

Temporary

Name New Foothills Properties, LLC  
C/O Jay Bales, Manager  
 Address PO Box 189, Echo, OR 97826

## DESCRIPTION OF WATER RIGHT(S)

Name of Stream A WellTrib. of Umatilla R.Use IrrigationCounty Umatilla um 5

Quantity of water (CFS)

No. of Acres

Name of ditch

App# G-8976 Per # G-8369 Cert # 81319 PR Date 1978

App# Per # Cert # PR Date

App# Per # Cert # PR Date

App# Per # Cert # PR Date

App# Per # Cert # PR Date

Change in POU  
 Date Filed 4-20-17

Initial notice date

DPD issued date

PD issued date

PD notice date

Date of FO 7-20-17 Vol 105 Page 336

C-Date

COBU due date

COBU Received date

Certificate issued

Assignments:

Irrigation District

Stanfield Irrigation District

Agent Shonee Langford, Schwabe, Williamson & Wyatt  
530 Center St. NE, Suite 400, Salem, OR 97301

CWRE

CC's list

☐ - Oversized map - Location

## FEES PAID

Date 4-20-17 Amount 844.00 Receipt # 123218

## FEES REFUNDED

Date Amount Receipt #





# Oregon

Kate Brown, Governor

## Water Resources Department

North Mall Office Building  
725 Summer St NE, Suite A  
Salem, OR 97301  
Phone (503) 986-0900  
Fax (503) 986-0904  
[www.wrd.state.or.us](http://www.wrd.state.or.us)

July 24, 2017

NEW FOOTHILLS PROPERTIES  
C/O JAY BALES, MANAGER  
PO BOX 189  
ECHO, OR 97826  
REFERENCE: Temporary Transfer Application T-12648

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

The temporary change shall be effective at the **beginning of the irrigation season**. The use shall revert to the original authorized place of use at the **end of the 2021 irrigation season**.

If you have any questions related to the approval of this temporary transfer, you may contact your caseworker, Sarah Henderson, by telephone at (503) 986-0890 or by e-mail at [Sarah.A.Henderson@oregon.gov](mailto:Sarah.A.Henderson@oregon.gov).

Sincerely,

Marissa Andrews  
Water Rights Services Support

cc: Gregory M. Silbernagel, Watermaster Dist. # 5 (via email)  
Shonee D. Langford, Agent  
Landowners (other or receiving)  
Irrigation Districts

Enclosure



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

In the Matter of Transfer Application	)	FINAL ORDER APPROVING A
T-12648, Umatilla County	)	TEMPORARY CHANGE IN PLACE OF USE

**Authority**

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

**Applicant**

NEW FOOTHILLS PROPERTIES  
c/o JAY BALES, MANAGER  
PO BOX 189  
ECHO, OR 97826

**Findings of Fact**

1. On April 20, 2017, NEW FOOTHILLS PROPERTIES c/o JAY BALES, MANAGER, filed an application to temporarily change the place of use under Certificate 81319 for a period of five years. The Department assigned the application number T-12648.
2. Notice of the application for transfer was published on April 25, 2017, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. On May 22, 2017 the Department notified Stanfield Irrigation District regarding Temporary Transfer T-12648. No comments were filed by the district.
4. The portion of the right to be transferred is as follows:

<b>Certificate:</b>	81319 in the name of RON L. HOLEMAN (perfected under Permit G-8369)
<b>Use:</b>	IRRIGATION of 71.4 ACRES
<b>Priority Date:</b>	OCTOBER 20, 1978
<b>Rate:</b>	0.89 CUBIC FEET PER SECOND
<b>Limit/Duty:</b>	The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.



acre-feet per acre for each acre irrigated during the irrigation season of each year, and shall be further limited to appropriation of water only to the extent that it does not impair or substantially interfere with existing surface water rights of others. The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

**Source:** 2 WELLS within the UMATILLA RIVER BASIN

**Authorized Points of Appropriation:**

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
3 N	29 E	WM	21	SE SE	WELL 1 - 720 FEET NORTH AND 530 FEET WEST FROM THE SE CORNER OF SECTION 21
3 N	29 E	WM	21	SE SE	WELL 2 - 370 FEET NORTH AND 530 FEET WEST FROM THE SE CORNER OF SECTION 21

**Authorized Place of Use:**

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	29 E	WM	21	NE SW	0.6
3 N	29 E	WM	21	SE SW	4.8
3 N	29 E	WM	21	NW SE	18.8
3 N	29 E	WM	21	SW SE	38.5
3 N	29 E	WM	21	SE SE	7.2
3 N	29 E	WM	28	NW NE	1.5
Total Acres					71.4

5. Temporary Transfer Application T-12648 proposes to temporarily change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	29 E	WM	21	NE SW	0.4
3 N	29 E	WM	21	SE SW	2.1
3 N	29 E	WM	21	NW SE	27.5
3 N	29 E	WM	21	SW SE	34.6
3 N	29 E	WM	21	SE SE	6.8
Total Acres					71.4

**Temporary Transfer Review Criteria**

- Water has been used within the last five years according to the terms and conditions of the right. There is no evidence available that would demonstrate that the right is subject to forfeiture under ORS 540.610.
- A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing right are present.
- The proposed change would not result in enlargement of the right.
- The proposed change would not result in injury to other water rights. This finding is made through an abbreviated review recognizing that the transfer may be revoked under ORS 540.523(5) if the Department later finds that the transfer is causing injury to any existing water right.



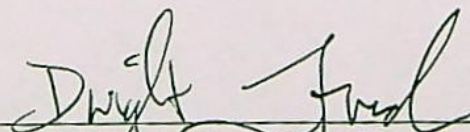
### Conclusions of Law

The temporary change in place of use proposed in Temporary Transfer Application T-12648 is consistent with the requirements of ORS 540.523 and OAR 690-380-8000.

### Now, therefore, it is ORDERED:

1. The temporary change in place of use proposed in Temporary Transfer Application T-12648 is approved.
2. The former place of use **shall not** be irrigated as part of this water right during the 2017, 2018, 2019, 2020, and 2021 irrigation seasons.
3. The use shall revert to the authorized place of use at the end of the 2021 irrigation season.
4. The approval of this temporary transfer may be revoked or modified if the Department finds the change causes injury to any existing water right.
5. A subsequent application for permanent transfer of Certificate 81319 shall be subject to a full and complete review to determine consistency with the requirements of OAR Chapter 690, Division 380. Approval of this temporary transfer does not establish a precedent for approval of a subsequent application filed for a permanent transfer.
6. The use of water at the temporary place of use authorized by this transfer shall be in accordance with the terms and conditions of Certificate 81319.
7. The time during which water is used under this approved temporary transfer does not apply toward a finding of forfeiture under ORS 540.610.
8. Water use measurement conditions:
  - a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device at each point of appropriation (new and existing).
  - b. The water user shall maintain the meters or measuring devices in good working order.
  - c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.
9. The use of the remaining water right described by Certificate 81319 shall continue to be in accordance with the terms and conditions of Certificate 81319.

Dated at Salem, Oregon this 20 day of July 2017.

