

Permit amendment

RA

Name Threemile Canyon farms inc  
Attn Greg Harris  
 Address 75900 Threemile road  
Boardman Oregon 97818

Change in POW, POA  
 Date Filed 12/19/2019  
 Initial notice date 1/07/2020  
 DPD issued date \_\_\_\_\_  
 PD issued date \_\_\_\_\_  
 PD notice date \_\_\_\_\_  
 Date of FO 9/22/2020 Vol 117 Page 550

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

## DESCRIPTION OF WATER RIGHT(S)

Name of Stream well  
 Trib. of Columbia river basin  
 Use irrigation, Supp Irrigation County Morrow  
 Quantity of water (CFS) \_\_\_\_\_ No. of Acres \_\_\_\_\_  
 Name of ditch \_\_\_\_\_  
 App# G-14827 Per # G-13880 Cert # \_\_\_\_\_ PR Date 08/27/1998  
 App# \_\_\_\_\_ Per # \_\_\_\_\_ Cert # \_\_\_\_\_ PR Date \_\_\_\_\_  
 App# \_\_\_\_\_ Per # \_\_\_\_\_ Cert # \_\_\_\_\_ PR Date \_\_\_\_\_  
 App# \_\_\_\_\_ Per # \_\_\_\_\_ Cert # \_\_\_\_\_ PR Date \_\_\_\_\_  
 App# \_\_\_\_\_ Per # \_\_\_\_\_ Cert # \_\_\_\_\_ PR Date \_\_\_\_\_

## FEES PAID

Date	Amount	Receipt #
12-19-19	\$9,500.00	131588
1-27-2020	\$125.00	131804
2-20-2020	\$1298.86	132012
7-20-2020	\$1979.82	133054
8-14-2020	16717	133245

## FEES REFUNDED

Date	Amount	Receipt #
9/23/2020	\$1298.86	VP051467

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

Irrigation District \_\_\_\_\_

Agent Molly Reid - Geo engineers

CWRE \_\_\_\_\_  
 CC's list Morrow County Planning



**WATER RESOURCES DEPARTMENT**  
**REQUEST FOR DISTRIBUTION OF FUNDS**

TO: Fiscal Services Section

FROM: Tamera Smith, Transfer Caseworker  
Phone: (503) 986-0864

SUBJECT: TRANSFER FILE - Request for Refund

DATE: SEPTEMBER 19, 2020

TRANSFER FILE #: T-13325

RECEIPT #: 133054

Please prepare payment in the amount of \$1298.86, made payable to:

Name: THREEMILE CANYON FARMS, LLC ATTN: GREG HARRIS  
Address: 75906 THREEMILE ROAD  
City: BOARDMAN, OR 97818

These funds are being paid or refunded as a result of (check one):

- ☐ Request for file to be Rejected/Withdrawn/
- ☐ Excess fees were collected for application/PON
- ☐ Payment of PON
- ☐ Protest filing fee

XX EXCESS FEES WERE COLLECTED FOR SECOND RA CONTRACT

I have reviewed this distribution request and have determined the request to be justified as to the purpose indicated above. Fiscal Services is hereby authorized to process the requested distribution.

Authorized Signature: \_\_\_\_\_

Date: 9-22-2020

47124  
0412

211245 21





# Oregon

Kate Brown, Governor

## Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

THREEMILE CANYON FARMS, LLC  
GREG HARRIS  
75906 THREEMILE ROAD  
BOARDMAN, OR 97818

SEPTEMBER 22, 2020

RE: Reimbursement Authority (RA) (Expedited Services) – T-13325.  
Applicants: THREEMILE CANYON FARMS, LLC

Dear MR. HARRIS,

Thank you for using the Reimbursement Authority Program. The processing of your application is now complete. Section 6a of the Applicant's Agreement states that if the actual cost of performing the work is less than payments received, OWRD will refund the unspent balance. As a result of overpayment for the second RA contract, you are due a refund of \$1298.86.

A refund check is currently being processed, however the refund check will arrive **separately** at a later date.

This refund is for the unspent portion of the estimated cost for expedition of your transfer application, which was an overpayment for the second contract. The total cost for the second contract should have been written as \$680.96, NOT \$1979.82.

Original receipt no: 133054

RA no: R11 – 245- 21

If you have any questions, please contact me at [tamera.l.smith@oregon.gov](mailto:tamera.l.smith@oregon.gov) or 503-986-0864.

Kindest regards,

Tamera Smith  
Transfer Caseworker in Reimbursement Authority  
Transfer and Conservation Section

cc: T-13325 permit amendment file  
Molly Reid, agent (*via email*)



BEFORE THE WATER RESOURCES DEPARTMENT  
OF THE  
STATE OF OREGON

In the Matter of Permit Amendment	)	FINAL ORDER APPROVING
T-13325, Morrow County	)	A CHANGE IN POINTS OF
	)	APPROPRIATION AND A
	)	CHANGE IN PLACE OF USE

**Authority**

Oregon Revised Statute (ORS) 537.211 establishes the process in which a water right permit holder may submit a request to change the point of appropriation and/or place of use authorized under an existing water right permit.

**Applicant**

THREEMILE CANYON FARMS, INC.  
(GREG HARRIS, MANAGER)  
75906 THREEMILE RD.  
BOARDMAN, OR 97818

**Findings of Fact**

1. On December 19, 2019, THREEMILE CANYON FARMS, INC. (GREG HARRIS, MANAGER), filed an application to change the points of appropriation and a change in place of use under Permit G-13880. The Department assigned the application number T-13325.
2. On September 9, 2010, the Department approved an assignment of the permit to Threemile Canyon Farms, LLC.
3. On December 8, 2015, the Department approved an assignment of the permit to Threemile Canyon Farms, LLC and Wells Fargo Bank National Association, as Administrative Agent.
4. On January 8, 2012, the Department approved an extension of time for complete application of water to October 1, 2020.
5. Notice of the application for the permit amendment was published in the Department's weekly notice on January 7, 2020, and in the Hermiston Herald newspaper on August 19 and August 26, 2020, pursuant to ORS 540.520(5). No comments were filed in response to the notices.
6. On January 28, 2020, the Department contacted the agent requesting the original Affidavit of Consent. Further, the Department pointed out water right layering that could occur with the transfer.

This is a final order in other than 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 and OAR 690-01-0005 you may either 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.



7. On February 7, 2020, the applicant's agent replied by email, pointing out that, due to the nature of the settlement agreement, the layering would not be an issue in this particular transfer.
8. On February 10, 2020, the Department received the original Affidavit of Consent.
9. Permit Amendment Application T-13325 proposes changes in the points of appropriation under permit G-13880 as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
3 N	24 E	WM	1	SE SW	INLAND WELL 2 – (MORR 52045) 509 FEET NORTH AND 2180 FEET EAST FROM THE SW CORNER OF SECTION 1
3 N	24 E	WM	2	SW NW	INLAND OBSERVATION WELL - (MORR 52279) 2489 FEET SOUTH AND 770 FEET EAST FROM THE NW CORNER OF SECTION 2
3 N	24 E	WM	2	NE SE	INLAND WELL 1 – (MORR 52037) 1777 FEET NORTH AND 626 FEET WEST FROM THE SE CORNER OF SECTION 2
3 N	24 E	WM	11	SE NW	INLAND WELL 5 – (MORR 52130) 2237 FEET SOUTH AND 1954 FEET EAST FROM THE NW CORNER OF SECTION 11
3 N	24 E	WM	13	NE NW	INLAND WELL 3 – (MORR 52132) 868 FEET SOUTH AND 1526 FEET EAST FROM THE NW CORNER OF SECTION 13
3 N	24 E	WM	14	NW SE	INLAND WELL 4 – (MORR 52131) 1953 FEET NORTH AND 1628 FEET WEST FROM THE SE CORNER OF SECTION 14

10. Approximate distances of proposed points of appropriation from authorized points of appropriation, in miles (mi.):

Proposed Well	Well 1A	Well 2A	Well 3A	Well 4A	Well 5A	Well 6A	Well 7A	Well 8A	Well 9A
Inland Well 1	2.8 mi.	3.5 mi.	1.5 mi.	0.3 mi.	4.2 mi.	1.5 mi.	2.4 mi.	2.3 mi.	2.7 mi.
Inland Well 2	3.3 mi.	4.1 mi.	2.0 mi.	0.5 mi.	4.7 mi.	1.8 mi.	3.0 mi.	2.7 mi.	3.2 mi.
Inland Well 3	4.4 mi.	4.6 mi.	3.0 mi.	1.7 mi.	5.5 mi.	1.5 mi.	3.6 mi.	2.3 mi.	3.3 mi.
Inland Well 4	4.7 mi.	4.4 mi.	3.2 mi.	2.2 mi.	5.5 mi.	1.2 mi.	3.5 mi.	1.8 mi.	3.0 mi.
Inland Well 5	4.7 mi.	4.4 mi.	3.2 mi.	2.2 mi.	5.5 mi.	1.2 mi.	3.5 mi.	1.8 mi.	3.0 mi.
Inland Observation Well	2.5 mi.	2.7 mi.	1.0 mi.	1.0 mi.	3.5 mi.	1.4 mi.	1.6 mi.	1.9 mi.	2.0 mi.

11. Permit Amendment Application T-13325 also proposes a change in place of use under permit G-13880 as follows:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Acres	Wells
3 N	24 E	WM	1	NE SW	10.0	Inland Wells 1 - 5
3 N	24 E	WM	1	NW SW	31.1	Inland Wells 1 - 5
3 N	24 E	WM	1	SW SW	40.2	Inland Wells 1 - 5
3 N	24 E	WM	1	SE SW	13.7	Inland Wells 1 - 5
3 N	24 E	WM	2	SW SW	0.2	Inland Wells 1 - 5
3 N	24 E	WM	2	SE SW	1.9	Inland Wells 1 - 5
3 N	24 E	WM	2	NE SE	7.3	Inland Wells 1 - 5
3 N	24 E	WM	2	SW SE	0.4	Inland Wells 1 - 5
3 N	24 E	WM	2	SE SE	16.2	Inland Wells 1 - 5
3 N	24 E	WM	10	NE NE	5.1	Inland Wells 1 - 5
3 N	24 E	WM	10	NW NE	1.3	Inland Wells 1 - 5
3 N	24 E	WM	10	SW NE	12.2	Inland Wells 1 - 5



IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Acres	Wells
3 N	24 E	WM	10	SE NE	8.5	Inland Wells 1 - 5
3 N	24 E	WM	10	NE NW	11.8	Inland Wells 1 - 5
3 N	24 E	WM	10	SE NW	11.7	Inland Wells 1 - 5
3 N	24 E	WM	10	NE SW	0.5	Inland Wells 1 - 5
3 N	24 E	WM	10	NE SE	4.5	Inland Wells 1 - 5
3 N	24 E	WM	11	NE NE	26.5	Inland Wells 1 - 5
3 N	24 E	WM	11	NW NE	4.7	Inland Wells 1 - 5
3 N	24 E	WM	11	SW NE	28.9	Inland Wells 1 - 5
3 N	24 E	WM	11	SE NE	35.1	Inland Wells 1 - 5
3 N	24 E	WM	11	NW NW	10.8	Inland Wells 1 - 5
3 N	24 E	WM	11	SW NW	2.7	Inland Wells 1 - 5
3 N	24 E	WM	11	SE NW	5.5	Inland Wells 1 - 5
3 N	24 E	WM	11	NE SW	17.6	Inland Wells 1 - 5
3 N	24 E	WM	11	SE SW	1.1	Inland Wells 1 - 5
3 N	24 E	WM	11	NE SE	35.1	Inland Wells 1 - 5
3 N	24 E	WM	11	NW SE	40.1	Inland Wells 1 - 5
3 N	24 E	WM	11	SW SE	7.5	Inland Wells 1 - 5
3 N	24 E	WM	11	SE SE	4.9	Inland Wells 1 - 5
3 N	24 E	WM	12	NW NE	12.3	Inland Wells 1 - 5
3 N	24 E	WM	12	SW NE	23.4	Inland Wells 1 - 5
3 N	24 E	WM	12	SE NE	1.9	Inland Wells 1 - 5
3 N	24 E	WM	12	NE NW	36.6	Inland Wells 1 - 5
3 N	24 E	WM	12	NW NW	26.3	Inland Wells 1 - 5
3 N	24 E	WM	12	SW NW	34.2	Inland Wells 1 - 5
3 N	24 E	WM	12	SE NW	40.6	Inland Wells 1 - 5
3 N	24 E	WM	12	NE SW	29.2	Inland Wells 1 - 5
3 N	24 E	WM	12	NW SW	38.5	Inland Wells 1 - 5
3 N	24 E	WM	12	SW SW	31.4	Inland Wells 1 - 5
3 N	24 E	WM	12	SE SW	33.6	Inland Wells 1 - 5
3 N	24 E	WM	12	NE SE	33.8	Inland Wells 1 - 5
3 N	24 E	WM	12	NW SE	39.3	Inland Wells 1 - 5
3 N	24 E	WM	12	SW SE	37.8	Inland Wells 1 - 5
3 N	24 E	WM	12	SE SE	29.5	Inland Wells 1 - 5
3 N	24 E	WM	13	NE NE	5.6	Inland Wells 1 - 5
3 N	24 E	WM	13	NW NE	38.8	Inland Wells 1 - 5
3 N	24 E	WM	13	SW NE	36.2	Inland Wells 1 - 5
3 N	24 E	WM	13	SE NE	4.5	Inland Wells 1 - 5
3 N	24 E	WM	13	NE NW	30.8	Inland Wells 1 - 5
3 N	24 E	WM	13	NW NW	31.2	Inland Wells 1 - 5
3 N	24 E	WM	13	SW NW	37.8	Inland Wells 1 - 5
3 N	24 E	WM	13	SE NW	34.9	Inland Wells 1 - 5
3 N	24 E	WM	13	NE SW	39.9	Inland Wells 1 - 5
3 N	24 E	WM	13	NW SW	31.4	Inland Wells 1 - 5
3 N	24 E	WM	13	SW SW	15.3	Inland Wells 1 - 5
3 N	24 E	WM	13	SE SW	10.0	Inland Wells 1 - 5
3 N	24 E	WM	13	NW SE	1.7	Inland Wells 1 - 5
3 N	24 E	WM	14	NE NE	4.6	Inland Wells 1 - 5
3 N	24 E	WM	14	NW NE	5.4	Inland Wells 1 - 5
3 N	24 E	WM	14	SW NE	37.9	Inland Wells 1 - 5
3 N	24 E	WM	14	SE NE	30.5	Inland Wells 1 - 5
3 N	24 E	WM	14	NE NW	2.5	Inland Wells 1 - 5



IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Acres	Wells
3 N	24 E	WM	14	SW NW	25.2	Inland Wells 1 - 5
3 N	24 E	WM	14	SE NW	36.0	Inland Wells 1 - 5
3 N	24 E	WM	14	NE SW	34.0	Inland Wells 1 - 5
3 N	24 E	WM	14	NW SW	37.6	Inland Wells 1 - 5
3 N	24 E	WM	14	SW SW	24.9	Inland Wells 1 - 5
3 N	24 E	WM	14	SE SW	24.2	Inland Wells 1 - 5
3 N	24 E	WM	14	NE SE	35.7	Inland Wells 1 - 5
3 N	24 E	WM	14	NW SE	33.5	Inland Wells 1 - 5
3 N	24 E	WM	14	SW SE	23.3	Inland Wells 1 - 5
3 N	24 E	WM	14	SE SE	30.3	Inland Wells 1 - 5
3 N	24 E	WM	15	NE NE	2.5	Inland Wells 1 - 5
3 N	24 E	WM	15	SW NE	22.1	Inland Wells 1 - 5
3 N	24 E	WM	15	SE NE	32.8	Inland Wells 1 - 5
3 N	24 E	WM	15	SE NW	9.1	Inland Wells 1 - 5
3 N	24 E	WM	15	NE SE	33.2	Inland Wells 1 - 5
3 N	24 E	WM	15	NW SE	17.0	Inland Wells 1 - 5
3 N	24 E	WM	15	SE SE	5.8	Inland Wells 1 - 5
TOTAL					1671.7	

#### *Permit Amendment Review Criteria*

12. The changes would not result in injury to other water rights.
13. The proposed place of use is owned and/or controlled by the permit holder.
14. The changes do not enlarge the permit.
15. The changes do not alter any other terms of the permit.
16. The proposed place of use is not contiguous to the authorized place of use, in furtherance of mitigation or conservation efforts undertaken for the purposes of benefiting a species listed as sensitive, threatened, or endangered under ORS 496.171 to 496.192 or the Federal Endangered Species Act of 1973 (16 U.S.C. 1531 to 1544), as determined by the listing agency.

#### **Conclusions of Law**

The change in points of appropriation and change in place of use proposed by Permit Amendment Application T-13325 is consistent with the requirements of ORS 537.211.

Now, therefore, it is **ORDERED**:

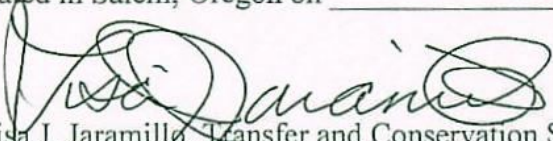
1. The change in points of appropriation and change in place of use proposed by Permit Amendment Application T-13325 are approved.
2. Permit G-18414, in the name of Threemile Canyon Farms, LLC and Wells Fargo Bank, National Association, as Administrative Agent, is issued to replace Permit G-13880, and incorporates the amendments approved by this order, the extension of time, and the



assignments. Permit G-13880, in the name of Threemile Canyon Farms, LLC and Wells Fargo Bank, National Association, as Administrative Agent, is no longer of any force or effect.

3. The quantity of water diverted at the new points of appropriation, (Inland Wells 1 – 5), shall not exceed the quantity of water lawfully available at the original points of appropriation, (Wells 1A – 9A).
4. Water shall be acquired from the same aquifer as the original points of appropriation.
5. The former place of use shall no longer be irrigated as part of this permit.
6. All other terms and conditions of Permit G-18414 remain the same.

Dated in Salem, Oregon on SEP 22 2020

  
Lisa J. Jaramillo, Transfer and Conservation Section Manager, for  
THOMAS M BYLER, DIRECTOR  
Oregon Water Resources Department

Mailing Date: SEP 23 2020



STATE OF OREGON

COUNTY OF MORROW

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

THREEMILE CANYON FARMS, INC.  
(GREG HARRIS, MANAGER)  
75906 THREEMILE RD.  
BOARDMAN, OR 97818

WELLS FARGO BANK NATIONAL ASSN.  
PO BOX 3075  
PORTLAND, OR 97208

This superseding permit is issued to describe an amendment for changes in point of appropriation and a change in place of use proposed under Permit Amendment Application T-13325 and approved by Special Order Vol. 117, Page 510 entered SEP 22 2020, and to describe an extension of time for complete application of water approved on January 8, 2012, and to describe assignments approved on September 22, 2010 and on December 8, 2015. This permit supersedes Permit G-13880.

The specific limits and conditions of the use are listed below:

APPLICATION FILE NUMBER: G-14287

SOURCE OF WATER: INLAND WELL 1 (MORR 52037), INLAND WELL 2 (MORR 52045), INLAND WELL 3 (MORR 52132), INLAND WELL 4 (MORR 52131), INLAND WELL 5 (MORR 52130) AND UP TO NINE WELLS IN THE COLUMBIA RIVER BASIN

PURPOSE OR USE: IRRIGATION ON 2129.5 ACRES AND SUPPLEMENTAL IRRIGATION OF 670.5 ACRES

MAXIMUM RATE: 35.0 CUBIC FEET PER SECOND (CFS)

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: AUGUST 27, 1998



## WELL LOCATIONS:

Twtp	Rng	Mer	Sec	Q-Q	Measured Distances
3 N	24 E	WM	1	SW NW	WELL 4 – 140 FEET NORTH AND 1810 FEET WEST FROM THE CENTER ¼ CORNER OF SECTION 1
3 N	24 E	WM	1	SE SW	INLAND WELL 2 – (MORR 52045) 509 FEET NORTH AND 2180 FEET EAST FROM THE SW CORNER OF SECTION 1
3 N	24 E	WM	2	SW NW	INLAND OBSERVATION WELL – (MORR 52279) 2489 FEET SOUTH AND 770 FEET EAST FROM THE NW CORNER OF SECTION 2
3 N	24 E	WM	2	NE SE	INLAND WELL 1 – (MORR 52037) 1777 FEET NORTH AND 626 FEET WEST FROM THE SE CORNER OF SECTION 2
3 N	24 E	WM	9	SE SE	WELL 8 – 55 FEET NORTH AND 150 FEET WEST FROM THE SE CORNER OF SECTION 9
3 N	24 E	WM	9	NW NW	WELL 9 – 80 FEET SOUTH AND 1200 FEET EAST FROM THE NW CORNER OF SECTION 9
3 N	24 E	WM	10	SE SE	WELL 6 – 1070 FEET NORTH AND 720 FEET WEST FROM THE SE CORNER OF SECTION 10
3 N	24 E	WM	11	SE NW	INLAND WELL 5 – (MORR 52130) 2237 FEET SOUTH AND 1954 FEET EAST FROM THE NW CORNER OF SECTION 11
3 N	24 E	WM	13	NE NW	INLAND WELL 3 – (MORR 52132) 868 FEET SOUTH AND 1526 FEET EAST FROM THE NW CORNER OF SECTION 13
3 N	24 E	WM	14	NW SE	INLAND WELL 4 – (MORR 52131) 1953 FEET NORTH AND 1628 FEET WEST FROM THE SE CORNER OF SECTION 14
4 N	24 E	WM	27	NE NE	WELL 1 – 90 FEET SOUTH AND 110 FEET WEST FROM THE NE CORNER OF SECTION 27
4 N	24 E	WM	29	NE NE	WELL 5 – 1200 FEET WEST FROM THE NE CORNER OF SECTION 29
4 N	24 E	WM	32	NW SE	WELL 2 – 590 FEET EAST FROM THE CENTER OF THE ¼ CORNER SECTION OF 32
4 N	24 E	WM	33	SW SE	WELL 7 – 1020 FEET NORTH AND 1860 FEET WEST FROM THE SE CORNER OF SECTION 33
4 N	24 E	WM	35	SW NW	WELL 3 – 130 FEET NORTH AND 2400 FEET WEST FROM THE CENTER ¼ CORNER OF SECTION 35

The amount of water used for irrigation under this right, 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 4.0 acre feet per acre provided that the maximum duty of water for all lands under the permit for all sources not exceed an average duty of 3.0 acre feet per acre for each acre irrigated during the irrigation season of each year.

## THE PLACE OF USE IS LOCATED AS FOLLOWS:

IRRIGATION						
Twtp	Rng	Mer	Sec	Q-Q	Acres	Wells
3 N	24 E	WM	1	NE SW	10.0	Inland Wells 1 - 5
3 N	24 E	WM	1	NW SW	31.1	Inland Wells 1 - 5
3 N	24 E	WM	1	SW SW	40.2	Inland Wells 1 - 5
3 N	24 E	WM	1	SE SW	13.7	Inland Wells 1 - 5
3 N	24 E	WM	2	SW SW	0.2	Inland Wells 1 - 5
3 N	24 E	WM	2	SW SW	0.6	Wells 1A - 9A
3 N	24 E	WM	2	SE SW	1.9	Inland Wells 1 - 5
3 N	24 E	WM	2	SE SW	7.6	Wells 1A - 9A
3 N	24 E	WM	2	NE SE	7.3	Inland Wells 1 - 5



IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Acres	Wells
3 N	24 E	WM	2	SW SE	0.4	Inland Wells 1 - 5
3 N	24 E	WM	2	SW SE	0.2	Wells 1A - 9A
3 N	24 E	WM	2	SE SE	16.2	Inland Wells 1 - 5
3 N	24 E	WM	2	SE SE	1.0	Wells 1A - 9A
3 N	24 E	WM	10	NE NE	5.1	Inland Wells 1 - 5
3 N	24 E	WM	10	NE NE	14.6	Wells 1A - 9A
3 N	24 E	WM	10	NW NE	1.3	Inland Wells 1 - 5
3 N	24 E	WM	10	SW NE	12.2	Inland Wells 1 - 5
3 N	24 E	WM	10	SW NE	25.3	Wells 1A - 9A
3 N	24 E	WM	10	SE NE	8.5	Inland Wells 1 - 5
3 N	24 E	WM	10	SE NE	21.2	Wells 1A - 9A
3 N	24 E	WM	10	NE NW	11.8	Inland Wells 1 - 5
3 N	24 E	WM	10	SE NW	11.7	Inland Wells 1 - 5
3 N	24 E	WM	10	SE NW	6.8	Wells 1A - 9A
3 N	24 E	WM	10	NE SW	0.5	Inland Wells 1 - 5
3 N	24 E	WM	10	NE SW	17.9	Wells 1A - 9A
3 N	24 E	WM	10	NE SE	4.5	Inland Wells 1 - 5
3 N	24 E	WM	10	NE SE	27.6	Wells 1A - 9A
3 N	24 E	WM	10	NW SE	40.3	Wells 1A - 9A
3 N	24 E	WM	10	SW SE	8.0	Wells 1A - 9A
3 N	24 E	WM	11	NE NE	26.5	Inland Wells 1 - 5
3 N	24 E	WM	11	NE NE	13.5	Wells 1A - 9A
3 N	24 E	WM	11	NW NE	4.7	Inland Wells 1 - 5
3 N	24 E	WM	11	NW NE	30.6	Wells 1A - 9A
3 N	24 E	WM	11	SW NE	28.9	Inland Wells 1 - 5
3 N	24 E	WM	11	SW NE	4.6	Wells 1A - 9A
3 N	24 E	WM	11	SE NE	35.1	Inland Wells 1 - 5
3 N	24 E	WM	11	NE NW	40.7	Wells 1A - 9A
3 N	24 E	WM	11	NW NW	10.8	Inland Wells 1 - 5
3 N	24 E	WM	11	NW NW	23.2	Wells 1A - 9A
3 N	24 E	WM	11	SW NW	2.7	Inland Wells 1 - 5
3 N	24 E	WM	11	SW NW	25.7	Wells 1A - 9A
3 N	24 E	WM	11	SE NW	5.5	Inland Wells 1 - 5
3 N	24 E	WM	11	SE NW	29.0	Wells 1A - 9A
3 N	24 E	WM	11	NE SW	17.6	Inland Wells 1 - 5
3 N	24 E	WM	11	NE SW	17.2	Wells 1A - 9A
3 N	24 E	WM	11	NW SW	40.2	Wells 1A - 9A
3 N	24 E	WM	11	SW SW	8.5	Wells 1A - 9A
3 N	24 E	WM	11	SE SW	1.1	Inland Wells 1 - 5
3 N	24 E	WM	11	NE SE	35.1	Inland Wells 1 - 5
3 N	24 E	WM	11	NW SE	40.1	Inland Wells 1 - 5
3 N	24 E	WM	11	SW SE	7.5	Inland Wells 1 - 5
3 N	24 E	WM	11	SE SE	4.9	Inland Wells 1 - 5
3 N	24 E	WM	12	NW NE	12.3	Inland Wells 1 - 5
3 N	24 E	WM	12	SW NE	23.4	Inland Wells 1 - 5
3 N	24 E	WM	12	SE NE	1.9	Inland Wells 1 - 5
3 N	24 E	WM	12	NE NW	36.6	Inland Wells 1 - 5
3 N	24 E	WM	12	NW NW	26.3	Inland Wells 1 - 5
3 N	24 E	WM	12	SW NW	34.2	Inland Wells 1 - 5
3 N	24 E	WM	12	SE NW	40.6	Inland Wells 1 - 5
3 N	24 E	WM	12	NE SW	29.2	Inland Wells 1 - 5



IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Acres	Wells
3 N	24 E	WM	12	NW SW	38.5	Inland Wells 1 - 5
3 N	24 E	WM	12	SW SW	31.4	Inland Wells 1 - 5
3 N	24 E	WM	12	SE SW	33.6	Inland Wells 1 - 5
3 N	24 E	WM	12	NE SE	33.8	Inland Wells 1 - 5
3 N	24 E	WM	12	NW SE	39.3	Inland Wells 1 - 5
3 N	24 E	WM	12	SW SE	37.8	Inland Wells 1 - 5
3 N	24 E	WM	12	SE SE	29.5	Inland Wells 1 - 5
3 N	24 E	WM	13	NE NE	5.6	Inland Wells 1 - 5
3 N	24 E	WM	13	NW NE	38.8	Inland Wells 1 - 5
3 N	24 E	WM	13	SW NE	36.2	Inland Wells 1 - 5
3 N	24 E	WM	13	SE NE	4.5	Inland Wells 1 - 5
3 N	24 E	WM	13	NE NW	30.8	Inland Wells 1 - 5
3 N	24 E	WM	13	NW NW	31.2	Inland Wells 1 - 5
3 N	24 E	WM	13	SW NW	37.8	Inland Wells 1 - 5
3 N	24 E	WM	13	SE NW	34.9	Inland Wells 1 - 5
3 N	24 E	WM	13	NE SW	39.9	Inland Wells 1 - 5
3 N	24 E	WM	13	NW SW	31.4	Inland Wells 1 - 5
3 N	24 E	WM	13	SW SW	15.3	Inland Wells 1 - 5
3 N	24 E	WM	13	SE SW	10.0	Inland Wells 1 - 5
3 N	24 E	WM	13	NW SE	1.7	Inland Wells 1 - 5
3 N	24 E	WM	14	NE NE	4.6	Inland Wells 1 - 5
3 N	24 E	WM	14	NW NE	5.4	Inland Wells 1 - 5
3 N	24 E	WM	14	NE NW	2.1	Wells 1A - 9A
3 N	24 E	WM	14	NW NW	5.3	Wells 1A - 9A
3 N	24 E	WM	14	SW NE	37.9	Inland Wells 1 - 5
3 N	24 E	WM	14	SW NW	13.7	Wells 1A - 9A
3 N	24 E	WM	14	SE NW	1.4	Wells 1A - 9A
3 N	24 E	WM	14	SE NE	30.5	Inland Wells 1 - 5
3 N	24 E	WM	14	NE NW	2.5	Inland Wells 1 - 5
3 N	24 E	WM	14	SW NW	25.2	Inland Wells 1 - 5
3 N	24 E	WM	14	SE NW	36.0	Inland Wells 1 - 5
3 N	24 E	WM	14	NE SW	34.0	Inland Wells 1 - 5
3 N	24 E	WM	14	NW SW	37.6	Inland Wells 1 - 5
3 N	24 E	WM	14	SW SW	24.9	Inland Wells 1 - 5
3 N	24 E	WM	14	SE SW	24.2	Inland Wells 1 - 5
3 N	24 E	WM	14	NE SE	35.7	Inland Wells 1 - 5
3 N	24 E	WM	14	NW SE	33.5	Inland Wells 1 - 5
3 N	24 E	WM	14	SW SE	23.3	Inland Wells 1 - 5
3 N	24 E	WM	14	SE SE	30.3	Inland Wells 1 - 5
3 N	24 E	WM	15	NE NE	2.5	Inland Wells 1 - 5
3 N	24 E	WM	15	NE NE	6.0	Wells 1A - 9A
3 N	24 E	WM	15	NW NE	8.9	Wells 1A - 9A
3 N	24 E	WM	15	SW NE	22.1	Inland Wells 1 - 5
3 N	24 E	WM	15	SW NE	11.6	Wells 1A - 9A
3 N	24 E	WM	15	SE NE	32.8	Inland Wells 1 - 5
3 N	24 E	WM	15	SE NE	3.2	Wells 1A - 9A
3 N	24 E	WM	15	NE NW	0.5	Wells 1A - 9A
3 N	24 E	WM	15	SE NW	9.1	Inland Wells 1 - 5
3 N	24 E	WM	15	SE NW	0.8	Wells 1A - 9A
3 N	24 E	WM	15	NE SE	33.2	Inland Wells 1 - 5
3 N	24 E	WM	15	NW SE	17.0	Inland Wells 1 - 5



IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Acres	Wells
3 N	24 E	WM	15	SE SE	5.8	Inland Wells 1 - 5
TOTAL					2129.5	

SUPPLEMENTAL IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Acres	Wells
3 N	24 E	WM	1	NE NE	26.0	Wells 1A - 9A
3 N	24 E	WM	1	NW NE	10.9	Wells 1A - 9A
3 N	24 E	WM	1	SW NE	5.7	Wells 1A - 9A
3 N	24 E	WM	1	SE NE	15.9	Wells 1A - 9A
3 N	24 E	WM	4	SW NE	9.0	Wells 1A - 9A
3 N	24 E	WM	4	SE NE	15.0	Wells 1A - 9A
3 N	24 E	WM	4	NE SE	36.9	Wells 1A - 9A
3 N	24 E	WM	4	NW SE	24.9	Wells 1A - 9A
3 N	24 E	WM	4	SW SE	1.4	Wells 1A - 9A
3 N	24 E	WM	4	SE SE	3.4	Wells 1A - 9A
3 N	24 E	WM	9	SW SE	21.6	Wells 1A - 9A
3 N	24 E	WM	9	SE SE	19.6	Wells 1A - 9A
3 N	24 E	WM	12	NE NE	15.2	Wells 1A - 9A
3 N	24 E	WM	12	NW NE	3.6	Wells 1A - 9A
3 N	24 E	WM	12	SW NE	8.9	Wells 1A - 9A
3 N	24 E	WM	12	SE NE	30.3	Wells 1A - 9A
3 N	24 E	WM	16	NE NE	21.6	Wells 1A - 9A
3 N	24 E	WM	16	NW NE	24.5	Wells 1A - 9A
4 N	24 E	WM	27	NE SW	37.0	Wells 1A - 9A
4 N	24 E	WM	27	NW SW	16.7	Wells 1A - 9A
4 N	24 E	WM	27	SW SW	18.6	Wells 1A - 9A
4 N	24 E	WM	27	SE SW	38.5	Wells 1A - 9A
4 N	24 E	WM	27	NW SE	6.9	Wells 1A - 9A
4 N	24 E	WM	27	SW SE	7.0	Wells 1A - 9A
4 N	24 E	WM	28	NW NE	27.7	Wells 1A - 9A
4 N	24 E	WM	28	SW NE	29.5	Wells 1A - 9A
4 N	24 E	WM	28	NE NW	31.7	Wells 1A - 9A
4 N	24 E	WM	28	NW NW	0.2	Wells 1A - 9A
4 N	24 E	WM	28	SW NW	0.5	Wells 1A - 9A
4 N	24 E	WM	28	SE NW	35.6	Wells 1A - 9A
4 N	24 E	WM	28	NE SW	0.3	Wells 1A - 9A
4 N	24 E	WM	29	SE NW	0.3	Wells 1A - 9A
4 N	24 E	WM	29	NE SW	35.9	Wells 1A - 9A
4 N	24 E	WM	29	NW SW	4.3	Wells 1A - 9A
4 N	24 E	WM	29	SW SW	3.1	Wells 1A - 9A
4 N	24 E	WM	29	SE SW	34.0	Wells 1A - 9A
4 N	24 E	WM	29	NW SE	24.3	Wells 1A - 9A
4 N	24 E	WM	29	SW SE	24.0	Wells 1A - 9A
TOTAL					670.5	



**Permit Amendment T-13325 Conditions:**

The quantity of water diverted at the new points of appropriation, (Inland Wells 1 – 5), shall not exceed the quantity of water lawfully available at the original points of appropriation, (Wells 1A – 9A).

**Extension of Time Conditions:****1. Checkpoint Condition**

The permit holder must submit a complete Progress Report Form to the Department by **October 1, 2018.**

- (a) At each checkpoint, the permit holder shall submit and the Department shall review evidence of the permit holder's diligence towards completion of the project and compliance with terms and conditions of the permit and extension. If, after this review, the Department determines the permit holder has not been diligent in developing and perfecting the water use permit, or complied with all terms and conditions, the Department shall modify or further condition the permit or extension to ensure future compliance, or begin cancellation proceedings on the undeveloped portion of the permit pursuant to ORS 537.260 or 537.410, or require submission of a final proof survey pursuant to ORS 537.250;
- (b) The Department shall provide notice of receipt of progress reports in its weekly notice and shall allow a 30 day comment period for each report. The Department shall provide notice of its determination to anyone who submitted comments.

**Original Permit Conditions:**

The department may modify the place of use with respect to the primary and supplemental nature of the water use so long as the maximum duty of water for all lands under the permit from all sources not exceed an average duty of 3.0 acre feet per acre for each acre irrigated during the irrigation season of each year.

The Department shall not modify the place of use so as to allow irrigation of the Conservation Area (as identified on the map attached as Exhibit C to the Final Order ordering the issuance of this permit, and as further described in the legal description attached as Exhibit D to the Final Order) or the Boardman Bombing Range (located generally to the east of the Place of use described in Permit G-13880) under this Permit, or pursuant to any future amendment of this Permit, or pursuant to any resulting Certificate or subsequent transfer proceeding.

**1. Measurement, recording and reporting conditions:**

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order, shall keep a complete record of the amount of water used each month and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be



required by the director. Further, the Director may require the permittee to report general water use information, including the place and nature of use of water under the permit.

