

T-13794

Regular

T-13794

Name MBN, LLCAddress 5256 S. Mission Rd. Ste 205
Bonsall, CA 92003Change in POUDate Filed 8-16-2021Initial notice date 9-7-2021

DPD issued date _____

PD issued date _____

PD notice date _____

Date of FO 4/3/2025 Vol 134 Page 261-262

C-Date _____

COBU due date _____

COBU Received date _____

Certificate issued _____

Assignments: _____

Irrigation District _____

Agent John A. Short - johnshort@usa.com

CWRE _____

CC's list Grant County

DESCRIPTION OF WATER RIGHT(S)

Name of Stream Springs ; Unnamed StreamTrib. of Fox CreekUse IrrigationCounty Grant

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

Name of ditch _____

App# Decree Per # v. 10 pg. 365 Cert # 24983 PR Date 12/31/1884App# " Per # " Cert # 25323 PR Date 12/31/1882

App# _____ Per # _____ Cert # _____ PR Date _____

App# _____ Per # _____ Cert # _____ PR Date _____

App# _____ Per # _____ Cert # _____ PR Date _____

FEES PAID

Date	Amount	Receipt #
8-16-2021	\$1,680.00	136177
8-26-2021	\$ 290.00	136253

FEES REFUNDED

Date	Amount	Receipt #

☐ - Oversized map - Location _____



Oregon

Tina Kotek, Governor

Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301

Phone 503 986-0900

Fax 503 986-0904

April 3, 2025

MGN LLC
5256 S Mission Rd Suite #703-462
Bonsall, CA 92003

ORDER ON WITHDRAWN APPLICATION

Reference: Transfer Application T-13794

The above referenced transfer application was withdrawn from the record of the Water Resources Department on April 3, 2025, by Special Order Volume 134, Page 261 (copy enclosed).

The transfer application is no further force or effect.

If you have any questions related to the withdrawal of this transfer, you may contact your caseworker, Arla Davis, by telephone at (503) 979-3129 or by e-mail at Arla.L.Davis@water.oregon.gov.

Sincerely,

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

cc: Eric W. Julsrud, Watermaster Dist. # 4 (via email)
John A. Short, Agent
Grant County, Local Government

Enclosure

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Transfer Application	)	FINAL ORDER WITHDRAWING AN
T-13794, GRANT County	)	APPLICATION FOR A WATER RIGHT
	)	TRANSFER

Authority

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

Applicant

MGN, LLC
5256 S. MISSION RD. STE. 205
BONSALL, CA 92003

Findings of Fact

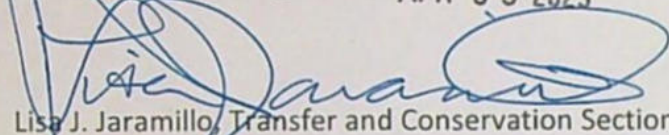
1. Transfer Application T-13794, in the name of MGN, LLC, was filed on August 16, 2021, to change the places of use under Certificates 24983 and 25323.
2. On February 29, 2024, the Department mailed a copy of the draft Preliminary Determination to the applicant, proposing to deny Transfer Application T-13794 due to the potential for enlargement, and injury to other downstream water rights due to the loss of return flows.
3. On January 21, 2025, the Department issued a Preliminary Determination proposing to deny Transfer Application T-13794.
4. On March 12, 2025, the applicant's attorney, submitted a request via email requesting Transfer Application T-13794 be withdrawn.

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

Now, therefore it is ORDERED:

Transfer Application T-13794, in the name of MGN, LLC, is withdrawn and of no further force or effect.

Dated in Salem, Oregon on **APR 03 2025**

A handwritten signature in blue ink, appearing to read "Lisa J. Jaramillo", is written over the printed name and title.

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

Mailing date: APR 04 2025

DAVIS Arla L * WRD

From: Langford, Shonee D. <SLangford@SCHWABE.com>
Sent: Wednesday, March 12, 2025 8:49 AM
To: DAVIS Arla L * WRD
Cc: fivespringsranch60@gmail.com; tamnrettig@yahoo.com;
roxanne@greeneassociates.org; johnshort@usa.com; Bryce Withers
Subject: Request to Withdraw Application T-13794 (MGN LLC) [IMAN-PDX.FID4706305]

Good morning Arla,

I represent MGN LLC in connection with transfer application T-13794 and am writing to withdraw the application. I have copied the applicant's representatives and their designated agents on this email. Please copy me when you issue the order of withdrawal.

Many thanks,

Shonee

Shonee Langford

Of Counsel
D: (503) 540-4261
C: (503) 807-2082
slangford@schwabe.com

Schwabe

NOTICE: This email may contain material that is confidential, privileged and/or attorney work product for the sole use of the intended recipient. Any review, reliance or distribution by others or forwarding without express permission is strictly prohibited. If you are not the intended recipient, please contact the sender and delete all copies.



Oregon

Tina Kotek, Governor

Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301

Phone 503 986-0900

Fax 503 986-0904

www.oregon.gov/owrd

January 21, 2025

VIA CERTIFIED MAIL AND E-MAIL

MGN LLC
5256 S MISSION RD STE 205
BONSALL, CA 92003

SUBJECT: Water Right Transfer Application T-13794

Please find enclosed the Preliminary Determination indicating that, based on the information available, the Department intends to DENY application T-13794. This document is an intermediate step in the approval process; water may not be used legally as proposed in the transfer application until a Final Order has been issued by the Department. Please read this entire letter carefully to determine your responsibility for additional action.

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

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

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

Please don't hesitate to contact me at 503-979-3129 or arla.l.davis@water.oregon.gov, if I may be of assistance.

Sincerely,

Arla L Davis

Arla L Davis
Transfer Specialist
Transfer and Conservation Section

cc: T-13794
Eric W. Julsrud, District 4 Watermaster (*via e-mail*)
John A. Short, Agent for the applicant (*via e-mail*)

encs

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

In the Matter of Transfer Application	)	PRELIMINARY DETERMINATION
T-13794, GRANT County	)	PROPOSING DENIAL OF CHANGES IN
	)	PLACES OF USE

Authority

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

Applicant

MGN, LLC
5256 S. MISSION RD. STE. 205
BONSALL, CA 92003

Findings of Fact

1. On August 16, 2021, MGN, LLC, filed an application to change the places of use under Certificates 24983 and 25323. The Department assigned the application number T-13794.
2. Notice of the application for transfer was published on September 7, 2021, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. On February 29, 2024, the Department mailed a copy of the draft Preliminary Determination proposing to deny Transfer Application T-13794 to the applicant. The draft Preliminary Determination cover letter set forth a deadline of March 28, 2024, for the applicant to respond. The applicant did not respond by the deadline and did not provide the necessary information to demonstrate that the applicant is authorized to pursue the transfer and therefore the application is incomplete.
4. On March 26, 2024, the Department sent a reminder via email to the agents for the applicant regarding the deadline to submit the necessary information to proceed with processing of Transfer Application T-13794.
5. On April 18, 2024, the agent for the applicant provided the Department with Report of Ownership Information prepared by a title company, however, the agent did not provide consent to injury affidavits or amendments to the application to overcome the findings described in the Draft Preliminary Determination of injury and enlargement.

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

6. On June 6, 2024, the Department contacted the agent for the applicant regarding whether or not the applicant would be providing consent to injury affidavits or would amend the application to overcome the findings of injury and enlargement described in the Draft Preliminary Determination. The agent for the applicant contacted the Department by phone to request additional time to respond. The Department set a new deadline of June 20, 2024, for the applicant to respond.
7. On June 20, 2024, the agent for the applicant contacted the Department and requested an additional 4 weeks to obtain consent to injury forms needed to overcome the finding of injury.
8. On August 21, 2024, the Department attempted to contact the agent for the applicant by phone and left a voicemail regarding T-13794. The agent did not respond.
9. On August 26, 2024, pursuant to ORS 540.530(1)(b) and OAR 690-380-5030(1), the applicant submitted a notarized affidavit of consent from the holder of affected water right Certificates 25813 and 25809, consenting to the proposed changes under Transfer Application T-13794.
10. On January 14, 2025, the Department contacted the agent for the applicant because the Department has not received a notarized affidavit of consent from the holder of affected right 25810. The agent asked the Department to proceed with a Preliminary Determination to deny Transfer Application T-13794. Because the Draft Preliminary Determination findings of injury and enlargement are not able to be overcome at this time, Transfer Application T-13794 is denied as incomplete, pursuant to OAR 690-380-5030 and 690-380-5040.
11. The first right to be transferred is as follows:

Certificate: 24983 in the name of GEO. G. CARSON (confirmed by the John Day River (F) Decree of Record at Salem in the Order Record of the Water Resources Director, in Volume 15, Page 461.)

Use: IRRIGATION of 14.4 acres

Priority Date: 1884

Limit/Duty: The amount of water to which such right is entitled, for aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 1/40 cubic foot per second, per acre irrigated to June 1 and 1/80 cubic foot per second per acre thereafter; further limited to one acre-foot per calendar month to June 1, and four acre-feet per acre during season April to Sept. 30, measured at point of diversion.

Period of Use: APRIL 1 TO SEPTEMBER 30

Source: SPRINGS in NE¼ SW¼ Section 8, T. 11S., R. 30 E., W.M., and unnamed tributary of FOX CREEK or COTTONWOOD CREEK

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
11 S	30 E	WM	7	SE NE	4.8
11 S	30 E	WM	7	NE SE	9.6
Total Acres					14.4

12. Certificate 24983 does not specify the location of the points of diversion. However, based upon information provided by the applicant, the points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
11 S	30 E	WM	8	NE SW	SPRING AND UNNAMED TRIBUTARY – 1400 FEET NORTH AND 280 FEET WEST FROM THE S 1/4 CORNER OF SECTION 8

13. Transfer Application T-13794 proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
11 S	30 E	WM	8	SW NE	4.4
11 S	30 E	WM	8	NE SW	0.9
11 S	30 E	WM	8	NW SE	9.1
Total Acres					14.4

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

Certificate: 25323 in the name of MABELLE HESSER (confirmed by the John Day River (F) Decree of Record at Salem in the Order Record of the Water Resources Director, in Volume 15, Page 461)

Use: IRRIGATION of 20.6 ACRES

Priority Date: 1882

Limit/Duty: The amount of water to which such right is entitled, for aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 1/40 cubic foot per second per acre irrigated to June 1 and 1/80 cubic foot per second per acre thereafter; further limited to one acre-foot per calendar month to June 1 and four acre-feet per acre during season April 1 to Sept. 30, measured at point of diversion.

