



July 8, 2025

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

RE: Transfer Application for Certificates 31726, 14563, 49955, 27008, and 38187, in the name of Wasco County

Dear Lisa:

Wasco County is the holder of portions of the following water rights:

- Certificates 31726, 14563, and 49955 authorize the use of surface water from Chenowith Creek for irrigation.
- Certificate 27008 authorizes the use of groundwater for supplemental irrigation on the same lands.
- Certificate 38187 authorizes the use of groundwater for irrigation and supplemental irrigation.

On behalf of Wasco County, GSI Water Solutions, Inc. is filing the enclosed transfer application to change its portions of the above certificates to municipal use, change the place of use for portions of the above certificates to a single parcel, and add an additional downstream point of diversion (POD) on Chenowith Creek to a portion of Certificate 31726. The proposed changes will move the surface water rights to a common POD for a delivery system serving all rights on a single parcel. The groundwater rights included in this transfer are layered supplemental irrigation rights. Based on communication with OWRD staff prior to submittal, the Applicant understands that all of proposed changes to these water rights may be included in a single transfer application.

The portions of the surface water rights included in this transfer are currently leased instream under IL-2055, which expires on October 1, 2028. The Applicant requests termination of IL-2055 concurrently with the approval of this transfer application.

The Applicant requests 20 years to complete the changes proposed in this transfer application to develop a community facility project to be served by the water rights. The time needed to complete the changes depends on the development of the project and availability of funding, among other factors.

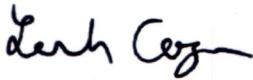
A check for the required transfer application fee is also enclosed. The Applicant understands that House Bill 2803 was passed by the Oregon legislature and is awaiting signature by the Governor, and that when signed, the bill will increase certain OWRD transaction fees retroactive to July 1, 2025, including the fee for the enclosed transfer application. To avoid delays in processing when the new fee schedule takes effect, the Applicant has enclosed a check for the presumed updated application fee of \$8,430.00 as follows:

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	Current OWRD Fees	Updated Fee (HB 2803)
Base	\$ 1,360.00	\$ 2,040.00
Number of Additional Changes	\$1,090 x 2	\$1,365 x 2
	\$ 2,180.00	\$ 2,730.00
Number of Additional Water Rights	\$610 x 4	\$915 x 4
	\$ 2,440.00	\$ 3,660.00
Total	\$ 5,980.00	\$ 8,430.00

Please contact me if you have any questions or concerns. My email address is lcogan@gsiws.com.

Sincerely,



Leah Cogan  
Water Resources Analyst

Enclosures: Water Right Transfer Application and attachments  
Check for application fee in the amount of \$8,430

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# Application for Permanent Water Right Transfer



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

## 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.

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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](http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator).
- ☒ Part 4 – Completed Applicant Information and Signature.
- ☒ Part 5 – Information about Water Rights to be Transferred: **How many water rights are to be transferred? 5** List them here: [Certificates 31726, 14563, 49955, 27008, and 38187](#) **(Attachment A)**  
Please include a separate Part 5 for each water right. (See instructions on page 6)  
**NOTE: A separate transfer application is required for each water right unless the criteria in OAR 690-380-3220 are met.**

### Attachments:

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

### (For Staff Use Only)

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

- |  |  |
|--|--|
| <input type="checkbox"/> Application fee not enclosed/insufficient | <input type="checkbox"/> Map not included or incomplete                  |
| <input type="checkbox"/> Land Use Form not enclosed or incomplete  | <input type="checkbox"/> Evidence of Use Form not enclosed or incomplete |
| <input type="checkbox"/> Additional signature(s) required          | <input type="checkbox"/> Part _____ is incomplete                        |

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

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



## Part 2 of 5 – Transfer Application Map

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

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



## FEE WORKSHEET for PERMANENT TRANSFER (except Substitution)

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

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

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

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## Part 4 of 5 – Applicant Information and Signature

### Applicant Information

APPLICANT/BUSINESS NAME <b>Wasco County; Attn: Tyler Stone</b>		PHONE NO. <b>541-506-2552</b>	ADDITIONAL CONTACT NO.
ADDRESS <b>511 Washington St., Suite 101</b>			FAX NO.
CITY <b>The Dalles</b>	STATE <b>OR</b>	ZIP <b>97058</b>	E-MAIL <b>tylers@co.wasco.or.us</b>
<b>BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.</b>			

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

AGENT/BUSINESS NAME <b>GSI Water Solutions, Inc.; Attn: Leah Cogan</b>		PHONE NO. <b>971-200-8529</b>	ADDITIONAL CONTACT NO.
ADDRESS <b>1600 SW Western Boulevard, Suite 240</b>			FAX NO.
CITY <b>Corvallis</b>	STATE <b>OR</b>	ZIP <b>97333</b>	E-MAIL <b>lcogan@gsiws.com</b>
<b>BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.</b>			

