

T - 9479

T - 9479

Name Delford & Nancy Corning

By _____

Address 71328 Foley RdBurns OR 97720541-573-3213Change in POADate filed 6-25-03

Date of hearing _____

Place of hearing _____

Date of order 12-29-03 Vol. 58, page 482

Date for application of water _____

Proof mailed _____

Proof received _____

Certificate issued _____ Vol. _____, page _____

DESCRIPTION OF WATER RIGHT

Name of stream WellTrib. of Ninemile Slough County of HarneyUse Irrigation

Quantity of water _____ No. of acres _____

Name of ditch _____

Date of priority 8-29-1977In name of William F. Thomasson

_____ Adjudication, Vol. _____, page _____

App. No. G-8415 Per. No. G-7764 Cert. No. 55576

Certificate cancelled _____

Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>6/25/03</u>	<u>200.00</u>	<u>60812</u>
TOTAL . . .		
	Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.

REMARKS

NOIDCWRE #100 / Chris Palmercc: Cheryl Bales; American West Prop. 320 S. Hwy 395, Hermiston, OR, 97838

American West Prop Herm, LLC

320 S. Hwy. 395

Hermiston, Oregon 97838

ORDER AND CERTIFICATE CHECK LIST

RECORD MARKING (Support Staff)

File Folder () ## T-9479
G-8415

Permit () ## _____

Certificate () ✓ ## 55576

Trans App Register ()
Trans Name Index ()

Sp. OR ()
Decree () Vol _____ Page _____ Vol _____ Page _____

COPIES MADE Order ☒ Certificate ()

File ☒ () Data Center ☒ () Watermaster ☒ () Applicant ☒ ()

ISWR Liason () () _____ Water Use Reporting () () _____

CWRE ☒ () #100 _____ I.District () () _____

Other ☒ () Cheryl Boles Other () () _____
(see file)

SEND copy of application map to watermaster _____

LETTER TO:

Applicant ☒ () CWRE ☒ () #100 _____

I.D. () _____ Other ☒ () Cheryl Boles (see file)

EMAIL PROCESSOR

NWR () NCR () SWR () SCR () ER ()

ENCLOSURES

Special Order () Vol 56 Page 482
() Vol _____ Page _____

Certificate () _____
() _____
() _____

DATE SIGNED: 12/29/03

FILE SET-UP

File Number	Set - Up Date	For Whom
<u>T-9479</u>	<u>10/1/2005</u>	<u>Completion/ Set Up</u>
<u>"</u>	<u>10/1/2006</u>	<u>CBU Done</u>
_____	_____	_____

SEND TO:

Fiscal Section () Other () _____

NOTES: _____

STATE OF OREGON

COUNTY OF HARNEY

ORDER APPROVING A CHANGE IN POINT OF APPROPRIATION

Pursuant to ORS 537.705, after notice was given and no objections were filed, and finding that no injury to existing water rights would result, this order approves, as conditioned or limited herein, TRANSFER 9479 submitted by

DELFORD AND NANCY CORNING
71328 FOLEY ROAD
BURNS, OREGON 97720.

The right to be modified, as evidenced by Certificate 55576, was perfected under Permit G-7764 with a date of priority of AUGUST 29, 1977. The right allows the use of A WELL, in the NINEMILE SLOUGH (MALHEUR LAKE) BASIN, for IRRIGATION OF 38.2 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed ONE-EIGHTIETH of one cubic foot per second, if available at the original well; SW $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 3, T 23 S, R 32 E, W.M.; 660 FEET NORTH AND 510 FEET EAST FROM THE CENTER $\frac{1}{4}$ CORNER, SECTION 3, or its equivalent in case of rotation, measured at the well.

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2).

Pursuant to ORS 536.075 and OAR 137-004-080 and OAR 690-01-005 you may either petition for judicial review or petition the Director for reconsideration of this order.

The amount of water used for irrigation, together with the amount secured under any other right existing on the same lands, is limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

The use shall conform to any reasonable rotation system ordered by the proper state officer.

The authorized place of use is as follows:

SW¼ NE¼ 38.2 ACRES
SECTION 3
TOWNSHIP 23 SOUTH, RANGE 32 EAST, W.M.

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

The applicant proposes to change the point of appropriation to:

SW¼ NE¼, SECTION 3, T 23 S, R 32 E, W.M.; 1921 FEET SOUTH AND 684 FEET EAST FROM THE NW CORNER, SECTION 3.

THIS CHANGE TO AN EXISTING WATER RIGHT MAY BE MADE PROVIDED WHEN THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

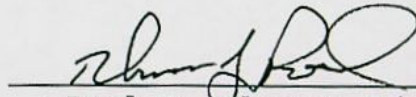
1. The proposed change shall be completed on or before October 1, 2005.
2. The quantity of water diverted at the new point of appropriation (well) shall not exceed the quantity of water lawfully available from the original point of appropriation.
3. PRIOR to the diverting of water at the new well the water user SHALL install an in-line flow meter for measuring and recording the quantity of water used. The type and plans of

the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

4. Water shall be acquired from the same aquifer as the original point of appropriation.

Certificate 55576 is canceled. When satisfactory proof of the completed change is received, a new certificate confirming this water right will be issued.

WITNESS the signature of the Water Resources
Director, affixed DEC 29 2003.


For Paul R. Cleary, Director



Oregon

John A. Kitzhaber, MD, 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.wrd.state.or.us

February 9, 2012

Robert N. Sharp
35468 highway 20 E.
Burns, Oregon 97720

Reference: Application G-16127, Permit G-15705 and transfer T-9479

The requested assignment from Delford and Nancy Corning to you cannot be performed at this time. The request listed more than one water right. Each water right to be assigned must be on a separate completed form and be accompanied by the required fee.

Your request and check are returned to you. I have enclosed a separate form for your use in separating the two water rights.

Sincerely,

Jerry Sauter
Water Rights Program Analyst
Water Right Services Division

Enclosure: original request and check, additional form

cc: files





Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97301-4172
503-378-3739
FAX 503-378-8130

July 7, 2003

Delford & Nancy Corning
71328 Foley Road
Burns, Oregon 97720

REFERENCE: Transfer 9479

On 06-25-2003 we received your water right transfer application requesting a change in Point of Appropriation for use of water from a Well. The application was accompanied by \$ 200.00. Our receipt 60812 is enclosed.

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

Your application will be examined to determine if additional information is needed. You will be contacted following this examination. If you have a specific reason why your application should be examined ahead of other applications, please send us a letter describing your reason. We may be able to examine your application ahead of others.

You may not use water for the new use, in the new place of use or from the new point of diversion until the transfer application has been approved. 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 transfer is approved, you will need to obtain consent from the buyer to complete the transfer.

We will notify you if additional information or corrections to the application or map are required.

If you have any questions, please call the Transfer Section, (503)378-3739.

cc: Watermaster #10, Mitch Lewis
CWRE #100, Chris Palmer
Cheryl Boles, American West Properties
Groundwater

enclosure



State of Oregon
Water Resources Department
 158 12th Street NE, Salem, OR 97310
 (503)378-8455 • (800)624-3199
 www.wrd.state.or.us

Application for Water Right Transfer

Please type or print in dark ink. If your application is found to be incomplete or inaccurate, we will return it to you. If any requested information does not apply to your application, insert "n/a." Please read and refer to the instructions when completing your application. Thank you.

APPLICATION FOR:

Please check one

- ☐ Water Right Transfer
 ☐ Temporary Transfer
 ☐ Permit Amendment
☐ Historic Point of Diversion Change
 ☐ Government Action Point of Diversion

1. APPLICANT INFORMATION

Name: Delford and Nancy Corning
First Last

Address: 71328 Foley Rd.

Burns OR 97720
City State Zip

Phone: 541-573-3213
Home Work Other

*Fax: _____ *E-Mail address: _____

*Optional information

2. TYPE OF CHANGE

- ☐ Use
 ☐ Place of Use
 ☒ Point of Diversion
 ☐ Point of Appropriation

Reason for change: Old Well caved in. New Well for same water rights

Is the land within an irrigation or other water district? ☒ Yes ☐ No

If yes, include district name: Harney Irrigation District # 10

For Department Use

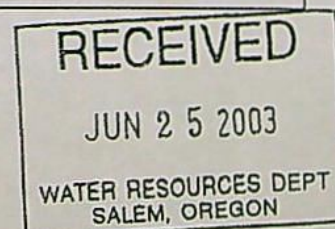
App. No. T-9479

Permit No. _____

Date _____

Transfer Application/ 1

06-25-03P01:38 RCVD



3. CURRENT WATER RIGHT INFORMATION

Name on Permit, Certificate, or Decree: William F. Thomasson

Decree: _____

☒ Not applicable

Permit Number: G-7764 Certificate Number: 55576

☐ Not applicable

☐ Not applicable

Priority Date: Aug 29 1977 Authorized Use: Irrigation

Source of Water: ground water County: Harney

Are there other sources listed on the water right? ☐ Yes ☒ No

Location of Authorized Point of Diversion or Point of Appropriation:

Coordinates (from recognized survey corner)	1/4 1/4 Section	Section	Township	Range
660 ft. N & 510 ft. E. from center 1/4 corner of Sec. 3	SW NE	03	23S	32E

Location of Authorized Place of Use:

Township	Range	Section	Government Lot or DIC	1/4 1/4 Section	Tax Lot Number	Acres (if appropriate)
23S	32E	03	2	SW NE	200	38.2
				NE		

Are there other lands described in the water right? ☐ Yes ☒ No

Are there other water rights or permits associated with this land? ☐ Yes ☒ No

If yes, include a copy of all rights or permits.

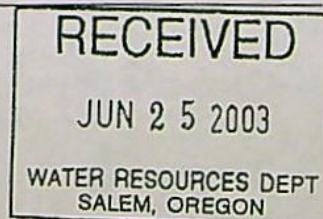
Description of general delivery system (ditch measurements, pump size, number of sprinklers, etc.):

8" casing to 75', 20 hp. submersible pump, used for flood irrigation.

System capacity (in cfs): .26

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Transfer Application/ 2



4. PROPOSED CHANGES TO THE WATER RIGHT

☐ **Change in Use:**

Proposed use: N/A

☒ **Change in Point of Diversion or Point of Appropriation:**

☒ **Change**

Old point of diversion or point of appropriation will not be used for this portion of the water right.

☐ **Additional**

Both old and new points of diversion or points of appropriation will be used for this portion of the water right.

Location of Proposed Point of Diversion or Point of Appropriation

Coordinates (from recognized survey corner)	1/4 1/4 Section	Section	Township	Range
1921 ft. S. & 684 E. from the N 1/4 corner of Sec. 3	SW NE	03	23S	32E

☐ **Change in Place of Use:**

Location of Proposed Place of Use

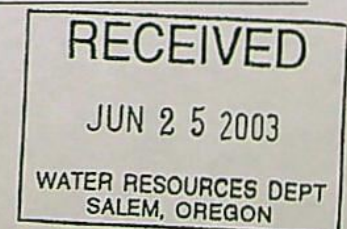
Township	Range	Section	Government Lot or DIC	1/4 1/4 Section	Tax Lot Number	Acres (if appropriate)
N/A						

Remarks: _____

will be purchasing equipment for wheelline irrigation.

T-9479

Transfer Application/ 3



5. LAND OWNERSHIP

Answer only
if for change
in **Use** or
Place of Use.

Use/Place of Use

Are the lands free of encumbrances? ☐ Yes ☐ No

If no, name of encumbrance holder: _____

If no, application must include written permission for the transfer from the encumbrance holder.

Answer only
if applicant
is **not** the
landowner.

Landowners

This section does not apply to water delivery entities authorized to act on behalf of their members, making permit amendment requests, or requests for changes in point of diversion or point of appropriation only.

Landowners: _____
(List all landowners shown on deed.)

Address(es): _____

City OR State Zip

Application must include notarized statements from all landowners shown on deed giving permission for the transfer. Use an extra sheet if necessary.

Answer only
if the receiving
landowner is
not the original
landowner or
the applicant.

Receiving Landowner

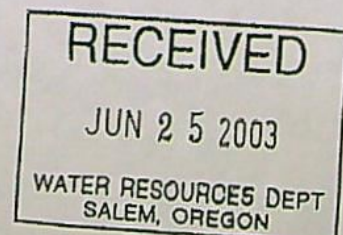
Name: _____

Address: _____

City OR State Zip

- ☐ The Department's records should be changed to show this landowner is responsible for completion of the changes. All notices and correspondence should be sent to this landowner.
- ☐ Applicant will remain responsible for completion of changes. Notices and correspondence should continue to be sent to applicant.

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6. EXHIBITS

Application may be rejected if all appropriate exhibits are not enclosed.

Land Use Information Form:

- ☒ Enclosed
- ☐ Not needed: (must meet the following four requirements)
- ① In EFU zone or irrigation district.
 - ② Change in place of use only.
 - ③ No structural changes needed, including diversion works, delivery facilities, other structures.
 - ④ Irrigation only.
- ☐ List all affected governments (city, county, state, tribal, federal):
- _____
- _____

Map:

- ☒ Water Right Transfer: *Must be prepared by a Certified Water Right Examiner.*
- ☐ All others: *Need not be prepared by a Certified Water Right Examiner.*

Deed:

- ☒ Must accompany all applications, except permit amendment requests.

Evidence of use within last five years, or not subject to forfeiture:

- ☒ Best evidence is an affidavit from a knowledgeable person describing the water use. Statements saying water was delivered or assessments/fees were paid are insufficient. Evidence must show actual use of the water for the authorized purpose, in the authorized place of use.

Water Well Reports:

- ☒ If application is for a change in point of appropriation or change from surface water to ground water, attach copies of all water well reports. If reports are not available, describe construction details including well depth, static water level, and information necessary to establish the ground water body developed or proposed to be developed.

Fees:

- ☒ Amount enclosed \$~~250~~ 260

See instruction book for fee schedule.

7. SIGNATURE

I (we) swear that I (we) have read the above application and the statements made are true and accurate.

Delford L. Corning DELFO RD L. CORNING 6-19-03
applicant signature name (print) date

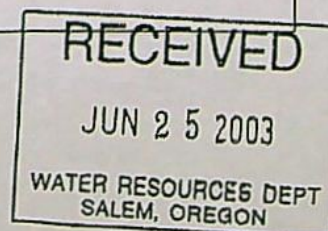
Nancy A. Corning Nancy A Corning 6-19-03
applicant signature name (print) date

Before you submit your application be sure you have:

- Answered each question completely.
- Attached a legible map which includes township, range, section, quarter/quarter and tax lot number.
- Included the necessary exhibits.
- Included a check payable to the Oregon Water Resources Department for the appropriate amount.

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Transfer Application/ 5



T-9479

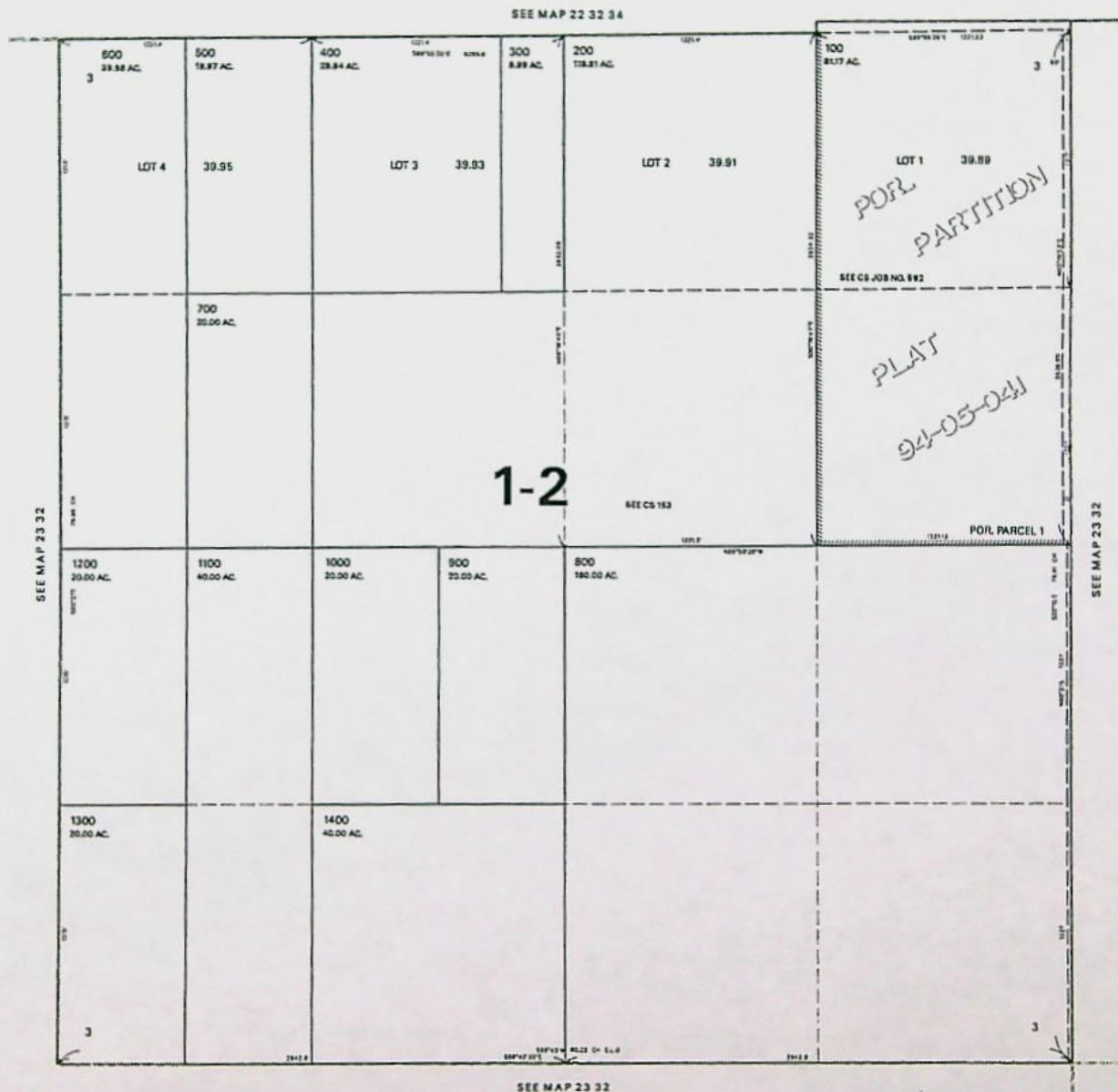
0 400 800
SCALE IN FEET

THIS MAP WAS PREPARED FOR
ASSESSMENT PURPOSE ONLY

SECTION 3 T.23S. R.32E. W.M.
HARNEY COUNTY
1"=400'

23 32 3

CANCELLED NO.
100M1



RECEIVED
JUN 25 2003
WATER RESOURCES DEPT
SALEM, OREGON

REVISED: GW
10/18/00

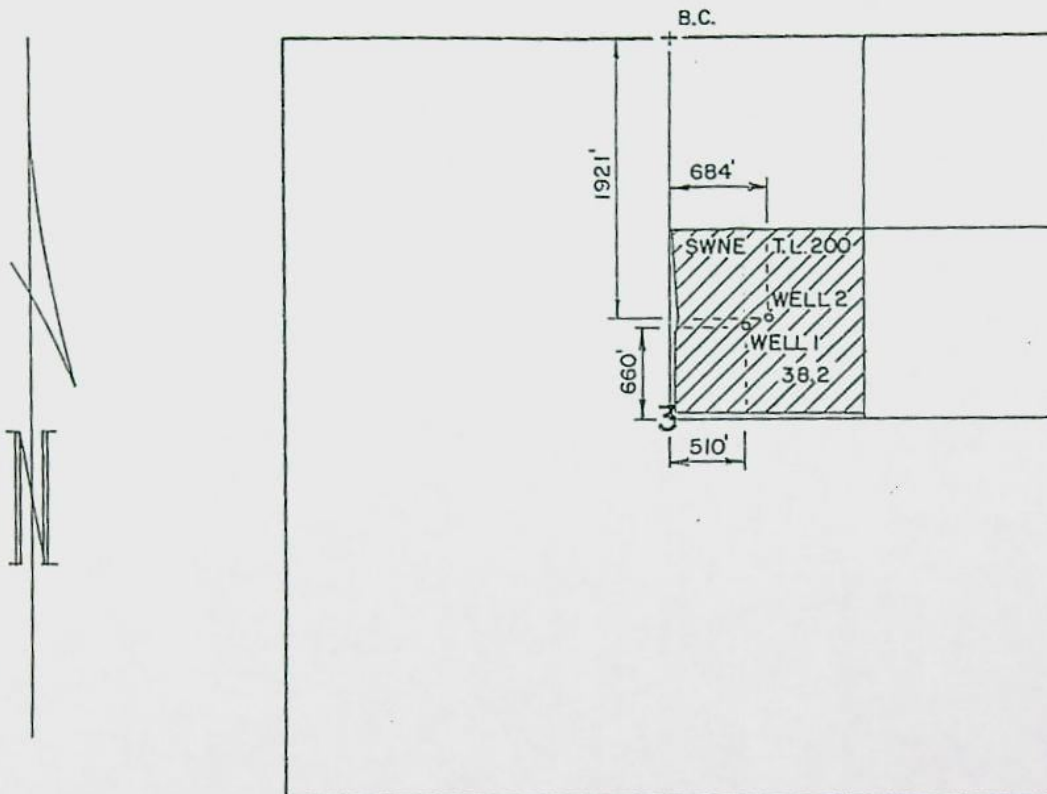
23 32 3

RECEIVED

JUN 3 0 2003

WATER RESOURCES DEPT.
SALEM, OREGON

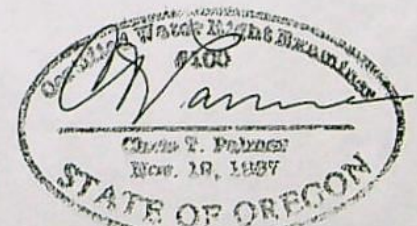
T 23 S, R 32 E, WM



UNDER CERT. 55576

WELL 1 - EXISTING POINT OF APPROPRIATION - TO BE ABANDONED
WELL 2 - NEW POINT OF APPROPRIATION

THE PURPOSE OF THIS MAP IS TO
IDENTIFY THE LOCATION OF THE
WATER RIGHT. IT IS NOT INTENDED
TO PROVIDE INFORMATION RELATIVE
TO THE LOCATION OF PROPERTY
OWNERSHIP.