Period of Use: APRIL 1 TO SEPTEMBER 30

Source: SPRING in NE¼ SW¼ Section 8, T.11S., R30 E., W.M., and unnamed tributary of FOX CREEK

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
11 S	30 E	WM	8	SW NW	0.4
11 S	30 E	WM	8	NE SW	9.0
11 S	30 E	WM	8	NW SW	9.6
11 S	30 E	WM	8	NE SE	1.6
Total Acres					20.6

15. Certificate 25323 does not specify the location of the points of diversion. However, based upon information provided by the applicant, the points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
11 S	30 E	WM	8	NE SW	SPRING AND UNNAMED TRIBUTARY – 1400 FEET NORTH AND 280 FEET WEST FROM THE S 1/4 CORNER OF SECTION 8

16. Transfer Application T-13794 proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
11 S	30 E	WM	8	SW NE	1.1
11 S	30 E	WM	8	SE NE	0.1
11 S	30 E	WM	8	NE SE	9.4
11 S	30 E	WM	8	NW SE	10.0
Total Acres					20.6

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

17. Water has been used within the five-year period prior to submittal of Transfer Application T-13794 according to the terms and conditions of the rights. There is no information in the record that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
18. A water delivery system sufficient to use the full amount of water allowed under the existing rights were present within the five-year period prior to submittal of Transfer Application T-13794.
19. The water rights are subject to transfer as defined in ORS 540.505(4) and OAR 690-380-0100(14).
20. Certificate 24983 is a "Sub-Irrigation" water right. The John Day Decree and the proof of claim for this right clearly indicate no ditches or delivery system was used. Irrigation was accomplished by natural sub-irrigation. The lands currently irrigated under Certificate 24983, would continue to receive water from the same source resulting in enlargement of the right.
21. The lands involved in this transfer are arranged in a natural draw or swale. Water is carried in this swale/draw to down-stream water rights, specifically Water Right Certificates 25813, 25810 and 25809 in the immediate vicinity of the POU. Removing these acres from this draw/swale as proposed will stop return flow to the downstream rights. The proposed change in places of use of Certificates 24983 and 25323 would cause injury to Certificates 25813, 25810, and 25809.
22. All other application requirements are met.

Determination and Proposed Action

The changes in places of use proposed in Transfer Application T-13794 appear to be not consistent with the requirements of ORS 540.505 to 540.580 and OAR 690-380-5000. If protests are not filed pursuant to OAR 690-380-4030, the transfer application will be denied.

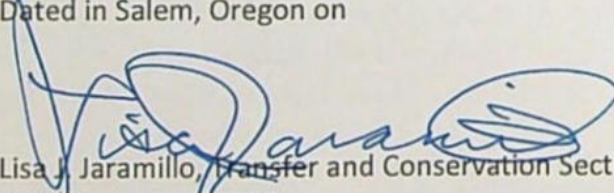
If the issues identified above are resolved and Transfer Application T-13794 is approved, the final order will include the following:

1. *The change in places of use proposed in Transfer Application T-13794 are approved.*

2. *The right to the use of the water is restricted to beneficial use at the place of use described and is subject to all other conditions and limitations contained in Certificates 24983 and 25323 and any related decree.*
3. *Approval of this transfer application does not constitute nor grant legal access onto or through another person's property for purposes of accessing the new places of use.*
4. *Water right Certificates 24983 and 25323 are cancelled.*
5. *The former places of use of the transferred rights shall no longer receive water under the rights.*
6. *Water use measurement conditions:*
 - a. *Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, with the exception that water rights issued to the Bureau of Reclamation or an irrigation district (or similar entity) are not subject to this condition.*
 - b. *The water user shall maintain the meters or measuring devices in good working order.*
 - c. *The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.*
7. *Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2026**. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.*
8. *After satisfactory proof of beneficial use is received, new certificates confirming the rights transferred will be issued.*

Dated in Salem, Oregon on

JAN 21 2025


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

This Preliminary Determination was prepared by Arla L Davis. If you have any questions about the information in this document, you may reach me at 503-979-3129 or arla.l.davis@water.oregon.gov

Protests

Under the provisions of ORS 540.520(6) & (7) and OAR 690-380-4030, within 30 days after the last date of publication of the newspaper notice or the Department's weekly notice as prescribed by OAR 690-380-4020, whichever is later, any person may file, jointly or severally, a

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

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

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

Requests for Standing

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

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

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

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

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

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

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

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

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

If you have questions about how to file a protest or if you have previously filed a protest and you want to know the status, please contact Will Davidson at 503-986-0801.

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

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

AUG 26 2024

Salem, OR

AFFIDAVIT CONSENTING TO PROPOSED WATER RIGHT TRANSFER

State of Oregon)

County of Grant)

ss.

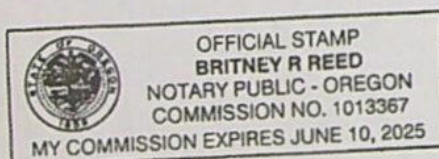
I, Roy Vardanega in my capacity as member, Circle V Ranch, LLC (Owner),

mailing address 29436 Hwy 395 Fox, OR 97586,telephone number 541-421-2036, duly sworn depose and say that:

- 1) I am the holder(s) of a water rights (Certificates 25813 & 25809) that the Department has determined would be injured as a result of the proposed change in place of use requested under Transfer Application T-13794.
- 2) I have reviewed the Water Resources Department's Draft Preliminary Determination for Transfer Application T-13794 that concluded the proposed change in place of use would result in injury to my water rights (Certificates 25813 & 25809);
- 3) I recognize the nature of the injury;
- 4) I understand that approval of the proposed Transfer Application T-13794 may permanently reduce the quantity of water available for use under my water rights (Certificates 25813 & 25809); and
- 5) I consent to the injury to my water rights (Certificates 25813 & 25809) resulting from the proposed change in place of use requested under Transfer Application T-13794.

Signature of Affiant

Date

5-9-24Subscribed and Sworn to before me this 9th day of May, 2024.Britney R Reed
Notary Public for OregonMy commission expires June 10, 2025

Land Title Company of Grant County, Inc.

145 NE Dayton Street, John Day, Oregon 97845

Phone: 541-575-1529 Fax: 1-541-628-7415

kristen@ltcofgrantcounty.com

April 18, 2024

PREPARED FOR: Water Right Services, LLC – Bryce Withers

TAX ACCOUNT: 17-3 11-30 TL303; Ref. 7124
17-3 11-30 TL402; Ref. 8027
17-3 11-30 TL1301; Ref. 38406

PROPERTY ADDRESS: 30493 Highway 395 N

ASSESSED TO: MGN LLC, an Oregon Limited Liability Company

INCLUDED ARE THE FOLLOWING:

- The Grant County Assessor's Property Information
- Last Deed of Record
- County Map

This information was prepared by: *Kristen Coombs*

THE INFORMATION SHOWN ABOVE HAS BEEN COMPILED FROM THE LATEST TAX INFORMATION RECORDS PROVIDED US BY THE TAX ASSESSOR'S OFFICE AND IS PROVIDED AS A COURTESY TO YOU AND YOUR CUSTOMER. NO LIABILITY IS ASSUMED FOR ANY ERRORS IN THIS REPORT.

DAR 836-080-0337 GOVERNS THE INFORMATION WE ARE ABLE TO PROVIDE. THIS SERVICE MAY BE DISCONTINUED AT ANY TIME WITHOUT NOTICE.



Notice: The information provided here is for convenience ONLY. The records located at the Grant County Assessor's office are the one and only legal instruments for assessment purposes. Although reasonable attempts are made to maintain this information as accurately as possible, these documents are being provided as an informational convenience ONLY. Grant County is not, in any way, liable for any inaccuracies, inconsistencies, errors, omissions, or other deviations in these documents from the original copies maintained and filed at the Grant County Assessor's Office, Canyon City, Oregon.

Date Web Site was last updated 4/18/2024

Value and tax information for tax year 2023

Ref#:7124 Type of Property : REAL PROPERTY

MAP#	TAX LOT#	A NUM	CODE	PROPERTY CLASS/DESC
11S30	303	0	1703	541 FARM USE/UNZONED/IMP

OWNER:	MGN, LLC
CONTRACT:	
ETAL(s):	
MAILING ADDRESS:	
	5256 S MISSION RD, STE 703-462
CITY/ST:	BONSALL, CA ,92003

PROPERTY ADDRESS: 30493 HIGHWAY 395 N COUNTY

NOTES:
UNZONED FARM USE-POTENTIAL ADD. TAX

	REAL MKT VALUE	ASSESSED(TAXABLE) VALUE
LAND	\$1,478,150	
STRUCTURES	\$180,930	
SUBTOT	\$1,659,080	\$239,916
TOTAL	\$1,659,080	\$239,916

PROPERTY TAX INFORMATION

Do not pay this amount! For current balance owing, contact our office.
Contact information may be found at this web page [Assessor/Tax Collector](#)

BASE TAX	\$2,748.59
SPECIAL ASSESSMENTS	
FIRE PATROL	\$1,720.36
TOTAL BASE TAX & SPECIAL ASSESSMENTS	\$4,468.95

BUILDING DESCRIPTIONS

ROOM COUNT (For Structure #1 below)

NO OF FLOORS	LIV RM	KIT	DIN RM	FAM RM	BED RM	BATH	1/2 BATH	UTIL	OTHER	FP/WS
1	1	1	0	0	2	1	1	0	0	2

STRUCTURES

#	BLDG CLASS	DESCRIPTION	MAIN SQ FT	UPPR SQ FT	BSMT SQ FT	YEAR BLT	YEAR APPR	MKT VALUE	RE-MDL
1	131	CLASS 3 SINGLE FAMILY DWELLING	1,056	0	0	1968	2021	\$98,000	0
2	999	RESIDENTIAL MISC IMPROVEMENTS	0	0	0	0	2021	\$2,820	0
3	999	RESIDENTIAL MISC IMPROVEMENTS	0	0	0	0	2021	\$6,380	0
4	999	RESIDENTIAL MISC IMPROVEMENTS	0	0	0	0	2021	\$7,850	0
5	305	DRC BUILDING	0	0	0	1900	2021	\$1,420	0
6	365	HAY COVER - CLASS 5	2,160	0	0	0	2021	\$17,430	0
7	326	GENERAL PURPOSE BLDG - CLASS 6	864	0	0	0	2021	\$18,320	0
8	355	FEEDER BARN - CLASS 5	2,640	0	0	0	2021	\$9,370	0
9	305	DRC BUILDING	0	0	0	0	2021	\$1,420	0
10	305	DRC BUILDING	0	0	0	0	2021	\$0	0
11	365	HAY COVER - CLASS 5	1,200	0	0	0	2021	\$7,460	0
12	317	MP-5 SHED GAMBREL ROOF	288	0	0	2020	2021	\$10,460	0

To View the Diagram of Improvements to This Property [Click Here](#)

LAND DESCRIPTIONS

LINE #	ACRES	LAND CODE	DESCRIPTION	DIMENSIONS	MARKET VALUE
1	2.00	OSD		-	\$38,690
2	918.00	FVA		-	\$1,439,460
TOTAL	920.00				

SALES

SEQ #	SALES DATE	SALES AMOUNT	#PARCELS SOLD	DOC TYPE	DOCUMENT NUMBER
1	2/12/2009	\$2,900,700	9	WD	90274
2	2/15/2006	\$1,135,000	6	WD	60339

NEW SEARCH



Notice: The information provided here is for convenience ONLY. The records located at the Grant County Assessor's office are the one and only legal instruments for assessment purposes. Although reasonable attempts are made to maintain this information as accurately as possible, these documents are being provided as an informational convenience ONLY. Grant County is not, in any way, liable for any inaccuracies, inconsistencies, errors, omissions, or other deviations in these documents from the original copies maintained and filed at the Grant County Assessor's Office, Canyon City, Oregon.