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

**The Applicant is proposing to change the character of use for portions of Certificates 31726, 14563, 49955, 27008, and 38187 to municipal use, change the place of use for portions of Certificates 31726, 14563, 49955, 27008, and 38187 to a single parcel, and add a point of diversion to a portion of Certificate 31726 that is the same as the authorized point of diversion for Certificates 49955 and 14563.**

**Based on pre-application discussions with OWRD, the Applicant understands that this application meets OWRD's criteria for multiple water rights to be included in a single transfer application. The proposed changes to the surface water rights involve moving to a common POD for a delivery system serving multiple water rights. The groundwater rights included in this transfer are layered supplemental irrigation rights. The proposed character of use and place of use changes of all five water rights are on a single parcel from all sources.**

**The Applicant requests 20 years to complete the changes proposed in this transfer application to develop a community facility project to be served by the water rights. The time needed to complete the changes depends on the development schedule of the project, which will be affected by the need to secure funding, obtain permits, develop designs, complete procurement and contracting processes, and undertake construction.**

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

### Check One Box

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

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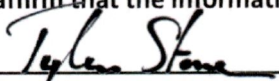
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By my signature below, I confirm that I understand:

- Prior to Department approval of the transfer application, I may be required to submit payment to the Department for publication of a notice in a newspaper with general circulation in the area where the water right is located, once per week for two consecutive weeks. If more than one qualifying newspaper is available, I suggest publishing the notice in the following newspaper: [Columbia Gorge News](#).
- Amendments to the application may only be made in response to the Department's Draft Preliminary Determination (DPD). The applicant will have a period of at least 30 days to amend the application to address any issues identified by the Department in the DPD, or to withdraw the application. Note that amendments may be subject to additional fees, pursuant to ORS 536.050.
- Failure to complete an approved change in place of use and/or change in character of use, will result in loss of the water right (OAR 690-380-6010).
- Refunds may only be granted upon request and, as set forth in ORS 536.050(4)(a), if the Director determines that a refund of all or part of a fee is appropriate in the interests of fairness to the public or necessary to correct an error of the Department.

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

  
Applicant signature

Tyler Stone, Wasco County Administrator  
Print Name (and Title if applicable)

6/27/2025  
Date

Applicant signature

Print Name (and Title if applicable)

Date

Is the applicant the sole owner of the land on which the water right, or portion thereof, proposed for transfer is located? ☒ Yes ☐ No\*

*\*If NO, include signatures of all deeded landowners (and mailing and/or e-mail addresses if different than the applicant's) or attach affidavits of consent (and mailing and/or e-mail addresses) from all landowners or individuals/entities to which the water right(s) were conveyed.*

Check the following boxes that apply:

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

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

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

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

[https://www.oregon.gov/owrd/WRDFormsPDF/Transfer\\_Property\\_Transactions.pdf](https://www.oregon.gov/owrd/WRDFormsPDF/Transfer_Property_Transactions.pdf)

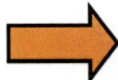
RECEIVING LANDOWNER NAME			PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS				FAX NO.
CITY	STATE	ZIP	E-MAIL	
Describe any special ownership circumstances:				
The confirming Certificate shall be issued in the name of: <input type="checkbox"/> Applicant <input type="checkbox"/> Receiving Landowner				

☐ 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.) **N/A**

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 **N/A**.

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 <b>Wasco County Community Development Department/ Planning Division</b>	ADDRESS <b>2705 E 2nd Street</b>	
CITY <b>The Dalles</b>	STATE <b>OR</b>	ZIP <b>97058</b>

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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## Part 5 of 5 – Water Right Information

CERTIFICATE # 31726

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### Description of Water Delivery System

System capacity: 0.03 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. The portion of Certificate 31726 included in this transfer application has been leased instream under IL-2055 (see IL-2055 final order in Attachment E) since August 5, 2024. IL-2055 expires on October 1, 2028. The Applicant requests termination of IL-2055 for this portion concurrently with the approval of this transfer application.

**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)
31726 POD	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	N/A	2	N	13	E	29	SW NW	390 feet North and 800 feet East from the West ¼ corner of Section 29*
Common POD	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	N/A	2	N	13	E	29	SW NE	200 feet North and 940 feet West from the SE corner of DLC 37

**\*Certificate 31726 does not provide a description of the location of the point of diversion. The location of the authorized point of diversion is described in Table 1 consistent with the authorized point of diversion described in the final order approving Transfer W-100, of which Certificate 31726 is the remaining right.**

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 checked="" type="checkbox"/> Character of Use (USE)               | <input type="checkbox"/> Point of Appropriation/Well (POA)        |
| <input type="checkbox"/> Point of Diversion (POD)                        | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input checked="" 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.



