

regular

RA

Name Klamath Falls RU resort LLC Applicant Robert Stewart  
attn Chad Ross Klamath Cascade Group

Address 5 legacy drive  
Goldenrule, wa 98620  
chad@rossmgt.com

Change in POW, USE, POA  
 Date Filed 7/12/2023  
 Initial notice date 7/25/2023  
 DPD issued date \_\_\_\_\_  
 PD issued date 12/10/2024  
 PD notice date 12/17/2024  
 Date of FO 2/26/2025 Vol 133 Page 906910

C-Date \_\_\_\_\_  
 COBU due date \_\_\_\_\_  
 COBU Received date \_\_\_\_\_  
 Certificate issued \_\_\_\_\_

## DESCRIPTION OF WATER RIGHT(S)

Name of Stream Well  
 Trib. of Klamath Lake Basin  
 Use mining, Industrial/mfg County Klamath  
 Quantity of water (CFS) \_\_\_\_\_ No. of Acres \_\_\_\_\_  
 Name of ditch \_\_\_\_\_  
 App# G14718 Per # G13580 Cert # 93007 PR Date 3/19/1998  
 App# \_\_\_\_\_ Per # \_\_\_\_\_ Cert # \_\_\_\_\_ PR Date \_\_\_\_\_  
 App# \_\_\_\_\_ Per # \_\_\_\_\_ Cert # \_\_\_\_\_ PR Date \_\_\_\_\_  
 App# \_\_\_\_\_ Per # \_\_\_\_\_ Cert # \_\_\_\_\_ PR Date \_\_\_\_\_

## FEES PAID

Date	Amount	Receipt #
<u>7-12-23</u>	<u>\$2,450.00</u>	<u>141130</u>
<u>7-12-23</u>	<u>\$125.00</u>	<u>141131</u>
<u>8-7-23</u>	<u>\$1,972.41</u>	<u>141345</u>
<u>7-9-24</u>	<u>\$1,570.00</u>	<u>143277</u>

## FEES REFUNDED

Date	Amount	Receipt #

Assignments: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

Irrigation District City of Klamath Falls

Agent Adkins Engineering ascalas@adkinsengineering.com

CWRE \_\_\_\_\_  
 CC's list City of Klamath Falls Planning department



# WATER RIGHT TRANSFER COVER SHEET

Transfer: T-14275

Transfer Specialist:

Transfer Type: Regular Transfer

Reimbursement Authority? ☒

Dante

<b>Applicant:</b> CHAD ROSS 5 LEGACY DRIVE GOLDENDALE, WA 98620  KLAMATH CASCADE GROUP LLC ROBERT STEWART 182 BISBEE STREET KLAMATH FALLS, OR 97603	<b>Agent:</b> ADKINS ENGINEERING AND SURVEYING 1435 ESPLANADE AVE KLAMATH FALLS, OR 97601	<b>Receiving Landowner:</b>
<b>Current Landowner if other than Applicant:</b>	<b>CWRE:</b>	<b>Irrigation District:</b>
<b>Affected Local Gov'ts:</b> City Of Klamath Falls	<b>Affected Tribal Gov't:</b>	<b>BOR Notified (date):</b>

## Water Rights Affected

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

## Key Dates & Initial Actions (Support Staff)

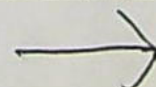
Rec'd: July 19, 2023	Proposed Action(s): PLACE OF USE; USE	
Fees Pd: 2450.00	Acknowledgement Letter Sent <input checked="" type="checkbox"/>	Basin: 14 Klamath
Initial Public Notice: 7/25/2023	County sent cc: of Ack Letter <input checked="" type="checkbox"/>	County: KLAMATH
WM District: 17 Danette M. Watson	WM Review request sent:	WM Review date received:
ODFW District:	ODFW Review sent:	ODFW Review date received:
Groundwater	GW Review sent:	GW Review date received:

## Caseworker Actions: Newspaper & PD Notice:

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

## Peer Review:

Document	Drafted	Peer Review	Coordinator	Changes Made	Signature Bin	Signature Date
DPD	Date: 3-19-24 Initials: DC	Date: _____ Initials: _____	Date: 3-20-24 Initials: PRS	Date: 3-21-24 Initials: AZ	CW Sent: _____ WM Sheet <input type="checkbox"/> ODFW Sheet: <input type="checkbox"/>	N/A
PD	Date: 9-11-24 Initials: AZ	Date: 9-10-24 Initials: RF	Date: 11-8-24 Initials: CC	Date: _____ Initials: _____ Data Review Date: 11-13-24	Date: _____	Date: _____



FO	Date: <u>1-2-25</u>	Date: <u>1-6-25</u>	Date: <u>1-13-25</u>	Date: <u>1-24-25</u>	Date: <u>2-6-25</u>	Date: <u>2/24/2025</u>
	Initials: <u>AK</u>	Initials: <u>SG</u>	Initials: <u>SH</u>	Initials: <u>AK</u>	No. of docs for sig: <u>1</u>	

Special Issues: \_\_\_\_\_

Special Order Volume: Vol. 133 Pages 906-910





# Oregon

Tina Kotek, Governor

## Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301

Phone 503 986-0900

Fax 503 986-0904

February 26, 2025

Klamath Falls RV Resort LLC  
Chad Ross  
5 Legacy Dr  
Goldendale, WA 98620

Klamath Cascade Group LLC  
Robert Stewart  
182 Bisbee St  
Klamath Falls, OR 97601

REFERENCE: Transfer Application T-14275

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

The time allowed to complete the transfer is specified in the final order. YOU SHOULD GIVE PARTICULAR ATTENTION TO THE TIME LIMIT. The water right for any portion of the authorized change in character of use or change in place of use NOT carried out within the time allowed will be lost.

An extension of the time limit can be allowed only upon a showing that diligent effort has been made to complete the actual change(s) within the time allowed.

You are required to hire a Certified Water Rights Examiner (CWRE) to complete a Claim of Beneficial Use report and map which must be submitted to this Department within one year of the date you complete the change(s) or within one year of the completion date authorized in the transfer final order, whichever occurs first.

If you have any questions related to the approval of this transfer, you may contact your caseworker, Dante Luongo, by telephone at (971) 304-5006 or by e-mail at [Dante.j.luongo@water.oregon.gov](mailto:Dante.j.luongo@water.oregon.gov).

Sincerely,

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

cc: Tom D. Skiles, Watermaster Dist. # 17 (via email)  
Adkins Engineering and Surveying, Agent  
City of Klamath Falls, Local Government

Enclosure



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

In the Matter of Transfer Application	)	FINAL ORDER APPROVING A CHANGE IN
T-14275, Klamath County	)	POINT OF APPROPRIATION, PLACE OF USE
	)	AND CHARACTER OF USE

**Authority**

Oregon Revised Statutes (ORS) 537.705 and 540.505 to 540.580 establish the process in which a water right holder may submit a request to transfer the point of appropriation, place of use, or character of use authorized under an existing water right. Oregon Administrative Rules (OAR) Chapter 690, Division 380 implement the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

**Applicant**

KLAMATH FALLS RV RESORT LLC  
CHAD ROSS  
5 LEGACY DRIVE  
GOLDENDALE, WA 98620

**Applicant**

KLAMATH CASCADE GROUP LLC  
ROBERT STEWART  
182 BISBEE STREET  
KLAMATH FALLS, OR 97603

**Findings of Fact**

1. On July 19, 2023, CHAD ROSS/ KLAMATH FALLS RV RESORT LLC and ROBERT STEWART/KLAMATH CASCADE GROUP, LLC filed an application to change in point of appropriation, place of use, and character of use under Certificate 93607. The Department assigned the application number T-14275.
2. Notice of the application for transfer was published on August 1, 2023, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. On March 21, 2024, the Department sent a copy of the draft Preliminary Determination to the applicant, proposing to approve Transfer Application T-14275. The draft Preliminary Determination cover letter provided a deadline of April 21, 2024, for the applicant to respond and submit the required information. The applicant requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer.

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



4. On April 4, 2024, the applicant's agent documented that the point of appropriation was not accurately described on the certificate and was drilled in another location.
5. On April 5, 2024, the Department notified the applicant's agent that a change in point of appropriation and additional fees would be required.
6. On April 26, 2024, the applicant's agent submitted the necessary fees and revised application materials to add a change in point of appropriation to the application.
7. On December 10, 2024, the Department issued a Preliminary Determination proposing to approve Transfer Application T-14275 and sent a copy to the applicants. Additionally, notice of the Preliminary Determination for the transfer application was published in the Department's weekly notice on December 17, 2024, and in the Herald and News newspaper on December 14, and December 21, 2024, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notices.

8. The right to be transferred is as follows:

**Certificate:** 93607 in the name of KLAMATH CASCADE GROUP LLC (perfected under Permit G-13586)  
**Use:** MINING AND INDUSTRIAL USE  
**Priority Date:** MARCH 19, 1998  
**Rate:** 0.18 CUBIC FOOT PER SECOND  
**Period of Use:** YEAR ROUND  
**Source:** A WELL in the KLAMATH LAKE BASIN

**Authorized Point of Appropriation:**

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
38 S	9 E	WM	18	SW SE	1	POA 1 - 1315 FEET NORTH AND 1798 FEET WEST FROM THE SE CORNER OF SECTION 18

**Authorized Place of Use:**

MINING AND INDUSTRIAL USE					
Twp	Rng	Mer	Sec	Q-Q	GLot
38 S	9 E	WM	18	SW SE	1
38 S	9 E	WM	18	SE SE	

9. Transfer Application T-14275 proposes to move the authorized point of appropriation approximately 200 feet northwest from the existing point of appropriation to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
38 S	9 E	WM	18	NW SE	WELL 2 - 1410 FEET NORTH AND 1870 FEET WEST FROM THE SE CORNER OF SECTION 18



10. Transfer Application T-14275 proposes to change the place of use of the right to:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
38 S	9 E	WM	18	NW SE		0.81
38 S	9 E	WM	18	SW SE	1	4.18
38 S	9 E	WM	18	SE SE		0.15
TOTAL						5.14

11. Transfer Application T-14275 also proposes to change the character of use from mining and industrial use to primary irrigation, being limited to 0.13 cfs (5.14ac x 1/40 per second per acre = 0.13 cfs) and 15.42 acre-feet (5.14ac x 3.0 acre-feet per acre = 15.42acre-feet) during the irrigation season of each year.

12. The irrigation season has not been set by decree or basin plan within the Klamath Basin. OAR 690-250-0070 authorizes an irrigation season of March 1 to October 31.

13. 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-FORTIETH of one cubic foot per second per acre (0.13 cfs), 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 (15.42 acre-feet) for each acre irrigated during the irrigation season of March 1 to October 31 of each year.

***Transfer Review Criteria [OAR 690-380-0100(14), 690-380-4010(2), 690-380-2200, 690-380-2110(2), and 690-380-2300]***

14. Water has been used within the last five years according to the terms and conditions of the rights. There is no information in the record that would demonstrate that the right is subject to forfeiture under ORS 540.610.

15. A water delivery system sufficient to use the full amount of water allowed under the existing right was present within the five-year period prior to submittal of Transfer Application T-14275.

16. The water right is subject to transfer as defined in ORS 540.505(4) and OAR 690-380-0100(14).

17. The proposed changes, as conditioned, would not result in enlargement of the right.

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

19. All other application requirements are met.



## Conclusions of Law

The change in point of appropriation, change in place of use, and change in character of use proposed in Transfer Application T-14275 are consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000.

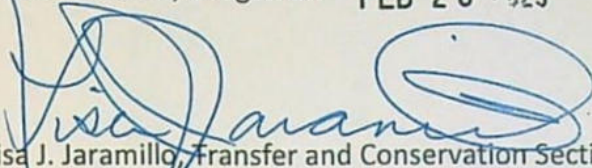
### Now, therefore, it is ORDERED:

1. The change in point of appropriation, change in place of use, and change in character of use proposed in Transfer Application T-14275 are approved.
2. The right to the use of the water is restricted to beneficial use at the place of use described and is subject to all other conditions and limitations contained in Certificate 93607 and any related decree.
3. Approval of this transfer application does not constitute nor grant legal access onto or through another person's property for purposes of accessing the new place of use.
4. Water right Certificate 93607 is cancelled.
5. The former place of use of the transferred right shall no longer receive water under the right.
6. The use of water for the proposed irrigation use, together with the amount secured under any other irrigation right existing for the same lands, shall be limited to ONE-FORTIETH of one cubic foot per second per acre (0.13 cfs), 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 (15.42 acre-feet) for each acre irrigated during the irrigation season of March 1 to October 31 of each year.
7. 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, 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.
8. Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2026**. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.



9. After satisfactory proof of beneficial use is received, a new certificate confirming the right transferred will be issued.

Dated in Salem, Oregon on FEB 26 2025



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

Mailing Date: FEB 27 2025



Check Date: 11/21/2024

31113

Invoice Number	Date	Voucher	Amount	Discounts	Previous Pay	Net Amount
For T 14275 Notice	11/21/2024	12042	252.05			252.05
Oregon Water Resources Department						
Adkins Inc. Cash	1	OREG	252.05			252.05
		TOTAL	252.05			

Received

DEC 02 2024

OWRD

STATE OF OREGON  
WATER RESOURCES DEPARTMENT725 Summer St. N.E. Ste. A  
SALEM, OR 97301-4172  
(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # 144309

INVOICE #

RECEIVED FROM: AE Adkins Engineering & Surveying

BY: 31113

CASH: ☐ CHECK: # 31113 OTHER: (IDENTIFY)

APPLICATION:  PERMIT:  TRANSFER: T-14275

TOTAL REC'D \$ 252.05

## 1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES 46118 \$

0207 OTHER: (IDENTIFY) Newspaper Notice \$ 252.05

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

## 4270 WRD OPERATING ACCT

## MISCELLANEOUS

0407 COPY & TAPE FEES \$

0410 RESEARCH FEES \$

0408 MISC REVENUE: (IDENTIFY) \_\_\_\_\_ \$

TC162 DEPOSIT LIAB. (IDENTIFY) \_\_\_\_\_ \$

0240 EXTENSION OF TIME \$

## WATER RIGHTS:

0201 SURFACE WATER EXAM FEE \$  0202 \$

0203 GROUND WATER \$  0204 \$

0205 TRANSFER \$

## WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR EXAM FEE \$  0219 \$

LANDOWNER'S PERMIT 0220 \$

OTHER (IDENTIFY) \_\_\_\_\_

## 0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$  CARD#

0210 MONITORING WELLS \$  CARD#

OTHER (IDENTIFY) \_\_\_\_\_

## 0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD) \$

0231 HYDRO LICENSE FEE (FW/WRD) \$

HYDRO APPLICATION \$

## TREASURY OTHER / RDX

FUND \_\_\_\_\_ TITLE \_\_\_\_\_

OBJ. CODE \_\_\_\_\_ VENDOR # \_\_\_\_\_

DESCRIPTION \_\_\_\_\_ \$ 

RECEIPT: 144309

DATED: 12-2-24 BY: Lucy D Miller

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

STATE OF OREGON  
WATER RESOURCES DEPARTMENT725 Summer St. N.E. Ste. A  
SALEM, OR 97301-4172  
(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # 144309

INVOICE #

RECEIVED FROM: AE Adkins Engineering & Surveying

BY: 31113

CASH: ☐ CHECK: # 31113 OTHER: (IDENTIFY)

APPLICATION:  PERMIT:  TRANSFER: T-14275

TOTAL REC'D \$ 252.05

## 1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES 46118 \$

0207 OTHER: (IDENTIFY) Newspaper Notice \$ 252.05

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

## 4270 WRD OPERATING ACCT

## MISCELLANEOUS

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FUND \_\_\_\_\_ TITLE \_\_\_\_\_

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DESCRIPTION \_\_\_\_\_ \$ 

RECEIPT: 144309

DATED: 12-2-24 BY: Lucy D Miller

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

Attached is a check in the amount of \$252.05 (PCA #46118) for Newspaper Notice for Transfer T-14275 made out to Oregon Water Resources Department ( or WRD)

- "for T-14275 NOTICE" written on front of check

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

Caseworker: Dante Luongo

Received

DEC 02 2024

OWRD



AFFIDAVIT OF PUBLICATION  
STATE OF OREGON,  
COUNTY OF KLAMATH

Received  
JAN 06 2025  
OWRD

I, Heather Boozer, Advertising Specialist being duly sworn, depose and say that I am the principle clerk of the publisher of the Herald and News a newspaper in general circulation, as defined by Chapter 193 ORS, printed and published at 2701 Foothills Blvd, Klamath Falls, OR 97601 in the aforesaid county and state: that I know from my personal knowledge that the Legal # 24524 T-14275 Water Right Transfer

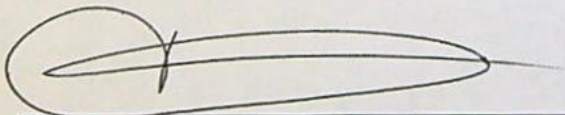
a printed copy of which is hereto annexed, was published in the entire issue of said newspaper for: 2

Insertion(s) in the following issues: 12/14/24, 12/21/24

Total Cost: \$210.04

*Heather Boozer*

Subscribed and sworn by Heather Boozer before me on:  
On 23rd day of December, in the year of 2024



Notary Public of Oregon  
My commission expires June 6, 2028





Received

JAN 06 2025

OWRD

### **Notice of Preliminary Determination for Water Right Transfer T-14275**

T-14275 filed by Chad Ross/Klamath Falls RV Resort LLC, 5 Legacy Dr, Goldendale, WA 98620, and Robert Stewart/Klamath Cascade Group LLC, 182 Bisbee St, Klamath Falls, OR 97603 proposes a change in point of appropriation, a change in place of use and a change in character of use under Certificate 93607. The right allows the use of 0.12 cubic foot per second from a well in Sec. 18, T38S, R9E, WM for mining and industrial use in Sec. 18, T39S, R9E, WM. The applicant proposes to move the point of appropriation within Sec. 18, T39S, R9E, WM, to change the place of use within Sec. 18, T39S, R9E, WM; and to change the character of use to irrigation. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

Any person may file, jointly or severally, a protest or standing statement within 30 days after the last date of newspaper publication of this notice, 12/21/2024. Call (503) 986-0935 to obtain additional information. If no protests are filed, the Department will issue a final order consistent with the preliminary determination.