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

JUL 26 2017

Mailing Date: \_\_\_\_\_



# Water Right Transfer Cover Sheet

Transfer T-12648

Transfer Specialist: ARVA

Transfer Type: Temporary Transfer

Applicant Name/Address: NEW FOOTHILLS PROPERTIES LLC C/O JAY BALES, MANAGER PO BOX 189 ECHO, OR 97826	Agent Name/Address: SHONEE D. LANGFORD 530 CENTER ST NE SUITE 400 SALEM, OR 97301	Rec Landowner Name/Address:
CWRE Name/Number:	Irr. District Name/Address:	Affected Gov'ts Name/Address: Umatilla County Planning Department
Commentors: Name/Address:		Current Landowner Name/Address:

## Water Rights Affected

Records Marked	Records Copied	App File No. or Decree Name	Permit No.	Certificate No.	RR/CR Needed	RR/CR Nos.
<input type="checkbox"/>	<input type="checkbox"/>	G-8976	G-8369	81319	<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	<input type="checkbox"/>				<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	<input type="checkbox"/>				<input type="checkbox"/> Yes <input type="checkbox"/> No	

## Key Dates & Initial Actions

Rec'd: April 20, 2017	Proposed Action(s): PLACE OF USE	
Fees Pd: 844.00	WM District: 5	ODFW District:
Initial Notice: April 25, 2017	WM Review sent: 4/24/17	ODFW Review sent:
Acknowledgement Letter Sent <input checked="" type="checkbox"/>	GW Review sent:	

## Processing Dates & Actions

Deficiency Contacts: \_\_\_\_\_

Newspaper quote requested: N/A

☐ not required

DPD Mailed: \_\_\_\_\_

Request for news \$ sent: \_\_\_\_\_

☐ ODFW contact sheet sent with DPD, or ☐ N/A

News \$ received: \_\_\_\_\_

☐ WM measurement contact sheet sent, or ☐ N/A

PD Signed: \_\_\_\_\_

Request to publish sent to newspaper: \_\_\_\_\_

PD Weekly Notice: \_\_\_\_\_

Affidavit of publication received: \_\_\_\_\_

Final Order

DPD Review (Optional)	PD Review (Salem)	Final Order Review (Salem)
Reviewer: <u>Jorn</u>	Reviewer: _____	Reviewer: _____
Date: <u>5/22/17</u>	Date: _____	Date: _____
Coordinator: _____	Coordinator: _____	Coordinator: _____
Date: _____	Date: _____	Date: _____

Comments/Special Issues: 5 year temp.  
need to send something to Stanfield ID.

Special Order Volume: Vol 105 Pages 336

Final Order Signature Date: \_\_\_\_\_

Notice of FO email'd to processors \_\_\_\_\_

Send copy of  
app/map/  
acknowledgment  
letter





# Oregon



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

**Water Resources Department**

North Mall Office Building  
 725 Summer St NE, Suite A  
 Salem, OR 97301  
 Phone (503) 986-0900  
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 www.wrd.state.or.us

## Watermaster Review Form: Water Right Transfer

Transfer Application: T-12648

Review Due Date: \_\_\_\_\_

Applicant Name: New Foothills Properties

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

Reviewer(s): Paul Hendricks, Greg Silbernagel

Date of Review: May. 1, 2017

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 is within the Stage Gulch Critical Groundwater Area and receives an allocation from basalt annually. If it is an alluvial well, the Umatilla Basin Program requires us to regulate it as surface water if within 1/4 mile of the Umatilla River. I believe this well is alluvial and we have been regulating it as if it were hydraulically connected to surface water.
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: \_\_\_\_\_ ☐ 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

*THY*



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. 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: There is a supplemental water right, Permit S-53733, that I do not believe has been developed yet. I did not notice it mentioned anywhere in the application.
12. What alternatives may be available for addressing any issues identified above: \_\_\_\_\_
13. 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 below:
- ☐ A Headgate should be required prior to diverting water.
- ☒ Measurement Devices for POD or POA: (if this condition is selected, also fill in the top sections of page 3)
- 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.*
- 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 3)
- 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:

- |   |  |
|---|--|
| <input type="checkbox"/> Weir           | <input type="checkbox"/> Submerged Orifice |
| <input type="checkbox"/> Parshall Flume | <input type="checkbox"/> Flow Restrictor   |





# Oregon

Kate Brown, Governor

## Transfer Application Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301

Phone (503) 986-0900

Fax (503) 986-0904

www.wrd.state.or.us

☒ Other: Water use on the lands identified on Certificate 81319 / Permit G-8369 shall comply with all conditions and Agreements specified in the Settlement Agreement Case No. CV950538 In the Circuit Court of the State of Oregon for Umatilla County. Rolland Holeman V. State of Oregon, acting by and through its Water Resources Department. This will include but may not be limited to all reporting, measuring and mitigation requirements. These conditions are typically in place when the Accumulation Rotation System of water use and regulation by priority date are in affect on the Mid-Umatilla River.

There is a supplemental water right Permits R-13006 and Permit 53733. The Reservoir and Dam have not been constructed yet and there is an extension of time until 10/1/2018. The permit holder stated that they will apply for another extension in which case the supplemental water right would not be an issue.

The Points of appropriation (POA) are on property owned by Lloyd Piercy the place of use (POU) identified in this transfer are located on property owned by New Foothills Property.





## Oregon Water Resources Department

## Measurement Condition Information for the Applicant

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

Transfer #: T-12648

☒ 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: Greg SilbernagelDistrict: 5Address: 116 SE Dorion AvenueCity/State/Zip: Pendleton, Oregon 97801Phone: (541)278-5456Email: Greg.M.Silbernagel@oregon.gov

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

\*\*\*\*\*

## Approval of an Alternate Measurement Device

T-      

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

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

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_  
Watermaster signature\_\_\_\_\_  
District\_\_\_\_\_  
Date

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

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



STATE OF OREGON  
COUNTY OF UMATILLA  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RON HOLEMAN  
BOX 617  
ECHO, OREGON 97826

*PART*

confirms the right to use the waters of WELLS #1 and 2, within the UMATILLA RIVER basin, for IRRIGATION OF 329.2 ACRES.

This right was perfected under Permit G-8369. The date of priority is OCTOBER 20, 1978. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 4.12 CUBIC FEET PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the wells.

The wells are located as follows:

SE $\frac{1}{4}$  SE $\frac{1}{4}$ , SECTION 21, T 3 N, R 29 E, W.M.; WELL 1 - 720 FEET NORTH AND 530 FEET WEST; WELL 2 - 370 FEET NORTH AND 530 FEET WEST, BOTH FROM THE SE CORNER, SECTION 21;

The amount of water used for irrigation, together with the amount secured under any other right existing on the same lands, is limited to ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year, and shall be further limited to appropriation of water only to the extent that it does not impair or substantially interfere with existing surface water rights of others.