T-9479

RENEW 1-1-2005

 RENEW 1-1-2005	WILLIAM H. & ROBIN E. GADBURY		
	<u>WATER RIGHT TRANSFER APPLICATION</u> <u>MAP</u>		
	Scale: 4" = 1 MILE	Date: MAY 2003	Job: 2147
	Dsn:		
Drn: CHRIS			
Ckd:	Sht. No. _____		
	of 1		

NOTICE TO WATER WELL CONTRACTOR
The original and first copy of this report
are to be filed with the

WATER RESOURCES DEPARTMENT
SALEM, OREGON 97310
within 30 days from the date
of well completion.

RECEIVED
WATER WELL REPORT
STATE OF OREGON
MAR 07 1979
(Please type or print)
WATER RESOURCES DEPARTMENT
SALEM, OREGON

Duplicate
Old Well State Well No. 235/32E-3
State Permit No. G-7744
Main 538

(1) OWNER:

Name William F. Thomasson
Address SR 2 - 14184 Hwy. 20
Burns, Oregon 97720

(2) TYPE OF WORK (check):

New Well ☒ Deepening ☐ Reconditioning ☐ Abandon ☐

If abandonment, describe material and procedure in Item 12.

(3) TYPE OF WELL:

Rotary ☐ Driven ☐
Cable ☒ Jetted ☐
Dug ☐ Bored ☐

(4) PROPOSED USE (check):

Domestic ☐ Industrial ☐ Municipal ☐
Irrigation ☒ Test Well ☐ Other ☐

CASING INSTALLED:

Threaded ☐ Welded ☐
8" Diam. from 0 ft. to 25 ft. Gage 125
" Diam. from ft. to ft. Gage
" Diam. from ft. to ft. Gage

PERFORATIONS:

Perforated? ☐ Yes ☒ No.

Type of perforator used

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?
Yield: gal./min. with ft. drawdown after hrs.
" " " " " "
" 18 gal. Barker " " "
Baller test 27 gal./min. with 10 ft. drawdown after 1 hrs.
Artesian flow g.p.m.

Temperature of water Depth artesian flow encountered ft.

(9) CONSTRUCTION:

Well seal—Material used Cement
Well sealed from land surface to 18 ft ft.
Diameter of well bore to bottom of seal 12 in.
Diameter of well bore below seal 8 in.
Number of sacks of cement used in well seal 5 sacks
How was cement grout placed? Mixed & poured in

Was a drive shoe used? ☐ Yes ☒ No Plugs Size: location ft.
Did any strata contain unusable water? ☐ Yes ☐ No
Type of water? depth of strata
Method of sealing strata off
Was well gravel packed? ☐ Yes ☐ No Size of gravel:
Gravel placed from ft. to ft.

(10) LOCATION OF WELL:

County Harney Driller's well number
SW 1/4 NE 1/4 Section 3 T. 23 SR. 32 E W
Bearing and distance from section or subdivision corner
1990' and 220' West NE corner
Sec. 3

(11) WATER LEVEL: Completed well.

Depth at which water was first found 16
Static level ft. below land surface. Date
Artesian pressure lbs. per square inch. Date

(12) WELL LOG:

Diameter of well below casing

Depth drilled 220 ft. Depth of completed well 220

Formation: Describe color, texture, grain size and structure of material and show thickness and nature of each stratum and aquifer penetrated with at least one entry for each change of formation. Report each change position of Static Water Level and indicate principal water-bearing strata.

MATERIAL	From	To	SW.
Loamy clay	0	5	
Sand + clay	5	10	
clay	10	16	
Black silt + sand	16	30	
Light brown muck	30	40	
water - coarse gravel	40	50	
Gray silt + fine sand - clay	50	70	
Hard clay	70	75	
Soft gray ash	75	85	
Brown sand + some clay	85	105	
Rock + sand	105	118	
Brown clay	118	133	
Brown clay + sand	133	145	
Blue clay	145	150	
Blue clay - water - sand	150	160	
Blue clay	160	175	
Sand + clay	175	180	
Sandstone + Blue clay	180	195	
Black sand + clay	195	220	

Work started 19 Completed 11-10 19
Date well drilling machine moved off of well 19

Drilling Machine Operator's Certification:

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

[Signed] _____ Date _____, 19__
(Drilling Machine Operator)

Drilling Machine Operator's License No. _____

Water Well Contractor's Certification:

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

Name W. F. Thomasson
(Person, firm or corporation) (Type or print)

Address _____

[Signed] _____

Contractor's License No. _____ Date _____, 19__

RECEIVED

JUN 25 2003

WATER RESOURCES DEPT

T-9479

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

Instructions for completing this report are on the last page of this form. WATER RESOURCES DEPT.

RECEIVED
HARV
50052
New Well

JUL 18 1996

23S/32E/03AC

(START CARD) # 83806

(1) OWNER: Well Number 103156
Name Bill Gadbury
Address Hc 141 84 Hwy 20
City Burns State OR Zip 97720

(2) TYPE OF WORK
☒ New Well ☐ Deepening ☐ Alteration (repair/recondition) ☐ Abandonment

(3) DRILL METHOD:
☐ Rotary Air ☐ Rotary Mud ☒ Cable ☐ Auger
☐ Other

(4) PROPOSED USE:
☐ Domestic ☐ Community ☐ Industrial ☒ Irrigation
☐ Thermal ☐ Injection ☐ Livestock ☐ Other

(5) BORE HOLE CONSTRUCTION:
Special Construction approval ☐ Yes ☒ No Depth of Completed Well 225 ft.
Explosives used ☐ Yes ☒ No Type _____ Amount _____

HOLE SEAL
Diameter From To Material From To Sacks or pounds
14 0 18 bentonite 0 18 14 sacks
10 18 225

How was seal placed: Method ☐ A ☐ B ☐ C ☐ D ☐ E
☒ Other poured dry and tamped
Backfill placed from _____ ft. to _____ ft. Material _____
Gravel placed from _____ ft. to _____ ft. Size of gravel _____

(6) CASING/LINER:
Diameter From To Gauge Steel Plastic Welded Threaded
Casing 10 +1 96.250 ☒ ☐ ☒ ☐
Liner: ☐ ☐ ☐ ☐ ☐ ☐

Final location of shoe(s) _____

(7) PERFORATIONS/SCREENS:
☐ Perforations Method _____
☐ Screens Type _____ Material _____
From To Slot size Number Diameter Tele/pipe size Casing Liner
☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐

(8) WELL TESTS: Minimum testing time is 1 hour

☒ Pump ☐ Bailer ☐ Air ☐ Flowing
Yield gal/min Drawdown Drill stem at Time
500 50 90 6hr.

Temperature of water 60 Depth Artesian Flow Found _____
Was a water analysis done? ☐ NO ☐ Yes By whom _____
Did any strata contain water not suitable for intended use? ☐ Too little
☐ Salty ☐ Muddy ☐ Odor ☐ Colored ☐ Other _____
Depth of strata: _____

(9) LOCATION OF WELL by legal description:

County Harney Latitude _____ Longitude _____
Township 23S N or S Range 32 E E or W. WM.
Section 3 SW 1/4 NE 1/4
Tax Lot 200 Lot _____ Block _____ Subdivision _____
Street Address of Well (or nearest address) HC14184 Hwy 20

(10) STATIC WATER LEVEL:
20 ft. below land surface. Date 7-11-96
Artesian pressure _____ lb. per square inch. Date _____

(11) WATER BEARING ZONES:
Depth at which water was first found 20

From	To	Estimated Flow Rate	SWL
<u>20</u>	<u>92</u>	<u>500</u>	<u>20</u>
<u>150</u>	<u>218</u>	<u>500</u>	<u>20</u>

(12) WELL LOG:
Ground Elevation _____

Material	From	To	SWL
<u>topsoil clay loam</u>	<u>0</u>	<u>2</u>	
<u>clay brn</u>	<u>2</u>	<u>6</u>	
<u>clay/sand, fine</u>	<u>6</u>	<u>10</u>	
<u>clay, brn</u>	<u>10</u>	<u>20</u>	
<u>clay, grey</u>	<u>20</u>	<u>28</u>	<u>20</u>
<u>clay, brn</u>	<u>28</u>	<u>35</u>	
<u>sand, fine/clay, brn</u>	<u>35</u>	<u>56</u>	
<u>sand/gravel, med</u>	<u>56</u>	<u>66</u>	
<u>sand/fine</u>	<u>66</u>	<u>70</u>	
<u>sand, med, coarse</u>	<u>70</u>	<u>92</u>	
<u>silt, hard</u>	<u>92</u>	<u>102</u>	
<u>silt/clay, brn</u>	<u>102</u>	<u>107</u>	
<u>clay/silt brn</u>	<u>107</u>	<u>150</u>	
<u>sandstone, brn</u>	<u>150</u>	<u>189</u>	<u>20</u>
<u>claystone brn</u>	<u>189</u>	<u>201</u>	
<u>clay/claystone grey</u>	<u>201</u>	<u>215</u>	
<u>sandstone brn</u>	<u>215</u>	<u>218</u>	
<u>clay/sand brn</u>	<u>218</u>	<u>225</u>	

Date started 7-2-96 Completed 7-11-96

(unbonded) Water Well Constructor Certification:
I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.

WWC Number _____
Signed _____ Date _____

(bonded) Water Well Constructor Certification:
I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.

WWC Number 1424
Signed Timothy K. Rely Date 7-14-96

ORIGINAL & FIRST COPY-WATER RESOURCES DEPARTMENT SECOND COPY-CONSTRUCTOR THIRD COPY-CUSTOMER

T-9479

RECEIVED
JUN 25 2003
WATER RESOURCES DEPT
SALEM, OREGON

STATE OF OREGON

COUNTY OF

HARNEY

CERTIFICATE OF WATER RIGHT

This is to certify, That WILLIAM F. THOMASSON

of Star Rt. 2, 14184 Hwy. 20, Burns, State of OR 97720, has made
proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of
a well

a tributary of Ninemile Slough (Malheur Lake) for the purpose of
irrigation of 38.2 acres

under Permit No. G-7764 and that said right to the use of said waters has been perfected in
accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from
August 29, 1977

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is
limited to an amount actually beneficially used for said purposes, and shall not exceed
0.26 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the well. The well is
located in the SW 1/4 NE 1/4, Section 3, T23S, R32E, WM; 660
feet North and 510 feet East from Center 1/4 corner Section 3.

The amount of water used for irrigation, together with the amount secured under any other right
existing for the same lands, shall be limited to one-eightieth of one cubic foot per second
per acre, or its equivalent for each acre irrigated and shall be
further limited to a diversion of not to exceed 3.0 acre-feet per acre for
each acre irrigated during the irrigation season of each year,

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

A description of the place of use under the right hereby confirmed, and to which such right is
appurtenant, is as follows:

38.2 acres SW 1/4 NE 1/4
Section 3
Township 23 South, Range 32 East, WM

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein
described.

WITNESS the signature of the Water Resources Director, affixed

this date. February 11, 1987

/s/ William H. Young

Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 51, page 55576

7461D/SA

G-8415

T-9479 A POA

T

T - 9479

T-9479
e reg

Name Delford & Nancy Corning
 By _____
 Address 71328 Foley Rd
Burns OR 97720
541-573-3213

Change in POA
 Date filed 6-25-03
 Date of hearing _____
 Place of hearing _____
 Date of order _____ Vol. _____, page _____
 Date for application of water _____
 Proof mailed _____
 Proof received _____
 Certificate issued _____ Vol. _____, page _____

DESCRIPTION OF WATER RIGHT

Name of stream Well
 Trib. of Namike Slough County of Harney
 Use Irrigation
 Quantity of water _____ No. of acres _____
 Name of ditch _____
 Date of priority 8-29-1977
 In name of William F. Thomasson
 _____ Adjudication, Vol. _____, page _____
 App. No. G-8415 Per. No. G-7764 Cert. No. 55576
 Certificate cancelled _____
 Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>6/25/03</u>	<u>200.00</u>	<u>60812</u>
TOTAL . . .		
	Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.

REMARKS

NOID
CWRE #100 / Chris Palmer
 cc: Cheryl Bates; Harney West Prop. 320 S. Hwy 395, Harney OR, 97732

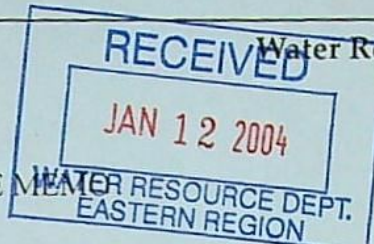
Send to: e reg
 Watermaster #: 10
 QDW # 8
 GW ☒ Yes ☐ No



Oregon

John A. Kitzhaber, M.D., Governor

INTEROFFICE



Water Resources Department
Commerce Building
158 12th Street NE
Salem, OR 97301-4172
(503) 378-3739
FAX (503) 378-8130

FORWARD TO:

Carrie Jones

DATE: 7-3-03

FIELD PROCESSOR WORKING ON THIS TRANSFER

FROM:

WATERMASTER, DISTRICT # _____

✓ GROUNDWATER SECTION

(SIGNATURE)

Michael Zwart
signed by injury reviewer

date signed 12/1/04

SUBJECT: WATER RIGHT TRANSFER # 9479

A change in: POU POD POA USE of water.

In the name(s) of Delford & Nancy Corning

In my opinion (assuming the right is valid), the proposed change

✓ MAY BE MADE WITHOUT INJURY right.

*The approval of this transfer a

Previous memo to file
in September 2003

The existing right may not be val

Headgate notices HAVE HAV
serve(s) this right.

If for change in point of diversion, is there any intervening point(s) for diversion between the authorized and proposed points of diversion? (Yes or No) _____

In my opinion, the order approving the subject transfer application should include the following in regard to the appropriator installing suitable measuring devices in the diversion works:

_____ (1) PRIOR to the diverting of water at the new point of diversion . . .

_____ (2) WHEN IN the judgement of the watermaster it becomes necessary . . .

The enclosed copy of the transfer application and map(s) is for your records.

RECEIVED

JAN 14 2004

WATER RESOURCES DEPT.
SALEM, OREGON

wmtrans.frm

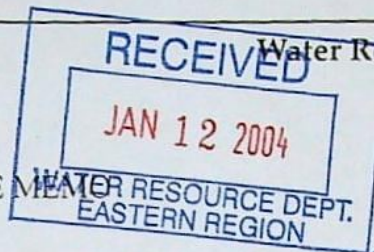
*Hi Sarah;
Could you put this
in the file # 9479?
Thanks Carrie*



Oregon

John A. Kitzhaber, M.D., Governor

INTEROFFICE MEMO WATER RESOURCE DEPT.
EASTERN REGION



Water Resources Department
Commerce Building
158 12th Street NE
Salem, OR 97301-4172
(503) 378-3739
FAX (503) 378-8130

FORWARD TO:



Carrie Jones

DATE: 7-3-03

FIELD PROCESSOR WORKING ON THIS TRANSFER

FROM:

_____ WATERMASTER, DISTRICT # _____

✓ _____ GROUNDWATER SECTION

(SIGNATURE)

Michael Zwart
signed by injury reviewer

date signed 12/1/2/04

SUBJECT: WATER RIGHT TRANSFER # 9479

A change in: POU POD POA USE of water.

In the name(s) of Delford & Nancy Corning

In my opinion (assuming the right is valid), the proposed change

✓ MAY BE MADE WITHOUT INJURY WOULD RESULT IN INJURY* to an existing water right.

*The approval of this transfer application would result in injury to other water rights because _____

Previous memo to file indicates that I reviewed the proposal in September 2003, but applicants are changed from that time.

The existing right may not be valid because _____

Headgate notices HAVE HAVE NOT Been issued for diversion from the source(s) which serve(s) this right.

If for change in point of diversion, is there any intervening point(s) for diversion between the authorized and proposed points of diversion? (Yes or No) _____

In my opinion, the order approving the subject transfer application should include the following in regard to the appropriator installing suitable measuring devices in the diversion works:

_____ (1) PRIOR to the diverting of water at the new point of diversion . . .

_____ (2) WHEN IN the judgement of the watermaster it becomes necessary . . .

The enclosed copy of the transfer application and map(s) is for your records.

RECEIVED

JAN 14 2004

WATER RESOURCES DEPT.
SALEM, OREGON

wmtrans.frm

**OREGON WATER RESOURCES DEPARTMENT
INTEROFFICE MEMO**

To: Ground Water Files Date: September 29, 2003

From: Michael J. Zwart

Subject: Application Review: T-9479, William H. and Robin E. Gadbury

This application proposes replacement of the original POA (HARN 538) with a new POA (HARN 50052). Both wells develop the same aquifer (source).

I find that the proposed change may be made without injury provided the following: the right is valid and the Watermaster can approve the proposal.



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97301-4172
503-378-3739
FAX 503-378-8130

July 7, 2003

Delford & Nancy Corning
71328 Foley Road
Burns, Oregon 97720

REFERENCE: Transfer 9479

On 06-25-2003 we received your water right transfer application requesting a change in Point of Appropriation for use of water from a Well. The application was accompanied by \$ 200.00. Our receipt 60812 is enclosed.

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

Your application will be examined to determine if additional information is needed. You will be contacted following this examination. If you have a specific reason why your application should be examined ahead of other applications, please send us a letter describing your reason. We may be able to examine your application ahead of others.

You may not use water for the new use, in the new place of use or from the new point of diversion until the transfer application has been approved. 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 transfer is approved, you will need to obtain consent from the buyer to complete the transfer.

We will notify you if additional information or corrections to the application or map are required.

If you have any questions, please call the Transfer Section, (503)378-3739.

cc: Watermaster #10, Mitch Lewis
CWRE #100, Chris Palmer
Cheryl Boles, American West Properties
Groundwater

enclosure



State of Oregon
Water Resources Department
 158 12th Street NE, Salem, OR 97310
 (503)378-8455 • (800)624-3199
 www.wrd.state.or.us

Application for Water Right Transfer

Please type or print in dark ink. If your application is found to be incomplete or inaccurate, we will return it to you. If any requested information does not apply to your application, insert "n/a." Please read and refer to the instructions when completing your application. Thank you.