#24524 December 14, 21, 2024





# Oregon

Tina Kotek, Governor

## Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301

Phone 503 986-0900

Fax 503 986-0904

[www.oregon.gov/owrd](http://www.oregon.gov/owrd)

December 10, 2024

VIA CERTIFIED MAIL AND E-MAIL

KLAMATH FALLS RV RESORT LLC  
CHAD ROSS  
5 LEGACY DRIVE  
GOLDENDALE, WA 98620

KLAMATH CASCADE GROUP LLC  
ROBERT STEWART  
KLAMATH CASCADE GROUP, LLC  
182 BISBEE STREET  
KLAMATH FALLS, OR 97603

SUBJECT: Water Right Transfer Application T-14275

Please find enclosed the Preliminary Determination indicating that, based on the information available, the Department intends to approve application T-14275. This document is an intermediate step in the approval process; water may not be used legally as proposed in the transfer application until a Final Order has been issued by the Department. Please read this entire letter carefully to determine your responsibility for additional action.

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

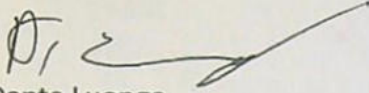
If no protest is filed, the Department will issue a Final Order consistent with the Preliminary Determination. You should receive a copy of the Final Order about 30 days after the close of the protest period.

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



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

Sincerely,

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

Dante Luongo  
Transfer Specialist  
Transfer and Conservation Section

cc: Transfer Application file T-14275  
Tom D. Skiles, District 17 Watermaster (*via e-mail*)  
Adkins Engineering And Surveying, Agent for the applicant (*via e-mail*)



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

In the Matter of Transfer Application	)	PRELIMINARY DETERMINATION
T-14275, Klamath County	)	PROPOSING APPROVAL OF A CHANGE IN
	)	POINT OF APPROPRIATION, PLACE OF USE
	)	AND A CHANGE IN CHARACTER OF USE

**Authority**

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CHAD ROSS  
5 LEGACY DRIVE  
GOLDENDALE, WA 98620

**Applicant**

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ROBERT STEWART  
182 BISBEE STREET  
KLAMATH FALLS, OR 97603

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2. Notice of the application for transfer was published on August 1, 2023, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. On March 21, 2024, the Department sent a copy of the draft Preliminary Determination to the applicant, proposing to approve Transfer Application T-14275. The draft Preliminary Determination cover letter provided a deadline of April 21, 2024, for the applicant to respond and submit the required information. The applicant requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer.
4. On April 4, 2024, the applicant's agent documented that the point of appropriation was not accurately described on the certificate and was drilled in another location.

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



5. On April 5, 2024, the Department notified the applicant's agent that a change in point of appropriation and additional fees would be required.
6. On April 26, 2024, the applicant's agent submitted the necessary fees and revised application materials to add a change in point of appropriation to the application.
7. The portion of the right to be transferred is as follows:

**Certificate:** 93607 in the name of KLAMATH CASCADE GROUP LLC (perfected under Permit G-13586)  
**Use:** MINING AND INDUSTRIAL USE  
**Priority Date:** MARCH 19, 1998  
**Rate:** 0.18 CUBIC FOOT PER SECOND  
**Period of Use:** YEAR ROUND  
**Source:** A WELL in the KLAMATH LAKE BASIN

**Authorized Point of Appropriation:**

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
38 S	9 E	WM	18	SW SE	1	POA 1.- 1315 FEET NORTH AND 1798 FEET WEST FROM THE SE CORNER OF SECTION 18

**Authorized Place of Use:**

MINING AND INDUSTRIAL USE					
Twp	Rng	Mer	Sec	Q-Q	GLot
38 S	9 E	WM	18	SW SE	1
38 S	9 E	WM	18	SE SE	

8. Transfer Application T-14275 proposes to move the authorized point of appropriation approximately 200 feet northwest from the existing point of appropriation to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
38 S	9 E	WM	18	NW SE	WELL 2 - 1410 FEET NORTH AND 1870 FEET WEST FROM THE SE CORNER OF SECTION 18

9. Transfer Application T-14275 proposes to change the place of use of the right to:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
38 S	9 E	WM	18	NW SE		0.81
38 S	9 E	WM	18	SW SE	1	4.18
38 S	9 E	WM	18	SE SE		0.15
TOTAL						5.14

10. Transfer Application T-14275 also proposes to change the character of use from mining and industrial use to primary irrigation.
11. The irrigation season has not been set by decree or basin plan within the Klamath Basin. OAR 690-250-0070 authorizes an irrigation season of March 1 to October 31.



12. The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-FORTIETH 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 March 1 to October 31 of each year.

***Transfer Review Criteria [OAR 690-380-0100(14), 690-380-4010(2, 690-380-2200 690-380-2110(2), and 690-380-2300]***

13. Water has been used within the last five years according to the terms and conditions of the rights. There is no information in the record that would demonstrate that the right is subject to forfeiture under ORS 540.610.
14. A water delivery system sufficient to use the full amount of water allowed under the existing right was present within the five-year period prior to submittal of Transfer Application T-14275.
15. The water right is subject to transfer as defined in ORS 540.505(4) and OAR 690-380-0100(14).
16. The proposed changes, as conditioned, would not result in enlargement of the right.
17. The proposed changes, as conditioned, would not result in injury to other existing water rights.
18. All other application requirements are met.

**Determination and Proposed Action**

The change in point of appropriation, change in place of use, and change in character of use proposed in Transfer Application T-14275 appear to be consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000. If protests are not filed pursuant to OAR 690-380-4030, the application will be approved.

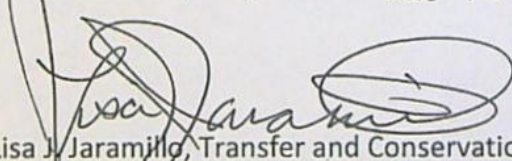
*If Transfer Application T-14275 is approved, the final order will include the following:*

1. *The change in point of appropriation, change in place of use, and change in character of use proposed in Transfer Application T-14275 are approved.*
2. *The right to the use of the water is restricted to beneficial use at the place of use described and is subject to all other conditions and limitations contained in Certificate 93607 and any related decree.*
3. *Approval of this transfer application does not constitute nor grant legal access onto or through another person's property for purposes of accessing the new place of use.*



4. Water right Certificate 93607 is cancelled. A new certificate will be issued describing that portion of the right not affected by this transfer.
5. The former place of use of the transferred right shall no longer receive water under the right.
6. The use of water for the proposed irrigation use, together with the amount secured under any other irrigation right existing for the same lands, shall be limited to ONE-FORTIETH 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 March 1 to October 31 of each year.
7. 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, 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.
8. Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2026**. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.
9. After satisfactory proof of beneficial use is received, a new certificate confirming the right transferred will be issued.

Dated in Salem, Oregon on **DEC 10 2024**



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

This Preliminary Determination was prepared by Dante Luongo. If you have questions about the information in this document, you may reach me at 971-304-5006 or [Dante.J.Luongo@water.oregon.gov](mailto:Dante.J.Luongo@water.oregon.gov).



## Protests

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

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

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

## Requests for Standing

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

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



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

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

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

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

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

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



## Groundwater Transfer Review Summary Form

Transfer/PA # T- 14275

GW Reviewer Steve Ahlquist Date Review Completed: September 20, 2024

### Summary of Same Source Review:

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

### Summary of Injury Review:

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

### Summary of GW-SW Transfer Similarity Review:

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

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





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

## Ground Water Review Form:

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

Application: T-14275

Applicant Name: Klamath Falls RV Resort LLC

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

Reviewer(s): Steve Ahlquist

Date of Review: 9/20/2024

Date Returned to WRSD: 9/20/2024

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

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

1. Basic description of the changes proposed in this transfer: The applicant is proposing the following changes to Certificate 93607 which currently authorizes year-round mining and industrial use from a single POA (KLAM 11660) at a maximum rate of 0.18 cfs:
- change the character of use to primary irrigation for approximately 18 acres of the 28.6 acres within the currently authorized mining and industrial use boundary.
  - change the POU for 0.81 acres to be used for primary irrigation.
  - correct the location of the authorized POA (KLAM 11660). The corrected location is approximately 120 feet northwest of the metes-and-bounds location description listed in Certificate 93607.
2. Will the proposed POA develop the same aquifer (source) as the existing authorized POA?  
☒ Yes ☐ No Comments: The applicant has requested to correct the location of the authorized POA (KLAM 11660). KLAM 11660 will remain as the sole authorized POA.
3. a) Is there more than one source developed under the right (e.g., basalt and alluvium)?  
☐ Yes ☒ No \_\_\_\_\_
- b) If yes, estimate the portion of the right supplied by each of the sources and describe any limitations that will need to be placed on the proposed change (rate, duty, etc.): NA

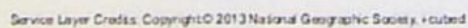


4. a) Will this proposed change, at its maximum allowed rate of use, likely result in an increase in interference with **another ground water right**?  
☐ Yes ☒ No Comments: Assuming the pumping rate will not exceed the authorized maximum rate of 0.18 cfs, the proposed changes will not result in an increase in interference with another groundwater right.
- b) If yes, would this proposed change, at its maximum allowed rate of use, likely result in another groundwater right not receiving the water to which it is legally entitled?  
☐ Yes ☐ No If yes, explain: NA
5. a) Will this proposed change, at its maximum allowed rate of use, likely result in an increase in interference with **another surface water source**?  
☐ Yes ☒ No Comments: Assuming the pumping rate will not exceed the authorized maximum rate of 0.18 cfs, the proposed changes will not result in an increase in interference with a surface water source.
6. b) If yes, at its maximum allowed rate of use, what is the expected change in degree of interference with any **surface water sources** resulting from the proposed change?  
Stream: \_\_\_\_\_ ☐ Minimal ☐ Significant  
Stream: \_\_\_\_\_ ☐ Minimal ☐ Significant  
Provide context for minimal/significant impact: NA
7. For SW-GW transfers, will the proposed change in point of diversion affect the surface water source similarly (as per OAR 690-380-2130) to the authorized point of diversion specified in the water use subject to transfer?  
☐ Yes ☐ No Comments: NA
8. What conditions or other changes in the application are necessary to address any potential issues identified above: The application states "the applicant is proposing to transfer 0.12 cubic foot per second to each acre of land being transferred to primary irrigation". However, the currently authorized rate for Certificate 93607 is 0.18 cfs. As written in the application, the proposed use may result in enlargement. The proposed use should be limited to not exceed the authorized maximum rate of 0.18 cfs.
9. Any additional comments: NA

**References Used:**Application File: T-14275Certificate: 93607



**T-14275 Klamath Falls RV Resort LLC**



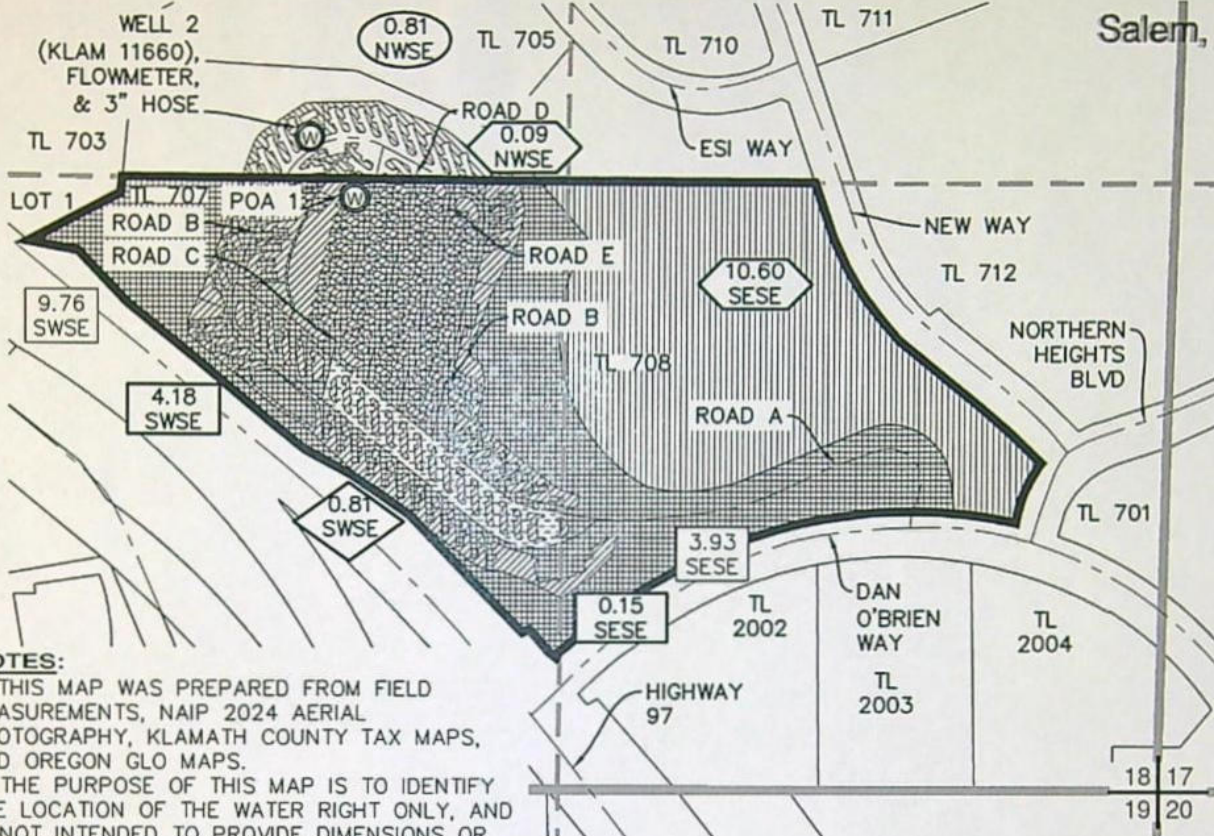


Amended

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Salem, OR

**NOTES:**

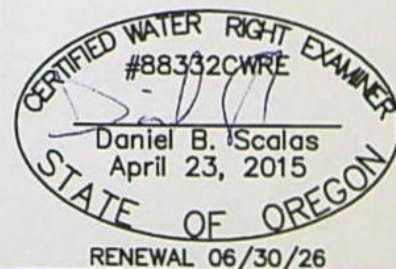
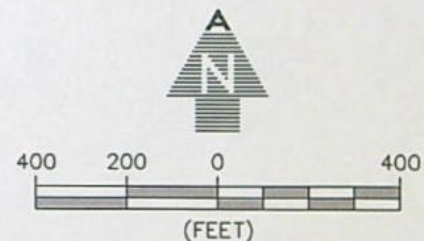
1. THIS MAP WAS PREPARED FROM FIELD MEASUREMENTS, NAIP 2024 AERIAL PHOTOGRAPHY, KLAMATH COUNTY TAX MAPS, AND OREGON GLO MAPS.
2. THE PURPOSE OF THIS MAP IS TO IDENTIFY THE LOCATION OF THE WATER RIGHT ONLY, AND IS NOT INTENDED TO PROVIDE DIMENSIONS OR LOCATION OF PROPERTY LINES.
3. DATE OF PRIORITY FOR THIS CERTIFICATE IS MARCH 19, 1998.

**WELL LOCATIONS:**

POA 1: 1315' NORTH & 1798' WEST FROM THE SOUTHEAST CORNER OF SECTION 18.  
 WELL 2 (KLAM 11660): 1410' NORTH & 1870' WEST FROM THE SOUTHEAST CORNER OF SECTION 18.