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

A description of the place of use to which this right is appurtenant, is as follows:

NE $\frac{1}{4}$ SW $\frac{1}{4}$	0.6 ACRE
SE $\frac{1}{4}$ SW $\frac{1}{4}$	4.8 ACRES
NE $\frac{1}{4}$ SE $\frac{1}{4}$	3.6 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$	18.8 ACRES
SW $\frac{1}{4}$ SE $\frac{1}{4}$	38.5 ACRES
SE $\frac{1}{4}$ SE $\frac{1}{4}$	9.2 ACRES

SECTION 21

T-9684.KDD

Page 1 of 2

*0.0125*  
*329.2*  $\sqrt[4]{4.12}$   
*0.0125*  
*x 71.4*  
*0.893* 81319



NE $\frac{1}{4}$ NE $\frac{1}{4}$	9.6 ACRES
NW $\frac{1}{4}$ NE $\frac{1}{4}$	35.0 ACRES
SW $\frac{1}{4}$ NE $\frac{1}{4}$	22.3 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$	2.4 ACRES
NE $\frac{1}{4}$ NW $\frac{1}{4}$	0.4 ACRE
SE $\frac{1}{4}$ NW $\frac{1}{4}$	0.6 ACRE
NE $\frac{1}{4}$ SW $\frac{1}{4}$	12.8 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$	2.1 ACRES
NE $\frac{1}{4}$ SE $\frac{1}{4}$	8.4 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$	40.0 ACRES
SW $\frac{1}{4}$ SE $\frac{1}{4}$	35.1 ACRES
SE $\frac{1}{4}$ SE $\frac{1}{4}$	13.6 ACRES

SECTION 28

NE $\frac{1}{4}$ NE $\frac{1}{4}$	27.2 ACRES
NW $\frac{1}{4}$ NE $\frac{1}{4}$	38.0 ACRES
SW $\frac{1}{4}$ NE $\frac{1}{4}$	3.7 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$	1.3 ACRES
NE $\frac{1}{4}$ NW $\frac{1}{4}$	1.2 ACRE

SECTION 33

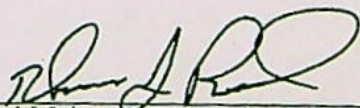
TOWNSHIP 3 NORTH, RANGE 29 EAST, W.M.

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

This certificate describes that portion of the water right confirmed by Certificate 53082, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered MAR 28 2005, approving Transfer Application 9684.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

WITNESS the signature of the Water Resources Director, affixed MARCH 28, 2005.

  
Phillip C. Ward, Director

Recorded in State Record of Water Right Certificates numbered 81319



### Transfer Applications: Temporary Transfer

The holder of a water right subject to transfer may request to temporarily change the place of use of the water for up to 5 years and, if necessary to convey the water, to temporarily change the point of diversion or appropriation. The Department shall approve the request provided it does not cause injury to existing water rights or enlarge the water use. If after the change is approved, it is found to cause injury, the approved change may be revoked. The use of water reverts to the authorized place of use upon expiration of the temporary change.

Notice is given that the following applications for Temporary Transfers have been received by the Department:

Transfer	<u>T-12648</u>
Water Right	Cert:81319
County/Basin	Umatilla / Umatilla(7)
Applicant Name	BALES, MANAGER, C/O JAY NEW FOOTHILLS PROPERTIES LLC PO BOX 189 ECHO, OR 97826
Proposed Change	PLACE OF USE
Sources/TRSQ40Q160	A WELL > UMATILLA RIVER / 3.00N 29.00E 21 SESE A WELL > UMATILLA RIVER / 3.00N 29.00E 21 SESE
Use/Quantity	IRRIGATION / 2.060 CFS (est) IRRIGATION / 2.060 CFS (est)
Priority Date	10/20/1978





# Oregon

Kate Brown, Governor

## Water Resources Department

North Mall Office Building  
725 Summer St NE, Suite A  
Salem, OR 97301  
Phone (503) 986-0900  
Fax (503) 986-0904  
[www.wrd.state.or.us](http://www.wrd.state.or.us)

April 24, 2017

NEW FOOTHILLS PROPERTIES, LLC  
C/O JAY BALES, MANAGER  
PO BOX 189  
ECHO, OR 97826

Reference: Application T- 12648

On April 20, 2017, we received your water right Transfer application. The application was accompanied by \$844.00. Our receipt number 123218 is enclosed.

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

Your application will be examined to determine whether additional information is needed. We will notify you if further information or corrections to the application or map are required.

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

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

If you have any questions, please contact the Transfer Section at (503) 986-0807.

Cc: Watermaster Dist. #5 (via email)  
Shonee D. Langford, Agent  
Landowners (other or receiving)

Enclosure







State of Oregon  
Water Resources Department  
725 Summer Street NE, Suite A  
Salem, Oregon 97301-1266  
(503) 986-0900

# Application for Water Right Temporary or Drought Temporary Transfer Part 1 of 5 – Minimum Requirements Checklist

**This temporary 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.

## FOR ALL TEMPORARY TRANSFER APPLICATIONS

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

- ☒ ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ ☒ Part 2 – Completed Temporary Transfer Application Map Checklist.
- ☒ ☒ Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the new online fee calculator at: [http://apps.wrd.state.or.us/apps/misc/wrd\\_fee\\_calculator](http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator). If you have questions, call Customer Service at (503) 986-0801.
- ☒ ☒ Part 4 – Completed Applicant Information and Signature.
- ☒ ☒ Part 5 – Information about Transferred Water Rights: **How many water rights are to be transferred? 1 List them here: Certificate 81319**
- Please include a separate Part 5 for each water right. (See instructions on page 6)
- ☒ ☐ N/A For standard Temporary Transfer (one to five years) **Begin Year 2017 End Year 2021.**
- ☐ ☒ N/A Temporary Drought Transfer (Only in counties where the Governor has declared drought)

### Attachments:

- ☒ ☒ Completed Temporary Transfer Application Map.
- ☒ ☒ Completed Evidence of Use Affidavit and supporting documentation.
- ☒ ☒ Current recorded deed for the land **from** which the authorized place of use is temporarily being moved.
- ☐ ☒ 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 a district. Complete when the temporary transfer applicant is not the district.
- ☐ ☒ N/A Land Use Information Form with approval and signature (or signed land use form receipt stub). 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 (if necessary to convey water to the proposed place of use).

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(For Staff Use Only)

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

\_\_\_ Application fee not enclosed/insufficient \_\_\_ Map not included or incomplete

\_\_\_ Land Use Form not enclosed or incomplete \_\_\_ Part \_\_\_ is incomplete

\_\_\_ Additional signature(s) required

Other/Explanation

Staff: \_\_\_\_\_ 503-986-0 \_\_\_\_\_ Date: \_\_\_\_/\_\_\_\_/\_\_\_\_



## Part 2 of 5 – Temporary Transfer Application Map Checklist

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

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

- ☐ ☒ 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 temporary place of use that includes separate hachuring for each water right, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions.
- ☒ ✓ Existing point(s) of diversion or well(s) with distance and bearing or coordinates from a recognized survey corner. This information can be found in your water right certificate or permit.
- ☐ ☒ N/A If you are proposing a change in point(s) of diversion or well(s) to convey water to the new temporary place of use, show the proposed location and label it clearly with distance and bearing or coordinates. If GPS coordinates are used, latitude-longitude coordinates may be expressed as either degrees-minutes-seconds with at least one digit after the decimal (example – 42°32'15.5") or degrees-decimal with five or more digits after the decimal (example – 42.53764°).

