

T-11876

T-11876

Name ZACH CHRISTENSEN

Address 17215 SW CHRISTENSEN RD
MC MINNVILLE OR 97128

Change in POU POD

Date Filed 8/15/14

Initial notice date 8-19-14

DPD issued date

PD issued date 1-6-15

PD notice date 1-13-15

Date of FO 3-30-15 Vol 95 Page 345-348

C-Date

COBU due date

COBU Received date 9/7/2016

Certificate issued 9/16/2022 C95599

DESCRIPTION OF WATER RIGHT(s)

Name of Stream S YAMHILL R

Trib. of YAMHILL R

Use IRR

County YAMHILL (116)

Quantity of water (CFS)

No. of Acres

Name of ditch

App # 557131 Per # 542925 Cert # 62271 PR Date 3/3/1978

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 #
<u>8/15/14</u>	<u>1800.00</u>	<u>113045</u>
<u>5-3-2021</u>	<u>\$100.00</u>	<u>135143</u>

FEES REFUNDED

Date	Amount	Receipt#
<u>6/2/2021</u>	<u>\$100.00</u>	<u>VPOS2254</u>

Assignments:

Irrigation District

Agent

CWRE

CC's list

☐ - Oversized map - Location

Mailing List for Final Transfer Certificate(s)

Transfer Application: T-11876

Certificate: 95599 (C-62271)

Certificate/Transfer Holder: (include copy of map)
CHRISTENSEN FARMS LLC
ATTN: ZACH CHRISTENSEN
17215 SW CHRISTENSEN RD
MCMINNVILLE, OR 97128

Copies Mailed
by: <u>K M W F</u> (STAFF)
on: <u>SEP 16 2022</u> (DATE)

Is the Transfer Holder(s) of record currently identified as a landowner of any tax lots involved as confirmed by the County records? **YES**

Copies of Final Transfer Certificate(s) to be sent to:

1. Watermaster District #: 22
2. Water Availability
3. Vault
4. File

Other persons to receive copies: (include map):

1. STEVEN BRUCE, CWRE

Record Marking(s):

1. Original Application# S-57131
2. Old Certificate# 62271



Oregon
Kate Brown, Governor

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

Date Mailed: **SEP 16 2022**

NOTICE OF CERTIFICATE ISSUANCE

Attached is a certificate that confirms the water rights established under the terms of a transfer order issued by this Department.

This certificate is an order in other than a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

This statement of judicial review rights is required under ORS 536.075; it does not alter or add to existing review rights or create review rights that are not otherwise provided by law.

The water must be controlled and not wasted. To change the location of the point of diversion, the character of use, or the location of use requires the advance approval of the Water Resources Director.

If you have any questions please contact Codi Holmes at 503-979-3184.

STATE OF OREGON

COUNTY OF POLK

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ZACH CHRISTENSEN
17215 SW CHRISTENSEN RD
MCMINNVILLE OR 97128

confirms the right to the use of water perfected under the terms of Permit S-42925. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point of diversion from the source. The specific limits and conditions of the use are listed below.

SOURCE OF WATER: SOUTH YAMHILL RIVER, A TRIBUTARY OF YAMHILL RIVER

PURPOSE OR USE: IRRIGATION OF 100.0 ACRES

MAXIMUM RATE: 0.8 CUBIC FOOT PER SECOND

DATE OF PRIORITY: MARCH 3, 1978

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
5 S	5 W	WM	33	SW SW	57	570 FEET NORTH AND 710 FEET EAST FROM SW CORNER, SECTION 33

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
5 S	5 W	WM	33	NE NW	38.0
5 S	5 W	WM	33	SE NW	39.0
5 S	5 W	WM	33	NE SW	23.0

The quantity of water diverted at the new point of diversion shall not exceed the quantity of water lawfully available at the original point of diversion described as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
6 S	7 W	WM	16	SE NE	46	120 FEET NORTH AND 700 FEET WEST FROM E1/4 CORNER, SECTION 16

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

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

Water use measurement conditions:

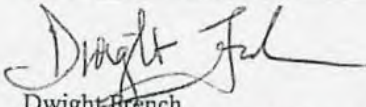
- A. The water user shall maintain the totalizing flow meters or measuring devices, as approved by the Director, in good working order, at each point of diversion (new and existing).
- B. The water user shall allow the watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the watermaster shall request access upon reasonable notice.

The water user shall maintain and operate the fish screen at the new point of diversion consistent with Oregon Department of Fish and Wildlife's operational and maintenance standards.

The right to the use of the water for the above purpose is restricted to beneficial use on the place of use described. The right is subject to minimum flows established by the Water Resources commission with an effective date prior to this right.

This certificate is issued to confirm a change in POINT OF DIVERSION and PLACE OF USE approved by an order of the Water Resources Director entered March 30, 2015 at Special Order Volume 95, Page 345, approving Transfer Application 11876, supercedes Certificate 62271, State record of Water Right Certificates.

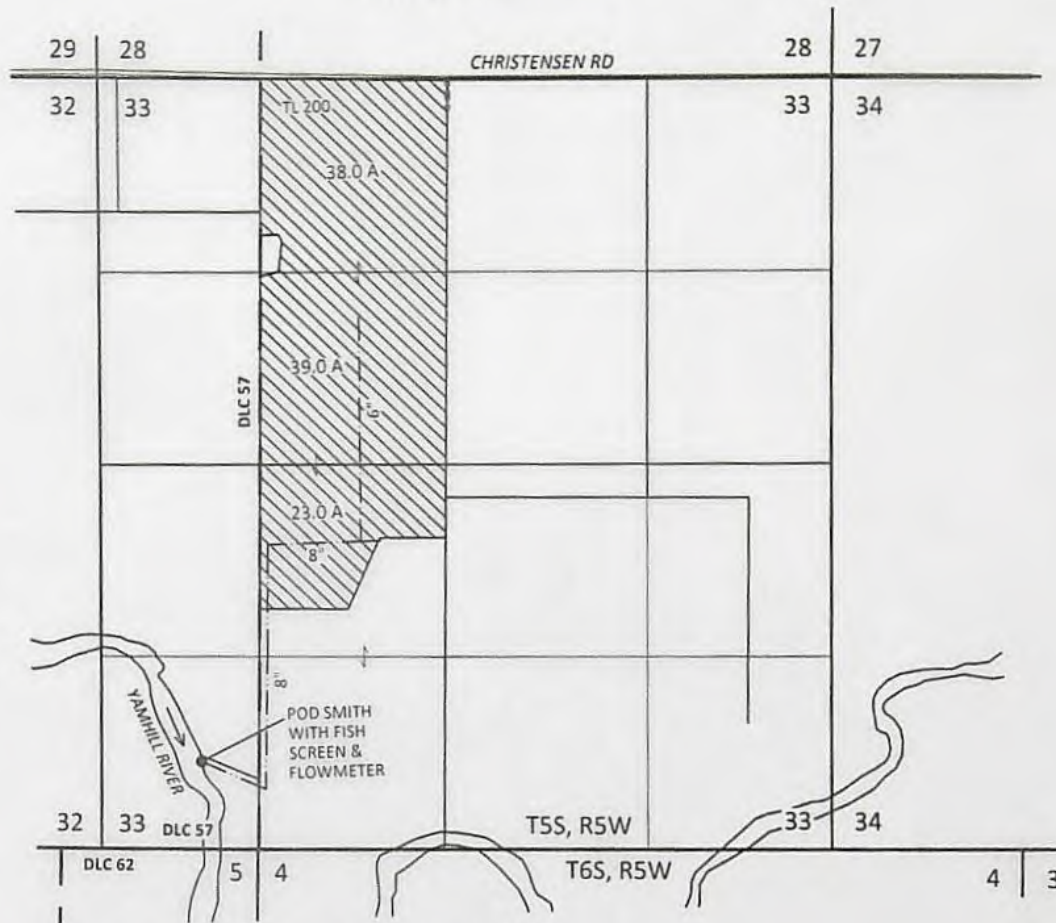
Issued SEP 16 2022



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

Section 33, T5S, R5W, W.M., Yamhill County, Oregon

Transfer T-11876
CLAIM OF BENEFICIAL USE MAP
Zach Christensen



POD SMITH LOCATION: 570 FT N AND 710 FT E
FROM SW CORNER OF SECTION 33, T5S, R5W, W.M.

SITE INSPECTION CONDUCTED JULY 26, 2016

RECEIVED

SEP 07 2016

WATER RESOURCES DEPT
SALEM, OREGON

EXPLANATION



CANCELED CERTIFICATE 62271
100.0 ACRES
PRIORITY: 3/3/1978



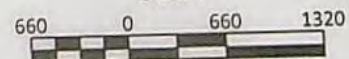
POINT OF DIVERSION (POD)



PIPELINE



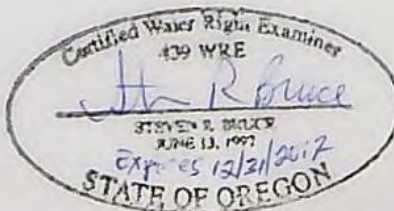
SCALE



1 INCH = 1320 FEET

SKOOKUM
WATER ASSOCIATES INC

1626 VICTORIAN WAY
EUGENE, OR 97401
(503) 319-8926



August 24, 2016

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

Figure 1

WATER RESOURCES DEPARTMENT
REQUEST FOR DISTRIBUTION OF FUNDS

TO: **Fiscal Services Section**

DATE: May 21, 2021

FROM: **Kerri H. Cope**, Water Management and Conservation Specialist
Phone: 503-979-9544

SUBJECT: **WMCP Fee - Request for Payment or Refund**

City of Adams WMCP Fee

RECEIPT #: 135127

Please prepare payment in the amount of \$1040.00, made payable to:

Name: City of Adams
Organization: Municipality
Address: PO Box 20, 190 North Main St.
City: Adams, OR 97810

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

- ☐ Request for file to be Rejected/Withdrawn/Misfiled
- ☐ Excess fees were collected for application/PON
- ☐ Payment of PON
- ☐ Protest filing fee
- ☒ Other: Duplicate Fee (Fee was already paid in 2017)

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: 5-21-2021

46609
0244

VP052252

Routing Slip

Oregon Water Resources Department

Water Rights Service Division

Date: 5-20-2021

File: T-11876

Subject/Process: Refund (Assignment)

From: Mary Bjork

ACTION	DATE
NOTES:	
TO: Dwight - Pls return file to me when refund signed.	5-20-2021
TO: Self → Abby then to Tonga's Cart (Data has entered)	6/2/2021
TO: Cert → WRIS	

WATER RESOURCES DEPARTMENT
REQUEST FOR DISTRIBUTION OF FUNDS

TO: Fiscal Services Section

DATE: May 20, 2021

FROM: Mary Bjork

RE: Request for Refund

Application: T-11876

RECEIPT #: 135143

Please prepare a refund in the amount of **\$100.00**, made payable to:

Name: Northwest Farm Credit Services

Address: 650 Hawthorne Ave SE, Suite 210

City: Salem, Oregon 97301

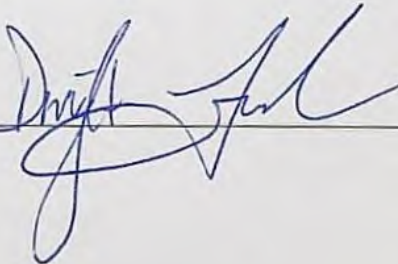
46111
0250

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
- ☐ Protest filing fees
- ☐ Standing fees
- ☐ Application Submittal and Permit recording fees
- ☒ Other: Called NWFC, certificate ready for issuance and they don't want their name on it. Assignment submitted in error.

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: _____

5/25/21

**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 # **135143**

INVOICE # _____

RECEIVED FROM:

*Northwest Farm Credit
Services*

BY:

37022529

CASH:

CHECK: ☒

OTHER: (IDENTIFY) ☐

APPLICATION

PERMIT

TRANSFER

T-11876

TOTAL REC'D

\$100.00

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

46111

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

\$

0250 OTHER

(IDENTIFY)

Assignment

\$100.00

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE

\$

CARD #

0210 MONITORING WELLS

\$

CARD #

OTHER (IDENTIFY)

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FWWRD)

\$

0231 HYDRO LICENSE FEE (FWWRD)

\$

HYDRO APPLICATION

\$

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION _____

\$

RECEIPT: **135143**

DATED

5-3-2021

BY:

[Signature]

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **135143**

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

INVOICE # _____

RECEIVED FROM: Northwest Farm Credit Services

BY: 37022529

CASH: ☐ CHECK: ☒ OTHER: (IDENTIFY) ☐

APPLICATION	
PERMIT	
TRANSFER	T-11876

TOTAL REC'D \$ 100.00

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 46111

0407 COPY & TAPE FEES \$

0410 RESEARCH FEES \$

0408 MISC REVENUE: (IDENTIFY) \$

TC162 DEPOSIT LIAB. (IDENTIFY) \$

0240 EXTENSION OF TIME \$

WATER RIGHTS:

0201 SURFACE WATER EXAM FEE 0202 \$

0203 GROUND WATER EXAM FEE 0204 \$

0205 TRANSFER EXAM FEE \$

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR EXAM FEE 0219 \$

LANDOWNER'S PERMIT 0220 \$

0250 OTHER (IDENTIFY) Assignment \$100.00

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: **135143**

DATED: 5.3.2021 BY: [Signature]

Control No.: 37022529

Paid To:

OREGON WATER RESOURCES DEPARTMENT
725 SUMMER STREET NE. SUITE A
SALEM, OR 97301

Comments:

Check to Oregon Water Resources Department for Assignment
Request-Christensen/jw

Mail To:

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

RECEIVED

MAY 03 2021

OWRD

Customer No. Account No.

Amount

\$100.00

Date: 04/30/2021

Amount:

\$100.00

Memo:

DETACH BEFORE DEPOSITING



Oregon

Kate Brown, Governor

Water Resources Department

North Mall Office Building

725 Summer St NE Ste A

Salem, OR 97301-1266

Phone: 503-986-0900

Fax: 503-986-0904

www.Oregon.gov/OWRD

April 20, 2021

Northwest Farm Credit Services
Attn: Jennifer Wilson
650 Hawthorne Ave SE, Ste 210
Salem, OR 97301

Reference: Transfer T-11876

The requested assignment from Zach Christensen to Zachary D. Christensen and Christensen Farms, LLC, and Northwest Farm Credit Services, FLCA is being returned as requested by Northwest Farm Credit Services. Certificate issuance is pending and Northwest Farm Credit Services does not want to have their name on the certificate.

The fee in the amount of \$100 was received, a refund check will be mailed separately.

Sincerely,

Mary F. Bjork
Water Rights Program Analyst
Water Right Services Division

Enclosure: Original Request and Receipt #135143

cc: Zach Christensen – 16201 SW Christensen Rd, McMinnville, OR 97128
OWRD (cover letter & request)
File





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

Request for Assignment

RECEIVED

MAY 03 2021

OWRD

If the Department determines that the application is incomplete, fees have not been paid, or the required documents are not acceptable, the application and all fees submitted will be returned to the applicant.

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

I, Zachary D. Christensen and Christensen Farms, LLC (Name of Current Holder of Record)

16201 SW Christensen Rd McMinnville OR 97128 503.550.3576
(Mailing Address) (City) (State) (Zip) (Phone #)

- ☒ hereby assign all my interest in and to the entire application/permit/transfer/limited license/groundwater statement; (example, sold all the land authorized under the right)
- ☐ hereby assign all my interest in and to a portion of application/permit/transfer/limited license/groundwater statement; (You must include a map showing the portion of the application/permit/transfer/limited license/groundwater statement to be assigned. Example, sold a portion of the land authorized under the right)
- ☐ hereby assign a portion of my interest in and to the entire application/permit/transfer/limited license/groundwater statement; (example, adding an additional person)

Application # _____; Permit # _____; Transfer # T-11876 _____;

Limited License # _____; Groundwater Statement # _____;

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

Northwest Farm Credit Services, FLCA

(Name of New Owner)

650 Hawthorne Ave SE, Suite 210, Salem, OR 97301-5895

(Mailing Address) (City) (State) (Zip)

Zachary D. Christensen and Christensen Farms, LLC

(Name of New Owner)

16201 SW Christensen Rd McMinnville OR 97128 503.550.3576
(Mailing Address) (City) (State) (Zip) (Phone #)

Note: If there are other owners of the property described in this application, permit, transfer order, limited license, or groundwater statement, you must provide a list of all other owners' names and mailing addresses and attach it to this form. Write the initials (first letters) of your first and last names at the spot indicated below _____.

☒ I hereby certify that I have notified all other owners of the property described in this application, permit, transfer order, limited license, or groundwater statement of this Request for Assignment

Witness my hand this 28th day of April, 20 21.
(Day) (Month) (Year)

Signature of Current Holder of Record [Signature]

Failure to provide any of the required information will result in the return of your application.

DO NOT WRITE IN THIS BOX

The completed "Request for Assignment" form *must* be submitted to the Department along with the recording fee of \$100.

Last updated: September 18, 2017

Request for Assignment

WR



MEMO -Proof to Satisfaction

Application #	Permit #	Transfer # 11876
WRD Reviewer C. Holmes	Date July 2020	
WRD Peer Reviewer J. Skaug	Date 9.2.20	

Research

C 62271

APOD, POU

100 ACRES

- ☐ Organize file in chronological order
- ☐ Pull CBU Report & Map(s), Application Map, relevant Permit, Certificate, or Transfer Order, most recent Assignments, Extension Orders, SWL Measurements, Fish Screen Certification Documents, Water Use Reports & Pump Tests
- ☒ Search for Water Right Location using Interactive Mapper. Identify Tax Lots & check for Area of Interest (AOI)
- ☒ Water Organization identified using AOI? ☒ No ☐ Yes
If "Yes" cc: none & Add to Mailing List
- ☒ Print Tax Lot Map from ormap.net for the original Place of Use, and confirm Current Ownership & Address with County Assessor
If there is a new owner, Add to Mailing List, including the owner(s) name & tax lot number
- ☒ Print Platcard & check for Place of Use Conflict? ☐ No ☐ Yes
If "Yes", provide copy of certificate & relevant map
- ☒ Print BLM Cadastral Survey
- ☒ Does Claim Map identify correct DLC, Gov't Lots, QQ's? ☐ No ☐ Yes
If "No", either _____ WRD amend map OR _____ prepare Order of Certification

Reviewing Claim

Have conditions on relevant permit, certificate, or transfer order been complied with? Yes, No, OR N/A

- YES Fish Conditions - SHALL
- YES Meter/measuring device TFM APRIL 2016
- N/A Water Use Reporting N/A
- 1 Pump Test (post December 19, 1988)
- 1 Other Conditions _____
- 1 SWL
- YES C-Date OCT. 13 2016

OK Run Capacity Calculator and Print Findings (for pump sprinklers, pipes, ditches, as appropriate)

2.147

NOTES:

Determination

___ I've determined that the permit/transfer was fully developed as authorized and that a **FINAL** Certificate should be issued.

___ I've determined that the permit/transfer was not fully developed as authorized and that a **PROPOSED** Certificate should be issued. A proposed Certificate should be issued for the following reason(s):

____ I've determined that beneficial use was NOT made within the terms and conditions and that a **Proposed Order of Certification** (denial) should be issued. A proposed Order of Certification should be issued for the following reason(s):

Processing

Stamp PROPOSED or Assign CERT# _____ or ORDER OF CERTIFICATION (circle one)

___ Draft Certificates or Proposed Order of Certifications are available in the Application directory.

____ Prepare Mailing List. Include Applicant(s); Receiving Landowner(s); Current Owner(s); Water Organizations; CWRE. Indicate records to be marked.

___ Record marking: App _____ Permit _____ Cert _____
 App _____ Permit _____ Cert _____
 App _____ Permit _____ Cert _____
 App _____ Permit _____ Cert _____

NOTES:

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Transfer Application	)	FINAL ORDER APPROVING A
T-11876, Polk and Yamhill County	)	CHANGE IN POINT OF DIVERSION
	)	AND PLACE OF USE

Authority

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

Applicant

ZACH CHRISTENSEN
17215 SW CHRISTENSEN ROAD
MCMINNVILLE, OR 97128

Findings of Fact

1. On August 15, 2014, ZACH CHRISTENSEN filed an application to **change the point of diversion and to change the place of use** under Certificate **62271**. The Department assigned the application number T-11876.
2. Notice of the application for transfer was published on August 19, 2014, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. On December 16, 2014, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-11876 to the applicant. The draft Preliminary Determination cover letter set forth a deadline of January 14, 2015, for the applicant to respond. The applicant requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer.
4. On January 6, 2015, the Department issued a Preliminary Determination proposing to approve Transfer T-11876 and mailed a copy to the applicant. Additionally, notice of the Preliminary Determination for the transfer application was published on the Department's weekly notice on January 13, 2015, and in the McMinnville News-Register newspaper on January 13 and 20, 2015 pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notices.

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

5. The right to be transferred is as follows:

Certificate: 62271 in the name of SHENKS DAIRY (perfected under Permit S-42925)
Use: IRRIGATION of 100.0 ACRES
Priority Date: MARCH 3, 1978
Rate: 0.8 CUBIC FOOT PER SECOND
Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.
Source: SOUTH YAMHILL RIVER, tributary of YAMHILL RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
6 S	7 W	WM	16	SE NE	46	120 FEET NORTH AND 700 FEET WEST FROM THE E1/4 CORNER OF SECTION 16

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
6 S	7 W	WM	16	SW NE	46	14.4
6 S	7 W	WM	16	SE NE	46	6.1
6 S	7 W	WM	16	NE SW	46	1.6
6 S	7 W	WM	16	NE SE	46	27.4
6 S	7 W	WM	16	NW SE	46	37.1
6 S	7 W	WM	16	SW SE	46	7.6
6 S	7 W	WM	16	SE SE	46	5.8
Total						100.0

6. Transfer Application T-11876 proposes to move the authorized point of diversion approximately 14.7 miles downstream to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
5 S	5 W	WM	33	SW SW	570 FEET NORTH AND 710 FEET EAST FROM THE SW CORNER OF SECTION 33

7. Transfer Application T-11876 also proposes to change the place of use of the right to:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Acres	
5 S	5 W	WM	33	NE NW	38.0	✓
5 S	5 W	WM	33	SE NW	39.0	✓
5 S	5 W	WM	33	NE SW	23.0	✓
Total						100.0

8. The Oregon Department of Fish and Wildlife (ODFW) has determined that a fish screen is necessary at the new point of diversion to prevent fish from entering the diversion and that the diversion is not currently equipped with an appropriate fish screen. This diversion may be eligible for screening cost-share funds.

Transfer Review Criteria [OAR 690-380-4010(2)]

9. Water has been used within the last five years according to the terms and conditions of the right. There is no information in the record that would demonstrate that the right is subject to forfeiture under ORS 540.610.
10. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing right were present within the five-year period prior to submittal of Transfer Application T-11876.
11. The proposed change would not result in enlargement of the right.
12. The proposed change would not result in injury to other water rights.

Conclusions of Law

The change in point of diversion and change in place of use proposed in Transfer Application T-11876 are consistent with the requirements of ORS 540.505 to 540.580 and OAR 690-380-5000.

Now, therefore, it is ORDERED:

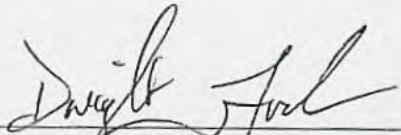
1. The change in point of diversion and change in place of use proposed in Transfer Application T-11876 are approved.
2. The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificate 62271 and any related decree.
3. Water right Certificate 62271 is cancelled.
4. The quantity of water diverted at the new point of diversion, shall not exceed the quantity of water lawfully available at the original point of diversion.
5. Water use measurement conditions:
 - a) **Before water use may begin** under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of diversion (new and existing).
 - b) The water user shall maintain the meters or measuring devices in good working order.
 - c) The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.

6. Prior to diverting water, the water user shall install an approved fish screen at the new point of diversion and shall provide to the OWRD a written statement from Oregon Department of Fish and Wildlife (ODFW) that the installed screen meets the state's criteria, or that ODFW has determined a screen is not necessary.

The water user shall operate and maintain the fish screen at the new point of diversion consistent with ODFW's operational and maintenance standards. If ODFW determines the screen is not functioning properly, and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that OWRD regulate the use of water until OWRD receives notification from ODFW that the fish screen is functioning properly.

7. The former place of use of the transferred right shall no longer receive water under the right.
8. Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2016**. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.
9. After satisfactory proof of beneficial use is received, a new certificate confirming the right transferred will be issued.

Dated at Salem, Oregon this 30 day of March, 2015.

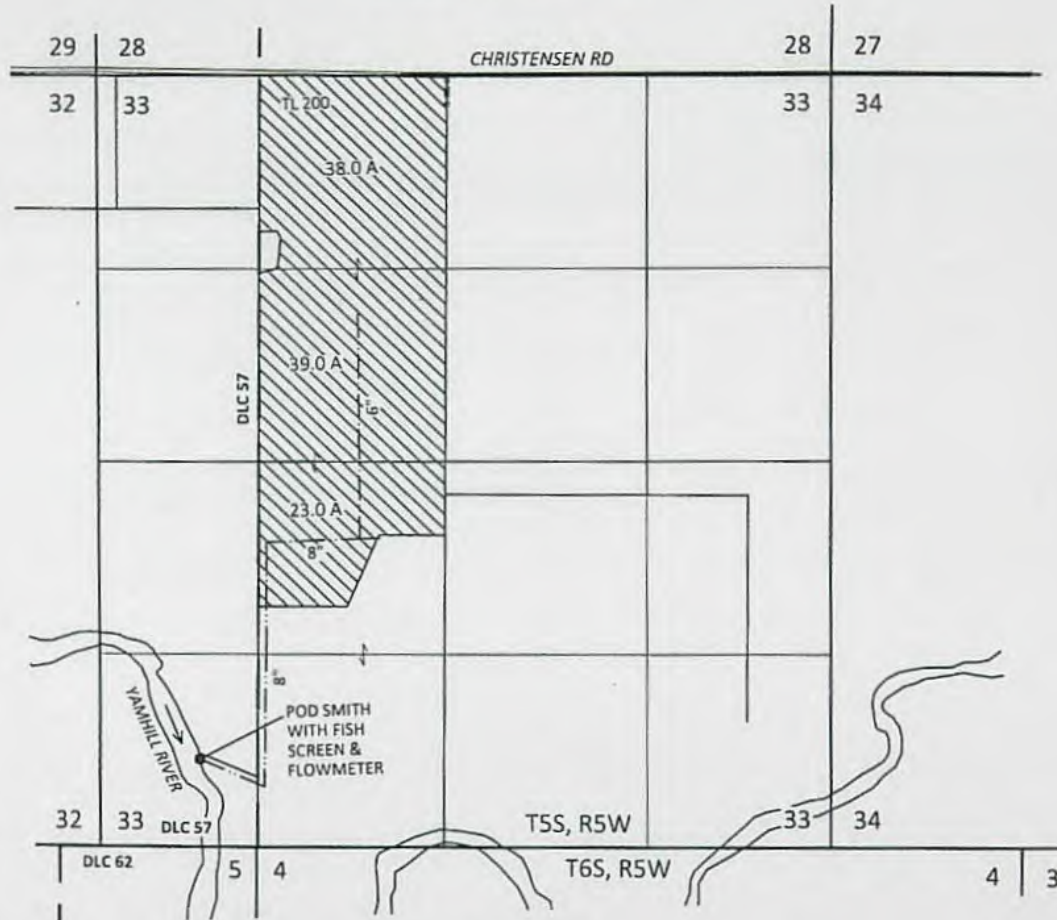


Dwight French, Water Right Services Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department

Mailing date: MAR 31 2015

Section 33, T5S, R5W, W.M., Yamhill County, Oregon

Transfer T-11876
CLAIM OF BENEFICIAL USE MAP
Zach Christensen



POD SMITH LOCATION: 570 FT N AND 710 FT E
FROM SW CORNER OF SECTION 33, T5S, R5W, W.M.

SITE INSPECTION CONDUCTED JULY 26, 2016

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WATER RESOURCES DEPT
SALEM, OREGON

EXPLANATION



CANCELED CERTIFICATE 62271
100.0 ACRES
PRIORITY: 3/3/1978



POINT OF DIVERSION (POD)



PIPELINE



SCALE



1 INCH = 1320 FEET

SKOOKUM
WATER ASSOCIATES INC

1626 VICTORIAN WAY
EUGENE, OR 97401
(503) 319-8926



August 24, 2016

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

Figure 1

STATE OF OREGON
COUNTY OF POLK
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

SHENKS DAIRY
9075 FORT HILL ROAD
WILLAMINA, OREGON 97396

confirms the right to use the waters of SOUTH YAMHILL RIVER, a tributary of YAMHILL RIVER, for the purpose of IRRIGATING 100.0 ACRES.

The right has been perfected under Permit 42925. The date of priority is MARCH 3, 1978. The right is limited to not more than 0.8 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows: **APOD**

SE 1/4 NE 1/4, AS PROJECTED WITHIN DLC 46, SECTION 16, T 6 S, R 7 W, W.M.; 120 FEET NORTH AND 700 FEET WEST FROM THE E 1/4 CORNER OF SECTION 16.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

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

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

SW 1/4 NE 1/4	14.4 ACRES
SE 1/4 NE 1/4	6.1 ACRES
NE 1/4 SW 1/4	1.6 ACRES
NE 1/4 SE 1/4	27.4 ACRES
NW 1/4 SE 1/4	37.1 ACRES
SW 1/4 SE 1/4	7.6 ACRES
SE 1/4 SE 1/4	5.8 ACRES
ALL AS PROJECTED WITHIN DLC 46	
SECTION 16	
TOWNSHIP 6 SOUTH, RANGE 7 WEST, W.M.	

APOL

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The right is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed this date AUGUST 31, 1989.

/s/ WILLIAM H. YOUNG
Water Resources Director

Recorded in State Record of Water Right Certificates numbered 62271

57131.DM

[Home](#)[Help](#)[Login](#)[Logoff](#)[Property Search](#) > [Search Results](#) > Property Summary

Property Account Summary

7/30/2020

PDF



Click image above for more information

Account Number	210523	Property Address	19031 SW CHRISTENSEN RD , , OR
----------------	--------	------------------	--------------------------------

General Information

Alternate Property #	R5533 00200
Property Description	Township 5S Range 5W Section 33 TaxLot 00200
Property Category	Land &/or Buildings
Status	Active, Locally Assessed, Use Assessed
Tax Code Area	40.4
Remarks	POTENTIAL ADDITIONAL TAX LIABILITY

Tax Rate

Description	Rate
Total Rate	12.1415

Property Characteristics

Neighborhood	Industrial Farm East
Land Class Category	551 Farm EFU Receiving FUV/imp
Account Acres	159.5000
Change Property Ratio	Farm

Related Properties

No Related Properties Found

Property Values

Value Type	Tax Year 2019	Tax Year 2018	Tax Year 2017	Tax Year 2016	Tax Year 2015
Assessed Value AVR	\$288,207	\$279,952	\$271,839	\$263,640	\$259,767

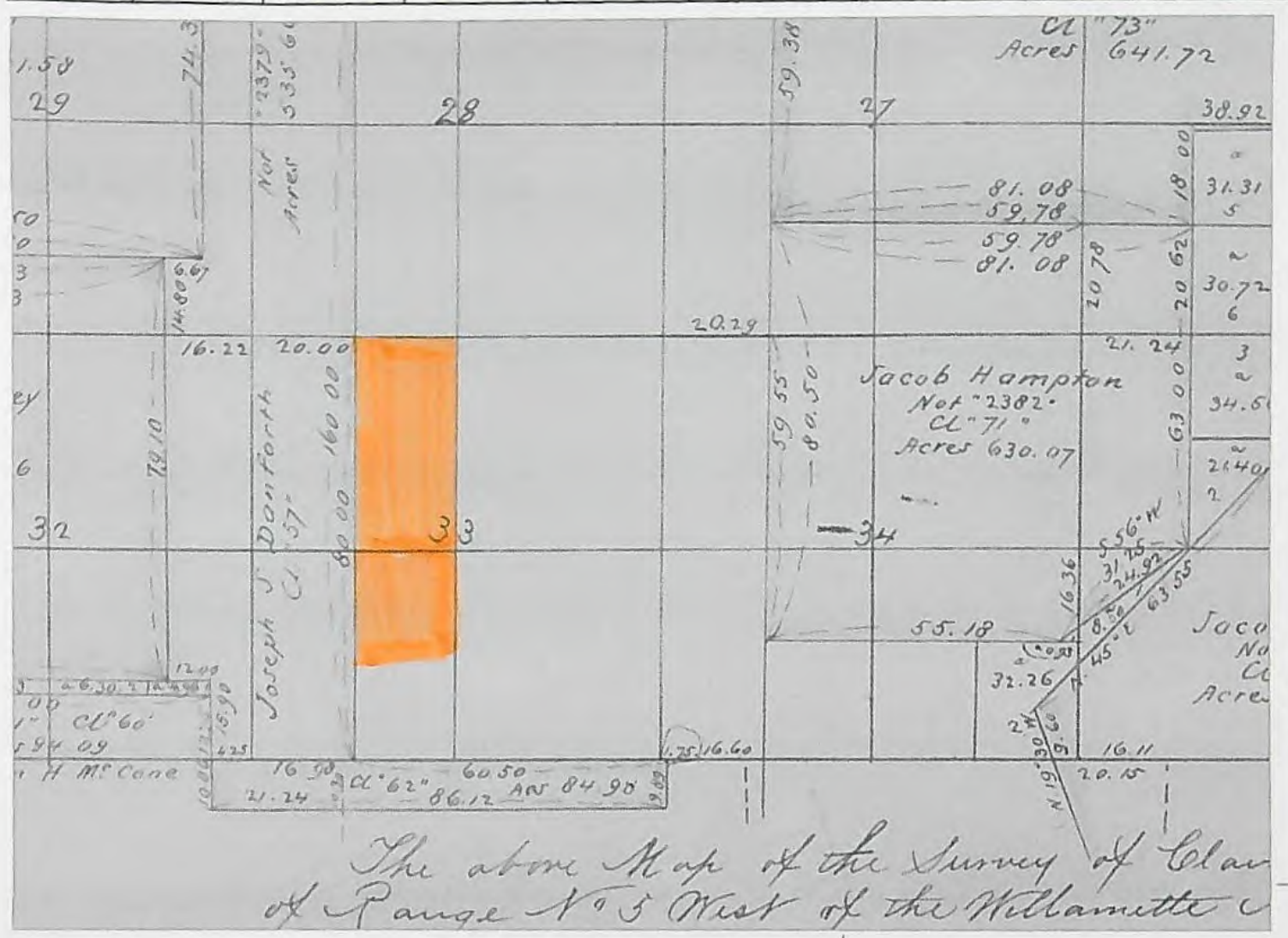


Places of Use from Water Rights in the Same Area

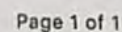
The following rights have acreage in the same quarter-quarter as Inchoate: T 11876 CF (REG) * *NCL*

Right	Name	Decree	App	Permit	Cert	Priority	Status	Use	T-R-S-QQ	DLC	Gov't Lot
<u>INCHOATE: T 10935 CF (REG) *</u>	PERRYDALE DOMESTIC WATER ASSOCIATION	G-5958	G-5655			12/18/1972	NC	QM	05.00S-05.00W-33-NENW		
								QM	05.00S-05.00W-33-SENEW		
								QM	05.00S-05.00W-33-NESW		
<u>CERT: 60020 OR *</u>	SPOKANE BANK FOR COOPERATIVES	G-6717	G-6352	60020		11/8/1974	NC	QM	05.00S-05.00W-33-SENEW		
								QM	05.00S-05.00W-33-NESW		
								QM	05.00S-05.00W-33-NENW		
<u>PERMIT: G 10987 *</u>	PERRYDALE DOMESTIC WATER ASSOCIATION	G-11935	G-10987			6/16/1989	NC	QM	05.00S-05.00W-33-NENW		
								QM	05.00S-05.00W-33-SENEW		
								QM	05.00S-05.00W-33-NESW		
<u>PERMIT: G 12721 *</u>	PERRYDALE DOMESTIC WATER ASSOCIATION	G-13929	G-12721			12/28/1994	NC	QM	05.00S-05.00W-33-NESW		
								QM	05.00S-05.00W-33-SENEW		
								QM	05.00S-05.00W-33-NENW		
<u>PERMIT: G 16772 *</u>	PERRYDALE DOMESTIC WATER ASSOCIATION	G-17130	G-16772			10/28/2008	NC	QM	05.00S-05.00W-33-NENW		
								QM	05.00S-05.00W-33-NESW		
								QM	05.00S-05.00W-33-SENEW		
<u>PERMIT: G 17909 *</u>	PERRYDALE DOMESTIC WATER ASSOCIATION	G-18166	G-17909			12/4/2015	NC	QM	05.00S-05.00W-33-SENEW		
								QM	05.00S-05.00W-33-NENW		
								QM	05.00S-05.00W-33-NESW		
<u>PERMIT: R 15339 *</u>	ZACH CHRISTENSEN	R-88566	R-15339			3/22/2018	NC	MP	05.00S-05.00W-33-NESW		
<u>CERT: 46950 CF *</u> <i>Same property</i>	RHODA C SMITH	S-26553	S-21008	46950		10/12/1951	NC	IR	05.00S-05.00W-33-NESW		8

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about



**CLAIM OF
BENEFICIAL USE
for Permits claiming more
than 0.1 cfs and All Transfers**



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

A fee of \$175 must accompany this form for permits
with priority dates after July 8, 1987.