**LEGEND**

	SECTION LINE		CERTIFICATE 93607 TRANSFER "TO" LANDS AND POA CHANGE
	1/4 1/4 LINE		CERTIFICATE 93607 TRANSFER "FROM" LANDS
	TAX LOT LINE		CERTIFICATE 93607 CHARACTER OF USE CHANGE AND POA CHANGE LANDS
	ROAD		CERTIFICATE 93607 RATE TRANSFERRED "FROM" LANDS
	AUTHORIZED MINING/INDUSTRIAL USE BOUNDARY		CERTIFICATE 93607 POA CHANGE ONLY
	SECTION CORNER		
	POA (WELL)		
	TAX LOT NUMBER		
	GOVERNMENT LOT NUMBER		



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ENGINEERING & SURVEYING

o / 541.884.4666  
w / AdkinsEngineering.com

1435 ESPLANADE AVENUE, KLAMATH FALLS, OR 97601

SERVING S. OREGON & N. CALIFORNIA

ENGINEERING • SURVEYING • PLANNING • TESTING

3981-01

**TRANSFER APPLICATION MAP**

FOR  
 KLAMATH FALLS RV RESORT LLC  
 T38S, R9E, SEC. 18, WM  
 KLAMATH COUNTY, OREGON  
 CERTIFICATE 93607  
 APPLICATION G-14718  
 PERMIT G-13586

6/27/2024

14275 -



Check Date: 6/27/2024

31006

Invoice Number	Date	Voucher	Amount	Discounts	Previous Pay	Net Amount
3981-01	6/27/2024	11733	1,570.00			1,570.00
Oregon Water Resources Department		TOTAL	1,570.00			1,570.00
Adkins Inc. Cash	1	ORE6				1,570.00

STATE OF OREGON  
WATER RESOURCES DEPARTMENT725 Summer St. N.E. Ste. A  
SALEM, OR 97301-4172  
(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # 143277

INVOICE #

RECEIVED FROM: Adkins Engineering & Surveying  
BY:APPLICATION  
PERMIT  
TRANSFER T-14215CASH: ☐ CHECK: # 31006 OTHER: (IDENTIFY) ☐TOTAL REC'D \$ 1,570.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES \$  
OTHER: (IDENTIFY) \$

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

4270 WRD OPERATING ACCT

MISCELLANEOUS 461100407 COPY & TAPE FEES \$  
0410 RESEARCH FEES \$  
0408 MISC REVENUE: (IDENTIFY) \$  
TC162 DEPOSIT LIAB. (IDENTIFY) \$  
0240 EXTENSION OF TIME \$

## WATER RIGHTS:

0201 SURFACE WATER EXAM FEE \$ 0202 \$  
0203 GROUND WATER \$ 0204 \$  
0205 TRANSFER \$ 1,570.00

## WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR EXAM FEE \$ 0219 \$  
LANDOWNER'S PERMIT 0220 \$

OTHER (IDENTIFY)

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ CARD#  
0210 MONITORING WELLS \$ CARD#  
OTHER (IDENTIFY)

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD) \$  
0231 HYDRO LICENSE FEE (FW/WRD) \$  
HYDRO APPLICATION \$

TREASURY OTHER / RDX

FUND TITLE  
OBJ. CODE VENDOR #  
DESCRIPTION \$

RECEIPT: 143277

DATED: 7-9-24BY: Les Adkins

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

STATE OF OREGON  
WATER RESOURCES DEPARTMENT725 Summer St. N.E. Ste. A  
SALEM, OR 97301-4172  
(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # 143277

INVOICE #

RECEIVED FROM: Adkins Engineering & Surveying  
BY:APPLICATION  
PERMIT  
TRANSFER T-14215CASH: ☐ CHECK: # 31006 OTHER: (IDENTIFY) ☐TOTAL REC'D \$ 1,570.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES \$  
OTHER: (IDENTIFY) \$

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

4270 WRD OPERATING ACCT

MISCELLANEOUS 461100407 COPY & TAPE FEES \$  
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0218 WELL DRILL CONSTRUCTOR EXAM FEE \$ 0219 \$  
LANDOWNER'S PERMIT 0220 \$

OTHER (IDENTIFY)

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ CARD#  
0210 MONITORING WELLS \$ CARD#  
OTHER (IDENTIFY)

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD) \$  
0231 HYDRO LICENSE FEE (FW/WRD) \$  
HYDRO APPLICATION \$

TREASURY OTHER / RDX

FUND TITLE  
OBJ. CODE VENDOR #  
DESCRIPTION \$

RECEIPT: 143277

DATED: 7-9-24BY: Les Adkins

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

Received

JUL 09 2024

OWRD



# Application for Permanent Water Right Transfer

## Part 1 of 5 – Minimum Requirements Checklist



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

**This transfer application will be returned if Parts 1 through 5 and all required attachments are not completed and included.**

For questions, please call (503) 986-0900, and ask for Transfer Section.

Received by OWRD

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

JUL 09 2024

Salem, OR

- ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ Part 2 – Completed Transfer Application Map Checklist.
- ☒ Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the new online fee calculator at:  
[http://apps.wrd.state.or.us/apps/misc/wrd\\_fee\\_calculator](http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator).

- ☒ Part 4 – Completed Applicant Information and Signature.
- ☒ Part 5 – Information about Water Rights to be Transferred: **How many water rights are to be transferred? 1 List them here: Certificate 93607**

Please include a separate Part 5 for each water right. (See instructions on page 6)

**NOTE: A separate transfer application is required for each water right unless the criteria in OAR 690-380-3220 are met.**

### Attachments:

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

### (For Staff Use Only)

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

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

Other/Explanation \_\_\_\_\_

Staff: \_\_\_\_\_ 503- \_\_\_\_\_ Date: \_\_\_\_/\_\_\_\_/\_\_\_\_



JUL 09 2024

## Part 2 of 5 – Transfer Application Map

Salem, OR

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

Please be sure that the transfer application map you submit includes all the required items and matches the existing water right map. Check all boxes that apply.

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



## Part 3 of 5 – Fee Worksheet

[illegible]

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

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

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



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## Part 4 of 5 – Applicant Information and Signature

JUL 09 2024

## Applicant Information

APPLICANT/BUSINESS NAME <b>Chad Ross – Klamath Falls RV Resort LLC</b>			PHONE NO. <b>509-773-8500</b>	ADDITIONAL CONTACT NO. <b>Salem, OR</b>
ADDRESS <b>5 Legacy Dr.</b>			FAX NO.	
CITY <b>Goldendale</b>	STATE <b>WA</b>	ZIP <b>98620</b>	E-MAIL <b>chad@rossmgt.com</b>	
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.				

APPLICANT/BUSINESS NAME <b>Robert Stewart – Klamath Cascade Group, LLC</b>			PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS <b>182 Bisbee St.</b>			FAX NO.	
CITY <b>Klamath Falls</b>	STATE <b>OR</b>	ZIP <b>97603</b>	E-MAIL	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

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

AGENT/BUSINESS NAME <b>Adkins Engineering &amp; Surveying, Inc.</b>			PHONE NO. <b>541-884-4666</b>	ADDITIONAL CONTACT NO.
ADDRESS <b>1435 Esplanade Ave.</b>			FAX NO.	
CITY <b>Klamath Falls</b>	STATE <b>OR</b>	ZIP <b>97601</b>	E-MAIL <b>dscalas@adkinsengineering.com</b>	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

Explain in your own words what you propose to accomplish with this transfer application, and why:  
The applicant is converting the property into an RV resort and is proposing to change the character of use from "Mining and Industrial" to "Primary Irrigation". The applicant is also changing the point of appropriation to a location approximately 160' northwest of the authorized point of appropriation.

The applicant is proposing to transfer 0.12 cubic foot per second to each acre of land being transferred to "Primary Irrigation". 13.69 acres of land within the authorized use boundary for "Mining/Industrial Use" will have its authorized rate transferred to the new "Primary Irrigation" lands.

The authorized point of appropriation was mistakenly stated as being in SW1/4 NW1/4 of Section 18; however, the actual location is in the NW1/4 SE1/4 of Section 18. This transfer will change the POA location to the correct quarter-quarter.

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

## Check One Box

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



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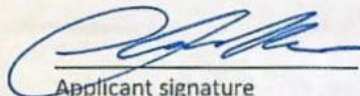
JUL 09 2024

Salem, OR

By my signature below, I confirm that I understand:

- Prior to Department approval of the transfer application, I may be required to submit payment to the Department for publication of a notice in a newspaper with general circulation in the area where the water right is located, once per week for two consecutive weeks. If more than one qualifying newspaper is available, I suggest publishing the notice in the following newspaper: Herald and News.
- Amendments to the application may only be made in response to the Department's Draft Preliminary Determination (DPD). The applicant will have a period of at least 30 days to amend the application to address any issues identified by the Department in the DPD, or to withdraw the application. Note that amendments may be subject to additional fees, pursuant to ORS 536.050.
- Failure to complete an approved change in place of use and/or change in character of use, will result in loss of the water right (OAR 690-380-6010).
- Refunds may only be granted upon request and, as set forth in ORS 536.050(4)(a), if the Director determines that a refund of all or part of a fee is appropriate in the interests of fairness to the public or necessary to correct an error of the Department.

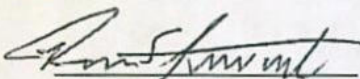
I (we) affirm that the information contained in this application is true and accurate.



Applicant signature

Chad Ross – Owner of Klamath Falls RV Resort LLC  
Print Name (and Title if applicable)

6/10/24  
Date



Applicant signature

Robert Stewart – Klamath Cascade Group, LLC  
Print Name (and Title if applicable)

6/10/24  
Date

Is the applicant the sole owner of the land on which the water right, or portion thereof, proposed for transfer is located? ☒ Yes ☐ No\*

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

Check the following boxes that apply:

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

At this time, are the lands in this transfer application in the process of being sold? ☐ Yes ☒ No

If YES, and you know who the new landowner will be, please complete the receiving landowner information table below. If you do not know who the new landowner will be, then a request for assignment will have to be filed for at a later date.

If a property sells, the certificated water right(s) located on the land belong to the new owner, unless a sale agreement or other document states otherwise. For more information see:

[https://www.oregon.gov/owrd/WRDFormsPDF/Transfer\\_Property\\_Transactions.pdf](https://www.oregon.gov/owrd/WRDFormsPDF/Transfer_Property_Transactions.pdf)

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



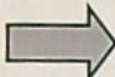
Amended

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

IRRIGATION DISTRICT NAME City of Klamath Falls	ADDRESS 500 Klamath Avenue	
CITY Klamath Falls	STATE OR	ZIP 97601

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

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME City of Klamath Falls Planning Department	ADDRESS 500 Klamath Avenue	
CITY Klamath Falls	STATE OR	CITY 97601

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Salem, OR



## Part 5 of 5 – Water Right Information

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

CERTIFICATE # 93607

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## Description of Water Delivery System

JUL 09 2024

System capacity: 0.26 cubic feet per second (cfs)

Salem, OR

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.

Water is appropriated from POA 1 through a 3" hose for delivering water to trucks for use in a rock pit.

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

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

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp	Rng	Sec	¼	¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
POA 1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	N/A	38 S	9 E	18	SW	SE	707	1315' North & 1798' West from the SE Corner of Section 18.
Well 2	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	KLAM 11660	38 S	9 E	18	NW	SE	707	1410' North & 1870' West from the SE Corner of Section 18.

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

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

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

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



Amended

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

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

**Table 2. Description of Changes to Water Right Certificate # 93607**

List the change proposed for the acreage in each  $\frac{1}{4}$   $\frac{1}{4}$ . If more than one change is proposed, specify the acreage associated with each change.

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

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.													Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.													
Twp	Rng	Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp	Rng		Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date					
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	
														2	S	9	E	2	SW	NW	500		5.0		POD #6	1901	
38	S	9	E	18	SW	SE	707		4.18	Mining and Industrial	POA 1	1998	USE/POA	38	S	9	E	18	SW	SE	707		4.18	Primary Irrigation	Well 2	1998	
38	S	9	E	18	SW	SE	707		0.81	Mining and Industrial	POA 1	1998	POU/USE/ POA	38	S	9	E	18	NW	SE	707		0.81	Primary Irrigation	Well 2	1998	
38	S	9	E	18	SE	SE	707		0.15	Mining and Industrial	POA 1	1998	USE/POA	38	S	9	E	18	SE	SE	707		0.15	Primary Irrigation	Well 2	1998	
38	S	9	E	18	SW	SE	707		9.76	Mining and Industrial	POA 1	1998	USE/POA	38	S	9	E	18	SW	SE	707		9.76	Primary Irrigation	Well 2	1998	
38	S	9	E	18	SE	SE	707		3.93	Mining and Industrial	POA 1	1998	USE/POA	38	S	9	E	18	SE	SE	707		3.93	Primary Irrigation	Well 2	1998	
38	S	9	E	18	SE	SE	708		10.60	Mining and Industrial	POA 1	1998	POA	38	S	9	E	18	SE	SE	708		10.60	Mining and Industrial	Well 2	1998	
38	S	9	E	18	SW	SE	708		0.09	Mining and Industrial	POA 1	1998	POA	38	S	9	E	18	SW	SE	708		0.09	Mining and Industrial	Well 2	1998	
TOTAL ACRES:									29.52					TOTAL ACRES:									29.52				

Additional remarks: 4.33 acres out of the total 5.14 acres changing to "Primary Irrigation" use are shown on the transfer map as "from" and "to" lands since the "Mining and Industrial" use boundary overlaps with these acres. 13.69 acres being proposed for "USE" change in SW1/4 SE1/4 and SE1/4 SE1/4 will be transferring the authorized rate for these lands to the proposed 5.14 "Primary Irrigation" lands.

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**For Place of Use or Character of Use Changes**

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

If YES, list the certificate, water use permit, or ground water registration numbers: Certificates 87789, 87794, 89500, 90795, 93758, 93759; Application G-17983; Permits G-13109, G-12800; KA 160; LL 1784.

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

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

Ground water supplemental Permit or Certificate # \_\_\_\_\_;

Surface water primary Certificate # \_\_\_\_\_.

**For a change from Supplemental Irrigation Use to Primary Irrigation Use**

Identify the primary certificate to be cancelled. Certificate # \_\_\_\_\_

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

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

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

[http://apps.wrd.state.or.us/apps/gw/well\\_log/Default.aspx](http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx)

**AND/OR**

- ☐ Describe the construction of the authorized and proposed well(s) in Table 3 for any wells that do not have a well log. For *proposed wells not yet constructed or built*, provide "a best estimate" for each requested information element in the table. The Department recommends you consult a licensed well driller, geologist, or certified water right examiner to assist with assembling the information necessary to complete Table 3.

**Table 3. Construction of Point(s) of Appropriation**

Any well(s) in this listing must be clearly tied to corresponding well(s) described in Table 1 and shown on the accompanying application map. Failure to provide the information will delay the processing of your transfer application until it is received. The information is necessary for the department to assess whether the proposed well(s) will access the same source aquifer as the authorized point(s) of appropriation (POA). The Department is prohibited by law from approving POA changes that do not access the same source aquifer.

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well: OWRD Well ID Tag No. L-____	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well -specific rate (cfs or gpm). If less than full rate of water right

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Salem, OR



## Groundwater Transfer Review Summary Form

Transfer/PA # T- 14275

GW Reviewer Steve Ahlquist Date Review Completed: June 26, 2024

### Summary of Same Source Review:

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

### Summary of Injury Review:

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

### Summary of GW-SW Transfer Similarity Review:

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

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





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

## Ground Water Review Form:

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

Application: T-14275

Applicant Name: Klamath Falls RV Resort LLC

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

Reviewer(s): Steve Ahlquist

Date of Review: 6/26/2024

Date Returned to WRSD: 6/26/2024

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

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

1. Basic description of the changes proposed in this transfer: The applicant is proposing the following changes to Certificate 93607 which currently authorizes year-round mining and industrial use from a single POA (KLAM 11660) at a maximum rate of 0.18 cfs:
- change the character of use to primary irrigation for approximately 18 acres of the 28.6 acres within the currently authorized mining and industrial use boundary.
  - change the POU for 0.81 acres to be used for primary irrigation.
2. Will the proposed POA develop the same aquifer (source) as the existing authorized POA?  
☐ Yes ☐ No Comments: NA. The applicant is not proposing to change the POA.
3. a) Is there more than one source developed under the right (e.g., basalt and alluvium)?  
☐ Yes ☒ No \_\_\_\_\_
- b) If yes, estimate the portion of the right supplied by each of the sources and describe any limitations that will need to be placed on the proposed change (rate, duty, etc.): NA
4. a) Will this proposed change, at its maximum allowed rate of use, likely result in an increase in interference with **another ground water right**?  
☐ Yes ☒ No Comments: Assuming the pumping rate will not exceed the authorized maximum rate of 0.18 cfs, the proposed changes will not result in an increase in interference with another groundwater right.



- b) If yes, would this proposed change, at its maximum allowed rate of use, likely result in another groundwater right not receiving the water to which it is legally entitled?  
☐ Yes ☐ No If yes, explain: NA
5. a) Will this proposed change, at its maximum allowed rate of use, likely result in an increase in interference with **another surface water source**?  
☐ Yes ☒ No Comments: Assuming the pumping rate will not exceed the authorized maximum rate of 0.18 cfs, the proposed changes will not result in an increase in interference with a surface water source.
6. b) If yes, at its maximum allowed rate of use, what is the expected change in degree of interference with any **surface water sources** resulting from the proposed change?  
Stream: \_\_\_\_\_ ☐ Minimal ☐ Significant  
Stream: \_\_\_\_\_ ☐ Minimal ☐ Significant  
Provide context for minimal/significant impact: NA
7. For SW-GW transfers, will the proposed change in point of diversion affect the surface water source similarly (as per OAR 690-380-2130) to the authorized point of diversion specified in the water use subject to transfer?  
☐ Yes ☐ No Comments: NA
8. What conditions or other changes in the application are necessary to address any potential issues identified above: The application states "the applicant is proposing to transfer 0.12 cubic foot per second to each acre of land being transferred to primary irrigation". However, the currently authorized rate for Certificate 93607 is 0.18 cfs. As written in the application, the proposed use may result in enlargement. The proposed use should be limited to not exceed the authorized maximum rate of 0.18 cfs.
9. Any additional comments: NA

**References Used:**Application File: T-14275Certificate: 93607



**T-14275 Klamath Falls RV Resort LLC**





SEP 22 2023

**REIMBURSEMENT AUTHORITY  
APPLICANT'S AGREEMENT  
Contract Number: R11-454-25**

Salem, OR

This Agreement is between the Oregon Water Resources Department, hereafter OWRD, and Chad Ross, hereafter Applicant, hereafter known together as the parties.