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April 18, 2017

**Shonee D. Langford**  
T: Salem 503-540-4261  
slangford@schwabe.com

Lisa J. Jaramillo  
Transfer and Conservation Section Manager  
Oregon Water Resources Department  
725 Summer Street NE, Suite A  
Salem OR 97301-1271

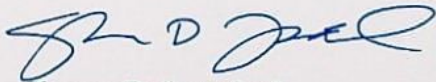
RE: Application for Temporary Transfer

Dear Lisa:

Enclosed for filing on behalf of New Foothills Properties, LLC, is an Application for Temporary Transfer, with supporting documentation and a check to cover the application fee of \$844.00. I will serve as the applicant's agent.

Please let me know if you have questions or need additional information to complete your review.

Best regards,



Shonee D. Langford

SDL:sdl

PDX\131090\221107\SDL\20527465.1

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### Part 3 of 5 – Fee Worksheet

[illegible]

FEE WORKSHEET for TEMPORARY DROUGHT TRANSFERS			
1	Base Fee (includes drought application and recording fee for up to 1 cfs)	1	\$200.00
	Enter the cfs for the portions of the rights to be transferred (see example below*): <div style="text-align: right;">_____ (2a)</div> Subtract 1.0 from the number in 2a above: _____ (2b) If 2b is 0, enter 0 on line 2 » » » » » » » » » » » » » » » » If 2b is greater than 0, round up to the nearest whole number: _____ (2c) and multiply 2c by \$50, then enter on line 2 » » » » » » » » »		
2		2	
3	Add entries on lines 1 through 2 above » » » » » » » » <b>Transfer Fee::</b>	3	

\*Example for Line 2a calculation to transfer 45.0 acres of Primary Certificate 12345 (total 1.25 cfs for 100 acres) and 45.0 acres of Supplemental Certificate 87654 (1/80 cfs per acre) on the same land:

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

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## Part 4 of 5 – Applicant Information and Signature

### Applicant Information

APPLICANT/BUSINESS NAME <b>New Foothills Properties, LLC c/o Jay Bales, Manager</b>		PHONE NO. <b>See agent info</b>	ADDITIONAL CONTACT NO.
ADDRESS <b>P.O. Box 189</b>		FAX NO.	
CITY <b>Echo</b>	STATE <b>OR</b>	ZIP <b>97826</b>	E-MAIL <b>jay@echoridgecellars.com</b>
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

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

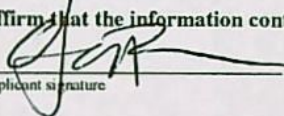
AGENT/BUSINESS NAME <b>Shonee Langford, Schwabe, Williamson &amp; Wyatt</b>		PHONE NO. <b>503-540-4261</b>	ADDITIONAL CONTACT NO.
ADDRESS <b>530 Center St. NE, Suite 400</b>		FAX NO.	
CITY <b>Salem</b>	STATE <b>OR</b>	ZIP <b>97301</b>	E-MAIL <b>slangford@schwabe.com</b>
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

Explain in your own words what you propose to accomplish with this transfer application; and why:  
The applicant proposes a temporary change in place of use only to match water rights to proposed place of irrigation.

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

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

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

 Applicant signature	<b>Jay Bales, Manager</b> Print Name (and Title if applicable)	<b>4/12/17</b> 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 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) has been conveyed.

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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.)

DISTRICT NAME	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP



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

ENTITY NAME <b>Umatilla County Planning Department</b>	ADDRESS <b>216 SE 4<sup>th</sup> St.</b>	
CITY <b>Pendleton</b>	STATE <b>OR</b>	ZIP <b>97801</b>

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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## INSTRUCTIONS for editing the Application Form

To add additional lines to tables within the forms or to copy and paste additional Part 5 pages, please **save the application form to your computer**. Unlock the document by using one of the following instructions for your Microsoft Word software version:

### Microsoft Word 2003

Unlock the document by one of the following:

- Using the **Tools** menu => click **Unprotect Document**;  
**OR**
- Using the **Forms** toolbar => click on the **Protect/Unprotect** icon.

To relock the document to enable the checkboxes to work, you will need to:

- Using the **Tools** menu => click **Protect Document**;  
**OR**
- Using the **Forms** toolbar => click on the **Protect/Unprotect** icon.

### Microsoft Word 2007

- Unlock the document by clicking the **Review** tab, then click **Protect Document**, then click **Stop Protect**
- To relock the document, click **Editing Restrictions**, then click **Allow Only This Type of Editing**, select **Filling In Forms** from the drop-down menu, then check **Yes, Start Enforcing Protection**.

### Microsoft Word 2010

- Unlock the document by clicking the **Review** tab, toggle the **Restrict Editing** icon at the upper right, then click **Stop Protect** at the bottom right. Then uncheck the "Allow only this type of editing in the document: **Filling in forms**" in the "Editing restrictions" section on the right-hand list of options.
- To relock the document, check the **Editing Restrictions/Allow Only This Type of Editing/Filling In Forms** box from the drop-down menu, then check **Yes, Start Enforcing Protection**. You do not need to assign a password for the editing restrictions.

### Other Alternatives:

- Photocopy pages or tables in Part 5, ~~mark-through~~ any non-applicable information, insert/attach photocopied pages to document in the appropriate location, and manually amend page numbers as necessary (e.g. Page 5 of 9 10).
- You may refer to additional attachments that you may include, such as separately produced tables or spreadsheets to convey large numbers of rows of place of use listings, owner/property parcels, etc. You may contact the Department at 503-986-0900 and ask for Transfer Staff if you have questions.

Once the application has been unlocked, you may:

- add additional rows to tables using the Table tools, and
- select and copy the pages of Part 5 and paste as many additional sets of Part 5 pages as needed at the end of the application.

After editing, re-lock the document to enable checkboxes to work.

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## Part 5 of 5 – Water Right Information

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

### Description of Water Delivery System

System capacity: \_\_\_\_\_ cubic feet per second (cfs) OR

2500 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. **Well 1 - 100 hp and 150 hp short shaft turbine pumps; Well 2 - 50 hp short shaft turbine pump. The wells are capable of delivering 2500 gpm through a 15-inch steel main line to the lands involved in this transfer. The lands are irrigated with a drip irrigation system.**

**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)
Well 1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	UMAT 56579	3 N	29 E	21	SE SE	9300	720 feet North and 530 feet West from the SE Corner of Section 21
Well 2	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	UMAT 56580	3 N	29 E	21	SE SE	9300	370 feet North and 530 feet West from the SE Corner of Section 21
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							RECEIVED BY OWRD
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							APR 20 2017

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

- ☒ Place of Use (POU)  
☐ Point of Diversion (POD)  
☐ Additional Point of Diversion (APOD)

☐ Appropriation/Well (POA)  
☐ Additional Point of Appropriation (APOA)

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

- ☐ Place of Use (POU)  
☐ Character of Use (USE)  
☐ Point of Diversion (POD)

☐ Point of Appropriation/Well (POA)  
☐ Additional Point of Appropriation (APOA)  
☐ Additional Point of Diversion (APOD)