- B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

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

**Annual Measurement Condition:**

The Department requires the permittee/water user to make and report static water level measurements. The measurements shall be made and the data reported to the Department in accordance with the following provisions:

At a minimum, the measurements shall be made at all of the wells authorized under this permit, two (2) nearby permitted wells, one being authorized under Permit G-13244 and the other being authorized under Permit G-13283, provided that such access is provided by the other landowners or permittees, and at a monitoring/observation well specifically constructed for this purpose by the permittee. The well construction for the monitoring/observation well specifically constructed for this purpose by the permittee. The well construction for the monitoring/observation well shall be similar to that of the permitted wells, except that the diameter of the borehole and well casing may be smaller, and shall be subject to approval of the Department. The well shall be located in T4N, R24E – Section 36, or at any other suitable location as approved by the Department.

For each well authorized under this permit, measurement of an initial static water level shall be made once construction of the well is complete and before water use begins at that well, regardless of the completion date of the well.

Measurement of static water levels at all wells included in this monitoring plan shall be semi-annual between February 15 and March 15 and in the month of October. Wells authorized under this permit shall be idle for at least 60 days prior to the February/March measurement. Wells authorized under permits G-13244 and G-13282 shall be idle for at least 24 hours prior to the February/March measurement. All wells measured shall be idle for at least 24 hours prior to the October measurement. The Department may approve measurements made with a lesser period of idle time than specified above, provided that a written request is received which includes the reason(s) why the specified time cannot be met.

Following the first year of water use, the next February/March measurement shall establish the reference level against which future February/March measurements will be compared. If water use begins prior to completion of all wells authorized under this permit, the reference



level for those wells completed after water use begins shall be the first February/March water level measured following well completion.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor, or pump installer licensed by the Construction Contractors Board or the permittee/appropriator or an employee of same. Measurements shall be submitted on forms provided by, or specified by, the Department. The Department requires the individual performing the measurement to:

- A. Identify each well with its associated measurement; and
- B. Measure and report water levels to at least the nearest tenth of a foot as depth-to-water below ground surface; and
- C. Specify the method used to obtain each well measurement; and
- D. Certify the accuracy of all measurements and calculations submitted to the Department.

The Department may install equipment at the monitoring/observation well to continuously record water-level data. If such equipment is installed, then the above measurement requirements for this well are waived. The Department shall bear the cost of the water-level recording equipment and shall also install and maintain the equipment.

The permittee shall submit annual reports of water-level data to the Department by April 1<sup>st</sup>. The reports shall be directed to the attention of file G-14827 with a copy to the Groundwater/Hydrology Section of the Department.

The permittee shall notify the Groundwater/Hydrology Section of the Department in Salem or the Watermaster in Pendleton at least five (5) business days prior to beginning construction of each well. The Department may require samples of the materials penetrated during well construction to be collected. When required, the samples shall be collected at five-foot intervals and at each change in lithology and shall be stored and properly labeled in containers provided by the Department. The Department may collect additional data, such as geophysical or video logs, at any well prior to installation of pumping equipment. The Department shall bear the cost of any such additional data collection.

If any of the wells listed on this permit (or replacement wells) display a total static water-level decline of 25 or more feet over any period of years, as compared to the reference level measurement, then the Department shall consider whether any additional conditions or restrictions on the use of water are necessary. If any of the wells listed on this permit (or replacement wells) display a total static water-level decline of 50 or more feet over any period of years, as compared to the reference level measurement, then the water user shall discontinue use of that well(s) until the annual water level rises above the decline level which triggered the action or until the Department determines, based on the permittee's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or senior water rights. The water user shall in



no instance allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit.

### STANDARD CONDITIONS

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

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

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the Department's standards, to the Water Resources Department. The Director may require water-level or pump-test data every ten years thereafter.

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

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

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

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

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.



Permit G-13880 was issued February 5, 2004. Actual construction of the well shall begin within one year from issuance of final order approving the use. Complete application of water to the use shall be made on or before October 1, 2008. By Extension of Time Final Order dated January 8, 2012, the deadline for complete application of water to the use was extended to October 1, 2020. Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner (CWRE).

SEP 22 2020

Issued \_\_\_\_\_



Lisa J. Jaramillo, Transfer and Conservation Section Manager for  
THOMAS M. BYLER, DIRECTOR  
Oregon Water Resources Department

**REAL ESTATE TRANSACTIONS:** Pursuant to ORS 537.330, in any transaction for the conveyance of real estate that includes any portion of the lands described in this permit, the seller of the real estate shall, upon accepting an offer to purchase that real estate, also inform the purchaser in writing whether any permit, transfer approval order, or certificate evidencing the water right is available and that the seller will deliver any permit, transfer approval order or certificate to the purchaser at closing, if the permit, transfer approval order or certificate is available.

**CULTURAL RESOURCES PROTECTION LAWS:** Permittees involved in a ground-disturbing activities should be aware of federal and state cultural resources protection laws. ORS 358.920 prohibits the excavation, injury, destruction or alteration of an archeological site or object, or removal of archeological objects from public and private lands without an archeological permit issued by the State Historic Preservation Office. 16 USC 470, Section 106, National Historic Preservation Act of 1966 requires a federal agency, prior to any undertaking to take into account the effect of the undertaking that is included on or eligible for inclusion in the National Register. For further information, contact the State Historic Preservation Office at 503-378-4168, extension 232.



# Permit Amendment Checklist

Transfer: T- 13325

Transfer Specialist: *Corey / TS (went to RA 3-3-20)*

Transfer Type: Permit Amendment

Applicant Name/Address/email: GREG HARRIS 75906 THREEMILE RD BOARDMAN, OR 97818	Agent Name/Address/email: MOLLY REID 8019 W QUINAULT AVE SUITE 201 KENNEWICK, WA 99336	Rec Landowner Name/Address:
CWRE Name/Number:	Irr. District Name/Address:	Affected Gov'ts Name/Address: Morrow County
Commentor(s): Name/Address:	Current Landowner Name/Address (if different than applicant):	

## Permit(s) Affected

Records Marked	Records Copied	App File No. or Decree Name	Permit No.	Superseding Permit No.
<input type="checkbox"/>	<input type="checkbox"/>	G-14827	G-13880	

## Key Dates & Initial Actions

Rec'd: December 19, 2019	Proposed Action(s): POINT OF APPROPRIATION; PLACE OF USE	
Fees Pd: 9500.00	WM District: 5	ODFW District:
Initial Notice: January 7, 2020	WM Review sent: Done:	ODFW Review sent: Done:
Acknowledgement Letter Sent: <input checked="" type="checkbox"/> Date:		GW Review sent: Done:

## Processing Dates & Actions

Deficiency Contact(s): \_\_\_\_\_

Draft Mailed: \_\_\_\_\_

If yes, date rec'd okay from agent/applicant: \_\_\_\_\_  
☐ ODFW contact sheet sent; need? Yes ☐ or No ☐  
☐ WM measurement sheet sent; need?  
 Yes ☐ or No ☐

★ Newspaper: *Hermiston Herald* - *Pending Aff in Sept*  
☐ not required  
 Date quote requested: \_\_\_\_\_  
 Request for news \$ sent: \_\_\_\_\_  
 News \$ received: \_\_\_\_\_  
 Request to publish sent to newspaper: \_\_\_\_\_  
 Affidavit of publication received: *9-17-2020*  
 Dates of publication: *8-19 + 8-26-2020*  
*sending back through PR "PR" + "SP" on Tue 9/20*

## Final Order

<b>Draft Order &amp; Superseding Permit Review (Optional)</b> <i>+ Notice</i> Reviewer: <i>Joan</i> Date: <i>3-30-2020</i> Coordinator: <i>PKS</i> Date: <i>4/13/20</i> Signature Bin Date: _____	<b>Final Order &amp; Superseding Permit Review (Salem)</b> Reviewer: <i>Corey C</i> Date: <i>5/8/2020</i> Coordinator: <i>PKS</i> Date: <i>6/5/20</i> Signature Bin Date: _____
Comments/Special Issues: <i>8-12 on 1 agent. NP for?</i> <div style="display: flex; justify-content: space-around;"> <div style="border: 2px solid red; padding: 5px; text-align: center;"> <i>to DC</i>  <i>Back to Kelling 5-29-20</i> </div> <div style="border: 1px solid black; padding: 5px; text-align: center;"> <i>W/ Refund</i> </div> </div>	

Special Order Volume: Vol: *117*, Pages *556-560* Final Order Signature Date: *9/22/2020*

Notice of FO e-mailed to processors: \_\_\_\_\_



T-

### Application

PR CW

- ☐ ☒ The type of change is clearly indicated.
- ☐ ☒ The application is appropriately signed.
- ☐ ☒ Appropriate fees were paid. N/A ☐ If overpayment, Refund Request submitted \_\_\_\_\_
- ☐ ☒ Land use form matches affected tax lots and is signed by proper official. (from ALL affected Govt's) \_\_\_\_\_
- ☐ ☒ N/A Ditch company, district, and/or BOR. sent a copy of the application and map, if appropriate.
- ☐ ☒ All required attachments received.
- ☐ ☒ Check application file and WRIS for assignment(s) and/or extension(s). \_\_\_\_\_

### Application Map

PR CW

- ☐ ☐ The map size and scale are accurate and appropriate per OAR 690-380-3100(1)(b)(c)&(d).
- ☐ ☐ All authorized and proposed POD's/POA's and POU are properly described on the map.
- ☐ ☐ The POD/POA location description(s) on the map match the PA application and permit descriptions.
- ☐ ☐ Map acres (to, from and rr, if applicable) match Table 2 on the PA application and as applicable, on the permit
- ☐ ☐ Have permit map(s).

### Determining the "From" and "To" Lands (make working copy of application and permit(s))

PR CW

- ☐ ☐ Only the authorized POD's/POA's and/or POU's to be transferred are listed (Tables 1 & 2).
- ☐ ☐ PA application and permit tabulations (acreage) match. (Mark on appl. and permit copies and note corrections needed)
- ☐ ☐ ALL Mark on permit the acreage and amount of water being transferred.

### Permit Ownership

- ☐ ☐ The applicant(s) is/are the holder(s) of the permit.
- ☐ ☐ All holders of the permit have signed the application or
- ☐ ☐ N/A If necessary, there is a notarized, signed statement of consent from permit holders other than applicant.
- ☐ ☐ N/A If necessary, the permit has been assigned to permit amendment applicant.

### Evaluation Materials

- |   |                                     |  |  |
|---|-------------------------------------|--|--|
| <input type="checkbox"/> Application complete | <input type="checkbox"/> Permit     | <input type="checkbox"/> Land Use form | <input type="checkbox"/> N/A Plat card |
| <input type="checkbox"/> Amendment Map        | <input type="checkbox"/> Permit Map | <input type="checkbox"/> Fees paid     | <input type="checkbox"/> N/A Well logs |

Reviews/comments/conditions received? ☐ ☐ Watermaster ☐ ☐ N/A ODFW ☐ ☐ N/A GW

N/A Headgate ☐ When in the judgment ☐ Prior to diverting ☐ Existing and maintain

N/A Measuring Devices ☐ When in the judgment ☐ Prior to diverting ☐ Existing and maintain

Type of device, if applicable: \_\_\_\_\_ totalizing flow meter: at new at existing and new

Injury: ☐ Yes ☐ No

Enlargement: ☐ Yes ☐ No

Conditions to avoid enlargement/injury -

ODFW conditions: \_\_\_\_\_

GW Conditions: \_\_\_\_\_





## CONDITIONS

### 1. Checkpoint Condition

The permit holder must submit a completed Progress Report Form to the Department by October 1, 2018. *A form will be enclosed with your Final Order.*

- (a) At each checkpoint, the permit holder shall submit and the Department shall review evidence of the permit holder's diligence towards completion of the project and compliance with terms and conditions of the permit and extension. If, after this review, the Department determines the permit holder has not been diligent in developing and perfecting the water use permit, or complied with all terms and conditions, the Department shall modify or further condition the permit or extension to ensure future compliance, or begin cancellation proceedings on the undeveloped portion of the permit pursuant to ORS 537.260 or 537.410, or require submission of a final proof survey pursuant to ORS 537.250;
- (b) The Department shall provide notice of receipt of progress reports in its weekly notice and shall allow a 30 day comment period for each report. The Department shall provide notice of its determination to anyone who submitted comments.

### CONCLUSION OF LAW

The applicant has demonstrated good cause for the permit extension pursuant to ORS 537.630, 539.010(5) and OAR 690-315-0040(2).

### Order

The extension of time for Application G-14827, Permit G-13880, therefore, is approved subject to conditions contained herein. The deadline for applying water to full beneficial use within the terms and conditions of the permit is extended from October 1, 2008 to October 1, 2020.

DATED: January 8, 2012



Dwight W. French, Water Right Services Administrator, for  
PHILIP C. WARD, DIRECTOR

- 
- If you have any questions about statements contained in this document, please contact Joan Smith at (503) 986-0898.
  - If you have other questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at (503) 986-0900



**Oregon Water Resources Department**  
**Water Right Services Division**

Water Rights Application  
Number G-14827

**Final Order**  
**Extension of Time for Permit Number G-13880**  
Permit Holder: Threemile Canyon Farms

**Appeal Rights**

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. A request 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 either file 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.

**Application History**

Permit G-13880 was issued by the Department on February 5, 2004. The permit called for complete application of water to beneficial use by October 1, 2008. On July 27, 2012, Threemile Canyon Farms submitted to the Department an Application for Extension of Time for Permit G-13880. In accordance with OAR 690-315-0050(2), on November 13, 2012, the Department issued a Proposed Final Order proposing to extend the time to fully apply water to beneficial use to October 1, 2020. The protest period closed December 28, 2012, in accordance with OAR 690-315-0060(1). No protest was filed.

The Department adopts and incorporates by reference the Proposed Final Order dated November 13, 2012.

At time of issuance of the Proposed Final Order the Department concluded that, based on the factors demonstrated by the applicant, the permit may be extended subject to the following conditions:





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

# Request for Assignment

If for multiple rights, a separate form and fee for each right will be required.

I, Threemile Canyon Farms LLC

(Name of Applicant / Permit / Transfer Holder / License Holder/GR Certificate of Registration)

75906 Threemile RD	Boardman	OR 97818	541-481-2843
(Mailing Address)	(City)	(State) (Zip)	(Phone #)

- ☒ hereby assign all my interest in and to application/permit/transfer/license/GR Certificate of Registration;
- ☐ hereby assign all my interest in and to a portion of application/permit/transfer/license/GR Certificate of Registration; (You must include a map showing the portion of the application/permit/transfer/license/GR Certificate of Registration to be assigned.)
- ☐ hereby assign a portion of my interest in and to the entire application/permit/transfer/license/GR Certificate of Registration:

Application # G14827; Permit # G13880; Transfer # T10714  
-OR-  
License # \_\_\_\_\_; GR Statement # \_\_\_\_\_; GR Certificate of Registration # \_\_\_\_\_

As filed in the office of the Water Resources Director, to:

Threemile Canyon Farms, LLC and Wells Fargo Bank, National Association, as Administrative Agent  
(Name of New Owner)

75906 Threemile RD	Boardman	OR 97818	541-481-2843
(Mailing Address)	(City)	(State) (Zip)	(Phone #)

**Note:** If there are other owners of the property described in the Application, Permit, Transfer, License, or GR Certificate of Registration, you must provide a list of all other owners' names and mailing addresses and attach it to this form.

I hereby certify that I have notified all other owners of the property described in this Application, Permit, Transfer, License, or GR Certificate of Registration of this Request for Assignment

Witness my hand this 20 day of November, 20 15.

Applicant/Permit Holder

Applicant/Permit Holder

## DO NOT WRITE IN THIS BOX

This certifies assignment and record change at Oregon Water Resources Department effective 8:00 a.m. on date of receipt at Salem, Oregon.  
Fee receipt # 118193  
For Director by Jerry Sautter, Program Analyst in Water Rights Division

The completed "Request for Assignment" form *must* be submitted to the Department along with the recording fee of \$85.

**RECEIVED**

DEC 03 2015

OWRD

OK ASSIGN 8-DEC-15 JT





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

## Request for Assignment

If for multiple rights, a separate form and fee for each right will be required.

I, Bob Hale, for Inland Land Co., LLC

(Name of Applicant / Permit / Transfer Holder / License Holder/GR Certificate of Registration)

P.O. Box 110

Hermiston

OR 97838

(541) 567-9099

(Mailing Address)

(City)

(State) (Zip)

(Phone #)

- ☒ hereby assign all my interest in and to application/permit/transfer/license/GR Certificate of Registration;
- ☐ hereby assign all my interest in and to a portion of application/permit/transfer/license/GR Certificate of Registration; (You must include a map showing the portion of the application/permit/transfer/license/GR Certificate of Registration to be assigned.)
- ☐ hereby assign a portion of my interest in and to the entire application/permit/transfer/license/GR Certificate of Registration:

Application # G-14827

; Permit # G-13880

; Transfer # \_\_\_\_\_

-OR-

License # \_\_\_\_\_

; GR Statement # \_\_\_\_\_

; GR Certificate of Registration # \_\_\_\_\_

SEP 20 2019

WATER RESOURCES DEPT  
SALEM, OREGON

As filed in the office of the Water Resources Director, to:

Threemile Canyon Farms, LLC

(Name of New Owner)

75906 Threemile Road

Boardman

OR 97818

(541) 481-9274

(Mailing Address)

(City)

(State) (Zip)

(Phone #)

**Note:** If there are other owners of the property described in the Application, Permit, Transfer, License, or GR Certificate of Registration, you must provide a list of all other owners' names and mailing addresses and attach it to this form.

I hereby certify that I have notified all other owners of the property described in this Application, Permit, Transfer, License, or GR Certificate of Registration of this Request for Assignment

Witness my hand this

9th

day of

September, 2019

Applicant/Permit Holder

by Bob Hale, member

Applicant/Permit Holder

SEP 20 2019  
ASSIGNED

### DO NOT WRITE IN THIS BOX

- This certifies assignment and record change at Oregon Water Resources Department effective 8:00a.m. on date of receipt at Salem, Oregon.
- Fee receipt # 101166
- For Director by Jerry Sauter, Program Analyst in Water Rights Division

The completed "Request for Assignment" form *must* be submitted to the Department along with the recording fee of \$75.



IN THE CIRCUIT COURT OF  
THE STATE OF OREGON FOR  
UMATILLA COUNTY

} AFFIDAVIT OF PUBLICATION

STATE OF OREGON  
County of Umatilla } ss

I, Madison Lybom being duly  
sworn, depose and say that I am the  
principal clerk of the publisher of the  
Hermiston Herald, hermistonherald.  
com, a newspaper of general  
circulation, as defined by ORS  
193.010 and 193.020; that the

**HH-5823 Notice of Permit  
Amendment T**

a printed copy of which is hereto  
annexed; was published in the  
entire issue of said newspaper for 2  
successive and consecutive issues in  
the following issues:  
**08/19/2020, 08/26/2020**

Subscribed and sworn to before me  
on this **8th day of September, A.D.**  
**2020**

HH-5823  
Notice of Permit  
Amendment T-13325  
T-13325 filed by Threemile  
Canyon Farms, Inc. (Greg  
Harris, Manager), proposes  
changes in points of appro-  
priation and a change in place  
of use under Permit G-13880.  
The permit allows the use of  
35.0 cubic feet per second  
from up to nine wells in Sects.  
1, 9 and 10, T3N, R24E, WM  
and in Sects. 27, 29, 32, 33,  
and 35, T4N, R24E, WM for  
irrigation in Sects. 1, 2, 3,  
4, 9, 10, 11, 12, 14, 15, 16,  
26, 27, 28, 29, 30, 34, and  
35, T3N, R24E, WM, and  
for supplemental irrigation  
in Sects. 1, 4, 9, 12, and 16,  
T3N, R24E, WM and in Sects.  
27, 28, and 29, T4N, R24E,  
WM. The applicant proposes  
to move the points of appro-  
priation in Sects. 1, 2, 11, 13  
and 14, T3N, R24E, WM and  
to change the place of use to  
Sects. 1, 2, 10, 11, 12, 13, 14,  
and 15, T3N, R24E, WM. The  
Water Resources Department  
has concluded that the pro-  
posed permit amendment ap-  
pears to be consistent with the  
requirements of ORS 537.211.  
The last date of newspaper  
publication is 08/26/2020.  
Published August 19th and  
26th of 2020.

RECEIVED

1 2020

OWRD

Dayle R Stinson  
Notary Public of Oregon





STATE OF OREGON

COUNTY OF MORROW

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

INLAND LAND CO. LLC  
BOB HALE  
P.O. BOX 110  
HERMISTON, OREGON 97838

PHONE: (541) 567-9099

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-14827

SOURCE OF WATER: UP TO NINE WELLS IN COLUMBIA RIVER BASIN

PURPOSE OR USE: IRRIGATION OF 2129.5 ACRES AND SUPPLEMENTAL IRRIGATION OF 670.5 ACRES = 2800 acres ✓

MAXIMUM RATE: 35.0 CFS PER WELL (CFS) / 2800 = 0.0125

PERIOD OF USE: MARCH

DATE OF PRIORITY: A

POINT OF DIVERSION

- 2129.5 ac  
is correct,  
list matches ✓
- WELL 1: NE 1/4 SECTION 10, T4N, R24E, W.M.; 90 FEET SOUTH & 110 FEET WEST FROM THE CENTER 1/4 CORNER SECTION 10
- WELL 2: NW 1/4 SECTION 10, T4N, R24E, W.M.; 590 FEET EAST FROM THE CENTER 1/4 CORNER SECTION 10
- WELL 3: SW 1/4 NW 1/4, SECTION 10, T4N, R24E, W.M. 130 FEET NORTH AND 2400 FEET WEST FROM THE CENTER 1/4 CORNER SECTION 35
- WELL 4: SW 1/4 NW 1/4, SECTION 10, T3N, R24E, W.M.; 140 FEET NORTH AND 1810 FEET WEST FROM THE CENTER 1/4 CORNER SECTION 1
- WELL 5: NE 1/4 NE, SECTION 29, T4N, R24E, W.M.; 1200 FEET WEST FROM THE NE CORNER SECTION 29
- WELL 6: SE 1/4 SE 1/4, SECTION 10, T3N, R24E, W.M.; 1070 FEET NORTH AND 720 FEET WEST FROM THE SE CORNER SECTION 10
- WELL 7: SW 1/4 SE 1/4, SECTION 33, T4N, R24E, W.M.; 1020 FEET NORTH AND 1860 FEET WEST FROM THE SE CORNER SECTION 33
- Handwritten calculations:  
 $1671.7 \times 20.88875 = 34913.12$   
 $2800 \text{ ac} - 1671.7 \text{ ac} = 1128.3 \text{ ac} \rightarrow 459.3 \text{ ac}$   
 $0.0125 \times 14.10375 = 0.176296875$   
 $14.10375 \times 14.10 = 198.862875$

Application G-14827 Water Resources Department

PERMIT G-13880

EXHIBIT A



STATE OF OREGON  
COUNTY OF MORROW

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

INLAND LAND CO. LLC  
BOB HALE  
P.O. BOX 110  
HERMISTON, OREGON 97838

PHONE: (541) 567-9099

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-14827

SOURCE OF WATER: UP TO NINE WELLS IN COLUMBIA RIVER BASIN

PURPOSE OR USE: IRRIGATION OF 2129.5 ACRES AND SUPPLEMENTAL IRRIGATION OF 670.5 ACRES = 2800 acres ✓

MAXIMUM RATE: 35.0 CUBIC FEET PER SECOND (CFS) / 2800 = 0.0125

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: AUGUST 27, 1998

POINT OF DIVERSION LOCATION:

- ⑥ WELL 1: NE ¼ NE ¼, SECTION 27, T4N, R24E, W.M.; 90 FEET SOUTH & 110 FEET WEST FROM NE CORNER SECTION 27
- ⑥ WELL 2: NW ¼ SE ¼, SECTION 32, T4N, R24E, W.M.; 590 FEET EAST FROM THE CENTER 1/4 CORNER SECTION 32
- ⑨ WELL 3: SW ¼ NW ¼, SECTION 35, T4N, R24E, W.M. 130 FEET NORTH AND 2400 FEET WEST FROM THE CENTER 1/4 CORNER SECTION 35
- ⑥ WELL 4: SW ¼ NW ¼, SECTION 1, T3N, R24E, W.M.; 140 FEET NORTH AND 1810 FEET WEST FROM THE CENTER 1/4 CORNER SECTION 1
- ⑥ WELL 5: NE ¼ NE, SECTION 29, T4N, R24E, W.M.; 1200 FEET WEST FROM THE NE CORNER SECTION 29
- ⑥ WELL 6: SE ¼ SE ¼, SECTION 10, T3N, R24E, W.M.; 1070 FEET NORTH AND 720 FEET WEST FROM THE SE CORNER SECTION 10
- ⑥ WELL 7: SW ¼ SE ¼, SECTION 33, T4N, R24E, W.M.; 1020 FEET NORTH AND 1860 FEET WEST FROM THE SE CORNER SECTION 33

Application G-14827 Water Resources Department

PERMIT G-13880

EXHIBIT A



WELL 8: SE 1/4 SE 1/4, SECTION 9, T3N, R24E, W.M.; 55 FEET NORTH AND 150 FEET WEST FROM THE SE CORNER SECTION 9

WELL 9: NW 1/4 NW 1/4, SECTION 9, T3N, R24E, W.M.; 80 FEET SOUTH AND 1200 FEET EAST FROM THE NW CORNER SECTION 9

The amount of water used for irrigation under this right, 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 4.0 acre feet per acre provided that the maximum duty of water for all lands under the permit from all sources not exceed an average duty of 3.0 acre feet per acre for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

PRIMARY

SUPPLEMENTAL

NE 1/4 NE 1/4	26.0 ACRES
NW 1/4 NE 1/4	10.9 ACRES
SW 1/4 NE 1/4	5.7 ACRES
SE 1/4 NE 1/4	15.9 ACRES

SECTION 1

SW 1/4 SW 1/4	0.6 ACRES	0.6
SE 1/4 SW 1/4	7.6 ACRES	7.6
SW 1/4 SE 1/4	0.2 ACRES	0.2
SE 1/4 SE 1/4	1.0 ACRES	1.0
SECTION 2		1.4

I	NE 1/4 NE 1/4	21.6 ACRES	21.6
21.6	NW 1/4 NE 1/4	27.4 ACRES	27.4
27.4	NE 1/4 NW 1/4	0.7 ACRES	0.7
0.7	SECTION 3		

SW 1/4 NE 1/4	9.0 ACRES
SE 1/4 NE 1/4	15.0 ACRES
NE 1/4 SE 1/4	36.9 ACRES
NW 1/4 SE 1/4	24.9 ACRES
SW 1/4 SE 1/4	1.4 ACRES
SE 1/4 SE 1/4	3.4 ACRES

SECTION 4

PRIMARY

SUPPLEMENTAL

SW 1/4 SE 1/4	21.6 ACRES
SE 1/4 SE 1/4	19.6 ACRES

SECTION 9

1.4	NE 1/4 NE 1/4	16.0 ACRES	16.0
	SW 1/4 NE 1/4	25.3 ACRES	25.3
7.2	SE 1/4 NE 1/4	28.4 ACRES	28.4

SUBT 12=30.5



I  
 49.1  
 SE 1/4 NW 1/4 6.8 ACRES  
 1.5 NE 1/4 SW 1/4 19.4 ACRES  
 5.5 SE 1/4 SW 1/4 5.5 ACRES  
 3.2 NE 1/4 SE 1/4 30.8 ACRES  
 NW 1/4 SE 1/4 40.3 ACRES  
 22.0 SW 1/4 SE 1/4 35.0 ACRES  
 11.9 SE 1/4 SE 1/4 11.9 ACRES  
 SECTION 10

22.12  
 6.8  
 19.4  
 5.5  
 30.8  
 40.3  
 35.0  
 11.9  
 180.6 ✓

12 sub  
 189.7

55.7  
 NE 1/4 NE 1/4 13.5 ACRES  
 0.6 NW 1/4 NE 1/4 31.2 ACRES  
 1.6 SW 1/4 NE 1/4 6.2 ACRES  
 NE 1/4 NW 1/4 40.7 ACRES  
 2.9 NW 1/4 NW 1/4 26.1 ACRES  
 9.2 SW 1/4 NW 1/4 34.9 ACRES  
 3.2 SE 1/4 NW 1/4 32.2 ACRES  
 4.2 NE 1/4 SW 1/4 21.4 ACRES  
 NW 1/4 SW 1/4 40.2 ACRES  
 26.9 SW 1/4 SW 1/4 35.4 ACRES  
 7.1 SE 1/4 SW 1/4 7.1 ACRES  
 SECTION 11

13.5  
 31.2  
 6.2  
 40.7  
 26.1  
 34.9  
 32.2  
 21.4  
 40.2  
 35.4  
 7.1  
 233.2 ✓

sub  
 288.9

NE 1/4 NE 1/4  
 NW 1/4 NE 1/4  
 SW 1/4 NE 1/4  
 SE 1/4 NE 1/4

15.2 ACRES  
 3.6 ACRES  
 8.9 ACRES  
 30.3 ACRES

## SECTION 12

46.8  
 12.1 NE 1/4 NW 1/4 14.2 ACRES  
 34.7 NW 1/4 NW 1/4 40.0 ACRES  
 SW 1/4 NW 1/4 13.7 ACRES  
 SE 1/4 NW 1/4 1.4 ACRES  
 SECTION 14

22.12  
 14.2  
 40.0  
 13.7  
 1.4  
 22.5 ✓

69.3 IR TOTAL =

40.9  
 28.8 NE 1/4 NE 1/4 34.8 ACRES  
 31.3 NW 1/4 NE 1/4 40.2 ACRES  
 0.8 SW 1/4 NE 1/4 12.4 ACRES  
 SE 1/4 NE 1/4 3.2 ACRES

34.8  
 40.2  
 12.4  
 3.2  
 29.7 ✓

90.6

## PRIMARY

14.8 NE 1/4 NW 1/4 15.3 ACRES 0.5  
 SE 1/4 NW 1/4 0.8 ACRES 0.8

## SECTION 15

## SUPPLEMENTAL

NE 1/4 NE 1/4  
 NW 1/4 NE 1/4

21.6 ACRES  
 24.5 ACRES

## SECTION 16

TOWNSHIP 3 NORTH, RANGE 24 EAST, W.M.

subt IR = 387.3 ✓



245.4 {  
28.9 NE 1/4 SW 1/4 28.9 ACRES  
39.5 NW 1/4 SW 1/4 39.5 ACRES  
34.6 SW 1/4 SW 1/4 34.6 ACRES  
21.2 SE 1/4 SW 1/4 21.2 ACRES  
27.4 NE 1/4 SE 1/4 27.4 ACRES  
34.3 NW 1/4 SE 1/4 34.3 ACRES  
34.0 SW 1/4 SE 1/4 34.0 ACRES  
25.5 SE 1/4 SE 1/4 25.5 ACRES  
SECTION 26

RR 12

subt 245.4

118.7 {  
9.2 NW 1/4 NW 1/4 9.2 ACRES  
NE 1/4 SW 1/4  
NW 1/4 SW 1/4  
SW 1/4 SW 1/4  
SE 1/4 SW 1/4  
31.6 NE 1/4 SE 1/4 31.6 ACRES  
20.2 NW 1/4 SE 1/4 20.2 ACRES  
29.9 SW 1/4 SE 1/4 29.9 ACRES  
37.0 SE 1/4 SE 1/4 37.0 ACRES  
SECTION 27

37.0 ACRES  
16.7 ACRES  
18.6 ACRES  
38.5 ACRES

subt 127.9

85.1 {  
35.0 NE 1/4 NE 1/4 35.0 ACRES  
7.7 NW 1/4 NE 1/4 7.7 ACRES  
SW 1/4 NE 1/4  
4.4 NE 1/4 NW 1/4 4.4 ACRES  
37.3 NW 1/4 NW 1/4 37.3 ACRES  
0.7 SW 1/4 NW 1/4 0.7 ACRES  
SE 1/4 NW 1/4  
NE 1/4 SW 1/4  
SECTION 28

27.7 ACRES  
29.5 ACRES  
31.7 ACRES  
0.2 ACRE  
0.5 ACRES  
35.6 ACRES  
0.3 ACRE

subt. 85.1

138.3 {  
29.4 NE 1/4 NE 1/4 29.4 ACRES  
35.8 NW 1/4 NE 1/4 35.8 ACRES  
34.9 SW 1/4 NE 1/4 34.9 ACRES  
5.5 SE 1/4 NE 1/4 5.5 ACRES  
32.7 NE 1/4 NW 1/4 32.7 ACRES

subt 138.3

	PRIMARY	SUPPLEMENTAL
0.3 NW 1/4 NW 1/4	0.3 ACRES	
2.7 SW 1/4 NW 1/4	2.7 ACRES	
27.5 SE 1/4 NW 1/4	27.5 ACRES	0.3 ACRES
NE 1/4 SW 1/4		35.9 ACRES
27.8 NW 1/4 SW 1/4	27.8 ACRES	4.3 ACRES
6.1 SW 1/4 SW 1/4	6.1 ACRES	3.1 ACRES
SE 1/4 SW 1/4		34.0 ACRES
NW 1/4 SE 1/4		24.3 ACRES
SW 1/4 SE 1/4		24.0 ACRES

SECTION 29

64.4

661.1  
- 69.27

4N 2E

subt RR 12 = 0



107.5

6.6	SW 1/4 NE 1/4	6.6 ACRES	✓
3.3	SE 1/4 NE 1/4	3.3 ACRES	✓
5.8	NE 1/4 SW 1/4	5.8 ACRES	✓
36.7	NE 1/4 SE 1/4	36.7 ACRES	✓
40.0	NW 1/4 SE 1/4	40.0 ACRES	✓
9.6	SW 1/4 SE 1/4	9.6 ACRES	✓
5.5	SE 1/4 SE 1/4	5.5 ACRES	✓

SECTION 30

246

20.2	NE 1/4 NE 1/4	20.2 ACRES	✓
20.2	NW 1/4 NE 1/4	20.2 ACRES	✓
40.1	SW 1/4 NE 1/4	40.1 ACRES	✓
34.7	SE 1/4 NE 1/4	34.7 ACRES	✓
4.2	SE 1/4 NW 1/4	4.2 ACRES	✓
0.5	NE 1/4 SW 1/4	0.5 ACRES	✓
2.6	SE 1/4 SW 1/4	2.6 ACRES	✓
20.8	NE 1/4 SE 1/4	20.8 ACRES	✓
28.1	NW 1/4 SE 1/4	28.1 ACRES	✓
39.1	SW 1/4 SE 1/4	39.1 ACRES	✓
35.5	SE 1/4 SE 1/4	35.5 ACRES	✓

SECTION 34

356.4

18.0	NE 1/4 NE 1/4	18.0 ACRES	✓
22.0	NW 1/4 NE 1/4	22.0 ACRES	✓
39.8	SW 1/4 NE 1/4	39.8 ACRES	✓
35.8	SE 1/4 NE 1/4	35.8 ACRES	✓
28.9	NE 1/4 NW 1/4	28.9 ACRES	✓
37.5	NW 1/4 NW 1/4	37.5 ACRES	✓
29.3	SW 1/4 NW 1/4	29.3 ACRES	✓
22.9	SE 1/4 NW 1/4	22.9 ACRES	✓
27.4	NE 1/4 SW 1/4	27.4 ACRES	✓
35.8	NW 1/4 SW 1/4	35.8 ACRES	✓
33.9	SW 1/4 SW 1/4	33.9 ACRES	✓
25.1	SE 1/4 SW 1/4	25.1 ACRES	✓

## PRIMARY

## SUPPLEMENTAL

15.1

6.3	NE 1/4 SE 1/4	6.3 ACRES	✓
8.8	NW 1/4 SE 1/4	8.8 ACRES	✓

## SECTION 35

TOWNSHIP 4 NORTH, RANGE 24 EAST, W.M.

~~TOTAL 224.5~~

15.1  
726  
= 1142.6

The Department may modify the place of use with respect to the primary and supplemental nature of the water use so long as the maximum duty of water for all lands under the permit from all sources not exceed an average duty of 3.0 acre feet per acre for each acre irrigated during the irrigation season of each year.

The Department shall not modify the place of use so as to allow irrigation of the Conservation Area (as identified on the map attached

15.1

726

TOTAL 224.5 is correct



as Exhibit C to the Final Order ordering the issuance of this permit, and as further described in the legal description attached as Exhibit D to the Final Order) or the Boardman Bombing Range (located generally to the east of the Place of use described above) under this Permit, or pursuant to any future amendment of this Permit, or pursuant to any resulting Certificate or subsequent transfer proceeding.

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order, shall keep a complete record of the amount of water used each month and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water use information, including the place and nature of use of water under the permit.
- B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

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

The Department requires the permittee/water user to make and report static water level measurements. The measurements shall be made and the data reported to the Department in accordance with the following provisions:

At a minimum, the measurements shall be made at all of the wells authorized under this permit, two (2) nearby permitted wells, one being authorized under Permit G-13244 and the other being authorized under Permit G-13283, provided that such access is provided by the other landowners or permittees, and at a monitoring/observation well specifically constructed for this purpose by the permittee. The well construction for the monitoring/observation well shall be similar to that of the permitted wells, except that the diameter of the borehole and well casing may be smaller, and shall be subject to approval of the



Department. The well shall be located in T4N, R24E - Section 36, or at any other suitable location as approved by the Department.