Date Web Site was last updated 4/18/2024

Value and tax information for tax year 2023

Ref#:8027 Type of Property : REAL PROPERTY

MAP#	TAX LOT#	A NUM	CODE	PROPERTY CLASS/DESC
11S30	402	0	1703	540 FARM USE/UNZONED/VAC

OWNER:	MGN, LLC
CONTRACT:	
ETAL(s):	
MAILING ADDRESS:	
	5256 S MISSION RD, STE 703-462
CITY/ST:	BONSALL, CA ,92003

PROPERTY ADDRESS: 0

NOTES:

UNZONED FARM USE-POTENTIAL ADD. TAX

	REAL MKT VALUE	ASSESSED(TAXABLE) VALUE
LAND	\$440,760	
STRUCTURES	\$0	
SUBTOT	\$440,760	\$11,764
TOTAL	\$440,760	\$11,764

PROPERTY TAX INFORMATION

Do not pay this amount! For current balance owing, contact our office.
Contact information may be found at this web page [Assessor/Tax Collector](#)

BASE TAX	\$134.77
SPECIAL ASSESSMENTS	
FIRE PATROL	\$652.63
TOTAL BASE TAX & SPECIAL ASSESSMENTS	\$787.40

LAND DESCRIPTIONS

LINE #	ACRES	LAND CODE	DESCRIPTION	DIMENSIONS	MARKET VALUE
1	360.00	FVA		-	\$440,760
TOTAL	360.00				

SALES

SEQ #	SALES DATE	SALES AMOUNT	#PARCELS SOLD	DOC TYPE	DOCUMENT NUMBER
1	2/12/2009	\$2,900,700	9	WD	90274
2	2/15/2006	\$1,135,000	6	WD	60339

NEW SEARCH



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Date Web Site was last updated 4/18/2024

Value and tax information for tax year 2023

Ref#:38406 Type of Property : REAL PROPERTY

MAP#	TAX LOT#	A NUM	CODE	PROPERTY CLASS/DESC
11S30	1301	0	1703	540 FARM USE/UNZONED/VAC

OWNER:	MGN, LLC
CONTRACT:	
ETAL(s):	
MAILING ADDRESS:	
	5256 S MISSION RD, STE 703-462
CITY/ST:	BONSALL, CA ,92003

PROPERTY ADDRESS: 0

NOTES:

UNZONED FARM USE-POTENTIAL ADD. TAX

	REAL MKT VALUE	ASSESSED(TAXABLE) VALUE
LAND	\$428,310	
STRUCTURES	\$0	
SUBTOT	\$428,310	\$21,193
TOTAL	\$428,310	\$21,193

PROPERTY TAX INFORMATION

Do not pay this amount! For current balance owing, contact our office.
Contact information may be found at this web page [Assessor/Tax Collector](#)

BASE TAX	\$242.80
SPECIAL ASSESSMENTS	
FIRE PATROL	\$304.12
TOTAL BASE TAX & SPECIAL ASSESSMENTS	\$546.92

LAND DESCRIPTIONS

LINE #	ACRES	LAND CODE	DESCRIPTION	DIMENSIONS	MARKET VALUE
1	347.31	FVA		-	\$428,310
TOTAL	347.31				

SALES

SEQ #	SALES DATE	SALES AMOUNT	#PARCELS SOLD	DOC TYPE	DOCUMENT NUMBER
1	2/12/2009	\$2,900,700	9	WD	90274
2	3/02/2006	\$375,000	3	WD	60465
3	2/16/2006	\$375,000	3	WD	60365

NEW SEARCH

STATE OF OREGON

County of Grant

ss

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

MGN, LLC c/o SLR Farms
5965 Camino Del Rey
Bonvall CA 92003

After recording return to:

(This space) I certify that this instrument was received and recorded in the book of records of said county.

KATHY MCKINNON

Grant County Clerk

by Kathy McKinnon Deputy,

DOC# 200902740 PG 6
RCPT: 90274 48:50
2/12/2009 11:32 AM

WARRANTY DEED - STATUTORY FL.

Five Springs Ranch, LLC, Grantor, conveys and warrants to MGN LLC, an Oregon Limited Liability Company, Grantee, the following described real property free of encumbrances except as specifically set forth herein situated in Grant County, Oregon, to-wit:

See Exhibit "A" attached hereto and made a part hereof

Subject to and excepting those matters set forth in Exhibit "B" attached hereto and made a part hereof.

The true consideration for this conveyance is \$2,900,700.00.

21285 BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.303 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007. THIS INSTRUMENT DOES 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 THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES TO THE LOT, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 105.301 AND 195.303 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007.

IN WITNESS WHEREOF, Grantor has executed this instrument this 11th day of FEBRUARY, 2009.

Five Springs Ranch, LLC, Grantor

By: Ridgeline Properties, LLC, its member

By: Kimberly D. Wirth, member
Kimberly D. Wirth, Member

STATE OF OREGON)

) ss.

County of Grant.)

This deed was acknowledged before me on February 11, 2009, by Kimberly D. Wirth, as the member of Ridgeline Properties, LLC, who is the member of Five Springs Ranch, LLC.

Before me:

Tami A. Kowing
Notary Public for Oregon

My Commission Expires: 11/20/11



EXHIBIT "A"

20090274

TRACT I:

Township 11 South, Range 30 East of the Willamette Meridian, Grant County, Oregon:

Section 3: SW 1/4SW 1/4; W 1/2SE 1/4SW 1/4.

Section 4: SE 1/4SE 1/4.

Section 9: That portion of the NE 1/4NE 1/4 described as follows: Beginning at the Northeast corner of Section 9; thence South along the Section line, 250.0 feet to a point where the North right of way line of the old county road intersects said Section line; thence S89°43'W, along the North right of way line of the old county road, 1290.0 feet to the East line of said county road; thence North, along the East line of said old county road, 250.0 feet to the North section line of said Section 9; thence N89°43'E, along the section line, 1290.0 feet to the point of beginning.

(Tax Acct. 17-3 11-30 401; Ref. 7842)

TRACT II:

Township 11 South, Range 30 East of the Willamette Meridian, Grant County, Oregon:

Section 4: SW 1/4SE 1/4.

Section 9: All that portion of the NE 1/4 lying North of the center of Fox Creek as presently located as said center is referenced in Memorandum of Contract of Sale recorded December 5, 1984 in Deed Book 131, page 104. SAVE & EXCEPT a tract of land in the NE 1/4NE 1/4 described as follows: Beginning at the Northeast corner of Section 9; thence South along the Section line, 250.0 feet to a point where the North right of way line of the old county road intersects said Section line; thence S89°43'W, along the North right of way line of the old county road, 1290.0 feet to the East line of said county road; thence North, along the East line of said old county road, 250.0 feet to the North section line of said Section 9; thence N89°43'E, along the section line, 1290.0 feet to the point of beginning.

(Tax Acct. 17-3 11-30 403; Ref. 39422)

TRACT III:

Township 11 South, Range 30 East of the Willamette Meridian, Grant County, Oregon:

Section 9: All that portion of the East half (E 1/2) lying South of the center of Fox Creek as presently located as said center is referenced in Memorandum of Contract of Sale recorded December 5, 1984 in Deed Book 131, page 104.

(Tax Acct. 17-3 11-30 400; Ref. 6858)

TRACT IV:

Township 11 South, Range 30 East of the Willamette Meridian, Grant County, Oregon:

Section 4: S 1/2SW 1/4.

Section 9: NE 1/4NW 1/4; S 1/2NW 1/4; SW 1/4.

(Tax Acct. 17-3 11-30 402; Ref. 8027)

TRACT V:

Township 11 South, Range 30 East of the Willamette Meridian, Grant County, Oregon:

Section 10: SW 1/4; SW 1/4SE 1/4.

Section 15: NW 1/4.

(Tax Acct. 17-3 11-30 302; Ref. 6857)

TRACT VI:

Township 11 South, Range 30 East of the Willamette Meridian, Grant County, Oregon:

Section 5: SE 1/4.

Section 8: S 1/2; S 1/2N 1/2; N 1/2NE 1/4.

Section 9: NW 1/4NW 1/4.

Section 17: NE 1/4.

(Tax Acct. 17-3 11-30 303; Ref. 7124)

TRACT VII:

20090274

Township 11 South, Range 30 East, Willamette Meridian, Grant County, Oregon:

Section 7: SE1/4NE1/4; E1/2SE1/4.

Section 17: NW 1/4.

Section 18: NE1/4NE1/4 and all that portion of the SE1/4NE1/4 lying Easterly of the Pendleton-John Day Highway.

SAVE & EXCEPT the following parcels:

- (a) That portion of the E1/2SE1/4; SE1/4NE1/4 of Sec. 7, and the E1/2NE1/4 of Sec. 18, Twp. 11 S., R. 30 E., W.M., conveyed to Grant County, Oregon, by deed dated April 20, 1926, recorded April 21, 1926 in Book 37, page 395, Deed Records of Grant County, Oregon, for road right of way.
- (b) That portion of the E1/2SE1/4, SE1/4NE1/4 of Sec. 7, and SE1/4NE1/4, N1/2NE1/4 of Sec. 18, Twp. 11 S., R. 30 E., W.M., conveyed to the State of Oregon, by and through its State Highway Commission, by deed dated Sept. 9, 1938, recorded Oct. 11, 1938 in Book 42, pages 618-19, Deed Records of Grant County, Oregon, for highway right of way.
- (c) A tract of land in the NE1/4NE1/4 of Sec. 18, Twp. 11 S., R. 30 E., W.M., as follows:
Beginning at the Northwest corner of the NE1/4NE1/4 of said Sec. 18; thence South 500.0 feet; thence East 355.0 feet; thence North 500.0 feet; thence West 355.0 feet to the point of beginning.
(Tax Acct. 17-3 11-30 1301; Ref. 38406)

Township 11 South, Range 30 East, Willamette Meridian, Grant County, Oregon:

Section 17: N1/2SW 1/4; N1/2SE1/4.

Section 18: All that portion of the NE1/4SE1/4 lying Easterly of the Pendleton-John Day Highway.

