CKAND							
Grande						T-142	249
Name David & Kaitty Brain Address 35642 Tennessee Rase Alany, or 97322	DESCRIPTION	OF WATER RIGHT(s)			Date 5-15-2013	FEES PAID Amount ≸ \$15.02	Receipt # 140739
DALL	Trib. of SOUTH	Sountion Riv	le (
Change in POV Date Filed 5/19/2023 Initial notice date 3/30/2023	Use_ <u>TY</u> ' <u>G</u> CLTC Quantity of water (CFS)		No. of Acres	unty			
DPD issued date PD issued date $2/3/2025$ PD notice date $2/4/2025$	Name of ditch App# <u>GR 1927</u> App#	Per # Per #	Cert #GR 1855 Cert #	PR Date 12-3+ PR Date	-1942_	FEES REFUN	NDED
Date of FO 3/11/2025 Vol 134 Page 74-77	App#	Per # Per # Per #	Cert # Cert # Cert #	PR Date PR Date PR Date	Date	Amount	Receipt #
C-Date COBU due date	App#	FCI #	Cert #	_ FK Date			
COBU Received date Certificate issued							
Assignments:							
				-			
Irrigation District				_			
Agent WILL Mc Gill Surveying 11C				-			
CWRE CC's list Linn County				_			
- Oversized map - Location				-			

GROUNDWATER REGISTRATION MODIFICATION COVER SHEET

Transfer: T-14249

GR Mod Specialist:

Joan

Applicant:	Agent:	7/16/24 Receiving Landowner:
DAVID BRAUN	WILLIAM E. MCGILL	
35642 TENNESEE RD SE	15333 PLETZER RD SE	
ALBANY, OR 97322	TURNER, OR 97392	
Current Landowner if other than Applicant:	<u>CWRE</u> :	Irrigation District:
Affected Local Gov'ts:	Affected Tribal Gov't:	BOR Notified (date):
County Of Linn		

Groundwater Registration Affected

File Marked	GR-App #	GR Certificate #
	GR1927	GR1855

Key Dates & Initial Actions (Support Staff)

Rec'd: May 24, 2023	Proposed Action(s): PLACE OF USE	
Fees Pd: 875.00	Acknowledgement Letter Sent	Basin: 2 Willamette
Initial Public Notice:	County sent cc: of Ack Letter	County: LINN
WM District: 16 Gregory J. Wacker	WM Review request sent:	WM Review date received:
Groundwater	GW Review sent:	GW Review date received:

Caseworker Actions: Newspaper & PD Notice:

Newspaper notice needed:	Name of Newspaper: NA
Newspaper notice sent to coordinator:	Newspaper notice quote requested (NRS1): NA
Request for news \$ sent:	News \$ received: NA
Affidavit of publication received:	Last day of publication: NA

Peer Review: Platromic PQ

Document	Drafted	Peer Review	Coordinator	Changes Made	Signature Bin	Signature Date
DPD	Date: 7/0/24 Initials: Far	Date: 7/17/24 Initials: 52019	Date:	Date:	CW Sent: 11/2 4 WM Sheet	N/A
PD	Date: 1/12/25 Initials: Jox	I/29/25 Date: Initials: Suff		Date: 176 15 Initials: 196 Data Review Date:	Date:	Date: 2/3/2005
FO	Date: 2/4/25 Initials: Joan	Date:	Date: Initials:	Date 2.21-25 Initials: Gast	Date:	Date: 5/11/202
pecial Issues pecial Order		Ce ACVES Pages 74-77	_	3/4/	25 Sign	date



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

March 11, 2025

David Braun 35642 Tennessee Rd SE Albany, OR 97322

REFERENCE: Groundwater Registration Modification Application T-14249

Enclosed is a copy of the final order approving recognition of your Groundwater Registration Modification application.

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

Sincerely,

quit

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

cc: Gregory J. Wacker, Watermaster Dist. # 16 (via email) William E. McGill, Agent County of Linn, Local Government Enclosure

BEFORE THE WATER RESOURCES DEPARTMENT OF THE STATE OF OREGON

)

)

In the Matter of Groundwater Registration Modification Application T-14249, Linn County FINAL ORDER APPROVING RECOGNITION OF A MODIFICIATION IN PLACE OF USE

Authority

Oregon Revised Statutes (ORS) 537.610, 537.705 and 540.505 to 540.580 establish the process in which the holder of a certificate of registration may submit a request for recognition of modifications to the place of use, character of use or point of appropriation under a groundwater certificate of registration.

Oregon Administrative Rules (OAR) Chapter 690, Divisions 382 and 380 implement the statutes and provide the Department's procedures and criteria for evaluating groundwater registration modification applications.

Applicant

DAVID AND KAITLYN BRAUN 35642 TENNESSEE RD SE ALBANY, OR 97322

Findings of Fact

- 1. On May 24, 2023, David and Kaitlyn Braun, filed a Groundwater Registration Modification application to modify the place of use under Registration Application GR-1927 (Certificate of Registration GR-1855). The Department assigned the application number T-14249.
- 2. On May 25, 2023, Registration Application GR-1927 (Certificate of Registration GR-1855) was assigned from Sylvia Carter to David and Kaitlyn Braun.
- Notice of the application for Groundwater Registration Modification was published on May 30, 2023, pursuant to OAR 690-382-0600. No comments were filed in response to the notice.