A fee of \$175 must accompany this form for any Transfer final orders
including a water right with a priority date of July 9, 1987, or later.

Example – A transfer involves 5 rights and one of the rights
has a priority date of July 9, 1987, or later, the fee is required.

A separate form shall be completed for each permit.

In cases where a permit has been amended through the permit amendment process, a separate claim for the permit amendment is not required. Incorporate the permit amendment into the claim for the permit.

This form is subject to revision. Begin each new claim by checking for a new version of this form at:
http://www.oregon.gov/owrd/pages/wr/cwre_info.aspx

The completion of this form is required by OAR 690-014-0100(1) and 690-014-0110(4).

Please type or print in dark ink. If this form is found to contain errors or omissions, it may be returned to you. **Every item must have a response.** If any requested information does not apply to the claim, insert "NA." **Do not delete or alter any section of this form unless directed by the form.** The Department may require the submittal of additional information from any water user or authorized agent.

"Section 8" of this form is intended to aid in the completion of this form and should not be submitted.

If you have questions regarding the completion of this form, please call 503-986-0900 and ask for the Certificate Section.

The Department has a program that allows it to enter into a voluntary agreement with an applicant for expedited services. Under such an agreement, the applicant pays the cost to hire additional staff that would not otherwise be available. This program means a certificate may be issued in about a month. For more information on this program see
http://www.oregon.gov/owrd/pages/mgmt_reimbursement_authority.aspx

**SECTION 1
GENERAL INFORMATION**

1. File Information

APPLICATION # (G, R, S or T)	PERMIT # (IF APPLICABLE)	PERMIT AMENDMENT # (IF APPLICABLE)
T-11876	NA	NA

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2. Property Owner (current owner information)

APPLICANT/BUSINESS NAME Zach Christensen		PHONE NO. (503) 550-3576	ADDITIONAL CONTACT NO.
ADDRESS 17215 SW Christensen Road			
CITY McMinnville	STATE OR	ZIP 97128	E-MAIL christensenfarms@landdb.com

If the current property owner is not the permit or transfer holder of record, it is recommended that an assignment be filed with the Department. Each permit or transfer holder of record must sign this form.

3. Permit or transfer holder of record (this may, or may not, be the current property owner)

PERMIT OR TRANSFER HOLDER OF RECORD Zach Christensen			
ADDRESS 17215 SW Christensen Road			
CITY McMinnville	STATE OR	ZIP 97128	

ADDITIONAL PERMIT OR TRANSFER HOLDER OF RECORD NA		
ADDRESS		
CITY	STATE	ZIP

4. Date of Site Inspection: **July 26, 2016**

5. Person(s) interviewed and description of their association with the project:

NAME	DATE	ASSOCIATION WITH THE PROJECT
Zach Christensen	July 26, 2016	Landowner
Jeff Newton	July 26, 2016	Farm Manager

6. County: **Yamhill**

7. If any property described in the place of use of the permit or transfer final order is excluded from this report, identify the owner of record for that property (ORS 537.230(4)):

OWNER OF RECORD NA		
ADDRESS		
CITY	STATE	ZIP

Add additional tables for owners of record as needed

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WATER RESOURCES DEPT
SALEM, OREGON

SECTION 2
SIGNATURES

CWRE Statement, Seal and Signature

The facts contained in this Claim of Beneficial Use are true and correct to the best of my knowledge.

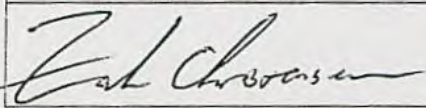


CWRE NAME Steven R. Bruce		PHONE NO. (503) 319-8926	ADDITIONAL CONTACT NO.
ADDRESS 1626 Victorian Way			
CITY Eugene	STATE OR	ZIP 97401	E-MAIL Steve@skookumwater.com

Permit or Transfer Holder's of Record Signature or Acknowledgement

Each permit or transfer holder of record must sign this form in the space provided below.

The facts contained in this Claim of Beneficial Use are true and correct to the best of my knowledge. I request that the Department issue a water right certificate.

SIGNATURE	PRINT OR TYPE NAME	TITLE	DATE
	Zach Christensen	Landowner	9/1/2016

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WATER RESOURCES DEPT
SALEM, OREGON

SECTION 3

CLAIM DESCRIPTION

1. Point of diversion/appropriation name or number:

POINT OF DIVERSION/APPROPRIATION (POD/POA) NAME OR NUMBER (CORRESPOND TO MAP)	WELL LOG ID # FOR ALL WORK PERFORMED ON THE WELL (IF APPLICABLE)	WELL TAG # (IF APPLICABLE)
POD Smith	NA	NA

Attach each well log available for the well (include the log for the original well and any subsequent alterations, reconstructions, or deepenings)

2. Point of diversion/appropriation source and, if from surface water, the tributary:

POD/POA NAME OR NUMBER	SOURCE	TRIBUTARY
POD Smith	South Yamhill River	Yamhill River

3. Developed use(s), period of use, and rate for each use:

POD/POA NAME OR NUMBER	USES	IF IRRIGATION, LIST CROP TYPE	SEASON OR MONTHS WHEN WATER WAS USED	ACTUAL RATE OR VOLUME USED (CFS, GPM, OR AF)
POD Smith	Irrigation	Hazelnuts & radishes	April to October	1.51 cfs
Total Quantity of Water Used				1.51 cfs

4. Provide a general narrative description of the distribution works. This description must trace the water system from each point of diversion or appropriation to the place of use:

Water is diverted from the South Yamhill River using an intake seasonally installed in the river channel. The intake, equipped with a foot-valve and a fish screen, connects to an electric 50-hp centrifugal pump with a variable frequency drive. After passing through the flowmeter, the water is conveyed through a buried 8-inch-diameter mainline to a sand filter station located inside a building. The filtered water then is conveyed to the fields by a 6-inch-diameter mainline.

Buried drip irrigation lines divided into three zones are used to apply water to approximately 60 acres of hazelnuts planted on the southern portion of the authorized place of use. A traveler with a booster pump is used to irrigate the approximately 40 acres on the north side of the place of use that contained radishes at the time of the site inspection.

Reminder: The map associated with this claim must identify the location of the point(s) of diversion, Donation Land Claims (DLC), Government Lots (GLot), and Quarter-Quarters (QQ).

5. Variations:

Was the use developed differently from what was authorized by the permit, permit amendment final order, or extension final order? If yes, describe below. NO

(e.g. "The permit allowed three points of diversion. The water user only developed one of the points." or "The permit allowed 40.0 acres of irrigation. The water user only developed 10.0 acres.")

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6. Claim Summary:

POD / POA NAME OR #	MAXIMUM RATE AUTHORIZED	CALCULATED THEORETICAL RATE BASED ON SYSTEM	AMOUNT OF WATER MEASURED	USE	# OF ACRES ALLOWED	# OF ACRES DEVELOPED
POD Smith	0.8 cfs (approx. 359 gpm)	2.15 cfs (approx. 965 gpm)	1.51 cfs (approx. 680 gpm)	Irrigation	100.0	100.0

The right should be limited to the 0.8 cfs and 100.0 acres described in the originating certificate (Certificate 62271) as authorized by Transfer T-11876.

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WATER RESOURCES DEPT
SALEM, OREGON

SECTION 4 SYSTEM DESCRIPTION

Are there multiple PODs or POAs?

NO

If "YES" you will need to copy and complete Sections 4B through 4G for each POD/POA.

POD/POA Name or Number this section describes (only needed if there is more than one):

A. Place of Use

1. Is the right for municipal use?

NO

If "YES" the table below may be deleted.

TWP	RNG	MER	SEC	QQ	GLOT	DLC	USE	IF IRRIGATION, # PRIMARY ACRES	IF IRRIGATION, # SUPPLEMENTAL ACRES
5 S	5 W	WM	33	NE NW	--	--	Irrigation	38.0	--
5 S	5 W	WM	33	SE NW	--	--	Irrigation	39.0	--
5 S	5 W	WM	33	NE SW	--	--	Irrigation	23.0	--
Total Acres Irrigated								100.0	--

Reminder: The map associated with this claim must identify Donation Land Claims (DLC), Government Lots (GLOT), Quarter Quarters (QQ), and if for irrigation, the number of acres irrigated within each projected DLC, GLOT, and QQ.

B. Diversion and Delivery System Information

Provide the following information concerning the diversion and delivery system. Information provided must describe the equipment used to transport and apply the water from the point of diversion/appropriation to the place of use.

1. Is a pump used?

YES

If "NO" items 2 through item 6 may be deleted.

2. Pump Information

MANUFACTURER	MODEL	SERIAL NUMBER	TYPE (CENTRIFUGAL, TURBINE OR SUBMERSIBLE)	INTAKE SIZE	DISCHARGE SIZE
Berkeley	B4EPBM	23100	Centrifugal	5 inch	4 inch

3. Motor Information

MANUFACTURER	HORSEPOWER
Balder-Reliance	50

4. Theoretical Pump Capacity

HORSEPOWER	OPERATING PSI	LIFT FROM SOURCE TO PUMP *If a WELL, THE WATER LEVEL DURING PUMPING	LIFT FROM PUMP TO PLACE OF USE	TOTAL PUMP OUTPUT (IN CFS)
50	35	15 feet	50 feet	2.15 (approx. 965 gpm)

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5. Provide pump calculations:

$$Q \text{ Pump} = \frac{(\text{hp})(\text{pump efficiency})}{(\text{total head in feet})} = \frac{50 (6.61)}{15+50+88.9} = \frac{330.5}{153.9} = 2.15 \text{ cfs (approx. 965 gpm)}$$

Where:

$$\text{hp} = 100$$

$$\text{efficiency} = 6.61 \text{ ft}^4/\text{sec}/\text{Hp}$$

$$\text{total head} = 15 \text{ ft lift from river to pump} + 50 \text{ feet from pump to place of use} + 88.9 \text{ ft (conversion of 35 psi from CBU table)} = 153.9 \text{ feet}$$

6. Measured Pump Capacity (using meter if meter was present and system was operating)

INITIAL METER READING	ENDING METER READING	DURATION OF TIME OBSERVED	TOTAL PUMP OUTPUT (IN CFS)
4,998,100	5,001,500	5 minutes	1.51 cfs (approx. 680 gpm)

Reminder: For pump calculations use the reference information at the end of this document.

7. Is the distribution system piped?

YES

If "NO" items 8 through item 11 may be deleted.

8. Mainline Information

MAINLINE SIZE	LENGTH	TYPE OF PIPE	BURIED OR ABOVE GROUND
8 inch	1,400 feet	PVC	Buried
6 inch	1,400 feet	PVC	Buried
6 inch	2,000 feet	Aluminum	Above Ground

9. Lateral or Handline Information

LATERAL OR HANDLINE SIZE	LENGTH	TYPE OF PIPE	BURIED OR ABOVE GROUND
1 1/2 inch	>100,000 feet	Poly Drip Irrigation Line	Above Ground

10. Sprinkler Information

SIZE	OPERATING PSI	SPRINKLER OUTPUT (GPM)	TOTAL NUMBER OF SPRINKLERS	MAXIMUM NUMBER USED	TOTAL SPRINKLER OUTPUT (CFS)
Traveler with a 1.2 inch nozzle	35 psi in, 100 psi out	425	1	1	0.95
Drip System (Zones 1 and 2 had not been installed and the associated lands were being irrigated with the traveler. Zones 3, 4 and 5 were designed to cover 59 acres)					
Zone 3	35	106.8	NA	NA	0.24
Zone 4	35	99.1	NA	NA	0.22
Zone 5	35	99.2	NA	NA	0.22

Reminder: For sprinkler output determination use the reference information at the end of this document.

11. Pivot Information

MANUFACTURER	MAXIMUM WETTED RADIUS	OPERATING PSI	TOTAL PIVOT OUTPUT (GPM)	TOTAL PIVOT OUTPUT (CFS)
NA				

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12. Additional notes or comments related to the system:

The system capacity exceeds the 0.8 cfs described in T-11876 for the 100.0 acres.

The filter system likely accounts for some, if not all, of the difference between the pumping and sprinkler capacities.

As indicated in Exhibit B, the southern boundary of DLC 71 appears to coincide with the quarter-quarter line.

C. Groundwater Source Information (Well and Sump)

1. Is the appropriation from ground water (well or sump)? NO

If "NO", items 2 through 8 relating to this section may be deleted.

D. Storage

1. Does the distribution system include in-system storage (e.g. storage tank, bulge in system / reservoir) NO

If "NO", item 2 and 3 relating to this section may be deleted.

E. Gravity Flow Pipe

(THE DEPARTMENT TYPICALLY USES THE HAZEN-WILLIAM'S FORMULA FOR A GRAVITY FLOW PIPE SYSTEM)

1. Does the system involve a gravity flow pipe? NO

If "NO", items 2 through 4 relating to this section may be deleted.

F. Gravity Flow Canal or Ditch

(THE DEPARTMENT TYPICALLY USES MANNING'S FORMULA FOR CANALS AND DITCHES)

1. Is a gravity flow canal or ditch used to convey the water as part of the distribution system? NO

If "NO", items 2 through 4 relating to this section may be deleted.

G. Reservoir

1. Does the claim involve a reservoir modified through a transfer? NO

Reminder: Complete this section if the reservoir right has been modified through the transfer process. If the claim is for a permitted reservoir use the Claim of Beneficial Use form for reservoirs.

If "NO", items 2 through 9 relating to this section may be deleted.

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WATER RESOURCES DEPT
SALEM, OREGON

SECTION 5 CONDITIONS

All conditions contained in the permit, permit amendment, transfer final order, or any extension final order shall be addressed. Reports that do not address all performance related conditions will be returned.

1. Time Limits:

Permits, transfer final orders, and any extension final orders contain any or all of the following dates: the date when the actual construction work was to begin, the date when the construction was to be completed, and the date when the complete application of water to the proposed use was to be completed. These dates may be referred to as ABC dates. Describe how the water user has complied with each of the development timelines established in the permit, extension or transfer final order:

	DATE FROM PERMIT OR TRANSFER	DATE ACCOMPLISHED*	DESCRIPTION OF ACTIONS TAKEN BY WATER USER TO COMPLY WITH THE TIME LIMITS
ISSUANCE DATE	March 30, 2015		
BEGIN CONSTRUCTION (A)	NA	NA	NA
COMPLETE CONSTRUCTION (B)	NA	NA	NA
COMPLETE APPLICATION OF WATER (C)	October 1, 2016	July 4, 2016	Installed mainlines, drip irrigation piping, filter station and electrical service to the pump, and irrigated hazelnut trees and radishes.

* MUST BE WITHIN PERIOD BETWEEN PERMIT, TRANSFER FINAL ORDER, OR ANY EXTENSION FINAL ORDER ISSUANCE AND THE DATE TO COMPLETELY APPLY WATER

2. Is there an extension final order(s)? NO

If "NO", you may delete item 3 in this section.

4. Initial Water Level Measurements:

a. Was the water user required to submit an initial static water level measurement? NO

If "NO", items 4b through 4d relating to this section may be deleted.

5. Annual Static Water Level Measurements:

a. Was the water user required to submit annual static water level measurements? NO

If "NO", items 5b through 5e relating to this section may be deleted.

6. Pump Test (Required for most ground water permits prior to issuance of a certificate)

a. Did the permit require the submittal of a pump test? NO

If "NO", items 6b through 6e relating to this section may be deleted.

7. Measurement Conditions:

a. Does the permit, permit amendment, transfer final order, or any extension final order require the installation of a meter or approved measuring device? YES

If "NO", items 7b through 7f relating to this section may be deleted.

Reminder: If a meter or approved measuring device was required, the COBU map must indicate the location of the device in relation to the point of diversion or appropriation.

b. Has a meter been installed?

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YES

c. **Meter Information**

POD/POA NAME OR #	MANUFACTURER	SERIAL #	CONDITION (WORKING OR NOT)	CURRENT METER READING	DATE INSTALLED
POD Smith	McCrometer	15- 08129-08	Working	5,001,500	April 2016

If a meter has been installed, items 7d through 7f relating to this section may be deleted.

8. Recording and reporting conditions

a. Is the water user required to report the water use to the Department?

NO

If "NO", item 8b relating to this section may be deleted.

9. Fish Screening

a. Are any points of diversion required to be screened to prevent fish from entering the point of diversion?

YES

If "NO", items 9b through 9e relating to this section may be deleted.

Reminder: If fish screening devices were required, the COBU map must indicate their location in relation to the point of diversion.

b. Has the fish screening been installed?

YES

c. When was the fish screening installed?

DATE	BY WHOM
April 2016	Landowner

Reminder: If the permit or transfer final order was issued on or after February 1, 2011, the fish screen is required to be approved by the Oregon Department of Fish and Wildlife regardless of the rate of diversion.

d. If the diversion **involves a pump** *and* the **total** diversion rate of all rights at the point of diversion is less than 225 gpm (0.5 cfs) and the permit was issued prior to February 1, 2011:

- Has the self-certification form previously been submitted to the Department? NA
 - If not, go to <http://www.oregon.gov/owrd/Pages/pubs/forms.aspx>, complete and attach a copy of the self-certification form to this claim, and send a copy of it to the Oregon Department of Fish and Wildlife (ODFW).

Reminder: Failure to submit evidence of a timely installed fish screen may result in an unfavorable determination. The ODFW self certification form needs to have been previously submitted or be attached to this form.

e. If the diversion does **not involve a pump** *or* the **total** diversion rate of all rights at the point of diversion is 225 gpm (0.5 cfs) or greater:

- Has the ODFW approval been previously submitted? NO (Attached as Exhibit A)
- If not, contact and work with ODFW to ensure compliance. To demonstrate compliance, provide signed documentation from ODFW. A form is available at: <http://www.oregon.gov/owrd/Pages/pubs/forms.aspx>

Reminder: Failure to submit evidence of a timely installed fish screen may result in an unfavorable determination. In order to receive a favorable approval, the ODFW/WRD "Fish Screen Inspection" form needs to have been previously submitted or be attached to this form.

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10. By-pass Devices

a. Are any points of diversion required to have a by-pass device to prevent fish from entering the point of diversion?

NO

If "NO", items 10b and 10c relating to this section may be deleted.

11. Other conditions required by permit, permit amendment final order, extension final order, or transfer final order:

a. Were there special well construction standards?

NO

b. Was submittal of a ground water monitoring plan required?

NO

c. Was the water user required to restore the riparian area if it was disturbed?

NO

d. Was a fishway required?

NO

e. Was submittal of a letter from an engineer required prior to storage of water?

NO

f. Was submittal of a water management and conservation plan required?

NO

g. Other conditions?

NO

If "YES" to any of the above, identify the condition and describe the water user's actions to comply with the condition(s):

SECTION 6

ATTACHMENTS

Provide a list of any additional documents you are attaching to this report:

ATTACHMENT NAME	DESCRIPTION
Figure 1	Claim of Beneficial Use Map for T-11876
Exhibit A	August 4, 2016 Oregon Department of Fish & Wildlife Fish Screen Approval Letter for Transfer T-11876
Exhibit B	BLM Map Showing DLC 71 Southern Boundary

SECTION 7

CLAIM OF BENEFICIAL USE MAP

The Claim of Beneficial Use Map must be submitted with this claim. Claims submitted without the Claim of Beneficial Use map will be returned. The map shall be submitted on poly film at a scale of 1" = 1320 feet, 1" = 400 feet, or the original full-size scale of the county assessor map for the location.

Provide a general description of the survey method used to prepare the map. Examples of possible methods include, but are not limited to, a traverse survey, GPS, or the use of aerial photos. If the basis of the survey is an aerial photo, provide the source, date, series and the aerial photo identification number.

The map was tied using a 2014 (date unknown) USDA/FSA aerial image: gway_3217299_01_NAIPM14

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WATER RESOURCES DEPT
SALEM, OREGON

Map Checklist

Please be sure that the map you submit includes ALL the items listed below.

(Reminder: Incomplete maps and/or claims may be returned.)

- ☒ Map on polyester film
- ☒ Appropriate scale (1" = 400 feet, 1" = 1320 feet, or the original full-size scale of the county assessor map)
- ☒ Township, Range, Section, Donation Land Claims, and Government Lots
- ☒ If irrigation, number of acres irrigated within each projected Donation Land Claims, Government Lots, Quarter-Quarters
- ☒ Locations of fish screens and/or fish by-pass devices in relationship to point of diversion
- ☒ Locations of meters and/or measuring devices in relationship to point of diversion or appropriation
- ☒ Conveyance structures illustrated (pumps, reservoirs, pipelines, ditches, etc.)
- ☒ Point(s) of diversion or appropriation (illustrated and coordinates)
- ☒ Tax lot boundaries and numbers
- ☒ Source illustrated if surface water
- ☒ Disclaimer ("This map is not intended to provide legal dimensions or locations of property ownership lines")
- ☒ Application and permit number or transfer number
- ☒ North arrow
- ☒ Legend
- ☒ CWRE stamp and signature

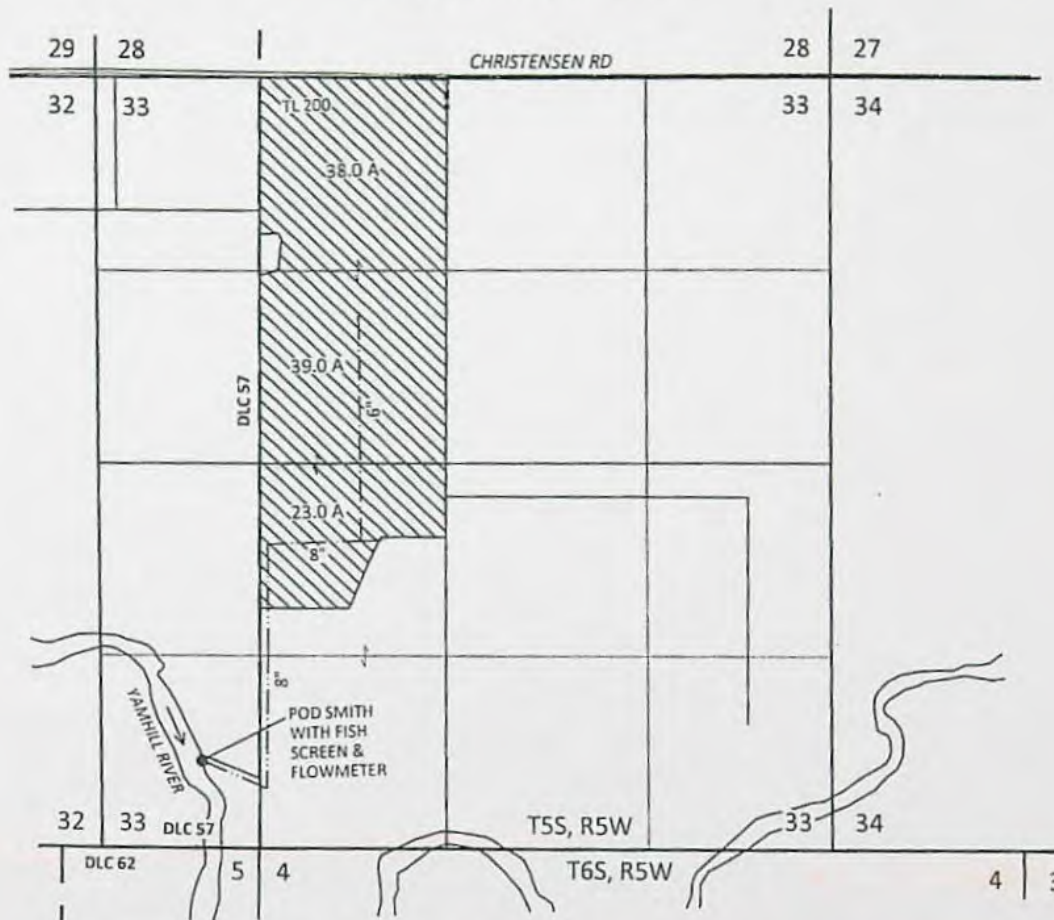
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SALEM, OREGON

Section 33, T5S, R5W, W.M., Yamhill County, Oregon

Transfer T-11876
CLAIM OF BENEFICIAL USE MAP
Zach Christensen



POD SMITH LOCATION: 570 FT N AND 710 FT E
FROM SW CORNER OF SECTION 33, T5S, R5W, W.M.

SITE INSPECTION CONDUCTED JULY 26, 2016

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WATER RESOURCES DEPT
SALEM, OREGON

EXPLANATION



CANCELED CERTIFICATE 62271
100.0 ACRES
PRIORITY: 3/3/1978



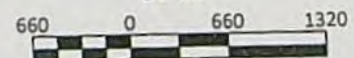
POINT OF DIVERSION (POD)



PIPELINE



SCALE

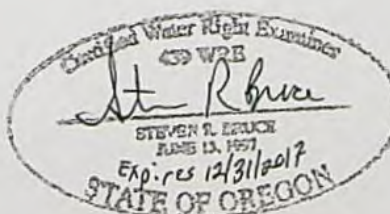


1 INCH = 1320 FEET

SKOOKUM

WATER ASSOCIATES INC

1626 VICTORIAN WAY
EUGENE, OR 97401
(503) 319-8926



August 24, 2016

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

Figure 1



Oregon

Kate Brown, Governor

Department of Fish and Wildlife
The Dalles Screen Shop
3561 Klindt Drive
The Dalles, OR 97058
(541) 296-8026
FAX (541) 296-7889
odfw.com



August 4, 2016

Zack Christensen
Christensen Farms LLC.
17215 SW Christensen Rd.
McMinnville OR 97218


RE: Transfer T-11876

To whom it may concern:

On June 11th, 2015 Oregon Department of Fish and Wildlife Fish Screens Field Coordinator, Martin Olson, performed a fish screen inspection for Zack Christensen at a point of diversion located on the South Yamhill River, tributary to the mainstem Yamhill river. The Clemons CW-400 fish screen that has been installed by the water user meets fish screening criteria up to a rate of 485 gallons per minute, or 1.08 cfs. The installation of this fish screen satisfies the fish screening requirements listed in the final order of transfer T-11876. This is an end of pipe fish screen, so no fish by-pass device or fishway is necessary at the point of diversion.

Please contact me if you have any questions regarding this letter.

Sincerely,


Martin Olson
Fish Screens Field Coordinator
The Dalles Screens Shop

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WATER RESOURCES DEPT
SALEM, OREGON

HENDERSON Sarah A * WRD

From: MCCORD Mike L * WRD
Sent: Monday, September 18, 2017 1:44 PM
To: HENDERSON Sarah A * WRD
Cc: PLAHN Joel M * WRD
Subject: T-11876

Sarah, thanks for your help. I spoke with the applicant a minute ago. I let him know that if he met all the conditions and used the water by the C date he would be OK if the CBU came in a little late. He is working with his CWRE on it now. His CWRE told him he could not get to the claim by Oct. 1, 2017.

Completion Checklist for CWRE Claims of Beneficial Use

Application # T-11876



Date Received 9/7/2016

CWRE Name Steven Bruce

Claim Logged yes

File Marked yes

Oversized Map # yes

Reviewer Connie Lane

Map Review:

- ☐ Map on polyester film (OAR 690-014-0170(1) & 310-0050(1)(b))
- ☐ Application & permit #: or transfer # (OAR 690-014-0100(1))
- ☐ Disclaimer (OAR 690-014-0170(5))
- ☐ North arrow (OAR 690-310-0050(2)(c))
- ☐ CWRE stamp and signature (OAR 690-014 & 310-0050)
- ☐ Appropriate scale (1" = 1320', 1" = 400', or the original full-size scale of the county assessor map) (014 & 310)
- ☐ Township, range, section, and tax lot numbers (OAR 690-310-0050(4))
- ☐ Source illustrated if surface water (OAR 690-014-0170(3))
- ☐ Point(s) of diversion or appropriation (illustrated) (OAR 690-014(4) & 690-310-0050)
- ☐ Point(s) of diversion or appropriation (coordinates) (OAR 690-014(4) & 690-310-0050)
- ☐ Conveyance structures illustrated (pump, pipelines, ditches, etc.) (OAR 690-310-0050)
- ☐ Description of the location, in relation to the point of diversion or appropriation, of any fish screens, by-pass devices, and measuring devices required (OAR 690-014(4))
- ☐ Place of use (1/4 1/4, or projected 1/4 1/4 lines within DLCs, or Gov Lots; if irrigation, # of acres in each subdivision; if for domestic or human consumption, location of dwelling or spigot) (OAR 690-310-0050, 690-014, 690-380-6010)

Report Review:

- ☐ On form or format provided by the Department (OAR 690-014-0100(1))
- ☐ Application & permit #: or transfer # (OAR 690-014)
- ☐ Ownership information (OAR 690-014)
- ☐ Date of survey (OAR 690-014)
- ☐ Person interviewed (OAR 690-014)
- ☐ County (OAR 690-014)
- ☐ Description of conveyances system (from POD to POU) (OAR 690-014-0100)
- ☐ Source(s) of water (OAR 690-014-0100)
- ☐ Use, period of use, and rate for use (OAR 690-014-0100)
- ☐ Place of use location (OAR 690-014-0100)
- ☐ Type of use (OAR 690-014-0100)
- ☐ Extent of use (OAR 690-014-0100)
- ☐ Rate and Duty (OAR 690-014-0100)
- ☐ Diversion rate for each use (OAR 690-014-0100)
- ☐ Diversion works description (pump make, serial model, capacity, and description) (OAR 690-014-0100)
- ☐ System capacity (OAR 690-014-0100)
 - ☐ Calculated capacity of system (required)
 - ☐ Measured amount of use (optional)
- ☐ Permit/Transfer Final Order Conditions (OAR 690-014-0100)
 - ☐ Time limits
 - ☐ Initial water level measurements
 - ☐ Annual static water level measurements
 - ☐ Measurement, recording, and reporting
 - ☐ Meter/measuring device
 - ☐ Water use reporting
 - ☐ Fish screening and/or by-pass
 - ☐ Pump test (ground water)
 - ☐ Other conditions
- ☐ CWRE stamp and signature (OAR 690-014-0100)
- ☐ Signature(s) of permittee of transfer holder (OAR 690-014-0100)

DEF = deficient

N/A = Not Applicable

____ Map and COBU reviewed
____ Conflict check Any Conflicts? _____
____ Check for ownership

Staff Recommendations:

____ Proof to the Satisfaction has been established to the full extent as described in the permit or transfer order.

____ Proof to the Satisfaction has been not been established to the full extent as described in the permit or transfer order and the right should be limited as follows: _____

____ Proof to the Satisfaction has not been established for the following reasons: _____

____ **Proposed Actions:**
Send letter requesting the following items/information: _____
Send letter recommending extension to cure deficiencies: _____

Can certificate be processed further?