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 # 31726**

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						
<b>EXAMPLE</b>																										
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
2	N	13	E	29	SE	NW	100		1.8	Irrigation and Stock	31726 POD	1860	POU, USE, APOD	2	N	13	E	29	NE	NE	100	GL 1, DLC 37	N/A	Municipal	31726 POD, Common POD	1860
														2	N	13	E	29	NW	NE	100	GL 2, DLC 37				
														2	N	13	E	29	SW	NE	100, 400	DLC 37				
														2	N	13	E	29	SE	NE	100	DLC 37				
														2	N	13	E	29	NE	NW	100	GL 3, DLC 37				
														2	N	13	E	29	NW	NW	100	GL 3, DLC 37				
														2	N	13	E	29	SW	NW	100	DLC 37				
														2	N	13	E	29	SE	NW	100, 400	DLC 37				
TOTAL ACRES:						1.8						TOTAL ACRES:						N/A								

Additional remarks: The Applicant requests termination of IL-2055 for Certificate 31726 concurrently with the approval of this transfer application.



**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: Certificate 27008 is associated with the "from" lands and the layered portion is included in this transfer application. Multiple water rights are associated with the "to" lands, but "layering" does not apply to water rights for municipal use, which is the requested character of use.



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) **N/A**

Ground water supplemental Permit or Certificate # \_\_\_\_\_;  
Surface water primary Certificate # \_\_\_\_\_.

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**For a change from Supplemental Irrigation Use to Primary Irrigation Use** **N/A**

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Identify the primary certificate to be cancelled. Certificate # \_\_\_\_\_

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

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

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

[http://apps.wrd.state.or.us/apps/gw/well\\_log/Default.aspx](http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx)

**AND/OR**

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

**Table 3. Construction of Point(s) of Appropriation** **N/A**

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



## Part 5 of 5 – Water Right Information

CERTIFICATE # 14563

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### Description of Water Delivery System

System capacity: 0.06 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. The portion of Certificate 14563 included in this transfer application has been leased instream under IL-2055 since August 5, 2024. IL-2055 expires on October 1, 2028. The Applicant requests termination of IL-2055 for this portion concurrently with the approval of this transfer application. Prior to the instream lease, water was diverted from Chenoweth Creek using a -hp pump and conveyed via PVC pipeline to the place of use where water was applied via sprinklers for irrigation.

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

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

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp	Rng	Sec	¼	¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
Common POD	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	N/A	2 N	13 E	29	SW	NE	TL 100	200 feet North and 940 feet West from the SE corner of DLC 37*
A Spring	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	N/A							Not described in Certificate

**\*Certificate 14563 does not provide a description of the location of the points of diversion. Water has historically been diverted under this certificate at the location of the Common POD described in Table 1.**

**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 checked="" type="checkbox"/> Character of Use (USE)             | <input type="checkbox"/> Point of Appropriation/Well (POA)        |
| <input type="checkbox"/> Point of Diversion (POD)                      | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Additional Point of Diversion (APOD)          | <input type="checkbox"/> 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.



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 # 14563**

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
2	N	13	E	29	SW	NE	400	DLC 39	1.7	Irrigation	Common POD, A Spring	1860	POU/USE	2	N	13	E	29	NE	NE	100	GL 1, DLC 37	N/A	Municipal	Common POD, A Spring	1860
2	N	13	E	29	SE	NW	400	DLC 39	2.0					2	N	13	E	29	NW	NE	100	GL 2, DLC 37				
														2	N	13	E	29	SW	NE	100, 400	DLC 37				
														2	N	13	E	29	SE	NE	100	DLC 37				
														2	N	13	E	29	NE	NW	100	GL 3, DLC 37				
														2	N	13	E	29	NW	NW	100	GL 3, DLC 37				
														2	N	13	E	29	SW	NW	100	DLC 37				
														2	N	13	E	29	SE	NW	100, 400	DLC 37				
TOTAL ACRES:						3.7								TOTAL ACRES:						N/A						

Additional remarks: The Applicant requests termination of IL-2055 for Certificate 14563 concurrently with the approval of this transfer application.



**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: Certificate 38187 is associated with the "from" lands and the layered portion is included in this transfer application. Multiple water rights are associated with the "to" lands but "layering" does not apply to water rights for municipal use, which is the requested character of use.



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) **N/A**

Ground water supplemental Permit or Certificate # \_\_\_\_\_;

Surface water primary Certificate # \_\_\_\_\_.