SAVE & EXCEPT the following parcels:

- (a) That portion of the NE1/4NE1/4 of Sec. 18 conveyed to Grant County, Oregon, by deed dated April 20, 1926, recorded April 21, 1926, in Book 37, page 395, Deed Records of Grant County, Oregon, for highway right of way.
- (b) That portion of the NE1/4NE1/4 of Sec. 18, conveyed to the State of Oregon, by and through its State Highway Commission, by deed dated Sept. 9, 1938, recorded Oct. 11, 1938 in Book 42, page 618, Deed Records of Grant County, Oregon, for highway right of way.
- (c) That portion of the NE1/4SE1/4 of Sec. 18, conveyed to the State of Oregon, by and through its State Highway Commission, by deed dated June 29, 1938, recorded July 9, 1938, in Book 42, page 532, Deed Records of Grant County, Oregon, for highway right of way.
(Tax Acct. 17-3 11-30 1300, Ref. 6868)

Township 11 South, Range 30 East, Willamette Meridian, Grant County, Oregon:

Section 18: A tract of land in the NE1/4NE1/4 described as follows:

Beginning at the Northwest corner of the NE1/4NE1/4 of said Sec. 18; thence South 500.0 feet; thence East 355.0 feet; thence North 500.0 feet; thence West 355.0 feet to the point of beginning.

SAVE & EXCEPT the following parcels:

- (a) That portion conveyed to Grant County, Oregon, by deed dated April 20, 1926, recorded April 21, 1926, in Book 37, page 395, Deed Records of Grant County, Oregon, for highway right of way.
- (b) That portion conveyed to the State of Oregon, by and through its State Highway Commission, by deed dated Sept. 9, 1938, recorded Oct. 11, 1938 in Book 42, page 618, Deed Records of Grant County, Oregon, for highway right of way.
(Tax Acct. 17-3 11-30 2100; Ref. 6871)

20090274

Exhibit "B"

1. Unpatented mining claims, if any.
2. As disclosed by the tax roll the premises herein described have been zoned or classified for farm use. At any time that said land is disqualified for such use, the property may be subject to additional taxes or penalties and interest.
3. This report does not include a search for financing statements or agricultural services liens which are filed with the Secretary of State and any matters which would be disclosed thereby are expressly excluded from coverage herein.
4. Rights of the public in and to any portion of the herein described premises lying within the boundaries of streets, roads or highways.
5. Subject to any and all matter pertaining to irrigation ditches that may traverse subject property, including, but not limited to, easements and assessments, if any.
6. Easements, including the terms and provisions thereof:
For : the construction and maintenance of transmission lines and poles, together with all appurtenances thereto as more particularly described therein.
Granted to : California Pacific Utilities Company
Recorded : August 14, 1968
Book : 99
Pages : 421 and 422
Affects : Tract VI
7. Easement, including the terms and provisions thereof:
For : the construction and maintenance of transmission lines and poles, together with all appurtenances thereto as more particularly described therein.
Granted to : Blue Mountain Telephone, Inc.
Recorded : October 9, 1970
Book : 104
Page : 329
Affects : Tract VI
8. Easement, including the terms and provisions thereof:
For : the construction and maintenance of transmission lines and poles, together with all appurtenances thereto as more particularly described therein.
Granted to : C P National Corporation
Recorded : September 26, 1982
Book : 126
Page : 905
Affects : that portion of subject premises as more particularly described therein
9. Easement, including the terms and provisions thereof:
For : location of a power transmission line, together with all appurtenances thereto as more particularly described therein
Granted to : Fred E. Moore, et ux
Recorded : June 12, 1985
Book : 131
Page : 957
Affects : that portion of subject premises as more particularly described therein

20090274

10. Easement, including the terms and provisions thereof:
For : the construction and maintenance of underground telephone facilities, together with all appurtenances thereto as more particularly described therein
Granted to : Telephone Utilities of Eastern Oregon
Recorded : August 1, 1986
Book : 133
Page : 877
Affects : that portion of subject premises as more particularly described therein
11. Easement, including the terms and provisions thereof:
For : the construction and maintenance of underground telephone facilities, together with all appurtenances thereto as more particularly described therein
Granted to : Telephone Utilities of Eastern Oregon
Recorded : August 1, 1986
Book : 133
Page : 879
Affects : that portion of subject premises as more particularly described therein
12. Easement, including the terms and provisions thereof:
For : the construction and maintenance of underground telephone facilities, together with all appurtenances thereto as more particularly described therein
Granted to : Telephone Utilities of Eastern Oregon
Recorded : August 1, 1986
Book : 133
Page : 880
Affects : that portion of subject premises as more particularly described therein
13. Easement, including the terms and provisions thereof:
For : the construction and maintenance of underground telephone facilities, together with all appurtenances thereto as more particularly described therein.
Granted to : Telephone Utilities of Eastern Oregon
Recorded : December 7, 1987
Book : 136
Page : 90
Affects : Tract VI
14. Easement, including the terms and provisions thereof:
For : the construction and maintenance of underground telephone facilities, together with all appurtenances thereto as more particularly described therein.
Granted to : Telephone Utilities of Eastern Oregon
Recorded : February 5, 1988
Book : 136
Page : 350
Affects : that portion of subject premises as more particularly described therein
15. Easement, including the terms and provisions thereof:
For : the construction and maintenance of transmission lines and poles, together with all appurtenances thereto as more particularly described therein.
Granted to : Telephone Utilities of Eastern Oregon
Recorded : February 5, 1988
Book : 136
Page : 351
Affects : that portion of subject premises as more particularly described therein

20090274

16. Easement, including the terms and provisions thereof, in deed:
For : A perpetual, non-exclusive easement and right of way upon over and through an existing road as more particularly described therein, for ingress and egress.
Granted to : Fred E. Moore
Recorded : August 2, 1996
Instr. No. : 961521
Re-recorded : January 30, 2006
Instr. No. : 20060192
Affects : Sec. 5, S1/2 of Sec. 4, NE1/4 of Sec. 9, NW1/4 of Sec. 10, Twp. 11 S., R. 30 E., W.M.
17. Easement, including the terms and provisions thereof:
For : the construction and maintenance of transmission lines and poles, together with all appurtenances thereto as more particularly described therein.
Granted to : Telephone Utilities of Eastern Oregon
Recorded : May 29, 1997
Instr. No. : 970963
Affects : that portion of subject premises as more particularly described therein
18. Agreement, including the terms and provision thereof, as disclosed in deed:
Regarding : Easements, fence lines and boundaries between the N1/2 of Sec. 10, Twp. 11 S., R. 30 E., W.M. (Grantee's Property) and the SE1/4, E1/2E1/2SW1/4, W1/2S1/2SW1/4 of Sec. 3, SW1/4 SW1/4SE1/4 of Sec. 10, Twp. 11 S., R. 30 E., W.M. (Grantor's property)
Between : Phillip L. Gerstner, Grantor
And : Fred E. Moore, Grantee
Recorded : October 12, 2001
Instr. No. : 212635
Re-recorded : January 30, 2006
Instr. No. : 20060193
19. Agreement, including the terms and provision thereof:
Regarding : License for roadway use
Between : Fred E. Moore
And : Phillip L. Gerstner
Recorded : October 12, 2001
Instr. No. : 212636
20. Reservations, including the terms and provisions thereof, in deed:
For : a perpetual, non-exclusive easement and right of way for access and utility purposes over, along and through an existing road as described therein
Grantor : Phillip L. Gerstner
Grantee : Five Springs Ranch, LLC
Recorded : February 15, 2006
Instr. No. : 20060339
21. Easement, including the terms and provisions thereof:
For : Right of way easement for utility and incidental purposes thereto.
Granted to : California-Pacific Utilities Company, a corp.
Recorded : August 28, 1951
Book : 63
Page : 484
Affects : the E1/2SE1/4 of Sec. 18, Twp. 11 S., R. 30 E., W.M. and additional lands

20090274

22. Easement, including the terms and provisions thereof:
For : Right of way easement for utility and incidental purposes thereto.
Granted to : California-Pacific Utilities Company, a corp.
Recorded : December 19, 1951
Book : 64
Page : 318
Affects : E1/2NE1/4 of Sec. 18, Twp. 11 S., R. 30 E., W.M.
23. Easement, including the terms and provisions thereof:
For : Right of way easement for utility and incidental purposes thereto.
Granted to : California-Pacific Utilities Company, a corp.
Recorded : December 19, 1951
Book : 64
Page : 320
Affects : SE1/4NE1/4 of Sec. 7, Twp. 11 S., R. 30 E., W.M.
24. Easement, including the terms and provisions thereof:
For : Right of way easement for utility and incidental purposes thereto.
Granted to : Telephone Utilities of Eastern Oregon, Inc., an Oregon corp.,
Recorded : March 17, 1986
Book : 133
Page : 26
Affects : SE1/4NE1/4 of Sec. 7, Twp. 11 S., R. 30 E., W.M.
25. Easement, including the terms and provisions thereof:
For : Right of way easement for utility and incidental purposes thereto.
Granted to : Telephone Utilities of Eastern Oregon, Inc., an Oregon corp.,
Recorded : March 17, 1986
Book : 133
Page : 27
Affects : N1/2N1/2 of Sec. 18, Twp. 11 S., R. 30 E.,
26. Rights of the public and governmental bodies in and to any portion of the premises herein described lying below the high water mark of Fox Creek, including any ownership rights which may be claimed by the State of Oregon below the high water mark.
27. Such rights and easements for navigation and fishing as may exist over that portion of the property lying beneath the waters of Fox Creek.
28. Any adverse claim based upon the assertion that:
(a) Said land or any part thereof is now or at any time has been below the ordinary HIGH water mark of Fox Creek.
(b) Some portion of said land has been created by artificial means or has accreted to such portion so created.
(c) Some portion of said land has been brought within the boundaries thereof by an avulsive movement of Fox Creek, or has been formed by accretion to any such portion.

Watermaster Review Form: Water Right Transfer



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

Transfer Application: T-13794

Review Due Date:

Applicant Name: MGN, LLC.

Proposed Changes: ☒ POU ☐ POD ☐ POA ☐ USE ☐ OTHER

Reviewer(s): E. Julsrud

Date of Review: 02/01/2022

1. Do you have evidence that the right has not been used in the last 5 years and that the presumption of forfeiture would not likely be rebuttable? ☐ Yes ☒ No If "Yes", attach evidence (e.g. dated aerial photo showing pavement or building on the land for >5 yrs.)
2. Is there a history of regulation on the source that serves this (or these) right(s) that has involved the transferred right(s) and downstream water rights? ☐ Yes ☒ No Generally characterize the frequency of any regulation or explain why regulation has not occurred:
This area of the basin does not experience deficiency in supply where calls for regulation occur. This transfer is concerning lands served by a spring and an unnamed draw/creek.
3. Have headgate notices been issued for the source that serves the transferred right(s)?
☐ Yes ☒ No ☐ Records not available.
4. In your estimation, after the proposed change, would distribution of water for the right(s) result in regulation of other water rights that would not have occurred if use under the original right(s) was/were maximized? ☐ Yes ☒ No If "Yes", explain:
5. In your estimation, if the proposed change is approved, are there upstream water rights that would be affected? ☐ Yes ☒ No If "Yes", describe how the rights would be affected and list the rights most affected:

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

The lands involved in this transfer are arranged in a natural draw or swale. Water is carried in this swale/draw to down stream water rights including C-25813, 25810 and 25809 in the immediate vicinity of the POU. Removing these acres from this draw/swale as proposed will stop return flow to the downstream rights.