____ Yes

If "Yes":

____ Proposed
____ Final

Certificate # _____

Mailing list:

Proposed:

Final:



CLAIM OF BENEFICIAL USE

TRANSFER T-11876

Zach Christensen
17215 SW Christensen Road
McMinnville, OR 97128

August 29, 2016

Project 10025.003

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WATER RESOURCES DEPT
SALEM, OREGON

Skookum Water Associates Inc.
1626 Victorian Way Eugene, OR 97401
(503) 319-8926

**CLAIM OF
BENEFICIAL USE
for Permits claiming more
than 0.1 cfs and All Transfers**



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

**A fee of \$175 must accompany this form for permits
with priority dates after July 8, 1987.**

**A fee of \$175 must accompany this form for any Transfer final orders
including a water right with a priority date of July 9, 1987, or later.**

**Example – A transfer involves 5 rights and one of the rights
has a priority date of July 9, 1987, or later, the fee is required.**

A separate form shall be completed for each permit.

In cases where a permit has been amended through the permit amendment process, a separate claim for the permit amendment is not required. Incorporate the permit amendment into the claim for the permit.

This form is subject to revision. **Begin each new claim** by checking for a new version of this form at:
http://www.oregon.gov/owrd/pages/wr/cwre_info.aspx

The completion of this form is required by OAR 690-014-0100(1) and 690-014-0110(4).

Please type or print in dark ink. If this form is found to contain errors or omissions, it may be returned to you. **Every item must have a response.** If any requested information does not apply to the claim, insert "NA." **Do not delete or alter any section of this form unless directed by the form.** The Department may require the submittal of additional information from any water user or authorized agent.

"Section 8" of this form is intended to aid in the completion of this form and should not be submitted.

If you have questions regarding the completion of this form, please call 503-986-0900 and ask for the Certificate Section.

The Department has a program that allows it to enter into a voluntary agreement with an applicant for expedited services. Under such an agreement, the applicant pays the cost to hire additional staff that would not otherwise be available. This program means a certificate may be issued in about a month. For more information on this program see
http://www.oregon.gov/owrd/pages/mgmt_reimbursement_authority.aspx

**SECTION 1
GENERAL INFORMATION**

1. File Information

APPLICATION # (G, R, S or T)	PERMIT # (IF APPLICABLE)	PERMIT AMENDMENT # (IF APPLICABLE)
T-11876	NA	NA

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2. Property Owner (current owner information)

APPLICANT/BUSINESS NAME Zach Christensen		PHONE NO. (503) 550-3576	ADDITIONAL CONTACT No.
ADDRESS 17215 SW Christensen Road			
CITY McMinnville	STATE OR	ZIP 97128	E-MAIL christensenfarms@landdb.com

If the current property owner is not the permit or transfer holder of record, it is recommended that an assignment be filed with the Department. *Each permit or transfer holder of record must sign this form.*

3. Permit or transfer holder of record (this may, or may not, be the current property owner)

PERMIT OR TRANSFER HOLDER OF RECORD Zach Christensen			
ADDRESS 17215 SW Christensen Road			
CITY McMinnville	STATE OR	ZIP 97128	

ADDITIONAL PERMIT OR TRANSFER HOLDER OF RECORD NA		
ADDRESS		
CITY	STATE	ZIP

4. Date of Site Inspection: **July 26, 2016**

5. Person(s) interviewed and description of their association with the project:

NAME	DATE	ASSOCIATION WITH THE PROJECT
Zach Christensen	July 26, 2016	Landowner
Jeff Newton	July 26, 2016	Farm Manager

6. County: **Yamhill**

7. If any property described in the place of use of the permit or transfer final order is excluded from this report, identify the owner of record for that property (ORS 537.230(4)):

OWNER OF RECORD NA		
ADDRESS		
CITY	STATE	ZIP

Add additional tables for owners of record as needed

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WATER RESOURCES DEPT
SALEM, OREGON

SECTION 2
SIGNATURES

CWRE Statement, Seal and Signature

The facts contained in this Claim of Beneficial Use are true and correct to the best of my knowledge.




CWRE NAME Steven R. Bruce		PHONE NO. (503) 319-8926	ADDITIONAL CONTACT NO.
ADDRESS 1626 Victorian Way			
CITY Eugene	STATE OR	ZIP 97401	E-MAIL Steve@skookumwater.com

Permit or Transfer Holder's of Record Signature or Acknowledgement

Each permit or transfer holder of record must sign this form in the space provided below.

The facts contained in this Claim of Beneficial Use are true and correct to the best of my knowledge. I request that the Department issue a water right certificate.

SIGNATURE	PRINT OR TYPE NAME	TITLE	DATE
	Zach Christensen	Landowner	9/1/2016

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**WATER RESOURCES DEPT
SALEM, OREGON**

SECTION 3

CLAIM DESCRIPTION

1. Point of diversion/appropriation name or number:

POINT OF DIVERSION/APPROPRIATION (POD/POA) NAME OR NUMBER (CORRESPOND TO MAP)	WELL LOG ID # FOR ALL WORK PERFORMED ON THE WELL (IF APPLICABLE)	WELL TAG # (IF APPLICABLE)
POD Smith	NA	NA

Attach each well log available for the well (include the log for the original well and any subsequent alterations, reconstructions, or deepenings)

2. Point of diversion/appropriation source and, if from surface water, the tributary:

POD/POA NAME OR NUMBER	SOURCE	TRIBUTARY
POD Smith	South Yamhill River	Yamhill River

3. Developed use(s), period of use, and rate for each use:

POD/POA NAME OR NUMBER	USES	IF IRRIGATION, LIST CROP TYPE	SEASON OR MONTHS WHEN WATER WAS USED	ACTUAL RATE OR VOLUME USED (CFS, GPM, OR AF)
POD Smith	Irrigation	Hazelnuts & radishes	April to October	1.51 cfs
Total Quantity of Water Used				1.51 cfs

4. Provide a general narrative description of the distribution works. This description must trace the water system from each point of diversion or appropriation to the place of use:

Water is diverted from the South Yamhill River using an intake seasonally installed in the river channel. The intake, equipped with a foot-valve and a fish screen, connects to an electric 50-hp centrifugal pump with a variable frequency drive. After passing through the flowmeter, the water is conveyed through a buried 8-inch-diameter mainline to a sand filter station located inside a building. The filtered water then is conveyed to the fields by a 6-inch-diameter mainline.

Buried drip irrigation lines divided into three zones are used to apply water to approximately 60 acres of hazelnuts planted on the southern portion of the authorized place of use. A traveler with a booster pump is used to irrigate the approximately 40 acres on the north side of the place of use that contained radishes at the time of the site inspection.

Reminder: The map associated with this claim must identify the location of the point(s) of diversion, Donation Land Claims (DLC), Government Lots (GLot), and Quarter-Quarters (QQ).

5. Variations:

Was the use developed differently from what was authorized by the permit, permit amendment final order, or extension final order? If yes, describe below. **NO**

(e.g. "The permit allowed three points of diversion. The water user only developed one of the points." or "The permit allowed 40.0 acres of irrigation. The water user only developed 10.0 acres.")

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6. Claim Summary:

POD / POA NAME OR #	MAXIMUM RATE AUTHORIZED	CALCULATED THEORETICAL RATE BASED ON SYSTEM	AMOUNT OF WATER MEASURED	USE	# OF ACRES ALLOWED	# OF ACRES DEVELOPED
POD Smith	0.8 cfs (approx. 359 gpm)	2.15 cfs (approx. 965 gpm)	1.51 cfs (approx. 680 gpm)	Irrigation	100.0	100.0

The right should be limited to the 0.8 cfs and 100.0 acres described in the originating certificate (Certificate 62271) as authorized by Transfer T-11876.

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WATER RESOURCES DEPT
SALEM, OREGON

SECTION 4

SYSTEM DESCRIPTION

Are there multiple PODs or POAs?

NO

If "YES" you will need to copy and complete Sections 4B through 4G for each POD/POA.

POD/POA Name or Number this section describes (only needed if there is more than one):

A. Place of Use

1. Is the right for municipal use?

NO

If "YES" the table below may be deleted.

TWP	RNG	MER	SEC	QQ	GLOT	DLC	USE	IF IRRIGATION, # PRIMARY ACRES	IF IRRIGATION, # SUPPLEMENTAL ACRES
5 S	5 W	WM	33	NE NW	--	--	Irrigation	38.0	--
5 S	5 W	WM	33	SE NW	--	--	Irrigation	39.0	--
5 S	5 W	WM	33	NE SW	--	--	Irrigation	23.0	--
Total Acres Irrigated								100.0	--

Reminder: The map associated with this claim must identify Donation Land Claims (DLC), Government Lots (GLOT), Quarter Quarters (QQ), and if for irrigation, the number of acres irrigated within each projected DLC, GLOT, and QQ.

B. Diversion and Delivery System Information

Provide the following information concerning the diversion and delivery system. Information provided must describe the equipment used to transport and apply the water from the point of diversion/appropriation to the place of use.

1. Is a pump used?

YES

If "NO" items 2 through item 6 may be deleted.

2. Pump Information

MANUFACTURER	MODEL	SERIAL NUMBER	TYPE (CENTRIFUGAL, TURBINE OR SUBMERSIBLE)	INTAKE SIZE	DISCHARGE SIZE
Berkeley	B4EPBM	23100	Centrifugal	5 inch	4 inch

3. Motor Information

MANUFACTURER	HORSEPOWER
Balder-Reliance	50

4. Theoretical Pump Capacity

HORSEPOWER	OPERATING PSI	LIFT FROM SOURCE TO PUMP *If a WELL, THE WATER LEVEL DURING PUMPING	LIFT FROM PUMP TO PLACE OF USE	TOTAL PUMP OUTPUT (IN CFS)
50	35	15 feet	50 feet	2.15 (approx. 965 gpm)

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5. Provide pump calculations:

$$Q \text{ Pump} = \frac{(\text{hp})(\text{pump efficiency})}{(\text{total head in feet})} = \frac{50 (6.61)}{15+50+88.9} = \frac{330.5}{153.9} = 2.15 \text{ cfs (approx. 965 gpm)}$$

Where:

$$\text{hp} = 100$$

$$\text{efficiency} = 6.61 \text{ ft}^4/\text{sec}/\text{Hp}$$

$$\text{total head} = 15 \text{ ft lift from river to pump} + 50 \text{ feet from pump to place of use} + 88.9 \text{ ft (conversion of 35 psi from CBU table)} = 153.9 \text{ feet}$$

6. Measured Pump Capacity (using meter if meter was present and system was operating)

INITIAL METER READING	ENDING METER READING	DURATION OF TIME OBSERVED	TOTAL PUMP OUTPUT (IN CFS)
4,998,100	5,001,500	5 minutes	1.51 cfs (approx.680 gpm)

Reminder: For pump calculations use the reference information at the end of this document.

7. Is the distribution system piped?

YES

If "NO" items 8 through item 11 may be deleted.

8. Mainline Information

MAINLINE SIZE	LENGTH	TYPE OF PIPE	BURIED OR ABOVE GROUND
8 inch	1,400 feet	PVC	Buried
6 inch	1,400 feet	PVC	Buried
6 inch	2,000 feet	Aluminum	Above Ground

9. Lateral or Handline Information

LATERAL OR HANDLINE SIZE	LENGTH	TYPE OF PIPE	BURIED OR ABOVE GROUND
1 1/2 inch	>100,000 feet	Poly Drip Irrigation Line	Above Ground

10. Sprinkler Information

SIZE	OPERATING PSI	SPRINKLER OUTPUT (GPM)	TOTAL NUMBER OF SPRINKLERS	MAXIMUM NUMBER USED	TOTAL SPRINKLER OUTPUT (CFS)
Traveler with a 1.2 inch nozzle	35 psi in, 100 psi out	425	1	1	0.95

Drip System (Zones 1 and 2 had not been installed and the associated lands were being irrigated with the traveler. Zones 3, 4 and 5 were designed to cover 59 acres)

Zone	PSI	SPRINKLER OUTPUT (GPM)	TOTAL NUMBER OF SPRINKLERS	MAXIMUM NUMBER USED	TOTAL SPRINKLER OUTPUT (CFS)
Zone 3	35	106.8	NA	NA	0.24
Zone 4	35	99.1	NA	NA	0.22
Zone 5	35	99.2	NA	NA	0.22

Reminder: For sprinkler output determination use the reference information at the end of this document.

11. Pivot Information

MANUFACTURER	MAXIMUM WETTED RADIUS	OPERATING PSI	TOTAL PIVOT OUTPUT (GPM)	TOTAL PIVOT OUTPUT (CFS)
NA				

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12. Additional notes or comments related to the system:

The system capacity exceeds the 0.8 cfs described in T-11876 for the 100.0 acres.

The filter system likely accounts for some, if not all, of the difference between the pumping and sprinkler capacities.

As indicated in Exhibit B, the southern boundary of DLC 71 appears to coincide with the quarter-quarter line.

C. Groundwater Source Information (Well and Sump)

1. Is the appropriation from ground water (well or sump)? **NO**

If "NO", items 2 through 8 relating to this section may be deleted.

D. Storage

1. Does the distribution system include in-system storage (e.g. storage tank, bulge in system / reservoir) **NO**

If "NO", item 2 and 3 relating to this section may be deleted.

E. Gravity Flow Pipe

(THE DEPARTMENT TYPICALLY USES THE HAZEN-WILLIAM'S FORMULA FOR A GRAVITY FLOW PIPE SYSTEM)

1. Does the system involve a gravity flow pipe? **NO**

If "NO", items 2 through 4 relating to this section may be deleted.

F. Gravity Flow Canal or Ditch

(THE DEPARTMENT TYPICALLY USES MANNING'S FORMULA FOR CANALS AND DITCHES)

1. Is a gravity flow canal or ditch used to convey the water as part of the distribution system? **NO**

If "NO", items 2 through 4 relating to this section may be deleted.

G. Reservoir

1. Does the claim involve a reservoir modified through a transfer? **NO**

Reminder: Complete this section if the reservoir right has been modified through the transfer process. If the claim is for a permitted reservoir use the Claim of Beneficial Use form for reservoirs.

If "NO", items 2 through 9 relating to this section may be deleted.

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WATER RESOURCES DEPT
SALEM, OREGON

SECTION 5 CONDITIONS

All conditions contained in the permit, permit amendment, transfer final order, or any extension final order shall be addressed. Reports that do not address all performance related conditions will be returned.

1. Time Limits:

Permits, transfer final orders, and any extension final orders contain any or all of the following dates: the date when the actual construction work was to begin, the date when the construction was to be completed, and the date when the complete application of water to the proposed use was to be completed. These dates may be referred to as ABC dates. Describe how the water user has complied with each of the development timelines established in the permit, extension or transfer final order:

	DATE FROM PERMIT OR TRANSFER	DATE ACCOMPLISHED*	DESCRIPTION OF ACTIONS TAKEN BY WATER USER TO COMPLY WITH THE TIME LIMITS
ISSUANCE DATE	March 30, 2015		
BEGIN CONSTRUCTION (A)	NA	NA	NA
COMPLETE CONSTRUCTION (B)	NA	NA	NA
COMPLETE APPLICATION OF WATER (C)	October 1, 2016	July 4, 2016	Installed mainlines, drip irrigation piping, filter station and electrical service to the pump, and irrigated hazelnut trees and radishes.

* MUST BE WITHIN PERIOD BETWEEN PERMIT, TRANSFER FINAL ORDER, OR ANY EXTENSION FINAL ORDER ISSUANCE AND THE DATE TO COMPLETELY APPLY WATER

2. Is there an extension final order(s)? **NO**

If "NO", you may delete item 3 in this section.

4. Initial Water Level Measurements:

a. Was the water user required to submit an initial static water level measurement? **NO**

If "NO", items 4b through 4d relating to this section may be deleted.

5. Annual Static Water Level Measurements:

a. Was the water user required to submit annual static water level measurements? **NO**

If "NO", items 5b through 5e relating to this section may be deleted.

6. Pump Test (Required for most ground water permits prior to issuance of a certificate)

a. Did the permit require the submittal of a pump test? **NO**

If "NO", items 6b through 6e relating to this section may be deleted.

7. Measurement Conditions:

a. Does the permit, permit amendment, transfer final order, or any extension final order require the installation of a meter or approved measuring device? **YES**

If "NO", items 7b through 7f relating to this section may be deleted.

Reminder: If a meter or approved measuring device was required, the COBU map must indicate the location of the device in relation to the point of diversion or appropriation.

b. Has a meter been installed?

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YES

c. Meter Information

POD/POA NAME OR #	MANUFACTURER	SERIAL #	CONDITION (WORKING OR NOT)	CURRENT METER READING	DATE INSTALLED
POD Smith	McCrometer	15- 08129-08	Working	5,001,500	April 2016

If a meter has been installed, items 7d through 7f relating to this section may be deleted.

8. Recording and reporting conditions

- a. Is the water user required to report the water use to the Department?

NO

If "NO", item 8b relating to this section may be deleted.

9. Fish Screening

- a. Are any points of diversion required to be screened to prevent fish from entering the point of diversion?

YES

If "NO", items 9b through 9e relating to this section may be deleted.

Reminder: If fish screening devices were required, the COBU map must indicate their location in relation to the point of diversion.

- b. Has the fish screening been installed?

YES

- c. When was the fish screening installed?

DATE	BY WHOM
April 2016	Landowner

Reminder: If the permit or transfer final order was issued on or after February 1, 2011, the fish screen is required to be approved by the Oregon Department of Fish and Wildlife regardless of the rate of diversion.

- d. If the diversion involves a pump and the total diversion rate of all rights at the point of diversion is less than 225 gpm (0.5 cfs) and the permit was issued prior to February 1, 2011:

- Has the self-certification form previously been submitted to the Department? NA
- If not, go to <http://www.oregon.gov/owrd/Pages/pubs/forms.aspx>, complete and attach a copy of the self-certification form to this claim, and send a copy of it to the Oregon Department of Fish and Wildlife (ODFW).

Reminder: Failure to submit evidence of a timely installed fish screen may result in an unfavorable determination. The ODFW self certification form needs to have been previously submitted or be attached to this form.

- e. If the diversion does **not** involve a pump or the total diversion rate of all rights at the point of diversion is 225 gpm (0.5 cfs) or greater:

- Has the ODFW approval been previously submitted? NO (Attached as Exhibit A)
- If not, contact and work with ODFW to ensure compliance. To demonstrate compliance, provide signed documentation from ODFW. A form is available at: <http://www.oregon.gov/owrd/Pages/pubs/forms.aspx>

Reminder: Failure to submit evidence of a timely installed fish screen may result in an unfavorable determination. In order to receive a favorable approval, the ODFW/WRD "Fish Screen Inspection" form needs to have been previously submitted or be attached to this form.

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SEP 07 2016

10. By-pass Devices

a. Are any points of diversion required to have a by-pass device to prevent fish from entering the point of diversion?

NO

If "NO", items 10b and 10c relating to this section may be deleted.

11. Other conditions required by permit, permit amendment final order, extension final order, or transfer final order:

a. Were there special well construction standards?

NO

b. Was submittal of a ground water monitoring plan required?

NO

c. Was the water user required to restore the riparian area if it was disturbed?

NO

d. Was a fishway required?

NO

e. Was submittal of a letter from an engineer required prior to storage of water?

NO

f. Was submittal of a water management and conservation plan required?

NO

g. Other conditions?

NO

If "YES" to any of the above, identify the condition and describe the water user's actions to comply with the condition(s):

--

SECTION 6 ATTACHMENTS

Provide a list of any additional documents you are attaching to this report:

ATTACHMENT NAME	DESCRIPTION
Figure 1	Claim of Beneficial Use Map for T-11876
Exhibit A	August 4, 2016 Oregon Department of Fish & Wildlife Fish Screen Approval Letter for Transfer T-11876
Exhibit B	BLM Map Showing DLC 71 Southern Boundary

SECTION 7 CLAIM OF BENEFICIAL USE MAP

The Claim of Beneficial Use Map must be submitted with this claim. Claims submitted without the Claim of Beneficial Use map will be returned. The map shall be submitted on poly film at a scale of 1" = 1320 feet, 1" = 400 feet, or the original full-size scale of the county assessor map for the location.

Provide a general description of the survey method used to prepare the map. Examples of possible methods include, but are not limited to, a traverse survey, GPS, or the use of aerial photos. If the basis of the survey is an aerial photo, provide the source, date, series and the aerial photo identification number.

The map was tied using a 2014 (date unknown) USDA/FSA aerial image: gway_3217299_01_NAIPM14

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WATER RESOURCES DEPT
SALEM, OREGON

Map Checklist

Please be sure that the map you submit includes ALL the items listed below.

(Reminder: Incomplete maps and/or claims may be returned.)

- ☒ Map on polyester film
- ☒ Appropriate scale (1" = 400 feet, 1" = 1320 feet, or the original full-size scale of the county assessor map)
- ☒ Township, Range, Section, Donation Land Claims, and Government Lots
- ☒ If irrigation, number of acres irrigated within each projected Donation Land Claims, Government Lots, Quarter-Quarters
- ☒ Locations of fish screens and/or fish by-pass devices in relationship to point of diversion
- ☒ Locations of meters and/or measuring devices in relationship to point of diversion or appropriation
- ☒ Conveyance structures illustrated (pumps, reservoirs, pipelines, ditches, etc.)
- ☒ Point(s) of diversion or appropriation (illustrated and coordinates)
- ☒ Tax lot boundaries and numbers
- ☒ Source illustrated if surface water
- ☒ Disclaimer ("This map is not intended to provide legal dimensions or locations of property ownership lines")
- ☒ Application and permit number or transfer number
- ☒ North arrow
- ☒ Legend
- ☒ CWRE stamp and signature

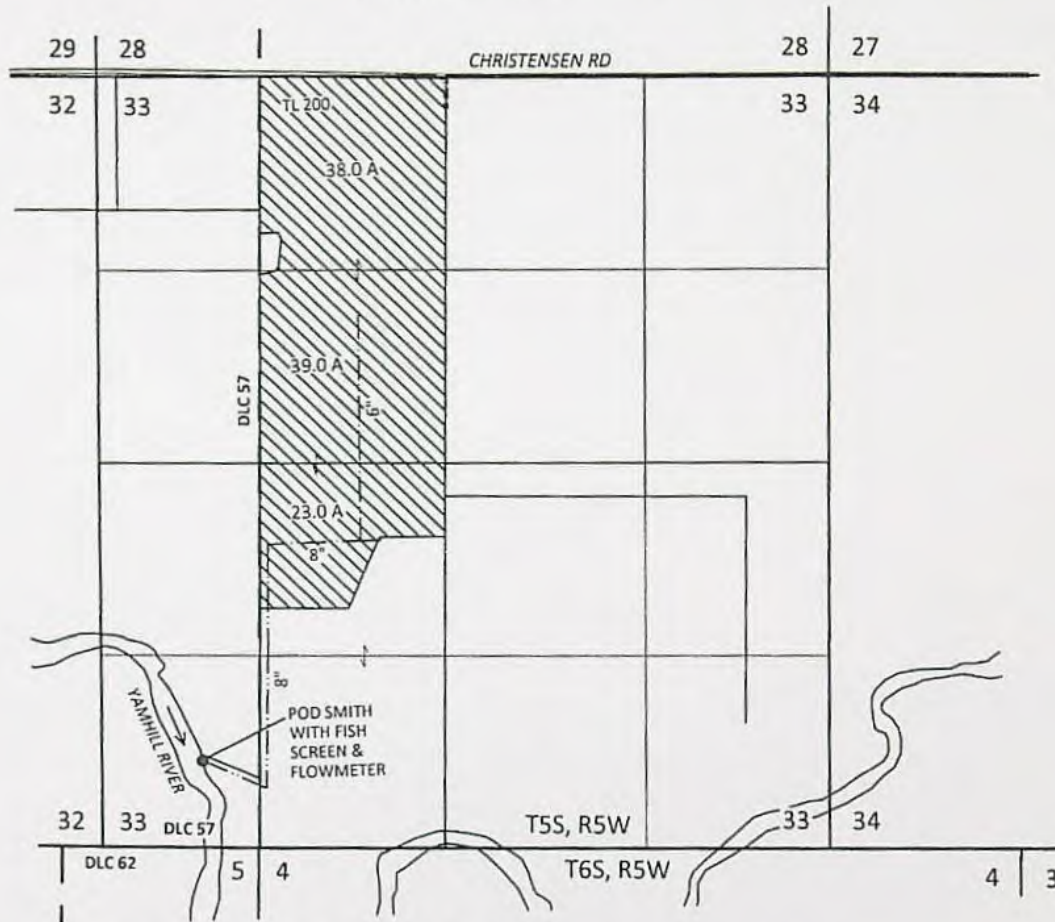
RECEIVED

SEP 07 2016

WATER RESOURCES DEPT
SALEM, OREGON

Section 33, T5S, R5W, W.M., Yamhill County, Oregon

Transfer T-11876
CLAIM OF BENEFICIAL USE MAP
Zach Christensen



POD SMITH LOCATION: 570 FT N AND 710 FT E
FROM SW CORNER OF SECTION 33, T5S, R5W, W.M.

SITE INSPECTION CONDUCTED JULY 26, 2016

RECEIVED

SEP 07 2016

WATER RESOURCES DEPT
SALEM, OREGON

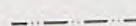
EXPLANATION



CANCELED CERTIFICATE 62271
100.0 ACRES
PRIORITY: 3/3/1978



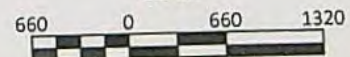
POINT OF DIVERSION (POD)



PIPELINE



SCALE



1 INCH = 1320 FEET

SKOOKUM
WATER ASSOCIATES INC

1626 VICTORIAN WAY
EUGENE, OR 97401
(503) 319-8926



August 24, 2016

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

Figure 1



Oregon

Kate Brown, Governor

Department of Fish and Wildlife
The Dalles Screen Shop
3561 Klindt Drive
The Dalles, OR 97058
(541) 296-8026
FAX (541) 296-7889
odfw.com



August 4, 2016

Zack Christensen
Christensen Farms LLC.
17215 SW Christensen Rd.
McMinnville OR 97218


RE: Transfer T-11876

To whom it may concern:

On June 11th, 2015 Oregon Department of Fish and Wildlife Fish Screens Field Coordinator, Martin Olson, performed a fish screen inspection for Zack Christensen at a point of diversion located on the South Yamhill River, tributary to the mainstem Yamhill river. The Clemons CW-400 fish screen that has been installed by the water user meets fish screening criteria up to a rate of 485 gallons per minute, or 1.08 cfs. The installation of this fish screen satisfies the fish screening requirements listed in the final order of transfer T-11876. This is an end of pipe fish screen, so no fish by-pass device or fishway is necessary at the point of diversion.

Please contact me if you have any questions regarding this letter.

Sincerely,

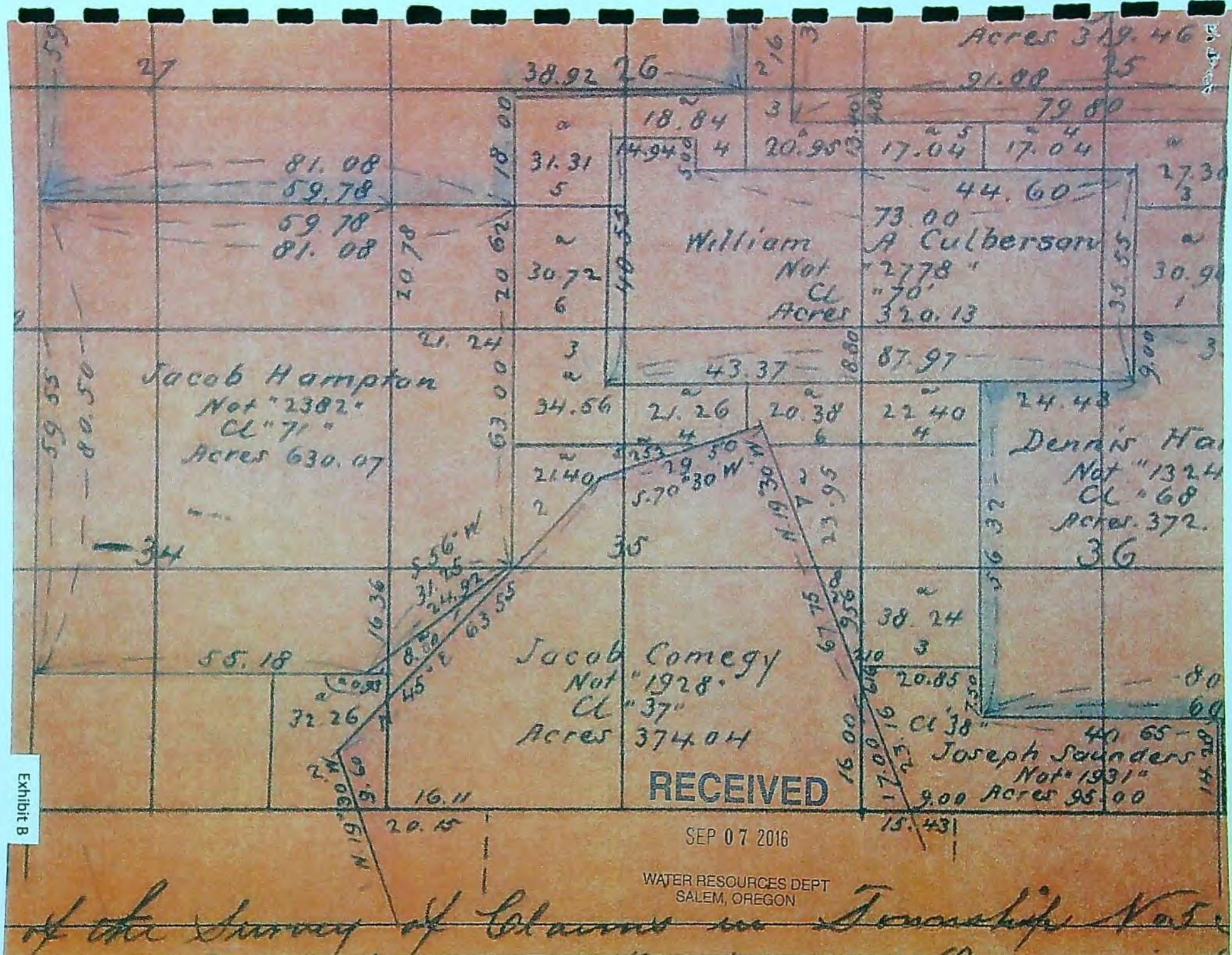

Martin Olson
Fish Screens Field Coordinator
The Dalles Screens Shop

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SEP 07 2016

WATER RESOURCES DEPT
SALEM, OREGON

Exhibit B





Oregon
Kate Brown, Governor

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

September 16, 2016

Zach Christensen
17215 SW Christensen Rd
McMinnville OR 97128

On September 7, 2016 the Water Resources Department received the Claim of Beneficial Use (COBU) for the following file(s):

T-11876

The COBU included a report and map. The Department hopes to review your submittal within approximately 2 - 4 years. At that time we will review these items and provide a final certificate, proposed certificate, or a request for additional information.

If you are interested in having your COBU reviewed sooner, you may pay to have your file processed immediately, using the Reimbursement Authority program, which is described at:
http://www.wrd.state.or.us/OWRD/mgmt_reimbursement_authority.shtml

For all other questions please call our Customer Service phone: (503) 986-0811.

If you sell the property, please contact the Department, or have the new owners contact the Department about the need to file an assignment.

Cc: file

Checklist for Claims of Beneficial Use Received At Customer Service Counter

Date Received 9/17/16 CWRE Skookum Assoc.

File Marked _____

By _____

Claim Logged _____

Application # S-57131 ~~\$175.00 Fee~~ 3-3-78
PR.

Transfer # T-11876 \$175.00 Fee if priority date is after July 9, 1987.

Map Review:

- ☒ Map on polyester film (OAR 690-014-0170(1) & 310-0050(1)(b))
- ☒ Application & permit #; or transfer # (OAR 690-014-0100(1))
- ☒ Disclaimer (OAR 690-014-0170(5))
- ☒ North arrow (OAR 690-310-0050(2)(c))
- ☒ CWRE stamp and signature (OAR 690-014 & 310-0050)
- ☒ Appropriate scale (1" = 1320', 1" = 400', or the original full-size scale of the county assessor map) (014 & 310)
- ☒ Township, range, section, and tax lot numbers (OAR 690-310-0050(4))

Report Review:

- ☒ On form or format provided by the Department (OAR 690-014-0100(1))
- ☒ Application & permit #; or transfer # (OAR 690-014)
- ☒ Ownership information (OAR 690-014)
- ☒ Date of survey (OAR 690-014)
- ☒ Person interviewed (OAR 690-014)
- ☒ County (OAR 690-014)
- ☒ CWRE stamp and signature (OAR 690-014-0100)
- ☒ Signature(s) of permittee or transfer holder (OAR 690-014-0100)



Oregon

Kate Brown, Governor

Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301

Phone (503) 986-0900

Fax (503) 986-0904

www.wrd.state.or.us

March 30, 2015

ZACH CHRISTENSEN
17215 SW CHRISTENSEN RD.
MCMINNVILLE, OR 97128

REFERENCE: Transfer Application T-11876

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

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

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

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

If you have any questions related to the approval of this transfer, you may contact your caseworker, Sarah Henderson, by telephone at (503) 986-0890 or by e-mail at Sarah.A.Henderson@ wrd.state.or.us.

Sincerely,

Bethanie Williamson

for Codi Holmes

Water Right Services Support

Transfers and Conservation Section

cc: Mike L. McCord, Watermaster Dist. #16 (via email)
Steven Bruce, CWRE
Shenk Dairy

Enclosure



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

In the Matter of Transfer Application	)	FINAL ORDER APPROVING A
T-11876, Polk and Yamhill County	)	CHANGE IN POINT OF DIVERSION
	)	AND PLACE OF USE

Authority

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

Applicant

ZACH CHRISTENSEN
17215 SW CHRISTENSEN ROAD
MCMINNVILLE, OR 97128

Findings of Fact

1. On August 15, 2014, ZACH CHRISTENSEN filed an application to change the point of diversion and to change the place of use under Certificate 62271. The Department assigned the application number T-11876.
2. Notice of the application for transfer was published on August 19, 2014, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. On December 16, 2014, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-11876 to the applicant. The draft Preliminary Determination cover letter set forth a deadline of January 14, 2015, for the applicant to respond. The applicant requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer.
4. On January 6, 2015, the Department issued a Preliminary Determination proposing to approve Transfer T-11876 and mailed a copy to the applicant. Additionally, notice of the Preliminary Determination for the transfer application was published on the Department's weekly notice on January 13, 2015, and in the McMinnville News-Register newspaper on January 13 and 20, 2015 pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notices.