**Received**

**JUL 11 2025**

**For a change from Supplemental Irrigation Use to Primary Irrigation Use** **N/A**

**OWRD**

Identify the primary certificate to be cancelled. Certificate # \_\_\_\_\_

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

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

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

[http://apps.wrd.state.or.us/apps/gw/well\\_log/Default.aspx](http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx)

**AND/OR**

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

**Table 3. Construction of Point(s) of Appropriation** **N/A**

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



## Part 5 of 5 – Water Right Information

CERTIFICATE # 49955

Received  
JUL 11 2025  
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### Description of Water Delivery System

System capacity: 0.30 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. The portion of Certificate 49955 included in this transfer application has been leased instream under IL-2055 since August 5, 2024. IL-2055 expires on October 1, 2028. The Applicant requests termination of IL-2055 for this portion concurrently with the approval of this transfer application. Prior to the instream lease, water was diverted from Chenoweth Creek using a -hp pump and conveyed via PVC pipeline to the place of use where water was applied via sprinklers for irrigation.

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

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

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp	Rng	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
<b>Common POD</b>	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	<b>N/A</b>	<b>2 N</b>	<b>13 E</b>	<b>29</b>	<b>SW NE</b>	<b>TL 100</b>	<b>200 feet North and 940 feet West from the SE corner of DLC 37</b>
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							

**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 checked="" type="checkbox"/> Character of Use (USE)             | <input type="checkbox"/> Point of Appropriation/Well (POA)        |
| <input type="checkbox"/> Point of Diversion (POD)                      | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Additional Point of Diversion (APOD)          | <input type="checkbox"/> 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.



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 # 49955**

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					
2	N	13	E	29	NW	NE	100	DLC 37	2.2	Irrigation	Common POD	1860	POU/USE	2	N	13	E	29	NE	NE	100	GL 1, DLC 37	N/A	Municipal	Common POD	1860					
2	N	13	E	29	SW	NE	100	DLC 37	12.5					2	N	13	E	29	NW	NE	100	GL 2, DLC 37									
2	N	13	E	29	SE	NE	100	DLC 37	0.1					2	N	13	E	29	SW	NE	100, 400	DLC 37									
2	N	13	E	29	SE	NW	100	DLC 37	3.4					2	N	13	E	29	SE	NE	100	DLC 37									
														2	N	13	E	29	NE	NW	100	GL 3, DLC 37									
														2	N	13	E	29	NW	NW	100	GL 3, DLC 37									
														2	N	13	E	29	SW	NW	100	DLC 37									
														2	N	13	E	29	SE	NW	100, 400	DLC 37									
TOTAL ACRES:								18.2							TOTAL ACRES:												N/A				

Additional remarks: The Applicant requests termination of IL-2055 for Certificate 49955 concurrently with the approval of this transfer application.

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JUL 11 2025

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**For Place of Use or Character of Use Changes**

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

If YES, list the certificate, water use permit, or ground water registration numbers: Certificate 27008 is associated with the "from" lands and the layered portion is included in this transfer application. Multiple water rights are associated with the "to" lands but "layering" does not apply to water rights for municipal use, which is the requested character of use.



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) N/A

Ground water supplemental Permit or Certificate # \_\_\_\_\_;  
Surface water primary Certificate # \_\_\_\_\_.

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JUL 11 2025

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**For a change from Supplemental Irrigation Use to Primary Irrigation Use** N/A

Identify the primary certificate to be cancelled. Certificate # \_\_\_\_\_

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

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

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

[http://apps.wrd.state.or.us/apps/gw/well\\_log/Default.aspx](http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx)

**AND/OR**

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

**Table 3. Construction of Point(s) of Appropriation** N/A

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



## Part 5 of 5 – Water Right Information

CERTIFICATE # **27008**

Received

JUL 11 2025

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### Description of Water Delivery System

System capacity: **0.26** 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. Groundwater pumped from the Well (WASC 3253) with a 15-hp turbine pump and conveyed to the place of use via buried pipeline. Groundwater is used to irrigate the place of use via sprinklers when surface water from Chenowith Creek (authorized for use under Certificates 31726 and 49955) is unavailable.

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

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

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp		Rng		Sec	¼ ¼		Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
Well (WASC 3253)	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	WASC 3253	2	N	13	E	29	SW	NE	TL 100, DLC 37	1,130 feet West and 160 feet North from the SE corner of Chenowith DLC 37

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 checked="" type="checkbox"/> Character of Use (USE)             | <input type="checkbox"/> Point of Appropriation/Well (POA)        |
| <input type="checkbox"/> Point of Diversion (POD)                      | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Additional Point of Diversion (APOD)          | <input type="checkbox"/> 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.