For each well authorized under this permit, measurement of an initial static water level shall be made once construction of the well is complete and before water use begins at that well, regardless of the completion date of the well.

Measurement of static water levels at all wells included in this monitoring plan shall be semiannual between February 15 and March 15 and in the month of October. Wells authorized under this permit shall be idle for at least 60 days prior to the February/March measurement. Wells authorized under permits G-13244 and G-13283 shall be idle for at least 24 hours prior to the February/March measurement. All wells measured shall be idle for at least 24 hours prior to the October measurement. The Department may approve measurements made with a lesser period of idle time than specified above, provided that a written request is received which includes the reason(s) why the specified time cannot be met.

Following the first year of water use, the next February/March measurement shall establish the reference level against which future February/March measurements will be compared. If water use begins prior to completion of all wells authorized under this permit, the reference level for those wells completed after water use begins shall be the first February/March water level measured following well completion.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor, pump installer licensed by the Construction Contractors Board or the permittee/appropriator or an employee of same. The Department requires the individual performing the measurement to:

- (A) Identify each well with its associated measurement; and
- (B) Measure and report water levels to the nearest tenth of a foot as depth-to-water below ground surface; and
- (C) Specify the method used to obtain each well measurement; and
- (D) Certify the accuracy of all measurements and calculations submitted to the Department.

The Department may install equipment at the monitoring/observation well to continuously record water-level data. If such equipment is installed, then the above measurement requirements for this well



are waived. The Department shall bear the cost of the water-level recording equipment and shall also install and maintain the equipment.

The permittee shall submit annual reports of water-level data to the Department by April 1<sup>st</sup>. The reports shall be directed to the attention of file G-14827 with a copy to the Groundwater/Hydrology Section of the Department.

The permittee shall notify the Groundwater/Hydrology Section of the Department in Salem or the Watermaster in Pendleton at least five (5) business days prior to beginning construction of each well. The Department may require samples of the materials penetrated during well construction to be collected. When required, the samples shall be collected at five-foot intervals and at each change in lithology and shall be stored and properly labeled in containers provided by the Department. The Department may collect additional data, such as geophysical or video logs, at any well prior to installation of pumping equipment. The Department shall bear the cost of any such additional data collection.

If any of the wells listed on this permit (or replacement wells) display a total static water-level decline of 25 or more feet over any period of years, as compared to the reference level measurement, then the Department shall consider whether any additional conditions or restrictions on the use of water are necessary. If any of the wells listed on this permit (or replacement wells) display a total static water-level decline of 50 or more feet over any period of years, as compared to the reference level measurement, then the water user shall discontinue use of that well(s) until the annual water level rises above the decline level which triggered the action or until the Department determines, based on the permittee's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or senior water rights. The water user shall in no instance allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit.

#### STANDARD CONDITIONS

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

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



Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

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

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

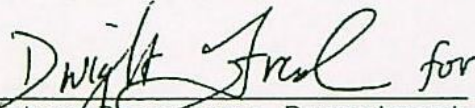
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Actual construction of the well shall begin within one year from issuance of the final order approving the use. Complete application of the water to the use shall be made on or before October 1, 2008. Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner (CWRE).

Issued February 5, 2004

  
Water Resources Department  
Paul B. Cleary, Director



REAL ESTATE TRANSACTIONS: Pursuant to ORS 537.330, in any transaction for the conveyance of real estate that includes any portion of the lands described in this permit, the seller of the real estate shall, upon accepting an offer to purchase that real estate, also inform the purchaser in writing whether any permit, transfer approval order, or certificate evidencing the water right is available and that the seller will deliver any permit, transfer approval order or certificate to the purchaser at closing, if the permit, transfer approval order or certificate is available.

CULTURAL RESOURCES PROTECTION LAWS: Permittees involved in ground-disturbing activities should be aware of federal and state cultural resources protection laws. ORS 358.920 prohibits the excavation, injury, destruction or alteration of an archeological site or object, or removal of archeological objects from public and private lands without an archeological permit issued by the State Historic Preservation Office. 16 USC 470, Section 106, National Historic Preservation Act of 1966 requires a federal agency, prior to any undertaking to take into account the effect of the undertaking that is included on or eligible for inclusion in the National Register. For further information, contact the State Historic Preservation Office at 503-378-4168, extension 232.



## SMITH Tamera L \* WRD

From: BUCHHOLZ Sheila L \* WRD  
Sent: Monday, June 22, 2020 7:08 AM  
To: SMITH Tamera L \* WRD  
Subject: RE: RA PD T-13325 Permit Amendment G-18414

Follow Up Flag: Follow up  
Flag Status: Flagged

Hey Tamera,  
Yeah. I'm going to stick with my 14 hours and 20 mins. To be honest, I think it's a pretty conservative estimate.  
Thanks,

Sheila Buchholz

Data Technician 1  
725 Summer St. NE, Suite A | Salem, Oregon 97301  
503-986-0821 Email: [Sheila.L.Buchholz@oregon.gov](mailto:Sheila.L.Buchholz@oregon.gov)



Integrity | Service | Technical Excellence | Teamwork | Forward-Looking

From: SMITH Tamera L \* WRD <[Tamera.L.Smith@oregon.gov](mailto:Tamera.L.Smith@oregon.gov)>  
Sent: Friday, June 19, 2020 2:39 PM  
To: BUCHHOLZ Sheila L \* WRD <[Sheila.L.Buchholz@oregon.gov](mailto:Sheila.L.Buchholz@oregon.gov)>; BAUSTIAN Julie C \* WRD <[Julie.C.Baustian@oregon.gov](mailto:Julie.C.Baustian@oregon.gov)>  
Cc: MARTIN Duff A \* WRD <[Duff.A.Martin@oregon.gov](mailto:Duff.A.Martin@oregon.gov)>  
Subject: RE: RA PD T-13325 Permit Amendment G-18414

Thank you, Sheila. I'll go through these and let you know on the corrections.

Are you able to verify the RA time is really 14 hours 20 minutes, please?

Thank you, Tamera

From: BUCHHOLZ Sheila L \* WRD <[Sheila.L.Buchholz@oregon.gov](mailto:Sheila.L.Buchholz@oregon.gov)>  
Sent: Friday, June 19, 2020 12:21 PM  
To: SMITH Tamera L \* WRD <[Tamera.L.Smith@oregon.gov](mailto:Tamera.L.Smith@oregon.gov)>; BAUSTIAN Julie C \* WRD <[Julie.C.Baustian@oregon.gov](mailto:Julie.C.Baustian@oregon.gov)>  
Cc: MARTIN Duff A \* WRD <[Duff.A.Martin@oregon.gov](mailto:Duff.A.Martin@oregon.gov)>  
Subject: RA PD T-13325 Permit Amendment G-18414

Hi Tamera,  
This permit amendment RA time is 14 Hours 20 mins.  
It has been entered into WRIS, mapped and peer reviewed.

The corrections that need attention are:

WAT 27.94 for 1298.86  
NOW 45.99 for 1979.82

13325  
2.5 → 14.25 (+11.75)  
mine 7.0 → 25. → 12.00

mine WAT 27.94 + 5.0 (actual He.3)  
7.0 (9.82) = 390.29  
now. beams 12 (15.12) = 669.04  
DC WAT  
2.5 @ 72.40  
NOW 14.25 @ 412.68  
Total 619.05  
+ 11.75 < 340.28 >



- #1 The measured distance on wells POD 6 (Well 9) needs the number "9" added after the word section.
- #2 POD 11 (Well 1) is actually in the township 4N, not 3N.
- #3 Acres listed on doc total 2130.5, not 2129.5 as listed.

The maps were difficult to read. The differences I am not sure of are: All in 3N 24E:

Section 10: SENE, NESE and NWSE: unable to verify correct acres

Section 11: NWNE I can only find 2.1 acres of the 4.7

SWNW Unable to verify 25.7 acres

SENW I see 5.2 acres, not 5.5

Section 15: NENE Unable to verify 8.5 acres

For IS: Section 9: SWSE map shows 21.4 not 21.6

Please let me know of any changes that are made as I will need to update WRIS accordingly.

Thanks so much!

Sheila Buchholz

Data Technician 1

725 Summer St. NE, Suite A | Salem, Oregon 97301

503-986-0821 Email: [Sheila.L.Buchholz@oregon.gov](mailto:Sheila.L.Buchholz@oregon.gov)



Integrity | Service | Technical Excellence | Teamwork | Forward-Looking



## SMITH Tamera L \* WRD

---

**From:** JARAMILLO Lisa J \* WRD  
**Sent:** Monday, June 22, 2020 6:10 PM  
**To:** OPEIFA Salem B \* WRD; SMITH Tamera L \* WRD  
**Subject:** RE: RA PD T-13325 Permit Amendment G-18414

That's fine with me. So, we ask if they want to pay the additional \$340.28, and if they say "yes"... great! If they say "no"... then we'll absorb it?

-Lisa

*Lisa J. Jaramillo*

Transfer and Conservation Section Manager

725 Summer Street NE, Suite A, Salem, OR 97301 | Phone 503-986-0880



Integrity | Service | Technical Excellence | Teamwork | Forward-Looking

---

**From:** OPEIFA Salem B \* WRD <Salem.B.Opeifa@oregon.gov>  
**Sent:** Monday, June 22, 2020 3:28 PM  
**To:** JARAMILLO Lisa J \* WRD <Lisa.J.Jaramillo@oregon.gov>; SMITH Tamera L \* WRD <Tamera.L.Smith@oregon.gov>  
**Subject:** RE: RA PD T-13325 Permit Amendment G-18414

Thanks Lisa. I understand that might be the case. Can we ask before we roll over?

*Salem Opeifa* OPBC, CPM

Contract/Loan/Grant Specialist

Desk: 503.986.0929



Integrity | Service | Technical Excellence | Teamwork | Forward-Looking

---

**From:** JARAMILLO Lisa J \* WRD <Lisa.J.Jaramillo@oregon.gov>  
**Sent:** Monday, June 22, 2020 11:20 AM  
**To:** SMITH Tamera L \* WRD <Tamera.L.Smith@oregon.gov>; OPEIFA Salem B \* WRD <Salem.B.Opeifa@oregon.gov>  
**Subject:** RE: RA PD T-13325 Permit Amendment G-18414

Hi Salem and Tamera,

Thank you both for the additional feedback. Given the situation... that we're still trying to fine tune this process with Data Center (i.e., for Data Center to stop if it looks like they will exceed the estimated hours for their work and then to contact Tamera so she can convey that info to the applicant so they can decide if they'd like to pay more to continue the RA process).... I'm okay with absorbing the extra cost on this one.



Thank you!

-Lisa

Lisa J. Jaramillo

Transfer and Conservation Section Manager

725 Summer Street NE, Suite A, Salem, OR 97301 | Phone 503-986-0880



Integrity | Service | Technical Excellence | Teamwork | Forward-Looking

---

From: SMITH Tamera L \* WRD <[Tamera.L.Smith@oregon.gov](mailto:Tamera.L.Smith@oregon.gov)>

Sent: Monday, June 22, 2020 10:49 AM

To: OPEIFA Salem B \* WRD <[Salem.B.Opeifa@oregon.gov](mailto:Salem.B.Opeifa@oregon.gov)>; JARAMILLO Lisa J \* WRD <[Lisa.J.Jaramillo@oregon.gov](mailto:Lisa.J.Jaramillo@oregon.gov)>

Subject: RE: RA PD T-13325 Permit Amendment G-18414

Right. That's my predicament. We didn't warn them of the HUGE amount of hours data center put in. Also, data center and I are still getting our footing on these and I feel that I need to request more communication in the future from the data techs, if they are to go over the quoted amount. This is one of those things that should be written as procedure, but isn't.

---

From: OPEIFA Salem B \* WRD <[Salem.B.Opeifa@oregon.gov](mailto:Salem.B.Opeifa@oregon.gov)>

Sent: Monday, June 22, 2020 10:42 AM

To: JARAMILLO Lisa J \* WRD <[Lisa.J.Jaramillo@oregon.gov](mailto:Lisa.J.Jaramillo@oregon.gov)>; SMITH Tamera L \* WRD <[Tamera.L.Smith@oregon.gov](mailto:Tamera.L.Smith@oregon.gov)>

Subject: RE: RA PD T-13325 Permit Amendment G-18414

Thanks. I agree with Lisa that we should ask the applicant but in a gentle way as they did not authorized the work. Typically, we could have stopped work as soon as we suspected that an application **could** take longer than we estimated. At that point, we let the applicant know of our new projection and let them tell us if they would like us to continue. If we have finished the work before we ask, then it may be too late to ask their permission and we'll have to eat it.

Does that help?

*Salem Opeifa* OPBC, CPM

Contract/Loan/Grant Specialist

Desk: 503.986.0929



Integrity | Service | Technical Excellence | Teamwork | Forward-Looking

---

From: JARAMILLO Lisa J \* WRD <[Lisa.J.Jaramillo@oregon.gov](mailto:Lisa.J.Jaramillo@oregon.gov)>

Sent: Monday, June 22, 2020 9:05 AM

To: SMITH Tamera L \* WRD <[Tamera.L.Smith@oregon.gov](mailto:Tamera.L.Smith@oregon.gov)>; OPEIFA Salem B \* WRD <[Salem.B.Opeifa@oregon.gov](mailto:Salem.B.Opeifa@oregon.gov)>

Subject: RE: RA PD T-13325 Permit Amendment G-18414

Hi Tamera,



I'd be interested to hear Salem's thoughts on this, but from my standpoint.... the applicant is supposed to pay for the costs to process these. So, my feeling is that we should send out a follow-up bill for the \$340.28.

-Lisa

Lisa J. Jaramillo

Transfer and Conservation Section Manager

725 Summer Street NE, Suite A, Salem, OR 97301 | Phone 503-986-0880



Integrity | Service | Technical Excellence | Teamwork | Forward-Looking

---

From: SMITH Tamera L \* WRD <[Tamera.L.Smith@oregon.gov](mailto:Tamera.L.Smith@oregon.gov)>

Sent: Monday, June 22, 2020 8:40 AM

To: OPEIFA Salem B \* WRD <[Salem.B.Opeifa@oregon.gov](mailto:Salem.B.Opeifa@oregon.gov)>; JARAMILLO Lisa J \* WRD <[Lisa.J.Jaramillo@oregon.gov](mailto:Lisa.J.Jaramillo@oregon.gov)>

Subject: FW: RA PD T-13325 Permit Amendment G-18414

Good morning Salem and Lisa,

I have a one-off situation with the data center peer review for T-13325. Data center usually quotes 1 – 2 hours on their reviews. This particular review took data center over 14 hours.

In the RA estimate, I charged for 2.5 hours for data center peer review. The resulting balance of 11.75 hours at \$28.96 figures out at \$340.28.

The total amount charged for this particular permit amendment is on the higher side, based on the complications of the application. (\$1298.86). The usual charge for a permit amendment is not quite \$1k, due to the abbreviated steps involved compared to a permanent Transfer.

Please advise as to whether you feel that I can absorb the cost into the total quoted hours, which are 27.94 hours, totaling \$1298.86. (Estimate attached), or if I need to send a follow-up bill for the additional data center charges.

Hope your Monday is great ☺

Kindest regards,

Tamera

---

From: BUCHHOLZ Sheila L \* WRD <[Sheila.L.Buchholz@oregon.gov](mailto:Sheila.L.Buchholz@oregon.gov)>

Sent: Monday, June 22, 2020 7:08 AM

To: SMITH Tamera L \* WRD <[Tamera.L.Smith@oregon.gov](mailto:Tamera.L.Smith@oregon.gov)>

Subject: RE: RA PD T-13325 Permit Amendment G-18414

Hey Tamera,

Yeah. I'm going to stick with my 14 hours and 20 mins. To be honest, I think it's a pretty conservative estimate.

Thanks,

Sheila Buchholz

Data Technician 1

725 Summer St. NE, Suite A | Salem, Oregon 97301





Integrity | Service | Technical Excellence | Teamwork | Forward-Looking

From: SMITH Tamera L \* WRD <[Tamera.L.Smith@oregon.gov](mailto:Tamera.L.Smith@oregon.gov)>  
Sent: Friday, June 19, 2020 2:39 PM  
To: BUCHHOLZ Sheila L \* WRD <[Sheila.L.Buchholz@oregon.gov](mailto:Sheila.L.Buchholz@oregon.gov)>; BAUSTIAN Julie C \* WRD <[Julie.C.Baustian@oregon.gov](mailto:Julie.C.Baustian@oregon.gov)>  
Cc: MARTIN Duff A \* WRD <[Duff.A.Martin@oregon.gov](mailto:Duff.A.Martin@oregon.gov)>  
Subject: RE: RA PD T-13325 Permit Amendment G-18414

Thank you, Sheila. I'll go through these and let you know on the corrections.

Are you able to verify the RA time is really 14 hours 20 minutes, please?

Thank you, Tamera

From: BUCHHOLZ Sheila L \* WRD <[Sheila.L.Buchholz@oregon.gov](mailto:Sheila.L.Buchholz@oregon.gov)>  
Sent: Friday, June 19, 2020 12:21 PM  
To: SMITH Tamera L \* WRD <[Tamera.L.Smith@oregon.gov](mailto:Tamera.L.Smith@oregon.gov)>; BAUSTIAN Julie C \* WRD <[Julie.C.Baustian@oregon.gov](mailto:Julie.C.Baustian@oregon.gov)>  
Cc: MARTIN Duff A \* WRD <[Duff.A.Martin@oregon.gov](mailto:Duff.A.Martin@oregon.gov)>  
Subject: RA PD T-13325 Permit Amendment G-18414

Hi Tamera,  
This permit amendment RA time is 14 Hours 20 mins.  
It has been entered into WRIS, mapped and peer reviewed.

The corrections that need attention are:

#1 The measured distance on wells POD 6 (Well 9) needs the number "9" added after the word section. ✓

#2 POD 11 (Well 1) is actually in the township 4N, not 3N. ✓

#3 Acres listed on doc total 2130.5, not 2129.5 as listed. ✓ *there's a digit vol fixed*

The maps were difficult to read. The differences I am not sure of are: All in 3N 24E: *S10 SENE - 7.2 FROM 8.5 TO + 21.2 RR*  
Section 10: SENE, NESE and NWSE: unable to verify correct acres - *NESE - 3.2 FROM 4.5 TO + 27.6 RR*  
✓ *ok* Section 11: NWNE I can only find 2.1 acres of the 4.7 *4.7 TO 0.6 FROM*  
✓ *ok* SWNW Unable to verify 25.7 acres - *2.7 TO 9.2 FROM + 25.7 RR*  
✓ *ok* SENW I see 5.2 acres, not 5.5 - *5.5*  
✓ Section 15: NENE Unable to verify 8.5 acres - *2.5 + 6.0 RR*  
? - For IS: Section 9: SWSE map shows 21.4 not 21.6 *idk how to fix this*  
*NWSE - all RR to FROM 0 TO 48.3 RR*

Please let me know of any changes that are made as I will need to update WRIS accordingly.  
Thanks so much!

Sheila Buchholz

Data Technician 1

725 Summer St. NE, Suite A | Salem, Oregon 97301



503-986-0821 Email: [Sheila.L.Buchholz@oregon.gov](mailto:Sheila.L.Buchholz@oregon.gov)



Integrity | Service | Technical Excellence | Teamwork | Forward-Looking





# Washington Fish and Wildlife Office

*Working with you to conserve the natural resources of Washington*

FOLLOW THE FWS ONLINE



## Washington Ground Squirrel



*Scientific Name: Urocitellus washingtoni*

*Status: Candidate*

### Introduction

The Washington ground squirrel became a candidate species in October 1999. The U.S. Fish and Wildlife Service reviews the status of this and all other candidate species

regularly. The last review was published in the Candidate Notice of Annual Review on November 21, 2012.

### Historical Status and Current Trends

The Washington ground squirrel is endemic to the Columbia Plateau, south of the Columbia River and east of the John Day River. Historically, the species was distributed over much of the shrub-steppe habitat of central and southeastern Washington and northeastern Oregon, but its range has contracted due to habitat loss, primarily from agricultural development. Betts (1990, 1999) resurveyed historic sites in Oregon and Washington, documenting the extirpation of many historic sites, as well as documenting range contraction in both Oregon and Washington. The Washington population occurs in Adams, Douglas, Franklin, Grant, Lincoln, and Walla Walla counties. Its range appears to have been lost in Columbia, Garfield, Spokane, and Whitman counties. The Oregon population occurs in Gilliam, Morrow, and Umatilla counties. The largest and most densely occupied area in Oregon occurs on the Naval Weapons Systems Training Facility - Boardman, managed by the U.S. Navy, and the adjacent Boardman Conservation Area, managed by The Nature Conservancy. As of 2012, the Washington Natural Heritage Program showed 567 verified areas containing squirrels and 65 verified point locations in its database, any of which could constitute an individual, small, or large colony.

### Habitat

The Washington ground squirrel occupies sites with sandy or silt-loam texture soils that are deep and supportive enough to accommodate its burrow structures (Betts 1990, Yensen and Sherman 2003), and where there is sufficient forage. Although the species is associated with sagebrush-grasslands of the Columbia Plateau, recent studies indicate that silty loam soils, especially those classified as Warden soils, may be the most important habitat feature. Warden soils not only have a high silt content, they are very deep, allowing for deeper burrows that maintain their structure compared to sandy or shallow soils. Warden soils, named for a town near Othello, Washington occur east and south of the Columbia River.

### Life History

The Washington ground squirrel spends much of its time underground. Adults emerge from hibernation between January and early March, depending on elevation and microhabitat conditions, with males emerging before females. Their active time is spent in reproduction and fattening for their six-month or longer dormancy. Adults return to their burrows by late May to early June, and juveniles return about a month later.

Washington ground squirrels produce only one litter of young per year due to their limited period of activity and reproduction. Sherman (2000) observed that females are exceptionally social, often forming coalitions or groups with up to three other females within their semi-isolated communities.

<https://www.fws.gov/wafwo/articles.cfm?id=149489591>

1/27/2020



Agricultural conversion of shrub-steppe habitat is the primary cause historically for the decline of the Washington ground squirrel. Because the squirrel is so closely tied to deep, silty soils, tilling and other mechanisms involved in conversion of shrub-steppe habitats to agricultural crop production destroys the species' food source and renders soils, that are necessary for burrowing, unusable. These soils can either be irretrievably modified or take years to recover. There are some anecdotal accounts of squirrels starting to re-occupy land enrolled in the Conservation Reserve Program, however, the ability to re-occupy an area depends on the historic and current land use of the property, as well as proximity of these areas to existing colonies.

Another reason for this species' historic decline is persecution. Often viewed as pests, this species has also been subjected to recreational shooting and poisoning historically.

#### Conservation Measures

The Washington ground squirrel is listed as endangered under the State of Oregon Endangered Species Act and is a candidate species in Washington State. The U.S. Fish and Wildlife Service is working with state fish and wildlife agencies, private agricultural landowners, and other partners to conserve and monitor the status of this species.

#### References

- Betts, B.J. 1990. Geographic distribution and habitat preferences of Washington ground squirrels (*Spermophilus washingtoni*). *Northwestern Naturalist* 71:27-37.
- Betts, B.J. 1999. Current status of Washington ground squirrels in Oregon and Washington. *Northwestern Naturalist* 80:35-38.
- Yensen, E. and P.W. Sherman. 2003. Ground-dwelling squirrels of the Pacific Northwest. Boise, ID. April 28 pp. + maps.
- Sherman, P. W. 2000. Distribution and behavior of Washington ground squirrels (*Spermophilus washingtoni*) in Central Washington. Unpublished report, Cornell University, Ithaca, NY. 13 pp.



**U.S. Fish & Wildlife Service**

[Notices](#) [Accessibility](#) [Disclaimer](#) [Privacy](#) [FOIA](#)

[Department of the Interior \(http://www.doi.gov/\)](http://www.doi.gov/)

[USA.gov \(http://www.usa.gov/\)](http://www.usa.gov/)



## COURCHANE Corey A \* WRD

**COPY**

**From:** Molly A. Reid <mreid@geoengineers.com>  
**Sent:** Friday, February 07, 2020 1:39 PM  
**To:** COURCHANE Corey A \* WRD  
**Cc:** STARNES Patrick K \* WRD; GHarris@rdoffutt.com; Filippi, David; Molly A. Reid  
**Subject:** RE: Threemile Canyon Farms, Inc., T-13325  
**Attachments:** Final Order-Settlement Agreement GW ApG14827 -G13880.pdf

Thank you Corey. I have attached a copy of the Final Order Approving Application G-14827, which was based on a settlement agreement with various protestants, and which resulted in the issuance of permit G-13880. This copy was also included in the permit amendment packet. With regard to the layering of the primary rights in Sections 1 and 2, the Final Order and settlement agreement gave the permit holder the option of modifying the primary and supplemental nature of the groundwater use, so long as certain conditions are met (see Final Order Conditions 1 and 2.b). Along these lines, note that the first paragraph of the Final Order states that it is being issued based on the unique facts in the matter, and that it does not constitute legal or factual precedent except as to the specific permit at issue. Thus, Threemile has the option of layering the groundwater permit as primary with a primary surface water right, and therefore retaining the ability to separate the rights in the future.

With this in mind, Threemile's preference would be to go ahead and have the groundwater permit designated as primary, and keep Certificate 76713 as primary as well, where the layering will occur in the SE ¼ of Section 1, and the NESE and SESE of Section 2, T3N, R24E, W.M. This would preserve Threemile's ability to separate the groundwater right from Certificate 76713 in the future. This is particularly important as Threemile continues to pursue aquifer recharge and other conservation efforts on the farm, and flexibility to move the groundwater use in the future needs to be preserved.

✓ A hard copy original of the signed affidavit of consent by deeded landowner was placed in the mail to you yesterday.

Please let me know if you have any additional questions.

Molly

**From:** COURCHANE Corey A \* WRD <Corey.A.Courchane@oregon.gov>  
**Sent:** Tuesday, January 28, 2020 11:48 AM  
**To:** gharris@rdoffutt.com; Molly A. Reid <mreid@geoengineers.com>  
**Cc:** SILBERNAGEL Greg M \* WRD <Greg.M.Silbernagel@oregon.gov>  
**Subject:** Threemile Canyon Farms, Inc., T-13325

[EXTERNAL]

Good morning,

Please see attached, and let me know if I may be of further assistance.

Thank you,

Corey Courchane

**COREY A COURCHANE | TRANSFER SPECIALIST**  
**TRANSFER AND CONSERVATION SECTION**

Water Resources Department | 725 Summer St. NE, Suite A | Salem, Oregon 97301



Ph: 503 986-0825 | Fax: 503 986-0901

Email: [corey.a.courchane@oregon.gov](mailto:corey.a.courchane@oregon.gov) | Web: <http://www.oregon.gov/OWRD>

Confidentiality: This message is confidential and intended solely for use of the individual or entity to whom it is addressed. If you are not the person for whom this message is intended, please delete it and notify me immediately, and please do not copy or send this message to anyone else.

COPY



DEC 19 2019

## BEFORE THE OREGON WATER RESOURCES DEPARTMENT



In the Matter of Water Right Application )  
G 14827 in the Name of Inland Land Co. )  
LLC )  
FINAL ORDER APPROVING  
APPLICATION G 14827

This Final Order comes after settlement by Inland Land Company, LLC ("Inland") and the Conservation Parties (defined below) of the contested case that was commenced in 1999 upon the filing of protests to the Proposed Final Order issued by the Water Resources Department in 1998. **Contested Case No. 35.** This Final Order is issued based on the unique facts in this matter. It does not constitute legal or factual precedent except as to the specific permit at issue.

**SUMMARY OF FINAL ORDER**

Based upon the findings and conclusions set forth below, the Department orders:

- Permit G 13880 shall be issued as provided by Exhibit A and shown on the map attached as Exhibit B.
- The Permit is subject to certain conditions as set forth below.

**FINDINGS OF FACT****Application History**

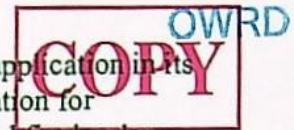
1. On August 27, 1998, INLAND LAND CO., LLC, BOB HALE, submitted an application to the Department for the following water use permit:

- Amount of Water: 15,708.0 GALLONS PER MINUTE (GPM)
- Use of Water: IRRIGATION OF 2,800.0 ACRES
- Source of Water: UP TO NINE WELLS IN THE COLUMBIA RIVER BASIN
- Area of Proposed Use: MORROW County, within SECTION 26, SECTION 28, SECTION 29, SECTION 30, SECTION 31, SECTION 32, SECTION 33, AND SECTION 34, TOWNSHIP 4 NORTH, RANGE 24 EAST, W.M.

2. On October 10, 1998, the Department mailed the applicant notice of its Initial Review, determining that "the use of 35.0 Cubic Feet per Second (15,708.0 Gallons per Minute), from nine wells in Columbia River Basin for Irrigation of 2800.0 acres is allowable from March 1 through October 31" with conditions. The Department proposed limiting the use to a period of five years in order to ensure protection of the groundwater source. The applicant notified the Department to continue processing the application.



DEC 19 2019



3. On October 20, 1998, the Department gave public notice of the application in its weekly notice. The public notice included a request for comments, and information for interested persons about both obtaining future notices and a copy of the proposed final order.

4. Additional comments were received from Gail Achterman, attorney representing the applicant, on November 23, 1998.

5. On January 15, 1999, the Department accepted a protest filed by WaterWatch, the Northwest Environmental Defense Center ("NEDC"), the National Wildlife Federation, the Columbia River Basin Institute and Oregon Trout (collectively, the "Conservation Parties") against Water Right Application Number G-14827. The protest set forth objections to the Department's decision to grant the water right.

6. Thereafter, on April 5, 1999, the Department issued a Notice of Prehearing conference and commenced contested case proceedings (the "Contested Case")

7. In December 2000, Inland and the Conservation Parties entered into a settlement that resolved their issues in the Contested Case. An Order dismissing the contested case proceeding was entered on March 7, 2001. The Department incorporates the terms of the settlement into this Final Order.

#### **Department Review**

8. In reviewing applications, the Department may consider any relevant sources of information, including the following:

- Comments by or consultation with another state agency
- Any applicable basin program
- Any applicable comprehensive plan or zoning ordinance
- The amount of water available
- The rate and duty for the proposed use
- Pending senior applications and existing water rights of record
- Designations of any critical groundwater areas
- The Scenic Waterway requirements of ORS 390.835
- Applicable statutes, administrative rules, and case law
- Any general basin-wide standard for flow rate and duty of water allowed
- The need for a flow rate and duty higher than the general standard
- Any comments received

9. The Department allows no more than one-eightieth of one cubic foot per second and 3.0 acre-feet for each acre irrigated each year from groundwater on the east side of the Cascade Mountains. This standard rate and duty was determined to be a sufficient amount from groundwater based upon rate and duties established in various court decrees, analysis of average crop needs, soil surveys, climate, and other variables, and differences in efficiency between surface water and groundwater distribution systems. Generally most groundwater distribution systems are closed, pressurized systems which do not involve the evaporation and seepage losses that may occur in a surface water distribution system.



DEC 19 2019

COPY

GWRD

10. The Umatilla Basin Program allows both primary and supplemental irrigation.
11. The subject lands and the proposed wells, in the Columbia River Basin, are not within or above a State Scenic Waterway.
12. The Department's Groundwater/Hydrology Section completed a review of the application under OAR 690-09. The review determined that the wells will not have the potential for substantial interference with either the Columbia River or the West Extension Irrigation District canal. However, the review concluded that prolonged use of 35.0 CFS from the groundwater reservoir would negatively affect the resource, if used in a primary capacity. This review found that the proposed use, if fully exercised, will likely exceed the capacity of the resource, will likely result in excessive water-level declines, and will also likely cause substantial interference with prior rights to appropriate groundwater from basalt aquifers. Based upon these conclusions regarding the ability of the aquifer to support the proposed use for prolonged periods, the Groundwater Hydrology Section recommended conditions be applied if a permit is issued, as provided herein.
13. The Department found that the recommended conditions would ensure that water level measurements commence prior to water use and that short-term declines may be tolerated, so long as substantial interference with senior water rights does not occur as a result.
14. With the recommended conditions, the Department determined, based upon OAR 690-09, that the proposed groundwater use will adequately protect the surface water from interference.
15. Also, an assessment of water availability has been completed by the Department's Groundwater/Hydrology Section. A copy of this assessment is in the file. This assessment determined that water is available for further appropriation, with the above identified conditions, during the Irrigation Season.
16. The irrigation season is not specified by decree, permit certificate, order or basin program. Therefore, by rule, the Irrigation Season is March 1 through October 31 (OAR 690-250-0070). The season of use requested by the applicant, February 1 to November 30, shall be restricted to March 1 through October 31.
17. The Department finds that no more than 35.0 Cubic Feet Per Second (CFS) (15,708.0 GPM) would be necessary for the proposed use. The amount of water requested, 15,708 GPM (35.0 CFS), from as many as nine wells, is allowable.
18. The wells are not located within a designated critical ground water area.
19. The Groundwater Section finds that there is NOT a preponderance of evidence that the proposed use of groundwater will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife.

13325



DEC 19 2019

COPY  
GWRD

## CONCLUSIONS OF LAW

20. Under the provisions of ORS 537.621, the Department must presume that a proposed use will ensure the preservation of the public welfare, safety and health if the proposed use is allowed in the applicable basin program established pursuant to ORS 536.300 and 536.340 or given a preference under ORS 536.310(12), if water is available, if the proposed use will not injure other water rights and if the proposed use complies with rules of the Water Resources Commission.

21. The proposed use requested in this application is allowed in the Umatilla Basin Plan. →

22. No preference for this use is granted under the provisions of ORS 536.310(12).

23. Water is available for the proposed use with the additional conditions described herein. →

24. The proposed use as conditioned will not injure other water rights.

25. The proposed use complies with other rules of the Water Resources Commission not otherwise described above. →

26. The proposed use complies with the State Agency Agreement for land use.

27. No proposed flow rate and duty of water higher than the general basin-wide standard is needed. →

28. For these reasons, the required presumption has been established

29. Under the provisions of ORS 537.621, once the presumption has been established, it may be overcome by a preponderance of evidence that either: →

- (a) One or more of the criteria for establishing the presumption are not satisfied; or
- (b) The proposed use would not ensure the preservation of the public welfare, safety and health as demonstrated in comments, in a protest . . . or in a finding of the department that shows:
  - (A) The specific aspect of the public welfare, safety and health under ORS 537.525 that would be impaired or detrimentally affected; and
  - (B) Specifically how the identified aspect of the public welfare, safety and health under ORS 536.525 would be impaired or be adversely affected.

30. In this application, all criteria for establishing the presumption have been satisfied, as noted above. The presumption has not been overcome by a preponderance of evidence that the proposed use would impair or be detrimental to the public interest.



31. The Department therefore concludes that water is available in the amount necessary for the proposed use; the proposed use will not result in injury to existing water rights, and the proposed use would ensure the preservation of the public welfare, safety and health as described in ORS 537.525.

COPY

## ORDER

Based on the foregoing findings of fact and conclusions of law, the Department:

1. Resolves the protests filed in 1999 by the Conservation Parties;
2. Issues water right permit No. G 13880 attached as Exhibit A.

RECEIVED

DEC 19 2019

OWRD

Subject to the following CONDITIONS:

### 1. Limitation on Acreage

The Permit shall be limited to irrigation of 2129.5 acres and supplemental irrigation of 670.5 acres, provided however that Inland may, upon Department approval, make further modifications with respect to the primary and supplemental nature of the water use to the total 2800.0 acres so long as Condition 2.b. below is satisfied. No irrigation of the Conservation Area (as identified on the map attached as Exhibit C and as further described in the legal description attached as Exhibit D) or the Boardman Bombing Range (located generally to the east of the Area of Proposed Use, as described in paragraph 1 on page 1 of this Final Order) shall be allowed under the Permit, or pursuant to any future amendment of the Permit, or pursuant to any resulting Certificate or subsequent transfer proceeding.

### 2. Limitation on Rate, Duty, and Use

- a. The maximum rate authorized is 35.0 cubic feet per second (cfs).
- b. The amount of water used for irrigation under this right, 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 4.0 acre feet per acre provided that the maximum duty of water for all lands under the permit from all sources not exceed an average duty of 3.0 acre feet per acre for each acre irrigated during the irrigation season of each year.
- c. The authorized place of use shall be as identified in the System Layout Map accompanying the certificates and attached as Exhibit B. And provided further, that the Department shall not modify the place of use so as to allow irrigation of the Conservation Area (as identified on the map attached as Exhibit C to the Final Order ordering the issuance of this permit, and as further described in the legal description attached as Exhibit D to the Final Order) or the Boardman Bombing Range (located generally to the east of the Place of Use described above) under this Permit, or pursuant to any future amendment of this Permit, or pursuant to any resulting Certificate or subsequent transfer proceeding.