OWRD Information	Applicant's Information	Applicant's Representative
Contact: Kelly Starnes	Name: Chad Ross	Name: Dan Scalas
Title: Transfer Advisor	Contact:	Contact:
Address: 725 Summer Street, NE, Suite A Salem, OR 97301-1266	Address: 5 Legacy Dr Goldendale, WA 98620	Address: 1435 Esplanade Ave Klamath Falls, OR 97601
Phone: 503 979-3511	Phone: 509-773-8500	Phone: 541-884-4666
Fax: 503 986-0901	Fax:	Fax:
Email: <a href="mailto:patrick.k.starnes@water.oregon.gov">patrick.k.starnes@water.oregon.gov</a>	Email: <a href="mailto:chad@rossmgt.com">chad@rossmgt.com</a>	Email: <a href="mailto:dscalas@adkinsengineering.com">dscalas@adkinsengineering.com</a>

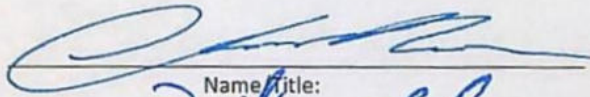
**Purpose** The purpose of this Agreement is to expedite the processing of the Transfer Application. (Application Number: T-14275)

1. **Authority.** The OWRD has been authorized pursuant to ORS 536.055 to enter into a voluntary agreement with any applicant, permittee or regulated entity (collectively Applicant) for expediting or enhancing a regulatory process. In making this agreement, OWRD shall require the applicant to pay the full cost of expedited process.
2. **Restrictions.** Applicant and OWRD agree that this Agreement shall not be construed to restrict in any way the decisions and actions by OWRD. OWRD shall be free to exercise independent judgment consistent with existing laws and regulations.
3. **Effective Date and Duration.** Unless otherwise terminated by non-deposit of funds by the Applicant, this Agreement shall become effective on the date on which both parties have signed the Agreement and the full deposit of the estimated cost of the proposed service.
4. **Consideration.**
  - a. Applicant shall pay OWRD in advance for actual costs incurred by OWRD. The estimated maximum reimbursement payable to OWRD under this Agreement is \$1,972.41. Applicant agrees to pay the full amount of \$1,972.41 to OWRD prior to commencement of any work stated in this Agreement. This payment will be placed in an account administered by OWRD and drawn upon as costs are actually incurred. If the actual cost of performing the work is less than payments received, OWRD will refund the unspent balance. If the actual cost of processing exceeds the estimate, the Applicant can either elect to terminate this Agreement or amend the Agreement to reflect the increase in cost.
  - b. The costs stated in this Agreement do not include the statutory application processing and filing fees.
5. **Confidentiality.** Applicant agrees that any information provided to or acquired by OWRD under this Agreement will be subject to the Oregon Public Records Law and shall be considered public records.
6. **Indemnity.** Applicant shall defend, save, hold harmless, and indemnify the State of Oregon, OWRD, and their officers, employees, and agents from and against all claims, suits, actions, losses, damages, liabilities, costs, and expenses of any nature resulting from or arising out of, or relating to the activities of Applicant or its representatives, officers, employees, contractors, or agents under this Agreement or with respect to the expedited service. The Applicant acknowledges that the Oregon Water Resources Department cannot and does not guarantee a favorable review under the subject regulatory process.



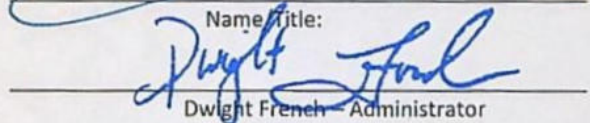
7. **Termination.** Applicant may request to terminate this agreement only in writing at anytime during the process. The Applicant agrees to pay for the work done by OWRD up until the time of the written termination request. OWRD, upon receiving such written termination request from the Applicant, will refund any unspent balance.
8. **Funds Authorized and Available.** By its execution of this Agreement, Applicants certify that sufficient funds are authorized and available to cover the expenditures contemplated by this Agreement.
9. **Duration of Estimate.** The Estimate of Time to completion is **approximately** 120 days once this Agreement has been fully executed and payment of the estimated cost deposited. If the Applicant's Agreement is not received by the Department within thirty (30) days of mailing the Agreement, the Applicant may need to re-apply for a new estimate. NOTE: Any time estimate is approximate; No guarantee of Final Order issuance of a date is certain. Duration estimates do not include any statutory waiting periods.
10. **Completion Date.** OWRD, by the execution of this Agreement does not guarantee the completion date indicated in this Agreement. Completion date is only an estimate and may be affected by the Department's workload, issues arising from the processing of the requested services and Applicant's timely response to requests for additional information.
11. **Captions.** The captions or headings in this Agreement are for the convenience only and in no way define, limit, or describe the scope, or intent, of any provision of this Agreement.
12. **Amendment and Merger.** The terms of this Agreement shall not be waived, altered, modified, supplemented, or amended in any manner whatsoever, except by written instrument signed by both parties. Such waiver, consent, modification or change, if made, shall be effective only in the specific instance and for the specific purpose given. There are no understandings, agreements or representations, oral or written, not specified herein regarding this Agreement.
13. **Signatures.** All parties, by the authorized representative's signature below, hereby acknowledge that they have read this Agreement, understand it and agree to be bound by its terms and conditions.

For Applicant:

  
Name/Title:

Date

For OWRD:

  
Dwight French - Administrator

SEP 22 2023  
Date

Mail signed Agreement to:

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

Received by OWRD

SEP 22 2023

Salem, OR



STATE OF OREGON  
WATER RESOURCES DEPARTMENT

RECEIPT # 141345

725 Summer St. N.E. Ste. A  
SALEM, OR 97301-4172  
(503) 986-0900 / (503) 986-0904 (fax)

INVOICE # \_\_\_\_\_

RECEIVED FROM: Klamath Falls RV  
BY: Resort LLC

APPLICATION \_\_\_\_\_  
PERMIT \_\_\_\_\_  
TRANSFER T-14725

CASH: ☐ CHECK: # 1001 OTHER: (IDENTIFY) \_\_\_\_\_

TOTAL REC'D \$ 1,972.41

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES 47124 R 11 454-25 \$ \_\_\_\_\_  
0412 OTHER: (IDENTIFY) Transfer Reimbursement Authority \$ 1,972.41

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

4270 WRD OPERATING ACCT

MISCELLANEOUS

0407 COPY & TAPE FEES \$ \_\_\_\_\_  
0410 RESEARCH FEES \$ \_\_\_\_\_  
0408 MISC REVENUE: (IDENTIFY) \_\_\_\_\_ \$ \_\_\_\_\_  
TC162 DEPOSIT LIAB. (IDENTIFY) \_\_\_\_\_ \$ \_\_\_\_\_  
0240 EXTENSION OF TIME \$ \_\_\_\_\_

WATER RIGHTS:

0201 SURFACE WATER EXAM FEE \$ \_\_\_\_\_ 0202 RECORD FEE \$ \_\_\_\_\_  
0203 GROUND WATER \$ \_\_\_\_\_ 0204 \$ \_\_\_\_\_  
0205 TRANSFER \$ \_\_\_\_\_

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR EXAM FEE \$ \_\_\_\_\_ 0219 LICENSE FEE \$ \_\_\_\_\_  
LANDOWNER'S PERMIT 0220 \$ \_\_\_\_\_

OTHER (IDENTIFY) \_\_\_\_\_

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ \_\_\_\_\_ CARD# \_\_\_\_\_  
0210 MONITORING WELLS \$ \_\_\_\_\_ CARD# \_\_\_\_\_  
OTHER (IDENTIFY) \_\_\_\_\_

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD) \$ \_\_\_\_\_  
0231 HYDRO LICENSE FEE (FW/WRD) \$ \_\_\_\_\_  
HYDRO APPLICATION \$ \_\_\_\_\_

TREASURY OTHER / RDX

FUND \_\_\_\_\_ TITLE \_\_\_\_\_

OBJ. CODE \_\_\_\_\_ VENDOR # \_\_\_\_\_

DESCRIPTION \$ \_\_\_\_\_

RECEIPT: 141345

DATED: 8-7-23

BY: [Signature]

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

Klamath Falls RV Resort LLC

OWRD

8/2/2023

8/2/2023-Per Chad

Acct:

8/2/2023

RECEIVED  
AUG 07 2023  
OWRD

\$1,972.41

\$1,972.41

1001



**REIMBURSEMENT AUTHORITY  
APPLICANT'S AGREEMENT  
Contract Number: R11-454-25**

**RECEIVED**

**AUG 07 2023**

**OWRD**

This Agreement is between the **Oregon Water Resources Department**, hereafter OWRD, hereafter known together as the parties.

OWRD Information	Applicant's Information	Applicant's Representative
Contact: Kelly Starnes Title: Transfer Advisor Address: 725 Summer Street, NE, Suite A Salem, OR 97301-1266  Phone: 503 979-3511 Fax: 503 986-0901 Email: <a href="mailto:patrick.k.starnes@water.oregon.gov">patrick.k.starnes@water.oregon.gov</a>	Name: Chad Ross Contact: Address: 5 Legacy Dr Goldendale, WA 98620  Phone: 509-773-8500 Fax: Email: <a href="mailto:chad@rossmgt.com">chad@rossmgt.com</a>	Name: Dan Scalas Contact: Address: 1435 Esplanade Ave Klamath Falls, OR 97601  Phone: 541-884-4666 Fax: Email: <a href="mailto:dscalas@adkinsengineering.com">dscalas@adkinsengineering.com</a>

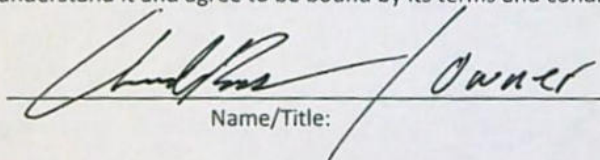
**Purpose** The purpose of this Agreement is to expedite the processing of the **Transfer Application**. (Application Number: T-14725)

1. **Authority.** The OWRD has been authorized pursuant to ORS 536.055 to enter into a voluntary agreement with any applicant, permittee or regulated entity (collectively Applicant) for expediting or enhancing a regulatory process. In making this agreement, OWRD shall require the applicant to pay the full cost of expedited process.
2. **Restrictions.** Applicant and OWRD agree that this Agreement shall not be construed to restrict in any way the decisions and actions by OWRD. OWRD shall be free to exercise independent judgment consistent with existing laws and regulations.
3. **Effective Date and Duration.** Unless otherwise terminated by non-deposit of funds by the Applicant, this Agreement shall become effective on the date on which both parties have signed the Agreement and the full deposit of the estimated cost of the proposed service.
4. **Consideration.**
  - a. Applicant shall pay OWRD in advance for actual costs incurred by OWRD. The estimated maximum reimbursement payable to OWRD under this Agreement is **\$1,972.41**. Applicant agrees to pay the full amount of **\$1,972.41** to OWRD prior to commencement of any work stated in this Agreement. This payment will be placed in an account administered by OWRD and drawn upon as costs are actually incurred. If the actual cost of performing the work is less than payments received, OWRD will refund the unspent balance. If the actual cost of processing exceeds the estimate, the Applicant can either elect to terminate this Agreement or amend the Agreement to reflect the increase in cost.
  - b. The costs stated in this Agreement do not include the statutory application processing and filing fees.
5. **Confidentiality.** Applicant agrees that any information provided to or acquired by OWRD under this Agreement will be subject to the Oregon Public Records Law and shall be considered public records.
6. **Indemnity.** Applicant shall defend, save, hold harmless, and indemnify the State of Oregon, OWRD, and their officers, employees, and agents from and against all claims, suits, actions, losses, damages, liabilities, costs, and expenses of any nature resulting from or arising out of, or relating to the activities of Applicant or its representatives, officers, employees, contractors, or agents under this Agreement or with respect to the expedited service. The Applicant acknowledges that the Oregon Water Resources Department cannot and does not guarantee a favorable review under the subject regulatory process.



7. **Termination.** Applicant may request to terminate this agreement only in writing at anytime during the process. The Applicant agrees to pay for the work done by OWRD up until the time of the written termination request. OWRD, upon receiving such written termination request from the Applicant, will refund any unspent balance.
8. **Funds Authorized and Available.** By its execution of this Agreement, Applicants certify that sufficient funds are authorized and available to cover the expenditures contemplated by this Agreement.
9. **Duration of Estimate.** The Estimate of Time to completion is **approximately** 120 days once this Agreement has been fully executed and payment of the estimated cost deposited. If the Applicant's Agreement is not received by the Department within thirty (30) days of mailing the Agreement, the Applicant may need to re-apply for a new estimate. NOTE: Any time estimate is approximate; No guarantee of Final Order issuance of a date is certain. Duration estimates do not include any statutory waiting periods.
10. **Completion Date.** OWRD, by the execution of this Agreement does not guarantee the completion date indicated in this Agreement. Completion date is only an estimate and may be affected by the Department's workload, issues arising from the processing of the requested services and Applicant's timely response to requests for additional information.
11. **Captions.** The captions or headings in this Agreement are for the convenience only and in no way define, limit, or describe the scope, or intent, of any provision of this Agreement.
12. **Amendment and Merger.** The terms of this Agreement shall not be waived, altered, modified, supplemented, or amended in any manner whatsoever, except by written instrument signed by both parties. Such waiver, consent, modification or change, if made, shall be effective only in the specific instance and for the specific purpose given. There are no understandings, agreements or representations, oral or written, not specified herein regarding this Agreement.
13. **Signatures.** All parties, by the authorized representative's signature below, hereby acknowledge that they have read this Agreement, understand it and agree to be bound by its terms and conditions.

For Applicant:

  
Name/Title: Owner

8/2/23  
Date

For OWRD:

\_\_\_\_\_  
Dwight French – Administrator

\_\_\_\_\_  
Date

Mail signed Agreement to:

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



Chad Ross RA R11-454-25 T-14275

Review Step	Est. Time	Hourly Multiplier	Total Est. Hours	Individual	Hourly Rate	Est. Cost
Front Desk Staff receipts received AA funds						
Transfer Support process Application						
Administrator signs AA						
NRS 1 Support enters workflow record in WRIS and updates RA spreadsheet						
NRS 2 completes initial review of file for deficiencies						
NRS 2 consults with Kelly and/or Lisa						
NRS 2 writes and sends deficiency ltr (email and hard copy)						
NRS 2 addresses correspondence from app/agent regarding deficiencies						
Watermaster completes review						
NRS 2 completes DPD, PN, and RR						
Transfer staff peer reviews DPD, PN, RR						
Transfer Analyst completes policy check at DPD stage						
NRS 2 sends DPD to app/agent by email and/or mail						
NRS 2 reviews report of ownership						
NRS 2 completes PD						
Transfer Staff peer reviews PD						
Transfer Analyst peer reviews PD						
Data Center reviews PD AND RR: (RR where applicable)						
Transfer Analyst completes peer review of PN review for newspaper noticing						
Transfer Support requests newspaper quote for PN publishing						
NRS 2 sends publishing fee request to applicant						
Transfer Support processes fee and newspaper publishing						
Transfer Support processes public notice (dept notice)						
Administrator signs PD						
NRS 2 completes FO						
Transfer Staff peer reviews FO						
Transfer Analyst peer reviews FO						
Administrator signs FO						
Transfer Support issues FO, updates WRIS, copy to file, record markings, and sends hard copy						
NRS 1 closes out RA Contract						
TOTAL ESTIMATED HOURS			34.86	SUB-TOTAL ESTIMATE COST		\$1,793.10
				10% OVERHEAD		\$179.31
				TOTAL		\$1,972.41



STATE OF OREGON  
WATER RESOURCES DEPARTMENT  
725 Summer St. N.E. Ste. A  
SALEM, OR 97301-4172  
(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # 141131

INVOICE #

RECEIVED FROM: Payguard, LLC  
BY:

APPLICATION  
PERMIT  
TRANSFER T-14275

CASH: ☐ CHECK: # 8553 OTHER: (IDENTIFY) ☐  
TOTAL REC'D \$ 125.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES 47124 R11454-25 \$  
0412 OTHER: (IDENTIFY) Transfer Reimbursement \$125.00  
0243 I/S Lease 0244 Muni Water Mgmt. Plan 0245 Cons. Water Authority (125.00)

4270 WRD OPERATING ACCT

MISCELLANEOUS  
0407 COPY & TAPE FEES \$  
0410 RESEARCH FEES \$  
0408 MISC REVENUE: (IDENTIFY) \$  
TC162 DEPOSIT LIAB. (IDENTIFY) \$  
0240 EXTENSION OF TIME \$  
WATER RIGHTS:  
0201 SURFACE WATER EXAM FEE 0202 \$  
0203 GROUND WATER EXAM FEE 0204 \$  
0205 TRANSFER EXAM FEE \$  
WELL CONSTRUCTION  
0218 WELL DRILL CONSTRUCTOR EXAM FEE 0219 \$  
LANDOWNER'S PERMIT EXAM FEE 0220 \$  
OTHER (IDENTIFY)

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ CARD#  
0210 MONITORING WELLS \$ CARD#  
OTHER (IDENTIFY)

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD) \$  
0231 HYDRO LICENSE FEE (FW/WRD) \$  
HYDRO APPLICATION \$

TREASURY OTHER / RDX

FUND TITLE  
OBJ. CODE VENDOR #  
DESCRIPTION \$

RECEIPT: 141131 DATED: 7-12-23 BY: [Signature]

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

STATE OF OREGON  
WATER RESOURCES DEPARTMENT

725 Summer St. N.E. Ste. A  
SALEM, OR 97301-4172  
(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # 141131

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0218 WELL DRILL CONSTRUCTOR EXAM FEE 0219 \$  
LANDOWNER'S PERMIT EXAM FEE 0220 \$  
OTHER (IDENTIFY)

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0211 WELL CONST START FEE \$ CARD#  
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OTHER (IDENTIFY)

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

TREASURY OTHER / RDX

FUND TITLE  
OBJ. CODE VENDOR #  
DESCRIPTION \$

RECEIPT: 141131 DATED: 7-12-23 BY: [Signature]

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

2/9/2023

93607

Acct:

2/9/2023

\$125.00

RECEIVED  
JUL 12 2023  
OWRD

\$125.00

Payguard, LLC

8553





OREGON WATER RESOURCES DEPARTMENT  
TRANSFER REIMBURSEMENT AUTHORITY  
ESTIMATE APPLICATION



ORS 536.055 authorizes the Oregon Water Resources Department to expedite or enhance regulatory processes voluntarily requested under the agreement.