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 # 27008**

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
2	N	13	E	29	NW	NE	100		3.2*	Supplemental Irrigation	Well (WASC 3253)	10/26/1951	POU/USE	2	N	13	E	29	NE	NE	100	GL 1, DLC 37	N/A	Municipal	Well (WASC 3253)	10/26/1951
2	N	13	E	29	SW	NE	100		12.5					2	N	13	E	29	NW	NE	100	GL 2, DLC 37				
2	N	13	E	29	SE	NE	100		0.1					2	N	13	E	29	SW	NE	100, 400	DLC 37				
2	N	13	E	29	SE	NW	100		5.2					2	N	13	E	29	SE	NE	100	DLC 37				
														2	N	13	E	29	NE	NW	100	GL 3, DLC 37				
														2	N	13	E	29	NW	NW	100	GL 3, DLC 37				
														2	N	13	E	29	SW	NW	100	DLC 37				
														2	N	13	E	29	SE	NW	100, 400	DLC 37				
TOTAL ACRES:									21*					TOTAL ACRES:									N/A			

Additional remarks: \*Due to a typographical error, Certificate 27008 authorizes supplemental irrigation of one more acre in the NWNE of Section 29 than the associated primary irrigation right (Certificate 49955).



**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: Certificates 31726 and 49955 are associated with the "from" lands and the layered portions are included in this transfer application. Multiple water rights are associated with the "to" lands but "layering" does not apply to water rights for municipal use, which is the requested character of use.



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) **N/A**

Ground water supplemental Permit or Certificate # \_\_\_\_\_;

Surface water primary Certificate # \_\_\_\_\_.

**Received**

**JUL 11 2025**

**For a change from Supplemental Irrigation Use to Primary Irrigation Use** **N/A**

Identify the primary certificate to be cancelled. Certificate # \_\_\_\_\_

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

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

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

[http://apps.wrd.state.or.us/apps/gw/well\\_log/Default.aspx](http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx)

**AND/OR**

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

**Table 3. Construction of Point(s) of Appropriation** **N/A**

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



## Part 5 of 5 – Water Right Information

CERTIFICATE # 38187

Received

JUL 11 2025

OWRD

### Description of Water Delivery System

System capacity: 0.44 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. Groundwater pumped from the Spring Box (WASC 4119) is used for primary irrigation of 1.7 acres of the place of use and for supplemental irrigation of an additional 2.5 acres of the place of use when water from Chenoweth Creek is not available (primary irrigation authorized under Certificate 14563). The Spring Box is equipped with a centrifugal pump with a capacity of approximately 200 gpm, and water is conveyed to the place of use via buried pipeline and applied via sprinklers.

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

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

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp	Rng	Sec	¼	¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
Spring Box (WASC 4119)	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	WASC 4119	2	N	13	E	29	NE SW	DLC 39 1,380 feet North and 1,350 feet West from NE corner, Lot 9 (SW SE), Section 29

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 checked="" type="checkbox"/> Character of Use (USE)             | <input type="checkbox"/> Point of Appropriation/Well (POA)        |
| <input type="checkbox"/> Point of Diversion (POD)                      | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Additional Point of Diversion (APOD)          | <input type="checkbox"/> 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.



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 # 38187**

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						
<b>EXAMPLE</b>																										
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
2	N	13	E	29	SW	NE	400	DLC 39	1.5	Irrigation	Spring Box (WASC 4119)	1/29/1968	POU/USE	2	N	13	E	29	NE	NE	100	GL 1, DLC 37	N/A	Municipal	Spring Box (WASC 4119)	1/29/1968
2	N	13	E	29	SW	NE	400	DLC 39	1.3	Supplemental Irrigation				2	N	13	E	29	NW	NE	100	GL 2, DLC 37				
2	N	13	E	29	SE	NW	400	DLC 39	0.2	Irrigation				2	N	13	E	29	SW	NE	100, 400	DLC 37				
2	N	13	E	29	SE	NW	400	DLC 39	1.2	Supplemental Irrigation				2	N	13	E	29	SE	NE	100	DLC 37				
														2	N	13	E	29	NE	NW	100	GL 3, DLC 37				
														2	N	13	E	29	NW	NW	100	GL 3, DLC 37				
														2	N	13	E	29	SW	NW	100	DLC 37				
														2	N	13	E	29	SE	NW	100, 400	DLC 37				
TOTAL ACRES:									4.2 (1.7 IR + 2.5 IS)	TOTAL ACRES:											N/A					

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



**For Place of Use or Character of Use Changes****OWRD**

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: Certificate 14563 is associated with the "from" lands and the layered portions are included in this transfer application. Multiple water rights are associated with the "to" lands but "layering" does not apply to water rights for municipal use, which is the requested character of use.



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) **N/A**

Ground water supplemental Permit or Certificate # \_\_\_\_\_;  
Surface water primary Certificate # \_\_\_\_\_.