✓  
yes  
verified  
3-6-2020  
RB

13325



DEC 19 2019

COPY CWRD

### 3. Measurement and Reporting

- a. If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.
- b. Department requires the permittee/water user to make and report static water level measurements. The measurements shall be made and the data reported to the Department in accordance with the following provisions:
  - (i) At a minimum, the measurements shall be made at all of the wells authorized under this permit, two (2) nearby permitted wells, one being authorized under Permit G-13244 and the other being authorized under Permit G-13283, provided that such access is provided by the other landowners or permittees, and at a monitoring/observation well specifically constructed for this purpose by the permittee. The well construction for this well shall be similar to that of the permitted wells, except that the diameter of the borehole and well casing may be smaller, and shall be subject to approval of the Department. The well shall be located in T4N, R24E – Section 36, or at any other suitable location as approved by the Department.
  - (ii) For each well authorized under this permit, measurement of an initial static water level shall be made once construction of the well is complete and before water use begins at that well, regardless of the completion date of the well.
  - (iii) Measurement of static water levels at all wells included in this monitoring plan shall be semiannual between February 15 and March 15 and in the month of October. Wells authorized under this permit shall be idle for at least 60 days prior to the February/March measurement. Wells authorized under permits G-13244 and G-13283 shall be idle for at least 24 hours prior to the February/March measurement. All wells measured shall be idle for at least 24 hours prior to the October measurement. The Department may approve measurements made with a lesser period of idle time than specified above, provided that a written request is received which includes the reason(s) why the specified time cannot be met.
  - (iv) Following the first year of water use, the next February/March measurement shall establish the reference level against which future February/March measurements will be compared. If water use begins prior to completion of all wells authorized under this permit, the reference level for those wells completed after water use begins shall be the first February/March water level measured following well completion.



DEC 19 2019

COPY CWRD

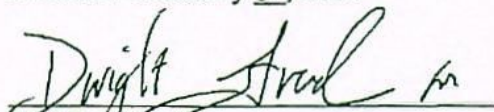
- (v) All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor, pump installer licensed by the Construction Contractors Board or the permittee/appropriator or an employee of same. The Department requires the individual performing the measurement to:
- (A) Identify each well with its associated measurement; and
  - (B) Measure and report water levels to the nearest tenth of a foot as depth-to-water below ground surface; and
  - (C) Specify the method used to obtain each well measurement; and
  - (D) Certify the accuracy of all measurements and calculations submitted to the Department.
- (vi) The Department may install equipment at the monitoring/observation well to continuously record water-level data. If such equipment is installed, then the above measurement requirements for this well are waived. The Department shall bear the cost of the water-level recording equipment and shall also install and maintain the equipment.
- (vii) The permittee shall submit annual reports of water-level data to the Department by April 1st. The reports shall be directed to the attention of file G-14827 with a copy to the Groundwater/Hydrology Section of the Department.
- c. The permittee shall notify the Groundwater/Hydrology Section of the Department in Salem or the Watermaster in Pendleton at least five (5) business days prior to beginning construction of each well. The Department may require samples of the materials penetrated during well construction to be collected. When required, the samples shall be collected at five-foot intervals and at each change in lithology and shall be stored and properly labeled in containers provided by the Department. The Department may collect additional data, such as geophysical or video logs, at any well prior to installation of pumping equipment. The Department shall bear the cost of any such additional data collection.
- d. If any of the wells listed on this permit (or replacement wells) display a total static water-level decline of 25 or more feet over any period of years, as compared to the reference level measurement, then the Department shall consider whether any additional conditions or restrictions on the use of water are necessary. If any of the wells listed on this permit (or replacement wells) display a total static water-level decline of 50 or more feet over any period of years, as compared to the reference level measurement, then the water user shall discontinue use of that well(s) until the annual water level rises above the decline level which triggered the action or until the Department determines, based on the permittee's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the



resource or senior water rights. The water user shall in no instance allow  
excessive decline, as defined in Commission rules, to occur within the aquifer as a  
result of use under this permit.

**COPY**

DATED: February 5, 2004



Paul R. Cleary  
Director, Water Resources Department

RECEIVED

DEC 19 2019

OWRD

13325



# Exhibit B

## System Layout Map

Boeing Agri-Industrial Co.



North

Public Land Survey System (PLSS) corners and irrigated crop circles were located using real-time, Differential GPS (DGPS) methods. NAD27 coordinates were developed using a Trimble ProXL Receiver hardwired to a Trimble ProBeacon. Verified sub-meter

positions were collected, by incorporating correction broadcasts from the U.S. Coast Guard Continuously Operating Reference Station (CORS) in Appleton, Washington, with real satellite data. Data from the Bureau of Land Management's geographic coordinate data base (GCSB) was combined with field surveyed positions of existing PLSS corners, to develop 1/16 corner positions consistent with the "Manual of Instructions for the Survey of the Public Lands of the United States", 1973 edition.

Point of diversion located 1657 feet north and 2166 feet west of SE corner, section 34, township 3N, range 22E. Source of water is John Day Reservoir on the Columbia River.

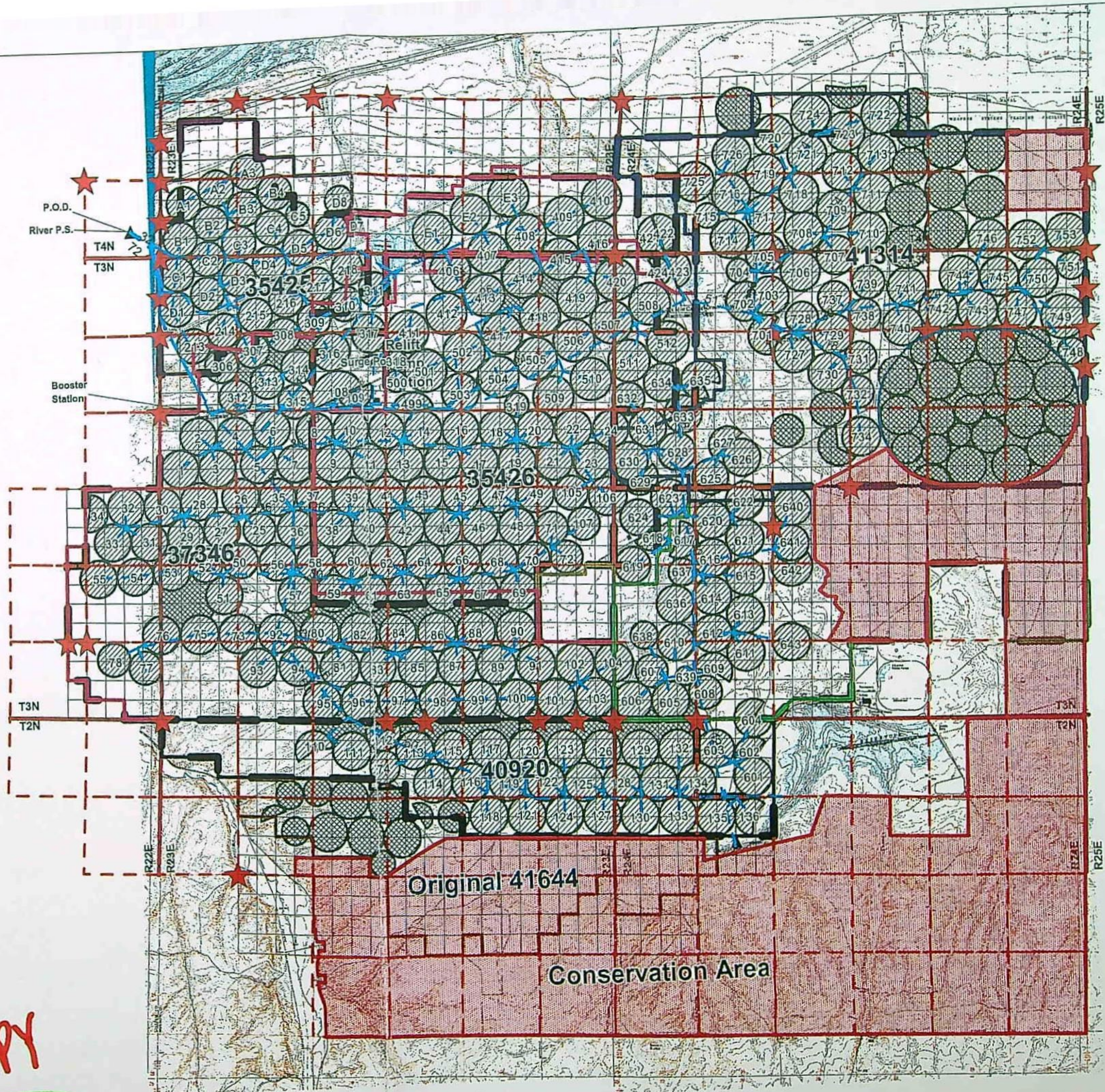
Pipe locations and diameters are approximate based on owner's map. Mainline to pivot pipes are typically 10 inches in diameter with 8 inch diameter minimum.

Only circles which were surveyed are identified on the map.

This map was prepared for the purpose of identifying the location of a water right only and is not intended to provide legal dimensions or location of property ownership lines.

### Legend

- Place of use
- Permit 41645 Amended Place of Use
- Monuments located
- Permit area
- Original permit
- Conservation Area
- Section
- Quarter quarter section
- Township/Range
- Irrigation pipe
- Point of diversion
- Booster station



COPY

EXHIBIT C





EXHIBIT H-1

LEGAL DESCRIPTION  
Conservation Area (revised 02/27/01)



ALL THAT PORTION OF TOWNSHIP 2 NORTH, RANGE 23 EAST OF THE WILLAMETTE MERIDIAN IN MORROW COUNTY, STATE OF OREGON, DESCRIBED AS FOLLOWS:

ALL OF SECTIONS 13, 14, 15, 16, 21, 22, 23, 24, AND THE SOUTHEAST ¼ OF THE SOUTHEAST ¼ OF SECTION 8 AND THE SOUTH HALF OF THE SOUTHWEST ¼ OF SECTION 9 AND THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 9 AND ALL THAT PORTION OF SAID SECTION 9 LYING SOUTHEASTERLY OF AN EXISTING FENCE LINE DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF SECTION 4, TOWNSHIP 2 NORTH, RANGE 23 EAST WITNESSED BY A 2-1/2" G.L.O. BRASS CAP STAMPED '1939'; SAID POINT BEARS N 89°44'33"E, 10,451.11 FEET FROM THE NORTHWEST CORNER OF SECTION 5 OF SAID TOWNSHIP; THENCE S01°02'40"E, 10486.2 FEET ALONG THE EAST LINES OF SECTIONS 4 AND 9, TO AN EXISTING FENCE LINE AND THE TRUE POINT OF BEGINNING; SAID POINT BEING HEREINAFTER REFERRED TO A POINT "A"; THENCE S 52°06'55"W, ALONG SAID FENCE, 81.5 FEET MORE OR LESS TO THE SOUTH LINE OF SAID SECTION 9 AND THE TERMINUS OF SAID LINE.

TOGETHER WITH ALL THOSE PORTIONS OF SECTIONS 10, 11 AND 12 OF SAID TOWNSHIP 2 NORTH, RANGE 23 EAST, LYING SOUTHERLY OF THE FOLLOWING DESCRIBED LINE: BEGINNING AT POINT "A" AFOREMENTIONED; THENCE NORTHEASTERLY ALONG AN EXISTING FENCE LINE THE FOLLOWING COURSES: N 52°06'55"E, 57.22 FEET; N 56°49'20"E, 741.39 FEET; N 57°40'03"E, 2592.70 FEET; N 58°20'14"E, 377.09 FEET; N 62°41'12"E, 433.05; THENCE LEAVING SAID FENCE N 62°41'12"E, 544.17 FEET; THENCE S 89°57'50"E, 11,592.53 FEET MORE OR LESS TO THE EAST LINE OF SECTION 12 AND THE TERMINUS OF SAID LINE. SAID POINT BEING HEREINAFTER REFERED TO AS POINT "B" AND BEARS N 00°01'07"W, 2526.52 FEET FROM THE SOUTHEAST CORNER OF SAID SECTION 12 WITNESSED BY A 3-WAY FENCE INTERSECTION.

EXCEPTING THEREFROM THAT PORTION OF SECTION 16 LYING WESTERLY OF STATE HIGHWAY NO. 74, AS IT IS NOW SITUATED, AND EXCEPT THAT PORTION OF SECTION 16 DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE EAST BOUNDARY LINE OF THE RIGHT OF WAY OF STATE HIGHWAY NO. 74 AS IT IS NOW SITUATED, 400 FEET NORTH AND 400 FEET EAST OF THE SOUTHWEST CORNER OF SAID SECTION 16; THENCE EAST 400 FEET; THENCE NORTH 600 FEET; THENCE WEST TO THE EAST BOUNDARY LINE OF SAID HIGHWAY NO. 74; THENCE SOUTHERLY ALONG SAID EASTERLY RIGHT OF WAY TO THE POINT OF BEGINNING.

AND EXCEPT THAT PORTION OF SECTION 21 LYING WESTERLY OF STATE HIGHWAY NO. 74 AS IT IS NOW SITUATED; AND EXCEPT THAT PORTION OF SECTION 21 DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE EAST BOUNDARY LINE OF THE RIGHT OF WAY OF STATE HIGHWAY NO. 74 AS IT IS NOW SITUATED, 1200 FEET SOUTH AND 300 FEET EAST OF THE NORTHWEST CORNER OF SAID SECTION 21; THENCE EAST 500 FEET; THENCE SOUTH 500 FEET; THENCE WEST TO THE EAST BOUNDARY LINE OF SAID HIGHWAY NO. 74; THENCE NORTH ALONG SAID EAST BOUNDARY TO THE POINT OF BEGINNING.

ALL THAT PORTION OF TOWNSHIP 2 NORTH, RANGE 24 EAST OF THE WILLAMETTE MERIDIAN IN MORROW COUNTY, STATE OF OREGON, DESCRIBED AS FOLLOWS:

ALL OF SECTIONS 1, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23 AND 24 AND THE EAST HALF OF SECTION 2, ALL OF SECTION 11 EXCEPT THE NORTHWEST QUARTER THEREOF; AND ALL OF SECTION 10 EXCEPT THE NORTHEAST QUARTER THEREOF AND TOGETHER WITH THAT PORTION OF SECTION 7 LYING SOUTHERLY OF THE FOLLOWING DESCRIBED LINE:

BEGINNING AT POINT "B" AFOREMENTIONED ON THE WEST LINE OF SECTION 7, TOWNSHIP 2 NORTH, RANGE 24 EAST; THENCE S 89°57'50"E, 5686.17 FEET, MORE OR LESS, TO THE EAST LINE OF SAID SECTION 7 AND THE TERMINUS OF SAID LINE, SAID POINT BEING HEREINAFTER REFERED TO AS POINT "C".

EXHIBIT D



EXHIBIT H-2

TOGETHER WITH THAT PORTION OF SECTION 8 LYING SOUTHERLY, WESTERLY AND SOUTHEASTERLY OF THE FOLLOWING DESCRIBED LINE: BEGINNING AT POINT "C" 2001 AFOREMENTIONED ON THE WEST LINE OF SECTION 8; THENCE S 89°57'50"E, 529.05 FEET; THENCE S 00°11'52"E, 1442.04 FEET; THENCE N 76° 24'58"E, 4874.95 FEET, MORE OR LESS, TO THE EAST LINE OF SAID SECTION AND THE TERMINUS OF SAID LINE; SAID POINT BEING HEREINAFTER REFERED TO AS POINT "D".

TOGETHER WITH ALL THAT PORTION OF SECTION 9 LYING SOUTHEASTERLY OF THE FOLLOWING DESCRIBED LINE: BEGINNING AT POINT "D" AFOREMENTIONED; THENCE N 76° 24'58"E, 2634.32 FEET; THENCE N 19°34'46"E, 2833.66 FEET, MORE OR LESS, TO THE NORTH LINE OF SAID SECTION 9 AND THE TERMINUS OF SAID LINE.

THAT PORTION OF TOWNSHIP 3 NORTH, RANGE 24 EAST OF THE WILLAMETTE MERIDIAN IN MORROW COUNTY, STATE OF OREGON, DESCRIBED AS FOLLOWS:

ALL OF SECTIONS 22, 23, 24, 25, 27, 36 AND ALL THAT PORTION OF SECTIONS 21 AND 28 LYING EASTERLY OF THE FOLLOWING DESCRIBED LINE:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 28 WITNESSED BY A 2-1/2" G.L.O. BRASS CAP STAMPED '1939'; THENCE S 89°27'03"W, 1488.38 FEET TO THE TRUE POINT OF BEGINNING; THENCE N 30°27'45"E, 1296.03 FEET; THENCE N 21°39'44"E, 871.87 FEET; THENCE N 42°32'11"E, 837.85 FEET; THENCE N 15°32'15"E, 480.59 FEET; THENCE N 87°36'58"W, 618.46 FEET; THENCE N 52°55'56"W, 661.48 FEET; THENCE N 39°49'52"E, 602.95 FEET; THENCE N 01°44'14"E, 424.63 FEET; THENCE N 62°07'27"E, 247.58; THENCE N 17°27'44"W, 471.91 FEET; THENCE N 49°36'58"W, 1074.30 FEET; THENCE N 00°50'28"W, 4970.60 FEET, MORE OR LESS, TO THE NORTH LINE OF SECTION 21 AND THE TERMINUS OF SAID LINE. SAID POINT BEING HEREINAFTER REFERED TO AS POINT "E".

TOGETHER WITH ALL THAT PORTION OF SECTION 16 OF SAID TOWNSHIP 3 NORTH, RANGE 24 EAST LYING SOUTHEASTERLY OF THE FOLLOWING DESCRIBED LINE; BEGINNING AT POINT "E" AFOREMENTIONED; THENCE N 62°02'01"E, 2682.38 FEET, MORE OR LESS, TO THE EAST LINE OF SAID SECTION 16 AND THE TERMINUS OF SAID LINE.

AND TOGETHER WITH ALL THAT PORTION OF SECTION 15 LYING SOUTHWESTERLY OF THE BOEING RADAR RANGE BOUNDARY AND SOUTHEASTERLY OF THE FOLLOWING DESCRIBED LINE; BEGINNING AT POINT "E" AFOREMENTIONED; THENCE N 62°02'01"E, 2682.38 FEET, MORE OR LESS, TO THE WEST LINE OF SAID SECTION 15 AND THE TRUE POINT OF BEGINNING; THENCE CONTINUING N 62°02'01"E, 2879.65 FEET, MORE OR LESS, TO THE BOEING RADAR RANGE BOUNDARY AND THE TERMINUS OF SAID LINE.

AND TOGETHER WITH ALL THAT PORTION OF SECTION 13 LYING EASTERLY AND SOUTHEASTERLY OF THE BOEING RADAR RANGE BOUNDARY AND THAT PORTION OF SECTION 14 LYING SOUTHERLY OF SAID BOEING RADAR RANGE BOUNDARY.

THAT PORTION OF TOWNSHIP 4 NORTH, RANGE 24 EAST OF THE WILLAMETTE MERIDIAN IN MORROW COUNTY, STATE OF OREGON, DESCRIBED AS FOLLOWS:

THE SOUTH HALF OF SECTION 25 AND THE NORTH HALF OF SECTION 36.

ALL BEING SUBJECT TO ROAD AND RAILROAD RIGHTS OF WAY, EXISTING EASEMENTS, RESTRICTIONS AND RESERVATIONS OF RECORD.

ENTIRE PARCEL CONTAINS 22,642 ACRES MORE OR LESS.

AdOC



# 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](http://www.oregon.gov/OWRD)

Transfer Application: T-13325

Review Due Date:

Applicant Name: Three Mile Canyon Farms - Greg Harris

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

Reviewer(s): Greg Silbernagel

Date of Review: 3/18/2020

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:
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

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:

- 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:

This permit has multiple conditions in it. I reviewed them as best I could but multiple extra reviews should be considered due to its complexity. All conditions in permit should remain with transfer. Groundwater needs to review for same source conditions.

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:

<input type="checkbox"/> Weir	<input type="checkbox"/> Submerged Orifice
<input type="checkbox"/> Parshall Flume	<input type="checkbox"/> Flow Restrictor
<input type="checkbox"/> Other: _____	



**Oregon Water Resources Department**  
**Measurement Condition Information for the Applicant**  
*(To be sent with the Draft Preliminary Determination or Final Order)*

Transfer #: T-

- ☐ In order to avoid enlargement of the right or injury to other rights, a \_\_\_\_\_ 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:

District:

Address:

City/State/Zip:

Phone:

Email:

**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



## Groundwater Transfer Review Summary Form

Transfer/PA # T- 13325

GW Reviewer J. Hackett Date Review Completed: 3/5/2020

### Summary of Enlargement (Same Source) Review:

☐ The proposed transfer fails to keep the original place of use from receiving water from the same source.

### Summary of Injury Review:

☐ The proposed transfer will result in another, existing water right not receiving previously available water to which it is legally entitled or result in significant interference with a surface water source.

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





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

## Ground Water Review Form:

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

Application: T-13325

Applicant Name: Threemile Canyon Farms, Inc.

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

Reviewer(s): J. Hackett

Date of Review: March 5, 2020

Date Reviewed by GW Mgr. and Returned to WRSD: 3/9/20

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

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

1. Basic description of the changes proposed in this transfer: The POAs associated with permit G-13880 were not drilled in their permitted locations. This application seeks to amend the locations of the POAs, reduce the number of POAs from 9 to 6, and change the place of use on 1671.6 acres.
2. Will the proposed POA develop the same aquifer (source) as the existing authorized POA?  
☒ Yes ☐ No Comments: The authorized wells were never developed, but their proposed production was from the Columbia River Basalt Group (CRBG) aquifer system. The proposed POAs (MORR 52132, MORR 52131, MORR 52130, MORR 52045, MORR 52279, and MORR 52037) range in depth from 926 feet to 1450 feet deep and produce water-bearing zones in the CRBG aquifer system.
3. a) Is there more than one source developed under the right (e.g., basalt and alluvium)?  
☐ Yes ☒ No \_\_\_\_\_
- b) If yes, estimate the portion of the right supplied by each of the sources and describe any limitations that will need to be placed on the proposed change (rate, duty, etc.): \_\_\_\_\_
4. a) Will this proposed change, at its maximum allowed rate of use, likely result in an increase in interference with **another ground water right**?  
☐ Yes ☒ No Comments: Authorized and proposed POAs are located similar distances from existing groundwater users, so interference should not increase.
- b) If yes, would this proposed change, at its maximum allowed rate of use, likely result in another groundwater right not receiving the water to which it is legally entitled?  
☐ Yes ☐ No If yes, explain: \_\_\_\_\_



5. a) Will this proposed change, at its maximum allowed rate of use, likely result in an increase in interference with **another surface water source**?

☐ Yes ☒ No Comments: Proposed POAs are not hydraulically connected to local surface water sources.

- b) If yes, at its maximum allowed rate of use, what is the expected change in degree of interference with any **surface water sources** resulting from the proposed change?

Stream: \_\_\_\_\_ ☐ Minimal ☐ Significant

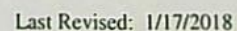
Stream: \_\_\_\_\_ ☐ Minimal ☐ Significant

Provide context for minimal/significant impact: \_\_\_\_\_

6. What conditions or other changes in the application are necessary to address any potential issues identified above: \_\_\_\_\_
7. Any additional comments: \_\_\_\_\_



T-13325, Threemile Canyon Farms, Inc. 1:60,000 scale





## SMITH Tamera L \* WRD

---

**From:** SMITH Tamera L \* WRD  
**Sent:** Tuesday, March 10, 2020 9:19 AM  
**To:** THIEMANN Kenneth C \* WRD  
**Cc:** WRD\_DL\_transferreviews; KOWITZ Chris C \* WRD  
**Subject:** Seeking watermaster review for T-13325 for Threemile Canyon Farms permit amendment

Good morning Ken,

I hope this email finds you well. I corral all of the reimbursement authority transfers, an expedited process for those applicants willing to pay an extra fee for the privilege.

I wonder if you could look around for this review, (T-13325 for Threemile Canyon Farms permit amendment), and resend it to the transfers review email (cc'd), as I haven't been able to locate it.

I appreciate you taking the time to dig this one up for me.

Kindest regards,

**TAMERA SMITH**  
TRANSFER & CONSERVATION CASEWORKER  
725 Summer St. NE, Suite A | Salem, Oregon 97301 | Phone: 503.986.0864



Integrity | Service | Technical Excellence | Teamwork | Forward-Looking



## **COURCHANE Corey A \* WRD**

---

**From:** Molly A. Reid <mreid@geoengineers.com>  
**Sent:** Friday, February 07, 2020 1:39 PM  
**To:** COURCHANE Corey A \* WRD  
**Cc:** STARNES Patrick K \* WRD; GHarris@rdoffutt.com; Filippi, David; Molly A. Reid  
**Subject:** RE: Threemile Canyon Farms, Inc., T-13325  
**Attachments:** Final Order-Settlement Agreement GW ApG14827 -G13880.pdf

Thank you Corey. I have attached a copy of the Final Order Approving Application G-14827, which was based on a settlement agreement with various protestants, and which resulted in the issuance of permit G-13880. This copy was also included in the permit amendment packet. With regard to the layering of the primary rights in Sections 1 and 2, the Final Order and settlement agreement gave the permit holder the option of modifying the primary and supplemental nature of the groundwater use, so long as certain conditions are met (see Final Order Conditions 1 and 2.b). Along these lines, note that the first paragraph of the Final Order states that it is being issued based on the unique facts in the matter, and that it does not constitute legal or factual precedent except as to the specific permit at issue. Thus, Threemile has the option of layering the groundwater permit as primary with a primary surface water right, and therefore retaining the ability to separate the rights in the future.

With this in mind, Threemile's preference would be to go ahead and have the groundwater permit designated as primary, and keep Certificate 76713 as primary as well, where the layering will occur in the SE ¼ of Section 1, and the NESE and SESE of Section 2, T3N, R24E, W.M. This would preserve Threemile's ability to separate the groundwater right from Certificate 76713 in the future. This is particularly important as Threemile continues to pursue aquifer recharge and other conservation efforts on the farm, and flexibility to move the groundwater use in the future needs to be preserved.

A hard copy original of the signed affidavit of consent by deeded landowner was placed in the mail to you yesterday.

Please let me know if you have any additional questions.

Molly

---

**From:** COURCHANE Corey A \* WRD <Corey.A.Courchane@oregon.gov>  
**Sent:** Tuesday, January 28, 2020 11:48 AM  
**To:** gharris@rdoffutt.com; Molly A. Reid <mreid@geoengineers.com>  
**Cc:** SILBERNAGEL Greg M \* WRD <Greg.M.Silbernagel@oregon.gov>  
**Subject:** Threemile Canyon Farms, Inc., T-13325

[EXTERNAL]

Good morning,

Please see attached, and let me know if I may be of further assistance.

Thank you,

Corey Courchane

**COREY A COURCHANE | TRANSFER SPECIALIST**  
**TRANSFER AND CONSERVATION SECTION**

**Water Resources Department** | 725 Summer St. NE, Suite A | Salem, Oregon 97301



Ph: 503 986-0825 | Fax: 503 986-0901

Email: [corey.a.courchane@oregon.gov](mailto:corey.a.courchane@oregon.gov) | Web: <http://www.oregon.gov/OWRD>

Confidentiality: This message is confidential and intended solely for use of the individual or entity to whom it is addressed. If you are not the person for whom this message is intended, please delete it and notify me immediately, and please do not copy or send this message to anyone else.





**Oregon**  
Kate Brown, Governor

**Water Resources Department**  
725 Summer St NE, Suite A  
Salem, OR 97301  
(503) 986-0900  
Fax (503) 986-0904

January 28, 2020

Threemile Canyon Farms, Inc.  
Greg Harris, Manager  
75906 Threemile Road  
Boardman, OR 97818

REFERENCE: Water Right Transfer

The Department has completed an initial review of your application. There are a couple of deficiencies that need to be corrected before your application can be processed.

1. The Affidavit of Consent from Debra Harris appears to be a copy. The Department requires a wet signature. Please submit an original application.
2. A portion of the "TO" lands proposed for Permit G-13880 will become layered with Certificate 76713 in the SE ¼ of Section 1, and NE SE and SE SE of Section 2, T3N, R24E, WM. It is not the Department's practice to layer two primary rights in one location. You may want to change the place of use of this portion of lands to another area that is not occupied by a current water use permit or water right certificate. Once T-13325 is complete, Certificate 76713 and Permit G-13880 will be layered, and cannot be separated in the future, unless they are moved together, or a portion is cancelled. Please indicate on how you would like to proceed.

If the Department does not receive the above requested materials by February 28, 2020, a Preliminary Determination may be issued denying the application as incomplete.

Please do not hesitate to contact me, at [corey.a.courchane@oregon.gov](mailto:corey.a.courchane@oregon.gov) or (503) 986-0825, if I may be of assistance.

Sincerely,

Corey Courchane  
Transfer Specialist  
Transfer and Conservation Section

cc: Greg Silbernagel, Watermaster, District 5  
Molly Reid, Agent

Corey -  
Here is the  
original consent  
form for T-13325.  
We will respond  
to item 2 by email.

RECEIVED

OWRD

Signature.

tion. There  
ing your

pplication  
original

Enclosed

RECEIVED

FEB 10 2020

OWRD





Oregon  
Kate Brown, Governor

Water Resources Department  
725 Summer St NE, Suite A  
Salem, OR 97301  
(503) 986-0900  
Fax (503) 986-0904

January 28, 2020

Threemile Canyon Farms, Inc.  
Greg Harris, Manager  
75906 Threemile Road  
Boardman, OR 97818

REFERENCE: Water Right Transfer Application T-13325

The Department has completed an initial review of your water right transfer application. There are a couple of deficiencies that need to be resolved before we can continue processing your application:

1. The Affidavit of Consent from Deeded Landowner that was submitted with the application appears to be a copy. The Department requires all affidavits submitted to have an original wet signature. Please submit an original affidavit containing a wet signature. *Enclosed*
2. A portion of the "TO" lands proposed for Permit G-13880 will become layered with Certificate 76713 in the SE ¼ of Section 1, and NE SE and SE SE of Section 2, T3N, R24E, WM. It is not the Department's practice to layer two primary rights in one location. You may want to change the place of use of this portion of lands to another area that is not occupied by a current water use permit or water right certificate. Once T-13325 is complete, Certificate 76713 and Permit G-13880 will be layered, and cannot be separated in the future, unless they are moved together, or a portion is cancelled. Please indicate on how you would like to proceed. *- Will respond by email.*

**If the Department does not receive the above requested materials by February 28, 2020, a Preliminary Determination may be issued denying the application as incomplete.**

Please do not hesitate to contact me, at [corey.a.courchane@oregon.gov](mailto:corey.a.courchane@oregon.gov) or (503) 986-0825, if I may be of assistance.

Sincerely,

Corey Courchane  
Transfer Specialist  
Transfer and Conservation Section

cc: Greg Silbernagel, Watermaster, District 5  
Molly Reid, Agent

RECEIVED

FEB 10 2020

OWRD



Application for Water Right  
Transfer  
Consent by Deeded Landowner



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

RECEIVED

FEB 10 2020

OWRD

State of Oregon Washington )  
County of Yakima )ss

I Peter Mello, Wells Fargo Bank, National Association in my/our capacity  
as Commercial Bank Relationship Manager,

mailing address 32 N 3<sup>rd</sup> St, Ste 212, Yakima, WA 98901,

telephone number 509-576-6186, duly sworn depose and say that I

consent to the proposed change(s) to Water Right Certificate Number Permit G-13880

described in a Transfer Application (T-N/A) submitted by Threemile Canyon Farms,  
(transfer number, if known)

on the property in tax lot number(s) 100, 121, Section 1,2,3,4,9,10,11,12,14,15,16,26,27,28,  
29,30,34,35, Township 3 and 4

North, Range 24 East, W.M., located at Old Radar Range site - Tower Road, near Mile Post 7,  
(site address)

[Signature]  
Signature of Affiant

8-30-19  
Date

\_\_\_\_\_  
Signature of Affiant

\_\_\_\_\_  
Date

Subscribed and Sworn to before me this 30 day of August, 2019.



[Signature]  
Notary Public for Oregon Washington

My commission expires 01/14/2023.





Oregon  
Kate Brown, Governor

Water Resources Department  
725 Summer St NE, Suite A  
Salem, OR 97301  
(503) 986-0900  
Fax (503) 986-0904

January 28, 2020

Threemile Canyon Farms, Inc.  
Greg Harris, Manager  
75906 Threemile Road  
Boardman, OR 97818

REFERENCE: Water Right Transfer Application T-13325

The Department has completed an initial review of your water right transfer application. There are a couple of deficiencies that need to be resolved before we can continue processing your application:

1. The Affidavit of Consent from Deeded Landowner that was submitted with the application appears to be a copy. The Department requires all affidavits submitted to have an original wet signature. Please submit an original affidavit containing a wet signature.
2. A portion of the "TO" lands proposed for Permit G-13880 will become layered with Certificate 76713 in the SE ¼ of Section 1, and NE SE and SE SE of Section 2, T3N, R24E, WM. It is not the Department's practice to layer two primary rights in one location. You may want to change the place of use of this portion of lands to another area that is not occupied by a current water use permit or water right certificate. Once T-13325 is complete, Certificate 76713 and Permit G-13880 will be layered, and cannot be separated in the future, unless they are moved together, or a portion is cancelled. Please indicate on how you would like to proceed.

**If the Department does not receive the above requested materials by February 28, 2020, a Preliminary Determination may be issued denying the application as incomplete.**

Please do not hesitate to contact me, at [corey.a.courchane@oregon.gov](mailto:corey.a.courchane@oregon.gov) or (503) 986-0825, if I may be of assistance.

Sincerely,

Corey Courchane  
Transfer Specialist  
Transfer and Conservation Section

cc: Greg Silbernagel, Watermaster, District 5  
Molly Reid, Agent





Oregon  
Kate Brown, Governor

T13325  
Water Resources Department  
725 Summer St NE, Suite A  
Salem, OR 97301  
(503) 986-0900  
Fax (503) 986-0904

January 6, 2020

THREEMILE CANYON FARMS, INC.  
GREG HARRIS  
75906 THREEMILE RD  
BOARDMAN, OR 97818

Reference: Application T- 13325

On December 19, 2019, we received your water right transfer application. The application was accompanied by \$9500.00. Our receipt number 131588 is enclosed.

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

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

Except as provided under ORS 540.510(3) for municipalities, you may not use water in the new place of use or from the new point of appropriation until a final order approving the application has been issued by the Department.

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

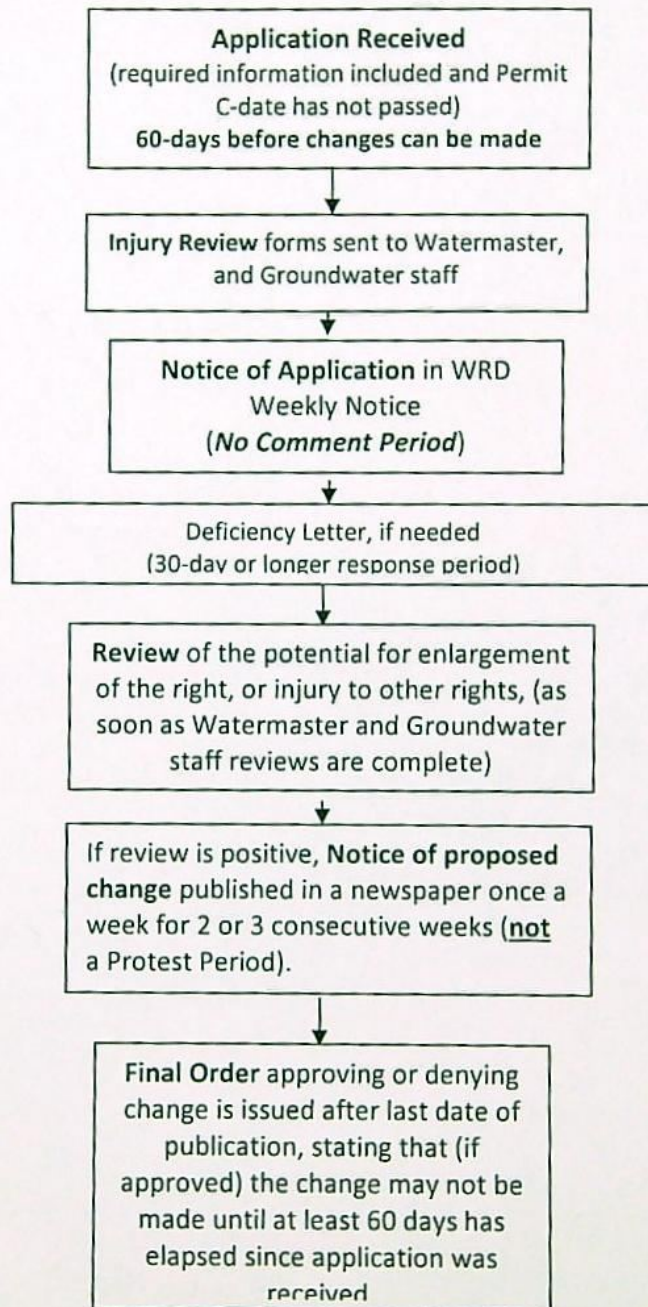
If you have any questions, please contact the Transfer Section at (503) 986-0815.