Please contact Transfer Personnel before submitting this request; as the application fee is a non-refundable \$125.00 fee per request. Checks submitted for this application should be separate from Transfer fees.

The purpose of this application is to obtain estimates of the cost and time required to process a Transfer Application Request. There is a non-refundable application fee of \$125.00 per request.

REQUEST	TYPE	FILE NUMBER
<input checked="" type="checkbox"/>	Transfer Application	T-14275 Certificate Number 93607

Applicant Information		Applicant's Representative/Contact
Name:	Chad Ross	Dan Scalas
Address:	5 Legacy Dr. Goldendale, WA 98620	1435 Esplanade Ave. Klamath Falls, OR 97601
Phone:	509-773-8500	541-884-4666
Fax:		
E-Mail Address:	chad@rossmgt.com	dscalas@adkinsengineering.com

I understand the following:

- That upon receipt of my non-refundable application fee of \$ 125.00, OWRD will, within fourteen (14) days, notify me in writing of the estimate of costs and time frame for the expedited service.
- That this fee covers the reimbursement authority staff to evaluate and provide the estimate for processing of the request.
- That OWRD will, within fourteen (14) days, notify me in writing of the estimates of costs and time frame for the expedited service.
- That upon receiving the estimate I may agree or decline to enter into a formal contract to pay the estimated cost in advance to initiate the expedited service.
- An incomplete or inaccurate application may delay the process and increase the cost to process my request.
- Expedited processing does not guarantee a favorable review of my request.
- Send completed Application and payment to:

Oregon Water Resources Department  
Transfer Reimbursement Authority Program  
725 Summer St. NE, Suite A  
Salem, OR 97301-1271

RECEIVED

JUL 12 2023

OWRD

I certify that I am the (check one):

☒ Applicant ☐ Applicant's Representative ☐ Other (Please specify) \_\_\_\_\_

Name: Chad Ross

Signature:

OWRD USE ONLY: Reimbursement Authority Number: R11-454-23-25





# Oregon

Tina Kotek, Governor

## Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301

Phone 503 986-0900

Fax 503 986-0904

July 19, 2023

CHAD ROSS  
KLAMATH FALLS RV RESORT, LLC  
5 LEGACY DRIVE  
GOLDENDALE, WA 98620

KLAMATH CASCADE GROUP LLC  
ROBERT STEWART  
182 BISBEE STREET  
KLAMATH FALLS, OR 97603

Reference: Application T-14275

On July 19, 2023, the Department received your water right Permanent Transfer Application. The application was accompanied by \$2450.00. Receipt number 141130 is enclosed.

By copy of this letter, we are asking the Watermaster for a report regarding the potential for injury to existing water rights which may be caused by the requested change.

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

Except as provided under ORS 540.510(3) for municipalities, you may not use water for the new use or in the new place of use until a final order approving the transfer application has been issued by the Department. In order to avoid any possible forfeiture of the water right, you should continue to use the water as described by your existing water right.

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

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

If you have any questions, please contact the Transfer Section at (503) 986-0935.

Cc: Watermaster Dist. #17, Danette M. Watson (*via email*)  
Adkins Engineering And Surveying, Agent  
City of Klamath Falls  
Enclosure



STATE OF OREGON  
WATER RESOURCES DEPARTMENT

725 Summer St. N.E. Ste. A  
SALEM, OR 97301-4172  
(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # 141130

INVOICE # \_\_\_\_\_

RECEIVED FROM: Payguard, LLC  
BY: \_\_\_\_\_

APPLICATION \_\_\_\_\_  
PERMIT \_\_\_\_\_  
TRANSFER T-14275

CASH: ☐ CHECK: # 8746 OTHER: (IDENTIFY) \_\_\_\_\_

TOTAL REC'D \$2,450.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES \$ \_\_\_\_\_

OTHER: (IDENTIFY) \$ \_\_\_\_\_

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

4270 WRD OPERATING ACCT

MISCELLANEOUS

0407 COPY & TAPE FEES \$ \_\_\_\_\_

0410 RESEARCH FEES \$ \_\_\_\_\_

0408 MISC REVENUE: (IDENTIFY) \$ \_\_\_\_\_

TC162 DEPOSIT LIAB. (IDENTIFY) \$ \_\_\_\_\_

0240 EXTENSION OF TIME \$ \_\_\_\_\_

WATER RIGHTS:

0201 SURFACE WATER \$ \_\_\_\_\_ 0202 \$ \_\_\_\_\_

0203 GROUND WATER \$ \_\_\_\_\_ 0204 \$ \_\_\_\_\_

0205 TRANSFER \$2,450.00

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR \$ \_\_\_\_\_ 0219 \$ \_\_\_\_\_

LANDOWNER'S PERMIT 0220 \$ \_\_\_\_\_

OTHER (IDENTIFY) \_\_\_\_\_

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ \_\_\_\_\_ CARD# \_\_\_\_\_

0210 MONITORING WELLS \$ \_\_\_\_\_ CARD# \_\_\_\_\_

OTHER (IDENTIFY) \_\_\_\_\_

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

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

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

HYDRO APPLICATION \$ \_\_\_\_\_

TREASURY OTHER / RDX

FUND \_\_\_\_\_ TITLE **RECEIVED**

OBJ. CODE \_\_\_\_\_ **OVER THE COUNTER**

DESCRIPTION \$ \_\_\_\_\_

RECEIPT: 141130

DATED: 7-12-2023 BY: [Signature]

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

Payguard, LLC  
OWRD

2/27/2023

2/27/2023-Per Chad

Acct:

2/27/2023

**RECEIVED**  
JUL 12 2023  
OWRD  
SALEM, OREGON

\$2,450.00

\$2,450.00

8746



# Application for Permanent Water Right Transfer

OREGON



WATER RESOURCES  
DEPARTMENT

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

## Part 1 of 5 – Minimum Requirements Checklist

This transfer application will be returned if Parts 1 through 5 and all required attachments are not completed and included.

For questions, please call (503) 986-0900, and ask for Transfer Section.

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

- ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ Part 2 – Completed Transfer Application Map Checklist.
- ☒ Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the new online fee calculator at:  
[http://apps.wrd.state.or.us/apps/misc/wrd\\_fee\\_calculator](http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator).
- ☒ Part 4 – Completed Applicant Information and Signature.
- ☒ Part 5 – Information about Water Rights to be Transferred: **How many water rights are to be transferred? 1 List them here: Certificate 93607**

Please include a separate Part 5 for each water right. (See instructions on page 6)

**NOTE: A separate transfer application is required for each water right unless the criteria in OAR 690-380-3220 are met.**

### Attachments:

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

RECEIVED

JUL 12 2023

OWRD

### (For Staff Use Only)

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

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

Other/Explanation \_\_\_\_\_

Staff: \_\_\_\_\_ 503- \_\_\_\_\_ Date: \_\_\_\_/\_\_\_\_/\_\_\_\_



## Part 2 of 5 – Transfer Application Map

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

Please be sure that the transfer application map you submit includes all the required items and matches the existing water right map. Check all boxes that apply.

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

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## FEE WORKSHEET for PERMANENT TRANSFER (except Substitution)

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

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## Part 4 of 5 – Applicant Information and Signature

### Applicant Information

APPLICANT/BUSINESS NAME <b>Chad Ross – Klamath Falls RV Resort LLC</b>			PHONE NO. <b>509-773-8500</b>	ADDITIONAL CONTACT NO.
ADDRESS <b>5 Legacy Dr.</b>			FAX NO.	
CITY <b>Goldendale</b>	STATE <b>WA</b>	ZIP <b>98620</b>	E-MAIL <b>chad@rossmgt.com</b>	
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.				

APPLICANT/BUSINESS NAME <b>Robert Stewart – Klamath Cascade Group, LLC</b>			PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS <b>182 Bisbee St.</b>			FAX NO.	
CITY <b>Klamath Falls</b>	STATE <b>OR</b>	ZIP <b>97603</b>	E-MAIL	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

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

AGENT/BUSINESS NAME <b>Adkins Engineering &amp; Surveying, Inc.</b>			PHONE NO. <b>541-884-4666</b>	ADDITIONAL CONTACT NO.
ADDRESS <b>1435 Esplanade Ave.</b>			FAX NO.	
CITY <b>Klamath Falls</b>	STATE <b>OR</b>	ZIP <b>97601</b>	E-MAIL <b>dscalas@adkinsengineering.com</b>	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

Explain in your own words what you propose to accomplish with this transfer application, and why:  
The applicant is converting the property into an RV resort and is proposing to change the character of use from "Mining and Industrial" to "Primary Irrigation".

The applicant is proposing to transfer 0.12 cubic foot per second to each acre of land being transferred to "Primary Irrigation". 13.69 acres of land within the authorized use boundary for "Mining/Industrial Use" will have its authorized rate transferred to the new "Primary Irrigation" lands.

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

### Check One Box

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

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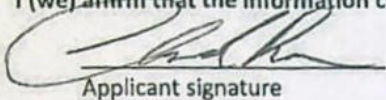


By my signature below, I confirm that I understand:

- Prior to Department approval of the transfer application, I may be required to submit payment to the Department for publication of a notice in a newspaper with general circulation in the area where the water right is located, once per week for two consecutive weeks. If more than one qualifying newspaper is available, I suggest publishing the notice in the following newspaper: Herald and News.
- Amendments to the application may only be made in response to the Department's Draft Preliminary Determination (DPD). The applicant will have a period of at least 30 days to amend the application to address any issues identified by the Department in the DPD, or to withdraw the application. Note that amendments may be subject to additional fees, pursuant to ORS 536.050.
- Failure to complete an approved change in place of use and/or change in character of use, will result in loss of the water right (OAR 690-380-6010).
- Refunds may only be granted upon request and, as set forth in ORS 536.050(4)(a), if the Director determines that a refund of all or part of a fee is appropriate in the interests of fairness to the public or necessary to correct an error of the Department.

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



  
Applicant signature

Chad Ross – Owner of Klamath Falls RV Resort LLC  
Print Name (and Title if applicable)

7-27-23  
Date

Is the applicant the sole owner of the land on which the water right, or portion thereof, proposed for transfer is located? ☒ Yes ☐ No\*

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

Check the following boxes that apply:

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

At this time, are the lands in this transfer application in the process of being sold? ☐ Yes ☒ No

If YES, and you know who the new landowner will be, please complete the receiving landowner information table below. If you do not know who the new landowner will be, then a request for assignment will have to be filed for at a later date.

If a property sells, the certificated water right(s) located on the land belong to the new owner, unless a sale agreement or other document states otherwise. For more information see:

[https://www.oregon.gov/owrd/WRDFormsPDF/Transfer\\_Property\\_Transactions.pdf](https://www.oregon.gov/owrd/WRDFormsPDF/Transfer_Property_Transactions.pdf)

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

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By my signature below, I confirm that I understand:

- Prior to Department approval of the transfer application, I may be required to submit payment to the Department for publication of a notice in a newspaper with general circulation in the area where the water right is located, once per week for two consecutive weeks. If more than one qualifying newspaper is available, I suggest publishing the notice in the following newspaper: Herald and News.
- Amendments to the application may only be made in response to the Department's Draft Preliminary Determination (DPD). The applicant will have a period of at least 30 days to amend the application to address any issues identified by the Department in the DPD, or to withdraw the application. Note that amendments may be subject to additional fees, pursuant to ORS 536.050.
- Failure to complete an approved change in place of use and/or change in character of use, will result in loss of the water right (OAR 690-380-6010).
- Refunds may only be granted upon request and, as set forth in ORS 536.050(4)(a), if the Director determines that a refund of all or part of a fee is appropriate in the interests of fairness to the public or necessary to correct an error of the Department.

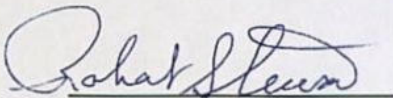
I (we) affirm that the information contained in this application is true and accurate.

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Applicant signature

Robert Stewart – Klamath Cascade Group, LLC

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? ☒ Yes ☐ No\*

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

Check the following boxes that apply:

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

At this time, are the lands in this transfer application in the process of being sold? ☐ Yes ☒ No

If YES, and you know who the new landowner will be, please complete the receiving landowner information table below. If you do not know who the new landowner will be, then a request for assignment will have to be filed for at a later date.

If a property sells, the certificated water right(s) located on the land belong to the new owner, unless a sale agreement or other document states otherwise. For more information see:

[https://www.oregon.gov/owrd/WRDFormsPDF/Transfer\\_Property\\_Transactions.pdf](https://www.oregon.gov/owrd/WRDFormsPDF/Transfer_Property_Transactions.pdf)

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

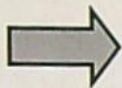


☒ Check here if any of the water rights proposed for transfer are or will be located within or served by an irrigation or other water district. (Tip: Complete and attach Supplemental Form D.)

IRRIGATION DISTRICT NAME <b>City of Klamath Falls</b>	ADDRESS <b>500 Klamath Avenue</b>	
CITY <b>Klamath Falls</b>	STATE <b>OR</b>	ZIP <b>97601</b>

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

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP



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

ENTITY NAME <b>City of Klamath Falls Planning Department</b>	ADDRESS <b>500 Klamath Avenue</b>	
CITY <b>Klamath Falls</b>	STATE <b>OR</b>	CITY <b>97601</b>

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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 additional rows to tables within the form.

CERTIFICATE # 93607

### Description of Water Delivery System

System capacity: 0.26 cubic feet per second (cfs)

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.

Water is appropriated from POA 1 through a 3" hose for delivering water to trucks for use in a rock pit.

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

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

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp	Rng	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
POA 1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	KLAM 11660	38 S	9 E	18	NW SE	707	1410' North & 1870' West from the SE Corner of Section 18.

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

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

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

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

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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 Changes to Water Right Certificate # 93607**

List the change proposed for the acreage in each  $\frac{1}{4}$   $\frac{1}{4}$ . If more than one change is proposed, specify the acreage associated with each change.  
If there is more than one POD/POA involved in the proposed changes, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.													Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.												
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp	Rng	Sec		¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date						
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
														2	S	9	E	2	SW	NW	500		5.0		POD #6	1901
38	S	9	E	18	SW	SE	707		4.18	Mining and Industrial	POA 1	1998	USE	38	S	9	E	18	SW	SE	707		4.18	Primary Irrigation	POA 1	1998
38	S	9	E	18	SW	SE	707		0.81	Mining and Industrial	POA 1	1998	POU/USE	38	S	9	E	18	NW	SE	707		0.81	Primary Irrigation	POA 1	1998
38	S	9	E	18	SE	SE	707		0.15	Mining and Industrial	POA 1	1998	USE	38	S	9	E	18	SE	SE	707		0.15	Primary Irrigation	POA 1	1998
38	S	9	E	18	SW	SE	707		9.76	Mining and Industrial	POA 1	1998	USE	38	S	9	E	18	SW	SE	707		9.76	Primary Irrigation	POA 1	1998
38	S	9	E	18	SE	SE	707		3.93	Mining and Industrial	POA 1	1998	USE	38	S	9	E	18	SE	SE	707		3.93	Primary Irrigation	POA 1	1998
TOTAL ACRES:						18.83								TOTAL ACRES:						18.83						

Additional remarks: 4.33 acres out of the total 5.14 acres changing to "Primary Irrigation" use are shown on the transfer map as "from" and "to" lands since the "Mining and Industrial" use boundary overlaps with these acres. 13.69 acres being proposed for "USE" change in SW1/4 SE1/4 and SE1/4 SE1/4 will be transferring the authorized rate for these lands to the proposed 5.14 "Primary Irrigation" lands.

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**For Place of Use or Character of Use Changes**

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

If YES, list the certificate, water use permit, or ground water registration numbers: Certificates 87789, 87794, 89500, 90795, 93758, 93759; Application G-17983; Permits G-13109, G-12800; KA 160; LL 1784.

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

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

Ground water supplemental Permit or Certificate # \_\_\_\_\_;

Surface water primary Certificate # \_\_\_\_\_.

**For a change from Supplemental Irrigation Use to Primary Irrigation Use**

Identify the primary certificate to be cancelled. Certificate # \_\_\_\_\_

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

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

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

[http://apps.wrd.state.or.us/apps/gw/well\\_log/Default.aspx](http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx)

**AND/OR**

- ☐ Describe the construction of the authorized and proposed well(s) in Table 3 for any wells that do not have a well log. For *proposed wells not yet constructed or built*, provide "a best estimate" for each requested information element in the table. The Department recommends you consult a licensed well driller, geologist, or certified water right examiner to assist with assembling the information necessary to complete Table 3.