APPLICATION FOR:

Please check one

- ☐ Water Right Transfer
 ☐ Temporary Transfer
 ☐ Permit Amendment
☐ Historic Point of Diversion Change
 ☐ Government Action Point of Diversion

1. APPLICANT INFORMATION

Name: Delford and Nancy Corning
First Last

Address: 71328 Foley Rd.
Burns OR 97720
City State Zip

Phone: 541-573-3213
Home Work Other

*Fax: _____ *E-Mail address: _____

*Optional information

2. TYPE OF CHANGE

- ☐ Use
 ☐ Place of Use
 ☒ Point of Diversion
 ☐ Point of Appropriation

Reason for change: Old Well caved in. New Well for same water rights

Is the land within an irrigation or other water district? ☒ Yes ☐ No

If yes, include district name: Harney Irrigation District # 10

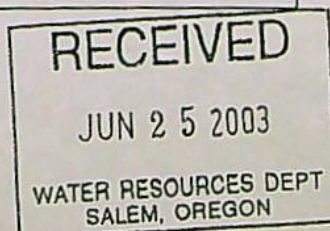
For Department Use

App. No. T-9479

Permit No. _____ Date _____

Transfer Application/ 1

06-25-03P01:38 RCVD



3. CURRENT WATER RIGHT INFORMATION

Name on Permit, Certificate, or Decree: William F. Thomasson

Decree: _____

☒ Not applicable

Permit Number: G-7764 Certificate Number: 55576

☐ Not applicable ☐ Not applicable

Priority Date: Aug 29 1977 Authorized Use: Irrigation

Source of Water: ground water County: Harney

Are there other sources listed on the water right? ☐ Yes ☒ No

Location of Authorized Point of Diversion or Point of Appropriation:

Coordinates (from recognized survey corner)	1/4 1/4 Section	Section	Township	Range
660 ft. N & 510 ft. E. from center 1/4 corner of Sec. 3	SW NE	03	23S	32E

Location of Authorized Place of Use:

Township	Range	Section	Government Lot or DIC	1/4 1/4 Section	Tax Lot Number	Acres (if appropriate)
23S	32E	03	2	SW NE	200	38.2
				NE		

Are there other lands described in the water right? ☐ Yes ☒ No

Are there other water rights or permits associated with this land? ☐ Yes ☒ No

If yes, include a copy of all rights or permits.

Description of general delivery system (*ditch measurements, pump size, number of sprinklers, etc.*):

8" casing to 75', 20 hp. submersible pump, used for flood irrigation.

System capacity (in cfs): .26

T-9479

Transfer Application/ 2

RECEIVED

JUN 25 2003

WATER RESOURCES DEPT
SALEM, OREGON

4. PROPOSED CHANGES TO THE WATER RIGHT

☐ **Change in Use:**

Proposed use: N/A

☒ **Change in Point of Diversion or Point of Appropriation:**

☒ **Change**

Old point of diversion or point of appropriation will not be used for this portion of the water right.

☐ **Additional**

Both old and new points of diversion or points of appropriation will be used for this portion of the water right.

Location of Proposed Point of Diversion or Point of Appropriation

Coordinates (from recognized survey corner)	1/4 1/4 Section	Section	Township	Range
1921 ft. S. & 684 E. from the N 1/4 corner of Sec. 3	SW NE	03	23S	32E

☐ **Change in Place of Use:**

Location of Proposed Place of Use

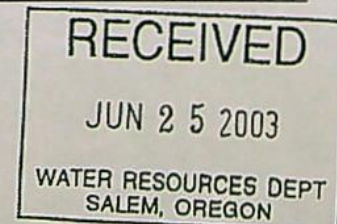
Township	Range	Section	Government Lot or DIC	1/4 1/4 Section	Tax Lot Number	Acres (if appropriate)
N/A						

Remarks: _____

will be purchasing equipment for wheelline irrigation.

T-9479

Transfer Application/ 3



5. LAND OWNERSHIP

Answer only
if for change
in Use or
Place of Use.

Use/Place of Use

Are the lands free of encumbrances? ☐ Yes ☐ No

If no, name of encumbrance holder: _____

If no, application must include written permission for the transfer from the encumbrance holder.

Answer only
if applicant
is **not** the
landowner.

Landowners

This section does not apply to water delivery entities authorized to act on behalf of their members, making permit amendment requests, or requests for changes in point of diversion or point of appropriation only.

Landowners: _____

(List all landowners shown on deed.)

Address(es): _____

City State Zip

Application must include notarized statements from all landowners shown on deed giving permission for the transfer. Use an extra sheet if necessary.

Answer only
if the receiving
landowner is
not the original
landowner or
the applicant.

Receiving Landowner

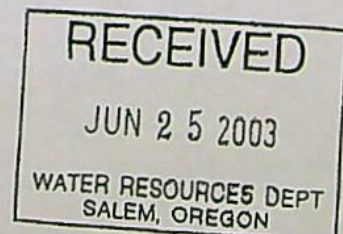
Name: _____

Address: _____

City State Zip

- ☐ The Department's records should be changed to show this landowner is responsible for completion of the changes. All notices and correspondence should be sent to this landowner.
- ☐ Applicant will remain responsible for completion of changes. Notices and correspondence should continue to be sent to applicant.

T-9479



6. EXHIBITS

Application may be rejected if all appropriate exhibits are not enclosed.

Land Use Information Form:

- ☒ Enclosed
- ☐ Not needed: (must meet the following four requirements)
- ① In EFU zone or irrigation district.
 - ② Change in place of use only.
 - ③ No structural changes needed, including diversion works, delivery facilities, other structures.
 - ④ Irrigation only.
- ☐ List all affected governments (city, county, state, tribal, federal):
- _____
- _____

Map:

- ☒ Water Right Transfer: *Must be prepared by a Certified Water Right Examiner.*
- ☐ All others: *Need not be prepared by a Certified Water Right Examiner.*

Deed:

- ☒ Must accompany all applications, except permit amendment requests.

Evidence of use within last five years, or not subject to forfeiture:

- ☒ Best evidence is an affidavit from a knowledgeable person describing the water use. Statements saying water was delivered or assessments/fees were paid are insufficient. Evidence must show actual use of the water for the authorized purpose, in the authorized place of use.

Water Well Reports:

- ☒ If application is for a change in point of appropriation or change from surface water to ground water, attach copies of all water well reports. If reports are not available, describe construction details including well depth, static water level, and information necessary to establish the ground water body developed or proposed to be developed.

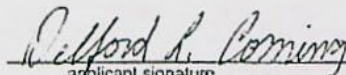
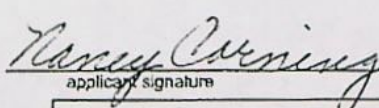
Fees:

- ☒ Amount enclosed \$~~250~~ 260

See instruction book for fee schedule.

7. SIGNATURE

I (we) swear that I (we) have read the above application and the statements made are true and accurate.

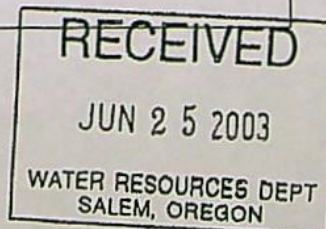
	<u>DEL FORD L. CORNING</u>	<u>6-19-03</u>
applicant signature	name (print)	date
	<u>Nancy A Corning</u>	<u>6-19-03</u>
applicant signature	name (print)	date

Before you submit your application be sure you have:

- Answered each question completely.
- Attached a legible map which includes township, range, section, quarter/quarter and tax lot number.
- Included the necessary exhibits.
- Included a check payable to the Oregon Water Resources Department for the appropriate amount.

T-9479

Transfer Application/ 5



7-9479

THIS MAP WAS PREPARED FOR
ASSESSMENT PURPOSE ONLY

SECTION 3 T.23S. R.32E. W.M.
HARNEY COUNTY

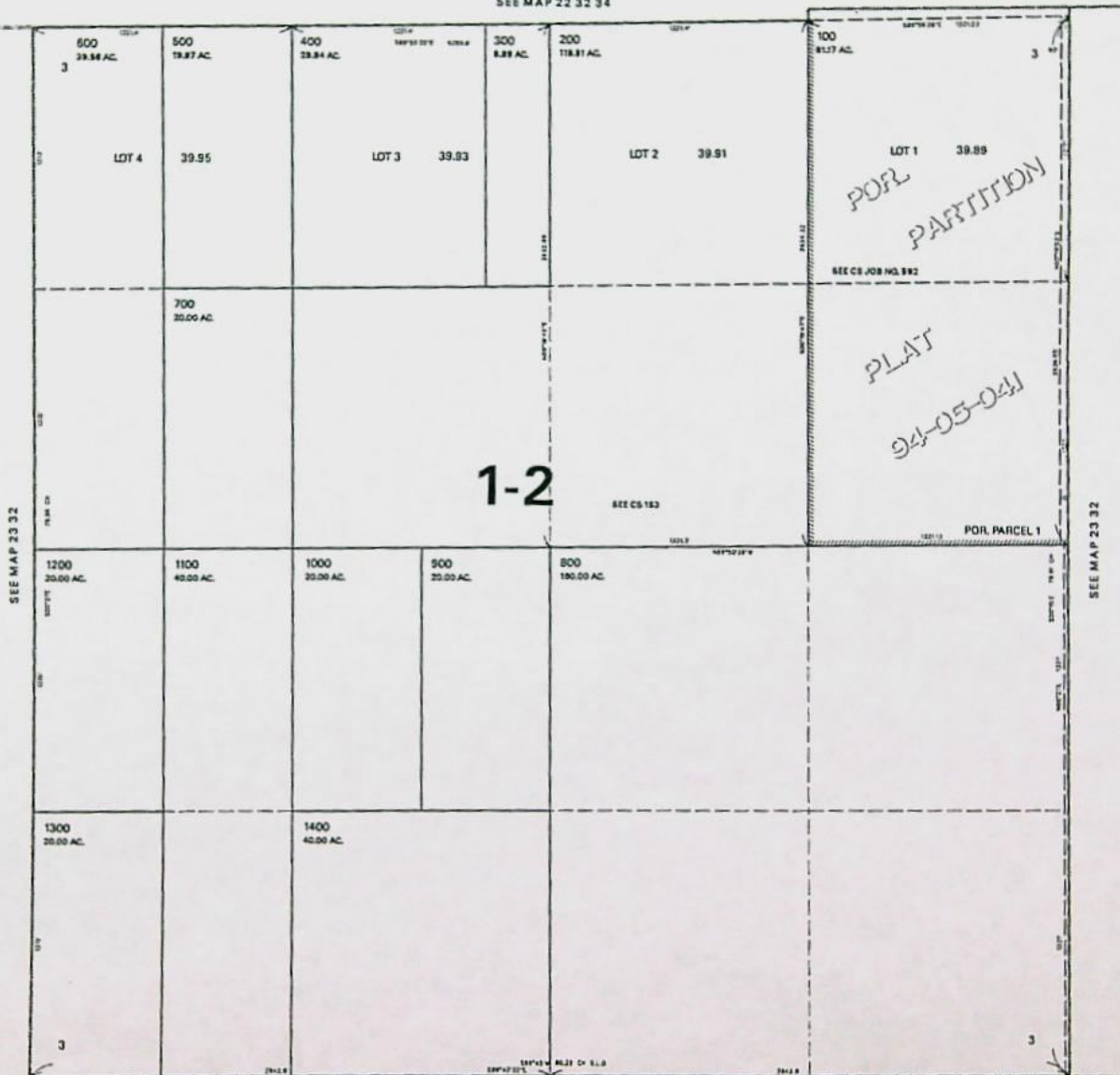
1" = 400'

23 32 3

CANCELLED NO.
100M1

0 400 800
SCALE IN FEET

SEE MAP 22 32 34



SEE MAP 23 32

REVISED: GW
10/16/00

23 32 3

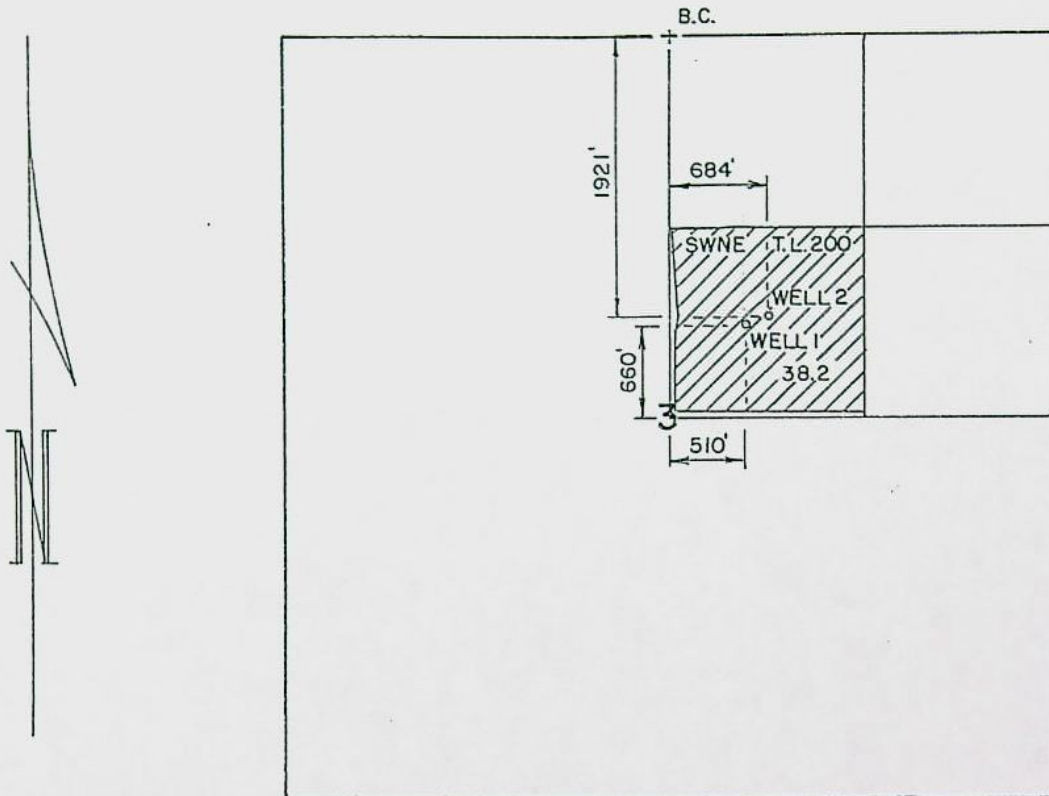
RECEIVED
JUN 2 5 2003
WATER RESOURCES DEPT
SALEM, OREGON

RECEIVED

JUN 3 0 2003

WATER RESOURCES DEPT.
SALEM, OREGON

T 23 S, R 32 E, WM



UNDER CERT. 55576

WELL 1 - EXISTING POINT OF APPROPRIATION - TO BE ABANDONED
WELL 2 - NEW POINT OF APPROPRIATION

THE PURPOSE OF THIS MAP IS TO
IDENTIFY THE LOCATION OF THE
WATER RIGHT. IT IS NOT INTENDED
TO PROVIDE INFORMATION RELATIVE
TO THE LOCATION OF PROPERTY
OWNERSHIP.



T-9479

RENEW 1-1-2005

WILLIAM H. & ROBIN E. GADBURY

WATER RIGHT TRANSFER APPLICATION
MAP

Scale: 4" = 1 MILE

Date: MAY 2003

Job: 2147

Dsn:

Drn: CHRIS

Ckd:

MAP's

M.A. PALMER & SONS, INC.
ENGINEERING & SURVEYING
711 Ponderosa Village • Box 61
Burns, Oregon 97720

Sht. No.

of 1



NOTICE TO WATER WELL CONTRACTOR
The original and first copy of this report
are to be filed with the

RECEIVED

WATER WELL REPORT

Duplicate

WATER RESOURCES DEPARTMENT
SALEM, OREGON 97310
within 30 days from the date
of well completion.

MAR 07 1979

STATE OF OREGON
(Please type or print)

Old Well

State Well No.

235/32E-3

State Permit No.

G-7744

WATER RESOURCES DEPARTMENT

SALEM, OREGON

(1) OWNER:

Name William F. Thomasson

Address SR 2 - 14184 Hwy. 20
Burns, Oregon 97720

(2) TYPE OF WORK (check):

New Well ☒ Deepening ☐ Reconditioning ☐ Abandon ☐

If abandonment, describe material and procedure in Item 12.

(3) TYPE OF WELL:

Rotary ☐ Driven ☐
Cable ☒ Jetted ☐
Dug ☐ Bored ☐

(4) PROPOSED USE (check):

Domestic ☐ Industrial ☐ Municipal ☐
Irrigation ☒ Test Well ☐ Other ☐

CASING INSTALLED:

Threaded ☐ Welded ☐

8" Diam. from 0 ft. to 75' ft. Gage 125'
" Diam. from ft. to ft. Gage
" Diam. from ft. to ft. Gage

PERFORATIONS:

Perforated? ☐ Yes ☒ No.

Type of perforator used

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?

Yield: gal./min. with ft. drawdown after hrs.

18 gal. Bailor
Bailer test 27 gal./min. with 10 ft. drawdown after 1 hrs.

Artesian flow g.p.m.

Temperature of water Depth artesian flow encountered ft.

(9) CONSTRUCTION:

Well seal—Material used Cement

Well sealed from land surface to 18 ft ft.

Diameter of well bore to bottom of seal 12 in.

Diameter of well bore below seal 8 in.

Number of sacks of cement used in well seal 5 sacks

How was cement grout placed? Mixed & poured in

Was a drive shoe used? ☐ Yes ☒ No Plugs Size: location ft.

Did any strata contain unusable water? ☐ Yes ☐ No

Type of water? depth of strata

Method of sealing strata off

Was well gravel packed? ☐ Yes ☐ No Size of gravel:

Gravel placed from ft. to ft.

(10) LOCATION OF WELL:

County Harney Driller's well number

SW 1/4 NE 1/4 Section 3 T. 23 S. R. 32 E W

Bearing and distance from section or subdivision corner

1990' and 220' West NE corner
Sec. 3

(11) WATER LEVEL: Completed well.

Depth at which water was first found 16

Static level ft. below land surface. Date

Artesian pressure lbs. per square inch. Date

(12) WELL LOG:

Diameter of well below casing

Depth drilled 220 ft. Depth of completed well 220

Formation: Describe color, texture, grain size and structure of material and show thickness and nature of each stratum and aquifer penetrated with at least one entry for each change of formation. Report each change position of Static Water Level and indicate principal water-bearing stratum.

MATERIAL	From	To	SW.
Loamy clay	0	5	
Sand & clay	5	10	
clay	10	16	
Black silt & sand	16	30	
Light brown muck	30	40	
Water - coarse gravel	40	50	
Gray silt & fine sand - clay	50	70	
Hard clay	70	75	
Soft gray ash	75	85	
Brown sand & some clay	85	105	
Rock & sand	105	118	
Brown clay	118	133	
Brown clay & sand	133	145	
Blue clay	145	150	
Blue clay - water - sand	150	160	
Blue clay	160	175	
Sand & clay	175	180	
Sandstone & Blue clay	180	195	
Black sand & clay	195	220	

Work started 19 Completed 11-10 19

Date well drilling machine moved off of well 19

Drilling Machine Operator's Certification:

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

(Drilling Machine Operator)

Drilling Machine Operator's License No.

Water Well Contractor's Certification:

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

Name W. F. Thomasson

(Person, firm or corporation)

(Type or print)

Address

[Signed]

Contractor's License No. Date 19

JUN 25 2003

WATER RESOURCES DEPT

T-9479

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

Instructions for completing this report are on the last page of this form. WATER RESOURCES DEPT.