Cc: Watermaster Dist. #5 (via email)  
Molly Reid, Agent  
Morrow County

Enclosure



Permit Amendment Process  
ORS 537.211  
Changes: POD/POA, Place of Use







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

# Application for Permit Amendment

Part 1 of 5 – Minimum Requirements Checklist

1

**This permit amendment 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

DEC 19 2019

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

OWRD

- ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ Part 2 – Completed 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 Permits to be Amended: **Number of permits to be amended: 1**  
**List the Permits here: G-13880 Attachment #2**  
Please include a separate Part 5 for each permit. (See instructions on page 6)
- ☒ Completed Permit Amendment Application Map (Does not have to be prepared by a Certified Water Right Examiner). **Attachment #1**
- ☐ ☒ N/A Request for Assignment Form and statutory fee. The request for assignment form has to be completed if the applicant is **not** the permit holder of record and needs to be assigned to the permit; **or** the landowner of the proposed place of use is **not** the permit holder of record and needs to be assigned to the permit (the Request for Assignment Form is available online at <https://www.oregon.gov/OWRD/Forms/Pages/default.aspx>). Assignment is not needed if the applicant is the permit holder of record.
- ☒ ☐ N/A Affidavit(s) of Consent are required from all permit holder(s) of record if the permit is not assigned to the applicant **or** other permit holders of record that are not listed as applicants. **Attachment #3**
- ☒ ☐ 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. **Attachment #4**
- ☒ ☐ N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation. **Attachment #5**
- ☐ ☒ 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 feet from the surface water source and more than 1000 feet upstream or downstream from the point of diversion. (ORS 540.531(2) or (3)).

(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

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

\_\_\_ Part \_\_\_ is incomplete

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

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

Date: \_\_\_\_/\_\_\_\_/\_\_\_\_



## Part 2 of 5 – Permit Amendment Map Checklist

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

Please be sure that the map you submit includes all the items listed below and meets the requirements of OAR 690-380-3100, however, the map does not have to be prepared by a Certified Water Right Examiner. Check all boxes that apply.

RECEIVED

DEC 19 2019

OWRD

- ☐ ☒ N/A If **more than three** permits are involved, separate maps for each permit.
- ☒ 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 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 use permit, 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 permit is being changed, a separate hachuring is needed for the portion of the permit left unchanged.
- ☒ ☐ N/A If you are proposing a change in place of use, show the proposed place of use with hachuring that includes separate hachuring for each permit, 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 use permit.
- ☒ ☐ N/A If you are proposing a change in point(s) of diversion or well(s), show the proposed location and label it clearly with distance and bearing or coordinates. If GPS coordinates are used, latitude-longitude coordinates may be expressed as either degrees-minutes-seconds with at least one digit after the decimal (example – 42°32'15.5") or degrees-decimal with five or more digits after the decimal (example – 42.53764°).



### Part 3 of 5 – Fee Worksheet

FEE WORKSHEET for PERMIT AMENDMENT			
1	Base Fee (includes one type of change to one permit for up to 1 cfs)	1	\$1160
2	Types of change proposed: <input checked="" type="checkbox"/> Place of Use <input checked="" type="checkbox"/> Point of Diversion/Appropriation Number of above boxes checked = <u>2 (2a)</u> Subtract 1 from the number in line 2a = <u>1 (2b)</u> <i>If only one change, this will be 0</i> Multiply line 2b by \$930 and enter » » » » » » » » » » » » » » » »	RECEIVED DEC 19 2019 OWRD 2 \$930	
3	Number of permits included in Permit Amendment <u>1 (3a)</u> Subtract 1 from the number in 3a: <u>0 (3b)</u> <i>If only one permit this will be 0</i> Multiply line 3b by \$520 and enter » » » » » » » » » » » » » » » »	3	0
4	Do you propose to add or change a well, or change from a surface water POD to a well? <input type="checkbox"/> No: enter 0 » <input checked="" type="checkbox"/> Yes: enter \$410 »	4	\$410
5	Do you propose to change the place of use? <input type="checkbox"/> No: enter 0 on line 5 » <input checked="" type="checkbox"/> Yes: enter the cfs for the portions of the permits to be amended (see example below*): <u>20.9 (5a)</u> Subtract 1.0 from the number in 5a above: <u>19.9 (5b)</u> If 5b is 0, enter 0 on line 5 » If 5b is greater than 0, round up to the nearest whole number: <u>20 (5c)</u> and multiply 5c by \$350, then enter on line 5 » » » » » » » » » » » » » » » »	5	\$7000
6	Add entries on lines 1 through 5 above » » » » » » » » » » Subtotal:	6	
7	Is this permit amendment: <input type="checkbox"/> necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? <input type="checkbox"/> endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat? If one or more boxes is checked, multiply line 6 by 0.5 and enter on line 7 » If no box is applicable, enter 0 on line 7 » » » » » » » » » » » » » » » »	7	0
8	Subtract line 7 from line 6 » » » » » » » » » » <b>Permit Amendment Fee:</b>	8	<b>\$9500</b>

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

1. For irrigation calculate cfs for each permit involved as follows:
  - a. Divide total authorized cfs by total acres in the permit (for S-12345,  $1.25 \text{ cfs} \div 100 \text{ ac}$ ); then multiply by the number of acres to be changed to get the application cfs ( $\times 45 \text{ ac} = 0.56 \text{ cfs}$ ).
  - b. If the water right permit 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 S-87654,  $45.0 \text{ ac} \times 0.0125 \text{ cfs/ac} = 0.56 \text{ cfs}$ )
2. Add cfs for the portions of permits on all the land included in the application; however **do not count cfs for supplemental permits on acreage for which you have already calculated the cfs fee for the primary permit on the same land.** The fee should be assessed only once for each “on the ground” acre included in the application. (In this example, blank 5a would be only 0.56 cfs, since both permits serve the same 45.0 acres. Blank 5b would be 0 and Line 5 would then also become 0).



## Part 4 of 5 – Applicant Information and Signature

### Applicant Information

APPLICANT/BUSINESS NAME <b>Threemile Canyon Farms, Inc. (Greg Harris, Manager)</b>			PHONE NO. <b>(541) 481-9274</b>	ADDITIONAL CONTACT NO.
ADDRESS <b>75906 Threemile Road</b>				FAX NO.
CITY <b>Boardman</b>	STATE <b>OR</b>	ZIP <b>97818</b>	E-MAIL <b>gharris@rdoffutt.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>Molly Reid, GeoEngineers Inc.</b>			PHONE NO. <b>(509) 209-2846</b>	ADDITIONAL CONTACT NO. <b>(541) 310-7264 CELL</b>
ADDRESS <b>8019 W. Quinault Avenue, Suite 201</b>				FAX NO.
CITY <b>Kennewick</b>	STATE <b>WA</b>	ZIP <b>99336</b>	E-MAIL <b>mreid@geoengineers.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 permit amendment; and why:  
*The applicant proposes to amend the location of, and reduce the number of proposed irrigation wells to 5 in permit G13880, and amend the location of 1,671.7 acres.*

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) Non-Applicable

**Is the applicant the permit holder of record?** ☒ Yes ☐ No

If NO, include either:

- ☐ A completed assignment form (with required statutory assignment fee), assigning all or a portion of the permit to the applicant(s), **OR**
- ☐ An affidavit of consent from the permit holder(s) of record that gives permission for the applicant to amend the permit.

**Has the Completion ("C") Date of the permit(s) in this application expired?** ☐ Yes ☒ No

If YES, this application will not be accepted by the Department.

If NO, what are the completion dates of the permit(s)? 10/1/2020

- If the permit completion date expires while the Permit Amendment Application is pending, the Department will not approve the Permit Amendment Application until an Extension of Time Application is approved for the permit.
- You may consider using the Reimbursement Authority process to expedite the processing of this Permit Amendment Application if the completion date of the permit expires within 6 months of the date of filing this application.

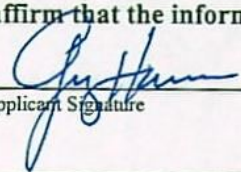
**By my signature below, I confirm that I understand:**

- Prior to Department approval of the permit amendment, 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 permit 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: Hermiston Herald.





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

  
Applicant Signature

Greg Harris  
Print Name (and Title if applicable)

12/6/2019  
Date

\_\_\_\_\_  
Print Name (and Title if applicable)

\_\_\_\_\_  
Date

RECEIVED

DEC 19 2019

OWRD



Check one of the following:

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

Check the appropriate box, if applicable:

- ☐ Check here if any of the permits proposed for amendment are or will be located within or served by an irrigation or other water district.

IRRIGATION DISTRICT NAME <b>Non-Applicable</b>	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME <b>Non-Applicable</b>	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>Morrow County Planning Department</b>	ADDRESS <b>205 NE Third Street</b>	
CITY <b>Irrigon</b>	STATE <b>OR</b>	ZIP <b>97844</b>

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

RECEIVED

DEC 19 2019

OWRD



# Part 5 of 5 – Water Use Permit Information

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

RECEIVED

DEC 19 2019

PERMIT # G-13880

OWRD

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

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

POD/POA Name or Number	Is this POD/POA Authorized by the permit 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)
Inland Well 1	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	MORR 52037	3 N	24 E	2	NE SE	100	1777 feet North and 626 feet West from the SE Corner Section 2
Inland Well 2	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	MORR 52045	3 N	24 E	1	SE SW	100	509 feet North and 2180 feet East from the SW Corner Section 1
Inland Well 3	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	MORR 52132	3 N	24 E	13	NE NW	100	868 feet South and 1526 feet East from the NW Corner Section 13
Inland Well 4	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	MORR 52131	3 N	24 E	14	NW SE	100	1953 feet North and 1628 feet West from the SE Corner Section 14
Inland Well 5	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	MORR 52130	3 N	24 E	11	SE NW	100	2237 feet South and 1954 feet East from the NW Corner Section 11
Inland Obs Well	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	MORR 52279	3 N	24 E	2	SW NW	100	2489 feet South and 770 feet East from the NW Corner Section 2
Well 1-A	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	NOT DRILLED	4 N	24 E	27	NE NE	121	90 Feet South and 110 Feet West from the NE Corner Section 27
Well 2-A	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	NOT DRILLED	4 N	24 E	32	NW SE	121	590 Feet East from the Center ¼ Corner Section 32
Well 3-A	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	NOT DRILLED	4 N	24 E	35	SW NW	121	130 Feet North and 2400 Feet West from the Center ¼ Corner Section 35
Well 4-A	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	NOT DRILLED	3 N	24 E	1	SW NW	100	140 Feet North and 1810 Feet West from the Center ¼ Corner Section 1
Well 5-A	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	NOT DRILLED	4 N	24 E	29	NE NE	100	1200 Feet West From the NE Corner Section 29
Well 6-A	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	NOT DRILLED	3 N	24 E	10	SE SE	100	1070 Feet North and 720 Feet West from the SE Corner Section 10
Well 7-A	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	NOT DRILLED	4 N	24 E	33	SW SE	121	1020 Feet North and 1860 Feet West From the SE Corner Section 33
Well 8-A	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	NOT DRILLED	3 N	24 E	9	SE SE	100	55 Feet North and 150 Feet West from the SE Corner Section 9
Well 9-A	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	NOT DRILLED	3 N	24 E	9	NW NW	100	80 Feet South and 1200 Feet East from the NW Corner Section 9



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

- |   |  |
|---|--|
| <input checked="" type="checkbox"/> Place of Use (POU)        | <input checked="" type="checkbox"/> Point of Appropriation/Well (POA)  |
| <input type="checkbox"/> Point of Diversion (POD)             | <input type="checkbox"/> Additional Point of Appropriation (APOA)      |
| <input type="checkbox"/> Additional Point of Diversion (APOD) | <input type="checkbox"/> Surface water POD to Ground Water POA (SW/GW) |

Will all of the proposed changes affect the entire water use permit?

- ☐ 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 permit to be changed.

For a change in place of use:

Does the permit holder of record own or control the land TO which the place of use is being moved?

☒ Yes ☐ No

If NO, the landowner of the land TO which the place of use is being moved must be assigned to the permit as a permit holder of record by submitting a completed Request for Assignment form and the required statutory fee for an assignment.

Is the proposed place of use contiguous to the authorized place of use? ☒ Yes ☒ No – \*It is both

The permitted place of use can be moved only to lands that are contiguous to the authorized place of use unless the change to non-contiguous lands is in furtherance of mitigation or conservation efforts undertaken for the purposes of benefiting a species listed as sensitive, threatened, or endangered under ORS 496.171 to 496.192 or the federal Endangered Species Act of 1973 (16 U.S.C. 1531 to 1544), as determined by the listing agency. Contiguous land being either adjacent land or land separated from the land to which a permit is authorized by roads, utility corridors, irrigation ditches or publicly owned rights of way.

\*(See Attachment #6 - Settlement Agreement allowing the transfer/amendment of noncontiguous lands)

RECEIVED

DEC 19 2019

OWRD



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 Use Permit # G-13880**

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 (if applicable)	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 (if applicable)	POD(s) or POA(s) to be used (from Table 1)	Priority Date				
3	N	24	E	3	NE	NE	100	IR	21.6	1A-9A	1998	POU/POA	3	N	24	E	1	NE	SW	100	IR	10.0	Inland Wells 1-5	1998
3	N	24	E	3	NW	NE	100	IR	27.4	1A-9A	1998	POU/POA	3	N	24	E	1	NW	SW	100	IR	31.1	Inland Wells 1-5	1998
3	N	24	E	3	NE	NW	100	IR	0.7	1A-9A	1998	POU/POA	3	N	24	E	1	SW	SW	100	IR	40.2	Inland Wells 1-5	1998
3	N	24	E	10	NE	NE	100	IR	1.4	1A-9A	1998	POU/POA	3	N	24	E	1	SE	SW	100	IR	13.7	Inland Wells 1-5	1998
3	N	24	E	10	SE	NE	100	IR	7.2	1A-9A	1998	POU/POA	3	N	24	E	2	SW	SW	100	IR	0.2	Inland Wells 1-5	1998
3	N	24	E	10	NE	SW	100	IR	1.5	1A-9A	1998	POU/POA	3	N	24	E	2	SE	SW	100	IR	1.9	Inland Wells 1-5	1998
3	N	24	E	10	SE	SW	100	IR	5.5	1A-9A	1998	POU/POA	3	N	24	E	2	NE	SE	100	IR	7.3	Inland Wells 1-5	1998
3	N	24	E	10	NE	SE	100	IR	3.2	1A-9A	1998	POU/POA	3	N	24	E	2	SW	SE	100	IR	0.4	Inland Wells 1-5	1998
3	N	24	E	10	SW	SE	100	IR	27.0	1A-9A	1998	POU/POA	3	N	24	E	2	SE	SE	100	IR	16.2	Inland Wells 1-5	1998
3	N	24	E	10	SE	SE	100	IR	11.9	1A-9A	1998	POU/POA	3	N	24	E	10	NE	NE	100	IR	5.1	Inland Wells 1-5	1998
3	N	24	E	11	NW	NE	100	IR	0.6	1A-9A	1998	POU/POA	3	N	24	E	10	NW	NE	100	IR	1.3	Inland Wells 1-5	1998
3	N	24	E	11	SW	NE	100	IR	1.6	1A-9A	1998	POU/POA	3	N	24	E	10	SW	NE	100	IR	12.2	Inland Wells 1-5	1998



13325

3	N	24	E	11	NW	NW	100	IR	2.9	1A-9A	1998	POU/POA	3	N	24	E	10	SE	NE	100	IR	8.5	Inland Wells 1-5	1998
3	N	24	E	11	SW	NW	100	IR	9.2	1A-9A	1998	POU/POA	3	N	24	E	10	NE	NW	100	IR	11.8	Inland Wells 1-5	1998
3	N	24	E	11	SE	NW	100	IR	3.2	1A-9A	1998	POU/POA	3	N	24	E	10	SE	NW	100	IR	11.7	Inland Wells 1-5	1998
3	N	24	E	11	NE	SW	100	IR	4.2	1A-9A	1998	POU/POA	3	N	24	E	10	NE	SW	100	IR	0.5	Inland Wells 1-5	1998
3	N	24	E	11	SW	SW	100	IR	26.9	1A-9A	1998	POU/POA	3	N	24	E	10	NE	SE	100	IR	4.5	Inland Wells 1-5	1998
3	N	24	E	11	SE	SW	100	IR	7.1	1A-9A	1998	POU/POA	3	N	24	E	11	NE	NE	100	IR	26.5	Inland Wells 1-5	1998
3	N	24	E	14	NE	NW	100	IR	12.1	1A-9A	1998	POU/POA	3	N	24	E	11	NW	NE	100	IR	4.7	Inland Wells 1-5	1998
3	N	24	E	14	NW	NW	100	IR	34.7	1A-9A	1998	POU/POA	3	N	24	E	11	SW	NE	100	IR	28.9	Inland Wells 1-5	1998
3	N	24	E	15	NE	NE	100	IR	28.8	1A-9A	1998	POU/POA	3	N	24	E	11	SE	NE	100	IR	35.1	Inland Wells 1-5	1998
3	N	24	E	15	NW	NE	100	IR	31.3	1A-9A	1998	POU/POA	3	N	24	E	11	NW	NW	100	IR	10.8	Inland Wells 1-5	1998
3	N	24	E	15	SW	NE	100	IR	0.8	1A-9A	1998	POU/POA	3	N	24	E	11	SW	NW	100	IR	2.7	Inland Wells 1-5	1998
3	N	24	E	15	NE	NW	100	IR	14.8	1A-9A	1998	POU/POA	3	N	24	E	11	SE	NW	100	IR	5.5	Inland Wells 1-5	1998
4	N	24	E	26	NE	SW	121	IR	28.9	1A-9A	1998	POU/POA	3	N	24	E	11	NE	SW	100	IR	17.6	Inland Wells 1-5	1998
4	N	24	E	26	NW	SW	121	IR	39.5	1A-9A	1998	POU/POA	3	N	24	E	11	SE	SW	100	IR	1.1	Inland Wells 1-5	1998
4	N	24	E	26	SW	SW	121	IR	34.6	1A-9A	1998	POU/POA	3	N	24	E	11	NE	SE	100	IR	35.1	Inland Wells 1-5	1998
4	N	24	E	26	SE	SW	121	IR	21.2	1A-9A	1998	POU/POA	3	N	24	E	11	NW	SE	100	IR	40.1	Inland Wells 1-5	1998
4	N	24	E	26	NE	SE	121	IR	27.4	1A-9A	1998	POU/POA	3	N	24	E	11	SW	SE	100	IR	7.5	Inland Wells 1-5	1998
4	N	24	E	26	NW	SE	121	IR	34.3	1A-9A	1998	POU/POA	3	N	24	E	11	SE	SE	100	IR	4.9	Inland Wells 1-5	1998
4	N	24	E	26	SW	SE	121	IR	34.0	1A-9A	1998	POU/POA	3	N	24	E	12	NW	NE	100	IR	12.3	Inland Wells 1-5	1998
4	N	24	E	26	SE	SE	121	IR	25.5	1A-9A	1998	POU/POA	3	N	24	E	12	SW	NE	100	IR	23.4	Inland Wells 1-5	1998
4	N	24	E	27	NW	NW	121	IR	9.2	1A-9A	1998	POU/POA	3	N	24	E	12	SE	NE	100	IR	1.9	Inland Wells 1-5	1998

RECEIVED

DEC 19 2019

OWRD



13325

4	N	24	E	27	NE	SE	121	IR	31.6	1A-9A	1998	POU/POA	3	N	24	E	12	NE	NW	100	IR	36.6	Inland Wells 1-5	1998
4	N	24	E	27	NW	SE	121	IR	20.2	1A-9A	1998	POU/POA	3	N	24	E	12	NW	NW	100	IR	26.3	Inland Wells 1-5	1998
4	N	24	E	27	SW	SE	121	IR	29.9	1A-9A	1998	POU/POA	3	N	24	E	12	SW	NW	100	IR	34.2	Inland Wells 1-5	1998
4	N	24	E	27	SE	SE	121	IR	37.0	1A-9A	1998	POU/POA	3	N	24	E	12	SE	NW	100	IR	40.6	Inland Wells 1-5	1998
4	N	24	E	28	NE	NE	121	IR	35.0	1A-9A	1998	POU/POA	3	N	24	E	12	NE	SW	100	IR	29.2	Inland Wells 1-5	1998
4	N	24	E	28	NW	NE	121	IR	7.7	1A-9A	1998	POU/POA	3	N	24	E	12	NW	SW	100	IR	38.5	Inland Wells 1-5	1998
4	N	24	E	28	NE	NW	121	IR	4.4	1A-9A	1998	POU/POA	3	N	24	E	12	SW	SW	100	IR	31.4	Inland Wells 1-5	1998
4	N	24	E	28	NW	NW	121	IR	37.3	1A-9A	1998	POU/POA	3	N	24	E	12	SE	SW	100	IR	33.6	Inland Wells 1-5	1998
4	N	24	E	28	SW	NW	121	IR	0.7	1A-9A	1998	POU/POA	3	N	24	E	12	NE	SE	100	IR	33.8	Inland Wells 1-5	1998
4	N	24	E	29	NE	NE	121	IR	29.4	1A-9A	1998	POU/POA	3	N	24	E	12	NW	SE	100	IR	39.3	Inland Wells 1-5	1998
4	N	24	E	29	NW	NE	121	IR	35.8	1A-9A	1998	POU/POA	3	N	24	E	12	SW	SE	100	IR	37.8	Inland Wells 1-5	1998
4	N	24	E	29	SW	NE	121	IR	34.9	1A-9A	1998	POU/POA	3	N	24	E	12	SE	SE	100	IR	29.5	Inland Wells 1-5	1998
4	N	24	E	29	SE	NE	121	IR	5.5	1A-9A	1998	POU/POA	3	N	24	E	13	NE	NE	100	IR	5.6	Inland Wells 1-5	1998
4	N	24	E	29	NE	NW	121	IR	32.7	1A-9A	1998	POU/POA	3	N	24	E	13	NW	NE	100	IR	38.8	Inland Wells 1-5	1998
4	N	24	E	29	NW	NW	121	IR	0.3	1A-9A	1998	POU/POA	3	N	24	E	13	SW	NE	100	IR	36.2	Inland Wells 1-5	1998
4	N	24	E	29	SW	NW	121	IR	2.7	1A-9A	1998	POU/POA	3	N	24	E	13	SE	NE	100	IR	4.5	Inland Wells 1-5	1998
4	N	24	E	29	SE	NW	121	IR	27.5	1A-9A	1998	POU/POA	3	N	24	E	13	NE	NW	100	IR	30.8	Inland Wells 1-5	1998
4	N	24	E	29	NW	SW	121	IR	27.8	1A-9A	1998	POU/POA	3	N	24	E	13	NW	NW	100	IR	31.2	Inland Wells 1-5	1998
4	N	24	E	29	SW	SW	121	IR	6.1	1A-9A	1998	POU/POA	3	N	24	E	13	SW	NW	100	IR	37.8	Inland Wells 1-5	1998
4	N	24	E	30	SW	NE	121	IR	6.6	1A-9A	1998	POU/POA	3	N	24	E	13	SE	NW	100	IR	34.9	Inland Wells 1-5	1998
4	N	24	E	30	SE	NE	121	IR	3.3	1A-9A	1998	POU/POA	3	N	24	E	13	NE	SW	100	IR	39.9	Inland Wells 1-5	1998

RECEIVED

DEC 19 2019

OWRD



4	N	24	E	30	NE	SW	121	IR	5.8	1A-9A	1998	POU/POA	3	N	24	E	13	NW	SW	100	IR	31.4	Inland Wells 1-5	1998
4	N	24	E	30	NE	SE	121	IR	36.7	1A-9A	1998	POU/POA	3	N	24	E	13	SW	SW	100	IR	15.3	Inland Wells 1-5	1998
4	N	24	E	30	NW	SE	121	IR	40.0	1A-9A	1998	POU/POA	3	N	24	E	13	SE	SW	100	IR	10.0	Inland Wells 1-5	1998
4	N	24	E	30	SW	SE	121	IR	9.6	1A-9A	1998	POU/POA	3	N	24	E	13	NW	SE	100	IR	1.7	Inland Wells 1-5	1998
4	N	24	E	30	SE	SE	121	IR	5.5	1A-9A	1998	POU/POA	3	N	24	E	14	NE	NE	100	IR	4.6	Inland Wells 1-5	1998
4	N	24	E	34	NE	NE	121	IR	20.2	1A-9A	1998	POU/POA	3	N	24	E	14	NW	NE	100	IR	5.4	Inland Wells 1-5	1998
4	N	24	E	34	NW	NE	121	IR	20.2	1A-9A	1998	POU/POA	3	N	24	E	14	SW	NE	100	IR	37.9	Inland Wells 1-5	1998
4	N	24	E	34	SW	NE	121	IR	40.1	1A-9A	1998	POU/POA	3	N	24	E	14	SE	NE	100	IR	30.5	Inland Wells 1-5	1998
4	N	24	E	34	SE	NE	121	IR	34.7	1A-9A	1998	POU/POA	3	N	24	E	14	NE	NW	100	IR	2.5	Inland Wells 1-5	1998
4	N	24	E	34	SE	NW	121	IR	4.2	1A-9A	1998	POU/POA	3	N	24	E	14	SW	NW	100	IR	25.2	Inland Wells 1-5	1998
4	N	24	E	34	NE	SW	121	IR	0.5	1A-9A	1998	POU/POA	3	N	24	E	14	SE	NW	100	IR	36.0	Inland Wells 1-5	1998
4	N	24	E	34	SE	SW	121	IR	2.6	1A-9A	1998	POU/POA	3	N	24	E	14	NE	SW	100	IR	34.0	Inland Wells 1-5	1998
4	N	24	E	34	NE	SE	121	IR	20.8	1A-9A	1998	POU/POA	3	N	24	E	14	NW	SW	100	IR	37.6	Inland Wells 1-5	1998
4	N	24	E	34	NW	SE	121	IR	28.1	1A-9A	1998	POU/POA	3	N	24	E	14	SW	SW	100	IR	24.9	Inland Wells 1-5	1998
4	N	24	E	34	SW	SE	121	IR	39.1	1A-9A	1998	POU/POA	3	N	24	E	14	SE	SW	100	IR	24.2	Inland Wells 1-5	1998
4	N	24	E	34	SE	SE	121	IR	35.5	1A-9A	1998	POU/POA	3	N	24	E	14	NE	SE	100	IR	35.7	Inland Wells 1-5	1998
4	N	24	E	35	NE	NE	121	IR	18.0	1A-9A	1998	POU/POA	3	N	24	E	14	NW	SE	100	IR	33.5	Inland Wells 1-5	1998
4	N	24	E	35	NW	NE	121	IR	22.0	1A-9A	1998	POU/POA	3	N	24	E	14	SW	SE	100	IR	23.3	Inland Wells 1-5	1998
4	N	24	E	35	SW	NE	121	IR	39.8	1A-9A	1998	POU/POA	3	N	24	E	14	SE	SE	100	IR	30.3	Inland Wells 1-5	1998
4	N	24	E	35	SE	NE	121	IR	35.8	1A-9A	1998	POU/POA	3	N	24	E	15	NE	NE	100	IR	2.5	Inland Wells 1-5	1998
4	N	24	E	35	NE	NW	121	IR	28.9	1A-9A	1998	POU/POA	3	N	24	E	15	SW	NE	100	IR	22.1	Inland Wells 1-5	1998

RECEIVED

DEC 19 2019

OWRD

13325



4	N	24	E	35	NW	NW	121	IR	37.5	1A-9A	1998	POU/POA	3	N	24	E	15	SE	NE	100	IR	32.8	Inland Wells 1-5	1998
4	N	24	E	35	SW	NW	121	IR	29.3	1A-9A	1998	POU/POA	3	N	24	E	15	SE	NW	100	IR	9.1	Inland Wells 1-5	1998
4	N	24	E	35	SE	NW	121	IR	22.9	1A-9A	1998	POU/POA	3	N	24	E	15	NE	SE	100	IR	33.2	Inland Wells 1-5	1998
4	N	24	E	35	NE	SW	121	IR	27.4	1A-9A	1998	POU/POA	3	N	24	E	15	NW	SE	100	IR	17.0	Inland Wells 1-5	1998
4	N	24	E	35	NW	SW	121	IR	35.8	1A-9A	1998	POU/POA	3	N	24	E	15	SE	SE	100	IR	5.8	Inland Wells 1-5	1998
4	N	24	E	35	SW	SW	121	IR	33.9	1A-9A	1998	POU/POA												
4	N	24	E	35	SE	SW	121	IR	25.1	1A-9A	1998	POU/POA												
4	N	24	E	35	NE	SE	121	IR	6.3	1A-9A	1998	POU/POA												
4	N	24	E	35	NW	SE	121	IR	8.8	1A-9A	1998	POU/POA												
TOTAL ACRES									1671.7															
										TOTAL ACRES													1671.1	

Additional remarks: The supplemental acres listed in permit G13880 will remain in place and not be moved as part of this permit amendment and therefore are not listed in Table 2 of this application. Additionally, the settlement agreement and final order approving application G-14827, signed February 5, 2004, allows for modifications with respect to the primary and supplemental nature of the water use. A portion of the TO lands in this current application will show overlapping primary surface and groundwater permits. It is the intention of the applicant to submit a permit amendment for permit S-41645 in the near future to clarify the primary and supplemental nature of the water use as it relates to the permit G-13880 overlap.

RECEIVED

DEC 19 2019

OWRD



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

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



If the permit(s) are for irrigation or supplemental irrigation use, other water rights existing on the same land for irrigation that are subject to transfer must either change concurrently or be cancelled. Any change to a water right certificate or ground water registration must be filed separately in a water right transfer application or ground water registration modification application, respectively.

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

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

**AND/OR**

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

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

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

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

RECEIVED

DEC 19 2019

OWRD



RECEIVED

DEC 19 2019

OWRD

**Attachment #1**

Permit Amendment Map

Permit Amendment Application for Permit G13880

---

13325



**Molly A. Reid**

---

**From:** STARNES Patrick K \* WRD <Patrick.K.Starnes@oregon.gov>  
**Sent:** Thursday, November 21, 2019 8:03 AM  
**To:** Molly A. Reid  
**Subject:** RE: Map scale variance for permit amendment map

RECEIVED

DEC 19 2019

OWRD

[EXTERNAL]

Thank you Molly!

The Department grants a map scale waiver for your attached permit amendment application maps.

Please attach a copy of this e-mail to the map when you send in the application.

Kelly

\*\*\*\*\*

Kelly Starnes, Transfer Program Analyst  
Oregon Water Resources Department  
725 Summer St NE Suite A  
Salem OR 97301-1271  
Telephone: 503-986-0886 Fax: 503-986-0903  
E-mail: [patrick.k.starnes@oregon.gov](mailto:patrick.k.starnes@oregon.gov)

Please Note: Under Oregon Law, messages to and from  
this e-mail address may be available to the public.

\*\*\*\*\*

---

**From:** Molly A. Reid <mreid@geoengineers.com>  
**Sent:** Wednesday, November 20, 2019 2:15 PM  
**To:** STARNES Patrick K \* WRD <Patrick.K.Starnes@oregon.gov>  
**Subject:** RE: Map scale variance for permit amendment map

Kelly – Here you go.

Molly

---

**From:** STARNES Patrick K \* WRD <Patrick.K.Starnes@oregon.gov>  
**Sent:** Wednesday, November 20, 2019 2:11 PM  
**To:** Molly A. Reid <mreid@geoengineers.com>  
**Subject:** RE: Map scale variance for permit amendment map

[EXTERNAL]

Hi Molly –

Could you please send me a pdf of the map?

Thank You!



Kelly

RECEIVED

DEC 19 2019

OWRD

\*\*\*\*\*  
Kelly Starnes, Transfer Program Analyst  
Oregon Water Resources Department  
725 Summer St NE Suite A  
Salem OR 97301-1271  
Telephone: 503-986-0886 Fax: 503-986-0903  
E-mail: [patrick.k.starnes@oregon.gov](mailto:patrick.k.starnes@oregon.gov)

Please Note: Under Oregon Law, messages to and from  
this e-mail address may be available to the public.

\*\*\*\*\*  
**From:** Molly A. Reid <[mreid@geoengineers.com](mailto:mreid@geoengineers.com)>  
**Sent:** Wednesday, November 20, 2019 2:06 PM  
**To:** STARNES Patrick K \* WRD <[Patrick.K.Starnes@oregon.gov](mailto:Patrick.K.Starnes@oregon.gov)>; JARAMILLO Lisa J \* WRD <[Lisa.J.Jaramillo@oregon.gov](mailto:Lisa.J.Jaramillo@oregon.gov)>  
**Cc:** Molly A. Reid <[mreid@geoengineers.com](mailto:mreid@geoengineers.com)>; Harris, Greg <[GHarris@rdoffutt.com](mailto:GHarris@rdoffutt.com)>  
**Subject:** Map scale variance for permit amendment map  
**Importance:** High

Hi Kelly and Lisa: I would like to request a map scale variance for a permit amendment application that I will be submitting shortly. The permit is G-13880 for Threemile Canyon Farms. It involves several thousand acres of which we will be moving a good portion. We have developed a map to the scale of 1 inch = 2974 feet that will fit on an 11x17 sheet of paper. All acreage totals and wells are legible at this scale. Please let me know if there is any other information you may need. Thank you for your consideration.

**Molly A. Reid**  
**Senior Planner | GeoEngineers, Inc.**  
Telephone: 509.209.2846  
Mobile: 541.310.7264  
Email: [mreid@geoengineers.com](mailto:mreid@geoengineers.com)

8019 W. Quinault Ave., Suite 201  
Kennewick, WA 99336  
[www.geoengineers.com](http://www.geoengineers.com)

**Disclaimer:** Any electronic form, facsimile or hard copy of the original document (email, text, table, and/or figure), if provided, and any attachments are only a copy of the original document. The original document is stored by GeoEngineers, Inc. and will serve as the official document of record.

**Confidentiality:** This message is confidential and intended solely for use of the individual or entity to whom it is addressed. If you are not the person for whom this message is intended, please delete it and notify me immediately, and please do not copy or send this message to anyone else.

**Confidentiality:** This message is confidential and intended solely for use of the individual or entity to whom it is addressed. If you are not the person for whom this message is intended, please delete it and notify me immediately, and please do not copy or send this message to anyone else.