☐ N/A

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

☒ N/A

8. For instream transfers that propose protection of a reach beyond the mouth of the source stream:

☒ N/A Would the quantity be measureable into the receiving stream consistent with OAR 690-077-0015(8)? ☐ Yes ☐ No

9. For POU changes: ☐ N/A Is it likely the original place of use would continue to receive water from the same source? ☒ Yes ☐ No If "Yes", explain:

C-24983 is a "Sub-Irrigation" water right. The John Day Decree and the proof of claim for this right clearly indicate no ditches or delivery system was used. Irrigation was accomplished by natural sub-irrigation. Moving the water right will not assure the lands will not continue to receive water.

10. For POU or USE changes: ☐ N/A In your best judgment, would use of the existing right at "full face value," result in the diversion of more water than can be used beneficially and without waste?

☐ Yes ☒ No If "Yes", explain:

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

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

☐ Yes ☐ No If "Yes", explain:

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

☐ Yes ☒ No If "Yes", answer the following:

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

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

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

☒ Yes ☐ No If "Yes", explain:

Injury will occur due to denial of return flow to down stream water users when the subject lands are moved so return flow cannot continue to travel in the draw/swale.

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

☒ Yes ☐ No If "Yes", explain:

Enlargement will occur in moving a "Sub-Irrigation" water right - the original POU will continue to receive water naturally as outlined in the water right. The new proposed POU will receive water resulting in enlargement of the water right and an increased demand on the resource.

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

☐ Yes ☒ No If "Yes", explain:

13. What alternatives may be available for addressing any issues identified above:

14. Do conditions need to be included in the transfer order to avoid enlargement of the right or injury to other rights? ☒ No ☐ Yes, as checked and provided below:

☐ For POU changes that involve micro-irrigation, provide the monitoring and reporting conditions necessary to prevent injury/enlargement:

☐ A Headgate should be required prior to diverting water.

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

a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, ☐ at each point of diversion/appropriation (new and existing) OR at each new point of diversion/appropriation ☒ with the exception that water rights issued to the Bureau of Reclamation or an irrigation district (or similar entity) are not subject to this condition.*

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

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

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

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

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

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



Weir



Submerged Orifice



Parshall Flume



Flow Restrictor



Other: Ramp Flume

Oregon Water Resources Department

Measurement Condition Information for the Applicant

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

Transfer #: T- 13794



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



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



at each new point of diversion/appropriation.

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

Watermaster name: Eric W. Julsrud

District: 4

Address: 201 South Humbolt St., Suite 180

City/State/Zip: Canyon City, OR 97820

Phone: 541-575-0119

Email: Eric.W.Julsrud@water.oregon.gov

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

Approval of an Alternate Measurement Device

T- 13794

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

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

Watermaster signature

District

Date

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

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

STATE OF OREGON
WATER RESOURCES DEPARTMENT

RECEIPT # 136164

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

INVOICE # _____

RECEIVED FROM: Est. of Garner Anthony
BY: _____

CASH: ☐ CHECK: # 259 OTHER: (IDENTIFY) _____

APPLICATION
PERMIT
TRANSFER 1-13794

TOTAL REC'D \$ 125.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES 47124 8/11/18-23 \$
0412 OTHER: (IDENTIFY) Transfer Reimbursement \$ 125.00

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

4270 WRD OPERATING ACCT

MISCELLANEOUS

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

WATER RIGHTS:

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

WELL CONSTRUCTION

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

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ CARD#
0210 MONITORING WELLS \$ CARD#

OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

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

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION \$

RECEIPT: 136164

DATED: 8-16-2021

BY: Mandy Cardon

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

STATE OF OREGON
WATER RESOURCES DEPARTMENT

RECEIPT # 136164

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

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APPLICATION
PERMIT
TRANSFER 1-13794

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

WATER RIGHTS:

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

WELL CONSTRUCTION

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

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ CARD#
0210 MONITORING WELLS \$ CARD#

OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

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

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION \$

RECEIPT: 136164

DATED: 8-16-2021

BY: Mandy Cardon

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



OREGON WATER RESOURCES DEPARTMENT
TRANSFER REIMBURSEMENT AUTHORITY
ESTIMATE APPLICATION



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

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

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

TYPE	FILE NUMBER
Transfer Application	Transfer Number T-13794 tbd

	Applicant Information	Applicant's Representative/Contact
Name:	MGN, LLC	Water Right Services, LLC / Bryce Withers
Address:	5256 S. Mission Rd. Ste. 205	PO Box 1830
	Bonsall, CA 92003	Bend, OR 97709
Phone:		541-389-2837
Fax:		
E-Mail Address:		johnshort@usa.com

I understand the following:

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

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

I certify that I am the (check one):

☐ Applicant ☒ Applicant's Representative ☐ Other (Please specify) _____

Name: Bryce Withers

Signature: Bryce Withers

RECEIVED

AUG 16 2021

OWRD

OWRD USE ONLY: Reimbursement Authority Number: R11-318-23

STATE OF OREGON
WATER RESOURCES DEPARTMENT

RECEIPT # 136177

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

INVOICE # _____

RECEIVED FROM: Est. of Garner Anthony
BY: _____

APPLICATION _____
PERMIT _____
TRANSFER 1-13794

CASH: ☐ CHECK: # 258 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 1,680.00

1083 TREASURY 4170 WRD MISC CASH ACCT

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

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

4270 WRD OPERATING ACCT

MISCELLANEOUS

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

WATER RIGHTS:

	EXAM FEE		RECORD FEE
0201 SURFACE WATER	\$ _____	0202	\$ _____
0203 GROUND WATER	\$ _____	0204	\$ _____
0205 TRANSFER	\$ <u>1,680.00</u>		

WELL CONSTRUCTION

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

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

		CARD#
0211 WELL CONST START FEE	\$ _____	_____
0210 MONITORING WELLS	\$ _____	_____

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: 136177

DATED: 8-16-2021 BY: Mindy Carter

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

STATE OF OREGON
WATER RESOURCES DEPARTMENT

RECEIPT # 136177

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

INVOICE # _____

RECEIVED FROM: Est. of Garner Anthony
BY: _____

APPLICATION _____
PERMIT _____
TRANSFER 1-13794

CASH: ☐ CHECK: # 258 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 1,680.00

1083 TREASURY 4170 WRD MISC CASH ACCT

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

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

4270 WRD OPERATING ACCT

MISCELLANEOUS

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

WATER RIGHTS:

	EXAM FEE		RECORD FEE
0201 SURFACE WATER	\$ _____	0202	\$ _____
0203 GROUND WATER	\$ _____	0204	\$ _____
0205 TRANSFER	\$ <u>1,680.00</u>		

WELL CONSTRUCTION

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

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

		CARD#
0211 WELL CONST START FEE	\$ _____	_____
0210 MONITORING WELLS	\$ _____	_____

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: 136177

DATED: 8-16-2021 BY: Mindy Carter

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

STATE OF OREGON
WATER RESOURCES DEPARTMENT

RECEIPT # 136253

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

INVOICE # _____

RECEIVED FROM: SLR Farm
BY: _____
CASH: ☐ CHECK: # 3304 OTHER: (IDENTIFY) ☐
TOTAL REC'D \$ 290.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES \$
OTHER: (IDENTIFY) \$
0243 I/S Lease 0244 Muni Water Mgmt. Plan 0245 Cons. Water

4270 WRD OPERATING ACCT

MISCELLANEOUS 46110
0407 COPY & TAPE FEES \$
0410 RESEARCH FEES \$
0408 MISC REVENUE: (IDENTIFY) \$
TC162 DEPOSIT LIAB. (IDENTIFY) \$
0240 EXTENSION OF TIME \$
WATER RIGHTS: EXAM FEE RECORD FEE
0201 SURFACE WATER \$ 0202 \$
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0205 TRANSFER \$ 290.00
WELL CONSTRUCTION EXAM FEE LICENSE FEE
0218 WELL DRILL CONSTRUCTOR \$ 0219 \$
LANDOWNER'S PERMIT 0220 \$
OTHER (IDENTIFY)

0536 TREASURY 0437 WELL CONST. START FEE

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

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

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

TREASURY OTHER / RDX

FUND _____ TITLE _____
OBJ. CODE _____ VENDOR # _____
DESCRIPTION _____

RECEIPT: 136253 DATED: 8-26-2021 BY: Mandy Carls

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SLR FARM

Water Right Services Division
Date 8/23/2021 Type Bill Reference

Original Amt. 290.00

Balance Due 290.00

8/24/2021
Discount
Check Amount

Payment 290.00
290.00

RECEIVED

AUG 26 2021

OWRD

Chase-SLR Farms Ch retroactive fee as of 7/1/21

290.00

STATE OF OREGON
WATER RESOURCES DEPARTMENT

RECEIPT # 136253

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

INVOICE # _____

RECEIVED FROM: SLR Farm
BY: _____
CASH: ☐ CHECK: # 3304 OTHER: (IDENTIFY) ☐
TOTAL REC'D \$ 290.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES \$
OTHER: (IDENTIFY) \$
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4270 WRD OPERATING ACCT

MISCELLANEOUS 46110
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TC162 DEPOSIT LIAB. (IDENTIFY) \$
0240 EXTENSION OF TIME \$
WATER RIGHTS: EXAM FEE RECORD FEE
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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

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

TREASURY OTHER / RDX

FUND _____ TITLE _____
OBJ. CODE _____ VENDOR # _____
DESCRIPTION _____

RECEIPT: 136253 DATED: 8-26-2021 BY: Mandy Carls

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

3304

Application for Permanent Water Right Transfer

Part 1 of 5 – Minimum Requirements Checklist

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

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

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

RECEIVED

AUG 16 2021

OWRD

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

- ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ Part 2 – Completed Transfer Application Map Checklist.
- ☒ Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the new online fee calculator at: http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator. If you have questions, call Customer Service at (503) 986-0801.
- ☒ Part 4 – Completed Applicant Information and Signature.
- ☒ Part 5 – Information about Water Rights to be Transferred: **How many water rights are to be transferred? 2 List them here: C-24983 & C-25323**
Please include a separate Part 5 for each water right. (See instructions on page 6)

Attachments:

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

(For Staff Use Only)

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

- ☐ Application fee not enclosed/insufficient
- ☐ Land Use Form not enclosed or incomplete
- ☐ Additional signature(s) required
- ☐ Map not included or incomplete
- ☐ Evidence of Use Form not enclosed or incomplete
- ☐ Part _____ is incomplete