(1) OWNER: Well Number 103156
Name Bill Cadbury
Address Hc 141 84 Hwy 20
City BURNS State OR Zip 97720

(2) TYPE OF WORK
☒ New Well ☐ Deepening ☐ Alteration (repair/recondition) ☐ Abandonment

(3) DRILL METHOD:
☐ Rotary Air ☐ Rotary Mud ☒ Cable ☐ Auger
☐ Other

(4) PROPOSED USE:
☐ Domestic ☐ Community ☐ Industrial ☒ Irrigation
☐ Thermal ☐ Injection ☐ Livestock ☐ Other

(5) BORE HOLE CONSTRUCTION:
Special Construction approval ☐ Yes ☒ No Depth of Completed Well 225 ft.
Explosives used ☐ Yes ☒ No Type _____ Amount _____

HOLE SEAL
Diameter From To Material From To Sacks or pounds
14 0 18 bentonite 0 18 14 sacks
10 18 225

How was seal placed: Method ☐ A ☐ B ☐ C ☐ D ☐ E
☒ Other poured dry and tamped
Backfill placed from _____ ft. to _____ ft. Material _____
Gravel placed from _____ ft. to _____ ft. Size of gravel _____

(6) CASING/LINER:
Diameter From To Gauge Steel Plastic Welded Threaded
Casing: 10 +1 96.250 ☒ ☐ ☒ ☐
Liner: _____ ☐ ☐ ☐ ☐

Final location of shoe(s) _____
(7) PERFORATIONS/SCREENS:
☐ Perforations Method _____
☐ Screens Type _____ Material _____
From To Slot size Number Diameter Tele/pipe size Casing Liner

(8) WELL TESTS: Minimum testing time is 1 hour
☒ Pump ☐ Bailor ☐ Air ☐ Flowing
Yield gal/min Drawdown Drill stem at Time
500 50 90 6hr.
Temperature of water 60 Depth Artesian Flow Found _____
Was a water analysis done? ☐ No ☐ Yes By whom _____
Did any strata contain water not suitable for intended use? ☐ Too little
☐ Salty ☐ Muddy ☐ Odor ☐ Colored ☐ Other _____
Depth of strata: _____

RECEIVED

23S/32E/03AC

JUL 18 1996

(START CARD) # 83806

SALEM, OREGON

(9) LOCATION OF WELL by legal description:
County Hernsey Latitude _____ Longitude _____
Township 23S N or S Range 32 E E or W. WM.
Section 3 SW 1/4 NE 1/4
Tax Lot 200 Lot _____ Block _____ Subdivision _____
Street Address of Well (or nearest address) HC14184 Hwy 20

(10) STATIC WATER LEVEL:
20 ft. below land surface. Date 7-11-96
Artesian pressure _____ lb. per square inch. Date _____

(11) WATER BEARING ZONES:
Depth at which water was first found 20

From	To	Estimated Flow Rate	SWL
<u>20</u>	<u>92</u>	<u>500</u>	<u>20</u>
<u>150</u>	<u>218</u>	<u>500</u>	<u>20</u>

(12) WELL LOG:
Ground Elevation _____

Material	From	To	SWL
<u>topsoil clay loam</u>	<u>0</u>	<u>2</u>	
<u>clay brn</u>	<u>2</u>	<u>6</u>	
<u>clay/sand, fine</u>	<u>6</u>	<u>10</u>	
<u>clay, brn</u>	<u>10</u>	<u>20</u>	
<u>clay, grey</u>	<u>20</u>	<u>28</u>	<u>20</u>
<u>clay, brn</u>	<u>28</u>	<u>35</u>	
<u>sand, fine/clay, brn</u>	<u>35</u>	<u>56</u>	
<u>sand/gravel, med</u>	<u>56</u>	<u>66</u>	
<u>sand/fine</u>	<u>66</u>	<u>70</u>	
<u>sand, med, coarse</u>	<u>70</u>	<u>92</u>	
<u>silt, hard</u>	<u>92</u>	<u>102</u>	
<u>silt/clay, brn</u>	<u>102</u>	<u>107</u>	
<u>clay/silt brn</u>	<u>107</u>	<u>150</u>	
<u>sandstone, brn</u>	<u>150</u>	<u>189</u>	<u>20</u>
<u>claystone brn</u>	<u>189</u>	<u>201</u>	
<u>clay/claystone grey</u>	<u>201</u>	<u>215</u>	
<u>sandstone brn</u>	<u>215</u>	<u>218</u>	
<u>clay/sand brn</u>	<u>218</u>	<u>225</u>	

Date started 7-2-96 Completed 7-11-96
(unbonded) Water Well Constructor Certification:

I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.

WWC Number _____
Signed _____ Date _____

(bonded) Water Well Constructor Certification:

I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.

WWC Number 1424
Signed Tammy K. Rely Date 7-14-96

ORIGINAL & FIRST COPY-WATER RESOURCES DEPARTMENT SECOND COPY-CONSTRUCTOR THIRD COPY-CUSTOMER

T-9479

JUN 25 2003

WATER RESOURCES DEPT
SALEM, OREGON

STATE OF OREGON

COUNTY OF

HARNEY

CERTIFICATE OF WATER RIGHT

This is to certify, That WILLIAM F. THOMASSON

of Star Rt. 2, 14184 Hwy. 20, Burns, State of OR 97720, has made
proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of
a well

a tributary of Ninemile Slough (Malheur Lake) for the purpose of
irrigation of 38.2 acres

under Permit No. G-7764 and that said right to the use of said waters has been perfected in
accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from
August 29, 1977

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is
limited to an amount actually beneficially used for said purposes, and shall not exceed
0.26 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the well. The well is
located in the SW 1/4 NE 1/4, Section 3, T23S, R32E, WM; 660
feet North and 510 feet East from Center 1/4 corner Section 3.

The amount of water used for irrigation, together with the amount secured under any other right
existing for the same lands, shall be limited to one-eightieth of one cubic foot per second
per acre, or its equivalent for each acre irrigated and shall be
further limited to a diversion of not to exceed 3.0 acre-feet per acre for
each acre irrigated during the irrigation season of each year,

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

A description of the place of use under the right hereby confirmed, and to which such right is
appurtenant, is as follows:

38.2 acres SW 1/4 NE 1/4
Section 3
Township 23 South, Range 32 East, WM

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein
described.

WITNESS the signature of the Water Resources Director, affixed

this date. February 11, 1987

/s/ William H. Young

Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 51, page 55576

7461D/SA

G-8415

T-9479 A POA

STATE OF OREGON

COUNTY OF HARNEY

ORDER APPROVING A CHANGE IN POINT OF APPROPRIATION

Pursuant to ORS 537.705, after notice was given and no objections were filed, and finding that no injury to existing water rights would result, this order approves, as conditioned or limited herein, TRANSFER 9479 submitted by

DELFORD AND NANCY CORNING
71328 FOLEY ROAD
BURNS, OREGON 97720.

The right to be modified, as evidenced by Certificate 55576, was perfected under Permit G-7764 with a date of priority of AUGUST 29, 1977. The right allows the use of A WELL, in the NINEMILE SLOUGH (MALHEUR LAKE) BASIN, for IRRIGATION OF 38.2 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed ONE-EIGHTIETH of one cubic foot per second, if available at the original well; SW $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 3, T 23 S, R 32 E, W.M.; 660 FEET NORTH AND 510 FEET EAST FROM THE CENTER $\frac{1}{4}$ CORNER, SECTION 3, or its equivalent in case of rotation, measured at the well.

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2).

Pursuant to ORS 536.075 and OAR 137-004-080 and OAR 690-01-005 you may either petition for judicial review or petition the Director for reconsideration of this order.

The amount of water used for irrigation, together with the amount secured under any other right existing on the same lands, is limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

The use shall conform to any reasonable rotation system ordered by the proper state officer.

The authorized place of use is as follows:

SW¼ NE¼ 38.2 ACRES
SECTION 3
TOWNSHIP 23 SOUTH, RANGE 32 EAST, W.M.

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

The applicant proposes to change the point of appropriation to:

SW¼ NE¼, SECTION 3, T 23 S, R 32 E, W.M.; 1921 FEET SOUTH AND 684 FEET EAST FROM THE N¼ CORNER, SECTION 3.

THIS CHANGE TO AN EXISTING WATER RIGHT MAY BE MADE PROVIDED WHEN THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

1. The proposed change shall be completed on or before October 1, 2005.
2. The quantity of water diverted at the new point of appropriation (well) shall not exceed the quantity of water lawfully available from the original point of appropriation.
3. PRIOR to the diverting of water at the new well the water user SHALL install an in-line flow meter for measuring and recording the quantity of water used. The type and plans of

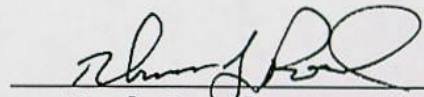
the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

4. Water shall be acquired from the same aquifer as the original point of appropriation.

Certificate 55576 is canceled. When satisfactory proof of the completed change is received, a new certificate confirming this water right will be issued.

WITNESS the signature of the Water Resources

Director, affixed DEC 29 2003.


For Paul R. Cleary, Director

STATE OF OREGON

COUNTY OF HARNEY

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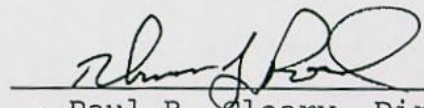
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the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

4. Water shall be acquired from the same aquifer as the original point of appropriation.

Certificate 55576 is canceled. When satisfactory proof of the completed change is received, a new certificate confirming this water right will be issued.

WITNESS the signature of the Water Resources
Director, affixed DEC 29 2003.


For Paul R. Cleary, Director



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department
North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1271
503-986-0900
FAX 503-986-0904

January 15, 2004

Delford & Nancy Corning
71328 Foley Road
Burns, Oregon 97720

REFERENCE: File T-9479

Enclosed is a copy of the order approving your water right transfer application T-9479.

A time to complete the transfer is given in the order. YOU SHOULD GIVE PARTICULAR ATTENTION TO THE TIME LIMIT. The water right for any portion of the authorized change in 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 within the time allowed.

You have the requirement to hire a Certified Water Right 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 completed the change or within one year of the completion date authorized in the transfer, whichever occurs first.

Sincerely,

Sarah Henderson

for BERNADETTE WILLIAMS
Transfer Program Coordinator

BW:sh

Enclosures

cc: June Miller, Watermaster
Chris Palmer, CWRE
Cheryl Boles, American West Properties
Carrie Jones, Eastern Region

STATE OF OREGON

COUNTY OF HARNEY

ORDER APPROVING A CHANGE IN POINT OF APPROPRIATION

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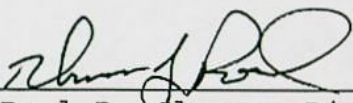
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4. Water shall be acquired from the same aquifer as the original point of appropriation.

Certificate 55576 is canceled. When satisfactory proof of the completed change is received, a new certificate confirming this water right will be issued.

WITNESS the signature of the Water Resources

Director, affixed DEC 29 2003.


For Paul R. Cleary, Director

**INTEROFFICE MEMO
EASTERN REGION
WATER RESOURCES DEPARTMENT**

TO: Paul Cleary via Tom Paul

DATE: October 13, 2003

FROM: Carrie Jones

SUBJECT: Approval of Transfer 9479

Pursuant to ORS 540.510 to 540.530, Delford and Nancy Corning requested a change in point of appropriation from Certificate 55576

The Watermaster has reviewed the transfer application and found that no injury to existing rights or enlargement would result from the change. The Watermaster has no complaints of injury on record. This transfer has been reviewed for accuracy by me and Jerry Rodgers. I recommend that the transfer order be approved.

Carrie

STATE OF OREGON

COUNTY OF

HARNEY

CERTIFICATE OF WATER RIGHT

This is to certify, That WILLIAM F. THOMASSON

of Star Rt. 2, 14184 Hwy. 20, Burns, State of OR 97720, has made
proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of
a well

a tributary of Ninemile Slough (Malheur Lake) for the purpose of
irrigation of 38.2 acres

under Permit No. G-7764 and that said right to the use of said waters has been perfected in
accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from
August 29, 1977

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is
limited to an amount actually beneficially used for said purposes, and shall not exceed
0.26 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the well. The well is
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feet North and 510 feet East from Center 1/4 corner Section 3.

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each acre irrigated during the irrigation season of each year,

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

A description of the place of use under the right hereby confirmed, and to which such right is
appurtenant, is as follows:

38.2 acres SW 1/4 NE 1/4
Section 3
Township 23 South, Range 32 East, WM

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein
described.

WITNESS the signature of the Water Resources Director, affixed

this date. February 11, 1987

/s/ William H. Young

Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 51, page 55576

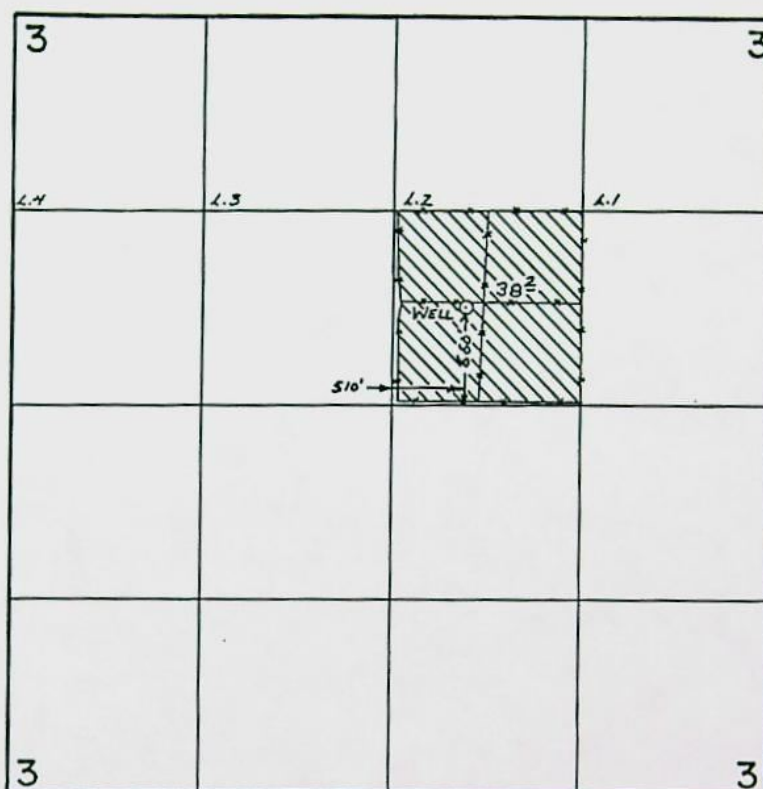
7461D/SA

G-8415

T-9479 A POA

PC
G-7764

T.23S.,R.32E.,W.M.



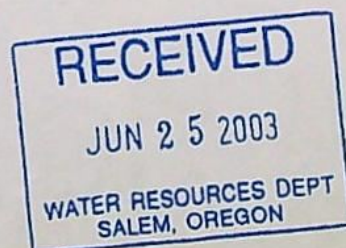
FINAL PROOF SURVEY
UNDER

Application No. G-8415 Permit No. G-7764
IN NAME OF

WILLIAM F. THOMASSON

Surveyed OCT. 7, 1981, by L. TOLL

T-9479





Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

Commerce Building

158 12th Street NE

Salem, OR 97301-4172

(503) 378-3739

FAX (503) 378-8130

INTEROFFICE MEMO

FORWARD TO:

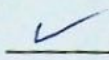


Carrie Jones

DATE: 7-3-03

FIELD PROCESSOR WORKING ON THIS TRANSFER

FROM:



WATERMASTER, DISTRICT # 10

GROUNDWATER SECTION

(SIGNATURE)

Richard M. Husk
signed by injury reviewer

date signed 8-5-2003

SUBJECT:

WATER RIGHT TRANSFER # 9479

A change in: POU

POD

POA

USE

of water.

In the name(s) of

Delford & Nancy Corning

In my opinion (assuming the right is valid), the proposed change

MAY BE MADE WITHOUT INJURY

WOULD RESULT IN INJURY* to an existing water

right.

with considerations

*The approval of this transfer application would result in injury to other water rights because

Why are they applying for a new POA. water must
be available @ old POA - allow transfer for Cert 55576
0.26 cfs - if not enough water - a new filing

The existing right may not be valid because

Headgate notices HAVE

HAVE NOT

Been issued for diversion from the source(s) which

serve(s) this right.



If for change in point of diversion, is there any intervening point(s) for diversion between the authorized and proposed points of diversion? (Yes or No) NO

In my opinion, the order approving the subject transfer application should include the following in regard to the appropriator installing suitable measuring devices in the diversion works:

X (1) PRIOR to the diverting of water at the new point of diversion . . .

Require Controlling & total flow device

(2) WHEN IN the judgement of the watermaster it becomes necessary . . .

The enclosed copy of the transfer application and map(s) is for your records.



State of Oregon
Water Resources Department
 158 12th Street NE, Salem, OR 97310
 (503)378-8455 • (800)624-3199
 www.wrd.state.or.us

Application for Water Right Transfer

Please type or print in dark ink. If your application is found to be incomplete or inaccurate, we will return it to you. If any requested information does not apply to your application, insert "n/a." Please read and refer to the instructions when completing your application. Thank you.

APPLICATION FOR:

Please check one

- ☒ Water Right Transfer
 ☐ Temporary Transfer
 ☐ Permit Amendment
☐ Historic Point of Diversion Change
 ☐ Government Action Point of Diversion

1. APPLICANT INFORMATION

Name: Delford and Nancy Corning
First Last

Address: 71328 Foley Rd.

Burns OR 97720
City State Zip

Phone: 541-573-3213
Home Work Other

*Fax: _____ *E-Mail address: _____

*Optional information

2. TYPE OF CHANGE

- ☐ Use
 ☐ Place of Use
 ☒ Point of Diversion
 ☒ Point of Appropriation

Reason for change: Old Well caved in. New Well for same water rights

Is the land within an irrigation or other water district? ☒ Yes ☐ No

If yes, include district name: Harney Irrigation District # 10

For Department Use

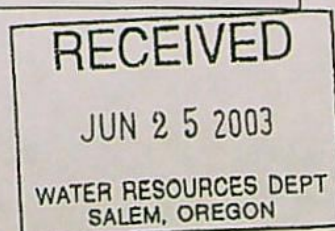
App. No. T-9479

Permit No. _____

Date _____

Transfer Application/ 1

06-25-03P01:38 RCVD



3. CURRENT WATER RIGHT INFORMATION

Name on Permit, Certificate, or Decree: William F. Thomasson

Decree: _____
[☒Not applicable]

Permit Number: G-7764 Certificate Number: 55576
[☐Not applicable] [☐Not applicable]

Priority Date: Aug 29 1977 Authorized Use: Irrigation

Source of Water: ground water County: Harney

Are there other sources listed on the water right? ☐ Yes ☒ No

Location of Authorized Point of Diversion or Point of Appropriation:

Coordinates (from recognized survey corner)	1/4 1/4 Section	Section	Township	Range
660 ft. N & 510 ft. E. from center 1/4 corner of Sec. 3	SW NE	03	23S	32E

Location of Authorized Place of Use:

Township	Range	Section	Government Lot or DIC	1/4 1/4 Section	Tax Lot Number	Acres (if appropriate)
23S	32E	03	2	SW NE	200	38.2
				NE		

Are there other lands described in the water right? ☐ Yes ☒ No

Are there other water rights or permits associated with this land? ☐ Yes ☒ No
If yes, include a copy of all rights or permits.

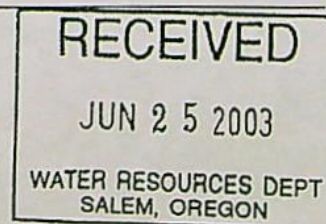
Description of general delivery system (*ditch measurements, pump size, number of sprinklers, etc.*):

8" casing to 75', 20 hp. submersible pump, used for flood irrigation.

System capacity (in cfs): .26

T-9479

Transfer Application/ 2



4. PROPOSED CHANGES TO THE WATER RIGHT

☐ **Change in Use:**

Proposed use: N/A

☒ **Change in Point of Diversion or Point of Appropriation:**

☒ **Change**

Old point of diversion or point of appropriation will not be used for this portion of the water right.

☐ **Additional**

Both old and new points of diversion or points of appropriation will be used for this portion of the water right.

Location of Proposed Point of Diversion or Point of Appropriation

Coordinates (from recognized survey corner)	1/4 1/4 Section	Section	Township	Range
1921 ft. S. & 684 E. from the N 1/4 corner of Sec. 3	SW NE	03	23S	32E

☐ **Change in Place of Use:**

Location of Proposed Place of Use

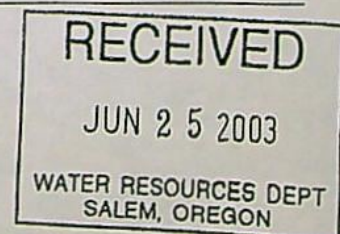
Township	Range	Section	Government Lot or DIC	1/4 1/4 Section	Tax Lot Number	Acres (if appropriate)
N/A						

Remarks: _____

will be purchasing equipment for wheelline irrigation.