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

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



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

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

**Table 2. Description of Temporary Changes to Water Right Certificate # 81319**

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

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	Acre	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	Acre	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date						
<b>EXAMPLE</b>																										
2	S	9		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
"	"	"	"	"	"	"	"	"	"	EXAMPLE	"	"	"	2	S	9	E	2	SW	NW	500		5.0		POD #6	1901
3	N	29	E	21	NE	SW	200		0.6	Irrigation	Well 1 Well 2	10/20/ 1978	POU	3	N	29	E	21	NE	SW	200		0.4	Irrigation	Well 1 Well 2	10/20/ 1978
				21	SE	SW	200		4.8	Irrigation	Well 1 Well 2	10/20/ 1978	POU				21	SE	SW	200		2.1	Irrigation	Well 1 Well 2	10/20/ 1978	
				21	NW	SE	200		18.8	Irrigation	Well 1 Well 2	10/20/ 1978	POU				21	NW	SE	200		27.5	Irrigation	Well 1 Well 2	10/20/ 1978	
				21	SW	SE	200		38.5	Irrigation	Well 1 Well 2	10/20/ 1978	POU				21	SW	SE	200		34.6	Irrigation	Well 1 Well 2	10/20/ 1978	
				21	SE	SE	200		7.2	Irrigation	Well 1 Well 2	10/20/ 1978	POU				21	SE	SE	200		6.8	Irrigation	Well 1 Well 2	10/20/ 1978	
				28	NW	NE	200		1.5	Irrigation	Well 1 Well 2	10/20/ 1978	POU													
1																										
1																										
2																										
6																										
4																										
8																										
TOTAL ACRES							71.4																			
TOTAL ACRES							71.4																			

Additional remarks: \_\_\_\_\_.

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**For Place of Use Changes**

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

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

Pursuant to ORS 540.525, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for temporary transfer can be included in the transfer or remain unused on the authorized place of use. If the primary water right does not revert soon enough to allow use of the supplemental right within five years, the supplemental right shall become subject to cancellation for nonuse under ORS 540-610.

**For a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation if necessary to convey the water to the new temporary place of use:**

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

**AND/OR**

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

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

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

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

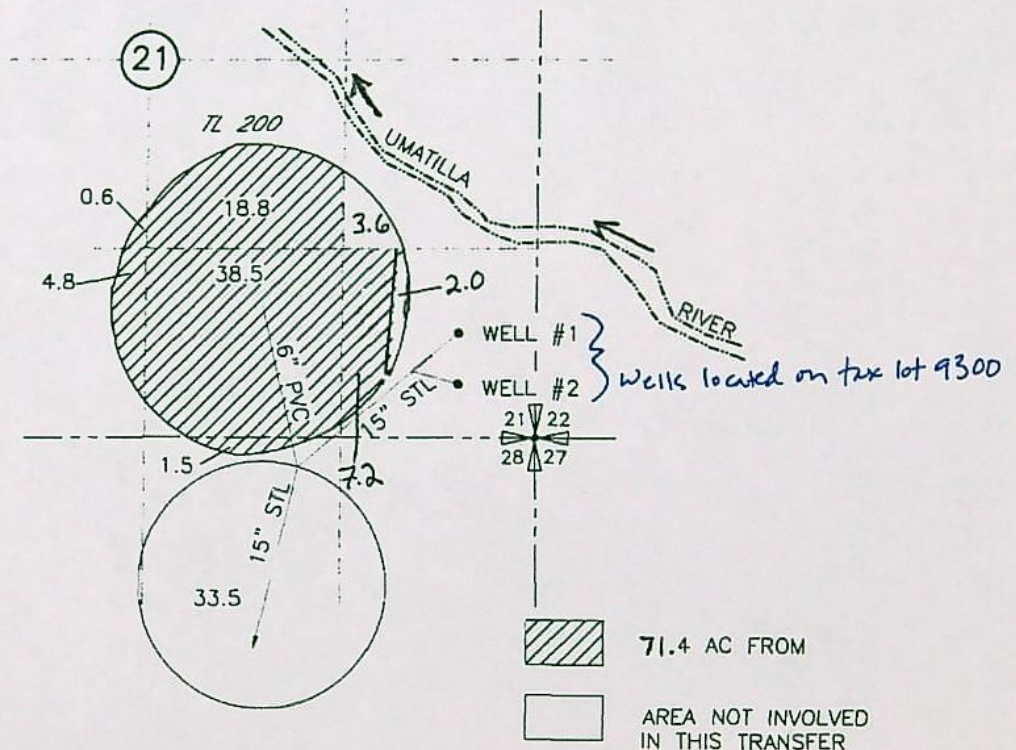
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5 YEAR TEMPORARY TRANSFER APPLICATION  
MAP  
CHANGING A PORTION OF THE PLACE  
OF USE OF CERT 81319  
FOR FLYING B VINEYARD  
T3N, R29E WM  
UMATILLA CO  
FROM



POINTS OF APPROPRIATION

WELL #1 LOCATED 720' N AND 530' W FROM THE SE CORNER OF SEC 21

WELL #2 LOCATED 370' N AND 530' W FROM THE SE CORNER OF SEC 21

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AUG 11 2008

WATER RESOURCES DEPT  
SALEM, OREGON

0 1320 2640

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

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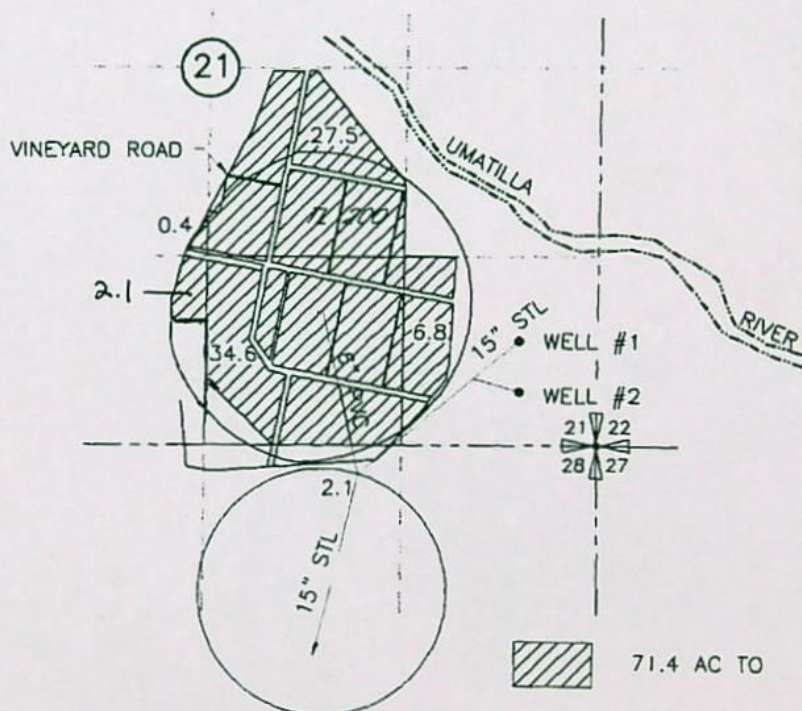
SALEM, OR

DRAWING: F-30-08-016 - Porfly Water Rights Consulting, Inc. Misc Engineering (Cadd B) 11108.dwg

