawdown is amount water level is lowered below static level	
	a pump test made? Yes No If yes, by whom?	RECEIVED
.ti	YTeld: gal/min. withft. drawdown after hrs.	
4		MAR 27 2023
	Liest 1000 gal./min. with ft. drawdown after hrs.	OWED
	g.p.m.	SALEM, OREGON
	Temperature of water Depth artesian flow encountered ft.	Work started Dec 10 19 79 Completed Dec 15 1979
	(9) CONSTRUCTION:	Date well drilling machine moved off of well Acc 15 19 79
	Well seal-Material used Cebnen groot	Drilling Machine Operator's Certification:
	Well sealed from land surface to ft ft	This well was constructed under my direct supervision. Materials used and information reported above are true to my
	Diameter of well bore to bottom of seal 6_/4_ in.	best knowledge and belief.
	Diameter of well bore below seal in.	[Signed] Non 7 adams Date Aer (5, 1979 (Drilling Machine Operator)
	Number of sacks of cement used in well sealGsacks	Drilling Machine Operator's License No
	How was cement grout placed? Pressure groutd	
		Water Well Contractor's Certification: This well was drilled under my jurisdiction and this report is
•		true to the best of my knowledge and belief.
	Was a drive shoe used? I Yes No Plugs Size: location ft. Did any strata contain unusable water? I Yes No	Name Tyle alans
		Address A3 Par 122 X Hillsborr Que 97/2
	Type of water? depth of strata	LA al
	Method of scaling strata off	[Signed] Cyle IR. Clifferne
• •	Was well gravel packed? Yes PRo Size of gravel:	Contractor's License No. 690 Date Dec. 15 1999
	Gravel placed from ft. to ft. (USE ADDITIONAL SE	HERTS IF NECESSARY) SP-4555-119
	(

14203

- the







wegmen remporary water might reaster Application Checklist

Date _

Checked by

A temporary transfer <u>must</u> be for a <u>change in piace of use</u>. A temporary change in POD/POA or APOD/APOA cannot be accepted as a stand-alone change

A change in POD/POA can accompany the temporary change in place of use, <u>only</u> if the proposed temporary POD/POA is supplying water to the proposed temporary place of use.

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

- 1. Page 1 of application: Are all attachments that have been checked actually included? If not, what is missing?
 - 2. Are fees included and correct? If not, the correct fee would be: _____, so the amount missing is: ______
 - 3. Part 4 of application: Have all the applicants listed at the top of the page signed at the bottom? If not, whose signature is missing?
- 4. Are all listed certificates shown by WRIS as non-cancelled? If not; which are cancelled? For each cancelled certificate, if there has been a remaining right certificate issued that covers the lands in the left side of Table 2, list its number ______ and check the #4 box at left on this checklist.
 - 5. If any certificate is in the name of a "district", is a Supplemental Form D from that district enclosed?
 - If all #1-#5 boxes on this checklist are checked (with no remaining deficiencies identified), accept the
 application. Put this check sheet in the transfer folder.

If #1, #2, #3, #4 or #5 on this checklist is deficient, the application cannot be accepted. It should be returned and the deficiencies listed in the "staff" section at the bottom of Application Page 1, unless the applicant or agent can resolve the deficiencies within 2-3 days.