T-9479

Transfer Application/ 3



5. LAND OWNERSHIP

Answer only
if for change
in **Use** or
Place of Use.

Use/Place of Use

Are the lands free of encumbrances? ☐ Yes ☐ No

If no, name of encumbrance holder: _____

If no, application must include written permission for the transfer from the encumbrance holder.

Answer only
if applicant
is **not** the
landowner.

Landowners

This section does not apply to water delivery entities authorized to act on behalf of their members, making permit amendment requests, or requests for changes in point of diversion or point of appropriation only.

Landowners: _____
(List all landowners shown on deed.)

Address(es): _____

City State Zip

Application must include notarized statements from all landowners shown on deed giving permission for the transfer. Use an extra sheet if necessary.

Answer only
if the receiving
landowner is
not the original
landowner or
the applicant.

Receiving Landowner

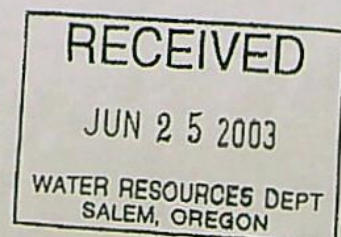
Name: _____

Address: _____

City State Zip

- ☐ The Department's records should be changed to show this landowner is responsible for completion of the changes. All notices and correspondence should be sent to this landowner.
- ☐ Applicant will remain responsible for completion of changes. Notices and correspondence should continue to be sent to applicant.

T-9479



6. EXHIBITS

Application may be rejected if all appropriate exhibits are not enclosed.

Land Use Information Form:

- ☒ Enclosed
- ☐ Not needed: (must meet the following four requirements)
- ❶ In EFU zone or irrigation district.
 - ❷ Change in place of use only.
 - ❸ No structural changes needed, including diversion works, delivery facilities, other structures.
 - ❹ Irrigation only.
- ☐ List all affected governments (city, county, state, tribal, federal):
- _____
- _____

Map:

- ☒ Water Right Transfer: *Must be prepared by a Certified Water Right Examiner.*
- ☐ All others: *Need not be prepared by a Certified Water Right Examiner.*

Deed:

- ☒ Must accompany all applications, except permit amendment requests.

Evidence of use within last five years, or not subject to forfeiture:

- ☒ Best evidence is an affidavit from a knowledgeable person describing the water use. Statements saying water was delivered or assessments/fees were paid are insufficient. Evidence must show actual use of the water for the authorized purpose, in the authorized place of use.

Water Well Reports:

- ☒ If application is for a change in point of appropriation or change from surface water to ground water, attach copies of all water well reports. If reports are not available, describe construction details including well depth, static water level, and information necessary to establish the ground water body developed or proposed to be developed.

Fees:

- ☒ Amount enclosed \$~~250~~ 260

See instruction book for fee schedule.

7. SIGNATURE

I (we) swear that I (we) have read the above application and the statements made are true and accurate.

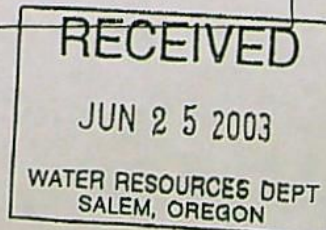
<u><i>Delford L. Corning</i></u> applicant signature	<u>DELFOED L. CORNING</u> name (print)	<u>6-19-03</u> date
<u><i>Nancy A. Corning</i></u> applicant signature	<u>Nancy A Corning</u> name (print)	<u>6-19-03</u> date

Before you submit your application be sure you have:

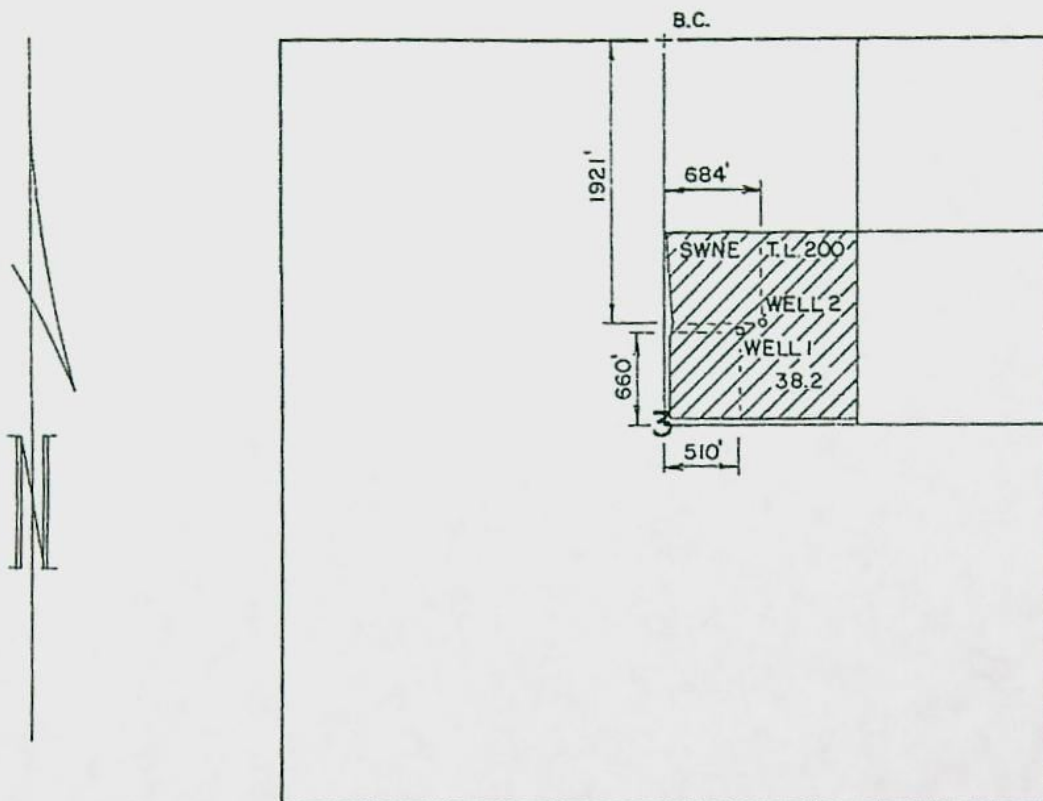
- Answered each question completely.
- Attached a legible map which includes township, range, section, quarter/quarter and tax lot number.
- Included the necessary exhibits.
- Included a check payable to the Oregon Water Resources Department for the appropriate amount.

T-9479

Transfer Application/ 5



T23 S, R 32 E, WM



UNDER CERT. 55576

WELL 1 - EXISTING POINT OF APPROPRIATION - TO BE ABANDONED
WELL 2 - NEW POINT OF APPROPRIATION

THE PURPOSE OF THIS MAP IS TO IDENTIFY THE LOCATION OF THE WATER RIGHT. IT IS NOT INTENDED TO PROVIDE INFORMATION RELATIVE TO THE LOCATION OF PROPERTY OWNERSHIP.

RECEIVED

JUN 25 2003

WATER RESOURCES DEPT
SALEM, OREGON

T-9479

WILLIAM H. & ROBIN E. GADBURY

WATER RIGHT TRANSFER APPLICATION MAP

Scale: 4" = 1 MILE

Date: MAY 2003

Job: 2147

Dsn:

M.A. PALMER & SONS, INC.

Shl. No.



RECEIVED 1-1-2005

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

Instructions for completing this report are on the last page of this form. WATER RESOURCES DEPT.

HORN
50052
New Well

RECEIVED

JUL 18 1996

23S/32E/03AC

(START CARD) # 83806

(1) OWNER: Well Number 103156
Name Bill Cadbury
Address Hc 141 84 Hwy 20
City Burns State OR Zip 97720

(2) TYPE OF WORK
☒ New Well ☐ Deepening ☐ Alteration (repair/recondition) ☐ Abandonment

(3) DRILL METHOD:
☐ Rotary Air ☐ Rotary Mud ☒ Cable ☐ Auger
☐ Other

(4) PROPOSED USE:
☐ Domestic ☐ Community ☐ Industrial ☒ Irrigation
☐ Thermal ☐ Injection ☐ Livestock ☐ Other

(5) BORE HOLE CONSTRUCTION:
Special Construction approval ☐ Yes ☒ No Depth of Completed Well 225 ft.
Explosives used ☐ Yes ☒ No Type _____ Amount _____

HOLE SEAL
Diameter From To Material From To Sacks or pounds
14 0 18 bentonite 0 18 14 sacks
10 18 225

How was seal placed: Method ☐ A ☐ B ☐ C ☐ D ☐ E
☒ Other poured dry and tamped
Backfill placed from _____ ft. to _____ ft. Material _____
Gravel placed from _____ ft. to _____ ft. Size of gravel _____

(6) CASING/LINER:
Diameter From To Gauge Steel Plastic Welded Threaded
Casing: 10 +1 96.250 ☒ ☐ ☒ ☐
Liner: ☐ ☐ ☐ ☐ ☐ ☐

Final location of shoe(s) _____

(7) PERFORATIONS/SCREENS:
☐ Perforations Method _____
☐ Screens Type _____ Material _____
From To Slot size Number Diameter Tele/pipe size Casing Liner
☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐

(8) WELL TESTS: Minimum testing time is 1 hour

☒ Pump ☐ Bailor ☐ Air ☐ Flowing
Yield gal/min Drawdown Drill stem at Time
500 50 90 6hr.

Temperature of water 60 Depth Artesian Flow Found _____
Was a water analysis done? ☒ No ☐ Yes By whom _____
Did any strata contain water not suitable for intended use? ☐ Too little
☐ Salty ☐ Muddy ☐ Odor ☐ Colored ☐ Other _____
Depth of strata: _____

(9) LOCATION OF WELL by legal description:

County Harney Latitude _____ Longitude _____
Township 23S N or S Range 32 E E or W. WM.
Section 3 SW 1/4 NE 1/4
Tax Lot 200 Lot _____ Block _____ Subdivision _____
Street Address of Well (or nearest address) HC14184 Hwy 20

(10) STATIC WATER LEVEL:
20 ft. below land surface. Date 7-11-96
Artesian pressure _____ lb. per square inch. Date _____

(11) WATER BEARING ZONES:
Depth at which water was first found 20

From	To	Estimated Flow Rate	SWL
<u>20</u>	<u>92</u>	<u>500</u>	<u>20</u>
<u>150</u>	<u>218</u>	<u>500</u>	<u>20</u>

(12) WELL LOG:
Ground Elevation _____

Material	From	To	SWL
<u>topsoil clay loam</u>	<u>0</u>	<u>2</u>	
<u>clay brn</u>	<u>2</u>	<u>6</u>	
<u>clay/sand, fine</u>	<u>6</u>	<u>10</u>	
<u>clay, brn</u>	<u>10</u>	<u>20</u>	
<u>clay, grey</u>	<u>20</u>	<u>28</u>	<u>20</u>
<u>clay, brn</u>	<u>28</u>	<u>35</u>	
<u>sand, fine/clay, brn</u>	<u>35</u>	<u>56</u>	
<u>sand/gravel, med</u>	<u>56</u>	<u>66</u>	
<u>sand/fine</u>	<u>66</u>	<u>70</u>	
<u>sand, med, coarse</u>	<u>70</u>	<u>92</u>	
<u>silt, hard</u>	<u>92</u>	<u>102</u>	
<u>silt/clay, brn</u>	<u>102</u>	<u>107</u>	
<u>clay/silt brn</u>	<u>107</u>	<u>150</u>	
<u>sandstone, brn</u>	<u>150</u>	<u>189</u>	<u>20</u>
<u>claystone brn</u>	<u>189</u>	<u>201</u>	
<u>clay/claystone grey</u>	<u>201</u>	<u>215</u>	
<u>sandstone brn</u>	<u>215</u>	<u>218</u>	
<u>clay/sand brn</u>	<u>218</u>	<u>225</u>	

Date started 7-2-96 Completed 7-11-96

(unbonded) Water Well Constructor Certification:
I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.

WWC Number _____
Signed _____ Date _____

(bonded) Water Well Constructor Certification:
I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.

WWC Number 1424
Signed Timothy K. Rely Date 7-14-96

ORIGINAL & FIRST COPY-WATER RESOURCES DEPARTMENT SECOND COPY-CONSTRUCTOR THIRD COPY-CUSTOMER

T-9479

RECEIVED

JUN 25 2003

WATER RESOURCES DEPT
SALEM, OREGON

NOTICE TO WATER WELL CONTRACTOR
The original and first copy of this report
are to be filed with the

RECEIVED

WATER WELL REPORT

Duplicate

WATER RESOURCES DEPARTMENT
SALEM, OREGON 97310
within 30 days from the date
of well completion.

MAR 07 1979

STATE OF OREGON
(Please type or print)

Old Well

State Well No.

235/32E-3

State Permit No.

G-7744

WATER RESOURCES DEPARTMENT

SALEM, OREGON

(1) OWNER:

Name William F. Thomasson

Address SR 2 - 14184 Hwy. 20
Burns, Oregon 97720

(2) TYPE OF WORK (check):

New Well ☒ Deepening ☐ Reconditioning ☐ Abandon ☐

If abandonment, describe material and procedure in Item 12.

(3) TYPE OF WELL:

Rotary ☐ Driven ☐
Cable ☒ Jetted ☐
Dug ☐ Bored ☐

(4) PROPOSED USE (check):

Domestic ☐ Industrial ☐ Municipal ☐
Irrigation ☒ Test Well ☐ Other ☐

CASING INSTALLED:

Threaded ☐ Welded ☐

8" Diam. from 0 ft. to 25 ft. Gage 135
" Diam. from _____ ft. to _____ ft. Gage _____
" Diam. from _____ ft. to _____ ft. Gage _____

PERFORATIONS:

Perforated? ☐ Yes ☒ No.

Type of perforator used _____

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?

Yield: _____ gal./min. with _____ ft. drawdown after _____ hrs.

" 18 gal. Barker " " "
Barker test 27 gal./min. with 10 ft. drawdown after 1 hrs.

Artesian flow _____ g.p.m.

Temperature of water _____ Depth artesian flow encountered _____ ft.

(9) CONSTRUCTION:

Well seal—Material used Cement

Well sealed from land surface to 18 ft ft.

Diameter of well bore to bottom of seal 12 in.

Diameter of well bore below seal 8 in.

Number of sacks of cement used in well seal 5 sacks

How was cement grout placed? Mixed & poured in

Was a drive shoe used? ☐ Yes ☒ No Plugs _____ Size: location _____ ft.

Did any strata contain unusable water? ☐ Yes ☐ No

Type of water? _____ depth of strata _____

Method of sealing strata off _____

Was well gravel packed? ☐ Yes ☐ No Size of gravel: _____

Gravel placed from _____ ft. to _____ ft.

(10) LOCATION OF WELL:

County Harney Driller's well number _____

SW 1/4 NE 1/4 Section 3 T. 23 S. R. 32 E W

Bearing and distance from section or subdivision corner

1990' and 220' West NE corner
Sec. 3

(11) WATER LEVEL: Completed well.

Depth at which water was first found 16

Static level _____ ft. below land surface. Date _____

Artesian pressure _____ lbs. per square inch. Date _____

(12) WELL LOG:

Diameter of well below casing _____

Depth drilled 220 ft. Depth of completed well 220

Formation: Describe color, texture, grain size and structure of material and show thickness and nature of each stratum and aquifer penetrated with at least one entry for each change of formation. Report each change position of Static Water Level and indicate principal water-bearing stratum.

MATERIAL	From	To	SW.
Loamy clay	0	5	
Sand & clay	5	10	
clay	10	16	
Black silt & sand	16	30	
Light brown muck	30	40	
water-coarse gravel	40	50	
Gray silt & fine sand - clay	50	70	
Hard clay	70	75	
Soft gray ash	75	85	
Brown sand & some clay	85	105	
Rock & sand	105	118	
Brown clay	118	133	
Brown clay & sand	133	145	
Blue clay	145	150	
Blue clay - water - sand	150	160	
Blue clay	160	175	
Sand & clay	175	180	
Sandstone & Blue clay	180	195	
Black sand & clay	195	220	

Work started _____ 19 _____ Completed 11-10 19 _____

Date well drilling machine moved off of well _____ 19 _____

Drilling Machine Operator's Certification:

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

[Signed] _____ Date _____, 19 _____

(Drilling Machine Operator)

Drilling Machine Operator's License No. _____

Water Well Contractor's Certification:

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

Name W. F. Thomasson

(Person, firm or corporation)

(Type or print)

Address _____

[Signed] _____

(Water Well Contractor)

Contractor's License No. _____ Date _____, 19 _____

JUN 25 2003

WATER RESOURCES DEPT



State of Oregon
Water Resources Department
 158 12th Street NE, Salem, OR 97310
 (503)378-8455 • (800)624-3199
 www.wrd.state.or.us

Application for Water Right Transfer

Please type or print in dark ink. If your application is found to be incomplete or inaccurate, we will return it to you. If any requested information does not apply to your application, insert "n/a." Please read and refer to the instructions when completing your application. Thank you.

APPLICATION FOR:

Please check one

- ☒ Water Right Transfer
 ☐ Temporary Transfer
 ☐ Permit Amendment
☐ Historic Point of Diversion Change
 ☐ Government Action Point of Diversion

1. APPLICANT INFORMATION

Name: Delford and Nancy Corning
First Last

Address: 71328 Foley Rd.
Burns OR 97720
City State Zip

Phone: 541-573-3213
Home Work Other

*Fax: _____ *E-Mail address: _____

*Optional information

2. TYPE OF CHANGE

- ☐ Use
 ☐ Place of Use
 ☒ Point of Diversion
 ☐ Point of Appropriation

Reason for change: Old Well caved in. New Well for same water rights

Is the land within an irrigation or other water district? ☒ Yes ☐ No

If yes, include district name: Harney Irrigation District # 10

For Department Use

App. No.

T-9479

Permit No.

Date

Transfer Application/ 1

06-25-03P01:38 RCVD



3. CURRENT WATER RIGHT INFORMATION

Name on Permit, Certificate, or Decree: William F. Thomasson

Decree: _____
[☒ Not applicable]

Permit Number: G-7764 Certificate Number: 55576
[☐ Not applicable] [☐ Not applicable]

Priority Date: Aug 29 1977 Authorized Use: Irrigation

Source of Water: ground water County: Harney

Are there other sources listed on the water right? ☐ Yes ☒ No

Location of Authorized Point of Diversion or Point of Appropriation:

Coordinates (from recognized survey corner)	1/4 1/4 Section	Section	Township	Range
660 ft. N & 510 ft. E. from center 1/4 corner of Sec. 3	SW NE	03	23S	32E

Location of Authorized Place of Use:

Township	Range	Section	Government Lot or DIC	1/4 1/4 Section	Tax Lot Number	Acres (if appropriate)
23S	32E	03	2	SW NE	200	38.2
				NE		

Are there other lands described in the water right? ☐ Yes ☒ No

Are there other water rights or permits associated with this land? ☐ Yes ☒ No
If yes, include a copy of all rights or permits.

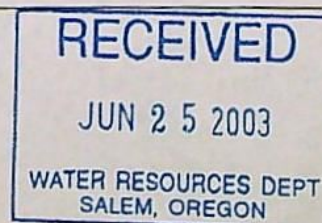
Description of general delivery system (*ditch measurements, pump size, number of sprinklers, etc.*):

8" casing to 75', 20 hp. submersible pump, used for flood irrigation.

System capacity (in cfs): .26

T-9479

Transfer Application/ 2



4. PROPOSED CHANGES TO THE WATER RIGHT

☐ **Change in Use:**

Proposed use: N/A

☒ **Change in Point of Diversion or Point of Appropriation:**

☒ **Change**

Old point of diversion or point of appropriation will not be used for this portion of the water right.

☐ **Additional**

Both old and new points of diversion or points of appropriation will be used for this portion of the water right.