**For a change from Supplemental Irrigation Use to Primary Irrigation Use** **N/A**

Identify the primary certificate to be cancelled. Certificate # \_\_\_\_\_

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

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

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

[http://apps.wrd.state.or.us/apps/gw/well\\_log/Default.aspx](http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx)

**AND/OR**

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

**Table 3. Construction of Point(s) of Appropriation** **N/A**

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

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



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## **Attachment A**

Certificates 14563, 27008, 31726, 38187, & 49955

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Application for a Permanent Water Right Transfer  
Wasco County



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## STATE OF OREGON

COUNTY OF WASCO

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That FRED WETLE

of The Dalles, State of Oregon, has a right  
to the use of the waters of Chenoweth Creek

a tributary of Columbia River for the purpose of  
irrigation and stock

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for  
Wasco County, and the said decree entered of record at Salem, in the Order Record of  
the STATE ENGINEER, in Volume 10, at page 219; that the priority of the right thereby  
confirmed dates from 1860

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an  
amount actually beneficially used for said purposes, and shall not exceed 3 acre feet per acre,  
measured at the point of diversion from the stream, which may be diverted at a  
rate not to exceed 1/60th of one cubic foot per second per acre during the irri-  
gation season from March 1 to October 1 of each year.

The point of diversion is located in the

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

17.7 acres NE  $\frac{1}{4}$  NE  $\frac{1}{4}$   
1.8 acres SE  $\frac{1}{4}$  NW  $\frac{1}{4}$   
Section 29  
2.3 acres NW  $\frac{1}{4}$  NW  $\frac{1}{4}$   
Section 28  
0.1 acre SW  $\frac{1}{4}$  SW  $\frac{1}{4}$   
Section 21  
0.3 acre SE  $\frac{1}{4}$  SE  $\frac{1}{4}$   
Section 20  
T. 2 N., R. 13 E., W. M.

Certificate of water right issued to Fred Wetle and recorded at page 14568,  
Volume 12, State Record of Water Right Certificates, confirms a right to the use  
of water for irrigation of 14.2 acres. Subsequently, the right to use of water  
appurtenant to 3.8 acres was transferred and change in point of diversion for 18.2  
acres was approved by order of the State Engineer entered August 25, 1964. This  
certificate is issued to confirm the remaining right to the use of water for irri-  
gation and stock and supersedes the certificate heretofore issued to Fred Wetle.

And said right shall be subject to all other conditions and limitations contained in said decree.  
The right to the use of the water for the purposes aforesaid is restricted to the lands or place  
of use herein described.

WITNESS the signature of the State Engineer, affixed

this date December 15, 1964.

CHRIS L. WHEELER

State Engineer

Recorded in State Record of Water Right Certificates, Volume 23, page 31726

14700 -



## STATE OF OREGON

COUNTY OF WASCO

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That Park S. Plummer

of The Dalles, State of Oregon, has a right to the use of  
the waters of Chenoweth Creek and spring  
for the purpose of Irrigation and Stock

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for  
Wasco County, and the said decree entered of record at Salem, in the Order  
Record of the STATE ENGINEER, in Volume 10, at page 219; that the priority  
of the right thereby confirmed dates from 1860

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an  
amount actually beneficially used for said purposes, and shall not exceed 3 acre-feet per acre,  
measured at the point of diversion from the stream, which may be diverted at a  
rate not to exceed 1/60th of one cubic foot per second per acre during the  
irrigation season from March 1 to October 1 of each year.

A description of the lands irrigated under such right, and to which the water is appurtenant (or,  
if for other purposes, the place where such water is put to beneficial use), is as follows:

2 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ ,  
2 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ ,  
4.75 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ ,  
5.75 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ ,  
Section 29,  
T. 2 N., R. 13 E., W. M.

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And said right shall be subject to all other conditions and limitations  
contained in said decree.

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

WITNESS the signature of the State Engineer,

affixed this 6th day

of December, 1940/3.

CHAS. E. STRICKLIN

State Engineer.

## STATE OF OREGON

COUNTY OF WASCO

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That

FRED WETLE

of The Dalles, State of Oregon 97958, has  
a right to the use of the waters of  
Chenoweth Creek

a tributary of for the purpose of  
irrigation of 22.0 acres

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for  
Wasco County, and the said decree entered of record at Salem, in the Order Record of  
the WATER RESOURCES DIRECTOR, in Volume 10, at page 219; that the priority of the  
right thereby confirmed dates from 1860

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an  
amount actually beneficially used for said purposes, and shall not exceed 3 acre-feet per  
acre, measured at the point of diversion from the creek, which may be diverted  
at a rate not to exceed 1/60th of one cubic foot per second per acre during the  
irrigation season from March 1 to October 1 of each year, if available at the  
original point of diversion; SW $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 29, T2N, R13E, WM, Anderson\*  
The point of diversion is located in the SW $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 29, T2N, R13E, WM; 200 feet  
North and 940 feet West from SE Corner, DLC 37

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

\*Ditch - 390 feet North and 800 feet East from W $\frac{1}{2}$  Corner, Section 29.