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

5. The right to be transferred is as follows:

Certificate: 62271 in the name of SHENKS DAIRY (perfected under Permit S-42925)
Use: IRRIGATION of 100.0 ACRES
Priority Date: MARCH 3, 1978
Rate: 0.8 CUBIC FOOT PER SECOND
Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.
Source: SOUTH YAMHILL RIVER, tributary of YAMHILL RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
6 S	7 W	WM	16	SE NE	46	120 FEET NORTH AND 700 FEET WEST FROM THE E1/4 CORNER OF SECTION 16

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
6 S	7 W	WM	16	SW NE	46	14.4
6 S	7 W	WM	16	SE NE	46	6.1
6 S	7 W	WM	16	NE SW	46	1.6
6 S	7 W	WM	16	NE SE	46	27.4
6 S	7 W	WM	16	NW SE	46	37.1
6 S	7 W	WM	16	SW SE	46	7.6
6 S	7 W	WM	16	SE SE	46	5.8
Total						100.0

6. Transfer Application T-11876 proposes to move the authorized point of diversion approximately 14.7 miles downstream to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
5 S	5 W	WM	33	SW SW	570 FEET NORTH AND 710 FEET EAST FROM THE SW CORNER OF SECTION 33

7. Transfer Application T-11876 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
5 S	5 W	WM	33	NE NW	38.0
5 S	5 W	WM	33	SE NW	39.0
5 S	5 W	WM	33	NE SW	23.0
Total					100.0

8. The Oregon Department of Fish and Wildlife (ODFW) has determined that a fish screen is necessary at the new point of diversion to prevent fish from entering the diversion and that the diversion is not currently equipped with an appropriate fish screen. This diversion may be eligible for screening cost-share funds.

Transfer Review Criteria [OAR 690-380-4010(2)]

9. Water has been used within the last five years according to the terms and conditions of the right. There is no information in the record that would demonstrate that the right is subject to forfeiture under ORS 540.610.
10. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing right were present within the five-year period prior to submittal of Transfer Application T-11876.
11. The proposed change would not result in enlargement of the right.
12. The proposed change would not result in injury to other water rights.

Conclusions of Law

The change in point of diversion and change in place of use proposed in Transfer Application T-11876 are consistent with the requirements of ORS 540.505 to 540.580 and OAR 690-380-5000.

Now, therefore, it is ORDERED:

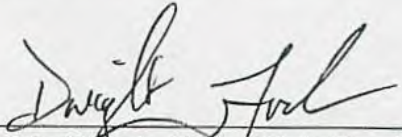
1. The change in point of diversion and change in place of use proposed in Transfer Application T-11876 are approved.
2. The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificate 62271 and any related decree.
3. Water right Certificate 62271 is cancelled.
4. The quantity of water diverted at the new point of diversion, shall not exceed the quantity of water lawfully available at the original point of diversion.
5. Water use measurement conditions:
 - a) **Before water use may begin** under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of diversion (new and existing).
 - b) The water user shall maintain the meters or measuring devices in good working order.
 - c) The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.

6. Prior to diverting water, the water user shall install an approved fish screen at the new point of diversion and shall provide to the OWRD a written statement from Oregon Department of Fish and Wildlife (ODFW) that the installed screen meets the state's criteria, or that ODFW has determined a screen is not necessary.

The water user shall operate and maintain the fish screen at the new point of diversion consistent with ODFW's operational and maintenance standards. If ODFW determines the screen is not functioning properly, and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that OWRD regulate the use of water until OWRD receives notification from ODFW that the fish screen is functioning properly.

7. The former place of use of the transferred right shall no longer receive water under the right.
8. Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2016**. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.
9. After satisfactory proof of beneficial use is received, a new certificate confirming the right transferred will be issued.

Dated at Salem, Oregon this 30 day of March, 2015.



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

Mailing date: MAR 31 2015

Water Right Transfer Cover Sheet

Transfer T-11876

Transfer Specialist:

Sarah

Transfer Type: Regular

Applicant Name/Address: ZACH CHRISTENSEN 17215 SW CHRISTENSEN RD. MCMINNVILLE, OR 97128	Agent Name/Address: UNAVAILABLE	Landowner Name/Address: <i>Shenk Dairy</i> 9075 Fort Hill Rd Willamina, OR 97136 <i>no email</i>
CWRE Name/Number: <i>Steven Bruce #439</i>	Irr. District Name/Address:	Affected Gov'ts Name/Address: Yamhill County Planning Department
Commentors: Name/Address:		Current Landowner Name/Address:

Water Rights Affected

Records Marked	Records Copied	App File No. or Decree Name	Permit No.	Certificate No.	RR/CR Needed	RR/CR Nos.
<input type="checkbox"/>	<input type="checkbox"/>	S57131	S42925	62271	<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	<input type="checkbox"/>				<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	<input type="checkbox"/>				<input type="checkbox"/> Yes <input type="checkbox"/> No	

Key Dates & Initial Actions

Rec'd: <i>8-15-14</i>	Proposed Action(s): point of diversion; place of use <i>v</i>
Fees Pd: UNAVAILABLE	WM District: 16 ODFW District: <i>425</i>
Initial Notice: August 19, 2014	WM Review sent: 8/15/14 ODFW Review sent: 8/15/14
Acknowledgement Letter Sent <input checked="" type="checkbox"/>	GW Review sent: <i>no</i>

Processing Dates & Actions

Deficiency Contacts: *none*

DPD Mailed: _____

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

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

PD Signed: *1-6-15*

PD Weekly Notice: *1-13-15*

Newspaper quote requested: *McMinville*

☐ not required

Request for news \$ sent: *12-23-14*

News \$ received: *1-2-15*

Request to publish sent to newspaper: _____

Affidavit of publication received: *1-29-15*

DPD Review (Optional)	PD Review (Salem)	Final Order Review (Salem)
Reviewer: <i>Tracy</i>	Reviewer: <i>Joan</i>	Reviewer: <i>Joan</i>
Date: <i>12-15-14</i>	Date: <i>12-26-14</i>	Date: <i>1-13-15</i>
Coordinator: _____	Coordinator: _____	Coordinator: _____
Date: _____	Date: _____	Date: _____
Comments/Special Issues: <i>none :)</i>		

Special Order Volume: Vol *95* Pages *345-348* Final Order Signature Date: *3-30-15*
 Notice of FO email'd to processors _____

HENDERSON Sarah A

From: HENDERSON Sarah A
Sent: Wednesday, March 25, 2015 4:03 PM
To: WILLIAMSON Bethanie R
Subject: FW: T-11478 and T-11876- Final Order Email list

SentFromSession: JOHNNY.hendersa.3/25/2015 7:34:21 AM

Ok, so one generic email to the list below, with two pdfs, one for T-11478 and one for T-11876. Again, thank you so much.

From: HENDERSON Sarah A
Sent: Wednesday, March 25, 2015 3:58 PM
To: WILLIAMSON Bethanie R
Subject: T-11478 - Final Order Email list

Hi Bethanie, you will be receiving a signed final order on the 27th. Below is a list of people that need to be emailed a pdf of the final order, and letter, and remaining right certs. Sorry this will be an added step to the usual process, but this is a consent to injury order. Then just the usual steps you do to send it out to the applicant in paper copy. Thank you so much, and let me know if you have questions. Sarah

christensenfarms@landdb.com

mike.l.mccord@wrd.state.or.us

joel.m.plahn@wrd.state.or.us

nancy.h.gramlich@state.or.us

danette.l.faucera@state.or.us

zach.loboy@state.or.us

ben.walczak@state.or.us

heather.tugaw@state.or.us

s.liljefelt@water-law.com

rick.j.kepler@state.or.us

tom.murtagh@state.or.us

nrd@grandronde.org

steve@skookumwater.com

Sarah Henderson | Transfer Specialist, Transfer and Conservation Division

Water Resources Department | 725 Summer St. NE, Suite A | Salem, Oregon 97301
Ph: 503.986.0890 | Fax: 503.986.0901
Email: sarah.a.henderson@state.or.us | Web: <http://www.wrd.state.or.us>

News-Register (McMinnville)

News-Register

Publication Name:

News-Register (McMinnville)

Publication URL:

www.newsregister.com

Publication City and State:

McMinnville, OR

Publication County:

Yamhill

Notice Popular Keyword Category:

Notice Keywords:

11876

Notice Authentication Number:

201502230944287956947

2675536362

Notice URL:

Notice Publish Date:

Tuesday, January 20, 2015

Notice Content

public notice Notice of Preliminary Determination for Water Right Transfer T-11876 T-11876 filed by Zach Christensen, 17215 SW Christensen Rd., McMinnville, OR 97128, proposes a point of diversion and place of use change under Certificate 62271. The right allows the use of 0.8 cfs from the South Yamhill River in Sec. 16, T6S, R7W, WM for irrigation in Sec. 16. The applicant proposes to move the point of diversion within Sec. 33, T5S, R5W, WM and to change the place of use to Sec. 33, T5S, R5W, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000. Any person may file, jointly or severally, a protest or standing statement within 30 days after the last date of newspaper publication of this notice, 01/20/2015. Call (503) 986-0807 to obtain additional information or a protest form. If no protests are filed, the Department will issue a final order consistent with the preliminary determination. NR Published January 13, 20, 2015

[Back](#)

News-Register (McMinnville)

News-Register

Publication Name:

News-Register (McMinnville)

Publication URL:

www.newsregister.com

Publication City and State:

McMinnville, OR

Publication County:

Yamhill

Notice Popular Keyword Category:

Notice Keywords:

11876

Notice Authentication Number:

201502230945052347597

2675536362

Notice URL:

Notice Publish Date:

Tuesday, January 13, 2015

Notice Content

public notice Notice of Preliminary Determination for Water Right Transfer T-11876 T-11876 filed by Zach Christensen, 17215 SW Christensen Rd., McMinnville, OR 97128, proposes a point of diversion and place of use change under Certificate 62271. The right allows the use of 0.8 cfs from the South Yamhill River in Sec. 16, T6S, R7W, WM for irrigation in Sec. 16. The applicant proposes to move the point of diversion within Sec. 33, T5S, R5W, WM and to change the place of use to Sec. 33, T5S, R5W, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000. Any person may file, jointly or severally, a protest or standing statement within 30 days after the last date of newspaper publication of this notice, 01/20/2015. Call (503) 986-0807 to obtain additional information or a protest form. If no protests are filed, the Department will issue a final order consistent with the preliminary determination. NR Published January 13, 20, 2015

[Back](#)

00 "EXHIBIT A"

PUBLIC NOTICE

Notice of Preliminary Determination for Water Right Transfer T-11876

T-11876 filed by Zach Christensen, 17215 SW Christensen Rd., McMinnville, OR 97128, proposes a point of diversion and place of use change under Certificate 62271. The right allows the use of 0.8 cfs from the South Yamhill River in Sec. 16, T6S, R7W, WM for irrigation in Sec. 16. The applicant proposes to move the point of diversion within Sec. 33, T5S, R5W, WM and to change the place of use to Sec. 33, T5S, R5W, WM. The

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NR Published January 13, 20, 2015

News-Register

KEEPING YOU CONNECTED

611 NE Third Street • (503) 472-5114 • www.NewsRegister.com
PO Box 727

AFFIDAVIT OF PUBLICATION

STATE OF OREGON } ss.
County of Yamhill

I, Connie Crafton, being first duly sworn, depose and say that I am the Legal Clerk, of the NEWS-REGISTER, a newspaper of general circulation as defined by O.R.S. 193.010 and O.R.S. 193.020 published two times each week at McMinnville, County of Yamhill, State of Oregon, and that **Water Rights Services - Public Notice Water Right Transfer T-11876 - January 13, 20, 2015**

Subscribed and sworn before me this 1/27/2015 .

Connie Crafton

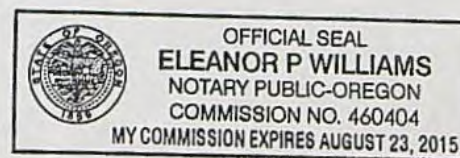
Eleanor P. Williams

Notary Public for Oregon
My Commission Expires 08/23/2015

RECEIVED BY OWRD

JAN 29 2015

SALEM, OR



News-Register

611 NE Third Street, PO Box 727

McMinnville OR 97128

503 472-5114 classified@newsregister.com

Classified Ad Invoice

Ad id: 3405215

Invoice id: 3469406

20 January 2015

SOLD TO (Reference: Water Right Transfer T-11876)

Water Rights Svcs Sppt3038627

, 725 Summer St Ne Ste A

Salem OR 97301

Balance Due: \$ 187.40

Please return This Portion With Payment

AD TEXT (Public Notice: Legal Notices)

public notice Notice of Preliminary Determination for Water Right Transfer T-11876 T-11876 filed by Zach Christensen, 17215 SW Christensen Rd., McMinnville, OR 97128, proposes a point of diversion and place of use change under Certificate 62271. The right allows the use of 0.8 cfs from the South Yamhill River in Sec. 16, T6S, R7W, WM for irrigation in Sec. 16. The applicant proposes to mov...(complete text is too long to be displayed)

INFO For News-Register

Start date	Insertions	Info	Amount
13 Jan 2015	2	Ad Cash Sale	\$187.40

PAYMENTS

NO PAYMENTS

TOTALS

Type	Amount
Total Charges	\$ 187.40
Total Paid	\$ 0.00

BALANCE DUE**PLEASE PAY THIS AMOUNT: \$ 187.40****THANK YOU!**

RECEIVED BY OWRD

JAN 29 2015

SALEM, OR



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- ⊞ Personals (2)
- ⊞ Merchandise (37)
- ⊞ Transportation (3)
- ⊞ Service Directory (14)
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SSL transmission for your
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We're sorry, but there will be
NO REFUNDS issued on
classified ads. Please keep in
mind when placing a long
term ad that you have the
option to renew on a short
term basis! Thank you!

Place your ad today!

Legal Notices**PUBLIC HEARING****NOTICE OF LAFAYETTE PLANNING COMMISSION HEARING**

NOTICE IS HEREBY GIVEN that on JANUARY 29, 2015, at 7:00 p.m. at the Lafayette City Hall, 486 Third Street, the Lafayette Urban Area Management Commission will hold a legislative public hearing to consider the proposed addition of 48.55 net buildable acres (79.21 gross acres) to the urban growth boundary (UGB) to accommodate the forecasted 20-year population increase.

Anyone desiring to speak for or against the proposal may do so in person or by representative at the hearing. Written comments may be filed prior to the public hearing with the City of Lafayette. Seven days prior to the public hearing the staff report will be available for inspection at no cost or copies are available for a minimal cost.

The location of the hearing is accessible to the disabled. If you need special accommodations to attend or participate in the hearing, please notify City Hall 24 hours before the meeting.

For more information, contact the City Planner, Jim Jacks, at 503 540-1619 or the City Hall at 503 864-2451.

NR Published January 13, 2015

PUBLIC NOTICE

McMinnville Self Stor
2600 NE Lafayette Ave
McMinnville OR 97128
503-472-5613

The following unit will be sold at Public Auction on Thursday, January 29, 2015 at 10:00am for non-payment of rent and other fees. Auction to be pursuant to Auction Rules and Procedures for Truax Holdings II. Rules are available at the facility office

Unit C208 Joseph A Sanchez Sr
Unit D282

Jack C Heisler

NR Published January 13, 20, 2015

PUBLIC NOTICE**Notice of Preliminary Determination for Ground Water Registration Modification Transfer T-11854**

T-11854 filed by Robinson Farm LLC, PO Box 100, Amity, OR 97101, proposes a point of appropriation change under Registration Application GR-2000 (Certificate of Registration GR 1930). The registration allows the use of 151.6 gpm from a well in Sec. 7, T5S, R4W, WM for irrigation and supplemental irrigation in Sec. 7. The applicant proposes to move the point of appropriation within Sec. 7. The Water Resources Department proposes to approve the modification, based on the requirements of ORS Chapter 540 and OAR 690-382-1000.

Any person may file, jointly or severally, a protest or standing statement within 30 days after the last date of newspaper publication of this notice, 01/20/2015. Call (503) 986-0807 to obtain additional information or a protest form. If no protests are filed, the Department will issue a final order consistent with the preliminary determination.

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PUBLIC NOTICE**Notice of Preliminary Determination for Water Right Transfer T-11876**

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Any person may file, jointly or severally, a protest or standing statement within 30 days after the last date of newspaper publication of this notice, 01/20/2015. Call (503) 986-0807 to obtain additional information or a protest form. If no protests are filed, the Department will issue a final order consistent with the preliminary determination.

NR Published January 13, 20, 2015

NOTICE OF SHERIFF'S SALE

On the 20TH day of February, 2015 at the hour of 10:00 a.m. at the front steps of the Yamhill County Courthouse, 535 NE Fifth Street, in the City of McMinnville, Oregon, the defendant's interest will be sold, subject to redemption, in the real property commonly known as 701 East 1st Street, Yamhill, Oregon 97148. The court case number is 13CV03482, filed out of Yamhill County Circuit Court, where JP Morgan Chase Bank National Association, its successors in interest and or assigns, is plaintiff and Sondra Ann Hoefer; James K McCullough aka James Kenneth McCullough; Meiko Hall; United States of America; Cody, Barden, Daniels & Palo Inc., dba The Commercial Agency; A-1 Coupling & Hose; and occupants of the premises, is defendant. The sale is a public auction to the highest bidder for cash or cashier's check, in hand, made out to Yamhill County Sheriff's Office. For more information on this sale go to:

www.oregonsheriffs.com/sales.htm

Tim Svenson, SHERIFF

Yamhill County, Oregon

By: Tammy Runyon/ Civil Deputy

NR Published January 16, 23, 30 February 6, 2015

NOTICE TO INTERESTED PERSONS

Case No. 15PB00031

Circuit Court of Oregon for Yamhill County

Re: Estate of Carmen E. Baker, Deceased

OTHER PLATFORMS

SUBMIT INFORMATION

ADVERTISING / CIRCULATION CORPORATE INFORMATION

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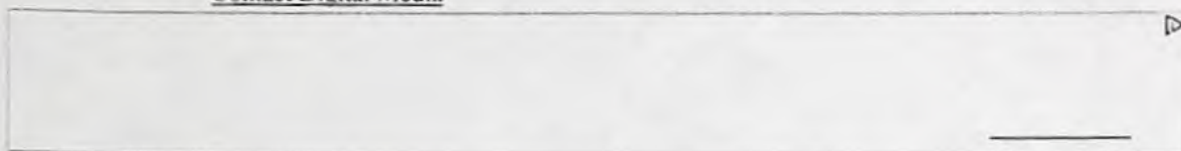
1/12/2015

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Oregon

John A. Kitzhaber, MD, Governor

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

January 6, 2015

VIA E-MAIL

ZACH CHRISTENSEN
17215 SW CHRISTENSEN ROAD
MCMINNVILLE, OR 97128

SUBJECT: Water Right Transfer Application T-11876

Please find enclosed the Preliminary Determination indicating that, based on the information available, the Department intends to approve application T-11876. This document is an intermediate step in the approval process; water may not be used legally as proposed in the transfer application until a Final Order has been issued by the Department. Please read this entire letter carefully to determine your responsibility for additional action.

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

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

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

Please do not hesitate to contact me at 503-986-0890 or Sarah.A.Henderson@ wrd.state.or.us if I may be of assistance.

Sincerely,

Sarah Henderson

Transfer Specialist
Transfer and Conservation Section

cc: T-11876
Joel Plahn, District 16 Watermaster (*via e-mail*)
Shenks Dairy, Landowner

encs

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

In the Matter of Transfer Application	)	PRELIMINARY DETERMINATION
T-11876, Polk and Yamhill County	)	PROPOSING APPROVAL OF A
	)	CHANGE IN POINT OF DIVERSION
	)	AND PLACE OF USE

Authority

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

Applicant

ZACH CHRISTENSEN
17215 SW CHRISTENSEN ROAD
MCMINNVILLE, OR 97128

Findings of Fact

1. On August 15, 2014, ZACH CHRISTENSEN filed an application to change the point of diversion and to change the place of use under Certificate 62271. The Department assigned the application number T-11876.
2. Notice of the application for transfer was published on August 19, 2014, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. On December 16, 2014, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-11876 to the applicant. The draft Preliminary Determination cover letter set forth a deadline of January 14, 2015, for the applicant to respond. The applicant requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer.
4. The right to be transferred is as follows:

Certificate:	62271 in the name of SHENKS DAIRY (perfected under Permit S-42925)
Use:	IRRIGATION of 100.0 ACRES
Priority Date:	MARCH 3, 1978
Rate:	0.8 CUBIC FOOT PER SECOND
Limit/Duty:	The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-

Pursuant to OAR 690-380-4030, any person may file a protest or standing statement within 30 days after the last date of publication of notice of this preliminary determination.

EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: SOUTH YAMHILL RIVER, tributary of YAMHILL RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
6 S	7 W	WM	16	SE NE	46	120 FEET NORTH AND 700 FEET WEST FROM THE E1/4 CORNER OF SECTION 16

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
6 S	7 W	WM	16	SW NE	46	14.4
6 S	7 W	WM	16	SE NE	46	6.1
6 S	7 W	WM	16	NE SW	46	1.6
6 S	7 W	WM	16	NE SE	46	27.4
6 S	7 W	WM	16	NW SE	46	37.1
6 S	7 W	WM	16	SW SE	46	7.6
6 S	7 W	WM	16	SE SE	46	5.8
Total						100.0

5. Transfer Application T-11876 proposes to move the authorized point of diversion approximately 14.7 miles downstream to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
5 S	5 W	WM	33	SW SW	570 FEET NORTH AND 710 FEET EAST FROM THE SW CORNER OF SECTION 33

6. Transfer Application T-11876 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
5 S	5 W	WM	33	NE NW	38.0
5 S	5 W	WM	33	SE NW	39.0
5 S	5 W	WM	33	NE SW	23.0
Total					100.0

7. The Oregon Department of Fish and Wildlife (ODFW) has determined that a fish screen is necessary at the new point of diversion to prevent fish from entering the diversion and that the diversion is not currently equipped with an appropriate fish screen. This diversion may be eligible for screening cost-share funds.

Transfer Review Criteria [OAR 690-380-4010(2)]

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

9. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing right were present within the five-year period prior to submittal of Transfer Application T-11876.
10. The proposed change would not result in enlargement of the right.
11. The proposed change would not result in injury to other water rights.

Determination and Proposed Action

The change in point of diversion and change in place of use proposed in Transfer Application T-11876 appears to be consistent with the requirements of ORS 540.505 to 540.580 and OAR 690-380-5000. If protests are not filed pursuant to OAR 690-380-4030, the transfer application will be approved.

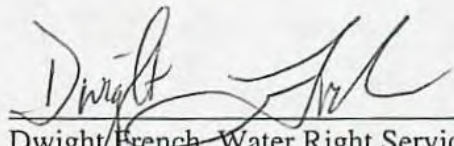
If Transfer Application T-11876 is approved, the final order will include the following:

1. *The change in point of diversion and change in place of use proposed in Transfer Application T-11876 are approved.*
2. *The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificate 62271 and any related decree.*
3. *Water right Certificate 62271 is cancelled.*
4. *The quantity of water diverted at the new point of diversion, shall not exceed the quantity of water lawfully available at the original point of diversion.*
5. *Water use measurement conditions:*
 - a) *Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of diversion (new and existing).*
 - b) *The water user shall maintain the meters or measuring devices in good working order.*
 - c) *The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.*
6. *Prior to diverting water, the water user shall install an approved fish screen at the new point of diversion and shall provide to the OWRD a written statement from Oregon Department of Fish and Wildlife (ODFW) that the installed screen meets the state's criteria, or that ODFW has determined a screen is not necessary.*

The water user shall operate and maintain the fish screen at the new point of diversion consistent with ODFW's operational and maintenance standards. If ODFW determines the screen is not functioning properly, and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that OWRD regulate the use of water until OWRD receives notification from ODFW that the fish screen is functioning properly.

7. *The former place of use of the transferred right shall no longer receive water under the right.*
8. *Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2016**. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.*
9. *After satisfactory proof of beneficial use is received, a new certificate confirming the right transferred will be issued.*

Dated at Salem, Oregon this 6 day of January, 2015.


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

This Preliminary Determination was prepared by Sarah Henderson. If you have questions about the information in this document, you may reach me at 503-986-0890 or Sarah.A.Henderson@wrdd.state.or.us.

Protests should be addressed to the attention of Water Rights Division, Water Resources Department, 725 Summer St. NE, Suite A, Salem, OR 97301-1266.

**Notice of Preliminary Determination for
Water Right Transfer T-11876**

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**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **114475**

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

INVOICE # _____

RECEIVED FROM: Christensen Farms
BY: LLC

APPLICATION	
PERMIT	
TRANSFER	<u>T-11876</u>

CASH: ☐ CHECK: # 5498 OTHER: (IDENTIFY) ☐

TOTAL REC'D 224.88

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES 0207
OTHER: _____

46117
(IDENTIFY)

Newspaper Notice

\$
\$224.88

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

4270 WRD OPERATING ACCT

MISCELLAN

0407 COPY & TA
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0408 MISC RE
TC162 DEPOS
0240 EXTEN

WATF
0201 SUF
0203 GP
0205 T

0218

\$8 1-22-15

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RECORD FEE

\$
\$

LICENSE FEE

\$
\$

053

0211 WELL C
0210 MONITORING WELL

OTHER (IDENTIFY) _____

CARD #	
CARD #	

0607 TREASURY 0467 HYDRO ACTIV. LIC NUMBER

0233 POWER LICENSE FEE (FWWRD)
0231 HYDRO LICENSE FEE (FWWRD)

HYDRO APPLICATION

\$
\$
\$

TREASURY OTHER / RDX

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

\$

RECEIPT: **114475**

DATED: 01/02/15 BY: Enall Hope

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **114475** 725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172
(503) 986-0900 / (503) 986-0904 (fax)

INVOICE # _____

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0407 COPIES 46117 Newspaper Notice \$
0207 OTHER: (IDENTIFY) \$ 224.88

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

4270 WRD OPERATING ACCT

MISCELLANEOUS

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

WATER RIGHTS:

0201	SURFACE WATER	\$	0202	\$
0203	GROUND WATER	\$	0204	\$
0205	TRANSFER	\$		

WELL CONSTRUCTION

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

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

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

OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

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

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION _____ \$ _____

RECEIPT: **114475** DATED: 01/02/15 BY: Enallth Hopz
Distribution - White Copy - Customer, Yellow Copy - Fiscal, Blue Copy - File, Buff Copy - Fiscal

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **114475**

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

INVOICE # _____

RECEIVED FROM: Christensen Farms
BY: LLC

APPLICATION	
PERMIT	
TRANSFER	<u>T-11876</u>

CASH: ☐ CHECK: ☒ 5498 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 224.88

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES

0207 OTHER:

(IDENTIFY)

46117 Newspaper Notice

\$
\$ 224.88

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

RECORD FEE

\$
\$

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR
LANDOWNER'S PERMIT

EXAM FEE

\$

0219
0220

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: **114475**

DATED: 01/02/15 BY: Enall Hops

Attached is a check for \$224.88 (PCA #46117) for Newspaper Notice for Transfer T-11876

- made out to Oregon Water Resources Department (or WRD)
- “for T-11876-NOTICE” written on front of check

RECEIVED BY OWRD

JAN 02 2015

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

SALEM, OR

Christensen Farms L.L.C.

5498

Oregon Water Resources Department
6112 · Licenses and Permits

Water Rights Transfer Application

12/30/2014

224.88

RECEIVED BY OWRD

JAN 02 2015

SALEM, OR

Columbia Bank #212 T-11876-NOTICE

224.88

PORTLAND OR 970

31 DEC 2014 PM 7:1



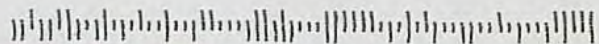
RECEIVED

JAN 01 2015

OWRD



97301\$1266



HENDERSON Sarah A

From: Zach Christensen <christensenfarms@landdb.com>
Sent: Wednesday, December 17, 2014 1:42 PM
To: 'HENDERSON Sarah A'
Subject: RE: T-11876 - Draft Preliminary Determination

Sarah,

Regarding application T-11876.

I have reviewed the Draft and agree to the ODFW requirements for the flow meter and fish screen. I would like the notice to be circulated in the New Register, McMinnville.

Thank you for all your help

Zach Christensen

From: HENDERSON Sarah A [<mailto:sarah.a.henderson@state.or.us>]
Sent: Tuesday, December 16, 2014 7:40 AM
To: christensenfarms@landdb.com
Cc: FAUCERA Danette L; tugaw.heather@deg.state.or.us; PLAHN Joel M; MCCORD Mike L
Subject: T-11876 - Draft Preliminary Determination

Good Morning,

Attached is the draft preliminary determination for T-11876 in the name of Zach Christensen. Also attached are the Watermaster and ODFW conditions and DPD cover letter.

Please read these documents very carefully and be sure to look for the deadline date (January 14, 2015) for the submittal of a response and required documentation that is needed.

Let me know if you have any questions.

Thank you and have a wonderful day.

Sarah

Sarah Henderson | Transfer Specialist, Transfer and Conservation Division
Water Resources Department | 725 Summer St. NE, Suite A | Salem, Oregon 97301
Ph: 503.986.0890 | Fax: 503.986.0901
Email: sarah.a.henderson@state.or.us | Web: <http://www.wrd.state.or.us>



Oregon
John A. Kitzhaber, MD, Governor

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

December 23, 2014

VIA E-MAIL

ZACH CHRISTENSEN
17215 SW CHRISTENSEN RD.
MCMINNVILLE, OR 97128

SUBJECT: Water Right Transfer Application T-11876

Your water right transfer is ready for issuance of the Preliminary Determination, once the Department receives payment for publication of the newspaper notice.

Items needed before the next phase of processing...

At this time you need to:

1. submit a check for \$224.88 (to cover cost of publication of the notice), made out to the Oregon Water Resources Department.
2. write "for T-11876 NOTICE" on the front of your check, and
3. submit it with the tracking stub at the bottom of this letter.

Mail the check to 725 Summer St. NE, Suite A, Salem, OR 97301-1266, **no later than January 22, 2015.**

What happens next...

Shortly after receiving payment, the Department will issue the Preliminary Determination, initiate publication in the McMinnville News-Register newspaper, and also publish the notice on the Department's weekly notice. Publication of the notice will initiate a protest period during which any person may file either a protest opposing the decision proposed by the Department in the Preliminary Determination or a standing statement supporting the Department's decision.

If we do not receive payment for newspaper notice by January 22, 2015, a Preliminary Determination may be issued denying the application as incomplete.

Please do not hesitate to contact me at 503-986-0890 or Sarah.A.Henderson@wrld.state.or.us if I may be of assistance.

Sincerely,

Sarah Henderson

Transfer Specialist
Transfer and Conservation Section

X-----

Attached is a check for \$224.88 (PCA #46117) for Newspaper Notice for Transfer T-11876

- made out to Oregon Water Resources Department (or WRD)
- "for T-11876-NOTICE" written on front of check

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

HENDERSON Sarah A

From: HOLMES Codi N
Sent: Tuesday, December 23, 2014 9:05 AM
To: HENDERSON Sarah A
Subject: FW: Newspaper Estimate for Transfer Application T-11876
Attachments: 11876-pd-newspaper notice (12-18-2014).docx

224.88

Codi Holmes

Water Right Services Support
986-0807

From: STARNES Kelly
Sent: Thursday, December 18, 2014 7:46 AM
To: HOLMES Codi N
Cc: HENDERSON Sarah A
Subject: Newspaper Estimate for Transfer Application T-11876

Hi Codi -

Sarah will need an estimate for the attached TRANSFER APPLICATION notice to run in the McMinnville News-Register. Run time is two weeks.

Thanks!

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@wrd.state.or.us

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

.....



Oregon

John A. Kitzhaber, MD, Governor

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

16
December 15, 2014

VIA E-MAIL

ZACH CHRISTENSEN
17215 SW CHRISTENSEN ROAD
MCMINNVILLE, OR 97128

SUBJECT: Water Right Transfer Application T-11876

Your water right transfer is in one of three phases of processing. Enclosed is a draft of our Preliminary Determination regarding Transfer Application T-11876. The document reflects the Department's conclusion that, based on the information currently available, the transfer will be approved.

Items needed before the next phase of processing...

1. Please review the draft carefully to see if it accurately reflects the changes you intend to make, and to become familiar with all proposed conditions. **You will need to respond in writing** by the deadline provided below, whether you agree with the proposed action and conditions. Also we will appreciate having you let us know if there are typographical errors that need to be corrected.
2. A report of landownership for the lands to which the water right(s) are appurtenant (the FROM lands) is required. **The report must be prepared by a title company and meet the criteria below.** (*Reports may be called by various names, such as Customer Service Report, Property Analysis Report (PAR), List Pack, Lot Book Report, etc.*)
 - a) The title company's report must either be:
 - i) prepared within 3 months of the draft Preliminary Determination showing current ownership, or
 - ii) prepared within 3 months of recording of a water right conveyance agreement, or
 - iii) prepared at any time, but showing ownership at the time a water right conveyance agreement was recorded.
 - b) The ownership report shall include:
 - i) Date reflected by the ownership information
 - ii) List of owners at that time
 - iii) Legal description of the property where the water right to be transferred is currently located.
 - c) You will need to submit a notarized statement of consent from any landowner listed in the ownership report who is not already included in the transfer application, or other information such as a water right conveyance agreement, if applicable.