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 October 31, 2024, the Department sent a copy of the draft Preliminary Determination proposing to approve Groundwater Registration Modification Application T-14249 to the applicants. The draft Preliminary Determination cover letter set forth a deadline of December 1, 2024, for the applicants to respond. The applicants requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the Groundwater Registration Modification.
- 5. On February 3, 2025, the Department issued a Preliminary Determination proposing to approve Groundwater Registration Modification Application T-14249 and sent a copy to the applicant. Additionally, notice of the Preliminary Determination for the Groundwater Registration Modification application was published on the Department's weekly notice on February 4, 2025, pursuant to ORS 540.520 and OAR 690-382-0800. No protests were filed in response to the notice.
- 6. The portion of the groundwater registration to be modified is as follows:

Registration:	Application GR-1927 (Certificate of Registration GR-1855), in the name of SYLVA CARTER (assigned to DAVID and KAITLYN BRAUN)
Use:	IRRIGATION of 6. 0 ACRES
Tentative	
Priority Date:	1942
Quantity:	57.47 GALLONS PER MINUTE
Source:	PUMP WELL NO. 1

Original Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
11 S	2 W	WM	35	NE NE	NORTH 17 DEGREES 40 MINUTES WEST AND 17.5 CHAINS FROM THE SE CORNER OF DLC 57

Original Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Acres
11 S	2 W	WM	26	SE SE	4.0
11 S	2 W	WM	35	NE NE	1.0
11 S	2W	WM	35	SE NE	1.0

7. Groundwater Registration Modification Application T-14249 proposes to modify the place of use under the groundwater registration to:

Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
11 S	2W	WM	26	SE SE	57	2.3
11 S	2W	WM	35	NE NE	57	3.7

Review Criteria for Groundwater Registration Modification Applications [OAR 690-382-0100(10), 690-382-0700(2), 690-382-1000(1) and 690-380-2200]

- The proposed modification would not result in a state Scenic Waterway not receiving previously available water during periods in which stream flows are less than the quantities determined by the Department to be necessary to meet the requirements of ORS 390.835.
- The proposed modification as conditioned would not result in enlargement of the registration.
- 10. The proposed modification would not result in injury to other water rights.
- 11. All other application requirements are met.

Conclusions of Law

The modification in place of use proposed in Groundwater Registration Modification T-14249 is consistent with the requirements of ORS 537.610, 537.705, 540.505 to 540.580 and OAR 690-382-1000.

Now, therefore it is ORDERED:

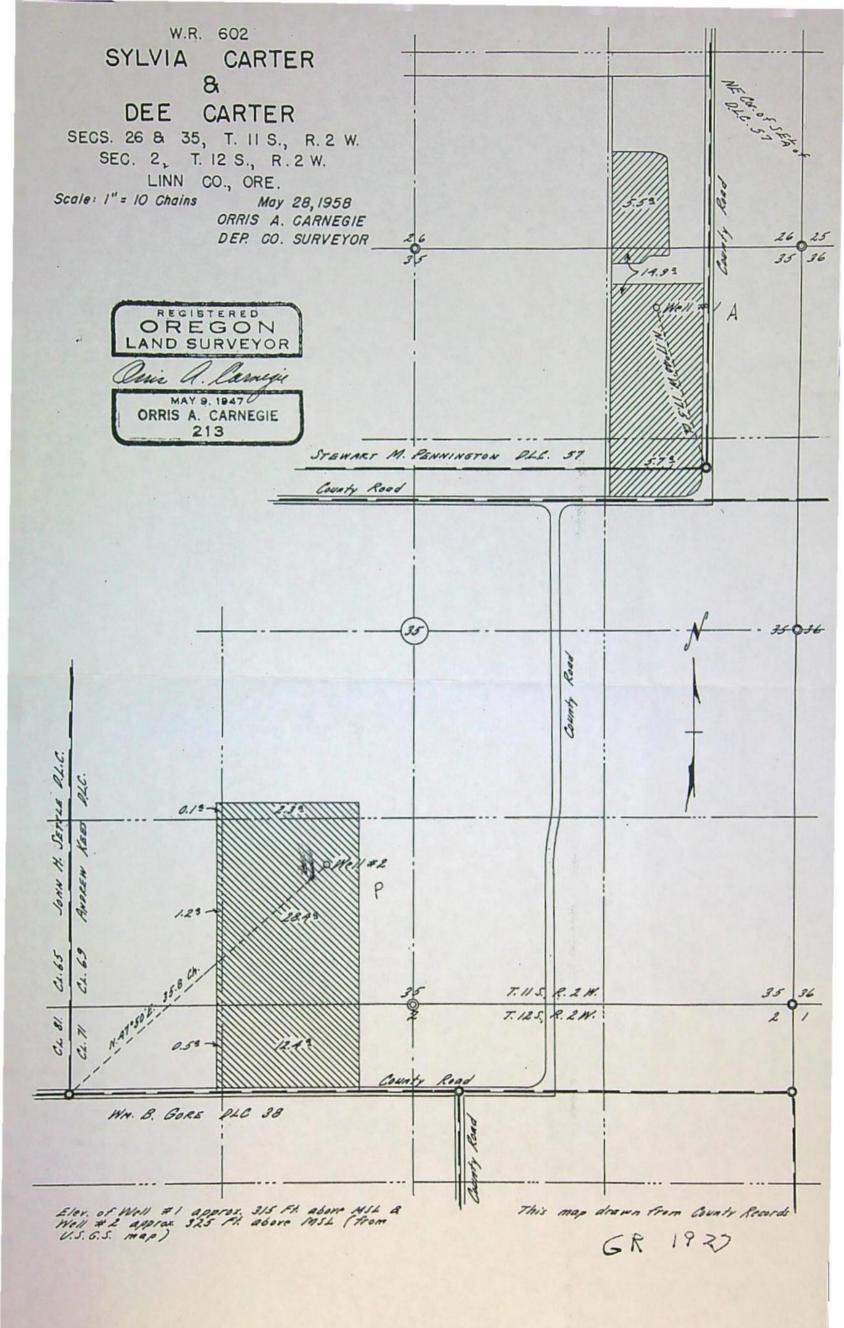
- The modification to Registration Application GR-1927 (Certificate of Registration GR-1855) proposed in Groundwater Registration Modification Application T-14249 is recognized. Recognition of the modification shall not be construed as a final determination of the right to appropriate groundwater under the certificate of registration or modification. Such a determination will occur in an adjudication proceeding under ORS 537.670 to 537.695.
- 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 Registration Application GR-1927 (Certificate of Registration GR-1855) and any related decree.
- Approval of this Groundwater Registration Modification application does not constitute nor grant legal access onto or through another person's property for purposes of accessing the new place of use.
- 4. The former place of use of the modified groundwater registration shall no longer receive water as part of the groundwater certificate of registration.