Other/Explanation _____

Staff: _____ 503-986-0 _____

Date: ____/____/____

Part 2 of 5 – Transfer Application Map

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

OWRD

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

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

FEE WORKSHEET for PERMANENT TRANSFER (except Substitution)			
1	Base Fee (includes one type of change to one water right for up to 1 cfs)	1	\$1,160
	Types of change proposed: ☒ Place of Use ☐ Character of Use ☐ Point of Diversion/Appropriation Number of above boxes checked = <u>1 (2a)</u> Subtract 1 from the number in line 2a = <u>0 (2b)</u> <i>If only one change, this will be 0</i>		
2	Multiply line 2b by \$930 and enter » » » » » » » » » » » » » » » »	2	\$0
	Number of water rights included in transfer <u>2 (3a)</u> Subtract 1 from the number in line 3a above: <u>1 (3b)</u> <i>If only one water right this will be 0</i>		
3	Multiply line 3b by \$520 and enter » » » » » » » » » » » » » » » »	3	\$520
	Do you propose to add or change a well, or change from a surface water POD to a well? ☒ No: enter 0 »		
4	☐ Yes: enter \$410 »	4	\$0
	Do you propose to change the place of use or character of use? ☐ No: enter 0 on line 5 » ☒ Yes: enter the cfs for the portions of the rights to be transferred (see example below*): <u>.88 (5a)</u> Subtract 1.0 from the number in line 5a above: <u>-.12 (5b)</u> If 5b is 0 or less, enter 0 on line 5 » If 5b is greater than 0, round up to the nearest whole number: <u>(5c)</u> and multiply 5c by \$350, then enter on line 5 »		
5		5	\$0
6	Add entries on lines 1 through 5 above » » » » » » » » » » Subtotal:	6	\$1,680
	Is this transfer: ☐ necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? ☐ endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat? If one or more boxes is checked, multiply line 6 by 0.5 and enter on line 7 »		
7	If no box is applicable, enter 0 on line 7 »	7	
8	Subtract line 7 from line 6 » » » » » » » » » » » » » » » » Transfer Fee:	8	\$1,680

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

FEE WORKSHEET for SUBSTITUTION			
1	Base Fee (includes change to one well)	1	\$840.00
	Number of wells included in substitution <u> (2a) </u> Subtract 1 from the number in 2a above: <u> (2b) </u> <i>If only one well this will be 0</i>		
2	Multiply line 2b by \$410 and enter » » » » » » » » » » » » » » » »	2	
3	Add entries on lines 1 through 2 above » » » » » » Fee for Substitution:	3	

Part 3 of 5 – Fee Worksheet

FEE WORKSHEET for PERMANENT TRANSFER (except Substitution)

1	Base Fee (includes one type of change to one water right for up to 1 cfs)	1	\$1,360
	Types of change proposed: ☒ Place of Use ☐ Character of Use ☐ Point of Diversion/Appropriation Number of above boxes checked = <u>1 (2a)</u> Subtract 1 from the number in line 2a = <u>0 (2b)</u> <i>If only one change, this will be 0</i> Multiply line 2b by \$1090 and enter »	2	\$0
	Number of water rights included in transfer <u>2 (3a)</u> Subtract 1 from the number in 3a above: <u>1 (3b)</u> <i>If only one water right this will be 0</i> Multiply line 3b by \$610 and enter »	3	\$610
	Do you propose to add or change a well, or change from a surface water POD to a well? ☒ No: enter 0 ☐ Yes: enter \$480 for the 1 st well to be added or changed <u>0 (4a)</u> Do you propose to add or change additional wells? ☒ No: enter 0 ☐ Yes: multiply the number of additional wells by \$410 <u>0 (4b)</u> Add line 4a to line 4b and enter »	4	\$0
	Do you propose to change the place of use or character of use? ☐ No: enter 0 on line 5 ☒ Yes: enter the cfs for the portions of the rights to be transferred (see below*): <u>.88 (5a)</u> Subtract 1.0 from the number in 5a above: <u>-.12 (5b)</u> If 5b is 0 or less, enter 0 on line 5 » If 5b is greater than 0, round up to the nearest whole number: _____ (5c) and multiply 5c by \$410, then enter on line 5 »	5	\$0
6	Add entries on lines 1 through 5 above » » » » » » » » » » Subtotal:	6	\$1,970
	Is this transfer: ☐ necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? ☐ endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat? If one or more boxes is checked, multiply line 6 by 0.5 and enter on line 7 »	7	\$0
8	Subtract line 7 from line 6 » Transfer Fee:	8	\$1,970

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

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

FEE WORKSHEET for SUBSTITUTION

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

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME MGN, LLC		PHONE NO. 970-946-1564	ADDITIONAL CONTACT NO.
ADDRESS 5256 S. MISSION RD. STE. 205		FAX NO.	
CITY BONSALL	STATE CA	ZIP 92003	E-MAIL
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

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

AGENT/BUSINESS NAME JOHN A. SHORT / WATER RIGHT SERVICES, LLC		PHONE NO. 541-389-2837	ADDITIONAL CONTACT NO.
ADDRESS PO BOX 1830		FAX NO.	
CITY BEND	STATE OR	ZIP 97709	E-MAIL JOHNSHORT@USA.COM
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

Explain in your own words what you propose to accomplish with this transfer application, and why:

TRANSFER 2 CERTIFICATES TO A NEW PLACE OF USE.

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

Check One Box

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

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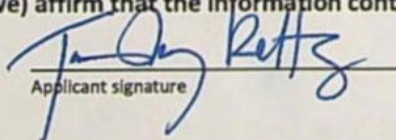
OWRD

By my signature below, I confirm that I understand:

- Prior to Department approval of the transfer application, I may be required to submit payment to the Department for publication of a notice in a newspaper with general circulation in the area where the water right is located, once per week for two consecutive weeks. If more than one qualifying newspaper is available, I suggest publishing the notice in the following newspaper: **BLUE MOUNTAIN EAGLE**.
- Amendments to the application may only be made in response to the Department's Draft Preliminary Determination (DPD). The applicant will have a period of at least 30 days to amend the application to address any issues identified by the Department in the DPD, or to withdraw the application. Note that amendments may be subject to additional fees, pursuant to ORS 536.050.
- Failure to complete an approved change in place of use and/or change in character of use, will result in loss of the water right (OAR 690-380-6010).

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




Applicant signature

TRACY N. RETTIG, EXECUTOR **8/12/21**
Print Name (and Title if applicable) Date

Applicant signature

Print Name (and Title if applicable)

Date

Is the applicant the sole owner of the land on which the water right, or portion thereof, proposed for transfer is located? ☒ Yes ☐ No If NO, include signatures of all deeded landowners (and mailing and/or e-mail addresses if different than the applicant's) or attach affidavits of consent (and mailing and/or e-mail addresses) from all landowners or individuals/entities to which the water right(s) were conveyed.

Check the following boxes that apply:

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

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

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

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

https://www.oregon.gov/owrd/WRDFormsPDF/Transfer_Property_Transactions.pdf

RECEIVING LANDOWNER NAME N/A			PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS			FAX NO.	
CITY	STATE	ZIP	E-MAIL	

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Describe any special ownership circumstances here: _____

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

IRRIGATION DISTRICT NAME N/A	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME N/A	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME GRANT COUNTY PLANNING	ADDRESS 201 S Humbolt Suite 170	
CITY CANYON CITY	STATE OR	ZIP 97820

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

Part 5 of 5 – Water Right Information

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

CERTIFICATE # 24983

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Description of Water Delivery System

System capacity: .36 cubic feet per second (cfs) OR

 gallons per minute (gpm)

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Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. **WATER IS DIVERTED FROM SPRINGS & UNNAMED TRIBUTARY TO A DITCH FOR FLOOD IRRIGATION.**

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

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

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or Is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp	Rng	Sec	¼ ¼		Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
SPRINGS & UNNAMED TRIBUTARY	☒ Authorized ☐ Proposed		11 S	30 E	8	NE	SW	303	(NOT PROVIDED ON CERTIFICATE) 1400' N, 280' W OF S ¼ COR SEC 8
	☐ Authorized ☐ Proposed								

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

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

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

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

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

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

Table 2. Description of Changes to Water Right Certificate # 24983

List the change proposed for the acreage in each ¼ ¼. If more than one change is proposed, specify the acreage associated with each change.
If there is more than one POD/POA involved in the proposed changes, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.											Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.											
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp		Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date			
EXAMPLE																							
2	S	9	E 15 NE NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E 1 NW NW	500	1	10.0		POD #5	1901			
											2	S	9	E 2 SW NW	500		5.0		POD #6	1901			
										POU	11	S	30	E 8 SW NE	303		4.4	IR	SPRINGS & UNNAMED TRIB.	1884			
											"	"	"	"	NE SW	"	0.9	"	"	"			
											"	"	"	"	NW SE	"	9.1	"	"	"			
TOTAL ACRES:												TOTAL ACRES:						14.4					

Additional remarks: _____.

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For Place of Use or Character of Use Changes

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

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

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

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

Ground water supplemental Permit or Certificate # _____;

Surface water primary Certificate # _____.

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For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # _____

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

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

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

http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

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

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Part 5 of 5 – Water Right Information

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

CERTIFICATE # 25323

Description of Water Delivery System

System capacity: .52 cubic feet per second (cfs) OR
 _____ gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. WATER IS DIVERTED FROM SPRING & UNNAMED TRIBUTARY TO A DITCH FOR FLOOD IRRIGATION.

Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)
 (Note: If the POD/POA name is not specified on the certificate, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp	Rng	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
SPRING & UNNAMED TRIBUTARY	☒ Authorized ☐ Proposed		11 S	30 E	8	NE SW	303	(NOT PROVIDED ON CERTIFICATE) 1400' N, 280' W OF S ¼ COR SEC 8
	☐ Authorized ☐ Proposed							

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

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

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

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

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

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

Table 2. Description of Changes to Water Right Certificate # 25323

List the change proposed for the acreage in each ¼ ¼. If more than one change is proposed, specify the acreage associated with each change.
If there is more than one POD/POA involved in the proposed changes, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.											Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.															
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp		Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date							
EXAMPLE																											
2	S	9	E	15	NE	NW	100		15.0	Irrigation	POD #1	POD #2	1901	POU/POD	2	S	9	E	1	NW	NW	500	1	10.0		POD #5	1901
															2	S	9	E	2	SW	NW	500		5.0		POD #6	1901
														POU	11	S	30	E	8	SW	NE	303		1.1	IR	SPRING & UNNAMED TRIB.	1882
															"	"	"	"	"	SE	NE	"		0.1	"	"	"
															"	"	"	"	"	NE	SE	"		9.4	"	"	"
															"	"	"	"	"	NW	SE	"		10.0	"	"	"
TOTAL ACRES:											TOTAL ACRES:										20.6						

Additional remarks: _____.

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For Place of Use or Character of Use Changes

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

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

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

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

Ground water supplemental Permit or Certificate # _____;

Surface water primary Certificate # _____.