Location of Proposed Point of Diversion or Point of Appropriation

Coordinates (from recognized survey corner)	1/4 1/4 Section	Section	Township	Range
1921 ft. S. & 684 E. from the N 1/4 corner of Sec. 3	SW NE	03	23S	32E

☐ **Change in Place of Use:**

Location of Proposed Place of Use

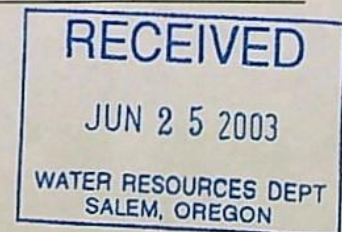
Township	Range	Section	Government Lot or DIC	1/4 1/4 Section	Tax Lot Number	Acres (if appropriate)
N/A						

Remarks: _____

will be purchasing equipment for wheelline irrigation.

T-9479

Transfer Application/ 3



5. LAND OWNERSHIP

Answer only
if for change
in Use or
Place of Use.

Use/Place of Use

Are the lands free of encumbrances? ☐ Yes ☐ No

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Address(es): _____

City OR State Zip

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if the receiving
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not the original
landowner or
the applicant.

Receiving Landowner

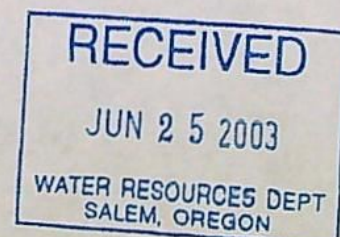
Name: _____

Address: _____

City OR State Zip

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- ☐ Applicant will remain responsible for completion of changes. Notices and correspondence should continue to be sent to applicant.

T-9479



6. EXHIBITS

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- ☐ List all affected governments (city, county, state, tribal, federal):
- _____

Map:

- ☒ Water Right Transfer: *Must be prepared by a Certified Water Right Examiner.*
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Deed:

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Fees:

- ☒ Amount enclosed \$~~250~~ 200
- See instruction book for fee schedule.*

7. SIGNATURE

I (we) swear that I (we) have read the above application and the statements made are true and accurate.

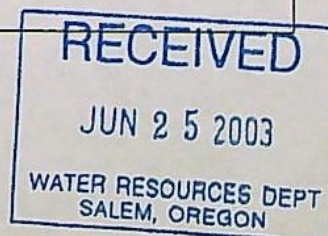
<u>Delford L. Corning</u> applicant signature	<u>DILFORD L. CORNING</u> name (print)	<u>6-19-03</u> date
<u>Nancy Corning</u> applicant signature	<u>Nancy A Corning</u> name (print)	<u>6-19-03</u> date

Before you submit your application be sure you have:

- Answered each question completely.
- Attached a legible map which includes township, range, section, quarter/quarter and tax lot number.
- Included the necessary exhibits.
- Included a check payable to the Oregon Water Resources Department for the appropriate amount.

T-9479

Transfer Application/5



STATE OF OREGON

COUNTY OF

HARNEY

CERTIFICATE OF WATER RIGHT

This Is to Certify, That

WILLIAM F. THOMASSON

of Star Rt. 2, 14184 Hwy. 20, Burns, State of OR 97720, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of a well

a tributary of Ninemile Slough (Malheur Lake) for the purpose of irrigation of 38.2 acres

under Permit No. G-7764 and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from August 29, 1977 that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.26 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the well. The well is located in the SW 1/4 NE 1/4, Section 3, T23S, R32E, WM; 660 feet North and 510 feet East from Center 1/4 corner Section 3.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year,

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

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

38.2 acres SW 1/4 NE 1/4
Section 3
Township 23 South, Range 32 East, WM

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

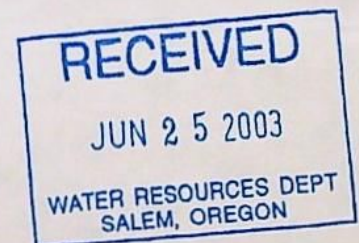
WITNESS the signature of the Water Resources Director, affixed

this date. February 11, 1987

William N. Young
Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 51, page 55576

7461D/SA
G-8415



Basin " 12 Vol. 2
Silver R. Wells

T-9479

47117

Platcard Report

Township 23S Range 32E Section 3

					NE				NW				SW				SE					
	App# Priority	Permit/ Certificate	Claim/ Decree	Status dlc/lot	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Govt Lot	DLC
i	G6687 10/09/1974	G6236 -		CN													37.7 IR CN	38.8 IR CN	38.8 IR CN	37.7 IR CN		
i	G8415 08/29/1977	G7764 55576					38.2 IR															
i	G11104 09/29/1983	G10243 -			39.89 IR			40.0 IR														
i	G11220 01/20/1984	G10341 65786															31.2 IR	32.0 IR	32.0 IR	30.8 IR		
i	R75892 01/01/1993	- 69883														LW						

Page:1

[Return to Platcard Query Screen](#)*Paul R. Cleary, Director*

Oregon Water Resources Department • 725 Summer St NE, Suite A • Salem, OR 97301-1271 • Phone: 503-986-0900 • Fax: 503-986-0903

Run Time: 3 seconds

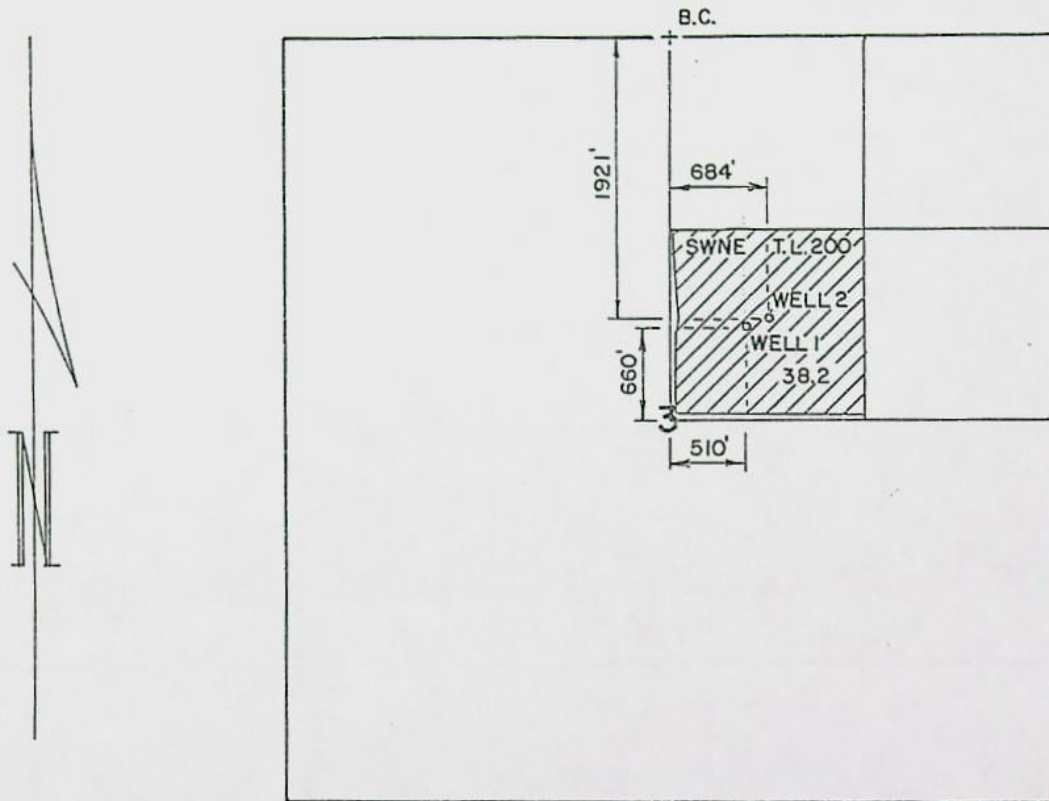
RECEIVED

JUN 30 2003

WATER RESOURCES DEPT.
SALEM, OREGON

T23 S, R32 E, WM

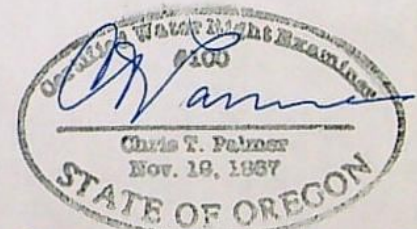
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SEP 15 2003
WATER RESOURCES DEPT.
SALEM, OREGON



UNDER CERT. 55576

WELL 1 - EXISTING POINT OF APPROPRIATION - TO BE ABANDONED
WELL 2 - NEW POINT OF APPROPRIATION

THE PURPOSE OF THIS MAP IS TO
IDENTIFY THE LOCATION OF THE
WATER RIGHT. IT IS NOT INTENDED
TO PROVIDE INFORMATION RELATIVE
TO THE LOCATION OF PROPERTY
OWNERSHIP.



T-9479

RENEW 1-1-2005

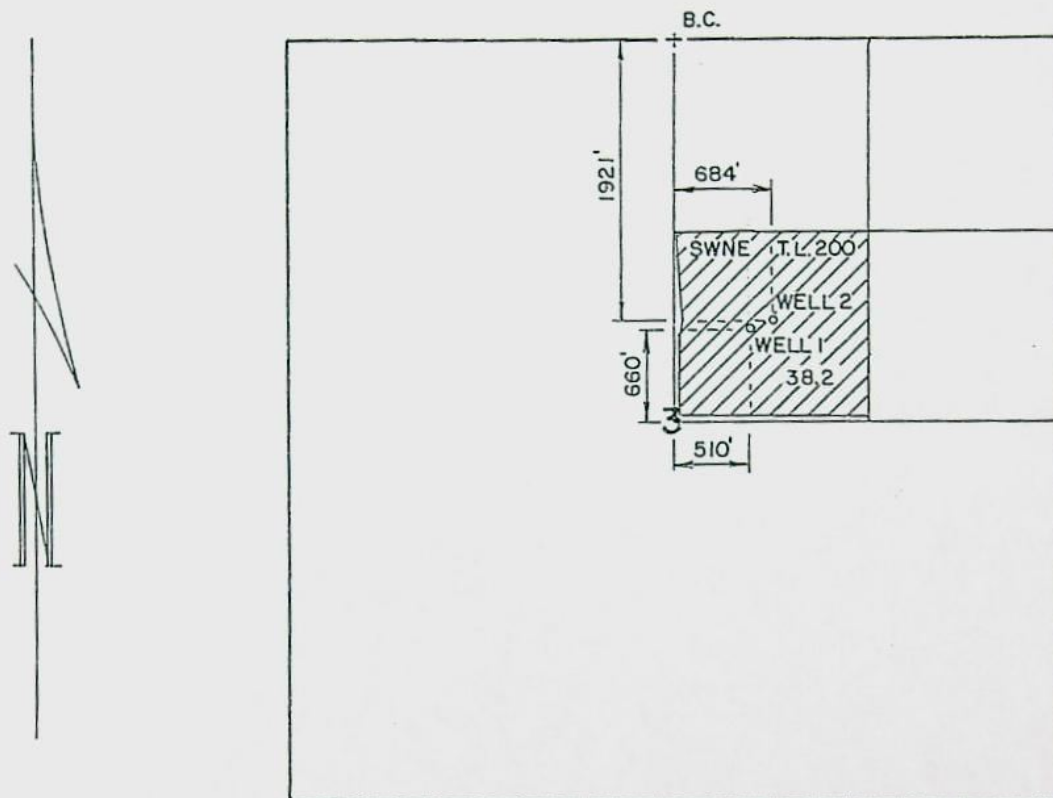
 RENEW 1-1-2005	WILLIAM H. & ROBIN E. GADBURY		
	WATER RIGHT TRANSFER APPLICATION MAP		
	Scale: 4" = 1 MILE	Date: MAY 2003	Job: 2147
	Dsn:	M.A. PALMER & SONS, INC. ENGINEERING & SURVEYING 711 Ponderosa Village • Box 61 Burns, Oregon 97720	
Dm: CHRIS		Sht. No.	
Ckd:		of 1	

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JUN 3 0 2003

WATER RESOURCES DEPT.
SALEM, OREGON

T 23 S, R 32 E, WM



UNDER CERT. 55576

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T-9479

RENEW 1-1-2005

WILLIAM H. & ROBIN E. GADBURY

WATER RIGHT TRANSFER APPLICATION
MAP

Scale: 4" = 1 MILE

Date: MAY 2003

Job: 2147

Dsn:

Drn: CHRIS

Ckd:

M.A.P.'s

M.A. PALMER & SONS, INC.
ENGINEERING & SURVEYING
711 Ponderosa Village • Box 61
Burns, Oregon 97720

Sht. No.

of 1

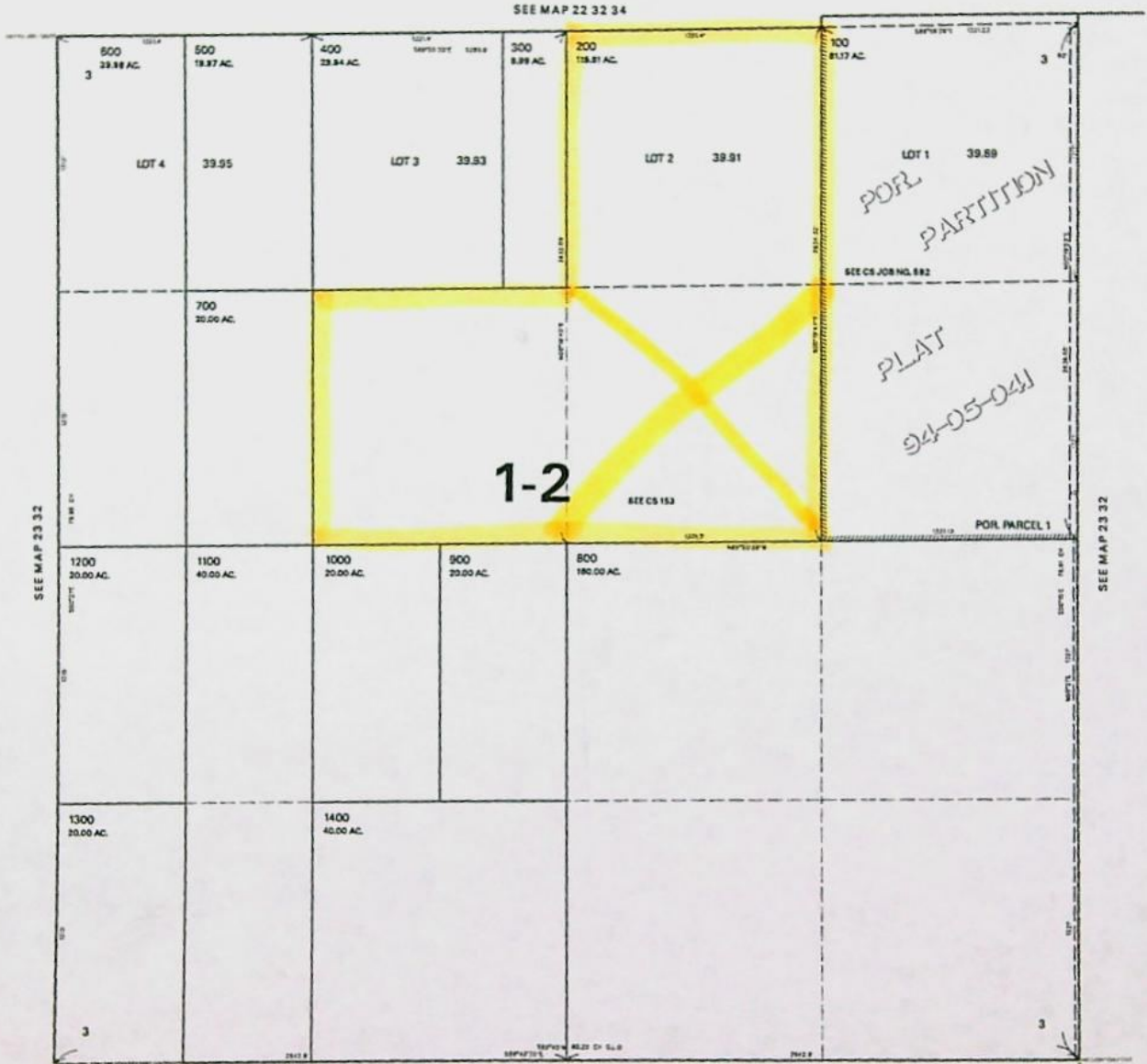
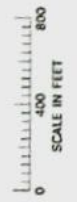


T-9479

THIS MAP WAS PREPARED FOR
ASSESSMENT PURPOSE ONLY

SECTION 3 T.23S. R.32E. W.M.
HARNEY COUNTY
1"=400'

23 32 3
CANCELLED NO.
100M1



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JUN 25 2003
WATER RESOURCES DEPT
SALEM, OREGON

REVISED: GW
10/18/00
23 32 3

**INTEROFFICE MEMO
EASTERN REGION
WATER RESOURCES DEPARTMENT**

TO: Mike Zwart

DATE: 9/12/03

FROM: Jerry Rodgers

SUBJECT: T-9479

Mike:

Attached is an application map for this transfer along with copies of the well logs.

The applicant is proposing to transfer his POA from well #1 to well #2. They reported that well #1 collapsed, which isn't surprising if only 75' of casing was installed. It is surprising they only put 96' in the new well. The irrigated acreage would not change.

Could you please complete an injury review and return a copy to Carrie Jones.

Thanks.



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97301-4172
503-378-3739
FAX 503-378-8130

July 7, 2003

Delford & Nancy Corning
71328 Foley Road
Burns, Oregon 97720

REFERENCE: Transfer 9479

On 06-25-2003 we received your water right transfer application requesting a change in Point of Appropriation for use of water from a Well. The application was accompanied by \$ 200.00. Our receipt 60812 is enclosed.

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

Your application will be examined to determine if additional information is needed. You will be contacted following this examination. If you have a specific reason why your application should be examined ahead of other applications, please send us a letter describing your reason. We may be able to examine your application ahead of others.

You may not use water for the new use, in the new place of use or from the new point of diversion until the transfer application has been approved. 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 transfer is approved, you will need to obtain consent from the buyer to complete the transfer.

We will notify you if additional information or corrections to the application or map are required.

If you have any questions, please call the Transfer Section, (503) 378-3739.

cc: Watermaster #10, Mitch Lewis
CWRE #100, Chris Palmer
Cheryl Boles, American West Properties
Groundwater

enclosure

October 18, 1996

William H. and Robin E. Gadbury
PO BOX 876
Burns, OR 97720

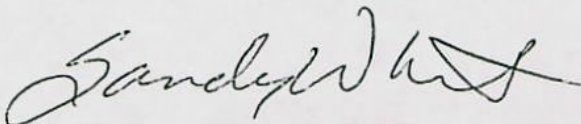
Dear Mr. and Mrs. Gadbury:

Enclosed is your State of Oregon Well Ownership Information Form received by our agency. Once this form is returned to you by the County Clerk's office the process of identifying your well is completed.

Your well identification number L03156 has already been issued and is on your Well Ownership Information Form which you have already filed with the Harney County Clerk's Office. The well identification number label placed on your well and the form filed with the County is now a link between the property your well is located on and your deed records to the property.

Please accept my apology for any inconvenience or confusion this may have caused you. If you have any questions please feel free to contact me at (503) 378-8455 ext. 260.

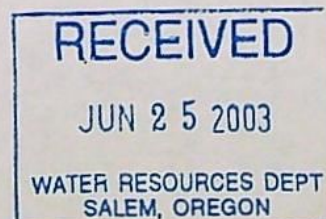
Sincerely,



Sandy White
Well Identification Program

Enclosures

T-9479



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

961829

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STATE OF OREGON
WELL OWNERSHIP INFORMATION FORMWATER RESOURCES DEPT.
SALEM, OREGON

Pursuant to ORS 537.788, owners of property on which a well is located shall, within 60 days following the construction of a new well or upon property transfer, record the following information in the property deed records at the appropriate County Clerks Office. Either the deed recording number or legal description of the property may be used to identify the property.

1. Property Owner Name(s): William H. & Robin E. Gadbury
2. Mailing Address: P.O. Box 876, Burns, OR 97720
3. Deed Recording Number (or legal description): 950722 (23-32-02 TL200 RF #5476)
4. Well Identification Number(s): L03156

The well identification number is recorded on a label attached to the well casing. If no label is attached to the well, please contact the Water Resources Department for assignment of a well identification number.