1 12648



5 YEAR TEMPORARY TRANSFER APPLICATION  
MAP  
CHANGING A PORTION OF THE PLACE  
OF USE OF CERT 81319  
FOR FLYING B VINEYARD  
T3N, R29E WM  
UMATILLA CO  
TO



POINTS OF APPROPRIATION

WELL #1 LOCATED 720' N AND 530' W FROM THE SE CORNER OF SEC 21

WELL #2 LOCATED 370' N AND 530' W FROM THE SE CORNER OF SEC 21

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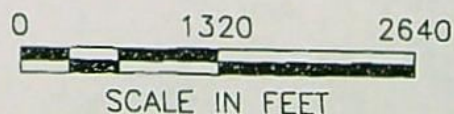
APR 20 2017

SALEM, OR

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AUG 11 2008

WATER RESOURCES DEPT  
SALEM, OREGON



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



# 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 )  
County of ) ss

I, JAY BALES, in my capacity as MANAGER OF NEW FOOTHILLS PROPERTIES, LLC, OWNER OF THE LAND INVOLVED IN THIS TRANSFER APPLICATION,

mailing address P.O. BOX 189, ECHO, OR 97826

telephone number (206)391-6709, 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

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2. I attest that:

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☐ Water was used during the previous five years on the **entire** place of use for Certificate # \_\_\_\_; **OR**

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

Certificate #	Township		Range		Mer	Sec	¼ ¼		Gov't Lot or DLC	Acres (if applicable)
81319	3	N	29	E	WM	21	NE	SW		
							SE	SW		
							NW	SE		
							SW	SE		
							SE	SE		
							NW	NE		

NOTE: Water rights located on the above-described "from" lands were exercised in 2012 under temporary transfer T-10696 (i.e. within the past five years) and most of "from" lands have also been irrigated since then.

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.): VINEYARD
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

Date

Signed and sworn to (or affirmed) before me this 12 day of April, 2017.



Notary Public for Oregon

My Commission Expires: 11-7-20

Supporting Documents	Examples
<input type="checkbox"/> Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of <b>confirming</b> water right certificate that shows issue date
<input type="checkbox"/> Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"><li>• Power usage records for pumps associated with irrigation use</li><li>• Fertilizer or seed bills related to irrigated crops</li><li>• Farmers Co-op sales receipt</li></ul>
<input type="checkbox"/> Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"><li>• District assessment records for water delivered</li><li>• Crop reports submitted under a federal loan agreement</li><li>• Beneficial use reports from district</li><li>• IRS Farm Usage Deduction Report</li><li>• Agricultural Stabilization Plan</li><li>• CREP Report</li></ul>
<input checked="" type="checkbox"/> Aerial photos containing sufficient detail to establish location and date of photograph  <b>NOTE: Also attached is the final order approving temporary transfer T-10696, under which water rights on all "from" lands were used in the past five years (in 2012).</b>	Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.  Sources for aerial photos: OSU – <a href="http://www.oregonexplorer.info/imagery">www.oregonexplorer.info/imagery</a> OWRD – <a href="http://www.wrd.state.or.us">www.wrd.state.or.us</a> Google Earth – <a href="http://earth.google.com">earth.google.com</a> TerraServer – <a href="http://www.terra-server.com">www.terra-server.com</a>
<input type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

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SALEM, OR



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

In the Matter of Transfer Application	)	FINAL ORDER APPROVING A
T-10696, Umatilla County	)	TEMPORARY CHANGE IN PLACE OF
	)	USE

**Authority**

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

**Applicant**

FLYING B VINEYARD  
C/O JACK RINGE  
1309 E. NEWPORT AVE.  
HERMISTON, OR 97838

**Agent**

WILLIAM PORFILY  
PO BOX 643  
415 E. WHEELER  
STANFIELD, OR 97875

**Findings of Fact**

1. On August 11, 2008, Jack Ringe, Vineyard Manager on behalf of Flying B Vineyard, LLP, filed an application to temporarily change the place of use under Certificate 81319 for a period of five years. The Department assigned the application number T-10696.

2. The portion of the right to be transferred is as follows:

**Certificate:** 81319 in the name of RON HOLEMAN (perfected under Permit G-8369)

**Use:** IRRIGATION of 73.4 ACRES

**Priority Date:** OCTOBER 20, 1978

**Rate:** 0.92 CUBIC FOOT PER SECOND (cfs)

**Limit/Duty:** ONE-EIGHTIETH cfs per acre, not to exceed 3.0 acre-feet per acre during the irrigation season of each year

**Source:** WELL 1 and WELL 2 in the UMATILLA RIVER BASIN

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This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.



**Authorized Point of Appropriation:**

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
3 N	29 E	WM	21	SE SE	720 FEET NORTH AND 530 FEET WEST FROM THE SE CORNER OF SECTION 21
3 N	29 E	WM	21	SE SE	370 FEET NORTH AND 530 FEET WEST FROM THE SE CORNER OF SECTION 21

**Authorized Place of Use:**

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	29 E	WM	21	NE SW	0.6
3 N	29 E	WM	21	SE SW	4.8
3 N	29 E	WM	21	NW SE	18.8
3 N	29 E	WM	21	SW SE	38.5
3 N	29 E	WM	21	SE SE	9.2
3 N	29 E	WM	28	NW NE	1.5
Total					73.4

3. Transfer Application T-10696 proposes to temporarily change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	29 E	WM	21	NE SW	0.4
3 N	29 E	WM	21	SE SW	4.1
3 N	29 E	WM	21	NW SE	27.5
3 N	29 E	WM	21	SW SE	34.6
3 N	29 E	WM	21	SE SE	6.8
Total					73.4

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4. Notice of the application for temporary transfer was published on September 19, 2008, pursuant to ORS 540.520 and OAR 690-380-4000. No comments were filed in response to the notice.
5. Water has been used within the last five years according to the terms and conditions of the right, and there is no information in the record that would demonstrate that the right is subject to forfeiture under ORS 540.610.
6. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing right are present.
7. The proposed change would not result in enlargement of the right.
8. The proposed change would not result in injury to other water rights. This finding is made through an abbreviated review recognizing that the transfer may be revoked under ORS 540.523(6) if the Department later finds that the transfer is causing injury to any existing water right.



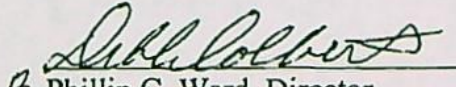
### Conclusions of Law

The temporary change in place of use as proposed in Transfer Application T-10696 is consistent with the requirements of ORS 540.523 and OAR 690-380-8000.

### Now, therefore, it is ORDERED:

1. The change in place of use proposed in Transfer Application T-10696 is approved.
2. The former place of use **shall not** be irrigated as part of this water right during the 2008, 2009, 2010, 2011 and 2012 irrigation seasons.
3. The use shall revert to the authorized place of use at the end of the 2012 irrigation season.
4. The approval of this temporary transfer may be revoked or modified if the Department finds the change causes injury to any existing water right.
5. A subsequent application for permanent transfer of Certificate 81319 shall be subject to a full and complete review to determine consistency with the requirements of OAR Chapter 690, Division 380. Approval of this temporary transfer does not establish a precedent for approval of a subsequent application filed for a permanent transfer.
6. The use of water at the temporary place of use authorized by this transfer shall be in accordance with the terms and conditions of Certificate 81319.
7. The time during which water is used under this approved temporary transfer does not apply toward a finding of forfeiture under ORS 540.610.
8. The water user shall maintain and operate the existing measurement device and shall make such improvements as may be required by the Department.
9. The use of the remaining water right described by Certificate 81319 shall continue to be in accordance with the terms and conditions of Certificate 81319.