- 5. Water use measurement conditions:
 - a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of appropriation (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.

Dated in Salem, Oregon on MAR 1 1 2025

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

Mailing date: MAR 1 2 2025





x

1

Oregon Water Resources Department Attribute Report

Report Date: Oct 11, 2023

General:

TRSQQ:	WM11.00S2.00W35NENE
DLC:	WM11S2W 57
Latitude:	44.5757013266
Longitude:	-122.8897188707
Buffer ft:	1
DEM Elev. ft. (NAVD1929):	315.617
Lidar Elev. ft. (NAVD1988):	320.6
Basin Name:	Willamette
Basin Plan:	2B (5)-Middle Willamette (Santiam)
County:	Linn
WM District:	16
WM Region:	NORTHWEST
ODFW Region, District:	Northwest Region, Mid Willamette District
Irrigation District AOI:	-
Irrigation District, Other:	
Dams (Permit):	-
Water Rights:	Platcard for WM11.00S2.00W35
Well Logs:	Logs for WM11.00S2.00W35

Rules:

Withdrawn Authority:			
Groundwater Restricted:	-		
GW Restricted Subunit:			
GW ODEQ Management Area:			
GW Umatilla Muni Wells (5mile):	-		
Rule 4D:	Rules apply		
Division 33:	Statewide		
	Lower Columbia		
Irrigation Season of Use:	Santiam & South Santiam Rivers Adj. Status: Adjudicated Subarea: undefined		

	Duty: 2.5 Rate: 1/80	٤
Water Quality Limited Pollutant 2012:	-	
Fish Habitat 2018:	-	
Is in Deschutes Study Area:	-	
Deschutes Zone Impact:	-	
Deschutes Zone Overlay:	-	
Scenic Water Way:	-	

Hydrography:

OWRD Streamcode:	-			
Waterbody Name:	-			
HUC 10:	1709000608			
HUC Watershed:	Hamilton Creek-South Santiam River			
WAB Wshed Order:	10			
WAB Analysis:	S SANTIAM R > SANTIAM R - AT MOUTH			
Streamflow:	OWRD Opportunities: Poor ODFW Needs: High Combined Priority: Not a priority			
Gaging Station Data:	-			

Sources:

General

Oregon Public Land Survey Quarter-quarters. Bureau of Land Management, Oregon Water Resources Department. n.d. 1:24,000.

Oregon Donation Land Claims. Oregon Water Resources Dept., 2020. September 16, 2020.

Elevation. DEM 10m. - -

Elevation. Lidar Elevation. DOGAMI Bare Earth 1:3.

OWRD Administrative Basins. Oregon Water Resources Department. January 1, 1995.

Oregon Counties. Bureau of Land Management (BLM), Oregon State Office.. January 1, 2008.

OWRD Watermaster Districts. Oregon Water Resources Department. December 30, 2019.

OWRD Regions. Oregon Water Resources Department. January 1, 1995.



Oregon Water Resources Department Public Comments

Main Help Return Contact Us

OWRD Public Comment Management

Public Comment Query	Public Comment Detall	
Request Criteria Application Certificate		NO comments received as of 10/11/2023 Permit V Transfer T V 14249
First Name		Last Name
Company Name		Email
Comment		Exclude NonConsent Yes
Search Clear		Display Rows/Page 10

Transfer Application

Oregon Water Resources Department Watermaster Review Form: 725 Summer St NE, Suite A Salem, Oregon 97301-1266 Water Right Transfer (503) 986-0900 www.oregon.gov/OWRD Transfer Application: T-14249 Review Due Date: 06/23/2023 Applicant Name: David Braun Proposed Changes: V POU POD POA USE OTHER Reviewer(s): G. Wacker Date of Review: 05/25/2023 1. Do you have evidence that the right has not been used in the last 5 years and that the presumption of forfeiture would not likely be rebuttable? Yes 🖌 No If "Yes", attach evidence (e.g. dated aerial photo showing pavement or building on the land for >5 yrs.)

- 2. Is there a history of regulation on the source that serves this (or these) right(s) that has involved the transferred right(s) and downstream water rights? Yes 🖌 No Generally characterize the frequency of any regulation or explain why regulation has not occurred:
- Have headgate notices been issued for the source that serves the transferred right(s)? 3. Yes No Records not available.
- In your estimation, after the proposed change, would distribution of water for the right(s) result in 4. regulation of other water rights that would not have occurred if use under the original right(s) was/were maximized? Yes 11 No If "Yes", explain:
- In your estimation, if the proposed change is approved, are there upstream water rights that would 5. Yes 🖌 No If "Yes", describe how the rights would be affected and list the rights be affected? most affected:

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



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:



- 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
- 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?



✓ 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?



No If "Yes", explain:

.