Rights and Responsibilities: Oregon law finds that ownership and the rights to reasonable control of water within this state belongs to the public to be managed by the Water Resources Department. Most uses of water require a water right issued by the Water Resources Department. However, state law allows some uses of groundwater without benefit of a water right. Contact the Department for more information. The Water Resources Department cannot guarantee the presence of water in the desired amount on a specific property.

In addition to the above, owners of properties on which a well is located are responsible for maintaining that well in a proper manner. Some basic requirements are listed below:

1. All wells shall be maintained in a condition where they are not a threat to public health or safety, a source of contamination, or a waste of the groundwater resource.
2. All wells shall be securely covered to prevent any foreign substance from entering the well.
3. All wells shall be equipped with an access port or airline so that static water level information can be determined at any time.
4. Well casing must be protected from damage and meet minimum extension requirements.
5. Wells may only be permanently abandoned by a licensed and bonded well constructor or a landowner with a valid permit and bond. Well abandonment must be carried out in accordance with state rules.

If you would like further information about water rights, maintaining / abandoning your well, or wish to receive a copy of the administrative rules concerning well construction, please contact the Oregon Water Resources Department by phone at (503) 378-8455, or by mail at 158 12th Street NE, Salem, OR 97310.

I have read the above describing my basic rights and responsibilities related to well ownership.

Property Owner Signature(s): William H. & Robin E. Gadbury

State of Oregon, County of Harney

Signed or attested before me this 16 day of September, 1996

by William H. & Robin E. Gadbury
(Property owner name)



Maria L. Iturriaga
(Signature of Notary Public)
My Commission Expires: 6/25/2000
form date: 1-96

(Recording office use - After recording, return to)



STATE OF OREGON } ss
County of Harney }
I certify that the within instrument was received
for record on the 16 day of September
1996 at 1:07 o'clock P. and
recorded Microfilm number 961829
Deed 950722 Records of said County.
By: Dolores Swisher County Clerk
Deputy

Requested
Info

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

Instructions for completing this report are on the last page of this form. WATER RESOURCES DEPT.

(1) OWNER: Well Number 103156
Name Bill Cadbury
Address Hwy 141 84 Hwy 20
City Burns State OR Zip 97720

(2) TYPE OF WORK
☒ New Well ☐ Deepening ☐ Alteration (repair/recondition) ☐ Abandonment

(3) DRILL METHOD:
☐ Rotary Air ☐ Rotary Mud ☒ Cable ☐ Auger
☐ Other

(4) PROPOSED USE:
☐ Domestic ☐ Community ☐ Industrial ☒ Irrigation
☐ Thermal ☐ Injection ☐ Livestock ☐ Other

(5) BORE HOLE CONSTRUCTION:
Special Construction approval ☐ Yes ☒ No Depth of Completed Well 225 ft.
Explosives used ☐ Yes ☒ No Type _____ Amount _____

HOLE SEAL
Diameter From To Material From To Sacks or pounds
14 0 18 bentonite 0 18 14 sacks
10 18 225

How was seal placed: Method ☐ A ☐ B ☐ C ☐ D ☐ E
☒ Other poured dry and tamped
Backfill placed from _____ ft. to _____ ft. Material _____
Gravel placed from _____ ft. to _____ ft. Size of gravel _____

(6) CASING/LINER:
Diameter From To Gauge Steel Plastic Welded Threaded
Casing: 10 +1 96.250 ☒ ☐ ☒ ☐
Liner: ☐ ☐ ☐ ☐ ☐ ☐

Final location of shoe(s) _____

(7) PERFORATIONS/SCREENS:
☐ Perforations Method _____
☐ Screens Type _____ Material _____
From To Slot size Number Diameter Tube/pipe size Casing Liner

(8) WELL TESTS: Minimum testing time is 1 hour
☒ Pump ☐ Bailor ☐ Air ☐ Flowing
Yield gal/min Drawdown Drill stem at Time
500 50 90 6hr
Temperature of water 60 Depth Artesian Flow Found _____
Was a water analysis done? ☐ No ☐ Yes By whom _____
Did any strata contain water not suitable for intended use? ☐ Too little
☐ Salty ☐ Muddy ☐ Odor ☐ Colored ☐ Other _____
Depth of strata: _____

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JUL 18 1996

23S/32E/03AC

(START CARD) # 83806

SALEM, OREGON LOCATION OF WELL by legal description:

County Harney Latitude _____ Longitude _____
Township 23S N or S Range 32 E E or W 32 E
Section 3 SW 1/4 NE 1/4
Tax Lot 200 Lot _____ Block _____ Subdivision _____
Street Address of Well (or nearest address) HC14184 Hwy 20

(10) STATIC WATER LEVEL:
20 ft. below land surface. Date 7-11-96
Artesian pressure _____ lb. per square inch. Date _____

(11) WATER BEARING ZONES:
Depth at which water was first found 20

From	To	Estimated Flow Rate	SWL
<u>20</u>	<u>92</u>	<u>500</u>	<u>20</u>
<u>150</u>	<u>218</u>	<u>500</u>	<u>20</u>

(12) WELL LOG:
Ground Elevation _____

Material	From	To	SWL
<u>topsoil clay loam</u>	<u>0</u>	<u>2</u>	
<u>clay brn</u>	<u>2</u>	<u>6</u>	
<u>clay/sand, fine</u>	<u>6</u>	<u>10</u>	
<u>clay, brn</u>	<u>10</u>	<u>20</u>	
<u>clay, grey</u>	<u>20</u>	<u>28</u>	<u>20</u>
<u>clay, brn</u>	<u>28</u>	<u>35</u>	
<u>sand, fine/clay, brn</u>	<u>35</u>	<u>56</u>	
<u>sand/gravel, med</u>	<u>56</u>	<u>66</u>	
<u>sand/fine</u>	<u>66</u>	<u>70</u>	
<u>sand, med, coarse</u>	<u>70</u>	<u>92</u>	
<u>silt, hard</u>	<u>92</u>	<u>102</u>	
<u>silt/clay, brn</u>	<u>102</u>	<u>107</u>	
<u>clay/silt brn</u>	<u>107</u>	<u>150</u>	
<u>sandstone, brn</u>	<u>150</u>	<u>189</u>	<u>20</u>
<u>claystone brn</u>	<u>189</u>	<u>201</u>	
<u>clay/claystone grey</u>	<u>201</u>	<u>215</u>	
<u>sandstone brn</u>	<u>215</u>	<u>218</u>	
<u>clay/sand brn</u>	<u>218</u>	<u>225</u>	

Date started 7-2-96 Completed 7-11-96

(unbonded) Water Well Constructor Certification:
I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.

Signed _____ WWC Number _____ Date _____

(bonded) Water Well Constructor Certification:
I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.

Signed Timothy K. Raby WWC Number 1424 Date 7-14-96

ORIGINAL & FIRST COPY-WATER RESOURCES DEPARTMENT SECOND COPY-CONSTRUCTOR THIRD COPY-CUSTOMER

T-9479

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JUN 25 2003
WATER RESOURCES DEPT
SALEM, OREGON

RECEIVED
SEP 15 2003
WATER RESOURCES DEPT
SALEM, OREGON

NOTICE TO WATER WELL CONTRACTOR

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

RECEIVED

WATER WELL REPORT

Duplicate

WATER RESOURCES DEPARTMENT

SALEM, OREGON 97310

within 30 days from the date

of well completion.

MAR 07 1979

STATE OF OREGON

(Please type or print)

WATER RESOURCES DEPT

(File above this line)

State Well No.

235/32E-3

State Permit No.

G-7744

SALEM, OREGON

(1) OWNER:

Name William F. ThomassonAddress SR 2 - 14184 Hwy. 20
Burns, Oregon 97720

(2) TYPE OF WORK (check):

New Well ☒ Deepening ☐ Reconditioning ☐ Abandon ☐

If abandonment, describe material and procedure in Item 12.

(3) TYPE OF WELL:

Rotary ☐ Driven ☐
Cable ☒ Jetted ☐
Dug ☐ Bored ☐

(4) PROPOSED USE (check):

Domestic ☐ Industrial ☐ Municipal ☐
Irrigation ☒ Test Well ☐ Other ☐

(5) CASING INSTALLED:

Threaded ☐ Welded ☐8" Diam. from 0 ft. to 25' ft. Gage 125'
" Diam. from ft. to ft. Gage
" Diam. from ft. to ft. Gage

(6) PERFORATIONS:

Perforated? ☐ Yes ☒ No.

Type of perforator used

Size of perforations

In. by

in.

perforations from SEP 15 2003 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 levelWas a pump test made? ☐ Yes ☐ No If yes, by whom?

Yield: gal./min. with ft. drawdown after hrs.

" 18 gal. Bailor " " "
Bailer test 27 gal./min. with 10 ft. drawdown after 1 hrs.

Artesian flow g.p.m.

Temperature of water Depth artesian flow encountered ft.

(9) CONSTRUCTION:

Well seal—Material used Cement

Well sealed from land surface to 18 ft. ft.

Diameter of well bore to bottom of seal 12 in.

Diameter of well bore below seal 8 in.

Number of sacks of cement used in well seal 5 sacks

How was cement grout placed? Mixed & poured inWas a drive shoe used? ☐ Yes ☒ No Plugs Size: location ft.Did any strata contain unusable water? ☐ Yes ☐ No

Type of water? depth of strata

Method of sealing strata off

Was well gravel packed? ☐ Yes ☐ No Size of gravel:

Gravel placed from ft. to ft.

(10) LOCATION OF WELL:

County Harney Driller's well number

SW 1/4 NE 1/4 Section 3 T. 23 S. R. 32 E W

Bearing and distance from section or subdivision corner

1990' and 220' West NE corner
Sec. 3

(11) WATER LEVEL: Completed well.

Depth at which water was first found 16

Static level ft. below land surface. Date

Artesian pressure lbs. per square inch. Date

(12) WELL LOG:

Diameter of well below casing

Depth drilled 220 ft. Depth of completed well 220

Formation: Describe color, texture, grain size and structure of material and show thickness and nature of each stratum and aquifer penetrated with at least one entry for each change of formation. Report each change position of Static Water Level and indicate principal water-bearing strata.

MATERIAL	From	To	SW.
Loamy clay	0	5	
Sand & clay	5	10	
clay	10	16	
Black silt & sand	16	30	
Light brown muck	30	40	
water - coarse gravel	40	50	
Gray silt & fine sand - clay	50	70	
Hard clay	70	75	
Soft gray ash	75	85	
Brown sand & some clay	85	105	
Rock & sand	105	118	
Brown clay	118	133	
Brown clay & sand	133	145	
Blue clay	145	150	
Blue clay - water - sand	150	160	
Blue clay	160	175	
Sand & clay	175	180	
Sandstone & Blue clay	180	195	
Black sand & clay	195	220	

Work started 19 Completed 11-10 19

Date well drilling machine moved off of well 19

Drilling Machine Operator's Certification:

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

[Signed] Date 19

(Drilling Machine Operator)

Drilling Machine Operator's License No.

Water Well Contractor's Certification:

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

Name W. F. Thomasson (Type or print)

(Person, firm or corporation)

Address

[Signed] (Water Well Contractor)

Contractor's License No. Date 19

JUN 25 2003

WATER RESOURCES DEPT
SALEM, OREGON

T-9479



Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97301-4172
(503) 378-3739
FAX (503) 378-8130

INTEROFFICE MEMO

FORWARD TO:

Carrie Jones

DATE: 9/29/03

FIELD PROCESSOR WORKING ON THIS TRANSFER

FROM:

WATERMASTER, DISTRICT # _____

✓ GROUNDWATER SECTION

(SIGNATURE)

Michael Zwart
signed by injury reviewer

date signed 9/29/03

SUBJECT: WATER RIGHT TRANSFER # T-9479

A change in: POU POD POA USE of water.

In the name(s) of William H. + Robin E. Gadbury

In my opinion (assuming the right is valid), the proposed change

✓ MAY BE MADE WITHOUT INJURY WOULD RESULT IN INJURY* to an existing water right.

*The approval of this transfer application would result in injury to other water rights because _____

The existing right may not be valid because _____

Headgate notices HAVE HAVE NOT Been issued for diversion from the source(s) which serve(s) this right.

If for change in point of diversion, is there any intervening point(s) for diversion between the authorized and proposed points of diversion? (Yes or No) _____

In my opinion, the order approving the subject transfer application should include the following in regard to the appropriator installing suitable measuring devices in the diversion works:

_____ (1) PRIOR to the diverting of water at the new point of diversion . . .

_____ (2) WHEN IN the judgement of the watermaster it becomes necessary . . .

The enclosed copy of the transfer application and map(s) is for your records.

**OREGON WATER RESOURCES DEPARTMENT
INTEROFFICE MEMO**

To: Ground Water Files Date: September 29, 2003
From: Michael J. Zwart
Subject: Application Review: T-9479, William H. and Robin E. Gadbury

This application proposes replacement of the original POA (HARN 538) with a new POA (HARN 50052). Both wells develop the same aquifer (source).

I find that the proposed change may be made without injury provided the following: the right is valid and the Watermaster can approve the proposal.

10/27/2002

Farm Number: 225

ROBIN E GADBURY
PO BOX 876
BURNS OR 97720-0876

-- Dear Owner/Operator:

This letter informs you of the necessary steps you must take to enroll in the 2002 Direct and Counter-Cyclical Program (DCP). To be eligible for DCP payments, you must: (1) by April 1, 2003, select a method to calculate bases (up to five alternatives); (2) by April 1, 2003, provide acceptable production evidence if you elect to update yields for counter-cyclical payment purposes; and (3) sign a DCP Contract by June 2, 2003.

BASE OPTIONS:

Owners of a farm may elect the method by which the base acres of all covered commodities on the farm are to be calculated. Covered commodities include wheat, corn, grain sorghum, barley, oats, upland cotton, rice, soybeans, sunflowers, canola, flax, mustard, safflower, and rapeseed. Election must be made by the farm owner no later than April 1, 2003. Owners must select one of five base options for the farm. These five options include keeping the 2002 Production Flexibility Contract (PFC) acres as the base, three combinations of adding recent oilseed history to 2002 PFC acres, and recalculating all new bases using the farm's acreage history from 1998 through 2001. The five options, as well as the acreage history for your farm, are shown in the enclosed "Base Options Report". Contact your FSA office if you do not agree with the acreage history shown on the report.

The Farm Security and Rural Investment Act of 2002 provides that if two different crops were planted on the same acreage on a farm, owners must select one of the crops for acreage history credit. Owners may not include both the initial crop and the subsequent crop, unless both crops meet the definition of double cropping. Subsequent crop acreage is identified on the "Base Options Report" to assist landowners with this decision when making their base election.

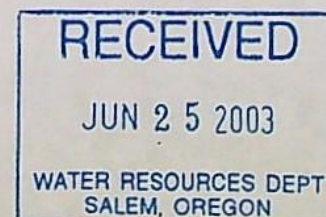
-- YIELD OPTIONS:

Your farm's 2002 PFC yields will become the yields used for calculating direct payments for wheat, corn, grain sorghum, barley, oats, upland cotton, and rice. If a PFC yield is not available for your farm, the FSA County Committee will assign a direct payment yield using the PFC yields of similar farms. The direct payment yield for soybeans, sunflowers, canola, flax, mustard, safflower, and rapeseed will be determined based on your average yields on the farm from 1998 through 2001. Because the PFC yields are based on yields from the early 1980's and will be used for direct payment yields, yields for oilseeds are reduced to reflect actual yields representative of the early 1980's. This is done so that all direct payment yields reflect yields of the same time period.

Only owners electing to update all bases using 1998 through 2001 planting history have the opportunity to update yields for all covered commodities; these yields will only be used for calculating counter-cyclical payments. The

10/27/2002

T-9479



ROBIN E GADBURY

yield updates will be based on actual production evidence for your farm from 1998 through 2001, if provided. The owner must elect one of two methods to update yields for all crops on the farm.

Verifiable production evidence, loan deficiency payment documents, and production verified by Risk Management Agency can be used when updating yields. Acreage that was hayed, grazed, or taken for silage may be assigned a yield by the FSA County Committee. For any of the four years that the crop's actual yield for the farm is less than 75% of the county average, 75% of the county average will be used. You may begin immediately to report production to the county FSA office that maintains your farm records. The form to report your production evidence, FSA-658P, is available from any USDA Service Center.

The enclosed "Yield Report" is a calculation of the minimum direct and counter-cyclical payment yields. The report provides the minimum production, which is calculated by multiplying the planted acres times 75% of the county average yield. Based on the minimum production, the report provides the minimum yield for all crops on the farm. If production evidence is provided, yields will be recalculated accordingly.

ACTIONS TO BE TAKEN BY FARM OWNERS:

Owners and producers should study the enclosed information to determine the best base and yield elections for your farm. In order to assist you in making your base and yield elections for your farm, an "options tool" is available on the USDA website at "<http://www.fsa.usda.gov/pas/farmland/tools.asp>".

No later than April 1, 2003, owners must sign a Direct and Counter-Cyclical Program (DCP) Base and Yield Election Form (CCC-515), for all farms in which they have an ownership interest. By signing the CCC-515, all owners are agreeing to the base and yield election option selected for the farm. If all owners cannot agree or an election is not made by the April 1, 2003, deadline, the DCP base for the farm will be the 2002 PFC acreage, and eligible oilseeds, if applicable. Owners must also sign the DCP Contract by June 2, 2003.

Please contact this office to begin establishing or updating base and yields for your farm and making base and yield elections.

Sincerely,

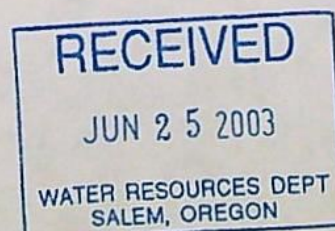
/S/ TOM FALVEY

TOM FALVEY
COUNTY EXECUTIVE DIRECTOR
HARNEY COUNTY FSA OFFICE

Enclosures

10/27/2002

T-9479



FARM NUMBER 225

OPERATOR: WILLIAM H GADBURY

Summary

NI or IR Minimum Production - This is the minimum production that will be attributed to the farm for the crop in the applicable year. This figure is calculated, by year, by multiplying the planted acres times 75 percent of the county average yield.

Higher of Production - The higher of production is the maximum production attributed to the farm for the crop in the applicable year. This figure will be the higher of the actual production or the minimum production as calculated above.

Total Planted Acres - Total of all planted acres on the farm.

Total Production - This is the total production on the farm using the higher of production figure for each year.

4 Year Average Yield - The 4 year average yield is a weighted yield that is calculated by dividing the total production by the total planted acres.

Direct Yield (Oilseeds) - This yield is calculated by multiplying the 4 year average yield times a factor for each crop. The factors are: soybeans = .78, flax = .65, sunflowers = .80, other minors = .78.

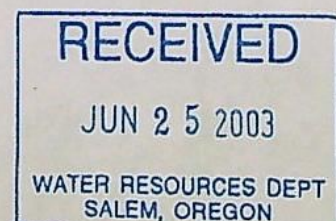
Direct Yield (Non-Oilseeds) - This yield is equal to the 2002 PFC yield. If the crop is currently not on a PFC farm, the direct yield will be equal to the PFC yield on 3 similar farms in the county. There is no authority to update the direct yield for non-oilseed crops.

CC (1) Yield - This yield is equal to the direct yield for the crop. This will be the counter cyclical yield used if base option 1, 2, 3, or 5 is selected. If base option 4 is selected, the owner(s) on the farm will have the choice of selecting either the CC (1), CC (2), or CC (3) yield. The choice is by farm not by crop.

CC (2) Yield - This is a partial updated yield that is calculated by subtracting the 4 year average yield minus the direct yield times 70 percent plus the direct yield. If base option 4 is selected, the owner(s) on the farm will have the choice of either selecting the CC (1), CC (2), or CC (3) yield. The choice is by farm not by crop.

CC (3) Yield - This is a partial updated yield that is calculated by multiplying the 4 year average yield times 93.5 percent. If base option 4 is selected, the owner(s) on the farm will have the choice of selecting either the CC (1), CC (2), or CC (3) yield. The choice is by farm not by crop.

X-9479



Farm: 225
Operator: WILLIAM H GADBURY

Effective DCP Cropland: 111.1
DCP Dbl Cropped Acres: 0.0

Option 1 - Not Applicable

2002 PFC acres.

Option 2 - Not Applicable

2002 PFC acres plus oilseeds without PFC offset. Total oilseed base equals eligible oilseed acres.
Producer elects specific oilseed(s) subject to constraints in footnote 5.