Dated at Salem, Oregon this 29<sup>th</sup> day of September, 2008.

  
Phillip C. Ward, Director

Mailing Date: OCT 01 2008

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SALEM, OR



4/2

04-24-2010 08:49

AMERITITLE M-F



After recording return to:  
New Foothills Properties, L.L.C. UMATILLA COUNTY  
25504 SE 138th RECORDS  
Issaquah, WA 98027

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

New Foothills Properties, L.L.C.  
25504 SE 138th  
Issaquah, WA 98027

Escrow No. MF0065291  
Title No. 0065291  
SWD r 012910

Consideration: \$2,825,000.00.

2010 5670419  
2010 5680067



2010-5680067 1 of 2

RECEIVED

JUN 28 2010

RECEIVED

JUL 13 2010

UMATILLA COUNTY  
RECORDS

State of Oregon )  
County of Umatilla )

This instrument was received  
and recorded on

06-28-10 at 2:00

in the record of instrument  
code type DE-WD

Instrument Number 2010-5670419  
Fee 48.00

Office of County Records

*Sean Thompson*  
Records Officer

Rerecorded to correct legal description on Deed  
previously recorded as document No. 2010-5670419.

### STATUTORY WARRANTY DEED

Flying B Umatilla, LLC, Oregon limited liability company, Grantor(s) hereby convey and warrant to New Foothills Properties, L.L.C., a Washington limited liability company, Grantee(s) the following described real property in the County of Umatilla and State of Oregon free of encumbrances except as specifically set forth herein:

#### TRACT I:

That portion of Sections 21 and 28 in Township 3 North, Range 29, East of the Willamette Meridian, Umatilla County, Oregon, lying within the lands conveyed to Lloyd Piercy and Lois Piercy, by deed recorded in Document No. 2002-4050500, Office of Umatilla County Records and being described as beginning at a point which lies 30 feet South of the East-West centerline of said Section 21, when measured at right angles, said point lies South 86°25'46" East, 399.16 feet from the center Quarter corner of said Section 21 and running thence South 19°12'13" West, a distance of 416.52 feet to a 5/8" iron rebar; thence South 27°54'07" West, a distance of 1000.90 feet to a 5/8" iron rebar; thence South 11°36'11" West, a distance of 341.06 feet to a 5/8" iron rebar; thence South 05°30'51" East, a distance of 1135.05 feet to a 5/8" iron rebar; thence South 77°50'44" East, 164.52 feet to a 5/8" iron rebar which lies South 0°07'00" West 138.19 feet from the quarter corner common to said Sections 21 and 28; thence North 85°41'20" East, a distance of 1131.81 feet to a 5/8" iron rebar; thence North 46°04'06" East, a distance of 423.66 feet to a 5/8" iron rebar; thence North 36°57'23" East, a distance of 347.22 feet to a 5/8" iron rebar; thence North 02°59'05" East, a distance of 836.60 feet to a 5/8" iron rebar lying on the South line of the Northeast Quarter of the Southeast Quarter of Southwest corner of said Northeast Quarter of the Southeast Quarter; a distance of 521.39 feet to a 5/8" iron rebar; thence North 38°53'45" West, a distance of 991.55 feet to a 5/8" iron rebar which lies 30 feet South of the East-West centerline of said Section 21, when measured at right angles; thence South 89°15'39" West, parallel with said East-West centerline, a distance of 307.39 feet to the point of beginning.

\*said Section 21; thence South 89°14'38" West, a distance of 353.57 feet to the

TRACT II: \*\*thence North 0°08'55" East, along the West line of said Northeast Quarter,

An easement for ingress and egress over a strip of land 30 feet in width the centerline of which is described as beginning at a point on the South line of the above described Tract I, said point lies South 0°07'00" West, a distance of 138.19 feet and North 85°41'20" East, a distance of 15.04 feet from the quarter corner common to said Sections 21 and 28; and running thence South 0°07'00" West, a distance of 404.55 feet to the centerline of graveled road; thence along said road along a 935 foot radius curve to the left, a distance of 1537.88 feet (the chord of which bears South 15°46'13" East, a distance of 1370.30 feet); thence South 03°47'17" West; thence along said road the following bearings and distances; North 87°19'01" West, a distance of 140.30 feet; thence North 72°47'19" West, a distance of 505.94 feet; thence South 86°01'36" West, a distance of 206.23 feet; thence South 66°36'25" West, a distance of 1343.03 feet; thence South 88°11'38" West, a distance of 1417.17 feet to a point on the West line of said Piercy Tract; said point is also 15 feet North of the Southeast corner of Parcel 1 of Partition Plat No. 1995-24.

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SALEM, OR

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2010-5680067 2 of 2

Page 2 - Statutory Warranty Deed - Signature/Notary Page  
Escrow No. MF0065291

FOR INFORMATION PURPOSES ONLY, THE MAP/TAX ACCT #(S) ARE REFERENCED HERE:

Serial No. 107638

3N 29 00 C 200 5-04

The above-described property is free of encumbrances except all those items of record, if any, as of the date of this deed and those shown below, if any: Real Property Taxes, plus interest, if any, by reason of Farm Use Assessment.

The true and actual consideration for this conveyance is \$2,825,000.00.

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 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009. 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 OF THE LOT OR PARCEL, 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, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009.

Dated this 24<sup>th</sup> day of June, 2010.

Flying B Umatilla, LLC, an Oregon limited liability company

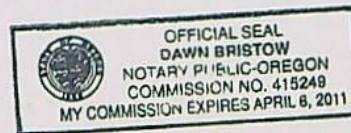
by [Signature]  
Drew Bledsoe, Manager

State of OR  
County of Umatilla Deschutes

On this 24 day of June, 2010, before me, Dawn Bristow the undersigned, a Notary Public in and for said State, personally appeared Drew Bledsoe as Manager for Flying B Umatilla, LLC a limited liability company known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same in such capacity.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this instrument first above written.

[Signature]  
Notary Public for Bend  
Residing at: 4/6/11  
Commission Expires: 4/6/11



State of Oregon )  
County of Umatilla )

This instrument was received  
and recorded on

07-13-10 at 2:45

In the record of instrument  
code type DE-CORR

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APR 20 2017

SALEM, OR

Instrument Number 2010-5680067  
Fee 45.00

Office of County Records

[Signature]  
Records Officer

T 12648



UMAT 56579

APR 20 2017

WELL LD. # L

SALEM, OR

(1) LAND OWNER  
 Name Ron Holman Well Number 1  
 Address Box 617  
 City Echo State OR Zip 97826

## (2) TYPE OF WORK

☒ New Well ☐ Deepening ☐ Alteration (repair/recondition) ☐ Abandonment

## (3) DRILL METHOD:

☐ Rotary Air ☐ Rotary Mud ☐ Cable ☐ Auger

☐ Other \_\_\_\_\_

## (4) PROPOSED USE:

☐ Domestic ☐ Community ☐ Industrial ☒ Irrigation

☐ Thermal ☐ Injection ☐ Livestock ☐ Other \_\_\_\_\_

## (5) BORE HOLE CONSTRUCTION:

Special Construction approval ☐ Yes ☐ No Depth of Completed Well 20 ft.