**Table 3. Construction of Point(s) of Appropriation**

Any well(s) in this listing must be clearly tied to corresponding well(s) described in Table 1 and shown on the accompanying application map. Failure to provide the information will delay the processing of your transfer application until it is received. The information is necessary for the department to assess whether the proposed well(s) will access the same source aquifer as the authorized point(s) of appropriation (POA). The Department is prohibited by law from approving POA changes that do not access the same source aquifer.

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well: OWRD Well ID Tag No. L-_____	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well-specific rate (cfs or gpm). If less than full rate of water right

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STATE OF OREGON  
COUNTY OF KLAMATH  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

KLAMATH CASCADE GROUP LLC  
PO BOX 7765  
KLAMATH FALLS OR 97602

confirms the right to the use of water perfected under the terms of Permit G-13586. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point of diversion from the source. The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-14718

SOURCE OF WATER: A WELL IN THE KLAMATH LAKE BASIN

PURPOSE OR USE: MINING AND INDUSTRIAL USE

MAXIMUM RATE: 0.18 CUBIC FOOT PER SECOND

PERIOD OF USE: YEAR ROUND

DATE OF PRIORITY: MARCH 19, 1998

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
38 S	9 E	WM	18	SW SE	1	1315 FEET NORTH AND 1798 FEET WEST FROM SE CORNER, SECTION 18

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot
38 S	9 E	WM	18	SW SE	1
38 S	9 E	WM	18	SE SE	

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**NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW**

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484 and ORS 536.075. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 183.484, ORS 536.075 and OAR 137-004-0080, you may petition for judicial review and 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. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate within three months after issuance of the certificate.



Measurement, recording and reporting conditions:

- A. The water user shall maintain the meter or other suitable measuring device as approved by the Director in good working order.
- B. The water user shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The Director may require the water user to keep and maintain a record of the amount (volume) of water used and may require the water user to report water use on a periodic schedule as established by the Director. In addition, the Director may require the water user to report general water use information, the periods of water use and the place and nature of use of water under the right. The Director may provide an opportunity for the water user to submit alternative reporting procedures for review and approval.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this right, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interference.

Use of water under authority of this right may be regulated if analysis of data available after the right is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right, or as those quantities may be subsequently reduced.

This right shall allow groundwater production from no shallower than 100 feet below land surface unless the appropriator can demonstrate that the shallow groundwater production, if any, is from a confined aquifer.

This right does not allow for water to be used for heap leach mining operations.

The water user shall maintain adequate treatment facilities meeting current DEQ requirements to remove sediment before returning the water to the stream.

The well(s) shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine the water level elevation in the well at all times.

The Director may require water level or pump test results every ten years.

Failure to comply with any of the provisions of this right may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the right.

This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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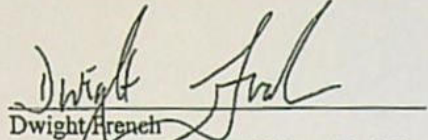
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The use of water shall be limited when it interferes with any prior surface or ground water rights.

The right to the use of the water for the above purpose is restricted to beneficial use on the place of use described.

Issued FEB 9 2018



Dwight French  
Water Right Services Division Administrator, for  
Thomas M. Byler, Director  
Oregon Water Resources Department

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## Pump Capacity Calculation Sheet

using Department designed formula:

Date: 1/9/2023

POA 1

$(hp)(\text{efficiency}) / (\text{lift} + \text{psi head}) = \text{capacity in cfs}$

Efficiency:

Centrifugal = 6.61

Turbine = 7.04

---

### Data Entry (fill in underlined blanks)

---

HP = 7.5  
Efficiency = 7.04 (submersible)  
Lift = 76  
PSI = 50 (assumed)

---

### Results Calculated

---

$(hp)(\text{efficiency}) = 52.8$   
Head based on psi = 127.0  
Total dynamic head = 203.0  
(head + lift)

Pump Capacity = 0.26 cubic feet per second

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STATE OF OREGON  
WATER WELL REPORT  
(as required by ORS 537.765)

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FEB 25 1985  
PLEASE TYPE OR PRINT IN INK  
WATER RESOURCES DEPT  
SALEM, OREGON

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MAR 18 1985

385/9E-18dc

WATER RESOURCES DEPT

SALEM, OREGON

(for official use only)

(1) OWNER:

Name Klamath Pacific Corp.  
Address 2918 Edison  
City Klamath Falls, State OR. 97603

(2) TYPE OF WORK (check):

New Well ☒ Deepening ☐ Reconditioning ☐ Abandon ☐

If abandonment, describe material and procedure in Item 12.

(3) TYPE OF WELL:

Rotary Air ☒ Driven ☐ Domestic ☐ Industrial ☒ Municipal ☐  
Rotary Mud ☐ Dug ☐ Irrigation ☐ Thermal: ☐ Withdrawal ☐ ReInjection ☐  
☐ Bored ☐ Other: ☐ Piezometric ☐ Grounding ☐ Test ☐

(4) PROPOSED USE (check):

Domestic ☐ Industrial ☒ Municipal ☐  
Irrigation ☐ Thermal: ☐ Withdrawal ☐ ReInjection ☐  
Other: ☐ Piezometric ☐ Grounding ☐ Test ☐

(5) CASING INSTALLED:

Steel ☒ Plastic ☐  
Threaded ☐ Welded ☐  
8" Diam. from +1 ft. to 99 ft. Gauge 250

LINER INSTALLED:

none  
Steel ☐ Plastic ☐  
Threaded ☐ Welded ☐  
" Diam. from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Gauge \_\_\_\_\_

(6) PERFORATIONS:

Perforated? ☐ Yes ☒ No  
Size of perforations \_\_\_\_\_ in. by \_\_\_\_\_ in.  
\_\_\_\_\_ perforations from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.  
\_\_\_\_\_ perforations from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.  
\_\_\_\_\_ perforations from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.

(7) SCREENS:

Well screen installed? ☐ Yes ☒ No  
Manufacturer's Name \_\_\_\_\_  
Type \_\_\_\_\_ Model No. \_\_\_\_\_  
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  
Was a pump test made? ☐ Yes ☐ No If yes, by whom? driller  
Id: \_\_\_\_\_ gal./min. with \_\_\_\_\_ ft. drawdown after \_\_\_\_\_ hrs.  
Air 400 GPM with drill stem at 245' 1 hr  
Air test 200 gal./min. with drill stem at 145' 1 hr  
Bailer test \_\_\_\_\_ gal./min. with \_\_\_\_\_ ft. drawdown after \_\_\_\_\_ hrs.  
Artesian flow \_\_\_\_\_ g.p.m.  
Temperature of water 60 Depth artesian flow encountered \_\_\_\_\_ ft.

(9) CONSTRUCTION:

Special standards: Yes ☐ No ☒  
Well seal—Material used cement and bentonite  
Well sealed from land surface to 95 ft.  
Diameter of well bore to bottom of seal 12 in.  
Diameter of well bore below seal 8 in.  
Amount of sealing material 26 cement 2 bentonite ☒ pounds ☐  
How was cement grout placed? Pumped from bottom of seal up to the ground surface.

Was pump installed? NO Type \_\_\_\_\_ HP \_\_\_\_\_ Depth \_\_\_\_\_ ft.  
Was a drive shoe used? ☐ Yes ☒ No Plug \_\_\_\_\_ Size: location \_\_\_\_\_ ft.  
Did any strata contain unusable water? ☐ Yes ☒ No  
Type of Water? none depth of strata \_\_\_\_\_

Method of sealing strata off \_\_\_\_\_  
Was well gravel packed? ☐ Yes ☒ No Size of gravel: \_\_\_\_\_  
Gravel placed from none ft. to \_\_\_\_\_ ft.

NOTICE TO WATER WELL CONSTRUCTOR

The original and first copy of this report are to be filed with the

(10) LOCATION OF WELL by legal description:

County Klamath SW 1/4 SE 1/4 of Section 18 of  
Township 38 south Range 9 East WM.  
(Township is North or South) (Range is East or West)  
Tax Lot \_\_\_\_\_ Lot \_\_\_\_\_ Block \_\_\_\_\_ Subdivision \_\_\_\_\_

MAILING ADDRESS OF WELL (or nearest address) Port of Entry  
Terminal City, Hwy North on 97' Klamath  
Falls, Oregon

(11) WATER LEVEL OF COMPLETED WELL:

Depth at which water was first found 140 ft.  
Static level 76 ft. below land surface. Date 1, 22, 85  
Artesian pressure \_\_\_\_\_ lbs. per square inch. Date \_\_\_\_\_

(12) WELL LOG:

Diameter of well below casing 8 inch.  
Depth drilled 249 ft. Depth of completed well 249 ft.  
Formation: Describe color, texture, grain size and structure of materials; and show thickness and nature of each stratum and aquifer penetrated, with at least one entry for each change of formation. Report each change in position of Static Water Level and indicate principal water-bearing strata.

MATERIAL	From	To	SWL
Yellow clay	0	22	
Brown sandstone	22	27	
Yellow clay	27	80	
Brown sandstone	80	94	
Blue clay	94	115	
Gray claystone	115	140	76'
Gray clay	140	152	
Gray claystone with streaks of coarse black sand	152	171	76'
Soft brown rock	171	190	76'
Black rock	190	197	
Brown clay stone with streaks of brown sand	197	223	76'
Brown lava rock	223	245	76'
Brown sandstone	245	249	76'

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Date work started 1, 21, 85 /completed 1, 22, 85  
Date well drilling machine moved off of well 1, 22, 19 85

(unbonded) Water Well Constructor Certification (if applicable):

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

[Signed] \_\_\_\_\_ Date \_\_\_\_\_, 19 \_\_\_\_\_

(bonded) Water Well Constructor Certification:

Bond 20821134 Issued by: Western Surety Co.  
(number) (Surety Company Name)  
On behalf of Norm Sevey, Well Drilling, Inc.  
(type or print name of Water Well Constructor)

This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.

(Signed) Norm Sevey  
(Water Well Constructor)

(Dated) 1, 28, 85

WATER RESOURCES DEPARTMENT,  
SALEM, OREGON 97310

SP-45908-600

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within 30 days from the date of well completion.



# Application for Water Right Transfer Evidence of Use Affidavit



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

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

State of Oregon )  
 ) ss

County of KLAMATH

I, CHAD ROSS, in my capacity as OWNER,

mailing address 5 LEGACY DRIVE, GOLDENDALE, WA 98620

telephone number (509)250-2779, being first duly sworn depose and say:

1. My knowledge of the exercise or status of the water right is based on (check one):

☒ Personal observation ☐ Professional expertise

2. I attest that:

☒ Water was used during the previous five years on the entire place of use for  
Certificate # 93607; OR

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

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

OR

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

(continues on reverse side)

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3. The water right was used for: (e.g., crops, pasture, etc.): INDUSTRIAL AND CONSTRUCTION

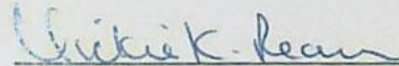
4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

  
Signature of Affiant

10/13/2022  
Date

Signed and sworn to (or affirmed) before me this 10<sup>th</sup> day of Oct, 2022



  
Notary Public for Oregon  
My Commission Expires: 12/5/2023

Supporting Documents	Examples
<input type="checkbox"/> Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
<input checked="" type="checkbox"/> Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"><li>• Power usage records for pumps associated with irrigation use</li><li>• Fertilizer or seed bills related to irrigated crops</li><li>• Farmers Co-op sales receipt</li></ul>
<input type="checkbox"/> Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"><li>• District assessment records for water delivered</li><li>• Crop reports submitted under a federal loan agreement</li><li>• Beneficial use reports from district</li><li>• IRS Farm Usage Deduction Report</li><li>• Agricultural Stabilization Plan</li><li>• CREP Report</li></ul>
<input type="checkbox"/> 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 – <a href="http://www.oregonexplorer.info/imagery">www.oregonexplorer.info/imagery</a> OWRD – <a href="http://www.wrd.state.or.us">www.wrd.state.or.us</a> Google Earth – <a href="http://earth.google.com">earth.google.com</a> TerraServer – <a href="http://www.terra-server.com">www.terra-server.com</a>
<input type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

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## Klamath Pump Center, Inc

Invoice

4000 Hwy 39  
Klamath Falls, OR 97603  
CCB#96655

Date	Invoice #
5/3/2022	2022-159

Bill To
RJourney RV Park 5 Legacy Dr Goldendale, WA 98620

**PAID**  
05/12/2022

Ship To

P.O. Number	Terms	Rep	Ship	Via	F.O.B.	Project
	Due on receipt	PT	5/3/2022	RCB		
Quantity	Item Code	Description			Price Each	Amount
1	Part	Goulds 65L 7.5 HP Pump End, Hitachi 7.5 HP Motor 230V 3 Phase			4,449.00	4,449.00
1	Part	Yaskawa 230V VFD			2,437.50	2,437.50
1	Part	Pressure Transducer			263.00	263.00
1	Part	3W Shielded Cord			43.20	43.20
1	Part	2" x 3" Hex Bushing			4.40	4.40
200	Part	2" Sch 120 PVC Pipe w S/S Couplings			6.50	1,300.00
210	Part	#8 Flat Jacket Wire			3.50	735.00
1	Part	2" Check Valve			192.00	192.00
1	Part	2" Pitless Adapter			416.00	416.00
14	Commercial	Labor Hours-remove old pump, install new pump system			250.00	3,500.00
1	Service	Generator Rental			114.25	114.25
					<b>Total</b>	<b>\$13,454.35</b>