A

b. Has a temporary transfer of this nature been previously filed and approved on the same lands (or portions thereof) as those lands involved in this transfer?
Yes No If "Yes", answer the following:
i. Were there any problems with more acres being irrigated (or wetted) than were authorized under the temporary transfer? Yes No If "Yes", explain:
ii. Did the designated areas that were to remain dry (or not wetted) under the temporary transfer actually remain dry? Yes No If "No", explain:
iii. Did the applicant comply with and meet all of the conditions of the temporary transfer? Yes No If "No", explain:
iv. Do you have any other observations regarding the temporary transfer?
 v. Did the applicant demonstrate to the Department through monitoring and site inspections by the Watermaster that neither injury nor enlargement occurred as a result of the temporary transfer? Yes No If "No", explain:
c. To the best of your knowledge, if this transfer is approved, does it appear that:
i. "Injury" will occur to other water rights that share the same source? Yes No If "Yes", explain:
ii. "Enlargement" of the water right being transferred will occur? Yes No If "Yes", explain:

Page 3 of 5

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 No 🖌 Yes, as checked and provided below: other rights?
 - For POU changes that involve micro-irrigation, provide the monitoring and reporting conditions necessary to prevent injury/enlargement:

A Headgate should be required prior to diverting water.

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

a. Before water use may begin under this order, the water user shall install a totalizing flow meter*, or, with prior approval of the Director, another suitable measuring device, \checkmark at each point of diversion/appropriation (new and existing) OR at each new point of diversion/appropriation with the exception that water rights issued to the Bureau of Reclamation or an irrigation

district (or similar entity) are not subject to this condition.

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

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

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

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

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

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

Weir

Parshall Flume

Other:

Page 4 of 5

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- 14249



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



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

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

Watermaster name: Greg Wacker

District: 16

Address: 725 Summer St NE Ste A

City/State/Zip: Salem, OR 97301

Phone: 971-719-6262

Email: gregory.j.wacker@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



Water Resources Department North Mall Office Building 725 Summer St NE, Suite A Salem, OR 97301 Phone 503 986-0900 Fax 503 986-0904 www.oregon.gov/owrd

February 3, 2025

VIA CERTIFIED MAIL AND E-MAIL

DAVID BRAUN 35642 TENNESSEE RD SE ALBANY, OR 97322

SUBJECT: Water Right Transfer Application T-14249

Please find enclosed the Preliminary Determination indicating that, based on the information available, the Department intends to approve application T-14249. This document is an intermediate step in the approval process; water may not be used legally as proposed in the transfer application until a Final Order has been issued by the Department. Please read this entire letter carefully to determine your responsibility for additional action.

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

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

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

Please don't hesitate to contact me at 503-986-0892 or Joan.M.Smith@water.oregon.gov, if I may be of assistance.

Sincerely, il

Jdan Smith Transfer Specialist Transfer and Conservation Section

BEFORE THE WATER RESOURCES DEPARTMENT OF THE STATE OF OREGON

)

)

In the Matter of Groundwater Registration Modification Application T-14249, Linn County PRELIMINARY DETERMINATION PROPOSING APPROVAL OF RECOGNITION OF A MODIFICIATION IN PLACE OF USE

Authority

Oregon Revised Statutes (ORS) 537.610, 537.705 and 540.505 to 540.580 establish the process in which the holder of a certificate of registration may submit a request for recognition of modifications to the place of use, character of use or point of appropriation under a groundwater certificate of registration.

Oregon Administrative Rules (OAR) Chapter 690, Divisions 382 and 380 implement the statutes and provide the Department's procedures and criteria for evaluating groundwater registration modification applications.

Applicant

DAVID AND KAITLYN BRAUN 35642 TENNESSEE RD SE ALBANY, OR 97322

Findings of Fact

- On May 24, 2023, David and Kaitlyn Braun filed a Groundwater Registration Modification application to modify the place of use under Registration Application GR-1927 (Certificate of Registration GR-1855). The Department assigned the application number T-14249.
- On May 25, 2023, Registration Application GR-1927 (Certificate of Registration GR-1855) was assigned from Sylvia Carter to David and Kaitlyn Braun.
- Notice of the application for Groundwater Registration Modification was published on May 30, 2023, pursuant to OAR 690-382-0600. No comments were filed in response to the notice.

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

- 4. On October 31, 2024, the Department sent a copy of the draft Preliminary Determination proposing to approve Groundwater Registration Modification Application T-14249 to the applicants. The draft Preliminary Determination cover letter set forth a deadline of December 1, 2024, for the applicants to respond. The applicants requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the Groundwater Registration Modification.
- 5. The portion of the groundwater registration to be modified is as follows:

Registration:	Application GR-1927 (Certificate of Registration GR-1855), in the name of SYLVA CARTER (assigned to DAVID and KAITLYN BRAUN)
Use:	IRRIGATION of 6. 0 ACRES
Tentative	
Priority Date:	1942
Quantity:	57.47 GALLONS PER MINUTE
Source:	PUMP WELL NO. 1

Original Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
11 S	2 W	WM	35	NE NE	NORTH 17 DEGREES 40 MINUTES WEST AND 17.5 CHAINS FROM THE SE CORNER OF DLC 57

Original Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Acres
11 S	2 W	WM	26	SE SE	4.0
11 S	2W	WM	35	NE NE	1.0
11 S	2 W	WM	35	SE NE	1.0

6. Groundwater Registration Modification Application T-14249 proposes to modify the place of use under the groundwater registration to:

Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
11 S	2 W	WM	26	SE SE	57	2.3
11 S	2W	WM	35	NE NE	57 ·	3.7

Review Criteria for Groundwater Registration Modification Applications [OAR 690-382-0100(10), 690-382-0700(2), 690-382-1000(1) and 690-380-2200R]

7. The proposed modification would not result in a state Scenic Waterway not receiving previously available water during periods in which stream flows are less than the quantities determined by the Department to be necessary to meet the requirements of ORS 390.835.