SEE NEXT PAGE

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2.2 acres NW $\frac{1}{4}$  NE $\frac{1}{4}$   
14.8 acres SW $\frac{1}{4}$  NE $\frac{1}{4}$   
1.6 acres SE $\frac{1}{4}$  NE $\frac{1}{4}$   
3.4 acres SE $\frac{1}{4}$  NW $\frac{1}{4}$   
all as projected within Chenoweth DLC 37  
Section 29  
Township 2 North, Range 13 East, WM

This certificate is issued to confirm a change in place of use and point of diversion approved by an order of the Water Resources Director entered August 25, 1964, and together with certificate of water right recorded at page 31726, Volume 23, State Record of Water Right Certificates, supersedes certificate of water right recorded at page 14568, Volume 12, State Record of Water Right Certificates.

The issuance of this superseding certificate does not confirm the status of the water right in reference to ORS 540.610.

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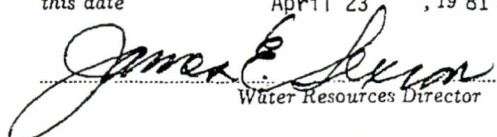
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And said right shall be subject to all other conditions and limitations contained in said decree.  
The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described..

WITNESS the signature of the Water Resources Director, affixed

this date April 23, 1981.

  
Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 44, page 49955

STATE OF OREGON  
COUNTY OF WASCO  
**CERTIFICATE OF WATER RIGHT**

**This Is to Certify, That**      **FRED WETLE**

of      Route 4, The Dalles      , State of Oregon      , has made proof  
to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of  
a well  
a tributary of Chenowith Creek      for the purpose of  
supplemental irrigation of 24.8 acres,

under Permit No. U-413      of the State Engineer, and that said right to the use of said waters  
has been perfected in accordance with the laws of Oregon; that the priority of the right hereby  
confirmed dates from October 26, 1951,

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

or its equivalent in case of rotation, measured at the point of diversion from the stream.  
The point of diversion is located in the SW $\frac{1}{4}$  NE $\frac{1}{4}$  as projected within J. Chenowith DLC 37,  
Section 29, Township 2 North, Range 13 East, W.M.; 1130 ft. W. 160 ft. N. from  
the SE corner of Chenowith DLC 37.

The amount of water used for irrigation, together with the amount secured under any other  
right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second  
per acre, or its equivalent for each acre irrigated and shall be further limited  
to a diversion of not to exceed 3 acre feet per acre for each acre irrigated  
during the irrigation season of each year,

and shall

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

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

3.2 acres NW $\frac{1}{4}$  NE $\frac{1}{4}$  as projected within J. Chenowith DLC 37  
14.8 acres SW $\frac{1}{4}$  NE $\frac{1}{4}$  as projected within J. Chenowith DLC 37  
1.6 acres SE $\frac{1}{4}$  NE $\frac{1}{4}$  as projected within J. Chenowith DLC 37  
5.2 acres SE $\frac{1}{4}$  NW $\frac{1}{4}$  as projected within J. Chenowith DLC 37  
Section 29  
Township 2 North, Range 13 East, W.M.

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**JUL 11 2025**

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

WITNESS the signature of the State Engineer, affixed

this date.      MAY      27 1960

..... LEWIS A. STANLEY  
State Engineer

Recorded in State Record of Water Right Certificates, Volume 19 , page 27008

14700 -



STATE OF OREGON  
COUNTY OF WASCO  
**CERTIFICATE OF WATER RIGHT**

**This Is to Certify, That CLARENCE N. KOZNEK**

of 923 Irvine West, The Dalles, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of a well

a tributary of Chenoweth Creek for the purpose of irrigation of 3.2 acres and supplemental irrigation of 4.9 acres

under Permit No. G-3794 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from January 29, 1968

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.10 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NE $\frac{1}{4}$  SW $\frac{1}{4}$  as projected within Irvine DLC 39, Section 29, T. 2 N., R. 13 E., W. M. Well located: 1380 feet North and 1350 feet West from NE Corner, Lot 9 (SW $\frac{1}{4}$  SE $\frac{1}{4}$ ), Section 29.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3 acre feet per acre for each acre irrigated during the irrigation season of each year,

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

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

<u>Primary</u>	<u>Supplemental</u>	
1.7 acres	1.5 acres	SW $\frac{1}{4}$ NE $\frac{1}{4}$
0.2 acre	1.2 acres	SE $\frac{1}{4}$ NW $\frac{1}{4}$
1.3 acres	2.2 acres	NW $\frac{1}{4}$ SE $\frac{1}{4}$
All as projected within Irvine DLC 39		
Section 29		
T. 2 N., R. 13 E., W. M.		