Option 3 - Not Applicable

2002 PFC acres plus oilseeds with PFC offset. Total oilseed base equals 4-year average of all planted and prevented planted oilseed acres. An acre per acre offset applies to PFC bases for each acre the minimum eligible oilseed base is exceeded. Producer elects which non-oilseed base(s) to offset.

Option 4

Average 1998 through 2001 acreage history.

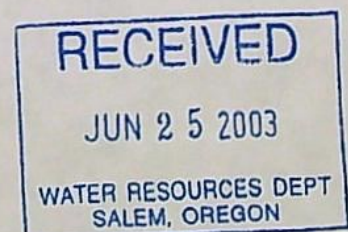
Option 5 - Not Applicable

Pencil in options by establishing oilseed bases between minimum and maximum oilseed bases. An acre per acre offset applies to PFC bases for each acre the minimum eligible oilseed base is exceeded. Producer elects which non-oilseed base(s) to offset.

Footnotes

- (1) Maximum base acres for each oilseed is equal to 4-year average planted and prevented planted acres for each oilseed.
- (2) Maximum oilseed base acres for the farm is equal to 4-year average planted and prevented planted acres of all oilseeds.
- (3) Cannot be less than zero.
- (4) For Option 2, eligible oilseeds is equal to the smaller of the 4-year average of planted minus PFC or the 4-year average of total planted and prevented planted oil.
- (5) Not Applicable
- (6) Not Applicable
- (7) Not Applicable
- (8) Not Applicable

7.9479



OREGON
HARNEY
Report ID: MIBYUR-R001

U.S. Department of Agriculture
Farm Service Agency
Yield Report

Prepared: 10-27-2002

Page: 1

FARM NUMBER 225

OPERATOR: WILLIAM H GADBURY

CROP: OATS CTY AVG: 91 75% CTY AVG: 68
Similar Farm Yield: 0

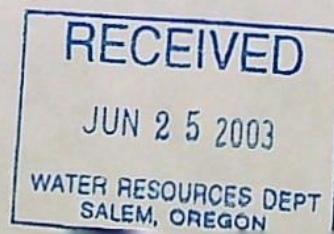
	<u>1998</u>	<u>1999</u>	<u>2000</u>	<u>2001</u>
Planted Acres	78.0	0.0	0.0	0.0
Production	0	0	0	0
Minimum Production	5304	0	0	0
Higher of Production	5304	0	0	0
Total Planted Acres	78.0			
Total Production	5304			

4 Year Average Yield 68

Direct Yield: 0
CC (1) Yield: 0 (equal to direct yield)

CC (2) Yield: 0 (70% partial update)
CC (3) Yield: 64 (93.5% partial update)

T. 9479



Farm: 225
Operator: WILLIAM H GADBURY

Effective DCP Cropland: 111.1
DCP Dbl Cropped Acres: 0.0
1996 Avg Dbl Cropped Hist: 0.0

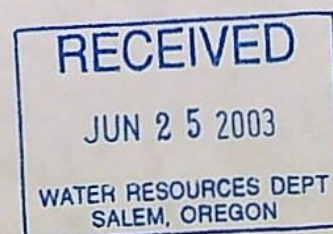
ACREAGE HISTORY

<u>CROP</u>	<u>1998</u>	<u>1999</u>	<u>2000</u>	<u>2001</u>	<u>4-Year Average</u>	<u>2002 PFC Acres</u>
OATS	78.0	0.0	0.0	0.0	19.5	0.0
Total planted Non-oil	78.0	0.0	0.0	0.0	19.5	0.0
Total planted	78.0	0.0	0.0	0.0	19.5	
2002 PFC Acres	0.0	0.0	0.0	0.0		
Planted minus PFC(3)	78.0	0.0	0.0	0.0	19.5	
Eligible Oilseeds					0.0 (4)	

BASE OPTIONS

<u>CROP</u>	<u>Option 1</u>	<u>Option 2</u>	<u>Option 3</u>	<u>Option 4</u>	<u>Option 5</u>
	Not Applicable	Not Applicable	Not Applicable		Not Applicable
OATS				19.5	
Total Non-oil Base				19.5	
Total Base				19.5	

T-9479

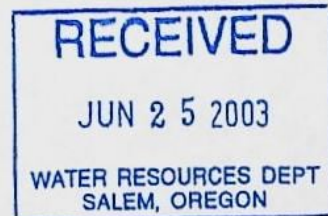


AFFIDAVIT OF USE OF WATER RIGHTS

We William H. & Robin E. Gadbury, residing at 620 N. Court St Burns, OR 97720 are the legal and deeded owners of the property described as, 23S 32E 03 #200 of the Willamette Meridian, in Harney County, Oregon.

We are the owners of water right certificate number 55576, Permit number G- 7764 for the purpose of irrigating 38.2 acres of land from which we flood irrigated to raise a hay crop in the years of 1997, 1998, & 1999.

The water right is within the boundaries of Harney District #10



William H. Gadbury

Signature of legal owner as listed on deed,

6-13-03

Date

Robin E. Gadbury

Signature of co-owner as listed on deed,

6/13/03

Date

STATE OF OREGON, County of Harney) ss

Subscribed and Sworn to Before Me this 13th day of June, 200 3.



Terri Jo Morgan
Notary Public for Oregon

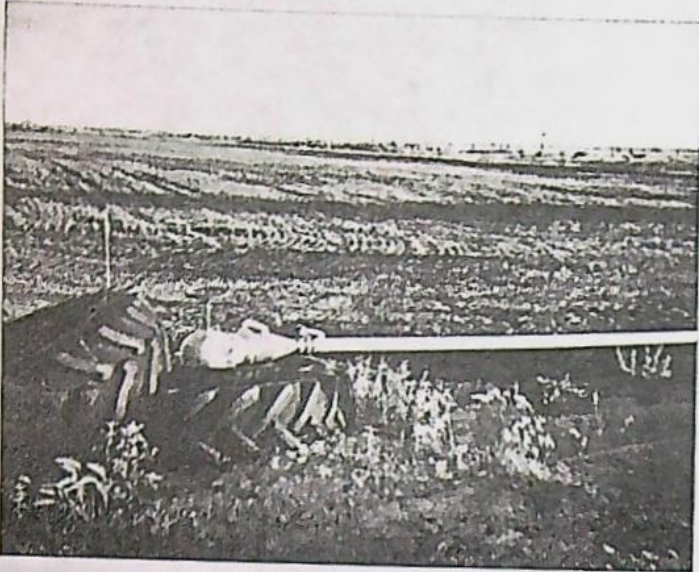
My Commission Expires 12-19-06

T-9479

RECEIVED

JUN 25 2003

WATER RESOURCES DEPT.
SALEM, OREGON



TB 20



2D VIEW N
FROM SE Corner

B-11148

T-9479



2-11

WARRANTY DEED

New Deed

WILLIAM H. GADBURY and ROBIN E. GADBURY, as tenants by the entirety, Grantor(s) hereby grant, bargain, sell, warrant and convey to:
 DELFORD L. CORNING and NANCY A. CORNING, husband and wife, Grantee(s) and grantee's heirs, successors and assigns the following Described real property, free of encumbrances except as specifically set forth herein in the County of HARNEY and State of Oregon, to wit:

Land in Harney County, Oregon, as follows:

In Twp. 23 S., R. 32 E., W.M.:

Sec. 3: Government Lot 2, SW1/4NE1/4, SE1/4NW1/4.

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

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

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

The true and actual consideration for this conveyance is \$120,000.00.

Until a change is requested, all tax statements shall be sent to Grantee at the following address: 35468 Hwy 20 East, Burns, OR 97720

Dated this 3 day of June, 2003.

William H. Gadbury
 WILLIAM H. GADBURY

Robin E. Gadbury
 ROBIN E. GADBURY

State of Oregon
 County of HARNEY

This instrument was acknowledged before me on June 3, 2003 by WILLIAM H. GADBURY and ROBIN E. GADBURY.



Terri Jo Morgan
 (Notary Public for Oregon)

My commission expires 12-19-06

ESCROW NO. BU0016318

Return to:

DELFORD L. CORNING
35468 Hwy 20 E
 BURNS, OR 97720

STATE OF OREGON
 County of Harney

I certify that the within instrument was received for record on June 3, 2003 at 1:12 PM and recorded Microfilm Number 20031054

Debra Robinson
 Deputy

RECEIVED

JUN 25 2003

WATER RESOURCES DEPT
 SALEM, OREGON

T-9479

MAY 9 1996

950721

old Deed

89
148

WARRANTY DEED

WILLIAM F. THOMASSON, JR., JOAN MARIE KRUEGER, JULIA ANNE LESSAR aka JULIE ANN LESSAR and LINCOLN WADE THOMASSON, called grantors herein, hereby convey to WILLIAM H. GADBURY and ROBIN E. GADBURY, husband and wife, whose address is 4535 W. Sarah 105-65-M, Las Vegas, NV 89102, the following described real property:

The real property which is more particularly described in Exhibit "A", herewith attached and by this reference incorporated herein"

and covenant that grantors are the owners of the above described property free of all encumbrances except as shown herein; and will warrant and defend the same against all persons who may lawfully claim the same, except as shown above.

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

The consideration paid for this transfer, is \$130,000.00.

After recording return to: Grantee.

Until a change is requested, all tax statements shall be sent to the following address: William H. Gadbury and Robin E. Gadbury, PO Box 876, Burns, OR 97720.

DATED: 5-5-96, 1996.

William F. Thomasson, Jr.
WILLIAM F. THOMASSON, JR.

By Jessie Joan Thomasson
Jessie Joan Thomasson, Attorney in Fact
for William F. Thomasson, Jr.

Julia Anne Lessar
JULIA ANNE LESSAR aka JULIE ANN LESSAR

By Jessie Joan Thomasson
Jessie Joan Thomasson, Attorney in Fact
for Julia Anne Lessar aka Julie Ann Lessar

Joan Marie Krueger
JOAN MARIE KRUEGER

By Jessie Joan Thomasson
Jessie Joan Thomasson, Attorney in Fact
for Joan Marie Krueger

Lincoln Wade Thomasson
LINCOLN WADE THOMASSON

By Jessie Joan Thomasson
Jessie Joan Thomasson, Attorney in Fact
for Lincoln Wade Thomasson

1 - WARRANTY DEED-THOMASSON/GADBURY
(F:\W\15064-017\warranty.dee)

RECEIVED

JUN 25 2003

WATER RESOURCES DEPT
SALEM, OREGON

T-9479

MAY 9 1995

950721

STATE OF OREGON, County of Harney) ss.

This instrument was acknowledged before me on May 5th, 1995, by JESSIE JOAN THOMASSON, as attorney-in-fact for William F. Thomasson, Jr., Joan Marie Krueger, Julia Anne Lessor aka Julie Ann Lessor, and Lincoln Wade Thomasson.



Siobhan M. Carlon
Notary Public for Oregon
My Commission Expires: 4-24-98

Prepared by:
CRAMER & MALLON
Attorneys at Law
90 W. Washington St.
Burns, OR 97720



STATE OF OREGON }
County of Harney } ss.

I certify that the within instrument was received for record on the 10th day of May, 1995, at 10:30 o'clock A.M. and recorded in my office under 950721 and indexed in Deed book of said County.
Notary Public, Harney County
By: Siobhan M. Carlon

2 - WARRANTY DEED-THOMASSON/GADBURY
(F:\wks\656\047\warranty.dee)

RECEIVED

JUN 25 2003

WATER RESOURCES DEPT
SALEM, OREGON

7.9479

Land Use Information Form: Water Right Transfers, Use of Conserved Water, Exchanges

This information is needed to determine compatibility with local comprehensive plans as required by ORS 197.180. The Water Resources Department will use this and other information to evaluate the water use application. **DO NOT FILL OUT THIS FORM IF:** 1) Water is to be diverted, conveyed, and/or used only on federal lands; or 2) if ALL OF THE FOLLOWING APPLY: a) the application is for a change in the place of use, b) there are no structural changes, c) the use is irrigation, and d) the use is located in irrigation districts or exclusive farm use zones.

Applicant's Name: Delford & Nancy Corning
 Address: 71328 Foley Rd.
 City: Burns State: OR Zip: 97720 Day Phone: 541-573-3213

Please provide information as requested below for all tax lots on or through which water will be diverted or used. (Attach extra sheets as necessary.) Applicants for municipal use may substitute existing and proposed service area boundaries for the tax lot information requested below.

(CHECK ALL THAT APPLY)

TAX LOT LOCAL ID #	PLAN DESIGNATION/ZONING (e.g. Rural Residential/RR-5)	WATER DIVERTED	WATER CONVEYED	WATER USE
200	EFU			X

Please list all counties and cities within which water is proposed to be diverted, conveyed, and/or used.
Harney County

The following section must be completed by a planning official from each county and city listed unless your project will be located entirely within the city limits. In this case, only the city planning agency must complete this form. Please request additional forms as needed.

=====

For Local Government Use Only

Local government planning officials are to complete the remainder of the form and return it to the applicant for inclusion in the application.

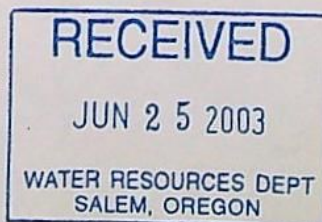
a) Check the appropriate box below and provide requested information.

- ☒ Land uses to be served by proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan.
 Cite applicable ordinance section(s); 3.010. Go to section b) on reverse side.
- ☐ Land uses to be served by proposed water uses (including proposed construction) involve discretionary land use approvals as listed in the table below. **Note:** Please attach documentation of applicable local land use approvals which have already been obtained. (Record of Action plus accompanying findings is sufficient.)

(CHECK THE BOX THAT APPLIES)

Type of Land Use Approval Needed (e.g. Plan amendments, rezones, conditional use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Already Obtained	Already Denied	Being Pursued Satisfactorily

T-9479



1/2000

Description of Water Use

Note to Applicant: This sheet will provide local planning staff with a basic description of your proposed water use. Please fill out this sheet before bringing the attached land use form to your local planning office. It will help local planning offices complete your land use information form quickly.

Note to Local Planning Officials: Please initial this sheet. Do not separate it from the land use information form. If needed, please make a separate copy for your records.

Applicant Name: Delford & Nancy Corning
Address: 71328 Foley Rd.
Burns, OR 97720
Phone: 541-573-3213

Please indicate what you will use the water for. Check all boxes that apply and fill in the blanks with key characteristics of the project

- ☒ Irrigation (crop type, golf course, nursery or greenhouse): Irrigation of hay crop
- ☐ Livestock (type of livestock, feedlot, slaughterhouse): _____
- ☐ Residential (# units, single or multi-family, # lots if partition or subdivision): _____
- ☐ Commercial (i.e., retail, office, restaurant, gas station, hotel service, etc): _____
- ☐ Industrial (i.e., factory, pulp mill, research and development, processing, etc): _____
- ☐ Institutional (i.e., school, library, etc): _____
- ☐ Mining (aggregate, metal, open pit, placer, etc.): _____
- ☐ Recreation (park, campsite, pond, etc.): _____
- ☐ Fish and Wildlife (pond, hatchery, etc.): _____
- ☐ Hydropower (dam, reservoir, power generating or transmitting facilities): _____
- ☐ Other (Name and list key characteristics): _____

Indicate sources for the proposed water use below	Indicate the estimated quantity of water the use will require
☐ Surface water Name sources: _____ _____	<u>.26</u> Cubic feet per second _____ Gallons per minute _____ Acre-feet
☐ Reservoir or pond	
☒ Ground Water	

Water Resources Department
Commerce Building
158 12th Street NE
Salem, OR 97301-4172

T-94779

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JUN 25 2003

WATER RESOURCES DEPT
SALEM, OREGON

b) Please provide printed name and written signature.

Name: Richard H. Jennings Date: 6/18/03

Title: Planning Director Phone: 541-573-6655

Signature: [Handwritten Signature]

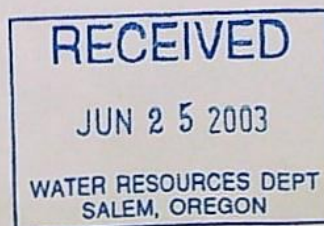
Local governments are invited to express special land use concerns or make recommendation to the Department regarding this proposed use of water below, or on a separate sheet.

Additional Comments:

[Lined area for additional comments]

Water Resources Department
158 12th Street NE
Salem, OR 97301-4172
(503) 378-3739

T-9479



1/2000 glo

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

158 12TH ST. N.E.
SALEM, OR 97301-4172
378-8455 / 378-8130 (FAX)

RECEIPT # **60812**

INVOICE # _____

RECEIVED FROM: William H. Gadbury

BY: _____

APPLICATION	
PERMIT	
TRANSFER	T 9479

CASH: ☐ CHECK: # 1866 OTHER: (IDENTIFY) ☐ _____

TOTAL REC'D \$ 200.00

0401 TREASURY 0417 WRD MISC CASH ACCT

0407	COPIES		\$
_____	OTHER: (IDENTIFY)	_____	\$
_____	OTHER: (IDENTIFY)	_____	\$

0427 WRD OPERATING ACCT

MISCELLANEOUS

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

**RECEIVED
OVER THE COUNTER**

WATER RIGHTS:

0201	SURFACE WATER	EXAM FEE	0202	RECORD FEE
0203	GROUND WATER	\$	0204	\$
0205	TRANSFER	\$ <u>200.00</u>		\$

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: **60812**

DATED: 6/25/03 BY: Connie Vance

TRANSFER CHECK OFF LIST

TRANSFER FILE #

9479

DATE RECEIVED

6-25-03

DATE MONEY SLIPPED

6-25-03

DATE RECEIPTED

6-25-03

VALID WATER RIGHT?

X Yes No

TEMP ALT AC (Greg) IRR DIST (Greg) PERM AMEND (Kelly) DIV 15 (Bernie Assigns)

TEMP Div 15 (Bernie) ISWR Bernie COPIES TO LIAISON

LETTER FROM ATTORNEY YES (PUT INFO ON FRONT COVER)

X NO

FOLDER FILLED OUT*

✓

INDEX CARD

✓

ENTERED IN DB

✓

TYPE BLACK BOOK

✓

(And color code)

RECORD MONEY/RECEIPT #

✓

CONTENTS MARKED

✓

COLOR CODED

✓ Yes

4 COPIES MADE & STAMPED

✓

CERTIFICATE MARKED

✓

CERTIFICATE COPIED

✓

PULL APPLICATIONS

APP FOLDER MARKED

FINAL PROOF MAP COPIED

PERMIT MARKED

PERMIT COPIED

PERMIT MAP COPIED

DECREE MARKED

DECREE COPIED

ADJUDICATION MAP COPIED

File at esc. will mark when returned. If you need a copy of map please call. S.H.

ENTRIES CHECKED-

CHECKED BY

INIT FOLDER

PUBLIC NOTICE DATE

7-8-03

(PREPARED & COPIED) ✓

LETTER SENT

✓

Irrigation District X (copy of app & map)

COPY TO WM

✓

BLUE FORM TO WM

✓

Orange Perm Amend/Yellow Temp/Grn Dist/Lav Alt Acr/pink hi:

COPY TO GW

✓

POA, APOA, or [SW TO GW ONLY(as POD)]

BLUE FORM TO GW

✓

Orange Perm Amend/Yellow Temp/Grn Dist/Lav Alt Acr/pink hi:

COPY TO CWRE

✓

LETTER TO ODFW

X

ALL Surface water POU/USE (POD and APOD FISH SCREENS)

TRANSFER SENT TO:

Carrie

SW — NCR — SCR — ER

*SHRINK DATA IF THERE ARE MANY FILES INVOLVED AND GLUE TO FOLDER

PUBLIC NOTICE 07/08/2003

COUNTY:	HARNEY
TRANSFER:	9479
CERTIFICATE:	55576
PRIORITY DATE:	08/29/1977
NAME:	DELFORD & NANCY CORNING
ADDRESS:	71328 FOLEY ROAD; BURNS OR 97720
CHANGE:	POA
SOURCE:	WELL
AUTHORIZED POA:	T23S R32E 3
PROPOSED POA:	T23S R32E 3