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For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # _____

OWRD

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

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

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

http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

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

Land Use Information Form



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

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Applicant(s): MGN, LLC

Mailing Address: 5256 S. MISSION RD. STE. 205

City: BONSALL

State: CA

Zip Code: 92003

Daytime Phone: _____

A. Land and Location

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

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
<u>11S</u>	<u>30E</u>	<u>8</u>	_____	<u>303</u>	<u>EFU</u>	☒ Diverted	☒ Conveyed	☒ Used	<u>IR</u>
_____	_____	_____	_____	_____	_____	☐ Diverted	☐ Conveyed	☐ Used	_____
_____	_____	_____	_____	_____	_____	☐ Diverted	☐ Conveyed	☐ Used	_____
_____	_____	_____	_____	_____	_____	☐ Diverted	☐ Conveyed	☐ Used	_____

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

GRANT COUNTY.

B. Description of Proposed Use

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

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

Source of water: ☐ Reservoir/Pond ☐ Ground Water ☒ Surface Water (name) SPRINGS & UNNAMED TRIBUTARY

Estimated quantity of water needed: 0.88 ☒ cubic feet per second ☐ gallons per minute ☐ acre-feet

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

Briefly describe:

TRANSFER TO CHANGE THE PLACE OF USE FOR TWO CERTIFICATES TO A DIFFERENT LOCATION ON THE SAME PROPERTY.

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

See bottom of Page 3. →

For Local Government Use Only

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

Please check the appropriate box below and provide the requested information

- ☒ Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s):
- ☐ Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being pursued."**

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

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

Irrigation is an allowed outright use in an Ag Zone.

Name: Shana Joslin Title: Assistant Planner
 Signature: Shana Joslin Phone: 515-1519 Date: 7-16-21
 Government Entity: Grant County Planning Department

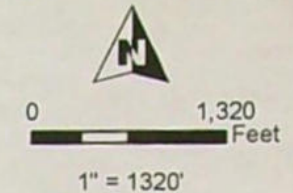
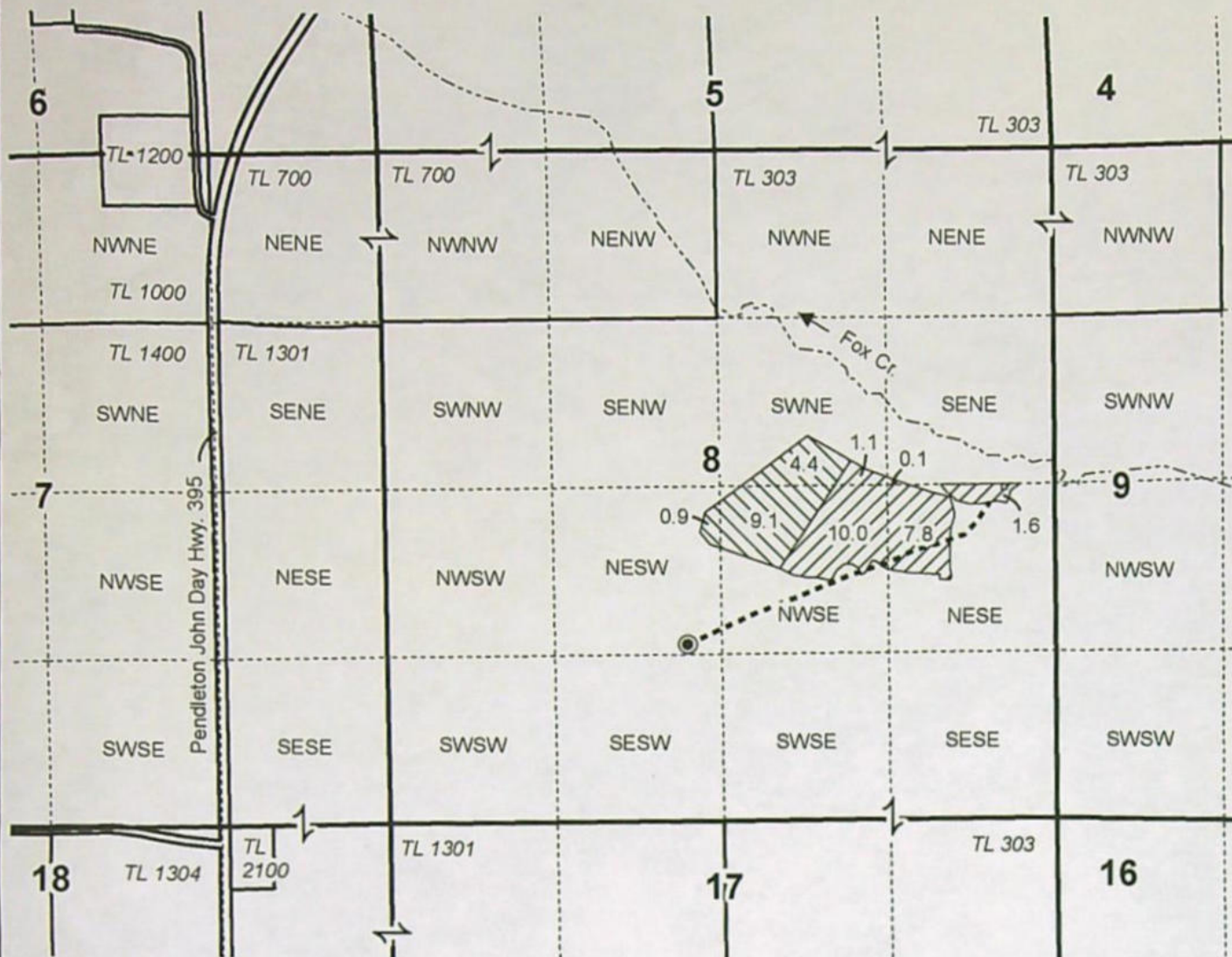
Note to local government representative: Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use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

Receipt for Request for Land Use Information

Applicant name: _____
 City or County: _____ Staff contact: _____
 Signature: _____ Phone: _____ Date: _____

POD Location:
Spring: 1400' N, 280' W of S 1/4 Cor Sec 8

T11S R30E, WM,
GRANT COUNTY, OR



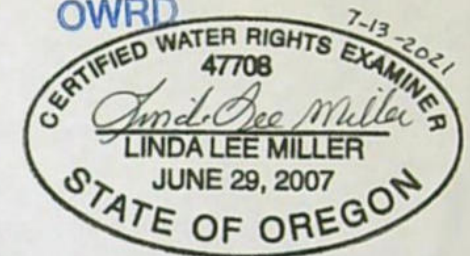
- POD
- Ditch
- Creek
- C-25323 POU IR 1882 "ON"
- C-24983 POU IR 1884 "ON"
- Section
- Quarter Quarter
- Tax Lot

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OWRD



RENEWAL DATE 12/31/2022

PERMANENT TRANSFER "ON" MAP
FIVE SPRINGS RANCH

C-24983 & C-25323

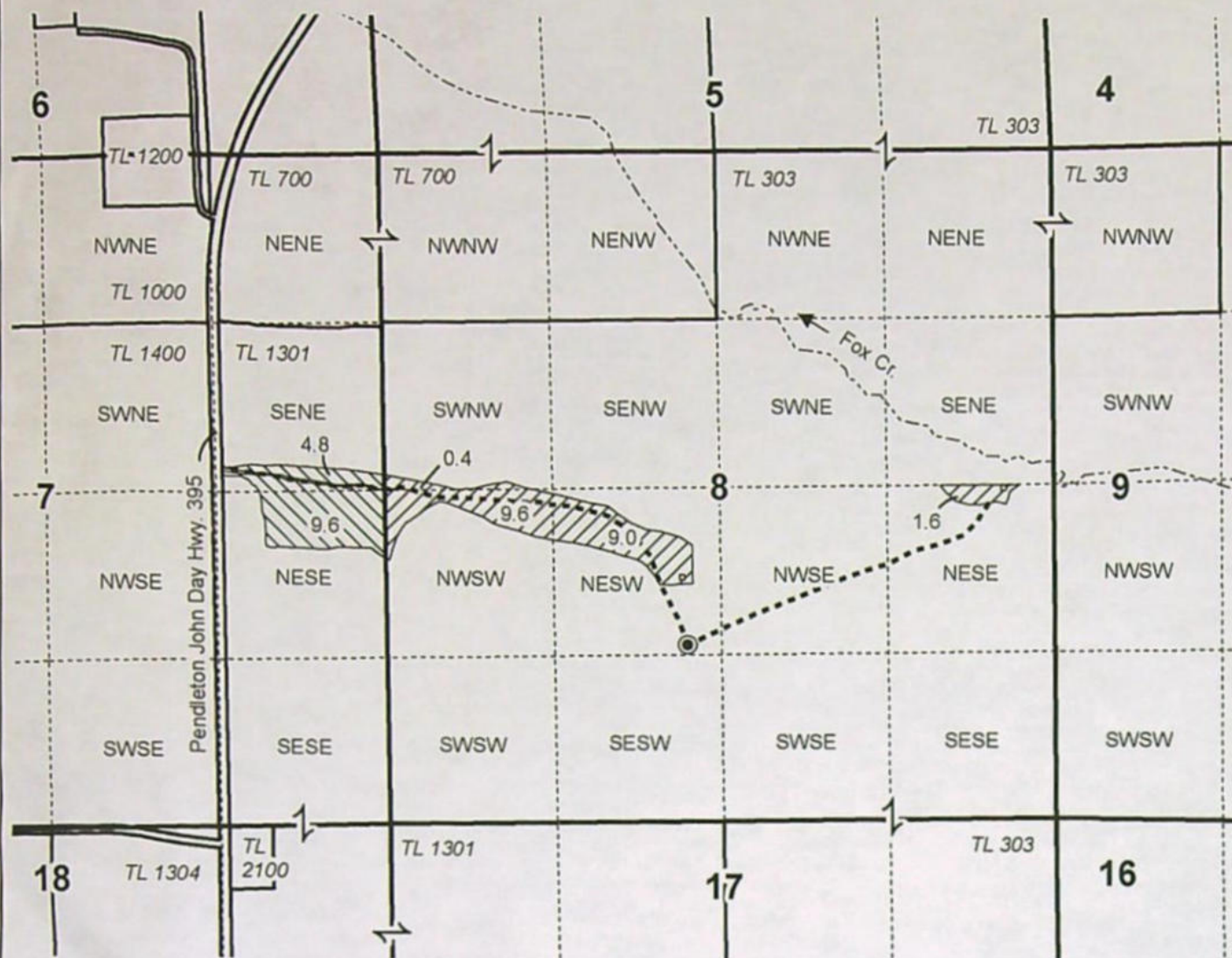
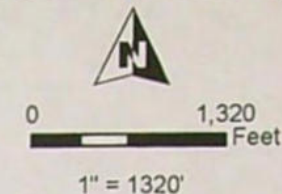
Date: 7/13/2021

This map is not intended
to provide legal dimensions
or locations of property
ownership lines.