3. Notice of this transfer will need to be published in a local newspaper with general circulation in the area where the water rights are currently located. You will be responsible for the charges. Please indicate the local paper you prefer to publish in so we can get an accurate estimate of the cost.

Conditions to your water right...

The Watermaster has required a water measurement device at the new diversion point prior to diversion of water. Enclosed is a contact information sheet to assist you in pursuing additional information or approval of the required (or alternate) device.

This transfer will require installation of a fish screen at the new diversion point **prior to diversion of water. You may not divert water prior to installation and approval of the fish screen.** You may wish to contact the ODFW staff person listed on the enclosed contact sheet for more information about the screen and to determine a reasonable timeline.

Please note the proposed date by which all conditions must be met: October 1, 2016. If the required completion date is insufficient to comply with any of the conditions, you may extend the date at no cost to you during this stage of processing. Please let me know by the comment deadline so we can make the proper arrangements to get you the time you need.

What happens next...

Once the Preliminary Determination is issued a publication period is required. Because there is more than ¼ mile between the new and the authorized point of diversion, the Department will publish notice of the transfer in a local newspaper having a general circulation in the area of the water right at least once per week for two consecutive weeks. You are responsible for sending a check to cover the cost of publication prior to the issuance of the Preliminary Determination and publication of notice.

Issuance of the Preliminary Determination will occur shortly after we receive:

1. your written response to the conditions and proposed action in the draft Preliminary Determination (e-mail is acceptable); and
2. report of ownership, and affidavits of consent from any landowners shown in the ownership report who have not signed the transfer application; and
3. name of the newspaper you wish the Department to use for publication of the notice of the Preliminary Determination.

If we do not receive the items listed above by January 14, 2015, a Preliminary Determination may be issued denying the application as incomplete.

Please do not hesitate to contact me at 503-986-0890 or Sarah.A.Henderson@wrд.state.or.us if I may be of assistance.

Sincerely,

Sarah Henderson

Sarah Henderson
Transfer Specialist
Transfer and Conservation Section

cc: Transfer Application file T-11876
Joel Plahn, District 16 Watermaster (*via e-mail*)
Shenks Dairy, Landowner

encs

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Transfer Application
T-11876, Polk and Yamhill County

) **D R A F T**
)
) PRELIMINARY DETERMINATION
) PROPOSING APPROVAL OF A
) CHANGE IN POINT OF DIVERSION
) AND PLACE OF USE

Authority

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

Applicant

ZACH CHRISTENSEN
17215 SW CHRISTENSEN ROAD
MCMINNVILLE, OR 97128

Findings of Fact

1. On August 15, 2014, ZACH CHRISTENSEN filed an application to change the point of diversion and to change the place of use under Certificate 62271. The Department assigned the application number T-11876.
2. Notice of the application for transfer was published on August 19, 2014, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. The right to be transferred is as follows:

Certificate:	62271 in the name of SHENKS DAIRY (perfected under Permit S-42925)
Use:	IRRIGATION of 100.0 ACRES
Priority Date:	MARCH 3, 1978
Rate:	0.8 CUBIC FOOT PER SECOND
Limit/Duty:	The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.
Source:	SOUTH YAMHILL RIVER, tributary of YAMHILL RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
6 S	7 W	WM	16	SE NE	46	120 FEET NORTH AND 700 FEET WEST FROM THE E1/4 CORNER OF SECTION 16

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
6 S	7 W	WM	16	SW NE	46	14.4
6 S	7 W	WM	16	SE NE	46	6.1
6 S	7 W	WM	16	NE SW	46	1.6
6 S	7 W	WM	16	NE SE	46	27.4
6 S	7 W	WM	16	NW SE	46	37.1
6 S	7 W	WM	16	SW SE	46	7.6
6 S	7 W	WM	16	SE SE	46	5.8
Total						100.0

4. Transfer Application T-11876 proposes to move the authorized point of diversion approximately 14.7 miles downstream to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
5 S	5 W	WM	33	SW SW	570 FEET NORTH AND 710 FEET EAST FROM THE SW CORNER OF SECTION 33

5. Transfer Application T-11876 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
5 S	5 W	WM	33	NE NW	38.0
5 S	5 W	WM	33	SE NW	39.0
5 S	5 W	WM	33	NE SW	23.0
Total					100.0

6. The Oregon Department of Fish and Wildlife (ODFW) has determined that a fish screen is necessary at the new point of diversion to prevent fish from entering the diversion and that the diversion is not currently equipped with an appropriate fish screen. This diversion may be eligible for screening cost-share funds.

Transfer Review Criteria [OAR 690-380-4010(2)]

7. Water has been used within the last five years according to the terms and conditions of the right. There is no information in the record that would demonstrate that the right is subject to forfeiture under ORS 540.610.
8. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing right were present within the five-year period prior to submittal of Transfer Application T-11876.
9. The proposed change would not result in enlargement of the right.

10. The proposed change would not result in injury to other water rights.

Determination and Proposed Action

The change in point of diversion and change in place of use proposed in Transfer Application T-11876 appears to be consistent with the requirements of ORS 540.505 to 540.580 and OAR 690-380-5000. If protests are not filed pursuant to OAR 690-380-4030, the transfer application will be approved.

If Transfer Application T-11876 is approved, the final order will include the following:

1. *The change in point of diversion and change in place of use proposed in Transfer Application T-11876 are approved.*
2. *The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificate 62271 and any related decree.*
3. *Water right Certificate 62271 is cancelled.*
4. *The quantity of water diverted at the new point of diversion, shall not exceed the quantity of water lawfully available at the original point of diversion.*
5. *Water use measurement conditions:*
 - a) *Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of diversion (new and existing).*
 - b) *The water user shall maintain the meters or measuring devices in good working order.*
 - c) *The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.*
6. *Prior to diverting water, the water user shall install an approved fish screen at the new point of diversion and shall provide to the OWRD a written statement from Oregon Department of Fish and Wildlife (ODFW) that the installed screen meets the state's criteria, or that ODFW has determined a screen is not necessary.*

The water user shall operate and maintain the fish screen at the new point of diversion consistent with ODFW's operational and maintenance standards. If ODFW determines the screen is not functioning properly, and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that OWRD regulate the use of water until OWRD receives notification from ODFW that the fish screen is functioning properly.
7. *The former place of use of the transferred right shall no longer receive water under the right.*

8. *Full beneficial use of the water shall be made, consistent with the terms of this order, on or before October 1, 2016. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.*
9. *After satisfactory proof of beneficial use is received, a new certificate confirming the right transferred will be issued.*

Dated at Salem, Oregon this _____ day of _____ 2014.

D R A F T

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

This draft Preliminary Determination was prepared by Sarah Henderson. If you have questions about the information in this document, you may reach me at 503-986-0890 or Sarah.A.Henderson@wrdd.state.or.us.

**Notice of Preliminary Determination for
Water Right Transfer T-11876**

T-11876 filed by Zach Christensen, 17215 SW Christensen Rd., McMinnville, OR 97128, proposes a point of diversion and place of use change under Certificate 62271. The right allows the use of 0.8 cfs from the South Yamhill River in Sec. 16, T6S, R7W, WM for irrigation in Sec. 16. The applicant proposes to move the point of diversion within Sec. 33, T5S, R5W, WM and to change the place of use to Sec. 33, T5S, R5W, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

Any person may file, jointly or severally, a protest or standing statement within 30 days after the last date of newspaper publication of this notice, MM/DD/YEAR. Call (503) 986-0807 to obtain additional information or a protest form. If no protests are filed, the Department will issue a final order consistent with the preliminary determination.

File Prep

CW		CW	
<input checked="" type="checkbox"/>	File Assigned (computer entry)	<input checked="" type="checkbox"/>	Print Tax Lot Map(s)/Ownership info if available on the web
<input checked="" type="checkbox"/>	Make Copies App, Map, GW review, (WM Review, ODFW to send to applicant later) Affidavits if applicable	<input checked="" type="checkbox"/>	Print: Certs, WR maps, (Tabulations, Sp Or, Air Photos or other helpful info to aid in processing)
<input checked="" type="checkbox"/>	Bundle Originals with cover sheet	<input checked="" type="checkbox"/>	Check Area of Interest – print if needed
<input checked="" type="checkbox"/>	Check for any public comments submitted electronically. Print any comments received.	<input checked="" type="checkbox"/>	Any irrigation districts that need notice based on Area of Interest Check. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Note: <i>None</i>

APPLICATION/MAP REVIEW

PR	CW		PR	CW	
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Appropriately signed	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Ditch Company, Irr. Dist. and/or BOR sent copies
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Checked WRIS contact address/e-mail for accuracy	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Appropriate Fees Paid
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Revisit application checklist & Supporting Docs	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Overpayment of Fees, Refund Request with FO
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Any deficiencies that need to be addressed? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Notes: <i>none</i>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Land Use Form matches Tax Lots, is signed by proper official and is APPROVED

DETERMINING THE "FROM" AND "TO" LANDS

PR	CW		PR	CW	
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Only the authorized POD's/POA's and POU's to be transferred are listed.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Application & certificate tabulations match. (Mark on appl. and cert. copies and note corrections needed)
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Marked on certificate the acreage being transferred, cancelled and remaining by 1/4 1/4.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Marked on certificate the quantity of water being transferred, cancelled, and remaining
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Compare Water Right map to App Map for Accuracy	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Check and notate on Plat Card for Conflicts (To and From Lands) N/A if no change in POU or Use <i>NC</i>

INJURY REVIEWS/COMMENTS/CONDITIONS

PR	CW				
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	ODFW	<input checked="" type="checkbox"/> Fish Screens	<input checked="" type="checkbox"/> Other: <i>fish passage</i>	
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Ground water	<input checked="" type="checkbox"/> Headgate	<input type="checkbox"/> Prior to diverting	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Watermaster	<input checked="" type="checkbox"/> Measuring Devices	<input checked="" type="checkbox"/> Prior to diverting	<input checked="" type="checkbox"/> Type of Device? <i>totalizing</i>
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Injury	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Enlargement	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Conditions to Avoid Enlargement/Injury	<i>meter</i>		

DPD

PD

FO

COV

DPD/PD/ FINAL ORDER/COVER LETTER

PR	CW	PR	CW	PR	CW	PR	CW	
	<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>	UPDATE WRIS APPS FOLDER (FIELD STAFF ONLY)
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Check tenses ex...Find & Replace point(s), Right(s) Meter(s), Device(s) Is/Are, Was/Were
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Correct address? Add Agent, Receiving Landowner if applicable etc...
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Compare "from lands" with marked up Certificate
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Compare Authorized POD(s)/POA(s) with marked up Certificate
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Add Watermaster conditions (send copy of review to applicant if applicable)
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Add Ground water conditions
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	ODFW recommendations (send copy of review to applicant if applicable)
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Hidden findings unveiled?
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Add any cancellation language or special situations
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Attach supporting documents to cover letter if applicable

OWNERSHIP VERIFICATION					
PR	CW		PR	CW	
<input type="checkbox"/>	<input checked="" type="checkbox"/>	The deed/ROI matches the "from" lands.	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Notarized, signed statement of consent (if applicable)
<input type="checkbox"/>	<input checked="" type="checkbox"/>	All owners on the deed/ROI have signed the application. <i>consent from shenks</i>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Compare with current tax lot map.
PR	CW	PD PUBLIC NOTICE/NEWSPAPER NOTICE/COVER LETTER			
<input type="checkbox"/>	<input type="checkbox"/>	UPDATE WRIS APPS FOLDER (FIELD STAFF ONLY)			
<input type="checkbox"/>	<input type="checkbox"/>	Check tenses ex...Find & Replace point(s), Right(s) Meter(s), Device(s) Is/Are, Was/Were			
<input type="checkbox"/>	<input type="checkbox"/>	Format matches current template			
<input type="checkbox"/>	<input type="checkbox"/>	Content matches PD info?			
<input type="checkbox"/>	<input type="checkbox"/>	Spell checked?			
<input type="checkbox"/>	<input type="checkbox"/>	Correct address?			
<input type="checkbox"/>	<input type="checkbox"/>	Cost Estimate for Newspaper if applicable send email to support staff <input type="checkbox"/> 2 weeks <input type="checkbox"/> three weeks			
<input type="checkbox"/>	<input type="checkbox"/>	Send Letter to Applicant/Agent regarding newspaper notice cost			
<input type="checkbox"/>	<input type="checkbox"/>	Have funds been received from Applicant/Agent for newspaper costs?			
PR	CW	REMAINING RIGHT CERTIFICATE			
<input type="checkbox"/>	<input type="checkbox"/>	UPDATE WRIS APPS FOLDER (FIELD STAFF ONLY)			
<input type="checkbox"/>	<input type="checkbox"/>	Check tenses ex...Find & Replace point(s), Right(s) Meter(s), Device(s) Is/Are, Was/Were			
<input type="checkbox"/>	<input type="checkbox"/>	Table Format matches current template			
<input type="checkbox"/>	<input type="checkbox"/>	Content format matches original certificate			
<input type="checkbox"/>	<input type="checkbox"/>	Spell checked?			
<input type="checkbox"/>	<input type="checkbox"/>	Name and address matches originating certificate?			
CW	CASEWORKER WRAP UP				
<input type="checkbox"/>	Organize Working Docs For Peer Review (Remove Duplicates)				
<input type="checkbox"/>	Update Computer entry (add postal confirmation receipt number and date file was mailed)				
<input type="checkbox"/>	Put file contents on Salem Exchange Folder				
<input type="checkbox"/>	Print e-mail and correspondence put it in order of the findings of PD (if applicable)				
<input type="checkbox"/>	Has Affidavit of Publication been received? <input type="checkbox"/> N/A <input type="checkbox"/> Yes--Date for FO: _____ <input type="checkbox"/> No—have Codi call newspaper				

COMMENTS:

This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There is no handwriting or other markings on the paper.



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

Application for Permanent Water Right Transfer

Part 1 of 5 – Minimum Requirements Checklist

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

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

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

- ✓ ☒ Part 1 – Completed Minimum Requirements Checklist.
 - ✓ ☒ Part 2 – Completed Transfer Application Map Checklist.
 - ✓ ☒ Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the new online fee calculator at: http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator. If you have questions, call Customer Service at (503) 986-0801.
 - ✓ ☒ Part 4 – Completed Applicant Information and Signature.
 - ✓ ☒ Part 5 – Information about Water Rights to be Transferred: **How many water rights are to be transferred? 1 List them here: Certificate 62271**
Please include a separate Part 5 for each water right. (See instructions on page 6)
- Attachments:**
- ✓ ☒ Completed Transfer Application Map.
 - ✓ ☒ Completed Evidence of Use Affidavit and supporting documentation.
 - ✓ ☒ ☐ N/A Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land the water right is on.)
 - N/A ☐ ☒ N/A Supplemental Form D – For water rights served by or issued in the name of an irrigation district. Complete when the transfer applicant is not the irrigation district.
 - ✓ ☒ ☐ N/A Land Use Information Form with approval and signature (or signed land use form receipt stub). Not required if water is to be diverted, conveyed, and/or used only on federal lands or if all of the following apply: a) a change in place of use only, b) no structural changes, c) the use of water is for irrigation only, and d) the use is located within an irrigation district or an exclusive farm use zone.
 - N/A ☐ ☒ N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation.
 - N/A ☐ ☒ N/A Geologist Report for a change from a surface water point of diversion to a ground water point of appropriation (well), if the proposed well is more than 500' from the surface water source and more than 1000' upstream or downstream from the point of diversion. See OAR 690-380-2130 for requirements and applicability.

(For Staff Use Only)

RECEIVED

AUG 15 2014

WATER RESOURCES DEPT
SALEM, OREGON

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 – Transfer Application Map Checklist

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

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

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

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Part 3 of 5 – Fee Worksheet

[illegible]

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

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

FEE WORKSHEET for SUBSTITUTION

1	Base Fee (includes change to one well)	1	\$725.00
	Number of wells included in substitution _____ (2a)		
	Subtract 1 from the number in 3a above: _____ (2b) <i>If only one well this will be 0</i>		
2	Multiply line 2b by \$350 and enter » » » » » » » » » » » » » » » »	2	
3	Add entries on lines 1 through 2 above » » » » » » Fee for Substitution:	3	0

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Permanent Transfer Application Form – Page 3 of 8

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Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Zach Christensen			PHONE NO. (503) 550-3576	ADDITIONAL CONTACT NO.
ADDRESS 17215 S.W. Christensen Road			FAX NO.	
CITY McMinnville	STATE OR	ZIP 97128	E-MAIL christensenfarms@landdb.com	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

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

AGENT/BUSINESS NAME			PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS			FAX NO.	
CITY	STATE	ZIP	E-MAIL	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

Explain in your own words what you propose to accomplish with this transfer application, and why:
I purchased the 100.0 acres of water rights under Certificate 62271 and need to transfer them downstream to a parcel I own. I plan to plant nut trees at the proposed place of use.

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

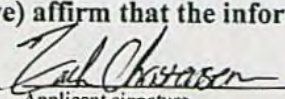
☐ Check this box if this project is fully or partially funded by the American Recovery and Reinvestment Act. (Federal stimulus dollars)

Check One Box

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

I understand that prior to Department approval of the transfer application, I may be required to submit payment to the Department for publication of a notice in a newspaper with general circulation in the area where the water right is located, once per week for two consecutive weeks. If more than one qualifying newspaper is available, I suggest publishing the notice in the following newspaper: _____

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


Applicant signature

Zach Christensen, Receiving Landowner
Print Name (and Title if applicable)

Date

Applicant signature

Print Name (and Title if applicable)

Date

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

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Check the following boxes that apply:

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

At this time, are the lands in this transfer application in the process of being sold? ☐ Yes ☒ No - only the water right has been purchased and is being moved downstream.

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

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

<http://www.oregon.gov/owrd/docs/transfer-propertytransactions.pdf>

RECEIVING LANDOWNER NAME Same As Applicant			PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS			FAX NO.	
CITY	STATE	ZIP	E-MAIL	

Describe any special ownership circumstances here: I purchased the water right, but not the 100.0 acres of land the right was appurtenant to at that time. I am transferring the right to property I own.

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

IRRIGATION DISTRICT NAME	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME Yamhill County Planning and Development	ADDRESS 525 N.E. 4th Street	
CITY McMinnville	STATE OR	ZIP 97128

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ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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Part 5 of 5 – Water Right Information

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

CERTIFICATE # 62271

Description of Water Delivery System

System capacity: 0.82 cubic feet per second (cfs) OR
 _____ gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines and sprinklers used to divert, convey and apply the water at the authorized place of use. A 40-hp centrifugal pump with a 6-inch-diameter inlet x 6-inch-diameter outlet was used to divert water to approximately 1,000 feet of 6-inch-diameter mainline. An Evergreen traveler with 1,200 feet of 4-inch-diameter hose was connected to the mainline for irrigation. The traveler had a Nelson 150 gun with a nozzle size of 1.1 inches.

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

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp	Rng	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
Former POD	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	NA	6 S	7 W	16	SE NE	DLC 46	120 feet north and 700 feet west from E ¼ corner of Section 16
POD Smith	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	NA	5 S	5 W	33	SW SW	—	570 feet north and 710 feet east from SW corner of Section 33

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

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

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

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

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Permanent Transfer Application Form – Page 6 of 8

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

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

Table 2. Description of Changes to Water Right Certificate # 62271

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

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.											Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.										
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp		Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date		
EXAMPLE																						
2	S	9	E 15 NE NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E 1 NW NW	500	1	10.0		POD #5	1901		
											2	S	9	E 2 SW NW	500		5.0		POD #6	1901		
											5	S	5	W 33 NE NW	200	--	38.0	POU/POD	POD Smith	3/3/1978		
											5	S	5	W 33 SE NW	200	--	39.0	POU/POD	POD Smith	3/3/1978		
											5	S	5	W 33 NE SW	200	--	23.0	POU/POD	POD Smith	3/3/1978		
TOTAL ACRES:												TOTAL ACRES:						100.0				

Additional remarks: _____.

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 SAI FM OREGON
 Revised 7/1/2013

T-11876

For Place of Use or Character of Use Changes

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

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

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

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

✓ Ground water supplemental Permit or Certificate # NA;
Surface water primary Certificate # NA.

For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # NA

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

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

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

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

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

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

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SHENK'S DAIRY WATER RIGHT PERMIT #42925

cert 62271

✓ Point of diversion, S E ¼, N E ¼ AS PROJECTED WITHIN DLC 46, SECTION 16, T 6 S, R 7 W, W.M.; 120 FEET NORTH AND 700 FEET WEST FROM THE E ¼ CORNER OF SECTION 16.

The pump used was a 40 hp 220-440 pump, with a suction pipe of 6" diameter, 26 ft long with a steep incline to reach the pump. The outlet was also 6".

We ran about 1000 ft of 6" mainline with a traveling Evergreen machine with 1200 ft of 4" hose with a Nelson 150 gun, nozzle size of 1.1".

was done

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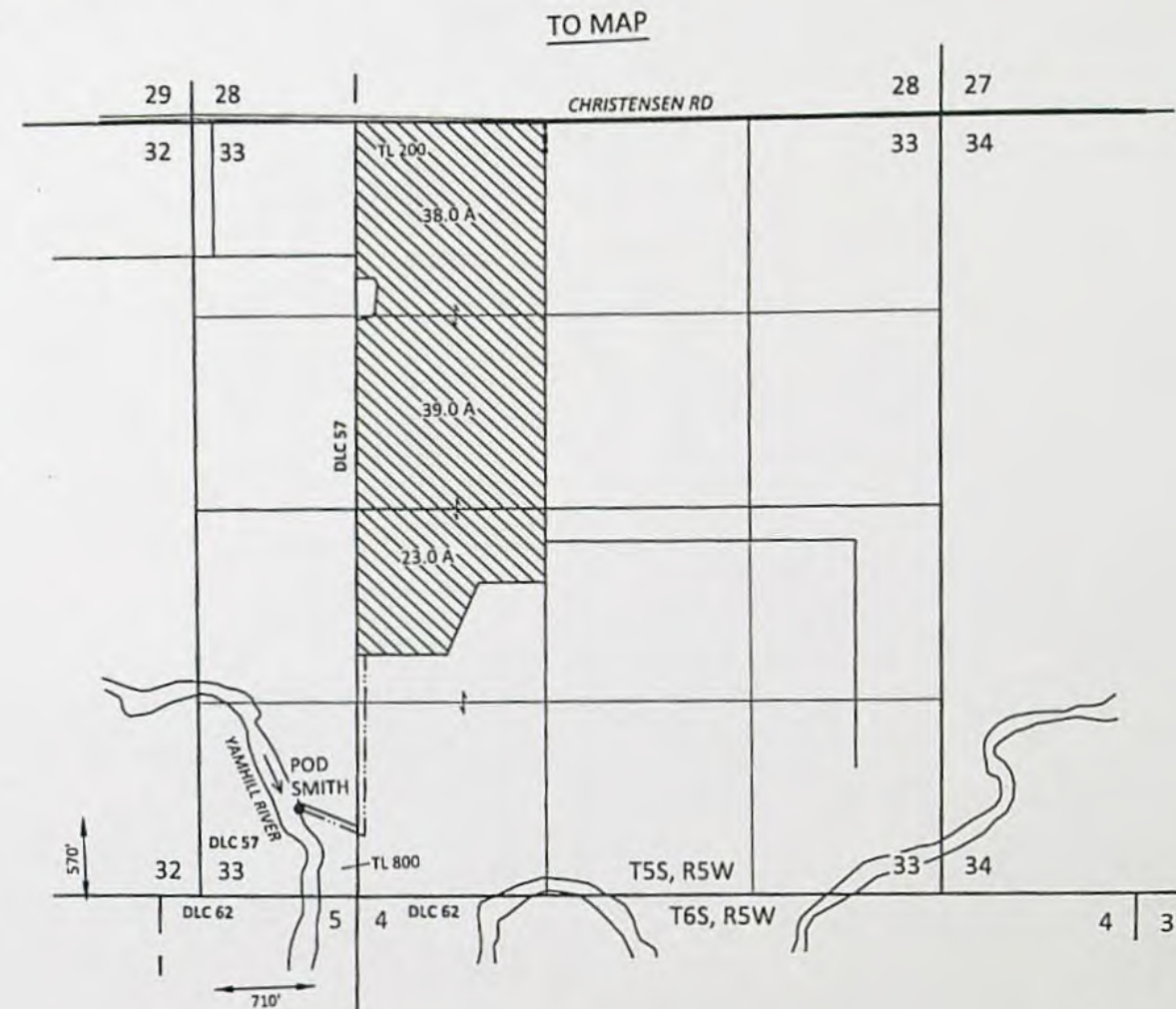
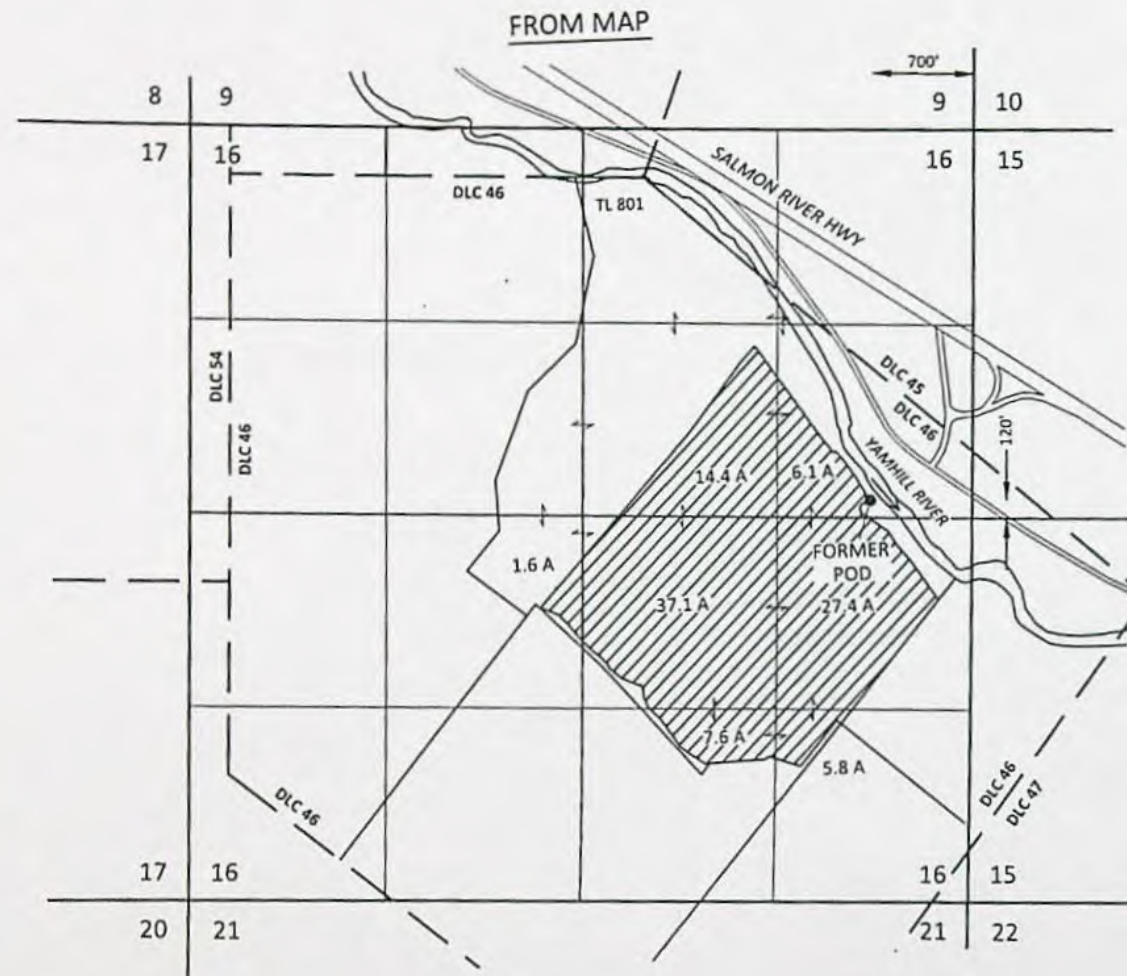
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SALEM, OREGON

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TRANSFER APPLICATION MAP
 Certificate 62271
 Section 16, T6S, R7W, W.M., Polk County
 Section 33, T5S, R5W, W.M., Yamhill County
 Zach Christensen

POD move 14.7 miles down
 77,409.7 Feet



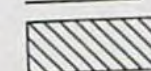
EXPLANATION

FROM LANDS



CERTIFICATE 62271 (100.0 AC)
 IRRIGATION - SOUTH YAMHILL RIVER
 PRIORITY: 3/3/1978

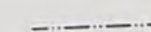
TO LANDS



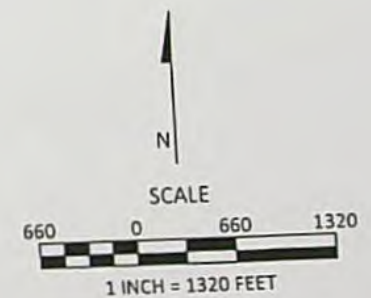
CERTIFICATE 62271 (100.0 AC)
 IRRIGATION - SOUTH YAMHILL RIVER
 PRIORITY: 3/3/1978



POINT OF DIVERSION (POD)



PIPELINE



July 23, 2014

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

FIGURE 1

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SKOOKUM
 WATER ASSOCIATES INC

P.O. BOX 80174
 PORTLAND, OR 97280
 (503) 319-8926

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WATER RESOURCES DEPT
 SALEM, OREGON

14.4 miles down
 (67,000 Feet)

T-11876

STATE OF OREGON
COUNTY OF POLK
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

SHENKS DAIRY
9075 FORT HILL ROAD
WILLAMINA, OREGON 97396

confirms the right to use the waters of SOUTH YAMHILL RIVER, a tributary of YAMHILL RIVER, for the purpose of IRRIGATING 100.0 ACRES.

The right has been perfected under Permit 42925. The date of priority is MARCH 3, 1978. The right is limited to not more than 0.8 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

SE 1/4 NE 1/4, AS PROJECTED WITHIN DLC 46, SECTION 16, T 6 S, R 7 W, W.M.; 120 FEET NORTH AND 700 FEET WEST FROM THE E 1/4 CORNER OF SECTION 16. POD

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

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

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

✓ SW 1/4 NE 1/4	14.4 ACRES
✓ SE 1/4 NE 1/4	6.1 ACRES
✓ NE 1/4 SW 1/4	1.6 ACRES
✓ NE 1/4 SE 1/4	27.4 ACRES
✓ NW 1/4 SE 1/4	37.1 ACRES
✓ SW 1/4 SE 1/4	7.6 ACRES
✓ SE 1/4 SE 1/4	5.8 ACRES
ALL AS PROJECTED WITHIN DLC 46	
SECTION 16	
TOWNSHIP 6 SOUTH, RANGE 7 WEST, W.M.	

ALL
ACRES

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The right is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed this date AUGUST 31, 1989.

/s/ WILLIAM H. YOUNG
Water Resources Director

Recorded in State Record of Water Right Certificates numbered 62271

57131.DM

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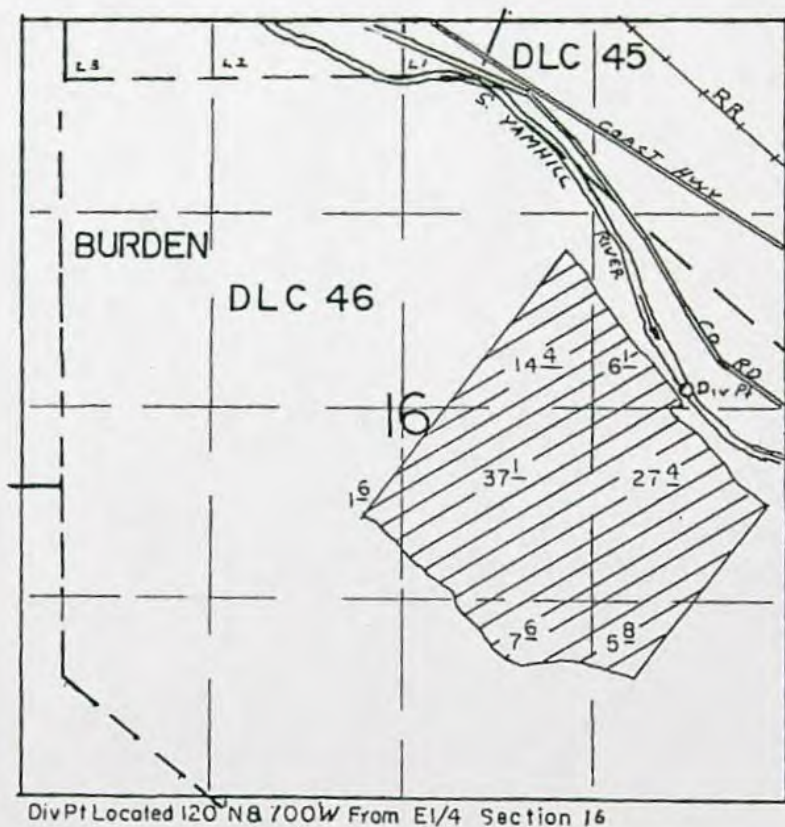
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T.6S., R.7W., W.M.



SCALE: 1" = 1320'

FINAL PROOF SURVEY

UNDER

Application No. 57131..... Permit No. 42925.....
IN NAME OF

.....SHENKS DAIRY.....

Surveyed APRIL 21... 1987... by B.W. BISHOP.....

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SALEM, OREGON

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IMPORTANT
This Map for Assessment
and Taxation Purposes
ONLY

SEC.16 T6S R7W WM
POLK COUNTY

Scale 1" = 400'

6.7.16

See Map 6.7.9C

1100
15.00 AC.
LOT 3 - 8.05 AC.

LOT 2 - 10.37 AC.

901
205.00 AC.

S.E. CORNER
WILLIAM BURDEN
DLC NO. 44

See Map 6.7.17

LOT 4 - 12.80 AC.

S.W. CORNER
LEVI BURDEN
DLC NO. 44

901

See Map 6.7.21

44-8

800
106.48 AC.

802
3.28 AC.
C1 (125)

See Map 6.7.21

See Map 6.7.15

Canceled No.