- The proposed modification as conditioned would not result in enlargement of the registration.
- 9. The proposed modification would not result in injury to other water rights.
- 10. All other application requirements are met.

Determination and Proposed Action

The modification in place of use proposed in Groundwater Registration Modification T-14249 appears to be consistent with the requirements of ORS 537.610, 537.705, 540.505 to 540.580 and OAR 690-382-1000. If protests are not filed pursuant to OAR 690-382-0900, the modification will be approved.

If Groundwater Registration Modification T-14249 is approved, the final order will include the following:

- The modification to Registration Application GR-1927 (Certificate of Registration GR-1855) proposed in Groundwater Registration Modification Application T-14249 is recognized. Recognition of the modification shall not be construed as a final determination of the right to appropriate groundwater under the certificate of registration or modification. Such a determination will occur in an adjudication proceeding under ORS 537.670 to 537.695.
- 2. 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 Registration Application GR-1927 (Certificate of Registration GR-1855) and any related decree.
- 3. Approval of this Groundwater Registration Modification application does not constitute nor grant legal access onto or through another person's property for purposes of accessing the new place of use.
- 4. The former place of use of the modified groundwater registration shall no longer receive water as part of the groundwater certificate of registration.

- 5. Water use measurement conditions:
 - a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of appropriation (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.

Dated in Salem, Oregon on FEB 0 3 2025

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

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

Protests

Under the provisions of ORS 540.520(6) & (7) and OAR 690-382-0900, within 30 days after the last date of publication of the newspaper notice or the Department's weekly notice as prescribed by OAR 690-382-0800, whichever is later, any person may file, jointly or severally, a protest expressing opposition of approval of the groundwater registration application and disagreement with this Preliminary Determination or a standing statement in support of this Preliminary Determination. 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 690-382-0900, 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 690-382-0900]. and 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 690-382-0900(5), the Department shall provide to persons who have filed standing statements as defined under OAR 690-382-0100(8) 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 690-382-0900, 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 690-382-0900. In accordance with OAR 690-382-1100, 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 you do not request a hearing within 30 days after the close of the protest period, or if you withdraw a request for a hearing, notify the Department or the administrative law judge that you will not appear, or fail to appear at a scheduled hearing, the Director may issue a final order by default. If the Director issues a Final Order by default, the Department designates the relevant portions of its files on this matter, including all materials that you have submitted relating to this matter, as the record for purpose of proving a *prima facie* case upon default.

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

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

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

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

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

Transfer Application

Watermaster Review Form

Watermaster Review Form: Water Right Transfer

Transfer Application: T-14249



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

Review Due Date: 06/23/2023

Applicant Name: David Braun

Proposed Changes: POU POD POA USE OTHER

Reviewer(s): G. Wacker

Date of Review: 05/25/2023

- 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:
- Have headgate notices been issued for the source that serves the transferred right(s)?
 Yes V 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 Voi No If "Yes", describe how the rights would be affected and list the rights most affected:

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

✓ N/A

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



- 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
- 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?



✓ 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?



No If "Yes", explain:

1

b.		porary transfer of this nature been previously filed and approved on the same lands as thereof) as those lands involved in this transfer?
	Yes	No If "Yes", answer the following:
		i. Were there any problems with more acres being irrigated (or wetted) than were authorized under the temporary transfer? Yes No If "Yes", explain:
		ii. Did the designated areas that were to remain dry (or not wetted) under the temporary transfer actually remain dry? Yes No If "No", explain:
		iii. Did the applicant comply with and meet all of the conditions of the temporary transfer? Yes No If "No", explain:
		iv. Do you have any other observations regarding the temporary transfer? Yes No If "Yes", describe:
		 v. Did the applicant demonstrate to the Department through monitoring and site inspections by the Watermaster that neither injury nor enlargement occurred as a result of the temporary transfer? Yes No If "No", explain:
	c. To the	best of your knowledge, if this transfer is approved, does it appear that:
		i. "Injury" will occur to other water rights that share the same source? Yes No If "Yes", explain:
		ii. "Enlargement" of the water right being transferred will occur? Yes No If "Yes", explain:

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

Yes	v
-----	---

No If "Yes", explain:

- 13. What alternatives may be available for addressing any issues identified above:
- 14. Do conditions need to be included in the transfer order to avoid enlargement of the right or injury to other rights? No 🖌 Yes, as checked and provided below:
 - For POU changes that involve micro-irrigation, provide the monitoring and reporting conditions necessary to prevent injury/enlargement:

A Headgate should be required prior to diverting water.



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

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

Page 4 of 5

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- 14249



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



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

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

Watermaster name: Greg Wacker

District: 16

Address: 725 Summer St NE Ste A

City/State/Zip: Salem, OR 97301

Phone: 971-719-6262

Email: gregory.j.wacker@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



Water Resources Department

North Mall Office Building 725 Summer St NE, Suite A Salem, OR 97301 Phone 503 986-0900 Fax 503 986-0904

May 24, 2023

DAVID BRAUN 35642 TENNESEE RD SE ALBANY, OR 97322

Reference: Application T- 14249

On May 24, 2023, OWRD received your water Groundwater Registration Modification application. The application was accompanied by \$875.00. Our receipt number 140739 is enclosed.

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

This application <u>may</u> 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.