WATER RIGHT SERVICES, LLC
PO BOX 1830, BEND, OR 97709
WWW.OREGONWATER.US CCB # 197121
johnshort@usa.com 541-389-2837

POD Location:
Spring: 1400' N, 280' W of S 1/4 Cor Sec 8

T11S R30E, WM,
GRANT COUNTY, OR



- POD
- Ditch
- Creek
- C-25323 POU IR 1882 "OFF"
- C-24983 POU IR 1884 "OFF"
- Section
- Quarter Quarter
- Tax Lot

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RENEWAL DATE 12/31/2022

PERMANENT TRANSFER "OFF" MAP
FIVE SPRINGS RANCH

C-24983 & C-25323

Date: 7/12/2021

This map is not intended
to provide legal dimensions
or locations of property
ownership lines.

WATER RIGHT SERVICES, LLC

PO BOX 1830, BEND, OR 97709
WWW.OREGONWATER.US CCB # 197121
johnshort@usa.com 541-389-2837

Application for Water Right Transfer Evidence of Use Affidavit



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

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

State of Oregon)
) ss

County of DESCHUTES)

I, JOHN A. SHORT, in my capacity as WATER RIGHT SPECIALIST,

mailing address PO BOX 1830 BEND, OR 97709

telephone number (541)389-2837, being first duly sworn depose and say:

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

☒ Personal observation

☒ Professional expertise

2. I attest that:

☒ Water was used during the previous five years on the **entire** place of use for
Certificate # 24983 & 25323; **OR**

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

Certificate #	Township	Range	Mer	Sec	1/4 1/4	Gov't Lot or DLC	Acres (if applicable)

OR

☐ Confirming Certificate # _____ has been issued within the past five years; **OR**

☐ Part or all of the water right was leased instream at some time within the last five years. The
instream lease number is: _____ (Note: If the entire right proposed for
transfer was not leased, additional evidence of use is needed for the portion not leased instream.); **OR**

☐ The water right is not subject to forfeiture and documentation that a presumption of forfeiture for
non-use would be rebutted under ORS 540.610(2) is attached.

☐ Water has been used at the actual current point of diversion or appropriation for more than
10 years for Certificate # _____ (For Historic POD/POA Transfers)

(continues on reverse side)

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

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

Signature of Affiant

7-13-2021

Date

Signed and sworn to (or affirmed) before me this 13 day of July, 2021.



Linda Lee Miller
Notary Public for Oregon

My Commission Expires: August 30, 2021

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

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AUG 16 2021

Watermaster Review Form: Water Right Transfer



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

Transfer Application: T-13699

Review Due Date: 03/23/2023

Applicant Name: MGN, LLC

Proposed Changes: ☒ POU ☒ POD ☐ POA ☐ USE ☐ OTHER

Reviewer(s): Eric W. Julsrud

Date of Review: 06/07/2023

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

Regulation has not occurred on this system as it has no instream water right and the Dist. 4 Watermaster Office has not received any requests for water to satisfy a senior call or shortage in almost 22 years. Fox Creek is an intermittent stream.
3. Have headgate notices been issued for the source that serves the transferred right(s)?
☐ Yes ☒ No ☐ Records not available.
4. In your estimation, after the proposed change, would distribution of water for the right(s) result in regulation of other water rights that would not have occurred if use under the original right(s) was/were maximized? ☒ Yes ☐ No If "Yes", explain:

The original place of use for the water rights involved were or are adjacent to Fox Creek and utilized a flood irrigation ditch by record. This type of irrigation likely provided nearly direct benefit to Fox creek from return flows. A Place of Use change moving the proposed acres away from Fox Creek may impact return flow schemes.
5. In your estimation, if the proposed change is approved, are there upstream water rights that would be affected? ☐ Yes ☒ No If "Yes", describe how the rights would be affected and list the rights most affected:

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

There is an authorized point of diversion associated with C-25517 which is authorized for a downstream water user. This point of diversion would have likely benefited from return flows from the use of the lands involved in this transfer. The proposed movement of the acres in this transfer may alter the return flow patterns and may result in return flows not being available to C-25517.

☐ N/A

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

Fox Creek is an intermittent stream that flows based upon a variation of natural components such as snow pack, run off and return flows. If any of these factors are altered there is the potential that there could be channel losses or gains at times. I suspect that absent return flow changes mentioned above that this section of the creek between the authorized and proposed POD's may not have significant losses or gains.

☐ N/A

8. For instream transfers that propose protection of a reach beyond the mouth of the source stream:

☒ N/A Would the quantity be measureable into the receiving stream consistent with OAR 690-077-0015(8)? ☐ Yes ☐ No

9. For POU changes: ☐ N/A Is it likely the original place of use would continue to receive water from the same source? ☐ Yes ☒ No If "Yes", explain:

10. For POU or USE changes: ☐ N/A In your best judgment, would use of the existing right at "full face value," result in the diversion of more water than can be used beneficially and without waste?

☐ Yes ☒ No If "Yes", explain:

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

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

☐ Yes ☐ No If "Yes", explain:

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

☐ Yes ☒ No If "Yes", answer the following:

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

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

- i. "Injury" will occur to other water rights that share the same source?
☒ Yes ☐ No If "Yes", explain:

See comments above concerning return flows.

- ii. "Enlargement" of the water right being transferred will occur?
☐ Yes ☒ No If "Yes", explain:

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

☐ Yes ☒ No If "Yes", explain:

13. What alternatives may be available for addressing any issues identified above:

I believe there may be injury to C-25517 due to the proposed new location of the POU for the rights involved in this transfer which will likely alter return flow patterns. The applicant should consider addressing this injury with the neighboring water user.

14. Do conditions need to be included in the transfer order to avoid enlargement of the right or injury to other rights? ☐ No ☒ Yes, as checked and provided below:

☐ For POU changes that involve micro-irrigation, provide the monitoring and reporting conditions necessary to prevent injury/enlargement:

☐ A Headgate should be required prior to diverting water.

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

a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, ☒ at each point of diversion/appropriation (new and existing) OR at each new point of diversion/appropriation ☐ with the exception that water rights issued to the Bureau of Reclamation or an irrigation district (or similar entity) are not subject to this condition.*

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

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

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

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

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

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

- | | |
|---|--|
| ☐ Weir | ☐ Submerged Orifice |
| ☐ Parshall Flume | ☐ Flow Restrictor |
| ☒ Other: <u>totalizing flow meter or suitable open channel measuring device</u> | |

Oregon Water Resources Department

Measurement Condition Information for the Applicant

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

Transfer #: T- 13699



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



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



at each new point of diversion/appropriation.

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

Watermaster name: Eric W. Julsrud

District: 4

Address: 201 South Humbolt St., Ste 180

City/State/Zip: Canyon City, OR 97820

Phone: 541-575-0119

Email: Eric.W.Julsrud@water.oregon.gov

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

Approval of an Alternate Measurement Device

T- 13699

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

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

Watermaster signature

District

Date

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

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

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August 19, 2021

Tamera Smith
Water Right Services Division
Oregon Water Resources Department
725 Summer St. NE, Suite A
Salem, OR 97301

Re: Transfer fee Adjustment

Tamera Smith:

Permanent Transfer Application for MGN, LLC for Certificates 24983 & 25323

Please accept the enclosed fee of \$290. This is the difference between the fee at time of submittal and the retroactive July 1, 2021 OWRD fee increase.

New Fee Calculation:	\$1,970
Previously Submitted Fee:	-\$1,680
Balance Due:	\$290

Thank you for your help and attention to this matter. Please contact me with any questions or issues regarding the application materials at brycewrs@gmail.com or 541-408-1400.

Sincerely,

Bryce Withers

Bryce Withers
Water Right Services, LLC
PO Box 1830
Bend, OR 97709

Water Right Services, LLC

John A. Short CCB# 197121
541-389-2837

P.O. Box 1830
Bend, OR 97709

johnshort@usa.com
www.oregonwater.us

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AUG 26 2021

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T-137794

Date Received (Date Stamp Here)

OWRD Over-the-Counter Submission Receipt

Applicant Name(s) & Address: SLR Farm

P.O. Box 947 Bonsall, CA 92003

Transaction Type: Remaining Fee (TALS)

Fees Received: \$ 270.00

☐ Cash

☒ Check:

Check No. 3304

Name(s) on Check: Same

Address on Check: Same

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

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

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

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

Sincerely,

OWRD Customer Service Staff

Submission received by: C. Middleton
(Name of OWRD staff)

Instructions for OWRD staff:

- Complete this Submission Receipt, and make two (2) copies. Place one copy with the check/cash; and place the other copy with the submission (i.e., the application or other document).
- Date-stamp all pages. (NOTE: Do not stamp check.)
- Give this original Submission Receipt to the applicant.
- Record Submission Receipt-Information on the "RECEIVED OVER THE COUNTER" log sheet.
- Place the Submission Receipt with check/cash in the small top drawer (i.e., "Fiscal Pick Up Drawer"). Place the Submission Receipt with submission (application/other document) in the large bottom drawer.

WATER RIGHT TRANSFER COVER SHEET

Transfer: T- 13794

Transfer Specialist:

Transfer Type: Regular Transfer

Applicant: MGN LLC 5256 S MISSION RD STE 205 BONSALL, CA 92003 Email: _____ Phone: _____		Agent: ☐ N/A JOHN A. SHORT PO BOX 1830 BEND, OR 97709 Email: _____ Phone: _____	
Irrigation District: ☐ N/A Email: _____		CWRE: ☐ N/A Email: _____	
Affected Local Gov'ts: ☐ N/A Grant County Email: _____		Affected Tribal Gov't: ☐ N/A UNAVAILABLE Email: _____	
Current Landowner if other than Applicant: ☐ N/A Email: _____		Receiving Landowner: ☐ N/A Email: _____	

Water Rights Affected

File Marked	App. File # or Decree Name	Permit	Certificate	RR/CR Needed	RR/CR Nos.
☐	John Day River Decree		24983	☐ Yes ☐ No	
☐	John Day River Decree		25323	☐ Yes ☐ No	
☐				☐ Yes ☐ No	

Key Dates & Initial Actions:

Rec'd: August 16, 2021	Proposed Action(s): PLACE OF USE	
Fees Pd: 1680.00	WM District: 4	ODFW District:
Initial Public Notice: September 7, 2021	WM Review sent:	ODFW Review sent:
Acknowledgement Letter Sent ☐		GW Review sent: ☐ N/A
County sent cc: of Ack Letter ☐	BOR notified (date): ☐ N/A	
Newspaper quote requested:	Request for news \$ sent:	News \$ received:
Request to publish sent:	Affidavit of publication received:	Last day of publication:

Document	Drafted	Peer Review	Changes Made	Coordinator	Changes Made	Signature Bin	Signature Date
DPD	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	CW Sent: _____	N/A
PD	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____	Date: <u>1/21/2025</u>
FO	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____	Date: _____

Special Issues: _____

Special Order Volume: Vol. _____ Pages _____