100
200
300
400
500
600
601
602
603
700
701
800 T1
900
1000
1001
1002
1003

06/13/14

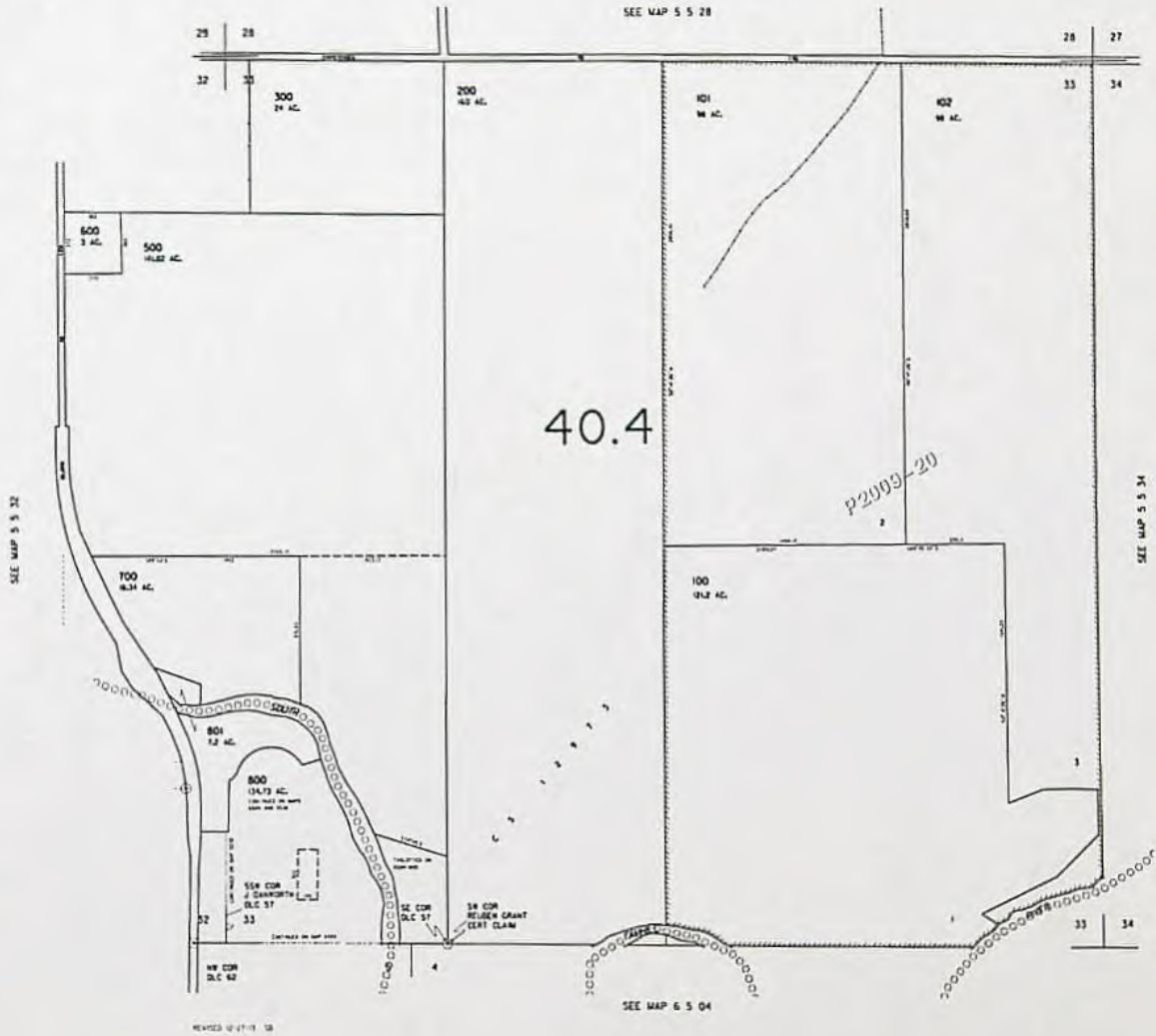
6.7.16

THIS MAP WAS PREPARED FOR
ASSESSMENT PURPOSE ONLY

SECTION 33 T5S R5W W.M.
YAMHILL COUNTY
(1" = 400')

5 5 33

CANCELLED
900



4 3

5 5 33



Search

Identify Non-Water Right Features

Tools

Legend

Layers

Water Rights by Type

Water Rights by Use

Water Rights by Type-Use

Water Rights by Prim./Suppl

Water Rights - Municipal Only

Administrative Boundaries

Rules

Surface Water

Hydrography

Waterbodies

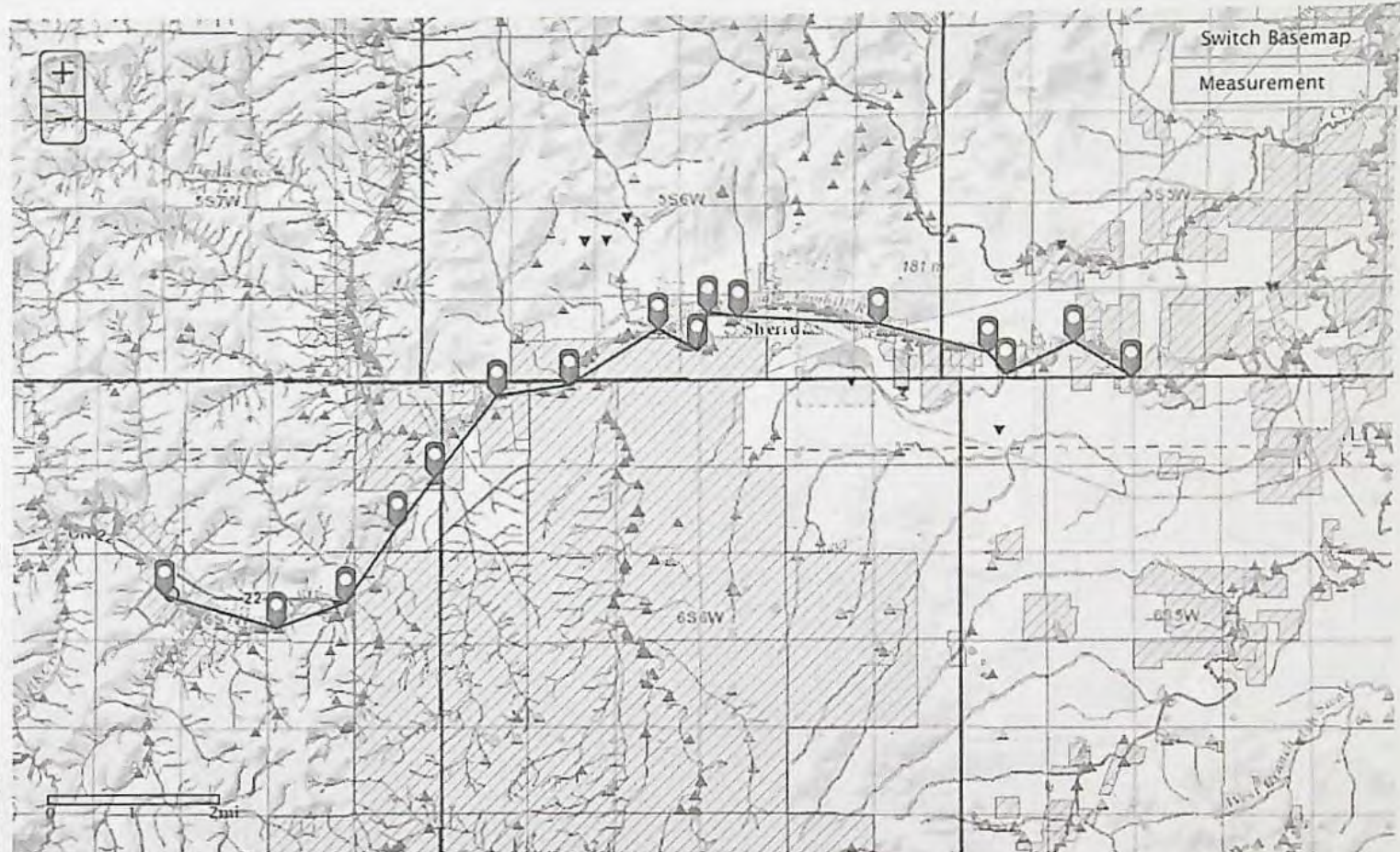
Marsh/wetland

Lakes/Reservoirs

Glacier/icefield

Industrial pond

Print



POD

POU

All Fields

Search...

#	ID (select)	WRIS	Zoom	Water Right	Water Type	First Name	Last Name	Company	Use Desc.	Priority Date	Supp.	Duty	Rate cfs	Rate
1	15192	(Details)	Map WR	Cert:6 OR * IR	SW	GROVER H	CALDWELL		IRRIGATION	12/31/1901 -			0.71	^
2	15193	(Details)	Map WR	Cert:6 OR * IR	SW	GROVER H	CALDWELL		IRRIGATION	12/31/1901 -			0	
3	166161	(Details)	Map WR	Cert:6 OR * DO	SW	GROVER H	CALDWELL		DOMESTIC	12/31/1901 -			0	v
4	166162	(Details)	Map WR	Cert:6 OR * DO	SW	GROVER H	CALDWELL		DOMESTIC	12/31/1901 -			0	>

Search took 0 sec

1-4 of 4



Search

Identify Non-Water Right Features

Tax Lots

Tools

Layers

Water Rights by Use

Water Rights by Type

Water Rights by Type-Use

Water Rights by Prim./Suppl

Irrigation Districts AOI

Other Irrigation Districts

Administrative Boundaries

Rules

Surface Water

Hydrography

River anno

river_mile_anno_L12

rivermileanno12

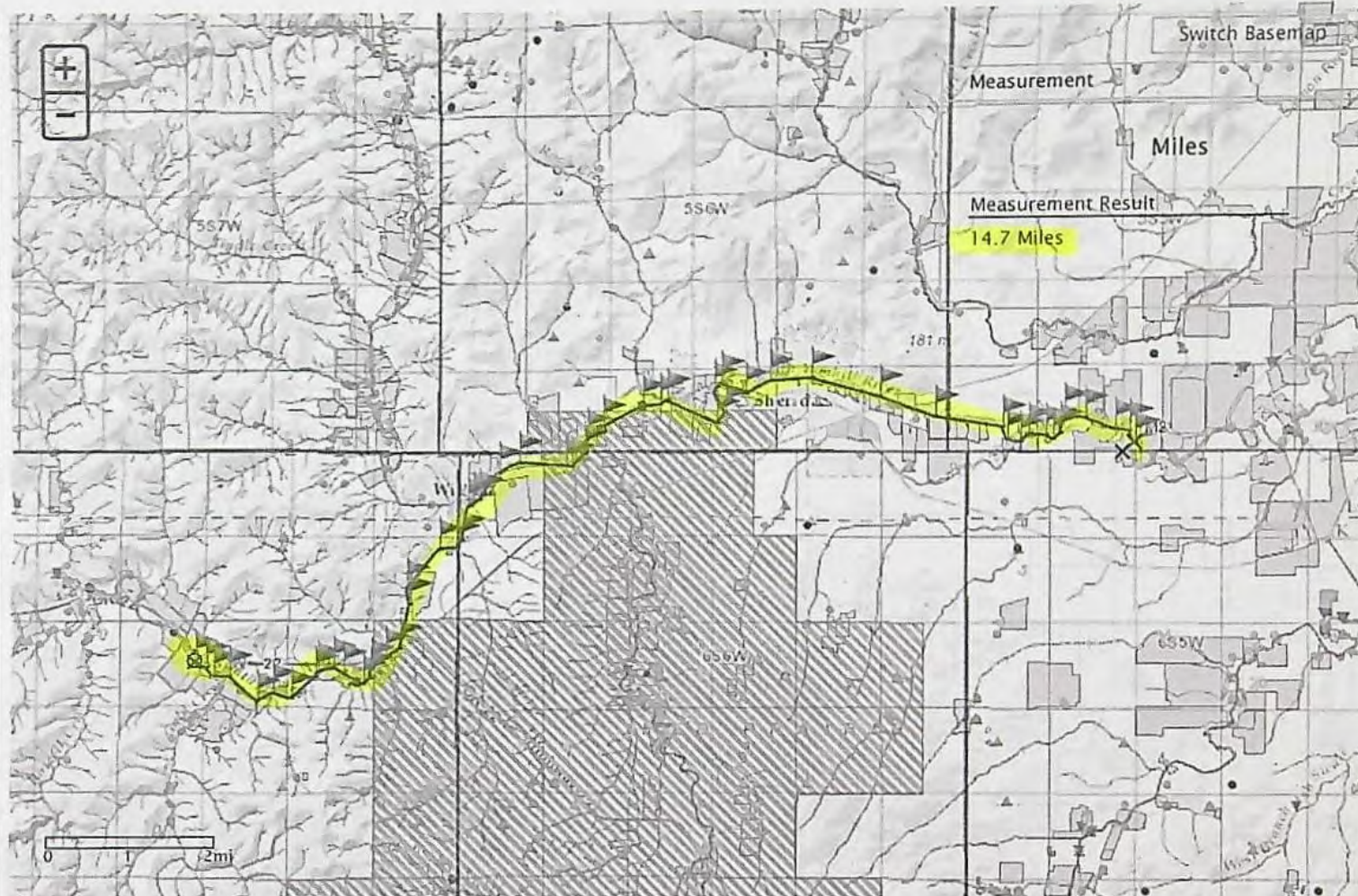
river_mile_anno_L13

rivermileanno13

river_mile_anno_L14

Print

Bookmarks



POD

POU

Irrigation Districts AOI

WR By Time

All Fields

Search...

#	ID (select)	WRIS	Zoom	Water Right	Water Type	First Name	Last Name	Company	Use Desc.	Priority Date	Supp. Duty	Rate cfs	Rate
1	77906	(Details)	Map WR	Cert:62271 OR * IR	SW			SHENKS DAIRY	IRRIGATION	03/03/1978	2.5	0.8	

Search took 0 sec

1-1 of 1

Water Rights Platcard Report

Meridian: Township: Range: Section: Records per Page: Search

Platcards Maps!
Learn about * View Map

Water Right	Changing Xfers	Priority	Use	Use Status	DLC	Gov't Lot	QQ(40): Q(160):	NE NE	NW NE	SW NE	SE NE	NE NW	NW NW	SW NW	SE NW	NE SW	NW SW	SW SW	SE SW	NE SE	NW SE	SW SE	SE SE	Unkown QQ
Select Permit: S 41436 *		2/10/1975	DOMESTIC AND LIVESTOCK					*	*	*	*	*	*	*	*	*	*	*	*	*	*	*	*	
Additional Info: GRAND RONDE DOMESTIC WATER ASSOCIATION App: S52769 Permit: S41436																								
Select Permit: S 37164 CN		10/3/1973	IRRIGATION CN							22.4	8.7				4.4			22.6	38.8	6	2.8			
Additional Info: RONALD G BIERER App: S51356 Permit: S37164																								
Select Cert:24433 OR *		5/15/1952	IRRIGATION	45			22.4			1.1														
Additional Info: JOHN BREEDEN App: S27193 Permit: S21385 Cert: 24433																								
Select Cert:24433 OR *		5/15/1952	IRRIGATION	46			0.4			1.6														
Additional Info: JOHN BREEDEN App: S27193 Permit: S21385 Cert: 24433																								
Select Cert:39285 OR *		9/28/1965	IRRIGATION	46														9.2		8.1				
Additional Info: MRS HARRY LUX App: S41436 Permit: S30946 Cert: 39285																								
Select Cert:45563 OR *		6/25/1971	IRRIGATION	1			0.8																	
Additional Info: WESLEY E SHENK App: S48363 Permit: S36310 Cert: 45563																								
Select Cert:45563 OR *		6/25/1971	IRRIGATION	45			6	3.5																
Additional Info: WESLEY E SHENK App: S48363 Permit: S36310 Cert: 45563																								
Select Cert:45563 OR *		6/25/1971	IRRIGATION	46			16	10.5																
Additional Info: WESLEY E SHENK App: S48363 Permit: S36310 Cert: 45563																								
Select Cert:57795 OR *		4/9/1975	IRRIGATION	1			0.1																	
Additional Info: SANDRA J. SMITH																								

App: S52955
Permit: S39977
Cert: 57795

Select Cert:57795 OR *

4/9/1975 IRRIGATION 2

0.3

Additional Info:
SANDRA J. SMITH
App: S52955
Permit: S39977
Cert: 57795

Select Cert:62271 OR *

IL1025, 3/3/1978 IRRIGATION 46
T11876

14.4 6.1

1.6

27.4 37.1 7.6 5.8

Additional Info:
SHENKS DAIRY
App: S57131
Permit: S42925
Cert: 62271

Select Permit: S 41437 *

2/10/1975 QUASI-
MUNICIPAL
USES

Additional Info:
GRAND RONDE DOMESTIC WATER ASSOCIATION
App: S52770
Permit: S41437

Select Permit: S 53238 *

7/12/1991 QUASI-
MUNICIPAL
USES

Additional Info:
BUELL RED PRAIRIE WATER DISTRICT
App: S71756
Permit: S53238

Select Cert:68530 CF *

9/22/1943 QUASI-
MUNICIPAL
USES

Additional Info:
GRAND RONDE COMMUNITY WATER ASSOCIATION
App: S20041
Permit: S15608
Cert: 68530

Select Permit: S 53832 *

3/7/2002 QUASI-
MUNICIPAL
USES

Additional Info:
ERIC SCOTT
App: S85070
Permit: S53832

Select Cert:82986 CF *

10/24/1930 QUASI-
MUNICIPAL
USES

Additional Info:
CONFEDERATED TRIBES OF THE GRAND RONDE COMMUNITY OF OREGON
App: S13797
Permit: S9913
Cert: 82986

Select Cert:82987 CF *

5/23/1947 QUASI-
MUNICIPAL
USES

Additional Info:
CONFEDERATED TRIBES OF THE GRAND RONDE COMMUNITY OF OREGON
App: S22562
Permit: S17821
Cert: 82987

Select Cert:82988 CF *

6/15/1937 QUASI-
MUNICIPAL
USES

Additional Info:
CONFEDERATED TRIBES OF THE GRAND RONDE COMMUNITY OF OREGON
App: S16940
Permit: S12689
Cert: 82988

Select Cert:82989 CF *

8/23/1930 QUASI-
MUNICIPAL
USES

Additional Info:
CONFEDERATED TRIBES OF THE GRAND RONDE COMMUNITY OF OREGON
App: S13686
Permit: S9838
Cert: 82989

Water Rights Platcard Report

Meridian: Township: Range: Section: Records per Page: Search

Platcards Maps!
Learn about View Map

to land

Water Right	Changing Xfers	Priority	Use	Use Status	DLC	Gov't Lot	QQ(40):	NE NE	NW NE	SW NE	SE NE	NE NW	NW NW	SW NW	SE NW	NE SW	NW SW	SW SW	SE SW	NE SE	NW SE	SW SE	SE SE	Unknown QQ
Select Permit: G 10908 *		6/22/1988	QUASI-MUNICIPAL USES					*	*	*	*	*	*	*	*	*	*	*	*	*	*	*	*	
Additional Info: SPOKANE BANK FOR COOPERATIVES App: G11825 Permit: G10908																								
Select Permit: G 10986 *		4/24/1989	QUASI-MUNICIPAL USES					*	*	*	*	*	*	*	*	*	*	*	*	*	*	*	*	
Additional Info: PERRYDALE DOMESTIC WATER ASSOCIATION App: G11913 Permit: G10986																								
Select Permit: G 10987 *		6/16/1989	QUASI-MUNICIPAL USES					*	*	*	*	*	*	*	*	*	*	*	*	*	*	*	*	
Additional Info: PERRYDALE DOMESTIC WATER ASSOCIATION App: G11935 Permit: G10987																								
Select Permit: G 12721 *		12/28/1994	QUASI-MUNICIPAL USES					*	*	*	*	*	*	*	*	*	*	*	*	*	*	*	*	
Additional Info: PERRYDALE DOMESTIC WATER ASSOCIATION App: G13929 Permit: G12721																								
Select Cert:60020 OR *		11/8/1974	QUASI-MUNICIPAL USES					*	*	*	*	*	*	*	*	*	*	*	*	*	*	*	*	
Additional Info: SPOKANE BANK FOR COOPERATIVES App: G6717 Permit: G6352 Cert: 60020																								
Select App: LL 1233 EX		7/27/2009	QUASI-MUNICIPAL USES	EX				*	*	*	*	*	*	*	*	*	*	*	*	*	*	*	*	
Additional Info: PERRYDALE DOMESTIC WATER ASSOCIATION App: LL1233																								
Select Inchoate: T 10935 CF (REG) *		12/18/1972	QUASI-MUNICIPAL USES					(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	
Additional Info: PERRYDALE DOMESTIC WATER ASSOCIATION App: G5958 Permit: G5655																								
Select App: LL 1242 EX		8/26/2009	QUASI-MUNICIPAL USES	EX				*	*	*	*	*	*	*	*	*	*	*	*	*	*	*	*	
Additional Info: PERRYDALE DOMESTIC WATER ASSOCIATION App: LL1242																								
Select Permit: G 16772 *		10/28/2008	QUASI-MUNICIPAL USES					*	*	*	*	*	*	*	*	*	*	*	*	*	*	*	*	
Additional Info:																								

App: S63229 Permit: S47202 Cert: 62191											
Acreage Legend:	12.25 Regular acreage	12.25 Acreage is on a canceled right	(12.25) Acreage is part of a transfer and has not been proven up on yet (inchoate)	[12.25]	Acreage has been suspended	* Acreage is not specified					



Oregon

John A. Kitzhaber, MD, Governor

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

December __, 2014

VIA E-MAIL

ZACH CHRISTENSEN
17215 SW CHRISTENSEN ROAD
MCMINNVILLE, OR 97128

Tracy
PR

SUBJECT: Water Right Transfer Application T-11876

Your water right transfer is in one of three phases of processing. Enclosed is a draft of our Preliminary Determination regarding Transfer Application T-11876. The document reflects the Department's conclusion that, based on the information currently available, the transfer will be approved.

Items needed before the next phase of processing...

1. Please review the draft carefully to see if it accurately reflects the changes you intend to make, and to become familiar with all proposed conditions. **You will need to respond in writing** by the deadline provided below, whether you agree with the proposed action and conditions. Also we will appreciate having you let us know if there are typographical errors that need to be corrected.
2. A report of landownership for the lands to which the water right(s) are appurtenant (the FROM lands) is required. **The report must be prepared by a title company and meet the criteria below.** (Reports may be called by various names, such as Customer Service Report, Property Analysis Report (PAR), List Pack, Lot Book Report, etc.)
 - a) The title company's report must either be:
 - i) prepared within 3 months of the draft Preliminary Determination showing current ownership, or
 - ii) prepared within 3 months of recording of a water right conveyance agreement, or
 - iii) prepared at any time, but showing ownership at the time a water right conveyance agreement was recorded.
 - b) The ownership report shall include:
 - i) Date reflected by the ownership information
 - ii) List of owners at that time
 - iii) Legal description of the property where the water right to be transferred is currently located.
 - c) You will need to submit a notarized statement of consent from any landowner listed in the ownership report who is not already included in the transfer application, or other information such as a water right conveyance agreement, if applicable.

3. Notice of this transfer will need to be published in a local newspaper with general circulation in the area where the water rights are currently located. You will be responsible for the charges. Please indicate the local paper you prefer to publish in so we can get an accurate estimate of the cost.

Conditions to your water right...

The Watermaster has required a water measurement device at the new diversion point prior to diversion of water. Enclosed is a contact information sheet to assist you in pursuing additional information or approval of the required (or alternate) device.

This transfer will require installation of a fish screen at the new diversion point **prior to diversion of water. You may not divert water prior to installation and approval of the fish screen.** You may wish to contact the ODFW staff person listed on the enclosed contact sheet for more information about the screen and to determine a reasonable timeline.

Please note the proposed date by which all conditions must be met: October 1, 2016. If the required completion date is insufficient to comply with any of the conditions, you may extend the date at no cost to you during this stage of processing. Please let me know by the comment deadline so we can make the proper arrangements to get you the time you need.

What happens next...

Once the Preliminary Determination is issued a publication period is required. Because there is more than 1/4 mile between the new and the authorized point of diversion, ^{and there are intervening pods} the Department will publish notice of the transfer in a local newspaper having a general circulation in the area of the water right at least once per week for two consecutive weeks. You are responsible for sending a check to cover the cost of publication prior to the issuance of the Preliminary Determination and publication of notice.

Issuance of the Preliminary Determination will occur shortly after we receive:

1. your written response to the conditions and proposed action in the draft Preliminary Determination (e-mail is acceptable); and
2. report of ownership, and affidavits of consent from any landowners shown in the ownership report who have not signed the transfer application; and
3. name of the newspaper you wish the Department to use for publication of the notice of the Preliminary Determination.

If we do not receive the items listed above by January __, 2015, a Preliminary Determination may be issued denying the application as incomplete.

Please do not hesitate to contact me at 503-986-0890 or Sarah.A.Henderson@wrd.state.or.us if I may be of assistance.

Sincerely,

A handwritten signature in cursive script that reads "Sarah Henderson".

Sarah Henderson
Transfer Specialist
Transfer and Conservation Section

cc: Transfer Application file T-11876
Joel Plahn, District 16 Watermaster (*via e-mail*)

encs

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Transfer Application
T-11876, Polk County

^
Yamhill

) D R A F T
)
) PRELIMINARY DETERMINATION
) PROPOSING APPROVAL OF A
) CHANGE IN POINT OF DIVERSION
) ~~and~~ PLACE OF USE
AND

Authority

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

Applicant

ZACH CHRISTENSEN
17215 SW CHRISTENSEN ROAD
MCMINNVILLE, OR 97128

Findings of Fact

1. On August 15, 2014, ZACH CHRISTENSEN filed an application to change the point of diversion and to change the place of use under Certificate 62271. The Department assigned the application number T-11876.
2. Notice of the application for transfer was published on August 19, 2014, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. The right to be transferred is as follows:
 - Certificate:** 62271 in the name of SHENKS DAIRY (perfected under Permit S-42925)
 - Use:** IRRIGATION of 100.0 ACRES
 - Priority Date:** MARCH 3, 1978
 - Rate:** 0.8 CUBIC FOOT PER SECOND
 - Limit/Duty:** The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.
 - Source:** SOUTH YAMHILL RIVER, tributary of YAMHILL RIVER

^
a

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
6 S	7 W	WM	16	SE NE	46	120 FEET NORTH AND 700 FEET WEST FROM THE E1/4 CORNER OF SECTION 16

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
6 S	7 W	WM	16	SW NE	46	14.4
6 S	7 W	WM	16	SE NE	46	6.1
6 S	7 W	WM	16	NE SW	46	1.6
6 S	7 W	WM	16	NE SE	46	27.4
6 S	7 W	WM	16	NW SE	46	37.1
6 S	7 W	WM	16	SW SE	46	7.6
6 S	7 W	WM	16	SE SE	46	5.8
<i>Total</i>						<i>100.0</i>

4. Transfer Application T-11876 proposes to move the authorized point of diversion approximately 14.7 miles downstream to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
5 S	5 W	WM	33	SW SW	570 FEET NORTH AND 710 FEET EAST FROM THE SW CORNER OF SECTION 33

5. Transfer Application T-11876 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
5 S	5 W	WM	33	NE NW	38.0
5 S	5 W	WM	33	SE NW	39.0
5 S	5 W	WM	33	NE SW	23.0
<i>Total</i>					<i>100.0</i>

6. The Oregon Department of Fish and Wildlife (ODFW) has determined that a fish screen is necessary at the new point of diversion to prevent fish from entering the diversion and that the diversion is not currently equipped with an appropriate fish screen. This diversion may be eligible for screening cost-share funds.

Transfer Review Criteria [OAR 690-380-4010(2)]

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

8. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing right were present within the five-year period prior to submittal of Transfer Application T-11876.
9. The proposed change would not result in enlargement of the right.
10. The proposed change would not result in injury to other water rights.

Determination and Proposed Action

The change in point of diversion and change in place of use proposed in Transfer Application T-11876 appears to be consistent with the requirements of ORS 540.505 to 540.580 and OAR 690-380-5000. If protests are not filed pursuant to OAR 690-380-4030, the transfer application will be approved.

If Transfer Application T-11876 is approved, the final order will include the following:

1. *The change in point of diversion and change in place of use proposed in Transfer Application T-11876 are approved.*
2. *The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificate 62271 and any related decree.*
3. *Water right certificate 62271 is cancelled.*
4. *The quantity of water diverted at the new point of diversion, shall not exceed the quantity of water lawfully available at the original point of diversion.*
5. *Water use measurement conditions:*
 - a) *Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of diversion (new and existing).*
 - b) *The water user shall maintain the meters or measuring devices in good working order.*
 - c) *The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.*
6. *Prior to diverting water, the water user shall install an approved fish screen at the new point of diversion and shall provide to the OWRD a written statement from Oregon Department of Fish and Wildlife (ODFW) that the installed screen meets the state's criteria, or that ODFW has determined a screen is not necessary.*

The water user shall operate and maintain the fish screen at the new point of diversion consistent with ODFW's operational and maintenance standards. If ODFW determines the screen is not functioning properly, and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that OWRD regulate the use of water until OWRD receives notification from ODFW that the fish screen is functioning properly.
7. *The former place of use of the transferred right shall no longer receive water under the right.*
8. *Full beneficial use of the water shall be made, consistent with the terms of this order, on or before October 1, 2016. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.*

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

Dated at Salem, Oregon this _____ day of _____ 2014. ?

D R A F T

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

This draft Preliminary Determination was prepared by Sarah Henderson. If you have questions about the information in this document, you may reach me at 503-986-0890 or Sarah.A.Henderson@wrд.state.or.us.

Polk County Parcel Information

*First American Title*Parcel Information

Parcel #: 330103
 Tax Lot: 671600 801
 Site Address:
 OR 97396
 Owner: Shenk's Dairy
 Owner 2:
 Owner Address: 9075 Fort Hill Rd
 Willamina, OR 97396
 Phone:
 Twn/Range/Section: T: 06S R: 07W S: 16
 TCA: 4408
 Parcel Size: 187.86 Acres (8183181 SqFt)
 Plat/Subdivision:
 Lot:
 Block:
 Census Tract/Block: 020400/2116
 Waterfront: South Yamhill River
 Levy Code Area: 4408
 Levy Rate: 10.1929
 Market Value Land: \$599,520
 Market Value Imprv: \$0
 Market Value Total: \$599,520
 Assessed Value: \$93,509

Tax Information

Tax Year	Annual Tax
2013	\$942.25
2012	\$902.96
2011	\$892.78

Exemption Description:

LegalLand

Land Use: 580 - VAC. H&B USE FARM, MLTPL SP ASMT FARM USE
 PREDOMINANT, ZN NOT SIGN
 Watershed: Agency Creek-South Yamhill River

Zoning: County-EFU - Exclusive Farm
 Use Zone

School District: 44J

Improvement

Year Built: 0	Eff Year Built: 0	Build Type: -	
Bedrooms: 0	Bathrooms: 0.00	Fin SqFt: 0	Floor 1 SqFt: 0
Full Baths: 0	Half Baths: 0	Stories:	Floor 2 SqFt: 0
Garage: 0	Carport SqFt: 0	Deck SqFt: 0	Porch SqFt: 0
FirePlace: 0	Heat: -		

Sentry Dynamics, Inc. and its customers make no representations, warranties or conditions, express or implied, as to the accuracy
 or completeness of information contained in this report.