You may not use water for the new place of use until a final order approving recognition of the groundwater registration modification application has been issued by the Department. If the land is sold before the modification is approved, the buyer's consent to the modification will be required unless a recorded deed or other legal document clearly established that the groundwater registration was not conveyed in the sale.

Please 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) William E. McGill, Agent LINN COUNTY Enclosure

REC	STATE OF OREGON WATER RESOURCES DEPARTMENT 725 Summer St. N.E. Ste. A SALEM, OR 97301-4172 (503) 986-0900 / (503) 986-0904 (fax)									
BECE	RECEIVED FROM: Will McGill Syndaying APPLICATION									
	BY: DERMIT									
	TRANSFER T-14249									
CASH	1: Cł	A 2150		-Y)	TOTAL REC'D	\$875.94				
	1083	TREASURY	4170 WR	D MISC CASH AC	СТ					
	0407	COPIES				S				
	0407	OTHER: (II	ENTIEY)			S				
			and a state of the		0					
	0243 I/S Le	ase 0244		nt. Plan 0245						
				D OPERATING AC	CT					
		MISCELLANEOUS	L	16110						
	0407	COPY & TAPE FEE	S			S				
	0410	RESEARCH FEES				S S				
	0408	MISC REVENUE:	IDENTIFY)			S				
	TC162	DEPOSIT LIAB. (II	DENTIFY)			s				
	0240	EXTENSION OF TH	ME			0				
		WATER RIGHTS:		EXAM FEE		RECORD FEE				
	0201	SURFACE WATER		\$	0202	S				
	0203	GROUND WATER		\$	0204	\$				
	0205	TRANSFER		\$ \$ 15.00						
	<	WELL CONSTRUC	TION	EXAM FEE		LICENSE FEE				
	0218	WELL DRILL CONS	TRUCTOR	S	0219	\$				
		LANDOWNER'S PE	RMIT		0220	S				
		OTHER	(IDENTIFY)	RESERVING						
-	0536	TREASURY	0437 WE	LL CONST. START	FEE	The second s				
	0211	WELL CONST STAT		\$	CARD#					
	0210	MONITORING WEL	LS	\$	CARD					
		OTHER	(IDENTIFY) _							
	0607	TREASURY	0467 HYD	DRO ACTIVITY	LIC NUMBER					
	0233	POWER LICENSE	EE (FW/WRD)		I PARALI	S				
	0231	HYDRO LICENSE P	EE (FW/WRD)			S				
		HYDRO APPLICATI	ON			S				
-					RECEIVI	50				
		TREASURY	011	HER / RDX	DIUS					
	FUND	and the second	TITLE	OVE	R THE CO	DUNTER				
	OBJ. COD	E	VENDOR #							
	DESCRIPT	ION				S				
					1					
RECE	EIPT:	140739	DATED	5/19/2023 BY:_	Lisa I)-un ner				
				w Copy - Fiscal, Blue Co	DDV - File Buff Cor	ny - Fiscal				

Application for Groundwater Registration Modification



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 Groundwater Registration Modification application will be returned if Parts 1 through 4 and all required attachments are not completed and included. For questions, please call (503) 986-0900, and ask for Transfer Section. RECEIVED Check all included with this application (N/A = Not Applicable) \boxtimes Part 1 - Completed Minimum Requirements Checklist. MAY 1 9 2023 X Part 2 – Completed Application Map Checklist. OWRD \boxtimes Part 3 – Completed Applicant Information and Signature. X Part 4 – Completed Groundwater Registration Modification Application – Groundwater Registration Information. (Only one Groundwater registration per application, unless the Groundwater registrations to be modified are layered). X Completed Groundwater Registration Modification Application Map (Does not have to be prepared by a Certified Water Right Examiner). X Groundwater registration modification fees - Amount enclosed: \$ 875. (\$875.00 for a place of use change only; \$1,250.00 for any other change or combination). Attachments: \boxtimes N/A Request for Assignment Form and statutory fee. This form needs to be completed if the applicant owns the land to which the registration is appurtenant and is not the registration certificate holder of record. The Request for Assignment Form is available at https://www.oregon.gov/OWRD/Forms/Pages/default.aspx. Assignment is not needed for any person or entity who can demonstrate authorization to request recognition of a modification (e.g. legal representative, power of attorney, agent, etc.) or the applicant is named on the certificate of registration, or has been assigned to the certificate of registration. 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. (For Staff Use Only) WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S): ____ Map not included or incomplete Application fee not enclosed/insufficient Land Use Form not enclosed or incomplete Assignment Form and fee not enclosed/insufficient Additional signature(s) required Part _____ is incomplete Other/Explanation

Revised 7/1/2021

Staff:

Groundwater Registration Modification - Page 1 of 7

503-

TACS

1____

= 14249 -

Date:

Part 2 of 4 – Groundwater Registration Modification Map Checklist

Your Groundwater Registration Modification application <u>will be returned</u> if any of the map requirements listed below are not met.

Please be sure that the map you submit includes all the items listed below and meets the requirements of OAR 690-380-3100, however, the map does not have to be prepared by RECEIVED Certified Water Right Examiner. Check all boxes that apply. MAY 1 9 2023 \boxtimes Permanent quality printed with dark ink on good quality paper. OWRD X The size of the map can be 81/2 x 11 inches, 81/2 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. \boxtimes A north arrow, a legend, and scale. X The scale of the map must be: 1 inch = 400 feet, 1 inch = 1,320 feet, the scale of the county assessor map if the scale is not smaller than 1 inch = 1,320 feet, or a scale that has been preapproved by the Department. X Township, Range, Section, ¼ ¼, DLC, Government Lot, and other recognized public land survey lines. X Tax lot boundaries (property lines) are required. Tax lot numbers are recommended. X Major physical features including rivers and creeks showing direction of flow, lakes and reservoirs, roads and railroads. X Major water delivery system features from the point(s) of appropriation such as main pipelines, canals, and ditches. X Existing place of use that includes hachuring, 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 registration is being changed, a separate hachuring is needed for the portion of the registration left unchanged. If you are proposing a modification in place of use, show the proposed place of use with hachuring including 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. \boxtimes Existing point(s) of appropriation with distance and bearing or coordinates from a recognized survey corner. If you are proposing a modification in point(s) of appropriation, show the proposed N/A 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-minutesseconds with at least one digit after the decimal (example - 42°32'15.5") or degreesdecimal with five or more digits after the decimal (example - 42.53764°).