13325



RECEIVED

DEC 19 2019

OWRD

**Attachment #2**

Permit G-13880

Permit Amendment Application for Permit G-13880

---

13325



STATE OF OREGON

COUNTY OF MORROW

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

INLAND LAND CO. LLC  
BOB HALE  
P.O. BOX 110  
HERMISTON, OREGON 97838

RECEIVED

DEC 19 2019

OWRD

PHONE: (541) 567-9099

RECEIVED

DEC 19 2019

OWRD

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-14827

SOURCE OF WATER: UP TO NINE WELLS IN COLUMBIA RIVER BASIN

PURPOSE OR USE: IRRIGATION OF 2129.5 ACRES AND SUPPLEMENTAL IRRIGATION OF 670.5 ACRES

MAXIMUM RATE: 35.0 CUBIC FEET PER SECOND (CFS)

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: AUGUST 27, 1998

POINT OF DIVERSION LOCATION:

WELL 1: NE  $\frac{1}{4}$  NE  $\frac{1}{4}$ , SECTION 27, T4N, R24E, W.M.; 90 FEET SOUTH & 110 FEET WEST FROM NE CORNER SECTION 27

WELL 2: NW  $\frac{1}{4}$  SE  $\frac{1}{4}$ , SECTION 32, T4N, R24E, W.M.; 590 FEET EAST FROM THE CENTER  $\frac{1}{4}$  CORNER SECTION 32

WELL 3: SW  $\frac{1}{4}$  NW  $\frac{1}{4}$ , SECTION 35, T4N, R24E, W.M. 130 FEET NORTH AND 2400 FEET WEST FROM THE CENTER  $\frac{1}{4}$  CORNER SECTION 35

WELL 4: SW  $\frac{1}{4}$  NW  $\frac{1}{4}$ , SECTION 1, T3N, R24E, W.M.; 140 FEET NORTH AND 1810 FEET WEST FROM THE CENTER  $\frac{1}{4}$  CORNER SECTION 1

WELL 5: NE  $\frac{1}{4}$  NE, SECTION 29, T4N, R24E, W.M.; 1200 FEET WEST FROM THE NE CORNER SECTION 29

WELL 6: SE  $\frac{1}{4}$  SE  $\frac{1}{4}$ , SECTION 10, T3N, R24E, W.M.; 1070 FEET NORTH AND 720 FEET WEST FROM THE SE CORNER SECTION 10

WELL 7: SW  $\frac{1}{4}$  SE  $\frac{1}{4}$ , SECTION 33, T4N, R24E, W.M.; 1020 FEET NORTH AND 1860 FEET WEST FROM THE SE CORNER SECTION 33

Application G-14827 Water Resources Department

PERMIT G-13880

13325

EXHIBIT A



WELL 8: SE  $\frac{1}{4}$  SE  $\frac{1}{4}$ , SECTION 9, T3N, R24E, W.M.; 55 FEET NORTH AND 150 FEET WEST FROM THE SE CORNER SECTION 9

WELL 9: NW  $\frac{1}{4}$  NW  $\frac{1}{4}$ , SECTION 9, T3N, R24E, W.M.; 80 FEET SOUTH AND 1200 FEET EAST FROM THE NW CORNER SECTION 9

The amount of water used for irrigation under this right, 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 4.0 acre feet per acre provided that the maximum duty of water for all lands under the permit from all sources not exceed an average duty of 3.0 acre feet per acre for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

	<u>PRIMARY</u>	<u>SUPPLEMENTAL</u>
NE $\frac{1}{4}$ NE $\frac{1}{4}$		26.0 ACRES
NW $\frac{1}{4}$ NE $\frac{1}{4}$		10.9 ACRES
SW $\frac{1}{4}$ NE $\frac{1}{4}$		5.7 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$		15.9 ACRES
SECTION 1		
SW $\frac{1}{4}$ SW $\frac{1}{4}$	0.6 ACRES	
SE $\frac{1}{4}$ SW $\frac{1}{4}$	7.6 ACRES	
SW $\frac{1}{4}$ SE $\frac{1}{4}$	0.2 ACRES	
SE $\frac{1}{4}$ SE $\frac{1}{4}$	1.0 ACRES	
SECTION 2		
NE $\frac{1}{4}$ NE $\frac{1}{4}$	21.6 ACRES	
NW $\frac{1}{4}$ NE $\frac{1}{4}$	27.4 ACRES	
NE $\frac{1}{4}$ NW $\frac{1}{4}$	0.7 ACRES	
SECTION 3		
SW $\frac{1}{4}$ NE $\frac{1}{4}$		9.0 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$		15.0 ACRES
NE $\frac{1}{4}$ SE $\frac{1}{4}$		36.9 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$		24.9 ACRES
SW $\frac{1}{4}$ SE $\frac{1}{4}$		1.4 ACRES
SE $\frac{1}{4}$ SE $\frac{1}{4}$		3.4 ACRES
SECTION 4		
	<u>PRIMARY</u>	<u>SUPPLEMENTAL</u>
SW $\frac{1}{4}$ SE $\frac{1}{4}$		21.6 ACRES
SE $\frac{1}{4}$ SE $\frac{1}{4}$		19.6 ACRES
SECTION 9		
NE $\frac{1}{4}$ NE $\frac{1}{4}$	16.0 ACRES	
SW $\frac{1}{4}$ NE $\frac{1}{4}$	25.3 ACRES	
SE $\frac{1}{4}$ NE $\frac{1}{4}$	28.4 ACRES	

RECEIVED

DEC 19 2019

OWRD



SE 1/4 NW 1/4 6.8 ACRES  
 NE 1/4 SW 1/4 19.4 ACRES  
 SE 1/4 SW 1/4 5.5 ACRES  
 NE 1/4 SE 1/4 30.8 ACRES  
 NW 1/4 SE 1/4 40.3 ACRES  
 SW 1/4 SE 1/4 35.0 ACRES  
 SE 1/4 SE 1/4 11.9 ACRES  
 SECTION 10

RECEIVED

DEC 19 2019

OWRD

NE 1/4 NE 1/4 13.5 ACRES  
 NW 1/4 NE 1/4 31.2 ACRES  
 SW 1/4 NE 1/4 6.2 ACRES  
 NE 1/4 NW 1/4 40.7 ACRES  
 NW 1/4 NW 1/4 26.1 ACRES  
 SW 1/4 NW 1/4 34.9 ACRES  
 SE 1/4 NW 1/4 32.2 ACRES  
 NE 1/4 SW 1/4 21.4 ACRES  
 NW 1/4 SW 1/4 40.2 ACRES  
 SW 1/4 SW 1/4 35.4 ACRES  
 SE 1/4 SW 1/4 7.1 ACRES  
 SECTION 11

NE 1/4 NE 1/4 15.2 ACRES  
 NW 1/4 NE 1/4 3.6 ACRES  
 SW 1/4 NE 1/4 8.9 ACRES  
 SE 1/4 NE 1/4 30.3 ACRES

## SECTION 12

NE 1/4 NW 1/4 14.2 ACRES  
 NW 1/4 NW 1/4 40.0 ACRES  
 SW 1/4 NW 1/4 13.7 ACRES  
 SE 1/4 NW 1/4 1.4 ACRES  
 SECTION 14

NE 1/4 NE 1/4 34.8 ACRES  
 NW 1/4 NE 1/4 40.2 ACRES  
 SW 1/4 NE 1/4 12.4 ACRES  
 SE 1/4 NE 1/4 3.2 ACRES

PRIMARYSUPPLEMENTAL

NE 1/4 NW 1/4 15.3 ACRES  
 SE 1/4 NW 1/4 0.8 ACRES  
 SECTION 15

NE 1/4 NE 1/4 21.6 ACRES  
 NW 1/4 NE 1/4 24.5 ACRES

## SECTION 16

TOWNSHIP 3 NORTH, RANGE 24 EAST, W.M.



NE 1/4 SW 1/4 28.9 ACRES  
 NW 1/4 SW 1/4 39.5 ACRES  
 SW 1/4 SW 1/4 34.6 ACRES  
 SE 1/4 SW 1/4 21.2 ACRES  
 NE 1/4 SE 1/4 27.4 ACRES  
 NW 1/4 SE 1/4 34.3 ACRES  
 SW 1/4 SE 1/4 34.0 ACRES  
 SE 1/4 SE 1/4 25.5 ACRES  
 SECTION 26

RECEIVED

DEC 19 2019

OWRD

NW 1/4 NW 1/4 9.2 ACRES  
 NE 1/4 SW 1/4  
 NW 1/4 SW 1/4  
 SW 1/4 SW 1/4  
 SE 1/4 SW 1/4  
 NE 1/4 SE 1/4 31.6 ACRES  
 NW 1/4 SE 1/4 20.2 ACRES  
 SW 1/4 SE 1/4 29.9 ACRES  
 SE 1/4 SE 1/4 37.0 ACRES  
 SECTION 27

37.0 ACRES  
 16.7 ACRES  
 18.6 ACRES  
 38.5 ACRES

6.9 ACRES  
 7.0 ACRES

NE 1/4 NE 1/4 35.0 ACRES  
 NW 1/4 NE 1/4 7.7 ACRES  
 SW 1/4 NE 1/4  
 NE 1/4 NW 1/4 4.4 ACRES  
 NW 1/4 NW 1/4 37.3 ACRES  
 SW 1/4 NW 1/4 0.7 ACRES  
 SE 1/4 NW 1/4  
 NE 1/4 SW 1/4

27.7 ACRES  
 29.5 ACRES  
 31.7 ACRES  
 0.2 ACRE  
 0.5 ACRES  
 35.6 ACRES  
 0.3 ACRE

## SECTION 28

NE 1/4 NE 1/4 29.4 ACRES  
 NW 1/4 NE 1/4 35.8 ACRES  
 SW 1/4 NE 1/4 34.9 ACRES  
 SE 1/4 NE 1/4 5.5 ACRES  
 NE 1/4 NW 1/4 32.7 ACRES

PRIMARY

NW 1/4 NW 1/4 0.3 ACRES  
 SW 1/4 NW 1/4 2.7 ACRES  
 SE 1/4 NW 1/4 27.5 ACRES  
 NE 1/4 SW 1/4  
 NW 1/4 SW 1/4 27.8 ACRES  
 SW 1/4 SW 1/4 6.1 ACRES  
 SE 1/4 SW 1/4  
 NW 1/4 SE 1/4  
 SW 1/4 SE 1/4

SUPPLEMENTAL

0.3 ACRES  
 35.9 ACRES  
 4.3 ACRES  
 3.1 ACRES  
 34.0 ACRES  
 24.3 ACRES  
 24.0 ACRES

## SECTION 29



RECEIVED

DEC 19 2019

OWRD

SW 1/4 NE 1/4	6.6 ACRES
SE 1/4 NE 1/4	3.3 ACRES
NE 1/4 SW 1/4	5.8 ACRES
NE 1/4 SE 1/4	36.7 ACRES
NW 1/4 SE 1/4	40.0 ACRES
SW 1/4 SE 1/4	9.6 ACRES
SE 1/4 SE 1/4	5.5 ACRES

SECTION 30

NE 1/4 NE 1/4	20.2 ACRES
NW 1/4 NE 1/4	20.2 ACRES
SW 1/4 NE 1/4	40.1 ACRES
SE 1/4 NE 1/4	34.7 ACRES
SE 1/4 NW 1/4	4.2 ACRES
NE 1/4 SW 1/4	0.5 ACRES
SE 1/4 SW 1/4	2.6 ACRES
NE 1/4 SE 1/4	20.8 ACRES
NW 1/4 SE 1/4	28.1 ACRES
SW 1/4 SE 1/4	39.1 ACRES
SE 1/4 SE 1/4	35.5 ACRES

SECTION 34

NE 1/4 NE 1/4	18.0 ACRES
NW 1/4 NE 1/4	22.0 ACRES
SW 1/4 NE 1/4	39.8 ACRES
SE 1/4 NE 1/4	35.8 ACRES
NE 1/4 NW 1/4	28.9 ACRES
NW 1/4 NW 1/4	37.5 ACRES
SW 1/4 NW 1/4	29.3 ACRES
SE 1/4 NW 1/4	22.9 ACRES
NE 1/4 SW 1/4	27.4 ACRES
NW 1/4 SW 1/4	35.8 ACRES
SW 1/4 SW 1/4	33.9 ACRES
SE 1/4 SW 1/4	25.1 ACRES

PRIMARYSUPPLEMENTAL

NE 1/4 SE 1/4	6.3 ACRES
NW 1/4 SE 1/4	8.8 ACRES

SECTION 35

TOWNSHIP 4 NORTH, RANGE 24 EAST, W.M.

The Department may modify the place of use with respect to the primary and supplemental nature of the water use so long as the maximum duty of water for all lands under the permit from all sources not exceed an average duty of 3.0 acre feet per acre for each acre irrigated during the irrigation season of each year.

The Department shall not modify the place of use so as to allow irrigation of the Conservation Area (as identified on the map attached



DEC 19 2019

## OWRD

as Exhibit C to the Final Order ordering the issuance of this permit, and as further described in the legal description attached as Exhibit D to the Final Order) or the Boardman Bombing Range (located generally to the east of the Place of use described above) under this Permit, or pursuant to any future amendment of this Permit, or pursuant to any resulting Certificate or subsequent transfer proceeding.

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order, shall keep a complete record of the amount of water used each month and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water use information, including the place and nature of use of water under the permit.
- B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

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

The Department requires the permittee/water user to make and report static water level measurements. The measurements shall be made and the data reported to the Department in accordance with the following provisions:

At a minimum, the measurements shall be made at all of the wells authorized under this permit, two (2) nearby permitted wells, one being authorized under Permit G-13244 and the other being authorized under Permit G-13283, provided that such access is provided by the other landowners or permittees, and at a monitoring/observation well specifically constructed for this purpose by the permittee. The well construction for the monitoring/observation well shall be similar to that of the permitted wells, except that the diameter of the borehole and well casing may be smaller, and shall be subject to approval of the



DEC 19 2019

PAGE 7

Department. The well shall be located in T4N, R24E - Section 36, or at any other suitable location as approved by the Department.

For each well authorized under this permit, measurement of an initial static water level shall be made once construction of the well is complete and before water use begins at that well, regardless of the completion date of the well.

Measurement of static water levels at all wells included in this monitoring plan shall be semiannual between February 15 and March 15 and in the month of October. Wells authorized under this permit shall be idle for at least 60 days prior to the February/March measurement. Wells authorized under permits G-13244 and G-13283 shall be idle for at least 24 hours prior to the February/March measurement. All wells measured shall be idle for at least 24 hours prior to the October measurement. The Department may approve measurements made with a lesser period of idle time than specified above, provided that a written request is received which includes the reason(s) why the specified time cannot be met.

Following the first year of water use, the next February/March measurement shall establish the reference level against which future February/March measurements will be compared. If water use begins prior to completion of all wells authorized under this permit, the reference level for those wells completed after water use begins shall be the first February/March water level measured following well completion.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor, pump installer licensed by the Construction Contractors Board or the permittee/appropriator or an employee of same. The Department requires the individual performing the measurement to:

- (A) Identify each well with its associated measurement; and
- (B) Measure and report water levels to the nearest tenth of a foot as depth-to-water below ground surface; and
- (C) Specify the method used to obtain each well measurement; and
- (D) Certify the accuracy of all measurements and calculations submitted to the Department.

The Department may install equipment at the monitoring/observation well to continuously record water-level data. If such equipment is installed, then the above measurement requirements for this well



DEC 19 2019

are waived. The Department shall bear the cost of the water-level recording equipment and shall also install and maintain the equipment.

The permittee shall submit annual reports of water-level data to the Department by April 1<sup>st</sup>. The reports shall be directed to the attention of file G-14827 with a copy to the Groundwater/Hydrology Section of the Department.

The permittee shall notify the Groundwater/Hydrology Section of the Department in Salem or the Watermaster in Pendleton at least five (5) business days prior to beginning construction of each well. The Department may require samples of the materials penetrated during well construction to be collected. When required, the samples shall be collected at five-foot intervals and at each change in lithology and shall be stored and properly labeled in containers provided by the Department. The Department may collect additional data, such as geophysical or video logs, at any well prior to installation of pumping equipment. The Department shall bear the cost of any such additional data collection.

If any of the wells listed on this permit (or replacement wells) display a total static water-level decline of 25 or more feet over any period of years, as compared to the reference level measurement, then the Department shall consider whether any additional conditions or restrictions on the use of water are necessary. If any of the wells listed on this permit (or replacement wells) display a total static water-level decline of 50 or more feet over any period of years, as compared to the reference level measurement, then the water user shall discontinue use of that well(s) until the annual water level rises above the decline level which triggered the action or until the Department determines, based on the permittee's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or senior water rights. The water user shall in no instance allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit.

#### STANDARD CONDITIONS

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

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



Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

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

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

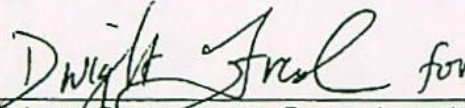
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Actual construction of the well shall begin within one year from issuance of the final order approving the use. Complete application of the water to the use shall be made on or before October 1, 2008. Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner (CWRE).

Issued February 5, 2004

  
for  
Water Resources Department  
Paul B. Cleary, Director

RECEIVED

DEC 19 2019

OWRD

Application G-14827    Water Resources Department  
Basin 7

PERMIT G-13880  
District 5

13325



RECEIVED

PAGE 10

DEC 19 2019

OWRD

REAL ESTATE TRANSACTIONS: Pursuant to ORS 537.330, in any transaction for the conveyance of real estate that includes any portion of the lands described in this permit, the seller of the real estate shall, upon accepting an offer to purchase that real estate, also inform the purchaser in writing whether any permit, transfer approval order, or certificate evidencing the water right is available and that the seller will deliver any permit, transfer approval order or certificate to the purchaser at closing, if the permit, transfer approval order or certificate is available.

CULTURAL RESOURCES PROTECTION LAWS: Permittees involved in ground-disturbing activities should be aware of federal and state cultural resources protection laws. ORS 358.920 prohibits the excavation, injury, destruction or alteration of an archeological site or object, or removal of archeological objects from public and private lands without an archeological permit issued by the State Historic Preservation Office. 16 USC 470, Section 106, National Historic Preservation Act of 1966 requires a federal agency, prior to any undertaking to take into account the effect of the undertaking that is included on or eligible for inclusion in the National Register. For further information, contact the State Historic Preservation Office at 503-378-4168, extension 232.

Application G-14827    Water Resources Department  
Basin 7

PERMIT G-13880  
District 5

13325



RECEIVED

DEC 19 2019

OWRD

**Attachment #3**

Affidavit of Consent

Permit Amendment Application for Permit G-13880

---

13325



Application for Water Right  
Transfer  
Consent by Deeded Landowner



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

RECEIVED

DEC 19 2019

OWRD

State of ~~Oregon~~ Washington )  
County of Yakima )ss  
 )

I Peter Mello Wells Fargo Bank, National Association in my/our capacity  
as Commercial Bank Relationship Manager,

mailing address 32 N 3<sup>rd</sup> St, Ste 212, Yakima, WA 98901,

telephone number 509-576-6186, duly sworn depose and say that I

consent to the proposed change(s) to Water Right Certificate Number Permit G-13880

described in a Transfer Application (T-N/A) submitted by Threemile Canyon Farms,  
(transfer number, if known)

on the property in tax lot number(s) 100, 121, Section 1,2,3,4,9,10,11,12,14,15,16,26,27,28,  
29,30,34,35, Township 3 and 4

North, Range 24 East, W.M., located at Old Radar Range site - Tower Road, near Mile Post 7,  
(site address)

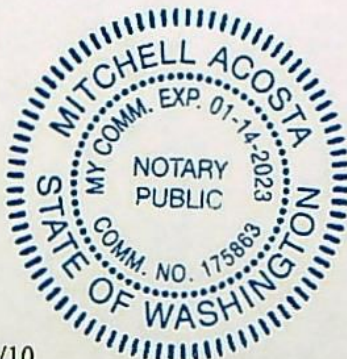
[Signature]  
Signature of Affiant

8-30-19  
Date

\_\_\_\_\_  
Signature of Affiant

\_\_\_\_\_  
Date

Subscribed and Sworn to before me this 30 day of August, 2019.



[Signature]  
Notary Public for ~~Oregon~~ Washington

My commission expires 01/14/2023.



RECEIVED

DEC 19 2019

OWRD

**Attachment #5**

Well Logs

Permit Amendment Application for Permit G-13880

---

13325 \_



STATE OF OREGON  
WATER SUPPLY WELL REPORT  
(as required by ORS 537.765 & OAR 690-205-0210)

MORR 52037

RECEIVED

DEC 19 2019

MOIRE 52037

Well 1

WELL LABEL # L 96345

START CARD # 1017617

(1) LAND OWNER

Owner Well I.D. Inland Well I

First Name R D

Last Name Offut

Company Threemile Canyon Farms

Address 75906 Threemile Road

City Boardman

State OR

Zip 97818

(2) TYPE OF WORK

☒ New Well ☐ Deepening ☐ Conversion

☐ Alteration (repair/recondition) ☐ Abandonment

(3) DRILL METHOD

☒ Rotary Air ☒ Rotary Mud ☐ Cable ☐ Auger ☐ Cable Mud

☒ Reverse Rotary ☐ Other

(4) PROPOSED USE

☐ Domestic ☒ Irrigation ☐ Community

☐ Industrial/Commercial ☐ Livestock ☐ Dewatering

☐ Thermal ☐ Injection ☐ Other

(5) BORE HOLE CONSTRUCTION

Special Standard ☐ Attach copy

Depth of Completed Well 1,450 ft.

BORE HOLE			SEAL			Amt	sacks/ lbs
Dia	From	To	Material	From	To		
24	0	640	Cement	0	640	34.80	P
19	640	885					
10	885	1,450					

How was seal placed:

Method ☐ A ☒ B ☐ C ☐ D ☐ E

☐ Other

Backfill placed from ft to ft. Material

Filter pack from ft to ft. Material Size

Explosives used: ☐ Yes Type Amount

(6) CASING/LINER

Casing	Liner	Dia	+	From	To	Gauge	Stl	Plstc	Wld	Thrd
<input checked="" type="checkbox"/>	<input type="checkbox"/>	20		0	640	.375	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Shoe ☐ Inside ☐ Outside ☐ Other Location of shoe(s)

Temp casing ☒ Yes Dia 30 From 0 To 14

(7) PERFORATIONS/SCREENS

Perforations Method

Screens Type Material

Perf/S	Casing/Screen	Liner	Dia	From	To	Screen slot width	Slot length	# of slots	Tele/pipe size

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

☒ Pump ☐ Bailor ☐ Air ☐ Flowing Artesian

Yield gal/min	Drawdown	Drill stem/Pump depth	Duration (hr)
4,100	19	502	72

Temperature 76 °F Lab analysis ☒ Yes By Anatek Labs

Water quality concerns? ☐ Yes (describe below)

From	To	Description	Amount	Units

(9) LOCATION OF WELL (legal description)

County MORROW Twp 3 N N/S Range 24 E E/W WM

Sec 2 NE 1/4 of the SE 1/4 Tax Lot 100

Tax Map Number

Lot

Lat 45 ° 46 ' 3.910 " or 45.76775278

DMS or DD

Long -119 ° 46 ' 20.4 " or -119.77235278

DMS or DD

☐ Street address of well ☒ Nearest address

Tower Road and Radar Range Road

(10) STATIC WATER LEVEL

Date SWL(psi) + SWL(ft)

Existing Well / Predeepening		
Completed Well	01-29-2013	191

Flowing Artesian? ☐ Dry Hole? ☐

WATER BEARING ZONES

Depth water was first found 775

SWL Date	From	To	Est Flow	SWL(psi)	+ SWL(ft)
11-10-2012	775	795	10,000		191
01-03-2013	940	956	10,000		191
01-07-2013	1,024	1,034	10,000		191
01-17-2013	1,234	1,257	10,000		191
01-22-2013	1,379	1,410	10,000		191

(11) WELL LOG

Ground Elevation 608

Notes:	Material	From	To
Mud rotary drilling - 0-640ft			
Direct air rotary drilling - 640ft-795ft			
Reverse air rotary drilling - 795ft-1450ft			
silty fine sand caliche at 14'		0	45
tan clay			SALEM, OR
weathered basalt		103	110
hard basalt		110	166
gray clay		166	228
red weathered broken basalt		228	235
hard basalt		235	345
green claystone		345	398
soft vesicular basalt		398	404
hard basalt black glassy		404	548
green claystone		548	568
soft vesicular basalt		568	578
hard basalt		578	650
soft slightly vesicular basalt		650	655

Date Started 09-08-2012

Completed 01-23-2013

(unbonded) Water Well Constructor Certification

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

License Number Date

Password (if filing electronically)

Signed

(bonded) Water Well Constructor Certification

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

License Number 1934

Date 03-21-2013

Password (if filing electronically)

Signed

Contact Info (optional)

ORIGINAL - WATER RESOURCES DEPARTMENT

THIS REPORT MUST BE SUBMITTED TO THE WATER RESOURCES DEPARTMENT WITHIN 30 DAYS OF COMPLETION OF WORK

13325

Form Version 0.96



MORR 52037

Well 1

MORR 52037

WATER SUPPLY WELL REPORT -  
continuation page

RECEIVED

DEC 19 2019

WELL I.D. # L 96345

START CARD # 1017617

## (5) BORE HOLE CONSTRUCTION

BORE HOLE			SEAL			sacks/ lbs
Dia	From	To	Material	From	To	

## FILTER PACK

From	To	Material	Size

## (6) CASING/LINER

Casing	Liner	Dia	+	From	To	Gauge	Stl	Plstc	Wld	Thrd

## (7) PERFORATIONS/SCREENS

Perf/S creen	Casing/ Liner	Screen Dia	From	To	Screen/slot width	Slot length	# of slots	Tele/ pipe size

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

Yield gal/min	Drawdown	Drill stem/Pump depth	Duration (hr)

## Water Quality Concerns

From	To	Description	Amount	Units

(10) STATIC WATER LEVEL  
Water Bearing Zones

SWL Date	From	To	Est Flow	SWL (psi)	+ SWL (ft)

## (11) WELL LOG

Material	From	To
small pebble gravel and green claystone	655	705
weathered basalt	705	707
hard basalt	707	775
broken vesicular red & black basalt monster cuttings	775	795
hard basalt slightly broken	795	807
hard basalt	807	940
soft vesicular basalt	940	956
hard basalt	956	1,024
soft vesicular basalt	1,024	1,034
hard basalt	1,034	1,224
green claystone	1,224	1,234
soft vesicular basalt	1,234	1,257
hard basalt	1,257	1,379
soft vesicular basalt slightly weathered	1,379	1,410
hard basalt	1,410	1,450

RECEIVED BY OWRD

MAR 28 2013

SALEM, OR

## Comments/Remarks

13325



MORR 52045

RECEIVED

DEC 19 2019

Well 2

## STATE OF OREGON

## WATER SUPPLY WELL REPORT

(as required by ORS 537.765 &amp; OAR 690-205-0210)

WELL LABEL # L 96344

START CARD # 1018379

## (1) LAND OWNER

Owner Well I.D. Inland Well 2

First Name R.D.

Last Name Offut

Company Threemile Canyon Farms

Address 75906 Threemile Road

City Boardman

State OR

Zip 97818

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

## (3) DRILL METHOD

☒ Rotary Air ☒ Rotary Mud ☐ Cable ☐ Auger ☐ Cable Mud☒ Reverse Rotary ☐ Other(4) PROPOSED USE ☐ Domestic ☒ Irrigation ☐ Community☐ Industrial/ Commercial ☐ Livestock ☐ Dewatering☐ Thermal ☐ Injection ☐ Other(5) BORE HOLE CONSTRUCTION Special Standard ☐ (Attach copy)

Depth of Completed Well 1,045 ft.

BORE HOLE			SEAL			Amt	lbs
Dia	From	To	Material	From	To		
30	0	105	Cement	0	105	12.69	P
24	105	689	Cement	0	689	45.45	P
19	689	1,053					

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

Backfill placed from ft. to ft. Material

Filter pack from ft. to ft. Material Size

Explosives used: ☐ Yes Type Amount

## (6) CASING/LINER

Casing	Liner	Dia	+	From	To	Gauge	Stl	Pstc	Wld	Thrd
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	26		0	105	.375	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	20		0	689	.375	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>

Shoe ☐ Inside ☐ Outside ☐ Other Location of shoe(s)Temp casing ☐ Yes Dia From To

## (7) PERFORATIONS/SCREENS

Perforations Method

Screens Type Material

Perf/S	Casing/	Screen	Liner	Dia	From	To	Scr/slot	Slot	# of	Tele/
creen							width	length	slots	pipe size

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

☒ Pump ☐ Bailer ☐ Air ☐ Flowing Artesian

Yield gal/min Drawdown Drill stem/Pump depth Duration (hr)

4,100	75	502	48

Temperature 76 °F Lab analysis ☒ Yes By Anatek LabsWater quality concerns? ☐ Yes (describe below)

From	To	Description	Amount	Units

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

County MORROW Twp 3 N N/S Range 24 E E/W WM

Sec 1 SE 1/4 of the SW 1/4 Tax Lot 100

Tax Map Number Lot

Lat 45 ° 45 ' 51.53" or 45.76431111 DMS or DD

Long -119 ° 45 ' 40.47" or -119.76124167 DMS or DD

☐ Street address of well ☒ Nearest address

Tower Road and Radar Range Road

## (10) STATIC WATER LEVEL

Date SWL(psi) + SWL(ft)

Existing Well / Predeepening

Completed Well 03-01-2013 199

Flowing Artesian? ☐ Dry Hole? ☐

## WATER BEARING ZONES

Depth water was first found 705

SWL Date	From	To	Est Flow	SWL(psi)	+ SWL(ft)
12-03-2012	199	242	200		115
12-04-2012	336	338	200		205
01-10-2013	379	402	200		205
01-11-2013	506	545	1,000		238
02-08-2013	705	727	5,000		199

## (11) WELL LOG

Ground Elevation 619

Material

From

To

Notes:

Mud rotary drilling - 0-105ft

Direct air rotary drilling - 105ft-520ft

Reverse mud rotary drilling - 520ft-550ft

Direct mud rotary drilling - 550ft-689ft

Direct air rotary drilling - 689ft-727ft

Reverse air rotary drilling - 727ft-1045ft

SALEM, OR

silty fine sand caliche at 14ft

gray to brown clay

weathered slightly broken hard basalt

reddish brown clay

soft vesicular basalt

hard basalt

green claystone

soft vesicular basalt

hard black glassy basalt

soft vesicular basalt - big water/loss circulation

pebble gravel and green claystone - loss circ/water

Date Started 11-17-2012 Completed 02-23-2013

## (unbonded) Water Well Constructor Certification

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

License Number Date

Password: (if filing electronically)

Signed

## (bonded) Water Well Constructor Certification

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

License Number 1934 Date 03-21-2013

Password: (if filing electronically)

Signed

Contact info (optional)

ORIGINAL - WATER RESOURCES DEPARTMENT

THIS REPORT MUST BE SUBMITTED TO THE WATER RESOURCES DEPARTMENT WITHIN 30 DAYS OF COMPLETION OF WORK

Form Version: 0.96

13325



WATER SUPPLY WELL REPORT -  
continuation page

WELL I.D. # L 96344

DEC 19 2019

START CARD # 1018379

OWRD

## (5) BORE HOLE CONSTRUCTION

BORE HOLE			SEAL			sacks/ lbs
Dia	From	To	Material	From	To	

## FILTER PACK

From	To	Material	Size

## (6) CASING/LINER

Casing	Liner	Dia	+	From	To	Gauge	Stl	Plstc	Wld	Thrd

## (7) PERFORATIONS/SCREENS

Perf/S creen	Casing/ Liner	Screen Dia	From	To	Screen/slot width	Slot length	# of slots	Tele/ pipe size

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

Yield gal/min	Drawdown	Drill stem/Pump depth	Duration (hr)

## Water Quality Concerns

From	To	Description	Amount	Units

## (10) STATIC WATER LEVEL

## Water Bearing Zones

SWL Date	From	To	Est Flow	SWL (psi)	+ SWL (ft)
03-20-2013	930	947	5,000		199
03-23-2013	1,005	1,037	5,000		199

## (11) WELL LOG

Material	From	To
soft vesicular basalt	556	567
hard basalt	567	641
green claystone	641	665
soft vesicular basalt	665	668
hard basalt slightly broken	668	705
broken red vesicular basalt	705	727
hard basalt	727	924
soft vesicular basalt	924	927
hard basalt	927	930
soft vesicular basalt	930	947
hard basalt	947	998
brown, red, black claystone	998	1,005
broken red vesicular basalt	1,005	1,037
hard basalt	1,037	1,053

RECEIVED BY OWRD

APR 11 2013

SALEM, OR

## Comments/Remarks







Well 3

START CARD # 1019114

~~DEC 1~~ 9 2019

### (10) STATIC WATER LEVEL

### Water Bearing Zones

[illegible]

OWRD

(11) WELL LOG

[illegible][illegible]

<u>Yield gal/min</u>	<u>Drawdown</u>	<u>Drill stem/Pump depth</u>	<u>Duration (hr)</u>

[illegible]

Comments/Remarks

RECEIVED

DEC 19 2019

OWRD RECEIVED BY OWRD

AUG 30 2013

SALEM, OR.

13325



DEC 19 2019

## STATE OF OREGON

## WATER SUPPLY WELL REPORT

(as required by ORS 537.765 &amp; OAR 690-205-0210)

WELL LABEL # L 96348

START CARD # 1019186

OWRD

(1) LAND OWNER Owner Well I.D. Inland Well 4  
 First Name R.D. Last Name Offut  
 Company Threemile Canyon Farms  
 Address 75906 Threemile Road  
 City Boardman State OR Zip 97818

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

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

(4) PROPOSED USE ☐ Domestic ☒ Irrigation ☐ Community  
☐ Industrial/ Commercial ☐ Livestock ☐ Dewatering  
☐ Thermal ☐ Injection ☐ Other

(5) BORE HOLE CONSTRUCTION Special Standard ☐ Attach copy  
 Depth of Completed Well 966 ft.

BORE HOLE			SEAL			sacks/	
Dia	From	To	Material	From	To	Amt	lbs
30	0	57	Cement	0	57	62	S
24	57	518	Cement	0	518	779	S
20	518	966					

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

☐ Other

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

Filter pack from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Material \_\_\_\_\_ Size \_\_\_\_\_

Explosives used: ☐ Yes Type \_\_\_\_\_ Amount \_\_\_\_\_

## (6) CASING/LINER

Casing	Liner	Dia	+	From	To	Gauge	Stl	Pstc	Wld	Thrd
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	26		0	57	.375	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	20		1	518	.375	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>

Shoe ☐ Inside ☐ Outside ☐ Other Location of shoe(s) \_\_\_\_\_

Temp casing ☐ Yes Dia \_\_\_\_\_ From \_\_\_\_\_ To \_\_\_\_\_

## (7) PERFORATIONS/SCREENS

Perforations Method \_\_\_\_\_

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

Perf/S	Casing/	Screen	From	To	Screen/slot	Slot	# of	Tele/
creen	Liner	Dia			width	length	slots	pipe size

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

☒ Pump ☐ Bailer ☐ Air ☐ Flowing Artesian

Yield gal/min	Drawdown	Drill stem/Pump depth	Duration (hr)
3,200	14	520	24

Temperature 74 °F Lab analysis ☒ Yes By Anatek Labs

Water quality concerns? ☐ Yes (describe below)

From	To	Description	Amount	Units

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

County MORROW Twp 3 N N/S Range 24 E E/W WM

Sec 14 NW 1/4 of the SE 1/4 Tax Lot 100

Tax Map Number \_\_\_\_\_ Lot \_\_\_\_\_

Lat \_\_\_\_\_ or 45.739164 DMS or DD

Long \_\_\_\_\_ or -119.776118 DMS or DD

☐ Street address of well ☒ Nearest address

Tower Road and Radar Range Road

## (10) STATIC WATER LEVEL

	Date	SWL (psi)	+	SWL (ft)
Existing Well / Predeepening				
Completed Well	05-16-2013			198.8

Flowing Artesian? ☐ Dry Hole? ☐

## WATER BEARING ZONES

Depth water was first found 174

SWL Date	From	To	Est Flow	SWL (psi)	+	SWL (ft)
03-30-2013	174	197	100			62
04-20-2013	417	431	200			185
05-11-2013	524	538	5,000			198.8
05-12-2013	585	639	5,000			198.8
05-16-2013	740	750	5,000			198.8

## (11) WELL LOG

Ground Elevation 613

Material	From	To
Notes:		
Mud rotary drilling - 0-57ft and 280ft-305ft		
Direct air rotary drilling - 57ft-280ft and 305ft-518ft		
Reverse air rotary drilling - 518ft-968ft		
silty fine sand caliche at 20'	0	20
red/brown clay	20	47
weathered basalt	47	56
hard basalt	56	142
blue green clay unstable	142	174
soft vesicular basalt	174	197
hard basalt	197	260
green claystone	260	280
soft vesicular basalt	280	287
hard basalt glassy texture	287	399
green claystone	399	417
soft vesicular basalt	417	431
hard basalt	431	483
green claystone	483	492

Date Started 03-23-2013

Completed 05-19-2013

## (unbonded) Water Well Constructor Certification

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

License Number 1937 Date 08-19-2013

Password: (if filing electronically)

Signed \_\_\_\_\_

## (bonded) Water Well Constructor Certification

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

License Number 1934 Date 08-19-2013

Password: (if filing electronically)

Signed \_\_\_\_\_

Contact info (optional)

ORIGINAL - WATER RESOURCES DEPARTMENT

THIS REPORT MUST BE SUBMITTED TO THE WATER RESOURCES DEPARTMENT WITHIN 30 DAYS OF COMPLETION OF WORK

13325

Form Version: 0.96







MORR 52130

RECEIVED

Well 5

## STATE OF OREGON

## WATER SUPPLY WELL REPORT

(as required by ORS 537.765 &amp; OAR 690-205-0210)

DEC 19 2019

WELL LABEL # L 107446

START CARD # 1019188

## (1) LAND OWNER

Owner Well I.D. Inland Well 5

First Name R.D.

Last Name Offutt

Company Threemile Canyon Farms

Address 75906 Threemile Road

City Boardman

State OR

Zip 97818

## (2) TYPE OF WORK

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

## (3) DRILL METHOD

☒ Rotary Air ☒ Rotary Mud ☐ Cable ☐ Auger ☐ Cable Mud☒ Reverse Rotary ☐ Other

## (4) PROPOSED USE

☐ Domestic ☒ Irrigation ☐ Community☐ Industrial/Commercial ☐ Livestock ☐ Dewatering☐ Thermal ☐ Injection ☐ Other

## (5) BORE HOLE CONSTRUCTION

Special Standard ☐ Attach copy

Depth of Completed Well 1,020 ft.