POLK County Assessor's Summary Report

Real Property Assessment Report

FOR ASSESSMENT YEAR 2014
NOT OFFICIAL VALUE

August 15, 2014 4:20:53 pm

Account # 330103
Map # 06716-00-00801
Code - Tax # 4408-330103

Tax Status ASSESSABLE
Acct Status ACTIVE
Subtype NORMAL

Legal Descr See Record

Mailing Name SHENK'S DAIRY

Deed Reference # See Record

Agent

Sales Date/Price See Record

In Care Of

Appraiser STUBBLEFIELD, JENI
FOREST DEFERRAL # 1168

Mailing Address 9075 FORT HILL RD
WILLAMINA, OR 97396

Prop Class 580 MA SA NH Unit
RMV Class 500 01 21 000 20305-1

Situs Address(s) Situs City

		Value Summary			
Code Area	AV	RMV	MAV	RMV Exception	CPR %
4408 Land		599,520		Land	0
Impr.		0		Impr.	0
Code Area Total	93,509	599,520	481,120		0
Grand Total	93,509	599,520	481,120		0

		Land Breakdown										Trended
Code Area	ID#	RFD	Ex	Plan Zone	Value Source	TD%	LS	Size	Land Class	LUC		RMV
4408	0	F		EFU	Designated Forest Land	100	A	8.47	OFE	007*		3,170
4408	0	R		EFU	Farm Use Zoned	100	A	25.30	B2	007*		118,400
4408	0	R		EFU	Farm Use Zoned	100	A	56.50	B3	007*		220,920
4408	0	R		EFU	Farm Use Zoned	100	A	26.50	B4	007*		74,470
4408	0	F		EFU	Farm Use Zoned	100	A	3.00	B5	007*		4,080
4408	0	R		EFU	Farm Use Zoned	100	A	51.24	H4	007*		113,240
4408	0	F		EFU	Farm Use Zoned	100	A	1.00	H6	007*		810
4408	0	R		EFU	Farm Use Zoned	100	A	12.50	K2	007*		62,750
4408	0	F		EFU	Farm Use Zoned	100	A	3.35	K7	007*		1,680
Grand Total								187.86				599,520

Code Area	ID#	Yr Built	Stat Class	Description	Improvement Breakdown	TD%	Total Sq. Ft.	Ex% MS Acct #	Trended RMV
Grand Total									0

Code Area		Exemptions/Special Assessments/Potential Liability						
Type								
4408		SPECIAL ASSESSMENT:						
	■ OR FORESTRY FIRE TIMBER	Amount	159.38	Acres	187.86	Year	2014	
	NOTATION(S):							
	■ FARM POT'L ADD'L TAX LIABILITY							
	■ FP/RFPD OVERLAP ZONE - NO CODE SPLIT							
	■ FOREST POT'L ADD'L TAX LIABILITY							
	■ 100 YEAR FLOOD PLAIN							
	■ FORESTRY PER ACRE PROTECTION CHARGE							

Statement of Tax Account

POLK COUNTY TAX COLLECTOR

850 MAIN ST

DALLAS, OREGON 97338-3184

(503) 623-9264

8/15/2014 4:21:07 PM

SHENK'S DAIRY
9075 FORT HILL RD
WILLAMINA, OR 97396

Tax Account #	330103	Lender	
Account Status	Active	Loan #	
Roll Type	Real Property	Property ID	4408 067160000801
Situs Address	No situs address for this account	Interest To	Aug 15, 2014

Tax Summary

Tax Year	Tax Type	Total Due	Current Due	Interest Due	Discount Available	Original Due	Due Date
2013	ADVALOREM	1,017.63	942.25	75.38	0.00	942.25	Nov 15, 2013
2012	ADVALOREM	456.68	378.00	78.68	0.00	902.96	Nov 15, 2012
2011	ADVALOREM	0.00	0.00	0.00	0.00	892.78	Nov 15, 2011
2010	ADVALOREM	0.00	0.00	0.00	0.00	859.86	Nov 15, 2010
2009	ADVALOREM	0.00	0.00	0.00	0.00	835.96	Nov 15, 2009
2008	ADVALOREM	0.00	0.00	0.00	0.00	801.12	Nov 15, 2008
2007	ADVALOREM	0.00	0.00	0.00	0.00	785.33	Nov 15, 2007
2006	ADVALOREM	0.00	0.00	0.00	0.00	752.34	Nov 15, 2006
2005	ADVALOREM	0.00	0.00	0.00	0.00	735.39	Nov 15, 2005
2004	ADVALOREM	0.00	0.00	0.00	0.00	683.91	Nov 15, 2004
2003	ADVALOREM	0.00	0.00	0.00	0.00	631.48	Nov 15, 2003
2002	ADVALOREM	0.00	0.00	0.00	0.00	657.64	Nov 15, 2002
2001	ADVALOREM	0.00	0.00	0.00	0.00	613.55	Nov 15, 2001
2000	ADVALOREM	0.00	0.00	0.00	0.00	629.49	Nov 15, 2000
1999	ADVALOREM	0.00	0.00	0.00	0.00	617.99	Nov 15, 1999
1998	ADVALOREM	0.00	0.00	0.00	0.00	548.45	Nov 15, 1998
1997	ADVALOREM	0.00	0.00	0.00	0.00	539.60	Dec 15, 1997
1996	ADVALOREM	0.00	0.00	0.00	0.00	643.65	Nov 15, 1996
1995	ADVALOREM	0.00	0.00	0.00	0.00	555.02	Nov 15, 1995
1994	ADVALOREM	0.00	0.00	0.00	0.00	775.38	Nov 15, 1994
1993	ADVALOREM	0.00	0.00	0.00	0.00	848.83	Nov 15, 1993
1992	ADVALOREM	0.00	0.00	0.00	0.00	930.83	Nov 15, 1992
1991	ADVALOREM	0.00	0.00	0.00	0.00	927.33	Nov 15, 1991
1990	ADVALOREM	0.00	0.00	0.00	0.00	933.86	Nov 15, 1990
1989	ADVALOREM	0.00	0.00	0.00	0.00	952.20	Nov 15, 1989
1988	ADVALOREM	0.00	0.00	0.00	0.00	845.63	Nov 15, 1988
Total		1,474.31	1,320.25	154.06	0.00		

222 93-322

DEED

WESLEY V. SHENK, Grantor, conveys to SHENK'S DAIRY, a partnership consisting of WESLEY V. SHENK and RONALD D. SHENK, Grantee, the following described real property, to-wit:

Beginning at an iron bar which is 3615.48 feet North 50°45'52" West and 2191.46 feet North 37°30'28" East from the Southeast corner of the Levi Burden Donation Land Claim No. 46 in Township 6 South, Range 7 West, Willamette Meridian; and running thence North 37°30'28" East 2324.66 feet to an iron bar on the South line of that tract recorded in Book of Records 15, Page 173, Deed Records for Polk County; thence along said South line South 50°45'52" East 723.36 feet to a point from which an iron bar bears North 50°45'52" West 150.00 feet; thence North 37°30'28" East 261.05 feet to the center of the State Highway; thence along said centerline South 26°47'32" East 246.33 feet; thence along the arc of a 730 foot radius curve left, the long chord of which bears South 41°24'30" East 368.43 feet; thence South 56°01'28" East 357.03 feet; thence South 53°44'18" East 356.60 feet; thence South 37°30'28" West 27.15 feet; thence South 9°30' East 204.60 feet; thence South 37°30'28" West 1585.92 feet to an iron bar on the North line of a 40 foot roadway; thence North 52°30' West 60.00 feet; thence South 37°30'28" West 594.55 feet; thence South 81°23'49" West 278.27 feet; thence North 70°34'03" West 355.84 feet; thence North 40°52'48" West 994.33 feet; thence North 48°30'50" West 605.45 feet to the place of beginning.

SAVE AND EXCEPT that portion within the boundaries of public roads and highways.

TOGETHER WITH a roadway over and upon the following: Beginning 28.56 chains South 37°30' West from the Northeast corner of the Levi Burden Donation Land Claim No. 46 in Township 6 South, Range 7 West, Willamette Meridian; and running thence North 52°30' West 1445.40 feet; thence South 37°30' West 40.0 feet; thence South 52°30' East 1445.40 feet; thence North 37°30' East 40.0 feet to the place of beginning.

ALSO an easement 60 feet in width described as follows: Beginning at an iron bar which is 1445.40 feet North 50°45'52" West and 2324.75 feet North 37°30'28" East from the Southeast corner of the Levi Burden Donation Land Claim No. 46 in Section 16, Township 6 South, Range 7 West of the Willamette Meridian in Polk County, Oregon; and running thence North 37°30'28" East 594.56 feet; thence North 52°30' West 60.00 feet; thence South 37°30'28" West 594.55 feet; thence South 52°29'32" East 60.00 feet to the place of beginning.

(Deed - 1)

502 98-323

The true consideration for this conveyance is \$ nil

DATED this 16th day of November, 1976.

Wesley V. Shenk
WESLEY V. SHENK

STATE OF OREGON }
County of Polk } ss:

On this 16th day of November, 1976, personally appeared the above-named WESLEY V. SHENK and acknowledged the foregoing instrument to be his voluntary act and deed.

Henry M. Johnson
NOTARY PUBLIC FOR OREGON
My Commission Expires: 7/31/80

AFTER RECORDING RETURN TO:
Shenk's Dairy
Route 1, Box 261-A
Willamina, Oregon 97396

SEND TAX STATEMENTS TO:
Shenk's Dairy
Route 1, Box 261-A
Willamina, Oregon 97396

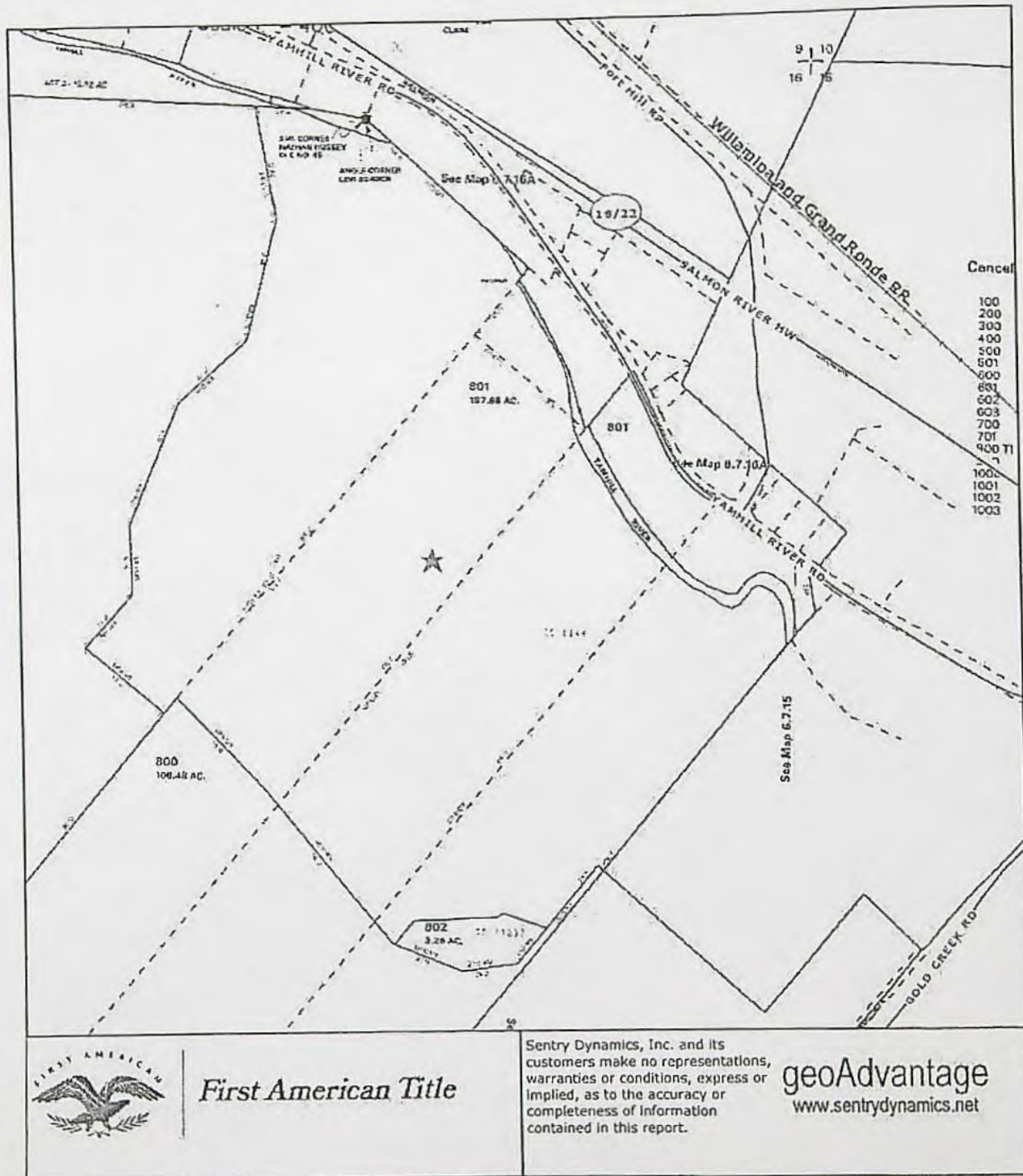
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STATE OF OREGON, } ss
County of Polk }

I certify that the within instrument
was received for record on the 19
day of Nov. A.D. 1976
at 9:16 o'clock A.M., and recorded
in BOR 78 page 322

Witness my hand
Allene Kettleson, Co. Clerk
By [Signature] Deputy

(Deed - 2)



ONLY $\frac{1}{12}$ - 12

See Map 6.7.9C

Scale 1" = 400'

H. A. CARMICHAEL
JAMES M. HARRIS
L. R. BROWN

6.7.16

44-8

Cancelled No.

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Dr. G. J. van den Broek
Dr. J. van den Broek
Dr. J. van den Broek

See Map 6.7.17

901

See Map 8.7.21

See Map 6.7.21

See Map 6.7.10

06/13/14

6.7.16



First American Title

Sentry Dynamics, Inc. and its customers make no representations, warranties or conditions, express or implied, as to the accuracy or completeness of information contained in this report.

geoAdvantage
www.sentrydynamics.net

Polk County Parcel Information



First American Title

Parcel Information

Parcel #: 330103
 Tax Lot: 671600 801
 Site Address: OR 97396
 Owner: Shenk's Dairy
 Owner 2:
 Owner Address: 9075 Fort Hill Rd
 Willamina, OR 97396
 Phone:
 Twn/Range/Section: T: 06S R: 07W S: 16
 TCA: 4408
 Parcel Size: 187.86 Acres (8183181 SqFt)
 Plat/Subdivision:
 Lot:
 Block:
 Census Tract/Block: 020400/2116
 Waterfront: South Yamhill River
 Levy Code Area: 4408
 Levy Rate: 10.1929
 Market Value Land: \$599,520
 Market Value Imprv: \$0
 Market Value Total: \$599,520
 Assessed Value: \$93,509

Tax Information

Tax Year	Annual Tax
2013	\$942.25
2012	\$902.96
2011	\$892.78

Exemption Description:

LegalLand

Land Use: 580 - VAC. H&B USE FARM, MLTPL SP ASMT FARM USE
 PREDOMINANT, ZN NOT SIGN

Zoning: County-EFU - Exclusive Farm
 Use Zone

Watershed: Agency Creek-South Yamhill River

School District: 44J

Improvement

Year Built: 0	Eff Year Built: 0	Build Type: -	
Bedrooms: 0	Bathrooms: 0.00	Fin SqFt: 0	Floor 1 SqFt: 0
Full Baths: 0	Half Baths: 0	Stories:	Floor 2 SqFt: 0
Garage: 0	Carport SqFt: 0	Deck SqFt: 0	Porch SqFt: 0
FirePlace: 0	Heat: -		

Sentry Dynamics, Inc. and its customers make no representations, warranties or conditions, express or implied, as to the accuracy or completeness of information contained in this report.

POLK County Assessor's Summary Report
Real Property Assessment Report
 FOR ASSESSMENT YEAR 2014
 NOT OFFICIAL VALUE

August 15, 2014 4:20:53 pm

Account # 330103
 Map # 05716-00-00801
 Code - Tax # 4408-330103
 Legal Descr See Record
 Mailing Name SHENK'S DAIRY
 Agent
 In Care Of
 Mailing Address 9075 FORT HILL RD
 WILLAMINA, OR 97396

Tax Status ASSESSABLE
 Acct Status ACTIVE
 Subtype NORMAL

Deed Reference # See Record
 Sales Date/Price See Record
 Appraiser STUBBLEFIELD, JENI
 FOREST DEFERRAL # 1168

Prop Class 580 MA SA NH Unit
 RMV Class 500 01 21 000 20305-1

Situs Address(s) Situs City

		Value Summary			CPR %
Code Area	AV	RMV	MAV	RMV Exception	
4408 Land		599,520		Land	0
Impr.		0		Impr.	0
Code Area Total	93,509	599,520	481,120		0
Grand Total	93,509	599,520	481,120		0

		Land Breakdown										Trended
Code Area	ID#	RFD	Ex	Plan Zone	Value Source	TD%	LS	Size	Land Class	LUC		RMV
4408	0	F		EFU	Designated Forest Land	100	A	8.47	OFE	007*		3,170
4408	0	R		EFU	Farm Use Zoned	100	A	25.30	B2	007*		118,400
4408	0	R		EFU	Farm Use Zoned	100	A	56.50	B3	007*		220,920
4408	0	R		EFU	Farm Use Zoned	100	A	26.50	B4	007*		74,470
4408	0	F		EFU	Farm Use Zoned	100	A	3.00	B5	007*		4,080
4408	0	R		EFU	Farm Use Zoned	100	A	51.24	H4	007*		113,240
4408	0	F		EFU	Farm Use Zoned	100	A	1.00	H6	007*		810
4408	0	R		EFU	Farm Use Zoned	100	A	12.50	K2	007*		62,750
4408	0	F		EFU	Farm Use Zoned	100	A	3.35	K7	007*		1,680
Grand Total								187.86				599,520

		Improvement Breakdown										Trended
Code Area	ID#	Yr Built	Stat Class	Description	TD%	Total Sq. Ft.	Ex%	MS	Acct #			RMV
Grand Total												0

Code Area		Exemptions/Special Assessments/Potential Liability						
Type								
4408		SPECIAL ASSESSMENT:						
	■ OR FORESTRY FIRE TIMBER	Amount	159.38	Acres	187.86	Year	2014	
	NOTATION(S):							
	■ FARM POT'L ADD'L TAX LIABILITY							
	■ FP/RFPD OVERLAP ZONE - NO CODE SPLIT							
	■ FOREST POT'L ADD'L TAX LIABILITY							
	■ 100 YEAR FLOOD PLAIN							
	■ FORESTRY PER ACRE PROTECTION CHARGE							

Statement of Tax Account

POLK COUNTY TAX COLLECTOR

850 MAIN ST

DALLAS, OREGON 97338-3184

(503) 623-9264

8/15/2014 4:21:07 PM

SHENK'S DAIRY
9075 FORT HILL RD
WILLAMINA, OR 97396

Tax Account #	330103	Lender	
Account Status	Active	Loan #	
Roll Type	Real Property	Property ID	4408 067160000801
Situs Address	No situs address for this account	Interest To	Aug 15, 2014

Tax Summary

Tax Year	Tax Type	Total Due	Current Due	Interest Due	Discount Available	Original Due	Due Date
2013	ADVALOREM	1,017.63	942.25	75.38	0.00	942.25	Nov 15, 2013
2012	ADVALOREM	456.68	378.00	78.68	0.00	902.96	Nov 15, 2012
2011	ADVALOREM	0.00	0.00	0.00	0.00	892.78	Nov 15, 2011
2010	ADVALOREM	0.00	0.00	0.00	0.00	859.86	Nov 15, 2010
2009	ADVALOREM	0.00	0.00	0.00	0.00	835.96	Nov 15, 2009
2008	ADVALOREM	0.00	0.00	0.00	0.00	801.12	Nov 15, 2008
2007	ADVALOREM	0.00	0.00	0.00	0.00	785.33	Nov 15, 2007
2006	ADVALOREM	0.00	0.00	0.00	0.00	752.34	Nov 15, 2006
2005	ADVALOREM	0.00	0.00	0.00	0.00	735.39	Nov 15, 2005
2004	ADVALOREM	0.00	0.00	0.00	0.00	683.91	Nov 15, 2004
2003	ADVALOREM	0.00	0.00	0.00	0.00	631.48	Nov 15, 2003
2002	ADVALOREM	0.00	0.00	0.00	0.00	657.64	Nov 15, 2002
2001	ADVALOREM	0.00	0.00	0.00	0.00	613.55	Nov 15, 2001
2000	ADVALOREM	0.00	0.00	0.00	0.00	629.49	Nov 15, 2000
1999	ADVALOREM	0.00	0.00	0.00	0.00	617.99	Nov 15, 1999
1998	ADVALOREM	0.00	0.00	0.00	0.00	548.45	Nov 15, 1998
1997	ADVALOREM	0.00	0.00	0.00	0.00	539.60	Dec 15, 1997
1996	ADVALOREM	0.00	0.00	0.00	0.00	643.65	Nov 15, 1996
1995	ADVALOREM	0.00	0.00	0.00	0.00	555.02	Nov 15, 1995
1994	ADVALOREM	0.00	0.00	0.00	0.00	775.38	Nov 15, 1994
1993	ADVALOREM	0.00	0.00	0.00	0.00	848.83	Nov 15, 1993
1992	ADVALOREM	0.00	0.00	0.00	0.00	930.83	Nov 15, 1992
1991	ADVALOREM	0.00	0.00	0.00	0.00	927.33	Nov 15, 1991
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1989	ADVALOREM	0.00	0.00	0.00	0.00	952.20	Nov 15, 1989
1988	ADVALOREM	0.00	0.00	0.00	0.00	845.63	Nov 15, 1988
Total		1,474.31	1,320.25	154.06	0.00		

882 93-322

DEED

WESLEY V. SHENK, Grantor, conveys to SHENK'S DAIRY, a partnership consisting of WESLEY V. SHENK and RONALD D. SHENK, Grantee, the following described real property, to-wit:

Beginning at an iron bar which is 3615.48 feet North 50°45'52" West and 2191.46 feet North 37°30'28" East from the Southeast corner of the Levi Burden Donation Land Claim No. 46 in Township 6 South, Range 7 West, Willamette Meridian; and running thence North 37°30'28" East 2324.66 feet to an iron bar on the South line of that tract recorded in Book of Records 15, Page 173, Deed Records for Polk County; thence along said South line South 50°45'52" East 723.36 feet to a point from which an iron bar bears North 50°45'52" West 150.00 feet; thence North 37°30'28" East 261.05 feet to the center of the State Highway; thence along said centerline South 26°47'32" East 246.33 feet; thence along the arc of a 730 foot radius curve left, the long chord of which bears South 41°24'30" East 368.43 feet; thence South 56°01'28" East 357.03 feet; thence South 53°44'18" East 356.60 feet; thence South 37°30'28" West 27.15 feet; thence South 9°30' East 204.60 feet; thence South 37°30'28" West 1505.92 feet to an iron bar on the North line of a 40 foot roadway; thence North 52°30' West 60.00 feet; thence South 37°30'28" West 594.55 feet; thence South 81°23'49" West 278.27 feet; thence North 70°34'03" West 355.64 feet; thence North 40°52'48" West 994.33 feet; thence North 48°30'50" West 605.45 feet to the place of beginning.

SAVE AND EXCEPT that portion within the boundaries of public roads and highways.

TOGETHER WITH a roadway over and upon the following: Beginning 28.56 chains South 37°30' West from the Northeast corner of the Levi Burden Donation Land Claim No. 46 in Township 6 South, Range 7 West, Willamette Meridian; and running thence North 52°30' West 1445.40 feet; thence South 37°30' West 40.0 feet; thence South 52°30' East 1445.40 feet; thence North 37°30' East 40.0 feet to the place of beginning.

ALSO an easement 60 feet in width described as follows: Beginning at an iron bar which is 1445.40 feet North 50°45'52" West and 2324.75 feet North 37°30'28" East from the Southeast corner of the Levi Burden Donation Land Claim No. 46 in Section 16, Township 6 South, Range 7 West of the Willamette Meridian in Polk County, Oregon; and running thence North 37°30'28" East 594.56 feet; thence North 52°30' West 60.00 feet; thence South 37°30'28" West 594.55 feet; thence South 52°29'32" East 60.00 feet to the place of beginning.

(Deed - 1)

38-323

The true consideration for this conveyance is \$ nil

DATED this 16th day of November, 1976.

Wesley V. Shenk
WESLEY V. SHENK

STATE OF OREGON)
County of Polk) ss:

On this 16th day of November, 1976, personally appeared the above-named WESLEY V. SHENK and acknowledged the foregoing instrument to be his voluntary act and deed.

Donna M. Johnson
NOTARY PUBLIC FOR OREGON
My Commission Expires: 7/31/80

AFTER RECORDING RETURN TO:
Shenk's Dairy
Route 1, Box 261-A
Willamina, Oregon 97396

SEND TAX STATEMENTS TO:
Shenk's Dairy
Route 1, Box 261-A
Willamina, Oregon 97396

222117

STATE OF OREGON,) ss
County of Polk)

I certify that the within instrument
was received for record on the 19
day of Nov. A.D. 1976
at 9:26 o'clock AM, and recorded
in BOOK 18 page 322

Witness my hand
Allene Kettleson, Co. Clerk
By E. J. Jorgensen Deputy

(Deed - 2)

IMPORTANT
This Map for Assessment
and Taxation Purposes
ONLY

See Map 6.7.9C

SEC.16 T6S R7W WM
POLK COUNTY

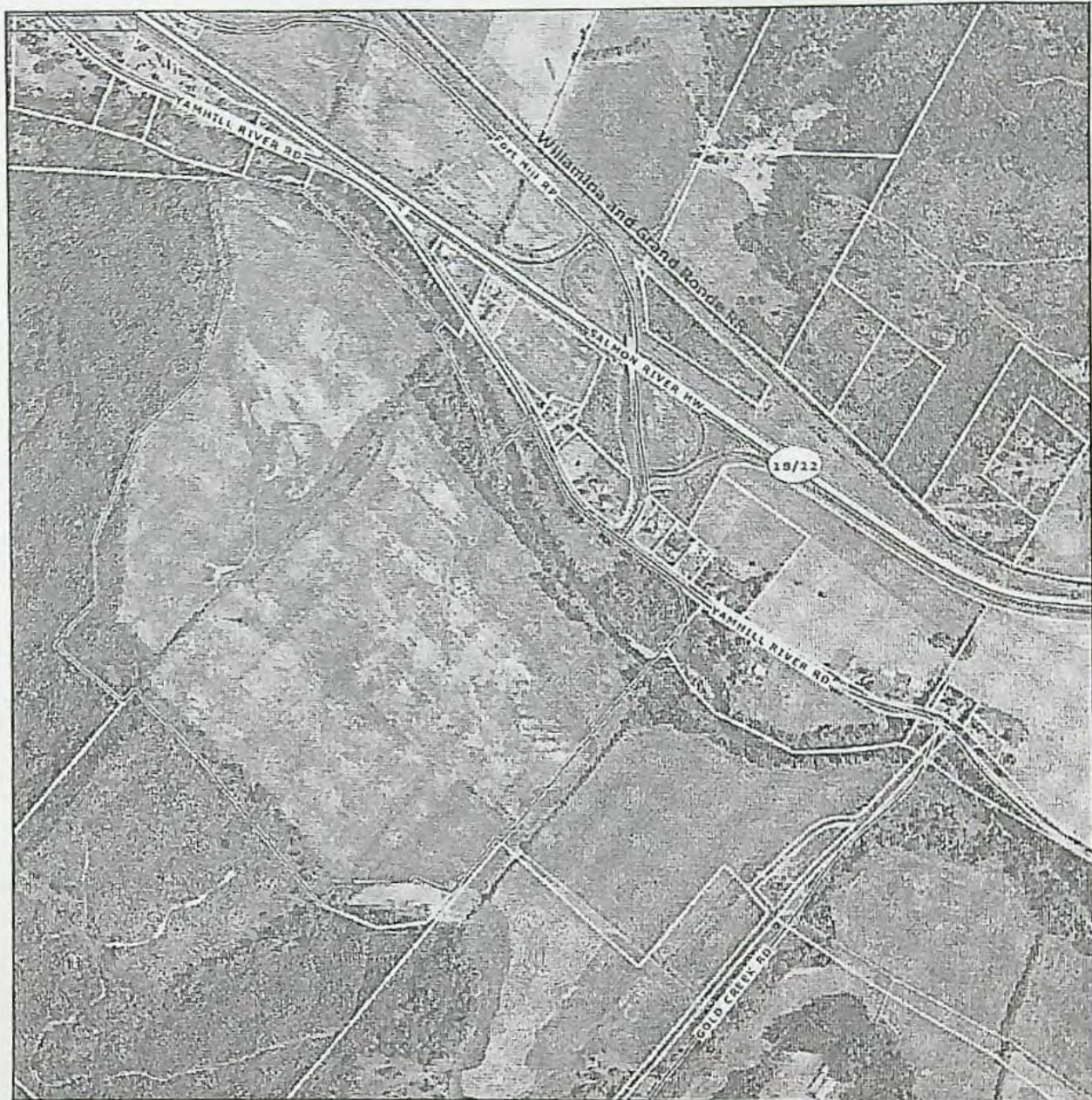
Scale 1" = 400'

6.7.16

44-8

Canceled No.

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geoAdvantage
www.sentrydynamics.net



TRANSMITTAL LETTER

To: Zach Christensen
17215 S.W. Christensen Road
McMinnville, OR 97128

Date: July 25, 2014

Job Number: 10025.003

RE: Shenk Transfer Application

We are sending:

Number of Copies	Date	Description
3	7/23/2014	Transfer Application Map
1	Undated	Land Use Information Form and Attachment

The above are transmitted as indicated below:

- | | | |
|---|--|--|
| <input type="checkbox"/> For Signature | <input checked="" type="checkbox"/> For Your Use | <input type="checkbox"/> As Requested |
| <input type="checkbox"/> For Review and Comment | <input type="checkbox"/> Other (see comments) | <input type="checkbox"/> Returned to You |

Delivery method:

- | | | |
|---|---|----------------------------------|
| <input checked="" type="checkbox"/> U.S. Mail | <input type="checkbox"/> Overnight Mail | <input type="checkbox"/> Courier |
|---|---|----------------------------------|

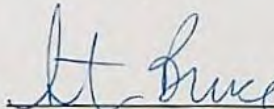
Comments:

Zach,

Attached are the map and land use information form and attachment for your application. I cannot complete the application form until I have information on Shenk's irrigation system.

Thank you

Signed


Steven R. Bruce, RG, CWRE

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cc.

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WATER RESOURCES DEPT
SALEM, OREGON

OREGON

Water Resources Department

Transfer Fee Calculation for Permanent (Non-District) Transfer

	Fee Calculation
Effective Date: 7/1/2013	
Base Fee (includes one type of change to one water right for up to 1 cfs)	\$1,000.00
Fill in information below-- Check each box that applies.	
Types of Change Proposed:	
<input checked="" type="checkbox"/> Place of Use	
<input checked="" type="checkbox"/> Point of Diversion (POD)/Appropriation (POA); and/or Additional POD/POA; and/or SW POD to GW POD	
<input type="checkbox"/> Character of Use	\$800.00
Enter total number of water rights included in transfer. <input type="text" value="1"/>	\$0.00
<input type="checkbox"/> Check this box if you propose to add or change a well, or change from a surface water POD to a well.	
<input checked="" type="checkbox"/> Check this box if you propose to change the place of use or character of use for a NON-irrigation right.	
Enter the cfs included in the transfer: <input type="text" value="8"/>	
<input type="checkbox"/> Check this box if you propose to change the place of use or character of use for an irrigation right.	
Total Transfer CFS(rounded up to the next whole cfs): 1.00	
Subtotal:	\$1,800.00
Check each box that applies.	
<input type="checkbox"/> The transfer is necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932.	
<input type="checkbox"/> The transfer is endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat.	
Discount:	
Transfer Fee:	\$1,800.00

Application for Water Right Transfer Evidence of Use Affidavit



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

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

State of Oregon)

County of Clatsop) ss

I, Wesley V. Shanks & Ronald B. Shanks, in my capacity as Owner,

mailing address 9075 Fairhill Rd Tillamook, OR 97141

telephone number (503) 949-3611 cell, being first duly sworn depose and say:

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

☒ Personal observation

☐ Professional expertise

2. I attest that:

☐ Water was used during the previous five years on the **entire** place of use for
Certificate # 62221; OR

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

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

OR

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

☒ Part or all of the water right was leased instream at some time within the last five years. The
instream lease number is: 62221 (Note: If the entire right proposed for
transfer was not leased, additional evidence of use is needed for the portion not leased instream.); OR

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

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

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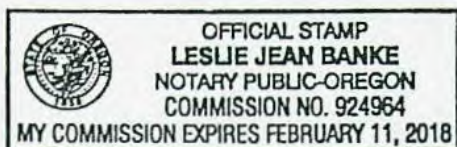
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3. The water right was used for: (e.g., crops, pasture, etc.): Bath
4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

Wesley V. Shurt Ronald D. Shurt
Signature of Affiant

7-11-2014
Date

Signed and sworn to (or affirmed) before me this 11 day of July, 2014.



[Signature]
Notary Public for Oregon

My Commission Expires: Feb. 11, 2018

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

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BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter Instream Lease IL1025,)	DETERMINATION and
Certificate 62271,	)	FINAL ORDER ON PROPOSED
Polk County	)	INSTREAM LEASE

Authority

ORS 537.348 establishes the process in which a water right holder may submit a request to lease an existing water right for instream purposes. OAR Chapter 690, Division 077 implements the statutes and provides the Department's procedures and criteria for evaluating instream lease applications.

Lessor

Shenks Dairy
Wesley Shenk
9075 Fort Hill Road
Willamina, OR 97396
wesnsharon@embarqmail.com

Findings of Fact

1. On November 9, 2009 Wesley Shenk of Shenks Dairy submitted an application to lease all of Certificate 62271 for instream use. The Department assigned the application number IL-1025.
2. The right to be leased is as follows:

Certificate: 62271 in the name of Shenks Dairy

Use: Irrigation of 100 acres

Season of Use: April 1 to September 30

Priority Date: March 3, 1978

Quantity: **Rate:** 0.8 Cubic Foot per Second (CFS)

Duty: 250.0 Acre-Feet (AF)

Limit: One-eightieth CFS per acre, not to exceed 2.5 AF per acre per year

Source: South Yamhill River, a tributary of the Yamhill River

Authorized Point of Diversion (POD):

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
6 S	7 W	WM	16	SE NE	46	120 FEET NORTH AND 700 FEET WEST FROM THE E ¼ CORNER OF SECTION 16

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WATER RESOURCES DEPT
SALEM, OREGON

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 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.

10. The Lessor has requested the option of terminating the lease early with written notice to the Department.

CONCLUSIONS OF LAW

The Department concludes that the lease will not result in injury or enlargement, OAR 690-077-0077. The lease conforms to the applicable provisions of OAR 690-077-0015.

ORDER

Therefore, it is ORDERED:

1. That the Lease as described herein is APPROVED.
2. The former place of use will no longer receive water as part of these rights, any supplemental rights, or any other layered water rights for irrigation use, including ground water registrations during the term of the lease.
3. The lease will commence on April 1, 2010 and terminate on September 30, 2014. The lessor *shall* have the option of terminating the lease each year with written notice to the Department. The lease may be terminated at any time during the calendar year. However, if the termination request is received less than 30-days prior to the period of allowed instream use or after the period of allowed use has begun for the water right(s) being leased, water shall not be used under the right(s) leased until the following calendar year, unless the Director determines that enlargement would not occur.

Dated at Salem, Oregon this 11th day of February 2010.

William E. Febris
By Phillip C. Ward, Director

Mailing date: FEB 17 2010

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WATER RESOURCES DEPT
SALEM, OREGON

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

State of Oregon)
County of Clatsop)ss
)

I/We Wesley V. Shank & Ronald D. Shank in my capacity
as owners

mailing address 9075 Fort Hill Rd Williams, OR 97399

telephone number 503-949-3611, duly sworn depose and say that I/We

consent to the proposed change(s) to Water Right Certificate Number _____

described in a Transfer Application (T-_____) submitted by _____,
(transfer number, if known)

on the property in tax lot number 801, Section 16, Township 6N

(north or south), Range 7E (east or west), W.M., located at Gold Creek
West (site address)

Wesley V. Shank
Signature of Affiant

7-11-2014
Date

Ronald D. Shank
Signature of Affiant

7-11-2014
Date

Subscribed and Sworn to before me this 11 day of July, 2014.