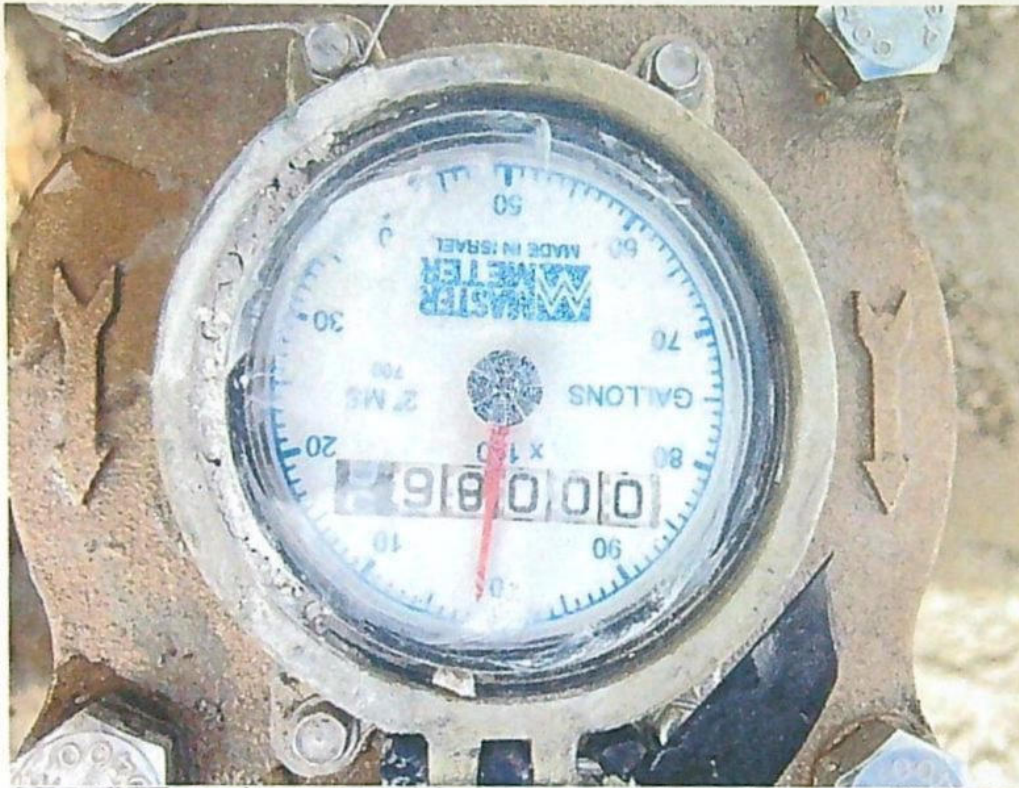
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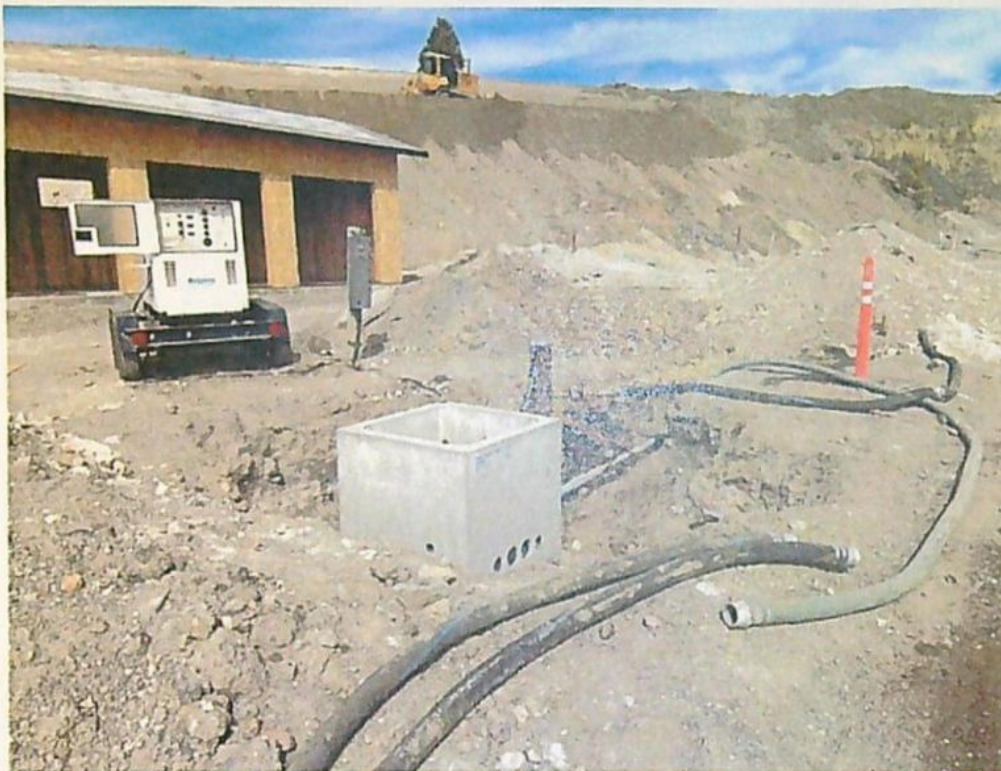
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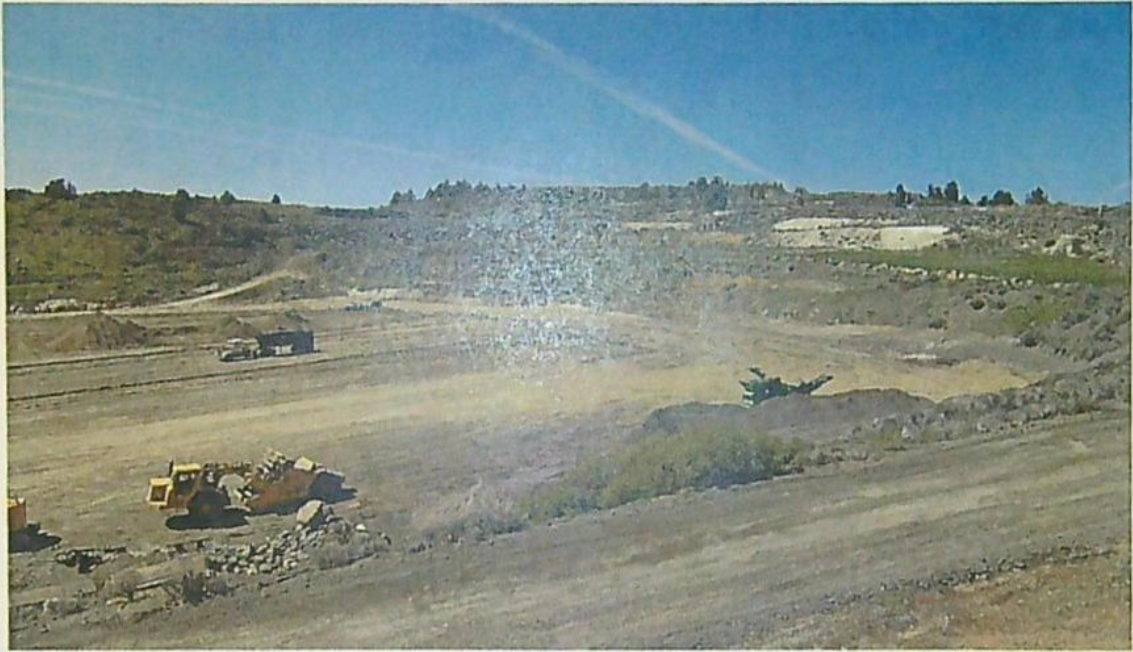
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# Land Use Information Form



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

Applicant(s): Chad Ross – Klamath Falls RV Resort LLC

Mailing Address: 5 Legacy Dr.

City: Goldendale

State: WA

Zip Code: 98620

Daytime Phone: 509-773-8500

## A. Land and Location

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

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:	Proposed Land Use:
<u>38S</u>	<u>9E</u>	<u>18</u>	<u>SW SE</u>	<u>707</u>	<u>General Commercial</u>	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	<u>Primary Irrigation</u>
<u>38S</u>	<u>9E</u>	<u>18</u>	<u>NW SE</u>	<u>707</u>	<u>General Commercial</u>	<input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	<u>Primary Irrigation</u>
<u>38S</u>	<u>9E</u>	<u>18</u>	<u>SE SE</u>	<u>707</u>	<u>General Commercial</u>	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	<u>Primary Irrigation</u>

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

Klamath Falls, Klamath County, Oregon

## B. Description of Proposed Use

Type of application to be filed with the Water Resources Department:

- ☐ Permit to Use or Store Water    ☒ Water Right Transfer    ☐ Permit Amendment or Ground Water Registration Modification  
☐ Limited Water Use License    ☐ Allocation of Conserved Water    ☐ Exchange of Water

Source of water: ☐ Reservoir/Pond    ☒ Ground Water    ☐ Surface Water (name) \_\_\_\_\_

Estimated quantity of water needed: 0.18    ☒ cubic feet per second    ☐ gallons per minute    ☐ acre-feet

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

Briefly describe:

The applicant is converting the property into an RV resort and is proposing to change the character of use from "Mining and Industrial" to "Primary Irrigation".

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

See bottom of Page 3. →

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## For Local Government Use Only

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

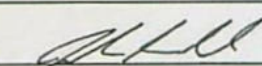
**Please check the appropriate box below and provide the requested information**

- ☐ Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s):
- ☒ 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:	
Conditional Use Permit (CUP)	Reviewed against Community Development Ordinance (CDO) Sections 11.100 - 11.120	<input checked="" type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued

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

Name: Joseph Wall Title: Planning Manager

Signature:  Phone: 541-883-5272 Date: 1/17/23

Government Entity: City of Klamath Falls, OR

**Note to local government representative:** Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.



### Receipt for Request for Land Use Information

Applicant name: \_\_\_\_\_

City or County: \_\_\_\_\_ Staff contact: \_\_\_\_\_

Signature: \_\_\_\_\_ Phone: \_\_\_\_\_ Date: \_\_\_\_\_





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

## Ownership Update for Certificated Rights Only

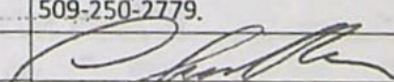
### NO FEES ARE REQUIRED TO SUBMIT THIS FORM

**NOTICE:** A certificate of water right typically stays with the land. To track water right ownership, the Department requests that this form be submitted to the Department. **To update multiple rights, a separate form is required for each right.** If you have any questions about this form, please contact your local watermaster, or call the Water Resources Department at (503) 986-0900.

Note: Use the assignment form to change ownership on pending applications, permits, transfers, groundwater registrations, or limited licenses.

Current Landowner Information				
Name:	Klamath Falls RV Resort LLC			
Mailing Address:	5 Legacy Dr.			
City:	Goldendale	State:	WA	Zip: 98620
Phone:	509-773-8500	Email:	chad@rossmgt.com	

Property Information				
County:	Klamath	Township:	38S	Range: 9E
Tax Lot #:	707	Section:	18	
Street Address of Water Right:	221 Dan O'Brien Way, Klamath Falls, OR 97601			
Water Right Information				
Application:	G-14718			
Permit:	G-13586			
Certificate:	93607			
Are all the lands associated with this water right owned by the requestor?		<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/> No
(If no, include a map showing the portion of the water right involved)				

Signature and Date	
Name of individual completing form:	Chad Ross
Phone or email:	509-250-2779
Signature of requestor:	
Date:	2-24-23

The Department does not change names on water right certificates. This form will be placed in the file for future reference only. If mailed, the Department will not provide acknowledgment of receipt.

This form can be mailed to the address above or sent by email to [wrd\\_dl\\_customerservice@water.oregon.gov](mailto:wrd_dl_customerservice@water.oregon.gov)



## Supplemental Form D

### Water Right Transfers Within the Boundaries of or Served by an Irrigation District or other Water Supplier (Association, Ditch Co., etc.)

[For transfers submitted under OAR Chapter 690 Division 380]

OREGON



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

The Department requires non-district applicants to communicate with districts/water suppliers during the planning and preparation of transfer applications involving water rights having a point of diversion or appropriation (POD/POA) or place of use (POU) served by or located within the boundaries of an irrigation district, or other type of water supplier to which assessments are paid. In some cases consent will be required from the district or water supplier.

This form must be included with any transfer application that involves rights served by or located within the boundaries of a district or other type of water supplier.

#### 1. APPLICANT INFORMATION

NAME CHAD ROSS		PHONE (HM)	
PHONE (WK) 509-773-8500	CELL 509-250-2779	FAX	
ADDRESS 5 LEGACY DR.			
CITY GOLDENDALE	STATE WA	ZIP 98620	E-MAIL** CHAD@ROSSMGT.COM

#### 2. DISTRICT or WATER SUPPLIER INFORMATION

DISTRICT/WATER SUPPLIER NAME CITY OF KLAMATH FALLS		PHONE (HM)	
PHONE (WK) 541-883-5316	CELL	FAX	
ADDRESS 500 KLAMATH AVENUE			
CITY KLAMATH FALLS	STATE OR	ZIP 97601	E-MAIL** CITYPUBLICWORKS@KLAMATHFALLS.CITY

\*\* By providing an e-mail address, the applicant and/or the district/water supplier consents to receive all correspondence from the Department electronically. Copies of final order documents will also be mailed.

#### 3. WATER RIGHTS ISSUED IN THE NAME OF, or LOCATED WITHIN, or SERVED BY AN IRRIGATION DISTRICT, OTHER DISTRICT, OR WATER SUPPLIER

a. List the water right(s) involved in this transfer:

	Application / Decree	Permit / Previous Transfer	Certificate	Is the water right in the name of a district, water supplier, or BOR*?
1.	G-14718	G-13586	93607	YES <input type="checkbox"/>
2.				YES <input type="checkbox"/>
3.				YES <input type="checkbox"/>

Attach additional pages for additional water rights if necessary.

\*Bureau of Reclamation

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- b. Determine a district's/water supplier's connection to your points of diversion (POD) or appropriation (POA) and places of use (POU). [You may need to consult with your district/water supplier.]

**CURRENT ASSOCIATIONS** Please answer the following "yes" or "no" questions:

- YES ☐ NO ☒ One or more of the current POD(s) / POA(s) involved in the transfer are served by a district/water supplier or rely on BOR water.
- YES ☒ NO ☐ All or a portion of the current POU involved in this proposed transfer receives water for either primary or supplemental irrigation from the district/water supplier; i.e., the POU is currently layered with a district or BOR water supplied water right(s).

**PROPOSED ASSOCIATIONS** Please answer the following "yes" or "no" questions:

- YES ☐ NO ☒ One or more of the proposed POD(s) / POA(s) involved in the transfer are currently served or will be served by a district/water supplier if the transfer is approved, or rely on BOR water.
- YES ☒ NO ☐ All or a portion of the proposed POU involved in this proposed transfer currently receives or will receive either primary or supplemental irrigation from the district/water supplier; i.e., the POU will be layered with a district/water supplier or BOR water supplied water right(s).

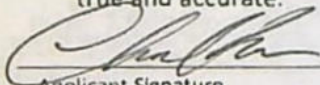
COMMENTS OR ADDITIONAL INFORMATION - THE CURRENT AND PROPOSED AUTHORIZED PLACES OF USE FOR CERTIFICATE 93607 ARE LAYERED WITH WATER RIGHTS AUTHORIZED FOR MUNICIPAL USE OWNED BY THE CITY OF KLAMATH FALLS.

**4. APPLICANT'S SIGNATURE**

- (1) I certify that I have notified the district/water supplier about the proposed water right transfer application by (check one):

☒ email, ☐ phone, ☐ postal mail, ☐ in person, or ☐ other (please specify) \_\_\_\_\_

- (2) I certify that to the best of my knowledge the information contained in this Supplemental Form D is true and accurate.

  
Applicant Signature

CHAD ROSS  
Name (print)

2-24-23  
Date

**5. (WHEN REQUIRED) DISTRICT or WATER SUPPLIER CONSENT TO THE PROPOSED WATER RIGHT TRANSFER**

District Manager or Water Supplier consent is required if any box on this form is marked "YES."

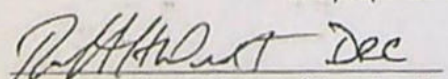
The district/water supplier certifies the following:

- (1) The district/water supplier has reviewed the applicant's proposed water right transfer application and maps; and

- (2) The district/water supplier consents to the proposed water right transfer application.

YES ☐ NO ☒ After proof of completion, the confirming water right certificate is to remain in the name of the U.S. Bureau of Reclamation or the district/water supplier.

YES ☐ NO ☒ The district/water supplier will be responsible for submitting the claim of beneficial use prepared by a Certified Water Rights Examiner (CWRE).

  
Signature of District Manager /Water Supplier

Robert West, Manager  
Name (print), Title

1/24/2023  
Date

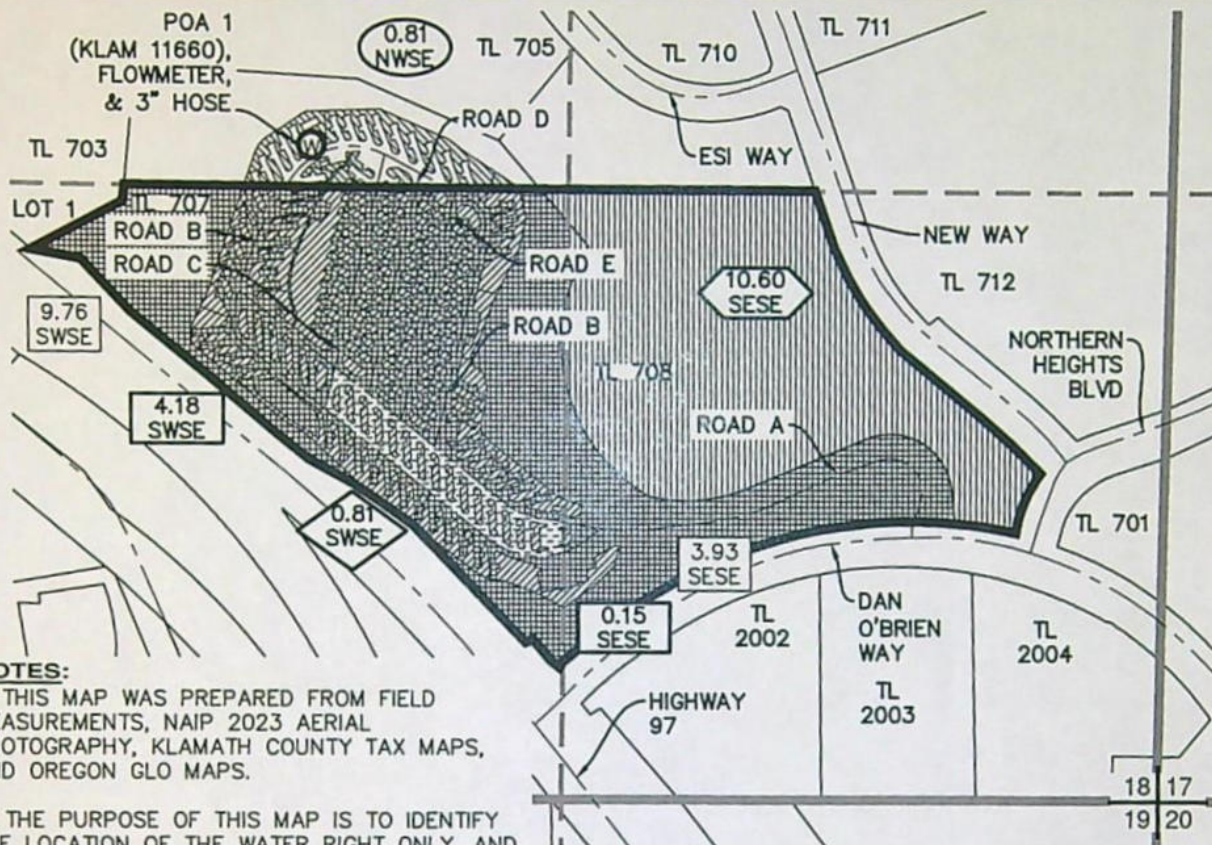
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#### NOTES:

1. THIS MAP WAS PREPARED FROM FIELD MEASUREMENTS, NAIP 2023 AERIAL PHOTOGRAPHY, KLAMATH COUNTY TAX MAPS, AND OREGON GLO MAPS.

2. THE PURPOSE OF THIS MAP IS TO IDENTIFY THE LOCATION OF THE WATER RIGHT ONLY, AND IS NOT INTENDED TO PROVIDE DIMENSIONS OR LOCATION OF PROPERTY LINES.

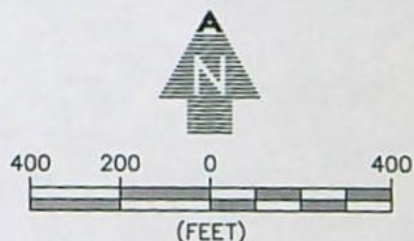
3. DATE OF PRIORITY FOR THIS CERTIFICATE IS MARCH 19, 1998.

#### WELL LOCATION:

POA 1 (KLAM 11660): 1410' NORTH & 1870' WEST FROM THE SOUTHEAST CORNER OF SECTION 18.