BORE HOLE			SEAL			Amt	sacks/ lbs
Dia	From	To	Material	From	To		
30	0	110	Cement	0	110	150	S
24	110	725	Cement	0	706	853	S
20	725	1,020					

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

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

Filter pack from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Material \_\_\_\_\_ Size \_\_\_\_\_

Explosives used: ☐ Yes Type \_\_\_\_\_ Amount \_\_\_\_\_

## (6) CASING/LINER

Casing	Liner	Dia	+	From	To	Gauge	Std	Plstc	Wld	Thrd
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	26		0	110	.375	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	20		1	706	.375	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>

Shoe ☐ Inside ☐ Outside ☐ Other Location of shoe(s) \_\_\_\_\_Temp casing ☐ Yes Dia \_\_\_\_\_ From \_\_\_\_\_ To \_\_\_\_\_

## (7) PERFORATIONS/SCREENS

Perforations Method \_\_\_\_\_

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

Perf/S	Casing/	Screen	Dia	From	To	Scr/slot	Slot	# of	Tele/
reen	Liner					width	length	slots	pipe size

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

☐ Pump ☐ Bailer ☒ Air ☐ Flowing Artesian

Yield gal/min Drawdown Drill stem/Pump depth Duration (hr)

5,000 730 1

Temperature 73 °F Lab analysis ☒ Yes By Analyt LabsWater quality concerns? ☐ Yes (describe below)

From \_\_\_\_\_ To \_\_\_\_\_ Description \_\_\_\_\_ Amount \_\_\_\_\_ Units \_\_\_\_\_

AUG 30 2013

SALEM, OR

ORIGINAL - WATER RESOURCES DEPARTMENT

THIS REPORT MUST BE SUBMITTED TO THE WATER RESOURCES DEPARTMENT WITHIN 30 DAYS OF COMPLETION OF WORK

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

County MORROW Twp 3 N N/S Range 24 E E/W WM

Sec 11 SE 1/4 of the NW 1/4 Tax Lot 100

Tax Map Number \_\_\_\_\_

Lot \_\_\_\_\_

Lat \_\_\_\_\_ or 45.756662 DMS or DD

Long \_\_\_\_\_ or -119.782785 DMS or DD

☐ Street address of well ☒ Nearest address

Tower Road and Radar Range Road

## (10) STATIC WATER LEVEL

Date \_\_\_\_\_ SWL(psi) + SWL(ft)

Existing Well / Predeepening		
Completed Well	07-11-2013	246.7

Flowing Artesian? ☐ Dry Hole? ☐

## WATER BEARING ZONES

Depth water was first found 185

SWL Date	From	To	Est Flow	SWL(psi)	+ SWL(ft)
05-12-2013	185	195	30		60
05-13-2013	313	330	80		101.2
06-30-2013	725	760	5,000		231.25
07-09-2013	888	912	5,000		248.25
07-11-2013	974	993	5,000		246.66

## (11) WELL LOG

Ground Elevation 608

Material	From	To
Notes:		
Mud rotary drilling - 0-110ft and 387ft-706ft		
Direct air rotary drilling - 110ft-307ft and 706ft-725ft		
Reverse air rotary drilling - 725ft-1020ft		
silty fine sand caliche at 17'	0	14
caliche	14	37
tan clay	37	97
weathered vesicular basalt	97	135
hard basalt	135	155
blue green clay becoming gravelly at 185'	155	195
weathered soft vesicular basalt	195	202
hard basalt	202	330
green claystone	330	362
soft vesicular basalt	362	370
hard basalt glassy texture	370	505
green claystone	505	537
soft vesicular basalt	537	542
hard basalt	542	613
baked claystone	613	618

Date Started 04-28-2013

Completed 07-25-2013

## (unbonded) Water Well Constructor Certification

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

License Number 1937

Date 8-19-13

Password: (if filing electronically)

Signed \_\_\_\_\_

## (bonded) Water Well Constructor Certification

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

License Number 1934

Date 8-26-13

Password: (if filing electronically)

Signed \_\_\_\_\_

Contact Info (optional)

Form Version: 0.96  
13323



Well 5

RECEIVED

DEC 19 2019

## OWRD

OWRD

[illegible]

**(11) WELL LOG**

[illegible]

### (7) PERFORATIONS/SCREENS

[illegible]

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

[illegible]

## Water Quality Concerns

[illegible]

## Comments/Remarks

Water Levels from the production zones fluctuate due to nearby pumping wells

RECEIVED BY OWRD

AUG 30 2013

SALEM, OR

13325



MORR 52279

RECEIVED

Obs well

MORR 52279

## STATE OF OREGON

## WATER SUPPLY WELL REPORT

(as required by ORS 537.765 &amp; OAR 690-205-0210)

DEC 19 2019

WELL LABEL # L 107443

START CARD # 1024769

## (1) LAND OWNER

Owner Well I.D. \_\_\_\_\_

First Name \_\_\_\_\_

Last Name \_\_\_\_\_

Company THREE MILE CANYON FARMS

Address 75906 THREEMILE RD

City BOARDMAN

State OR

Zip 97818

## (2) TYPE OF WORK

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

## (3) DRILL METHOD

☒ Rotary Air ☒ Rotary Mud ☐ Cable ☒ Auger ☐ Cable Mud☒ Reverse Rotary ☐ Other \_\_\_\_\_

## (4) PROPOSED USE

☐ Domestic ☐ Irrigation ☐ Community☐ Industrial/ Commercial ☐ Livestock ☐ Dewatering☐ Thermal ☐ Injection ☒ Other OBSERVATION

## (5) BORE HOLE CONSTRUCTION

Special Standard ☐ Attach copy ☐

Depth of Completed Well 1,081 ft.

## BORE HOLE

Dia	From	To	Material	From	To	Amt	sacks/ lbs
24	0	18	Cement	0	18	2,820	P
16	18	97	Cement	0	97	5,266	P
12	97	731	Cement	0	731	23,006	P
8	731	1,081					

How was seal placed:

Method ☐ A ☐ B ☒ C ☐ D ☐ E☐ Other \_\_\_\_\_

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

Filter pack from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Material \_\_\_\_\_ Size \_\_\_\_\_

Explosives used: ☐ Yes Type \_\_\_\_\_ Amount \_\_\_\_\_

## (6) CASING/LINER

Casing	Liner	Dia	+	From	To	Gauge	Std	Plstc	Wld	Thrd
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	20		0	18	.375	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	12		0	97	.375	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	8		2	731	.250	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>

Shoe ☐ Inside ☐ Outside ☐ Other Location of shoe(s) \_\_\_\_\_Temp casing ☐ Yes Dia \_\_\_\_\_ From \_\_\_\_\_ To \_\_\_\_\_

## (7) PERFORATIONS/SCREENS

Perforations Method \_\_\_\_\_

Screens Type Certalock Material PVC

Perf/S	Casing/Screen	Dia	From	To	Scrn/slot width	Slot length	# of slots	Tele/pipe size

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

☐ Pump ☐ Bailer ☒ Air ☐ Flowing Artesian

Yield gal/min	Drawdown	Drill stem/Pump depth	Duration (hr)
1,000		767	1

Temperature \_\_\_\_\_ °F Lab analysis ☐ Yes By \_\_\_\_\_Water quality concerns? ☐ Yes (describe below)

From	To	Description	Amount	Units

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

County MORROW Twp 3 N N/S Range 24 E E/W WM

Sec 2 SW 1/4 of the NW 1/4 Tax Lot 100

Tax Map Number \_\_\_\_\_ Lot \_\_\_\_\_

Lat \_\_\_\_\_ or 0 DMS or DD

Long \_\_\_\_\_ or 0 DMS or DD

☒ Street address of well ☐ Nearest address

TOWER ROAD, BOARDMAN, OR 97818 MP 7, Tower Rd

## (10) STATIC WATER LEVEL

Date \_\_\_\_\_ SWL(psi) + SWL(ft)

Existing Well / Predeepening \_\_\_\_\_

Completed Well 12-17-2014 \_\_\_\_\_

Flowing Artesian? ☐ Dry Hole? ☐

## WATER BEARING ZONES

Depth water was first found 210

SWL Date	From	To	Est Flow	SWL(psi)	+ SWL(ft)
11-19-2014	200	210	200		119
11-20-2014	400	430	400		120
11-22-2014	688	706	3,000		189
12-09-2014	735	767	1,000		210
12-11-2014	780	784			210

## (11) WELL LOG

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

Material	From	To
SAND BROWN	0	16
WHITE CLIECHE CLAY	16	25
TAN STICKEY CLAY	25	79
BROKEN ROCK SOFT	79	90
BROKEN ROCK HARD W/SOFTER THIN LAYERS	90	200
SOFT VISICULAR BROWN	200	210
HARD GREY ROCK	210	330
BLUE GREEN SOFT CLAYSTONE	330	400
ROCK FLAT BLACK FRACTURED	400	430
BLUE GREEN CLAYSTONE BROKEN BLACK	430	450
ROCK BLUEISH		
GREEN CLAYSTONE MIX	450	649
BLACK ROCK HARD	649	668
WHITE HEAVING SAND	668	706
VESICULAR BLACK & GREY ROCK	706	720
HARD GREY ROCK	720	735
RED & BLACK VESICULAR	735	767

Date Started 11-08-2014

Completed 12-17-2014

## (unbonded) Water Well Constructor Certification

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

License Number \_\_\_\_\_ Date JUN 29 2015

Password: (if filing electronically) \_\_\_\_\_

Signed \_\_\_\_\_

## (bonded) Water Well Constructor Certification

SALEM, OR

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

License Number 1934

Date 6-25-15

Password: (if filing electronically) \_\_\_\_\_

Signed \_\_\_\_\_

Contact Info (optional) \_\_\_\_\_

ORIGINAL - WATER RESOURCES DEPARTMENT

THIS REPORT MUST BE SUBMITTED TO THE WATER RESOURCES DEPARTMENT WITHIN 30 DAYS OF COMPLETION OF WORK

SALEM, OR

13325

Form Version: 0.89







RECEIVED

DEC 19 2019

OWRD

**Attachment #6**

Settlement Agreement & Final Order Approving Application G-14827  
Permit Amendment Application for Permit G-13880

---

**13325**



DEC 19 2019

## BEFORE THE OREGON WATER RESOURCES DEPARTMENT

OWRD

In the Matter of Water Right Application     )  
G 14827 in the Name of Inland Land Co.     )  
LLC     )

FINAL ORDER APPROVING  
APPLICATION G 14827

This Final Order comes after settlement by Inland Land Company, LLC ("Inland") and the Conservation Parties (defined below) of the contested case that was commenced in 1999 upon the filing of protests to the Proposed Final Order issued by the Water Resources Department in 1998. **Contested Case No. 35.** This Final Order is issued based on the unique facts in this matter. It does not constitute legal or factual precedent except as to the specific permit at issue.

**SUMMARY OF FINAL ORDER**

Based upon the findings and conclusions set forth below, the Department orders:

- Permit G 13880 shall be issued as provided by Exhibit A and shown on the map attached as Exhibit B.
- The Permit is subject to certain conditions as set forth below.

**FINDINGS OF FACT****Application History**

1. On August 27, 1998, INLAND LAND CO., LLC, BOB HALE, submitted an application to the Department for the following water use permit:

- Amount of Water: 15,708.0 GALLONS PER MINUTE (GPM)
- Use of Water: IRRIGATION OF 2,800.0 ACRES
- Source of Water: UP TO NINE WELLS IN THE COLUMBIA RIVER BASIN
- Area of Proposed Use: MORROW County, within SECTION 26, SECTION 28, SECTION 29, SECTION 30, SECTION 31, SECTION 32, SECTION 33, AND SECTION 34, TOWNSHIP 4 NORTH, RANGE 24 EAST, W.M.

2. On October 10, 1998, the Department mailed the applicant notice of its Initial Review, determining that "the use of 35.0 Cubic Feet per Second (15,708.0 Gallons per Minute), from nine wells in Columbia River Basin for Irrigation of 2800.0 acres is allowable from March 1 through October 31" with conditions. The Department proposed limiting the use to a period of five years in order to ensure protection of the groundwater source. The applicant notified the Department to continue processing the application.



DEC 19 2019

OWRD

3. On October 20, 1998, the Department gave public notice of the application in its weekly notice. The public notice included a request for comments, and information for interested persons about both obtaining future notices and a copy of the proposed final order.

4. Additional comments were received from Gail Achterman, attorney representing the applicant, on November 23, 1998.

5. On January 15, 1999, the Department accepted a protest filed by WaterWatch, the Northwest Environmental Defense Center ("NEDC"), the National Wildlife Federation, the Columbia River Basin Institute and Oregon Trout (collectively, the "Conservation Parties") against Water Right Application Number G-14827. The protest set forth objections to the Department's decision to grant the water right.

6. Thereafter, on April 5, 1999, the Department issued a Notice of Prehearing conference and commenced contested case proceedings (the "Contested Case")

7. In December 2000, Inland and the Conservation Parties entered into a settlement that resolved their issues in the Contested Case. An Order dismissing the contested case proceeding was entered on March 7, 2001. The Department incorporates the terms of the settlement into this Final Order.

#### **Department Review**

8. In reviewing applications, the Department may consider any relevant sources of information, including the following:

- Comments by or consultation with another state agency
- Any applicable basin program
- Any applicable comprehensive plan or zoning ordinance
- The amount of water available
- The rate and duty for the proposed use
- Pending senior applications and existing water rights of record
- Designations of any critical groundwater areas
- The Scenic Waterway requirements of ORS 390.835
- Applicable statutes, administrative rules, and case law
- Any general basin-wide standard for flow rate and duty of water allowed
- The need for a flow rate and duty higher than the general standard
- Any comments received

9. The Department allows no more than one-eightieth of one cubic foot per second and 3.0 acre-feet for each acre irrigated each year from groundwater on the east side of the Cascade Mountains. This standard rate and duty was determined to be a sufficient amount from groundwater based upon rate and duties established in various court decrees, analysis of average crop needs, soil surveys, climate, and other variables, and differences in efficiency between surface water and groundwater distribution systems. Generally most groundwater distribution systems are closed, pressurized systems which do not involve the evaporation and seepage losses that may occur in a surface water distribution system.



DEC 19 2019

OWRD

10. The Umatilla Basin Program allows both primary and supplemental irrigation.
11. The subject lands and the proposed wells, in the Columbia River Basin, are not within or above a State Scenic Waterway.
12. The Department's Groundwater/Hydrology Section completed a review of the application under OAR 690-09. The review determined that the wells will not have the potential for substantial interference with either the Columbia River or the West Extension Irrigation District canal. However, the review concluded that prolonged use of 35.0 CFS from the groundwater reservoir would negatively affect the resource, if used in a primary capacity. This review found that the proposed use, if fully exercised, will likely exceed the capacity of the resource, will likely result in excessive water-level declines, and will also likely cause substantial interference with prior rights to appropriate groundwater from basalt aquifers. Based upon these conclusions regarding the ability of the aquifer to support the proposed use for prolonged periods, the Groundwater Hydrology Section recommended conditions be applied if a permit is issued, as provided herein.
13. The Department found that the recommended conditions would ensure that water level measurements commence prior to water use and that short-term declines may be tolerated, so long as substantial interference with senior water rights does not occur as a result.
14. With the recommended conditions, the Department determined, based upon OAR 690-09, that the proposed groundwater use will adequately protect the surface water from interference.
15. Also, an assessment of water availability has been completed by the Department's Groundwater/Hydrology Section. A copy of this assessment is in the file. This assessment determined that water is available for further appropriation, with the above identified conditions, during the Irrigation Season.
16. The irrigation season is not specified by decree, permit certificate, order or basin program. Therefore, by rule, the Irrigation Season is March 1 through October 31 (OAR 690-250-0070). The season of use requested by the applicant, February 1 to November 30, shall be restricted to March 1 through October 31.
17. The Department finds that no more than 35.0 Cubic Feet Per Second (CFS) (15,708.0 GPM) would be necessary for the proposed use. The amount of water requested, 15,708 GPM (35.0 CFS), from as many as nine wells, is allowable.
18. The wells are not located within a designated critical ground water area.
19. The Groundwater Section finds that there is NOT a preponderance of evidence that the proposed use of groundwater will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife.



## CONCLUSIONS OF LAW

20. Under the provisions of ORS 537.621, the Department must presume that a proposed use will ensure the preservation of the public welfare, safety and health if the proposed use is allowed in the applicable basin program established pursuant to ORS 536.300 and 536.340 or given a preference under ORS 536.310(12), if water is available, if the proposed use will not injure other water rights and if the proposed use complies with rules of the Water Resources Commission.
21. The proposed use requested in this application is allowed in the Umatilla Basin Plan.
22. No preference for this use is granted under the provisions of ORS 536.310(12).
23. Water is available for the proposed use with the additional conditions described herein.
24. The proposed use as conditioned will not injure other water rights.
25. The proposed use complies with other rules of the Water Resources Commission not otherwise described above.
26. The proposed use complies with the State Agency Agreement for land use.
27. No proposed flow rate and duty of water higher than the general basin-wide standard is needed.
28. For these reasons, the required presumption has been established
29. Under the provisions of ORS 537.621, once the presumption has been established, it may be overcome by a preponderance of evidence that either:
- (a) One or more of the criteria for establishing the presumption are not satisfied; or
  - (b) The proposed use would not ensure the preservation of the public welfare, safety and health as demonstrated in comments, in a protest . . . or in a finding of the department that shows:
    - (A) The specific aspect of the public welfare, safety and health under ORS 537.525 that would be impaired or detrimentally affected; and
    - (B) Specifically how the identified aspect of the public welfare, safety and health under ORS 536.525 would be impaired or be adversely affected.
30. In this application, all criteria for establishing the presumption have been satisfied, as noted above. The presumption has not been overcome by a preponderance of evidence that the proposed use would impair or be detrimental to the public interest.



31. The Department therefore concludes that water is available in the amount necessary for the proposed use; the proposed use will not result in injury to existing water rights; and the proposed use would ensure the preservation of the public welfare, safety and health as described in ORS 537.525.

## ORDER

Based on the foregoing findings of fact and conclusions of law, the Department:

1. Resolves the protests filed in 1999 by the Conservation Parties;
2. Issues water right permit No. G 13880 attached as Exhibit A.

RECEIVED

DEC 19 2019

OWRD

Subject to the following CONDITIONS:

### 1. Limitation on Acreage

The Permit shall be limited to irrigation of 2129.5 acres and supplemental irrigation of 670.5 acres, provided however that Inland may, upon Department approval, make further modifications with respect to the primary and supplemental nature of the water use to the total 2800.0 acres so long as Condition 2.b. below is satisfied. No irrigation of the Conservation Area (as identified on the map attached as Exhibit C and as further described in the legal description attached as Exhibit D) or the Boardman Bombing Range (located generally to the east of the Area of Proposed Use, as described in paragraph 1 on page 1 of this Final Order) shall be allowed under the Permit, or pursuant to any future amendment of the Permit, or pursuant to any resulting Certificate or subsequent transfer proceeding.

### 2. Limitation on Rate, Duty, and Use

- a. The maximum rate authorized is 35.0 cubic feet per second (cfs).
- b. The amount of water used for irrigation under this right, 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 4.0 acre feet per acre provided that the maximum duty of water for all lands under the permit from all sources not exceed an average duty of 3.0 acre feet per acre for each acre irrigated during the irrigation season of each year.
- c. The authorized place of use shall be as identified in the System Layout Map accompanying the certificates and attached as Exhibit B. And provided further, that the Department shall not modify the place of use so as to allow irrigation of the Conservation Area (as identified on the map attached as Exhibit C to the Final Order ordering the issuance of this permit, and as further described in the legal description attached as Exhibit D to the Final Order) or the Boardman Bombing Range (located generally to the east of the Place of Use described above) under this Permit, or pursuant to any future amendment of this Permit, or pursuant to any resulting Certificate or subsequent transfer proceeding.



**3. Measurement and Reporting**

- a. If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.
- b. Department requires the permittee/water user to make and report static water level measurements. The measurements shall be made and the data reported to the Department in accordance with the following provisions:
  - (i) At a minimum, the measurements shall be made at all of the wells authorized under this permit, two (2) nearby permitted wells, one being authorized under Permit G-13244 and the other being authorized under Permit G-13283, provided that such access is provided by the other landowners or permittees, and at a monitoring/observation well specifically constructed for this purpose by the permittee. The well construction for this well shall be similar to that of the permitted wells, except that the diameter of the borehole and well casing may be smaller, and shall be subject to approval of the Department. The well shall be located in T4N, R24E – Section 36, or at any other suitable location as approved by the Department.
  - (ii) For each well authorized under this permit, measurement of an initial static water level shall be made once construction of the well is complete and before water use begins at that well, regardless of the completion date of the well.
  - (iii) Measurement of static water levels at all wells included in this monitoring plan shall be semiannual between February 15 and March 15 and in the month of October. Wells authorized under this permit shall be idle for at least 60 days prior to the February/March measurement. Wells authorized under permits G-13244 and G-13283 shall be idle for at least 24 hours prior to the February/March measurement. All wells measured shall be idle for at least 24 hours prior to the October measurement. The Department may approve measurements made with a lesser period of idle time than specified above, provided that a written request is received which includes the reason(s) why the specified time cannot be met.
  - (iv) Following the first year of water use, the next February/March measurement shall establish the reference level against which future February/March measurements will be compared. If water use begins prior to completion of all wells authorized under this permit, the reference level for those wells completed after water use begins shall be the first February/March water level measured following well completion.



- (v) All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor, pump installer licensed by the Construction Contractors Board or the permittee/appropriator or an employee of same. The Department requires the individual performing the measurement to:
  - (A) Identify each well with its associated measurement; and
  - (B) Measure and report water levels to the nearest tenth of a foot as depth-to-water below ground surface; and
  - (C) Specify the method used to obtain each well measurement; and
  - (D) Certify the accuracy of all measurements and calculations submitted to the Department.
- (vi) The Department may install equipment at the monitoring/observation well to continuously record water-level data. If such equipment is installed, then the above measurement requirements for this well are waived. The Department shall bear the cost of the water-level recording equipment and shall also install and maintain the equipment.
- (vii) The permittee shall submit annual reports of water-level data to the Department by April 1st. The reports shall be directed to the attention of file G-14827 with a copy to the Groundwater/Hydrology Section of the Department.
- c. The permittee shall notify the Groundwater/Hydrology Section of the Department in Salem or the Watermaster in Pendleton at least five (5) business days prior to beginning construction of each well. The Department may require samples of the materials penetrated during well construction to be collected. When required, the samples shall be collected at five-foot intervals and at each change in lithology and shall be stored and properly labeled in containers provided by the Department. The Department may collect additional data, such as geophysical or video logs, at any well prior to installation of pumping equipment. The Department shall bear the cost of any such additional data collection.
- d. If any of the wells listed on this permit (or replacement wells) display a total static water-level decline of 25 or more feet over any period of years, as compared to the reference level measurement, then the Department shall consider whether any additional conditions or restrictions on the use of water are necessary. If any of the wells listed on this permit (or replacement wells) display a total static water-level decline of 50 or more feet over any period of years, as compared to the reference level measurement, then the water user shall discontinue use of that well(s) until the annual water level rises above the decline level which triggered the action or until the Department determines, based on the permittee's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the



resource or senior water rights. The water user shall in no instance allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit.

DATED: February 5, 2004



Paul R. Cleary  
Director, Water Resources Department

RECEIVED

DEC 19 2019

OWRD

13325



# Permit Amendment Application Checklist

Checked by Qula

Date 12/19

App # 6-14827

Permit # 6-13880

## Permit Amendments are authorized for changes in POD/POA, APOD/APOA, or POU.

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

- ☒ 1. Is the name of the Permit Amendment applicant the same as the Water Right Permit holder(s) of record?

If not, one of the following must be included with the application:

- \_\_\_ a) An affidavit of consent from all Permit holder(s) or the other Permit holders that have not signed the Permit Amendment application form, consenting to the proposed Permit Amendment application; **OR**,  
\_\_\_ b) A completed Request for Assignment form (and statutory fee) to move all (or portion) of the permit into the Permit Amendment applicant's name.

If not, what is missing? \_\_\_\_\_

- ☒ 2. Page 1 of application: Are all attachments that have been checked actually included?

If not, what is missing? \_\_\_\_\_

- ☒ 3. Are fees included and correct? Fee Paid: \_\_\_\_\_

If not, the correct fee would be: \_\_\_\_\_, so the amount missing is: \_\_\_\_\_

- ☒ 4. Part 4 of application: Have all the applicants listed at the top of the page signed at the bottom?

If not, whose signature is missing? \_\_\_\_\_

- ☒ 5. Are the Permit completion date(s) current?

If the Permit completion date has expired, we **CANNOT** accept the application.

- ☒ 6. If all #1-#5 boxes on this checklist are checked (with no remaining deficiencies identified), accept the application. 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.

13325





8019 West Quinault Avenue, Suite 201  
Kennewick, Washington 99336  
509.209-2846

RECEIVED

DEC 19 2019

OWRD

December 17, 2019

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

RE: Permit Amendment Application for Permit G-13880

To Whom It May Concern:

On behalf of our client, Threemile Canyon Farms, please find enclosed a permit amendment application, map, supporting documentation, and a check in the amount of \$9500 for application fees for permit G-13880.

Should you have any questions regarding the application or supporting documentation, please do not hesitate to contact me.

Sincerely,

Molly Reid  
Senior Planner  
(509) 209-2846 Direct Line  
(541) 310-7264 Cell

Enclosures: Permit Amendment Application  
Permit Amendment Map  
Supporting Documents  
Check #011860

Cc: GHarris, Threemile Canyon Farms  
File

13325





# Oregon Water Resources Department Fee Calculation for Permit Amendment

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

Today's Date: Thursday, December 19, 2019

Fee Calculation

Base Fee (includes one type of change to one permit for up to 1 cfs)

\$1,160.00

Fill in information below-- Check each box that applies.

Types of Change Proposed:

☒ Place of Use

☒ Point of Diversion (POD)/Appropriation (POA); and/or Additional POD/POA; and/or SW POD to GW POD \$930.00

Enter total number of permits included in application. 1

\$0.00

☒ Check this box if you propose to add or change a well, or change from a surface water POD to a well.

\$410.00

☐ Check this box if you propose to change the place of use for a NON-irrigation permit.

☒ Check this box if you propose to change the place of use for an irrigation permit.

If yes, enter the following for the permits on the land included in the application.

(If a supplemental permit also covers the same land as an included primary permit, only list the primary.)

Permit	Total acres in the permit	# of acres to be amended	Total cfs in the permit	OR If permit does not list cfs, enter 1/___ cfs per acre	Transfer cfs
G-13880	2800	1671.1	35		20.88875

Total Transfer CFS(rounded up to the next whole cfs): 21.00

\$7,000.00

Subtotal:

\$9,500.00

Check each box that applies.

☐ The transfer is necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932.

☐ The transfer is endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat.

Discount

Permit Amendment Fee:

\$9,500.00

Return to Edit Clear

13325



RECEIVED

DEC 19 2019

OWRD

**Attachment #4**

Land Use Information Form

Permit Amendment Application for Permit G-13880

---

13325 -



# 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

RECEIVED

DEC 19 2019

OWRD

Applicant(s): Threemile Canyon Farms (Greg Harris, Manager)

Mailing Address: 75906 Threemile Road

City: Boardman

State: OR

Zip Code: 97818

Daytime Phone: (541) 481-9274

## 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>3-N</u>	<u>24-E</u>	<u>1,3,4,</u> <u>9,10,</u> <u>11,12,</u> <u>14,15,</u> <u>16</u>	—	<u>100</u>	—	<input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	<u>Irrigation</u>
<u>4-N</u>	<u>24-E</u>	<u>26,</u> <u>27,28,</u> <u>29,30,</u> <u>34,35</u>	—	<u>121</u>	—	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	<u>Irrigation</u>

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

Morrow

## B. Description of Proposed Use

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

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

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

Estimated quantity of water needed: 35   ☒ 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:

This application proposes to amend the location of five irrigation wells and the observation well, and amend the location of a portion of the place of use, and decrease the number of proposed wells in permit G-13880.

**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. →

Land Use Information Form - Page 2 of 3

13325



RECEIVED

DEC 19 2019

## For Local Government Use Only

OWRD

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): Morrow County Zoning Ordinance Article 3 Section 3.010
- ☐ 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:	
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued

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

Name: Stephanie Case Title: Interim Planning Director  
 Signature: Stephanie Case Phone: (541) 922-4624 Date: 11/22/2019  
 Government Entity: Morrow 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: \_\_\_\_\_

13325



Well 5 RECEIVED

MORR 52130

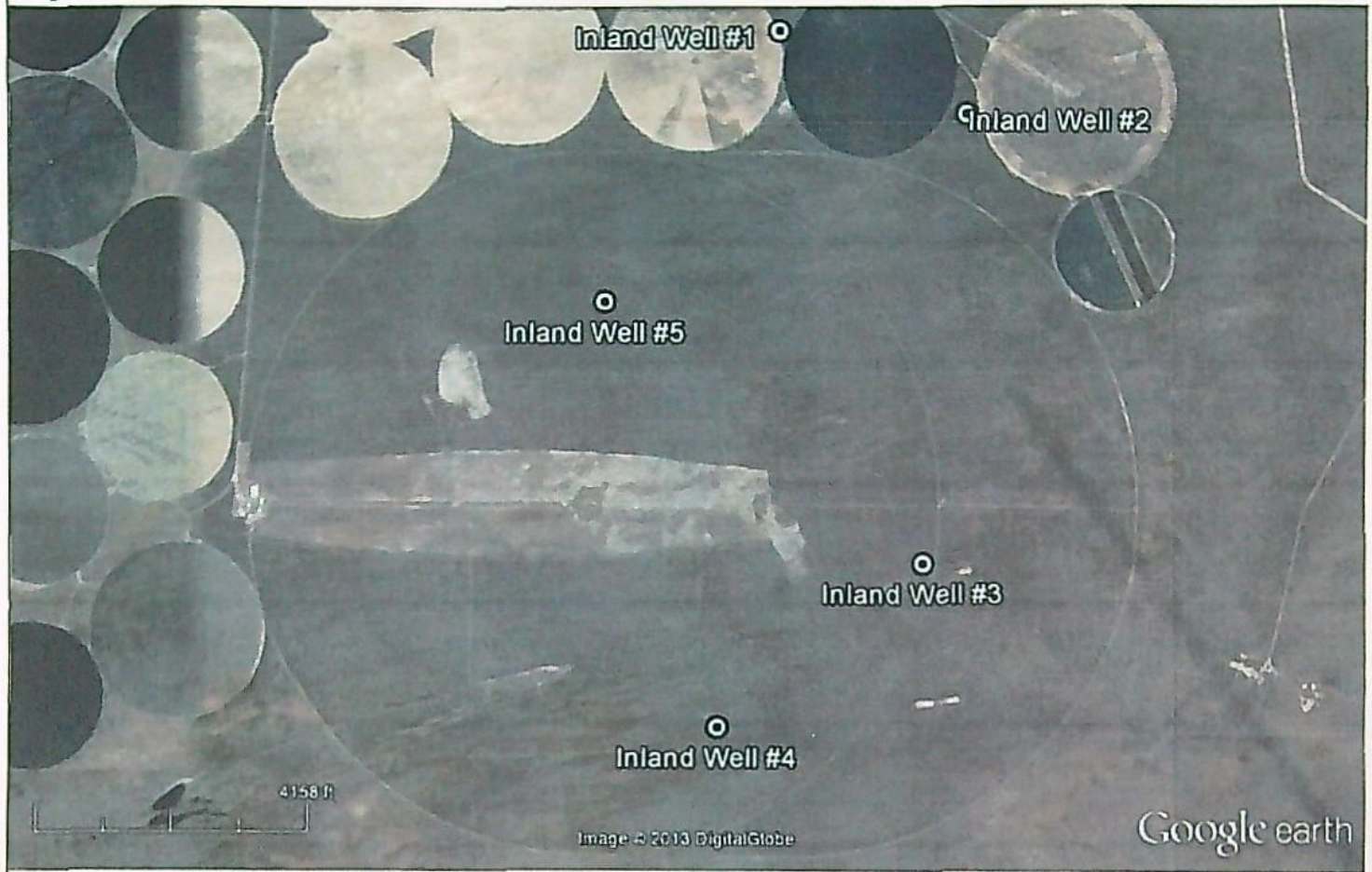
WATER SUPPLY WELL REPORT -  
continuation page

WELL I.D. # L \_\_\_\_\_ DEC 19 2019

START CARD # 1019188

Map of well

OWRD



RECEIVED BY OWRD

AUG 30 2013

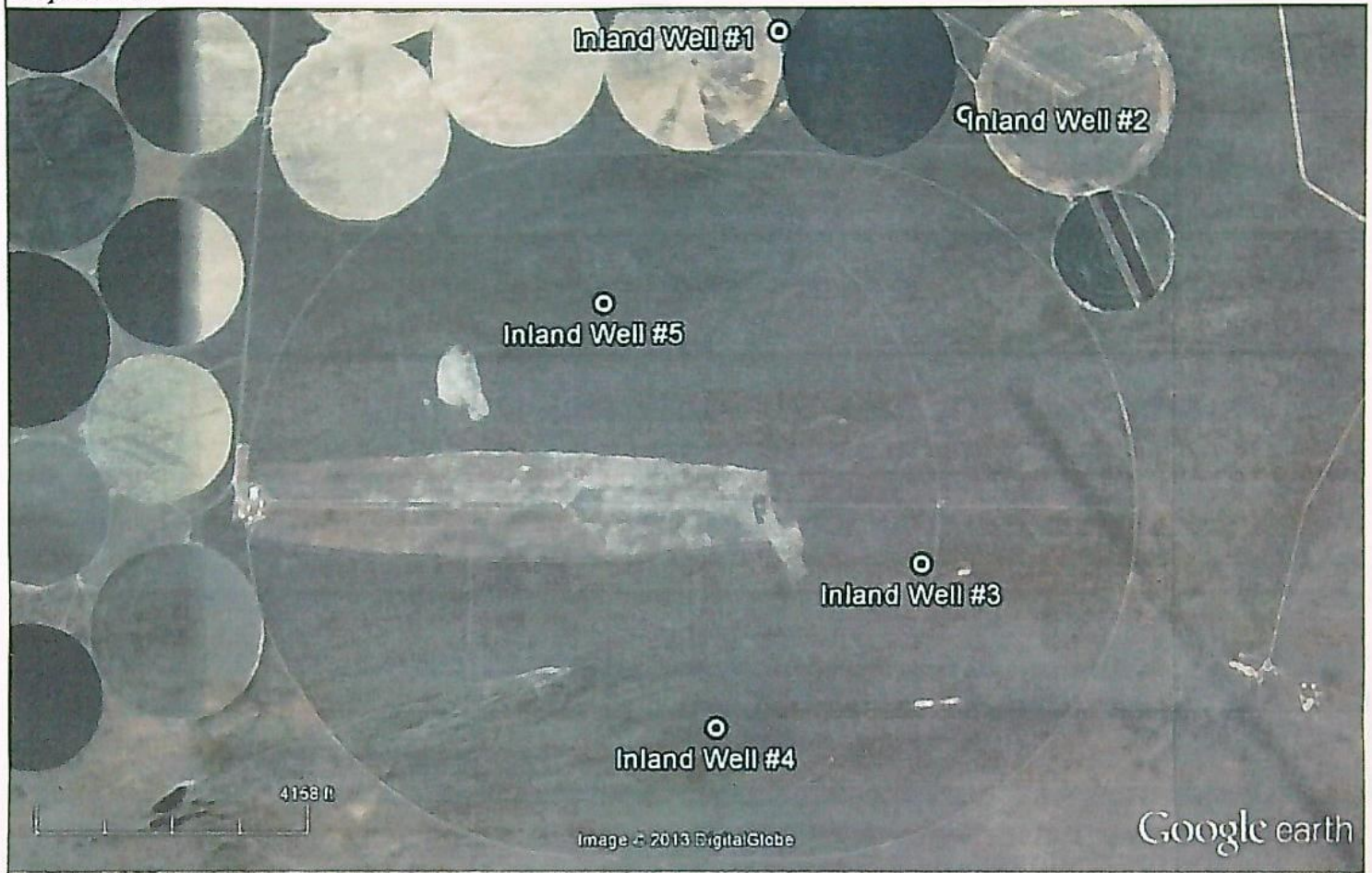
SALEM, OR

13325 -



Well 4

Map of well



RECEIVED

DEC 19 2019

OWRD

RECEIVED BY OWRD

AUG 30 2013

SALEM, OR

13325



MORR 52132

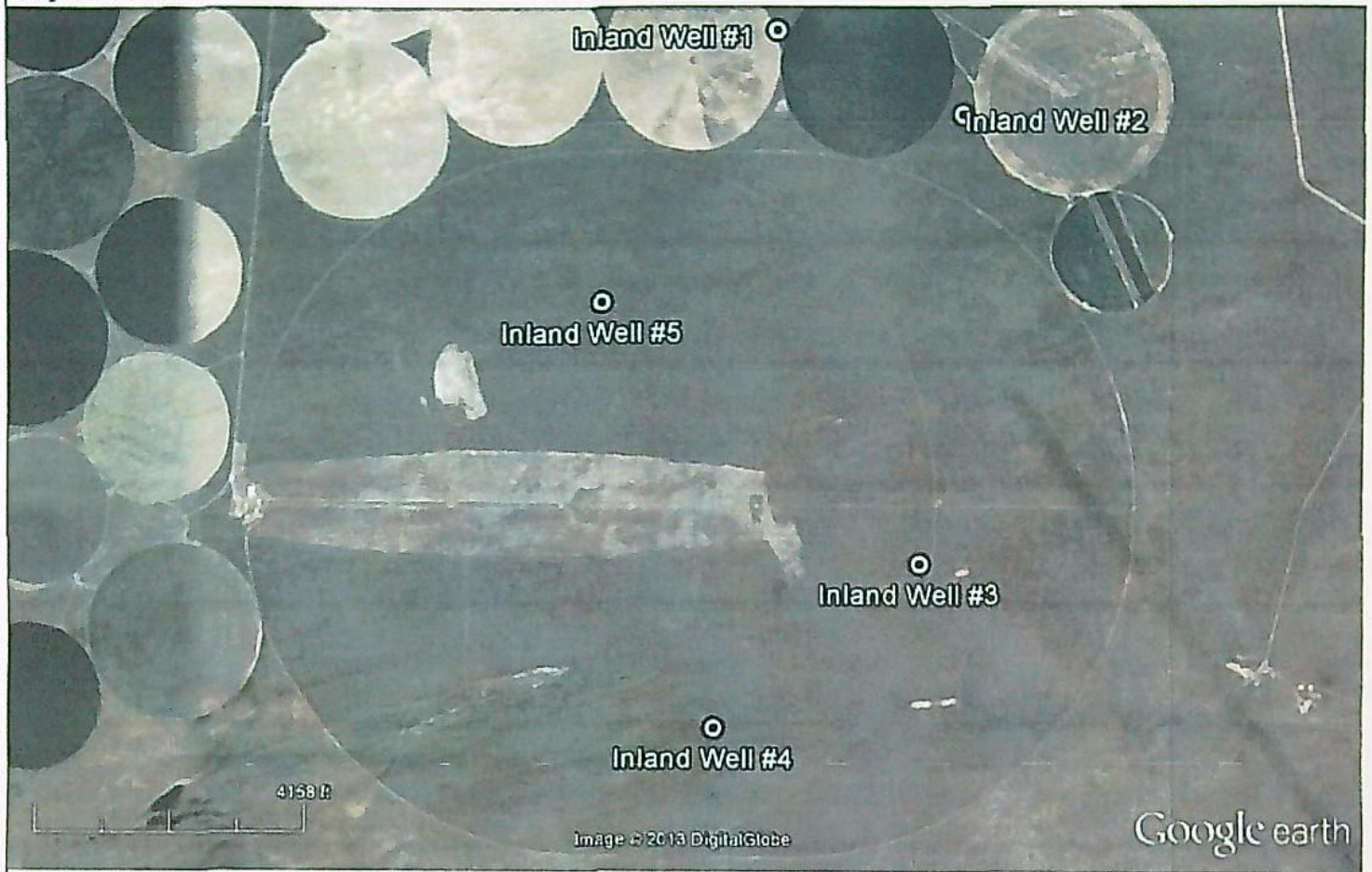
Well 3

WATER SUPPLY WELL REPORT -  
continuation page

WELL I.D. # L 96347

START CARD # 1019114

Map of well



RECEIVED

DEC 19 2019

OWRD

RECEIVED BY OWRD

AUG 30 2013

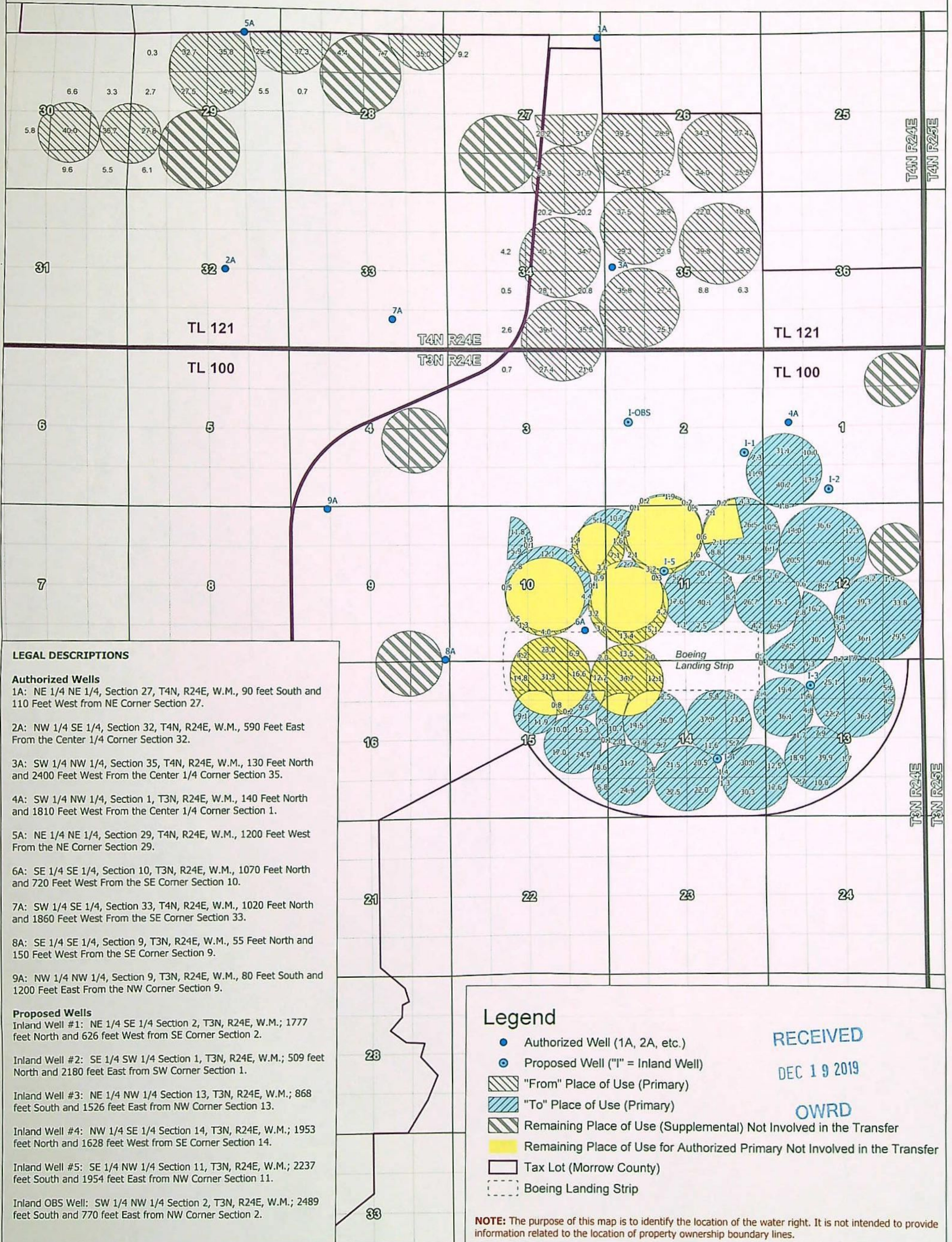
SALEM, OR

13325



# Permit Amendment Application G-13880 For Threemile Canyon Farms

Morrow County, Oregon  
Township 4 North and 3 North, Range 24 East, W.M.