14249 -

Part 3 of 4 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME			PHONE NO. ADDITIONAL CONTACT NO.						
David & Kaitlyn Braun			(541) 979-1200						
ADDRESS			FAX NO.						
35642 Tennessee Rd. SE									
СПУ	STATE	ZIP	E-MAIL						
Albany	OR	97322	david@orgutter.com						
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT									
ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.									

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

APPLICANT/BUSINESS NAM Will McGill Surveying			PHONE NO. (503) 931-0210	ADDITIONAL CONTACT NO. (503) 510-3026			
ADDRESS 15333 Pletzer Rd. SE				FAX NO.			
CITY Turner	STATE	ZIP 97392	E-MAIL willmcgill.surveying@gmail.com				
BY PROVIDING AN E-M ELECTRONICALLY. COPI			CEIVE ALL CORRESPONDENCE WILL ALSO BE MAILED.	FROM THE DEPARTMENT			

Explain in your own words what you propose to accomplish with this modification; and why: It is proposed to move a portion of the POU for GR 1927 within tax lot 400 to better cover the crops for future irrigation practices.

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

Ch	eck	one	box)
~	2011	One	DUN

By signing this application, I (we) understand that, upon receipt of the draft preliminary determination and prior to Department approval of the Groundwater modification, I (we) will be required to provide landownership information and evidence that I am authorized to pursue the modification as identified in OAR 690-382-0400(16)(a); OR

- I (we) 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 (we) affirm that the applicant is an entity with the authority to condemn property and is acquiring the property to which the Groundwater registration proposed for modification is appurtenant by condemnation and have attached supporting documentation.

I understand that prior to Department approval of the groundwater registration modification, 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 groundwater registration 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 paper: The New Era, Sweet Home.

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

Applicant Signature

Print Name (and Title if applicable) <u>Kai</u> Hyn Braun Print Name (and Title if applicable) <u>Date</u> <u>5/15/23</u> Date <u>5/15/23</u> Date

RECEIVED

MAY 1 9 2023

OWRD

Is the applicant the sole owner of the land on which the Groundwater registration modification or portion thereof, is located? Xes 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 Groundwater registration has been conveyed. Revised 7/1/2021

Groundwater Registration Modification – Page 3 of 7

14249 -

Check the appropriate box, if applicable:

Check here if the Groundwater registration proposed for modification is or will be located within or served by an irrigation or other water district.

IRRIGATION DISTRICT NAME	ADDRESS	
CITY	STATE	ZIP

Check here if water for the Groundwater registration is supplied under a water service agreement or other contract with a federal agency or other entity.

ENTITY NAME	ADDRESS						
СТУ	STATE	ZIP					

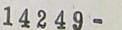


To meet State Land Use Consistency Requirements, you must list all local governments (each county, city, municipal corporation, or tribal government) within whose jurisdiction water will be diverted, conveyed or used.

ENTITY NAME Linn County	ADDRESS 300 SW 4 th Ave.	
CITY	STATE	ZIP
Albany	OR	97321

ENTITY NAME	ADDRESS						
CITY	STATE	ZIP					

RECEIVED MAY 1 9 2023 OWRD



TACS

Please use a separate Part 4 for each registration being modified. See instructions on page 5, to copy and paste additional Part 4s, or to add additional rows to tables within the form.

Groundwater Registration # GR-1927 (Certificate # GR-1855)

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

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

POA Name or Number	Is this POA Authorized by the registration or is it Proposed?	OWRD Well Log ID# (or Well ID Tag # L)	Tv	vp	Rng		Sec	%%		Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
Well A	Authorized Proposed		11	s	2	w	35	NE NE		57	N 17° 40' W 17.5 chains from SE corner DLC 57
	Authorized Proposed										
	Authorized Proposed										
	Authorized Proposed										

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

Place of Use (POU)

Point of Appropriation (well) (POA)

Character of Use (USE)

Additional Point of Appropriation (APOA)

Will all of the proposed changes affect the entire Groundwater registration?

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

RECEIVED

MAY 1 9 2023

OWRD

14249 - TACS

Please use and attach additional pages of Table 2 as needed. See page 5 for instructions. Do you have questions about how to fill-out the tables? Contact the Department at 503-986-0900 and ask for Transfer

Table 2. Description of Modifications to Registration GR-1927 (Certificate # GR-1855)

List only the part of the registration that will be modified. For the acreage in each ¼¼, list the modification proposed. If more than one modification, specify the acreage associated with each modification. If more than one POA, specify the acreage associated with each POA.

					t app	ears	in the	regist	ration B										ld app	(the "to" or "on" lands) appear AFTER PROPOSED CHANGES are made.						
Tw	p	Rn	g	Sec	34	34	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POA(s) (name or number from Table 1)	Priority Date	"CODES" from previous page)	T	мр	R	ng	Sec	34	%	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POA(s) to be used (from Table 1)	Priority Date
11	s	2	w	26	SE	SE	400	57	4.0	Irrigation	Well A	1942	POU	11	s	2	w	26	SE	SE	400	57	2.3	Irrigation	Well A	1942
11	s	2	w	35	NE	NE	400	57, N/A	1.0	Irrigation	Well A	1942	POU	11	s	2	w	35	NE	NE	400	57	3.7	Irrigation	Well A	1942
11	s	2	w	35	SE	NE	400	57, 69, N/A	1.0	Irrigation	Well A	1942														
	-																									
-																										
-																										
						TO	TAL AC	RES	6.0											TC	TAL AC	RES	6.0			

Additional remarks: _____.