Explosives used ☐ Yes ☐ No Type \_\_\_\_\_ Amount \_\_\_\_\_

HOLE			SEAL			Sacks or pounds
Diameter	From	To	Material	From	To	

How was seal placed: Method ☐ A ☐ B ☐ C ☐ D ☐ E

☐ Other \_\_\_\_\_

Backfill placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Material \_\_\_\_\_

Gravel placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Size of gravel \_\_\_\_\_

## (6) CASING/LINER:

	Diameter	From	To	Gauge	Steel	Plastic	Welded	Threaded
Casing: <u>9 feet</u>					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Liner:					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Drive Shoe used ☐ Inside ☐ Outside ☐ None

Final location of shoe(s) \_\_\_\_\_

## (7) PERFORATIONS/SCREENS:

☐ Perforations Method \_\_\_\_\_

☐ Screens Type \_\_\_\_\_ Material \_\_\_\_\_

From	To	Slot size	Number	Diameter	Tele/pipe size	Casing	Liner
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>

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

☐ Pump ☐ Bailer ☐ Air ☐ Flowing ☐ Artesian

Yield gal/min Drawdown Drill stem at Time

1 hr.

Temperature of water \_\_\_\_\_ Depth Artesian Flow Found \_\_\_\_\_

Was a water analysis done? ☐ Yes By whom \_\_\_\_\_

Did any strata contain water not suitable for intended use? ☐ Too little

☐ Salty ☐ Muddy ☐ Odor ☐ Colored ☐ Other \_\_\_\_\_

Depth of strata: \_\_\_\_\_

## (9) LOCATION OF WELL by legal description:

County Umatilla Latitude \_\_\_\_\_ Longitude \_\_\_\_\_

Township 3N N or S Range 29E E or W. WM.

Section 21 SE 1/4 SE 1/4

Tax Lot \_\_\_\_\_ Lot \_\_\_\_\_ Block \_\_\_\_\_ Subdivision \_\_\_\_\_

Street Address of Well (or nearest address) \_\_\_\_\_

## (10) STATIC WATER LEVEL:

\_\_\_\_\_ ft. below land surface.

Date \_\_\_\_\_

Artesian pressure \_\_\_\_\_ lb. per square inch

Date \_\_\_\_\_

## (11) WATER BEARING ZONES:

Depth at which water was first found \_\_\_\_\_

From	To	Estimated Flow Rate	SWL

## (12) WELL LOG:

Ground Elevation \_\_\_\_\_

Material	From	To	SWL
Geologic maps and nearby well logs indicate the well is completed in alluvial sediments.			
Well casing size and depth are from 7-28-1982 final proof survey for permit G-8369.			
Static water level = 5 feet below land surface on 7-28-1982.			

Date started \_\_\_\_\_

Completed \_\_\_\_\_

## SOURCE OF DATA/INFO

OWRD groundwater application file G-8976.  
 This well is PCA #1 on certificates 81319 and 85740.

COMPILED BY: Josh Hackett

OWRD Ground Water Section

DATE: 3/23/2010

T 12648









Click to see historical imagery from 1994.

Google Earth

Tour Guide

1994

Imagery Date: 4/18/2015 45°43'21.42"N 119°11'25.65" W elev 810 ft eye alt 3991 ft

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# Regular Temporary\* Water Right Transfer Application Checklist

Checked by B Date 4/20/17

\* Temporary transfer will have one or more of the last checkboxes checked on Page 1 of the application.

A temporary transfer must be for a change in place of use. A change in POD/POA can accompany the change in place of use, only if the proposed temporary POD/POA is supplying water to the proposed temporary place of use.

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

☒ 1. Page 1 of application: Are all attachments that have been checked actually included?  
If not, what is missing? \_\_\_\_\_

☒ 2. Are fees included and correct? 844 —  
If not, the correct fee would be: \_\_\_\_\_, so the amount missing is: \_\_\_\_\_

► If a DROUGHT SUBSTITUTION is checked on Page 5, then... Fee = \$100.00

► If a regular Temporary transfer (see last few check boxes on Page 1):

Base fee for one water right (includes the first water right) =			\$700.00
# of additional water rights beyond the first =	_____	x \$225.00 =	_____
Additional fee for groundwater staff review if any number of changes to well location(s) or additional well(s) requested =			\$350.00
If Irrigation, # acres of primary involved in transfer = (See: # Acres identified in Part 4 of 4 – Table 2)	_____	x \$2.00 =	_____
If non-irrigation, # cfs or fraction above the first cfs =	_____	x \$175.00 =	_____
Total =			_____

► If a Temporary DROUGHT transfer (see last few check boxes on page 1):

Base fee =			\$100.00
Recording fee for first cfs =			\$100.00
# cfs or fraction above the first cfs =	_____	x \$50.00 =	_____
Total =			_____

☒ 3. Page 3 of application: Have all the applicants listed at the top of the page signed at the bottom?  
If not, whose signature is missing? \_\_\_\_\_

☒ 4. Are all listed certificates or permits shown by WRIS as non-cancelled?  
If not, which are cancelled? \_\_\_\_\_  
For each cancelled certificate, if there has been a remaining right certificate issued that covers the lands in the left side of Table 2, list its number \_\_\_\_\_ and check the #4 box at left on this checklist.

☐ 5. If any certificate is in the name of a "district", is a Supplemental Form D from that district enclosed?  
☒ N/A ☐ Form D needed from \_\_\_\_\_ (district)

6. If all #1-#5 boxes on this checklist are checked (with no remaining deficiencies identified), accept the application and assign it a numbered transfer folder. Put this check sheet in the transfer folder. If #1, #2, #3, #4 or #5 on this checklist is deficient, the application cannot be accepted. It should be returned and the deficiencies listed in the "staff" section at the bottom of Application Page 1, unless the applicant or agent can resolve the deficiencies within 2-3 days.

Last revised 1/17/14



**STATE OF OREGON  
WATER RESOURCES DEPARTMENT**

725 Summer St. N.E. Ste. A  
SALEM, OR 97301-4172

(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # **123218**

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

RECEIVED FROM: JBALES  
BY: KIM JBALES

APPLICATION	
PERMIT	
TRANSFER	<u>712648</u>

CASH: ☐ CHECK # 10201 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 844.00

**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 \$
0203	GROUND WATER	\$	0204 \$
0205	TRANSFER	\$ <u>844.00</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**

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

**0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER**

0233 POWER LICENSE FEE (FWWRD) \$  
0231 HYDRO LICENSE FEE (FWWRD) \$  
HYDRO APPLICATION \$

**TREASURY OTHER / RDX**

FUND \_\_\_\_\_ TITLE \_\_\_\_\_  
OBJ. CODE \_\_\_\_\_ VENDOR # \_\_\_\_\_  
DESCRIPTION \$

RECEIPT: **123218**

DATED: 4/20/17 BY: JCOOL