[Signature]
Notary Public for Oregon

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My commission expires Feb. 11, 2018

Revised 6/3/10

AUG 15 2014

WATER RESOURCES DEPT
SALEM, OREGON

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

NOTE TO APPLICANTS

In order for your application to be processed by the Water Resources Department (WRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be used and developed. The planning official may choose to complete the form while you wait, or return the receipt stub to you. Applications received by WRD without the Land Use Form or the receipt stub will be returned to you. Please be aware that your application will not be approved without land use approval.

This form is NOT required if:

- 1) Water is to be diverted, conveyed, and/or used only on federal lands; **OR**
- 2) The application is for a water right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and all of the following apply:
 - a) The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
 - b) The application involves a change in place of use only;
 - c) The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; and
 - d) The application involves irrigation water uses only.

NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for or modifying a water right. The Water Resources Department (WRD) requires its applicants to obtain land-use information to be sure the water rights do not result in land uses that are incompatible with your comprehensive plan. Please complete the form or detach the receipt stub and return it to the applicant for inclusion in their water right application. You will receive notice once the applicant formally submits his or her request to the WRD. The notice will give more information about WRD's water rights process and provide additional comment opportunities. You will have 30 days from the date of the notice to complete the land-use form and return it to the WRD. If no land-use information is received from you within that 30-day period, the WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan. Your attention to this request for information is greatly appreciated by the Water Resources Department. If you have any questions concerning this form, please contact the WRD's Customer Service Group at 503-986-0801.

RECEIVED

AUG 15 2014

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

Applicant(s): Zach Christensen

Mailing Address: 17215 S.W. Christensen Road

City: McMinnville

State: OR

Zip Code: 97128

Daytime Phone: (503) 550-3576

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:
See Attached						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
List						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	

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

Yamhill

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) South Yamhill River

Estimated quantity of water needed: 0.8 ☒ 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:

I purchased 100.0 acres of water rights under Certificate 62271 and will be moving the rights and the point of downstream to property I own.

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.

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See bottom of Page 3. →

AUG 15 2014

ATTACHMENT TO:

Oregon Water Resources Department
Land Use Information Form

Applicant Name: Zach Christensen

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), or used. 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	Water to be:	Proposed Land Use:
5 S	5 W	33	NE NW	200		<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Farm Use
5 S	5 W	33	SE NW	200		<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Farm Use
5 S	5 W	33	NE SW	200		<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Farm Use
5 S	5 W	33	SW SW	200		<input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input type="checkbox"/> Used	Farm Use
5 S	5 W	33	SE SW	200		<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input type="checkbox"/> Used	Farm Use

RECEIVED

AUG 15 2014

WATER RESOURCES DEPT
SALEM, OREGON

For Local Government Use Only

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

5533-200

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): 402 of the Yamhill Co. Zoning Ordinance
- ☐ 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
		<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: Kenneth P. Frady Title: P. D. M.

Signature: [Signature] Phone: 503 434-7516 Date: 8/7/2014

Government Entity: Yamhill Co.

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: _____

RECEIVED



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

Watermaster Review Form: Water Right Transfer

Transfer Application: T-11876

Review Due Date: _____

Applicant Name: Christensen Farms LLC

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

Reviewer(s): Joel Plahn

Date of Review: Sep. 18, 2014

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. 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: _____
12. What alternatives may be available for addressing any issues identified above: _____
13. Do conditions need to be included in the transfer order to avoid enlargement of the right or injury to other rights? ☐ No ☒ Yes, as checked below:
- ☐ A Headgate should be required prior to diverting water.
 - ☒ Measurement Devices for POD or POA: (if this condition is selected, also fill in the top sections of page 3)
 - a. *Before water use may begin under this order, the water user shall install a totalizing flow meter*, or, with prior approval of the Director, another suitable measuring device, ☒ at each point of diversion/appropriation (new and existing) or ☐ at each new point of diversion/appropriation.*
 - b. *The water user shall maintain the meters or measuring devices in good working order.*
 - c. *The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.*
 - ☐ Reservoir water use measurement: (if this condition is selected, also fill in the top sections of page 3)
 - a. *Before water use may begin under this order, the water user shall install staff gages*, or, with prior approval of the Director, other suitable measuring devices, that measure the entire range and stage between empty and full in each reservoir. Staff gages shall be United States Geological Survey style.*
 - b. *Before water use may begin under this order, if the reservoir is located in channel, weirs or other suitable measuring devices must be installed upstream and downstream of the reservoir, and, an adjustable outlet valve must be installed. The water user shall maintain such devices in good working order. A written waiver may be obtained, if in the judgment of the Director, the installation of weirs or other suitable measuring devices, or the adjustable outlet valve, will provide no public benefit.*

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

- | | |
|---|--|
| <input type="checkbox"/> Weir | <input type="checkbox"/> Submerged Orifice |
| <input type="checkbox"/> Parshall Flume | <input type="checkbox"/> Flow Restrictor |
| <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-11876

- ☒ In order to avoid enlargement of the right or injury to other rights, a totalizing flow meter will be required to be installed prior to diversion of water, as a condition of this transfer:
- ☒ at each point of diversion/appropriation (new and existing) or
- ☐ at each new point of diversion/appropriation.

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

Watermaster name: Joel PlahnDistrict: 16Address: 725 Summer St. NE Suite ACity/State/Zip: Salem OR 97301Phone: 503-986-0889Email: plahnjm@ wrd.state.or.us

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-11876**
(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

Oregon Department of Fish and Wildlife
Water Right and Diversion Transfer Comment Form
(ODFW provides to WRD so that WRD can make findings according to statutory requirements.)

Reference Transfer #: T-11876

Date of review: 12/03/14

A. Please check box if you believe there is a potential for injury to an instream water right.

☐ The Oregon Department of Fish and Wildlife (ODFW) believes this proposed transfer may injure an instream water right(s) on _____ [stream], tributary to _____, because _____.
(Please attach any available supporting information.)

Note: This will prompt WRD to make a determination whether the transfer will injure an instream water right. (OWRD makes the determination of injury to a water right, while ODFW's role is to raise concerns, and to evaluate proposed mitigation and net benefit to the resource if OWRD consents to injury of an instream water right.)

B. Please check one of the following five boxes related to fish screen requirements pursuant to ORS 540.525 or 540.532:

☐ **1. Screen Maintain**

[Select this option if the new Point of Diversion (POD) requires a fish screen and is currently equipped with an appropriate fish screen that will still be in compliance if the transferred water is diverted from this POD.]

Note: This option will yield the following:

Finding of Fact: The Oregon Department of Fish and Wildlife has determined that a fish screen is necessary at the new point of diversion to prevent fish from entering the diversion and that the diversion is currently equipped with an appropriate fish screen.

Condition: The water user shall operate and maintain an approved fish screen at the new point of diversion. If Oregon Department of Fish and Wildlife (ODFW) determines the screen is not functioning properly, and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that OWRD regulate the use of water until OWRD receives notification from ODFW that the fish screen is functioning properly.

☒ **2. Screen Now**

[Option 2 should generally be selected if listed fish species are present at the point of diversion and/or the originating water right diversion is currently screened. If Option 2 is selected, provide contact information on the "Fish Screening and Passage Information" sheet. The new diversion may be eligible for cost-share.]

Note: This option will yield the following:

Finding of Fact: The Oregon Department of Fish and Wildlife (ODFW) has determined that a fish screen is necessary at the new point of diversion to prevent fish from entering the diversion and that the diversion is not currently equipped with an appropriate fish screen. This diversion may be eligible for screening cost-share funds.

Condition: Prior to diverting water, the water user shall install an approved fish screen at the new point of diversion and shall provide to the OWRD a written statement from Oregon Department of Fish and Wildlife (ODFW) that the installed screen meets the state's criteria, or that ODFW has determined a screen is not necessary.

The water user shall operate and maintain the fish screen at the new point of diversion consistent with ODFW's operational and maintenance standards. If ODFW determines the screen is not functioning properly, and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that OWRD regulate the use of water until OWRD receives notification from ODFW that the fish screen is functioning properly.

*Please return all 3 pages to: Transfers Section, Water Resources Department,
725 Summer St. NE, Suite A, Salem, OR 97301-1266*

☐ 3. Screen 2 Year

[Option 3 may be checked if the change is from an unscreened diversion to a HISTORIC POD or an existing POD in use for another water right, and cost-share funds are not currently available. It should NOT be checked if listed fish species are present at the point of diversion, the originating water right diversion is screened, cost-share funds are currently available, or the diversion is not eligible for ODFW's cost-share program. Please provide contact information on the "Fish Screening and Passage Information" sheet.] If extraordinary circumstances are present, please explain: _____

Note: This option will yield the following:

Finding of Fact: The Oregon Department of Fish and Wildlife (ODFW) has determined that a fish screen is necessary at the new point of diversion to prevent fish from entering the diversion and that the diversion is not currently equipped with an appropriate fish screen. Listed fish species are not present at the point of diversion, the originating water right diversion is not screened, cost-share funds are not currently available, and the proposed diversion may be eligible for ODFW's cost-share program. A grace period of two years is appropriate until such time as cost-share funds become available to assist in the construction of a fish screen. If cost-share funds do not become available, the water user must screen within the indicated time period regardless of the availability of cost-share funding.

Condition: By October 1, 20__ [Within two years after the date of this order] the water user shall install an approved fish screen at the new point of diversion. The water user may withdraw water at the new point of diversion without a screen until October 1, 20__. The water user shall provide to OWRD a written statement from Oregon Department of Fish and Wildlife (ODFW) that the installed screen meets the state's criteria, or that ODFW has determined a screen is not necessary.

The water user shall maintain and operate the fish screen at the new point of diversion consistent with ODFW's operational and maintenance standards. If ODFW determines the screen is not functioning properly, and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that OWRD regulate the use of water until OWRD receives notification from ODFW that the fish screen is functioning properly.

☐ 4. Screen Future

[Use this option if fish are not currently present, but might possibly be at some future time.]

Note: This option will yield the following:

Finding of Fact: The Oregon Department of Fish and Wildlife has determined that the diversion is not currently equipped with an appropriate fish screen, but a fish screen may be required in the future at the new point of diversion to prevent fish from entering the diversion.

Condition: The Oregon Department of Fish and Wildlife (ODFW) may require the water user to install an approved fish screen at the new point of diversion within one year after receiving written notification that a fish screen is required. Once installed the water user shall maintain and operate the fish screen at the new point of diversion according to ODFW's operational and maintenance standards. If ODFW determines the screen is not functioning properly, and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that OWRD regulate the use of water until OWRD receives notification from ODFW that the fish screen is functioning properly.

☐ 5. No Screen Needed

[Check this box if fish are not currently present, and are not expected in the future.]

Ben Walczak
Signature

(971) 673-6013
Phone

Ben Walczak
Printed Name

Assistant District Fish Biologist
Title

Oregon Department of Fish and Wildlife
Additional Fish Screening and Passage Information for the Applicant
(To be completed by ODFW for WRD to provide to the applicant.)

Transfer #: T-11876

The applicant should be aware that fish screening and passage may be required for certain changes in point of diversion if the boxes below are checked.

- ☒ Fish screening is required as a condition of this transfer. The fish screen must meet ODFW's design, construction, operational and maintenance standards.

Pursuant to ORS 498.306, cost-share funds may be available to assist in the installation of fish screening.

The applicant should contact the ODFW staff member below to obtain additional information on the design, construction, operational, and maintenance standards for the fish screen and to obtain information about ODFW's cost-sharing program for screening. **Prior to installation, the water user must obtain written approval from ODFW that the required screen meets ODFW's criteria.**

ODFW staff name: Martin P. Olson

Address: 3561 Klindt D

City/State/Zip: The Dalles, OR 97058

Phone: (971) 296-8026

- ☐ This transfer may trigger requirements for fish passage under ORS 509.585 because a new point of diversion will be constructed, an existing point of diversion's capacity will be increased, or an existing point of diversion will be abandoned. The applicant should contact the ODFW staff member below for a determination of whether native migratory fish are or were present at the applicable location, which will determine whether fish passage must be addressed.

ODFW staff name: Ben Walczak

Address: 17330 Se Evelyn St

City/State/Zip: Clackamas, OR 97015

Phone: (971) 673-6013



Oregon

John A. Kitzhaber, MD, Governor

August 18, 2014

ZACH CHRISTENSEN
17215 SW CHRISTENSEN RD.
MCMINNVILLE, OR 97128

Water Resources Department

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

Reference: Application T- 11876

On , we received your water right Transfer application. The application was accompanied by \$1800.00. Our receipt number 113095 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 Oregon Department of Fish and Wildlife to determine if a fish screen is needed.

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

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 diversion until a final order approving the transfer application has been issued by the Department.

In order to avoid any possible forfeiture of the water right, you should continue to use the water as described by your existing water right.

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

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

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

Cc: Watermaster Dist. #16 *(via email)*

Enclosure



Regular Transfer Process (including “Proving Up” on the changes)

OAR 690 Division 380

Injury Review forms sent to Watermaster, and Groundwater staff and ODFW as appropriate

Review of the status of the right and the potential for enlargement or injury to other rights

Applicant Review of
Draft Preliminary Determination
 (Opportunity for applicant to submit a report of land ownership and
 modify or withdraw proposed transfer—at least 30 days allowed)

Notice of Preliminary Determination
in WRD Weekly Notice and, if statutorily required, in newspaper
once a week for 2 or 3 consecutive weeks.
Protest Period ends 30 days after WRD notice, or 30 days after
last date of newspaper publication, whichever is later.

Period for developing authorized changes begins as soon as an order is issued approving the changes. If the certificate has been cancelled the right goes into an inchoate state.



Oregon

John A. Kitzhaber, MD, Governor

Water Resources Department

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

Notice of Application for Water Right Transfer, Temporary Transfer, or Permit Amendment August 19, 2014

The Department seeks comment on the recently-filed application listed below. Any person may comment on the application. Comments must be received by the Department within 30 days of the date of this notice. The Director may presume that the transfer would be allowed by, and compatible with comprehensive plans unless an affected local government informs the Director otherwise within 30 days of this notice.

County: POLK
Transfer: 11876
Water Right: CERT 62271
Priority Date: MARCH 3, 1978
Name: ZACH CHRISTENSEN
17215 SW CHRISTENSEN RD. MCMINNVILLE, OR 97128
Change: point of diversion; place of use
Source: SOUTH YAMHILL RIVER

The holder of a water right may apply to permanently change an existing water use subject to transfer. A transfer application may involve any of the following changes: Point of diversion or appropriation (POD; POA); Additional point of diversion or appropriation (APOD; APOA); Historic POD (HIST); Place of use (POU); Character of use (USE); Instream (ISWR); Substitution (SUB); or Exchange (EXCH).

The holder of a water right subject to transfer may request to temporarily change the place of use of the water for up to 5 years and, if necessary to convey the water, to temporarily change the point of diversion or appropriation.

The holder of a water right permit may apply to change a point of diversion (POD) or appropriation (POA) or to change the place of use (POU).

Any person who provides comments within the comment period will receive a copy of the Department's preliminary determination of whether the application should be approved or rejected after the Department has completed a review of the application and will be provided an opportunity to protest the application and preliminary determination at that time. Comments should be sent to the Transfers Section at the Department's Salem office.



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

Application for Permanent Water Right Transfer

Part 1 of 5 – Minimum Requirements Checklist

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

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

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

- ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ Part 2 – Completed Transfer Application Map Checklist.
- ☒ Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the new online fee calculator at: http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator. If you have questions, call Customer Service at (503) 986-0801.
- ☒ Part 4 – Completed Applicant Information and Signature.
- ☒ Part 5 – Information about Water Rights to be Transferred: **How many water rights are to be transferred? 1 List them here: Certificate 62271**
Please include a separate Part 5 for each water right. (See instructions on page 6)

Attachments:

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

RECEIVED

AUG 15 2014

WATER RESOURCES DEPT
SALEM, OREGON

(For Staff Use Only)

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

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

Staff: _____ 503-986-0 _____ Date: ____/____/____

Part 2 of 5 – Transfer Application Map Checklist

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

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

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

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Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Zach Christensen			PHONE NO. (503) 550-3576	ADDITIONAL CONTACT NO.
ADDRESS 17215 S.W. Christensen Road				FAX NO.
CITY McMinnville	STATE OR	ZIP 97128	E-MAIL christensenfarms@landdb.com	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

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

AGENT/BUSINESS NAME			PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS				FAX NO.
CITY	STATE	ZIP	E-MAIL	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

Explain in your own words what you propose to accomplish with this transfer application, and why:
I purchased the 100.0 acres of water rights under Certificate 62271 and need to transfer them downstream to a parcel I own. I plan to plant nut trees at the proposed place of use.

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

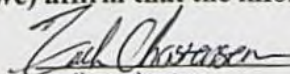
- ☐ Check this box if this project is fully or partially funded by the American Recovery and Reinvestment Act. (Federal stimulus dollars)

Check One Box

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

I understand that prior to Department approval of the transfer application, I may be required to submit payment to the Department for publication of a notice in a newspaper with general circulation in the area where the water right is located, once per week for two consecutive weeks. If more than one qualifying newspaper is available, I suggest publishing the notice in the following newspaper: _____.

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


 Applicant signature

Zach Christensen, Receiving Landowner
 Print Name (and Title if applicable)

 Date

 Applicant signature

 Print Name (and Title if applicable)

 Date

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

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Check the following boxes that apply:

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

At this time, are the lands in this transfer application in the process of being sold? ☐ Yes ☒ No - only the water right has been purchased and is being moved downstream.

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

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

<http://www.oregon.gov/owrd/docs/transfer-propertytransactions.pdf>

RECEIVING LANDOWNER NAME Same As Applicant			PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS			FAX NO.	
CITY	STATE	ZIP	E-MAIL	


Describe any special ownership circumstances here: **I purchased the water right, but not the 100.0 acres of land the right was appurtenant to at that time. I am transferring the right to property I own.**

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

IRRIGATION DISTRICT NAME	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME Yamhill County Planning and Development	ADDRESS 525 N.E. 4th Street	
CITY McMinnville	STATE OR	ZIP 97128

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ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

Part 5 of 5 – Water Right Information

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

CERTIFICATE # 62271

Description of Water Delivery System

System capacity: 0.82 cubic feet per second (cfs) OR
 _____ gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines and sprinklers used to divert, convey and apply the water at the authorized place of use. **A 40-hp centrifugal pump with a 6-inch-diameter inlet x 6-inch-diameter outlet was used to divert water to approximately 1,000 feet of 6-inch-diameter mainline. An Evergreen traveler with 1,200 feet of 4-inch-diameter hose was connected to the mainline for irrigation. The traveler had a Nelson 150 gun with a nozzle size of 1.1 inches.**

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

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp	Rng	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
Former POD	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	NA	6 S	7 W	16	SE NE	DLC 46	120 feet north and 700 feet west from E ¼ corner of Section 16
POD Smith	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	NA	5 S	5 W	33	SW SW	--	570 feet north and 710 feet east from SW corner of Section 33

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

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

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

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

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SHENK'S DAIRY WATER RIGHT PERMIT #42925

cert 62271

Point of diversion, S E $\frac{1}{4}$, N E $\frac{1}{4}$ AS PROJECTED WITHIN DLC 46, SECTION 16, T 6 S, R 7 W, W.M.; 120 FEET NORTH AND 700 FEET WEST FROM THE E $\frac{1}{4}$ CORNER OF SECTION 16.

The pump used was a 40 hp 220-440 pump, with a suction pipe of 6" diameter, 26 ft long with a steep incline to reach the pump. The outlet was also 6".

We ran about 1000 ft of 6" mainline with a traveling Evergreen machine with 1200 ft of 4" hose with a Nelson 150 gun, nozzle size of 1.1".

Wes Smith

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

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

Table 2. Description of Changes to Water Right Certificate # 62271

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	Acre	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp	Rng		Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acre	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date				
EXAMPLE																										
2	S	9	E	15	NE	NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E	1	NW	NW	500	1	10.0		POD #5	1901
														2	S	9	E	2	SW	NW	500		5.0		POD #6	1901
														5	S	5	W	33	NE	NW	200	--	38.0	POU/POD	POD Smith	3/3/1978
														5	S	5	W	33	SE	NW	200	--	39.0	POU/POD	POD Smith	3/3/1978
														5	S	5	W	33	NE	SW	200	--	23.0	POU/POD	POD Smith	3/3/1978
TOTAL ACRES:														TOTAL ACRES:							100.0					

Additional remarks: _____.

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Revised 7/1/2013

For Place of Use or Character of Use Changes

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

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

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

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

Ground water supplemental Permit or Certificate # NA;

Surface water primary Certificate # NA.

For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # NA

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

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

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

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

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

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

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Revised 7/1/2013

STATE OF OREGON
COUNTY OF POLK
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

SHENKS DAIRY
9075 FORT HILL ROAD
WILLAMINA, OREGON 97396

confirms the right to use the waters of SOUTH YAMHILL RIVER, a tributary of YAMHILL RIVER, for the purpose of IRRIGATING 100.0 ACRES.

The right has been perfected under Permit 42925. The date of priority is MARCH 3, 1978. The right is limited to not more than 0.8 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

SE 1/4 NE 1/4, AS PROJECTED WITHIN DLC 46, SECTION 16, T 6 S, R 7 W, W.M.; 120 FEET NORTH AND 700 FEET WEST FROM THE E 1/4 CORNER OF SECTION 16.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

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

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

SW 1/4 NE 1/4	14.4 ACRES
SE 1/4 NE 1/4	6.1 ACRES
NE 1/4 SW 1/4	1.6 ACRES
NE 1/4 SE 1/4	27.4 ACRES
NW 1/4 SE 1/4	37.1 ACRES
SW 1/4 SE 1/4	7.6 ACRES
SE 1/4 SE 1/4	5.8 ACRES
ALL AS PROJECTED WITHIN DLC 46	
SECTION 16	
TOWNSHIP 6 SOUTH, RANGE 7 WEST, W.M.	

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The right is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed this date AUGUST 31, 1989.

/s/ WILLIAM H. YOUNG

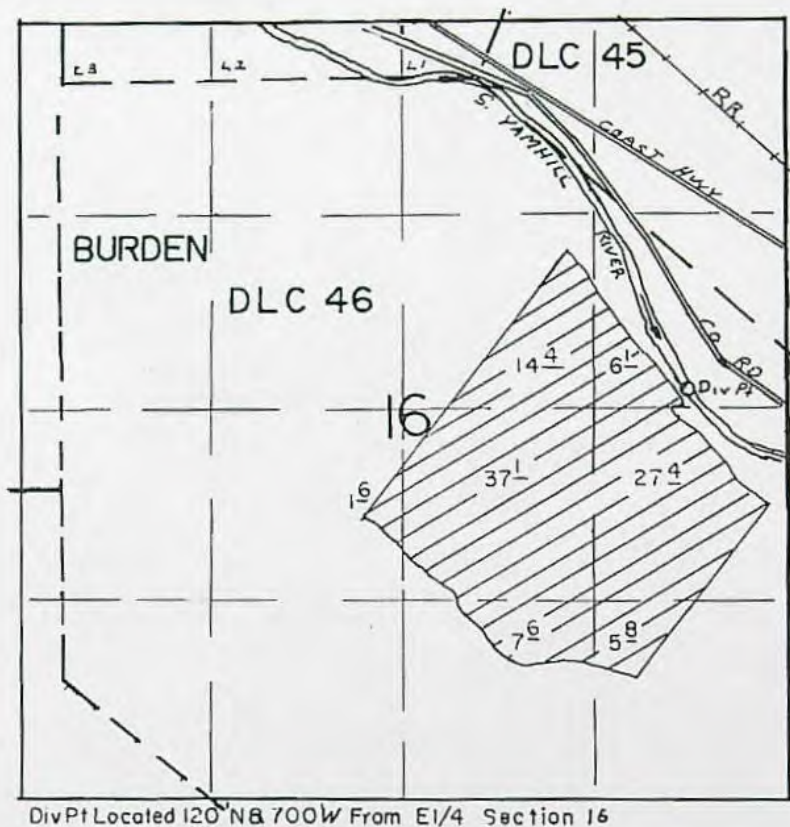
Water Resources Director

Recorded in State Record of Water Right Certificates numbered 62271
57131.DM

AUG 15 2014

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SALEM, OREGON

T.6S., R.7W., W.M.



SCALE: 1" = 1320'

FINAL PROOF SURVEY

UNDER

Application No. 57131..... Permit No. 42925.....
IN NAME OF

.....SHENKS DAIRY.....

Surveyed APRIL 21... 1987... by B.W.BISHOP.....

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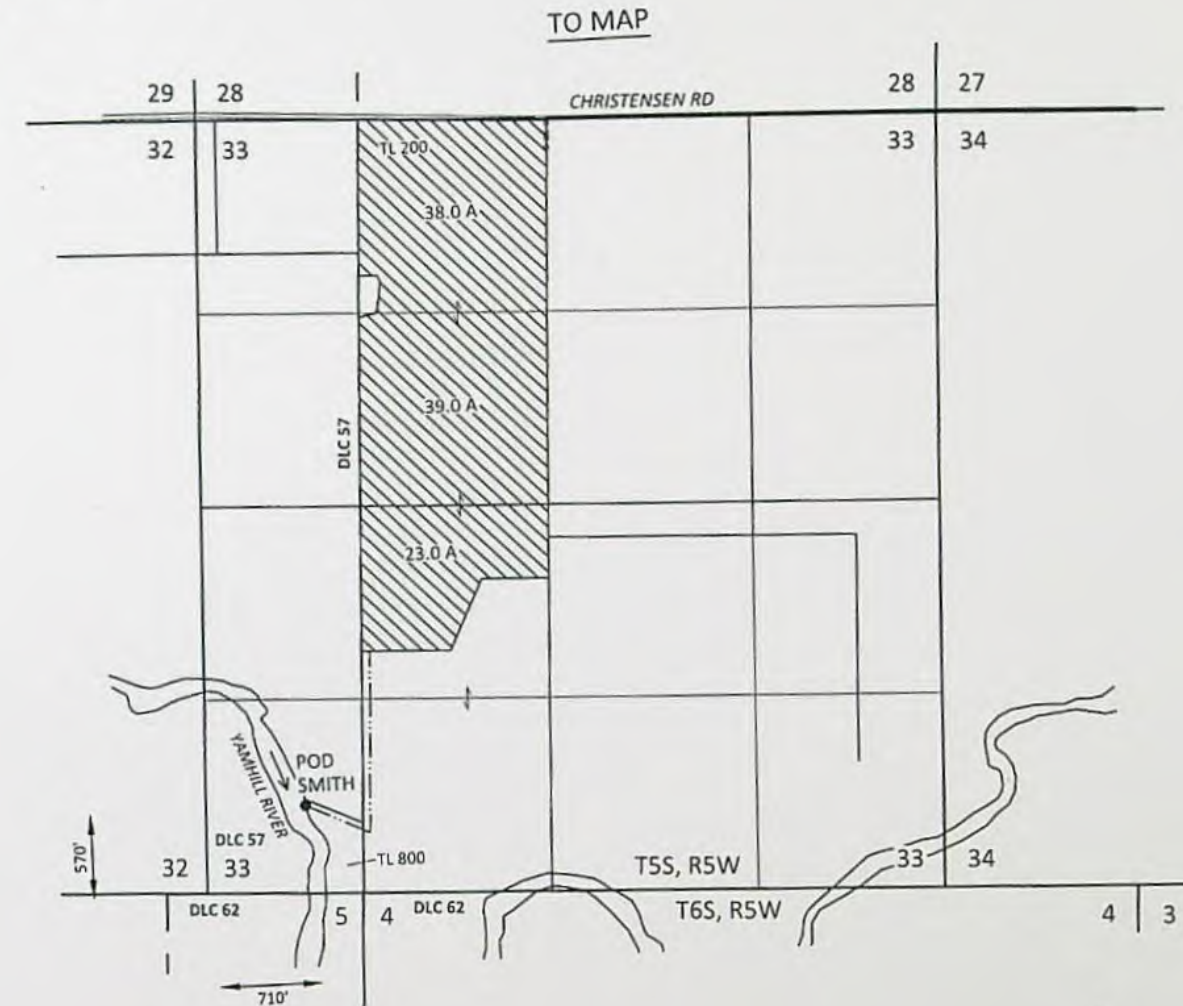
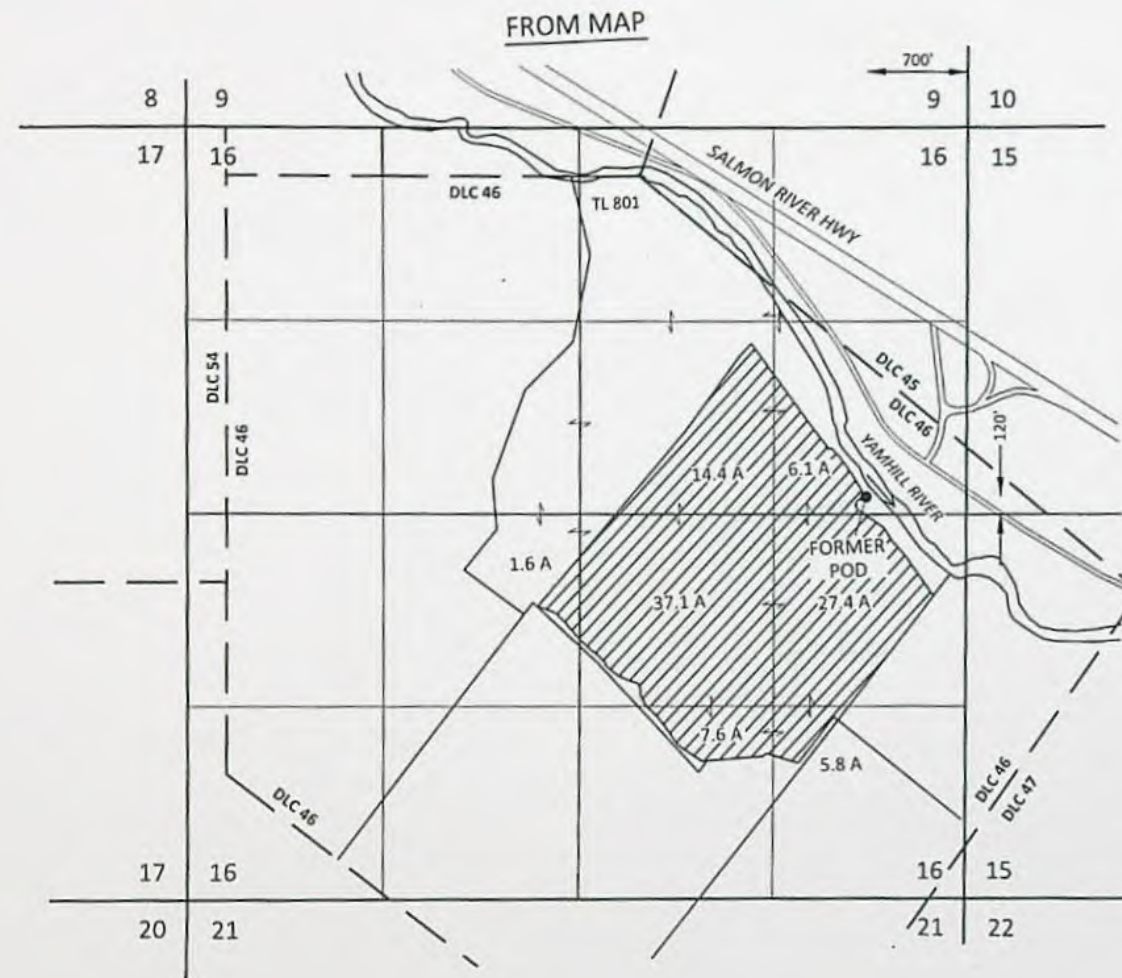
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TRANSFER APPLICATION MAP
 Certificate 62271
 Section 16, T6S, R7W, W.M., Polk County
 Section 33, T5S, R5W, W.M., Yamhill County
 Zach Christensen



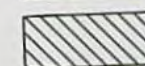
EXPLANATION

FROM LANDS



CERTIFICATE 62271 (100.0 AC)
 IRRIGATION - SOUTH YAMHILL RIVER
 PRIORITY: 3/3/1978

TO LANDS



CERTIFICATE 62271 (100.0 AC)
 IRRIGATION - SOUTH YAMHILL RIVER
 PRIORITY: 3/3/1978



POINT OF DIVERSION (POD)



PIPELINE



July 23, 2014

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

FIGURE 1

SKOOKUM
 WATER ASSOCIATES INC

P.O. BOX 80174
 PORTLAND, OR 97280
 (503) 319-8926

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**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 # **113095**

INVOICE # _____

RECEIVED FROM: Christensen Farms L.L.C.

BY: _____

APPLICATION	
PERMIT	
TRANSFER	<u>T-11876</u>

CASH: <input type="checkbox"/>	CHECK: # <u>5181</u> <input checked="" type="checkbox"/>	OTHER: (IDENTIFY) <input type="checkbox"/>	TOTAL REC'D	\$ <u>1800.00</u>
--------------------------------	--	--	-------------	-------------------

1083 TREASURY 4170 WRD MISC CASH ACCT

0407	COPIES	\$
OTHER:	(IDENTIFY)	\$

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

4270 WRD OPERATING ACCT

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

WATER RIGHTS:		EXAM FEE		RECORD FEE
0201	SURFACE WATER	\$	0202	\$
0203	GROUND WATER	\$	0204	\$
0205	TRANSFER	\$ <u>1800.00</u>		
WELL CONSTRUCTION		EXAM FEE		LICENSE FEE
0218	WELL DRILL CONSTRUCTOR	\$	0219	\$
	LANDOWNER'S PERMIT		0220	\$

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

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

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

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

TREASURY OTHER / RDX

FUND	TITLE	
OBJ. CODE	VENDOR #	
DESCRIPTION		\$

**RECEIVED
OVER THE COUNTER**

RECEIPT: **113095**

DATED: 8/15/14 BY: Changate