RECEIVED

Groundwater Registration Modification - Page 6 of 7

TACS

14249 =

Revised 7/1/2021

OWRD

MAY 1 9 2023

Groundwater Registration # GR-1927 (Certificate # GR-1855)

For a modification in place of use or character of use:

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

If YES, list the other certificate, water use permit, or other Groundwater registration numbers:

Pursuant to OAR 690-382-0200, any "layered" water use, such as an irrigation right that is supplemental to a primary irrigation right proposed for transfer, must be concurrently transferred with the registration or be cancelled. Any change to a water right must be filed separately in a transfer application. Any change to a water use permit must be filed separately with a permit amendment. Any modification to a Groundwater registration on the "to" lands must be filed separately with a Groundwater registration.

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

Well log(s) are attached for each well 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/)
 MAY 1 9 2023

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

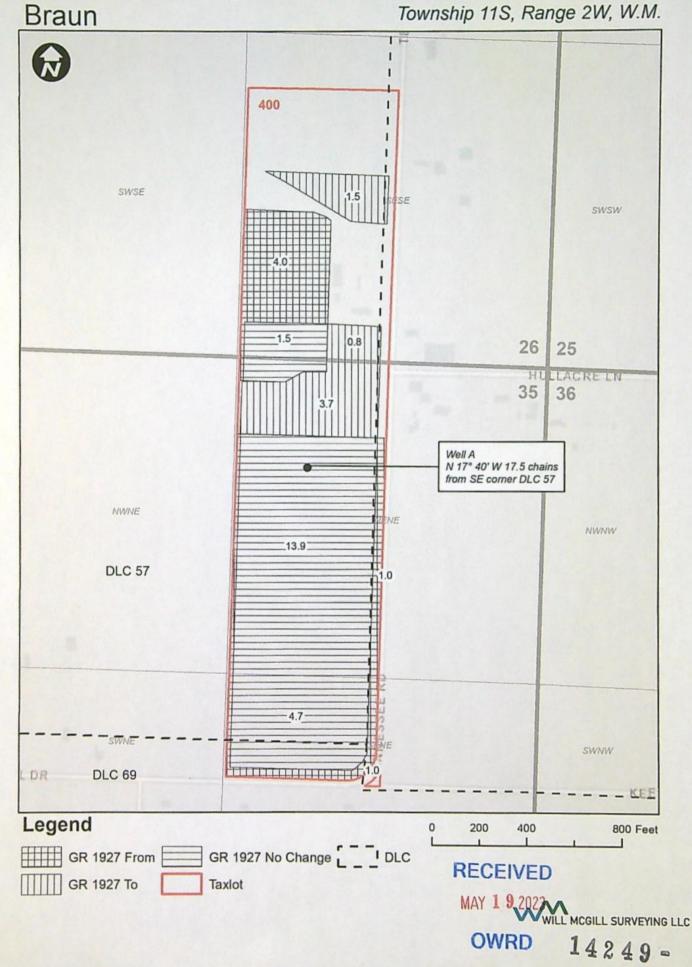
Any well(s) in this listing must be clearly tied to corresponding well(s) described in Table 1 and shown on the accompanying application map. Failure to provide adequate information is likely to delay the processing of your modification application until it is received. The information is necessary for 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 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 complete d 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

Revised 7/1/2021

TACS

Groundwater Registration Modification - GR 1927



OREGON	
An Acate and a second s	RECEIVED
and the second se	MAY 1 9 2023
WATER RESOURCES DEPARTMENT	OWRD
	Date Received (Date Stamp Here)
OWRD Over-the-Counter Subn	nission Receipt
Applicant Name(s) & Address: (Avid and Ka	itlyn Braun
35642 TENNESSEE R.J. SE A	
Transaction Type: 6R Mad	· · · · · · · · · · · · · · · · · · ·
Fees Received: \$ 87509	
Cash Check; Check No. 250)
Name(s) on Check:	1:11 Mibilt Surveying
Thank you for your submission. Oregon Water Resources Dep review your submittal as soon as possible.	artment (Department) staff will
If your submission is determined to be complete, you will rece an acknowledgement letter stating your submittal is complete	
If determined to be incomplete, your submission and the acco an explanation of deficiencies that must be addressed in orde	
If you have any questions, please feel free to contact the Depa at 503-986-0801 or 503-986-0810.	artment's Customer Service staff
Sincerely, OWRD Customer Service Staff	
Submission received by: Nick Reele	
(Name of OWRD staff)	
Instructions for OWRD staff:	
Complete this Submission Receipt and make two (2) copies. Place the other copy with the submission (<i>i.e., the application or other c</i>	
Date-stamp all pages. (NOTE: Do not stamp check.)	
Give this original Submission Receipt to the applicant.	1424

- Record Submission Receipt Information on the "RECEIVED OVER THE COUNTER" log sheet.
- Fold and put one copy of the Submission Receipt with check/cash into the Safe slot. Place the other copy of the Submission Receipt with submission (*application/other document*) in the top drawer of filing cabinet.