RECEIVED

DEC 19 2019

OWRD

anderson  
GEOGRAPHICS

Map Date: 11/20/2019 1:33 PM

Drawn By:  
Will Anderson (541) 656-8920  
Spatial Reference:  
Name: NAD 1983 StatePlane Oregon North FIPS 3601 Feet

0 0.25 0.5 1 1.5 2  
Miles

Scale: 1:35,689 (1 in = 2,974 ft)



13325



INLAND LAND CO., LLC  
AMENDED GROUND WATER APPLICATION G-14827 MAP  
MORROW COUNTY, OREGON T4N, R24E WM

S 1/4  
SECTION  
19

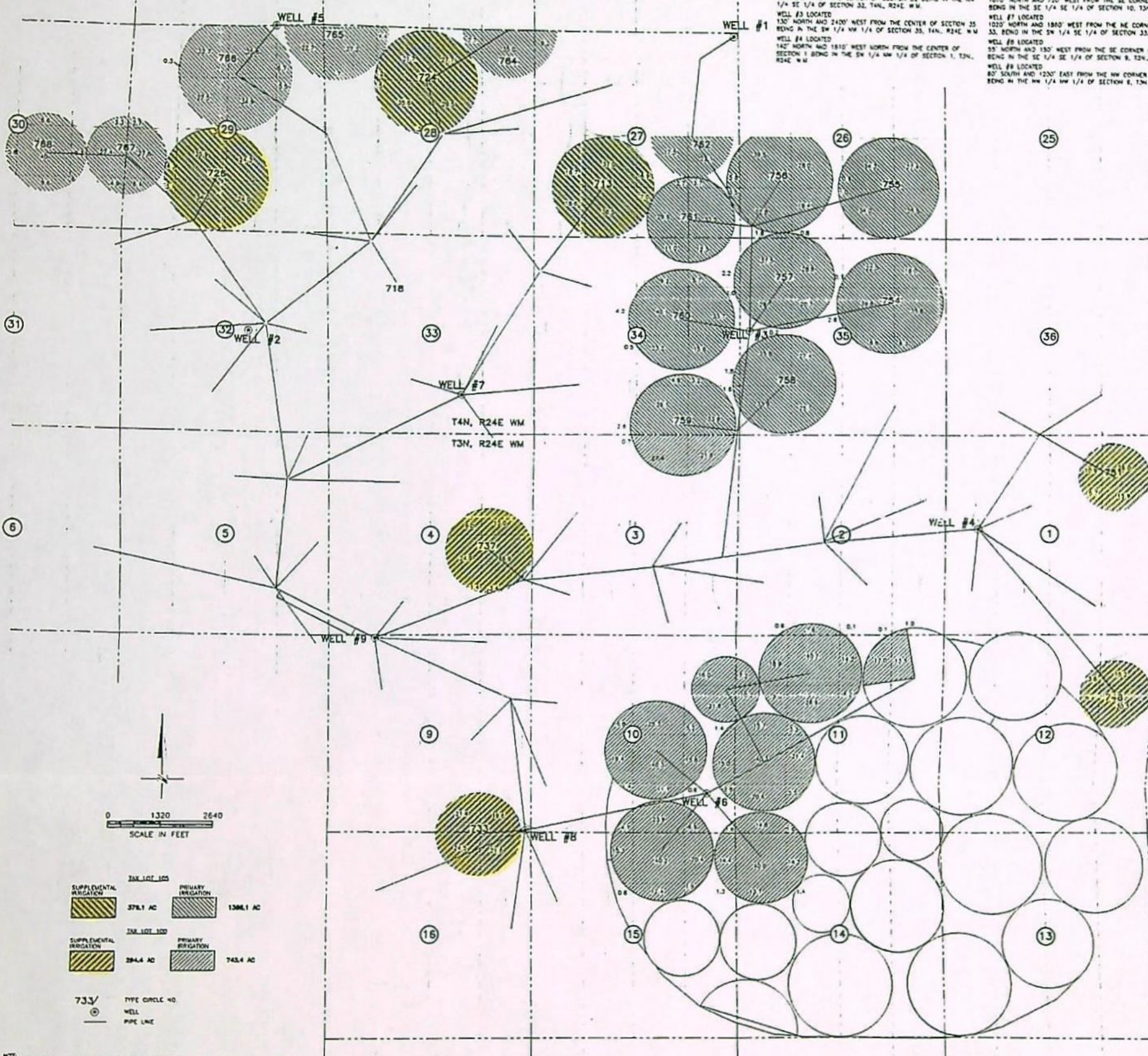
S 1/4  
SECTION  
20

S 1/4  
SECTION  
21

S 1/4  
SECTION  
22

WELL #1 LOCATED  
80' SOUTH AND 110' WEST FROM THE NE CORNER OF SECTION 27, BEING IN THE  
SE 1/4 NE 1/4 OF SECTION 27, T4N, R24E WM  
WELL #2 LOCATED  
180' EAST FROM THE CENTER OF SECTION 33 BEING IN THE NW  
1/4 SE 1/4 OF SECTION 33, T4N, R24E WM  
WELL #3 LOCATED  
130' NORTH AND 240' WEST FROM THE CENTER OF SECTION 35  
BEING IN THE SW 1/4 NW 1/4 OF SECTION 35, T4N, R24E WM  
WELL #4 LOCATED  
140' NORTH AND 180' WEST FROM THE CENTER OF  
SECTION 1 BEING IN THE SW 1/4 NW 1/4 OF SECTION 1, T3N,  
R24E WM

WELL #5 LOCATED  
80' SOUTH AND 110' WEST FROM THE NE CORNER OF SECTION 29, BEING IN THE  
NE 1/4 NE 1/4 OF SECTION 29, T4N, R24E WM  
WELL #6 LOCATED  
1070' NORTH AND 720' WEST FROM THE SE CORNER OF SECTION 10,  
BEING IN THE SE 1/4 SE 1/4 OF SECTION 10, T3N, R24E WM  
WELL #7 LOCATED  
1020' NORTH AND 180' WEST FROM THE NE CORNER OF SECTION  
33, BEING IN THE SW 1/4 SE 1/4 OF SECTION 33, T4N, R24E WM  
WELL #8 LOCATED  
35' NORTH AND 180' WEST FROM THE SE CORNER OF SECTION 8,  
BEING IN THE SE 1/4 SE 1/4 OF SECTION 8, T3N, R24E WM  
WELL #9 LOCATED  
80' SOUTH AND 120' EAST FROM THE NW CORNER OF SECTION 8,  
BEING IN THE NW 1/4 NW 1/4 OF SECTION 8, T3N, R24E WM



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.

SCM Consultants, Inc. Architects & Engineers  
Kennewick, WA 99336

WELL  
PIPE LINE

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.

SCM Consultants, Inc. Architects & Engineers  
Kennewick, WA 99336

WELL  
PIPE LINE

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.

SCM Consultants, Inc. Architects & Engineers  
Kennewick, WA 99336

WELL  
PIPE LINE

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.

SCM Consultants, Inc. Architects & Engineers  
Kennewick, WA 99336

WELL  
PIPE LINE

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.

SCM Consultants, Inc. Architects & Engineers  
Kennewick, WA 99336

13325

RECEIVED

DEC 19 2019

OWRD



Threemile Canyon Farms, LLC

To: Oregon Water Resources Departm ORE026

Check Number: 011860

Date: 12/11/2019

Invoice Number	Date	Voucher Number	Description	Amount	Discount	Paid Amount
G-13880 AMENDMENT	12/11/2019	00000000000040198	Permit Amendment	\$9,500.00	\$0.00	\$9,500.00

RECEIVED

DEC 19 2019

OWRD

TOTALS:	\$9,500.00	\$0.00	\$9,500.00
---------	------------	--------	------------



RECEIVED

JAN 27 2020



**OREGON WATER RESOURCES DEPARTMENT  
TRANSFER REIMBURSEMENT AUTHORITY  
ESTIMATE APPLICATION**



OWRD

*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.*

<u>TYPE</u>	<u>FILE NUMBER</u>
Transfer Application	Transfer Number T-13325

	<u>Applicant Information</u>	<u>Applicant's Representative/Contact</u>
Name:	Greg Harris, Threemile Canyon Farm	Molly Reid, GeoEngineers, Inc.
Address:	75906 Threemile Road	8019 W. Quinault Ave., Suite 201
	Boardman, OR 97818	Kennewick, WA 99336
Phone:	(541) 481-9274	(509) 209-2846
Fax:		(541) 310-7264 CELL
E-Mail Address:	gharris@rdoffutt.com	mreid@geoengineers.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: Molly Reid \_\_\_\_\_

Signature: Molly Reid

**OWRD USE ONLY: Reimbursement Authority Number: R11-245- 21**



RECEIVED

JAN 27 2020

OWRD

GEOENGINEERS 

8019 West Quinault Avenue, Suite 201  
Kennewick, Washington 99336  
509.209-2846

January 21, 2020

Oregon Water Resources Department  
Transfer Reimbursement Authority Program  
725 Summer Street NE, Suite A  
Salem, OR 97301

RE: Reimbursement Authority Request for T-13225

To Whom It May Concern:

On behalf of our client, Threemile Canyon Farms, please find enclosed a transfer reimbursement authority request application, and a check in the amount of \$125, for Transfer 13225. The existing permit's completion date is October 1, 2020. It is our hope to have this permit amendment application processed expeditiously to prevent the need to apply for an extension.

Should you have any questions regarding the application or supporting documentation, please do not hesitate to contact me.

Sincerely,

*Molly Reid*

Molly Reid  
Senior Planner  
(509) 209-2846 Direct Line  
(541) 310-7264 Cell

Enclosures: Reimbursement Authority Request and Check

Cc: GHarris, Threemile Canyon Farms  
File



**STATE OF OREGON  
WATER RESOURCES DEPARTMENT**

RECEIPT # **131804**

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

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

RECEIVED FROM: Threemile Canyon Farms, LLC  
BY: \_\_\_\_\_

APPLICATION	
PERMIT	
TRANSFER	T-13325

CASH: ☐ CHECK: # 11939 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 125.00

**1083 TREASURY 4170 WRD MISC CASH ACCT**

0407 COPIES <u>47124</u>	\$
<u>0412</u> OTHER: (IDENTIFY) <u>Transfer Reimbursement Authority</u>	\$ <u>125.00</u>
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	\$		

**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: **131804**

DATE: 1-27-2020 BY: [Signature]



**STATE OF OREGON  
WATER RESOURCES DEPARTMENT**

RECEIPT # **131804**

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

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

RECEIVED FROM: Threemile Canyon Farms

BY: \_\_\_\_\_

APPLICATION	
PERMIT	
TRANSFER	<u>T-13325</u>

CASH: ☐ CHECK: # 11939 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 125.00

**1083 TREASURY 4170 WRD MISC CASH ACCT**

0407 COPIES

0412 OTHER: (IDENTIFY) Transfer Rimbursment Authority

\$ 125.00

0243 I/S Lease

0244 Muni Water Mgmt. Plan

0245 Cons. Water

**4270 WRD OPERATING ACCT**

**MISCELLANEOUS**

0407 COPY & TAPE FEES

0410 RESEARCH FEES

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

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

0240 EXTENSION OF TIME

\$  
\$  
\$  
\$  
\$

**WATER RIGHTS:**

0201 SURFACE WATER

0203 GROUND WATER

0205 TRANSFER

EXAM FEE	
\$	0202
\$	0204
\$	
EXAM FEE	
\$	0219
	0220

**RECORD FEE**  
\$  
\$

**WELL CONSTRUCTION**

0218 WELL DRILL CONSTRUCTOR

LANDOWNER'S PERMIT

**LICENSE FEE**  
\$  
\$

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

**0536 TREASURY 0437 WELL CONST. START FEE**

0211 WELL CONST START FEE

0210 MONITORING WELLS

\$
\$

CARD #	
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: **131804**

DATE: 1-27-2020 BY: Bilini



Threemile Canyon Farms, LLC

To: Oregon Water Resources Departm ORE026

Check Number: 011939

Date: 01/21/2020

Invoice Number	Date	Voucher Number	Description	Amount	Discount	Paid Amount
T-13325	01/20/2020	00000000000040423	Transfer Application T-1332	\$125.00	\$0.00	\$125.00

RECEIVED

JAN 27 2020

OWRD

TOTALS: \$125.00 \$0.00 \$125.00



Applicant Threemile Canyon Farms RA# R11-245-21 T-13325				
Review Step				
Receipts received AA funds				
Transfer Support process Application				
Administrator signs AA				
NRS1 Support enters workflow record in WRIS and updates RA spreadsheet				
NRS2 completes initial review of file for deficiencies				
NRS2 consults with Kelly and/or Lisa				
NRS2 sends def. ltr (email and hard copy) N/A already done before RA				
NRS2 addresses correspondence from app/agent regarding def.				
Watermaster completes review				
Groundwater completes review (if applicable)				
NRS2 completes FO, Permit, and PN				
Transfer Staff completes peer review of FO, Permit, and PN				
Transfer Analyst completes policy check at FO & Permit stage				
Data Center Reviews PD				
NRS 2 sends FO and Permit to app/agent by email and/or mail				
Transfer Analyst completes peer review of PN review for newspaper noticing				
Transfer Support requests newspaper quote for PN publishing				
NRS2 sends publishing fee request to applicant/agent				
Transfer Support processes fee and newspaper publishing				
Transfer Support processes public notice (dept notice)				
Administrator signs FO and Permit				
Transfer Support issues FO and Permit, updates WRIS, copy to file, and mails hard copy to applicant				
NRS 1 closes out RA Contract				
<b>TOTAL ESTIMATE HOURS</b>	<b>27.94</b>			
		<b>TOTAL</b>		<b>\$1,298.86</b>



STATE OF OREGON  
WATER RESOURCES DEPARTMENT

RECEIPT # **133054**

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

RECEIVED FROM:

BY:

CASH:

CHECK #

OTHER: (IDENTIFY)

☐ ☒ 12394 ☐

1083 TREASURY 4170 WRD MISC CASH AC

0407 COPIES 47124 R112

0412 OTHER: (IDENTIFY) Rimbursation

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

4270 WRD OPERATING AC

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

0203 GROUND WATER

0205 TRANSFER

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR

LANDOWNER'S PERMIT

OTHER (IDENTIFY)

EXAM FEE

\$

\$

\$

EXAM FEE

\$

0536 TREASURY 0437 WELL CONST. START

0211 WELL CONST START FEE

0210 MONITORING WELLS

OTHER (IDENTIFY)

CARD #

CARD #

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD)

0231 HYDRO LICENSE FEE (FW/WRD)

HYDRO APPLICATION

RECEIVED  
OVER THE COUNTER

TREASURY OTHER / RDX

FUND TITLE

OBJ. CODE VENDOR #

DESCRIPTION

\$

RECEIPT: **133054**

DATED: 7/26/2020 BY: [Signature]

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

MY NOTES

1-133054

1st RA paid 1218.86  
# 132812 2-26-2020

2nd RA paid 1979.82

Receipt # 133054 7-28-2020

211-245-21

SHOULD HAVE PAID 680.96

1979.82 - 680.96 =

REFUND 1298.86



**STATE OF OREGON  
WATER RESOURCES DEPARTMENT**

RECEIPT # **133054**

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

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

RECEIVED FROM:

*Threemile Canyon  
Farm, LLC*

BY: \_\_\_\_\_

APPLICATION

PERMIT

TRANSFER

*T-13325*

CASH: ☐ CHECK: # ☒ *12394* OTHER: (IDENTIFY) ☐ \_\_\_\_\_

TOTAL REC'D

\$ *1979.82*

**1083 TREASURY 4170 WRD MISC CASH ACCT**

0407 COPIES

*47124*

*R11245-21*

\$

*0412* OTHER: (IDENTIFY) *Reimbursement Authority*

\$ *1979.82*

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

\$

**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

\$

**RECEIVED  
OVER THE COUNTER**

**TREASURY**

**OTHER / RDX**

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

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

DESCRIPTION \_\_\_\_\_

\$

RECEIPT: **133054**

DATED: *7/20/2020*

BY: *[Signature]*



RECEIVED

JUL 20 2020

REIMBURSEMENT AUTHORITY  
APPLICANT'S AGREEMENT  
Contract Number: R11-245-21

OWRD

This Agreement is between the Oregon Water Resources Department, hereafter OWRD, and Threemile Canyon Farm; Greg Harris, hereafter Applicant, hereafter known together as the parties.

## OWRD Information

Contact: Kelly Starnes  
Title: Transfer Advisor  
Address: 725 Summer Street, NE, Suite A  
Salem, OR 97301-1266  
Phone: 503 986-0886  
Fax: 503 986-0901  
Email: [patrick.k.starnes@oregon.gov](mailto:patrick.k.starnes@oregon.gov)

## Applicant's Information

Name: Threemile Canyon Farm  
Contact: Greg Harris  
Address: 75906 Threemile Rd  
Boardman, OR 97818  
Phone: (503) 481-9274  
Fax:  
Email: [gharris@rdoffutt.com](mailto:gharris@rdoffutt.com)

## Applicant's Representative

Name: GeoEngineers, Inc.  
Contact: Molly Reid  
Address: 8019 W. Quinault Ave, Ste 201  
Kennewick, WA 99336  
Phone: (509) 209-2846  
Cell: (541) 310-7264  
Email: [mreid@geoengineers.com](mailto:mreid@geoengineers.com)


**Purpose** The purpose of this Agreement is to expedite the processing of the Transfer Application. (Application Number: T-13325)

1. **Authority.** The OWRD has been authorized pursuant to ORS 536.055 to enter into a voluntary agreement with any applicant, permittee or regulated entity (collectively Applicant) for expediting or enhancing a regulatory process. In making this agreement, OWRD shall require the applicant to pay the full cost of expedited process.
2. **Restrictions.** Applicant and OWRD agree that this Agreement shall not be construed to restrict in any way the decisions and actions by OWRD. OWRD shall be free to exercise independent judgment consistent with existing laws and regulations.
3. **Effective Date and Duration.** Unless otherwise terminated by non-deposit of funds by the Applicant, this Agreement shall become effective on the date on which both parties have signed the Agreement and the full deposit of the estimated cost of the proposed service.
4. **Consideration.**
  - a. Applicant shall pay OWRD in advance for actual costs incurred by OWRD. The estimated maximum reimbursement payable to OWRD under this Agreement is ~~\$1,298.86~~ **\$1,979.82**. Applicant agrees to pay the full amount of ~~\$1,298.86~~ **\$1,979.82** to OWRD prior to commencement of any work stated in this Agreement. This payment will be placed in an account administered by OWRD and drawn upon as costs are actually incurred. If the actual cost of performing the work is less than payments received, OWRD will refund the unspent balance. If the actual cost of processing exceeds the estimate, the Applicant can either elect to terminate this Agreement or amend the Agreement to reflect the increase in cost.
  - b. The costs stated in this Agreement do not include the statutory application processing and filing fees.
5. **Confidentiality.** Applicant agrees that any information provided to or acquired by OWRD under this Agreement will be subject to the Oregon Public Records Law and shall be considered public records.
6. **Indemnity.** Applicant shall defend, save, hold harmless, and indemnify the State of Oregon, OWRD, and their officers, employees, and agents from and against all claims, suits, actions, losses, damages, liabilities, costs and expenses of any nature resulting from or arising out of, or relating to the activities of Applicant or its representatives, officers, employees, contractors, or agents under this Agreement or with respect to the expedited service. The Applicant acknowledges that the Oregon Water Resources Department cannot and does not guarantee a favorable review under the subject regulatory process.




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

For Applicant:

  
Name/Title:

7/14/2020  
Date

For OWRD:

  
Dwight French – Administrator

7/31/20  
Date

Mail signed Agreement to:

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

RECEIVED

JUL 20 2020

OWRD



**STATE OF OREGON  
WATER RESOURCES DEPARTMENT**

RECEIPT # **132012**

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

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

RECEIVED FROM: Threepile Canyon Farms,

BY: LLC

APPLICATION

PERMIT

TRANSFER 7-13325

CASH: ☐ CHECK: # 12021 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 1,298.86

**1083 TREASURY 4170 WRD MISC CASH ACCT**

0407 COPIES 47124

0412 OTHER: (IDENTIFY) Reimbursement Authority

\$

\$ 1,298.86

0243 I/S Lease \_\_\_\_\_

0244 Muni Water Mgmt. Plan \_\_\_\_\_

0245 Cons. Water \_\_\_\_\_

**4270 WRD OPERATING ACCT**

**MISCELLANEOUS**

0407 COPY & TAPE FEES

\$

0410 RESEARCH FEES

\$

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

\$

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

\$

0240 EXTENSION OF TIME

\$

**WATER RIGHTS:**

0201 SURFACE WATER

**EXAM FEE**

\$

0202

**RECORD FEE**

\$

0203 GROUND WATER

\$

0204

\$

0205 TRANSFER

\$

**WELL CONSTRUCTION**

**EXAM FEE**

0218 WELL DRILL CONSTRUCTOR

\$

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: **132012**

DATED: 2-26-2020 BY: [Signature]



**REIMBURSEMENT AUTHORITY  
APPLICANT'S AGREEMENT  
Contract Number: R11-245-21**

**RECEIVED**

**FEB 26 2020**

**OWRD**

This Agreement is between the Oregon Water Resources Department, hereafter OWRD, and Threemile Canyon Farm; Greg Harris, hereafter Applicant, hereafter known together as the parties.

**OWRD Information**

Contact: **Kelly Starnes**  
Title: Transfer Advisor  
Address: 725 Summer Street, NE, Suite A  
Salem, OR 97301-1266  
Phone: 503 986-0886  
Fax: 503 986-0901  
Email: [patrick.k.starnes@oregon.gov](mailto:patrick.k.starnes@oregon.gov)

**Applicant's Information**

Name: Threemile Canyon Farm  
Contact: Greg Harris  
Address: 75906 Threemile Rd  
Boardman, OR 97818  
Phone: (503) 481-9274  
Fax:  
Email: [gharris@rdoffutt.com](mailto:gharris@rdoffutt.com)

**Applicant's Representative**

Name: GeoEngineers, Inc.  
Contact: Molly Reid  
Address: 8019 W. Quinault Ave, Ste 201  
Kennewick, WA 99336  
Phone: (509) 209-2846  
Cell: (541) 310-7264  
Email: [mreid@geoengineers.com](mailto:mreid@geoengineers.com)

**Purpose** The purpose of this Agreement is to expedite the processing of the **Transfer Application**. (Application Number: T-13325)

1. **Authority.** The OWRD has been authorized pursuant to ORS 536.055 to enter into a voluntary agreement with any applicant, permittee or regulated entity (collectively Applicant) for expediting or enhancing a regulatory process. In making this agreement, OWRD shall require the applicant to pay the full cost of expedited process.
2. **Restrictions.** Applicant and OWRD agree that this Agreement shall not be construed to restrict in any way the decisions and actions by OWRD. OWRD shall be free to exercise independent judgment consistent with existing laws and regulations.
3. **Effective Date and Duration.** Unless otherwise terminated by non-deposit of funds by the Applicant, this Agreement shall become effective on the date on which both parties have signed the Agreement and the full deposit of the estimated cost of the proposed service.
4. **Consideration.**
  - a. Applicant shall pay OWRD in advance for actual costs incurred by OWRD. The estimated maximum reimbursement payable to OWRD under this Agreement is **\$1,298.86**. Applicant agrees to pay the full amount of **\$1,298.86** to OWRD prior to commencement of any work stated in this Agreement. This payment will be placed in an account administered by OWRD and drawn upon as costs are actually incurred. If the actual cost of performing the work is less than payments received, OWRD will refund the unspent balance. If the actual cost of processing exceeds the estimate, the Applicant can either elect to terminate this Agreement or amend the Agreement to reflect the increase in cost.
  - b. The costs stated in this Agreement do not include the statutory application processing and filing fees.
5. **Confidentiality.** Applicant agrees that any information provided to or acquired by OWRD under this Agreement will be subject to the Oregon Public Records Law and shall be considered public records.
6. **Indemnity.** Applicant shall defend, save, hold harmless, and indemnify the State of Oregon, OWRD, and their officers, employees, and agents from and against all claims, suits, actions, losses, damages, liabilities, costs and expenses of any nature resulting from or arising out of, or relating to the activities of Applicant or its representatives, officers, employees, contractors, or agents under this Agreement or with respect to the expedited service. The Applicant acknowledges that the Oregon Water Resources Department cannot and does not guarantee a favorable review under the subject regulatory process.



**REIMBURSEMENT AUTHORITY  
APPLICANT'S AGREEMENT  
Contract Number: R11-245-21**

This Agreement is between the **Oregon Water Resources Department**, hereafter OWRD, and **Threemile Canyon Farm; Greg Harris**, hereafter Applicant, hereafter known together as the parties.

OWRD Information	Applicant's Information	Applicant's Representative
Contact: <b>Kelly Starnes</b>	Name: Threemile Canyon Farm	Name: GeoEngineers, Inc.
Title: Transfer Advisor	Contact: Greg Harris	Contact: Molly Reid
Address: 725 Summer Street, NE, Suite A Salem, OR 97301-1266	Address: 75906 Threemile Rd Boardman, OR 97818	Address: 8019 W. Quinault Ave, Ste 201 Kennewick, WA 99336
Phone: 503 986-0886	Phone: (503) 481-9274	Phone: (509) 209-2846
Fax: 503 986-0901	Fax:	Cell: (541) 310-7264
Email: <a href="mailto:patrick.k.starnes@oregon.gov">patrick.k.starnes@oregon.gov</a>	Email: <a href="mailto:gharris@rdoffutt.com">gharris@rdoffutt.com</a>	Email: <a href="mailto:mreid@geoengineers.com">mreid@geoengineers.com</a>

**Purpose** The purpose of this Agreement is to expedite the processing of the **Transfer Application**. (Application Number: T-13325)

1. **Authority.** The OWRD has been authorized pursuant to ORS 536.055 to enter into a voluntary agreement with any applicant, permittee or regulated entity (collectively Applicant) for expediting or enhancing a regulatory process. In making this agreement, OWRD shall require the applicant to pay the full cost of expedited process.
2. **Restrictions.** Applicant and OWRD agree that this Agreement shall not be construed to restrict in any way the decisions and actions by OWRD. OWRD shall be free to exercise independent judgment consistent with existing laws and regulations.
3. **Effective Date and Duration.** Unless otherwise terminated by non-deposit of funds by the Applicant, this Agreement shall become effective on the date on which both parties have signed the Agreement and the full deposit of the estimated cost of the proposed service.
4. **Consideration.**
  - a. Applicant shall pay OWRD in advance for actual costs incurred by OWRD. The estimated maximum reimbursement payable to OWRD under this Agreement is **\$1,298.86**. Applicant agrees to pay the full amount of **\$1,298.86** to OWRD prior to commencement of any work stated in this Agreement. This payment will be placed in an account administered by OWRD and drawn upon as costs are actually incurred. If the actual cost of performing the work is less than payments received, OWRD will refund the unspent balance. If the actual cost of processing exceeds the estimate, the Applicant can either elect to terminate this Agreement or amend the Agreement to reflect the increase in cost.
  - b. The costs stated in this Agreement do not include the statutory application processing and filing fees.
5. **Confidentiality.** Applicant agrees that any information provided to or acquired by OWRD under this Agreement will be subject to the Oregon Public Records Law and shall be considered public records.
6. **Indemnity.** Applicant shall defend, save, hold harmless, and indemnify the State of Oregon, OWRD, and their officers, employees, and agents from and against all claims, suits, actions, losses, damages, liabilities, costs and expenses of any nature resulting from or arising out of, or relating to the activities of Applicant or its representatives, officers, employees, contractors, or agents under this Agreement or with respect to the expedited service. The Applicant acknowledges that the Oregon Water Resources Department cannot and does not guarantee a favorable review under the subject regulatory process.



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

For Applicant:

*Jay Harris* *Director, Farm Operations*  
Name/Title:

*2/19/2020*  
Date

For OWRD:

*Dwight French*  
Dwight French – Administrator

*2/26/2020*  
Date

Mail signed Agreement to:

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



**STATE OF OREGON  
WATER RESOURCES DEPARTMENT**

RECEIPT # **133245**

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

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

RECEIVED FROM: <u>Threemile Canyon</u>	APPLICATION
BY: <u>Farms, LLC</u>	PERMIT
CASH: <input type="checkbox"/>	TRANSFER <u>T133245</u>
CHECK: # <u>012444</u>	TOTAL REC'D \$ <u>167.17</u>
OTHER: (IDENTIFY) <input type="checkbox"/>	

<b>1083 TREASURY</b>	<b>4170 WRD MISC CASH ACCT</b>
0407 COPIES <u>4618</u>	\$
0207 OTHER: (IDENTIFY) <u>Newspaper Notice</u>	\$ <u>167.17</u>
0243 I/S Lease _____	0244 Muni Water Mgmt. Plan _____
	0245 Cons. Water _____

<b>4270 WRD OPERATING ACCT</b>			
<b>MISCELLANEOUS</b>			
0407	COPY & TAPE FEES		\$
0410	RESEARCH FEES		\$
0408	MISC REVENUE: (IDENTIFY) _____		\$
TC162	DEPOSIT LIAB. (IDENTIFY) _____		\$
0240	EXTENSION OF TIME		\$
<b>WATER RIGHTS:</b>		<b>EXAM FEE</b>	<b>RECORD FEE</b>
0201	SURFACE WATER	\$	0202 \$
0203	GROUND WATER	\$	0204 \$
0205	TRANSFER	\$	
<b>WELL CONSTRUCTION</b>		<b>EXAM FEE</b>	<b>LICENSE FEE</b>
0218	WELL DRILL CONSTRUCTOR	\$	0219 \$
	LANDOWNER'S PERMIT		0220 \$
OTHER (IDENTIFY) _____			

<b>0536 TREASURY</b>	<b>0437 WELL CONST. START FEE</b>		
0211	WELL CONST START FEE	\$	CARD #
0210	MONITORING WELLS	\$	CARD #
OTHER (IDENTIFY) _____			

<b>0607 TREASURY</b>	<b>0467 HYDRO ACTIVITY</b>	LIC NUMBER
0233	POWER LICENSE FEE (FW/WRD)	\$
0231	HYDRO LICENSE FEE (FW/WRD)	\$
	HYDRO APPLICATION	\$

<b>TREASURY</b>	<b>OTHER / RDX</b>
FUND _____	TITLE _____
OBJ. CODE _____	VENDOR # _____
DESCRIPTION _____	\$ _____

RECEIPT: **133245**

DATED: 8/14/2020 BY: K Hall



**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 # **131588**

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

RECEIVED FROM: Threemile Canyon Farms, LLC

BY: \_\_\_\_\_

CASH: ☐ CHECK: # 11860 OTHER: (IDENTIFY) ☐ \_\_\_\_\_

APPLICATION	
PERMIT	
TRANSFER	<u>T-13325</u>

TOTAL REC'D \$ 9,500.00

**1083 TREASURY 4170 WRD MISC CASH ACCT**

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

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

**4270 WRD OPERATING ACCT**

**MISCELLANEOUS**

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

**WATER RIGHTS:**

0201 SURFACE WATER	\$ _____	0202	RECORD FEE	\$ _____
0203 GROUND WATER	\$ _____	0204		\$ _____
0205 TRANSFER	\$ <u>9,500.00</u>			

**WELL CONSTRUCTION**

0218 WELL DRILL CONSTRUCTOR	\$ _____	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: **131588**

DATED: 12-19-19

BY: Richards



Threemile Canyon Farms, LLC

To: Oregon Water Resources Departm ORE026

Check Number: 012021

Date: 02/20/2020

Invoice Number	Date	Voucher Number	Description	Amount	Discount	Paid Amount
APPLI T-13325	02/20/2020	00000000000040618	Application Agreement Fee	\$1,298.86	\$0.00	\$1,298.86

RECEIVED

FEB 26 2020

OWRD

TOTALS:      \$1,298.86      \$0.00      \$1,298.86