#### LEGEND

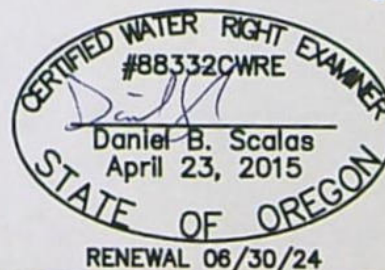
—	SECTION LINE		CERTIFICATE 93607 TRANSFER "TO" LANDS
- - -	1/4 1/4 LINE		CERTIFICATE 93607 TRANSFER "FROM" LANDS
—	TAX LOT LINE		CERTIFICATE 93607 CHARACTER OF USE CHANGE ONLY LANDS
- - -	ROAD		CERTIFICATE 93607 RATE TRANSFERRED "FROM" LANDS
—	AUTHORIZED MINING/INDUSTRIAL USE BOUNDARY		CERTIFICATE 93607 LANDS UNCHANGED
$\frac{22}{22}   \frac{22}{22}$	SECTION CORNER		
	POA (WELL)		
TL 0000	TAX LOT NUMBER		
LOT 1	GOVERNMENT LOT NUMBER		



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ENGINEERING & SURVEYING

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w / AdkinsEngineering.com

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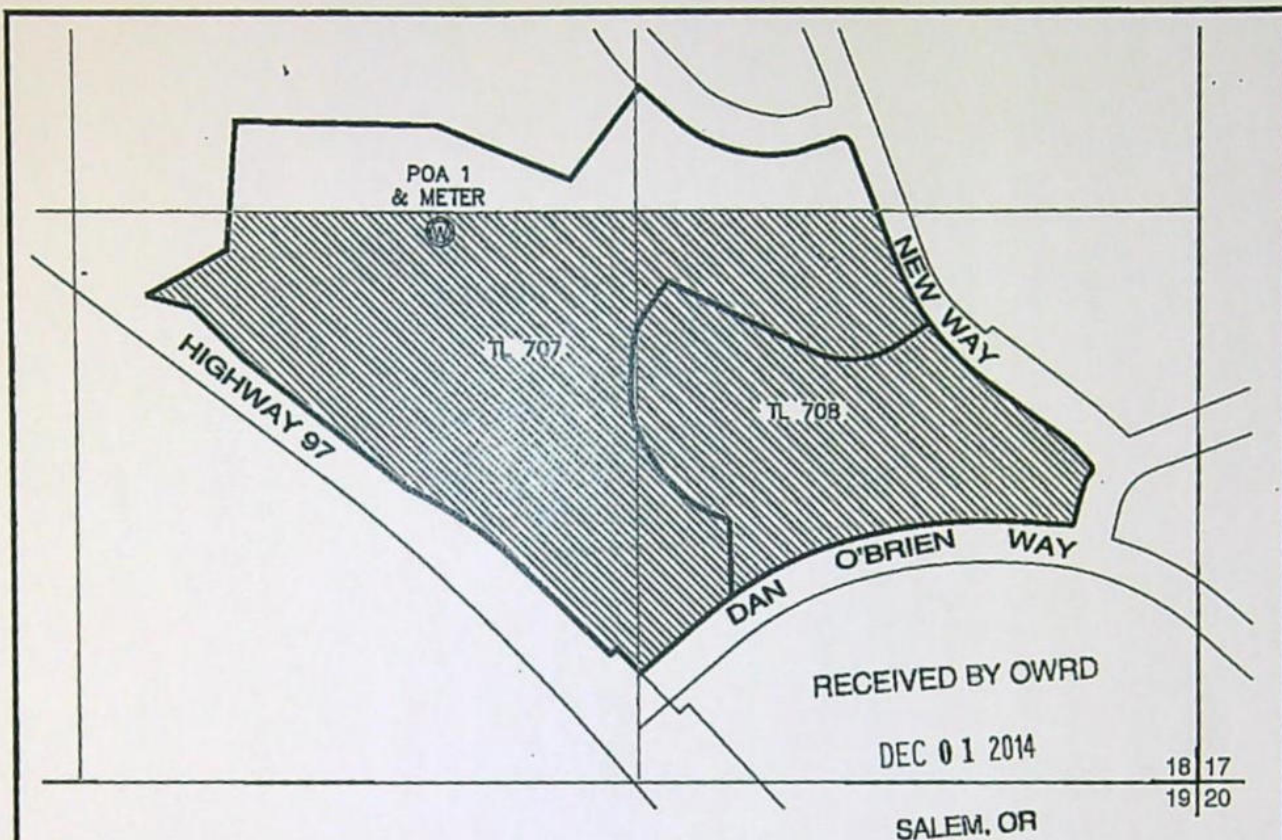
#### TRANSFER APPLICATION MAP

FOR  
KLAMATH FALLS RV RESORT LLC  
T38S, R9E, SEC. 18, WM  
KLAMATH COUNTY, OREGON  
CERTIFICATE 93607  
APPLICATION G-14718  
PERMIT G-13586

6/8/2023

14275-





#### LEGEND

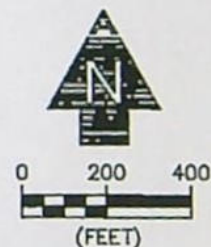
SECTION LINE	TL 0000	TAX LOT NUMBER
1/4 1/4 LINE	W	POA (WELL)
TAX LOT LINE	18 17	SECTION CORNER
ROAD	19 20	AREA INCLUDED IN WATER RIGHT

#### WELL TIE

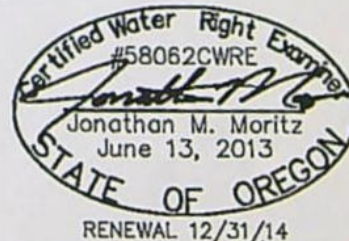
POA 1: 1315' NORTH & 1798' WEST OF THE SOUTHEAST CORNER OF SECTION 18, T38S, R9E, W.M.

#### NOTES

1. THIS MAP WAS PREPARED FROM FIELD MEASUREMENTS AND KLAMATH COUNTY TAX MAP T38S, R9E, SEC. 18.
2. THIS MAP IS FOR THE PURPOSE OF IDENTIFYING THE LOCATION OF THE WATER RIGHT ONLY AND HAS NO INTENT TO PROVIDE DIMENSIONS OR LOCATION OF PROPERTY LINES.
3. FOR TAX LOT INFORMATION, SEE TAX MAP INCLUDED WITH THIS COBU.
4. DATE OF PRIORITY FOR THIS APPLICATION IS MARCH 19, 1998.



*Jane Panben*  
APPLICANT



#### ADKINS

CONSULTING  
ENGINEERING, LLP  
2950 Shasta Way · Klamath Falls, Oregon 97603 · (541) 884-4666 · FAX (541) 884-5335  
Oregon · California  
11/25/14 2471-02

#### CLAIM OF BENEFICIAL USE AND FINAL PROOF MAP

FOR  
KLAMATH CASCADE GROUP, LLC  
T38S, R9E, SEC. 18, WM  
KLAMATH COUNTY, OREGON  
PERMIT No. G-13586  
APPLICATION No. G-14718

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JUL 12 2023

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JUL 12 2023

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Date Received (Date Stamp Here)

## OWRD Over-the-Counter Submission Receipt

Applicant Name(s) & Address:

Chad Ross

5 Legacy Dr. Goldendale WA 98620

Transaction Type:

RA

Fees Received: \$

125.00

☐ Cash

☒ Check;

Check No.

8553

Name(s) on Check:

Payguard LLC

Thank you for your submission. Oregon Water Resources Department (Department) staff will review your submittal as soon as possible.

If your submission is determined to be complete, you will receive a receipt for the fees paid and an acknowledgement letter stating your submittal is complete.

If determined to be incomplete, your submission and the accompanying fees will be returned with an explanation of deficiencies that must be addressed in order for the submittal to be accepted.

If you have any questions, please feel free to contact the Department's Customer Service staff at 503-986-0801 or 503-986-0810.

Sincerely,

OWRD Customer Service Staff

Submission received by:

Corie Louden

(Name of OWRD staff)

### Instructions for OWRD staff:

- Complete this Submission Receipt and make two (2) copies. Place one copy with the check/cash; and place the other copy with the submission (i.e., the application or other document).
- Date-stamp all pages. (NOTE: Do not stamp check.)
- Give this original Submission Receipt to the applicant.
- 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.





RECEIVED

JUL 12 2023

OWRD

Date Received (Date Stamp Here)

## OWRD Over-the-Counter Submission Receipt

Applicant Name(s) & Address: Chad Ross - K Falls RV Resort LLC  
5 Legacy Dr. Goldendale WA 98620

Transaction Type: Transfer

Fees Received: \$ 2450.00

☐ Cash

☒ Check;

Check No. 8746

Name(s) on Check: Payguard

Thank you for your submission. Oregon Water Resources Department (Department) staff will review your submittal as soon as possible.

If your submission is determined to be complete, you will receive a receipt for the fees paid and an acknowledgement letter stating your submittal is complete.

If determined to be incomplete, your submission and the accompanying fees will be returned with an explanation of deficiencies that must be addressed in order for the submittal to be accepted.

If you have any questions, please feel free to contact the Department's Customer Service staff at 503-986-0801 or 503-986-0810.

Sincerely,

OWRD Customer Service Staff

Submission received by: Corie Lovrien

(Name of OWRD staff)

14275 -

### Instructions for OWRD staff:

- Complete this Submission Receipt and make two (2) copies. Place one copy with the check/cash; and place the other copy with the submission (i.e., the application or other document).
- Date-stamp all pages. (NOTE: Do not stamp check.)
- Give this original Submission Receipt to the applicant.
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- 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.





Received by OWRD

JUL 09 2024

Salem, OR

Date Received (Date Stamp Here)

## OWRD Over-the-Counter Submission Receipt

Applicant Name(s) & Address: Chad Ross - Klamath Falls RV Resort LLC  
5 Legacy Dr. Goldendale Wa 98620

Transaction Type: Transfer

Fees Received: \$ 1570.00

☐ Cash

☒ Check:

Check No. 31006

Name(s) on Check: Adkins Engineering & Surveying

Thank you for your submission. Oregon Water Resources Department (Department) staff will review your submittal as soon as possible.

If your submission is determined to be complete, you will receive a receipt for the fees paid and an acknowledgement letter stating your submittal is complete.

If determined to be incomplete, your submission and the accompanying fees will be returned with an explanation of deficiencies that must be addressed in order for the submittal to be accepted.

If you have any questions, please feel free to contact the Department's Customer Service staff at 503-986-0801 or 503-986-0810.

Sincerely,

OWRD Customer Service Staff

Submission received by: Nick Reese  
(Name of OWRD staff)

### Instructions for OWRD staff:

- Complete this Submission Receipt and make two (2) copies. Place one copy with the check/cash; and place the other copy with the submission (i.e., the application or other document).
- Date-stamp all pages. (NOTE: Do not stamp check.)
- Give this original Submission Receipt to the applicant.
- 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.



# Permanent Transfer Application Checklist

Check the Certificates in WRIS

Transfer # T-14275

Checked by <u>Dante</u>	Type of Change(s) Proposed: <u>NO</u> other changes allowed other than those listed	
Date <u>7/13/2023</u>		
Fee Received: \$2450	<input checked="" type="checkbox"/> POU <input type="checkbox"/> POD <input type="checkbox"/> APOD <input type="checkbox"/> POA <input type="checkbox"/> APOA <input checked="" type="checkbox"/> USE	
Calculated Fee: \$2450		How many rights to be Transferred? <u>1</u>
Deficiencies and Observations: Watch for layering, transfer map is super busy, Supplemental Form D filled out, Work with Ann		Certificate #(s) <u>93607</u>

If OK, check box; if not, fill in.

- ☒ 1. Is the applicant information complete? Have all the applicants listed at the top of the page signed at the bottom?  
If not, what is missing? Whose signature is missing? \_\_\_\_\_
- ☒ 2. Has the applicant indicated that the place of use is in or near an irrigation district? Have they included a Form D? ☐ N/A.  
Name of the District \_\_\_\_\_ City of Klamath Falls \_\_\_\_\_
- ☒ 3. Part 5 of application, has the applicant completed the entire page and does the information match the description of the explanation of the reasons on Part 4 of the application?  
If not, you may need to contact the applicant or agent? \_\_\_\_\_
- ☒ 4. For multiple certificates, do each of the certificates listed on Application Page 1 have their own separate completed Part 5 tables 1 & 2? (compare with OAR 690-380-3220-may need to return)  
If no, which certificates are missing a separate Part 5, tables 1 & 2? \_\_\_\_\_
- ☒ 5. Has the map been completed and signed by a CWRE? Does the map meet the requirements?  
If not, what is missing? \_\_\_\_\_. Map waiver included? ☐
- ☒ 6. If a change in point of appropriation, have the well logs been included? ☐ N/A.
- ☒ 7. If a change in place of use within Umatilla County, have the applicant(s) provided a Supplemental Form U? ☒ N/A.
- ☒ 8. Has applicant filled out the Minimum Requirements Checklist (Part 1 of 5)? Is the application complete? If not, what is missing (check Evidence of Use and Land Use)? \_\_\_\_\_
- ☒ 9. If all boxes on this checklist are checked (with no remaining deficiencies identified), accept the application. Put this check sheet in the transfer folder.

OR:

- ☐ This application is deficient, and **CANNOT** be accepted.  
It should be returned and the deficiencies listed in the "staff" section at the bottom of Application Page 1, unless the applicant or agent can resolve the deficiencies within 2-3 days.

Actions taken:

\_\_\_\_\_ date \_\_\_\_\_



## Permanent Transfer Application Checklist

FEE WORKSHEET for PERMANENT TRANSFER (except Substitution)			
1	Base Fee (includes one type of change to one water right for up to 1 cfs)	1	\$1,360
	Types of change proposed: <input type="checkbox"/> Place of Use <input type="checkbox"/> Character of Use <input type="checkbox"/> Point of Diversion/Appropriation Number of above boxes checked = _____ (2a) Subtract 1 from the number in line 2a = _____ (2b) <i>If only one change, this will be 0</i>		
2	Multiply line 2b by \$930 and enter » » » » » » » » » » » » » » » »	2	0
	Number of water rights included in transfer _____ (3a) Subtract 1 from the number in 3a above: _____ (3b) <i>If only one water right this will be 0</i>		
3	Multiply line 3b by \$520 and enter » » » » » » » » » » » » » » » »	3	0
	Do you propose to add or change a well, or change from a surface water POD to a well? <input type="checkbox"/> No: enter 0 » <input type="checkbox"/> Yes: enter \$410 »		
4		4	0
	Do you propose to change the place of use or character of use? <input type="checkbox"/> No: enter 0 on line 5 » <input type="checkbox"/> Yes: enter the cfs for the portions of the rights to be transferred (see example below*): _____ (5a) Subtract 1.0 from the number in 5a above: _____ (5b) If 5b is 0 or less, enter 0 on line 5 » If 5b is greater than 0, round up to the nearest whole number: _____ (5c) and multiply 5c by \$350, then enter on line 5 »		
5		5	0
6	Add entries on lines 1 through 5 above » » » » » » » » » » Subtotal:	6	0
	Is this transfer: <input type="checkbox"/> necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? <input type="checkbox"/> endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat? If one or more boxes is checked, multiply line 6 by 0.5 and enter on line 7 » If no box is applicable, enter 0 on line 7 »		
7		7	0
8	Subtract line 7 from line 6 » » » » » » » » » » » » » » » » Transfer Fee:	8	



Oregon Water Resources Department  
Water Rights Information Query

T-14275

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

## Contact Information

(Click to Collapse...)

## Transfer Information

(Click to Collapse...)

## ▼ Contact information

- AGENT:  
▷ ADKINS ENGINEERING AND SURVEYING  
1435 ESPLANADE AVE  
KLAMATH FALLS, OR 97601
- APPLICANT:  
KLAMATH FALLS RV RESORT LLC  
▷ CHAD ROSS  
5 LEGACY DRIVE  
GOLDENDALE, WA 98620
- APPLICANT:  
KLAMATH CASCADE GROUP LLC  
▷ ROBERT STEWART  
182 BISBEE STREET  
KLAMATH FALLS, OR 97603
- LOCAL GOVERNMENT:  
▷ CITY OF KLAMATH FALLS  
500 KLAMATH AVENUE  
KLAMATH FALLS, OR 97601

## ▼ Status

- ▷ **Type:** Regular Transfer
- ▷ **Status:** Under Review
- ▷ **Begin Date:** n/a
- ▷ **End Date:** n/a

## ▼ Proposed Action

- ▷ **Place of Use**
- ▷ **Character of Use**



## All Scanned Documents

(Click to Collapse...)

Records per page:

<u>Document Type</u>	<u>Document Title</u>	<u>Date</u>	<u>Remarks</u>
Transfer Map	<a href="#">T-14275 Maps</a>	7/12/2023	
Application	<a href="#">T-14275 Application</a>	7/12/2023	

## Processing History

(Click to Collapse...)

Staff Person Responsible: SALEM OFFICE / NOT YET ASSIGNED

Process Step	Date Initiated	Date Completed	Comments
File Assigned	7/19/2023		
Received	7/19/2023	7/19/2023	
WMR Request	7/19/2023		
Transfer Initial Comment Period	7/25/2023	8/24/2023	

## Rights this impacts

(Click to Collapse...)

	Application	Permit	Certificate	Decree	Claim
<u>Cert:93607 OR *</u>	G14718	G13586	93607		