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

WITNESS the signature of the State Engineer, affixed

this date. February 28, 1972

.....CHRIS. L. WHEELER.....  
State Engineer

Recorded in State Record of Water Right Certificates, Volume 30, page 38187

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## **Attachment B**

Application Maps

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Application for a Permanent Water Right Transfer  
Wasco County



## Attachment C

Evidence of Use Affidavit

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Application for a Permanent Water Right Transfer  
Wasco County

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# Application for Water Right Transfer Evidence of Use Affidavit



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

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

State of Oregon )  
 ) ss  
County of WASCO)

I, TYLER STONE, in my capacity as WASCO COUNTY ADMINISTRATOR,  
mailing address 511 WASHINGTON ST., SUITE 101, THE DALLES, OR 97058  
telephone number (541)506-2552, being first duly sworn depose and say:

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

☐ Personal observation ☒ Professional expertise

2. I attest that:

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

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

Certificate #	Township		Range		Mer	Sec	¼ ¼		Gov't Lot or DLC	Acres (if applicable)
49955 (primary), 27008 (supplemental)	2	N	13	E	W.M.	29	NW	NE	DLC TL 100	2.2
49955 (primary), 27008 (supplemental)	2	N	13	E	W.M.	29	SW	NE	TL 100	12.5
14563 (primary), 38187 (supplemental)	2	N	13	E	W.M.	29	SW	NE	TL 400	1.7
38187 (primary)	2	N	13	E	W.M.	29	SW	NE	TL 400	1.5
49955 (primary), 27008 (supplemental)	2	N	13	E	W.M.	29	SE	NE	TL 100	0.1
31726 (primary), 49955 (primary), 27008 (supplemental)	2	N	13	E	W.M.	29	SE	NW	TL 100	5.2
14563 (primary), 38187 (supplemental)	2	N	13	E	W.M.	29	SE	NW	TL 400	2.0
38187 (primary)	2	N	13	E	W.M.	29	SE	NW	TL 400	0.2

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: IL-2055 (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)

3. The water right was used for: (e.g., crops, pasture, etc.): IRRIGATION OF PASTURE AND INSTREAM USE

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.

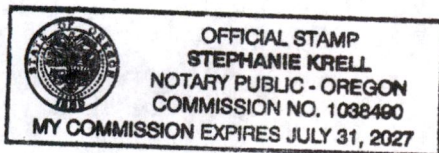
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Tyler Stone  
Signature of Affiant

6/30/25  
Date

Signed and sworn to (or affirmed) before me this 30<sup>th</sup> day of June, 2025.



[Signature]  
Notary Public for Oregon

My Commission Expires: 6/31/27

Supporting Documents	Examples
<input type="checkbox"/> Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of <b>confirming</b> water right certificate that shows issue date
<input type="checkbox"/> Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> <li>• Power usage records for pumps associated with irrigation use</li> <li>• Fertilizer or seed bills related to irrigated crops</li> <li>• Farmers Co-op sales receipt</li> </ul>
<input type="checkbox"/> Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> <li>• District assessment records for water delivered</li> <li>• Crop reports submitted under a federal loan agreement</li> <li>• Beneficial use reports from district</li> <li>• IRS Farm Usage Deduction Report</li> <li>• Agricultural Stabilization Plan</li> </ul>

	<ul style="list-style-type: none"> <li>● CREP Report</li> </ul>
<input checked="" 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 – <a href="http://www.oregonexplorer.info/imagery">www.oregonexplorer.info/imagery</a> OWRD – <a href="http://www.wrd.state.or.us">www.wrd.state.or.us</a> Google Earth – <a href="http://earth.google.com">earth.google.com</a> TerraServer – <a href="http://www.terraserver.com">www.terraserver.com</a></p>
<input checked="" type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	<p>Copy of instream lease or lease number <b>Certificates 31726, 14563, and 49955 are included in IL-2055 (attached)</b></p>
<input checked="" type="checkbox"/> <b>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.</b>	<p><b>The portions of Certificates 31726, 14563, 49955, 27008, and 38187 included in this transfer application were acquired by Wasco County for reasonable and usual municipal purposes, including irrigation of a community recreational facility.</b></p>

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BEFORE THE WATER RESOURCES DEPARTMENT  
OF THE  
STATE OF OREGON

In the Matter of Instream Lease Application ) DETERMINATION and FINAL ORDER ON  
IL-2055, Wasco County ) PROPOSED INSTREAM LEASE

**Authority**

Oregon Revised Statute (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. Oregon Administrative Rule (OAR) Chapter 690, Division 077 implements the statutes and provides the Department's procedures and criteria for evaluating instream lease applications.

**Lessor**

Wasco County  
511 Washington Street, Suite 101  
The Dalles, Oregon 97058

**Findings of Fact**

1. On June 10, 2024, Wasco County filed an application to lease a portion of Certificates 14563, 31726, and 49955 for instream use. The Department assigned the application number IL-2055.
2. The portion of the first right to be leased is as follows:

**Certificate:** 14563 in the name of Park S. Plummer (confirmed by decree for Wasco County and recorded in Volume 10 at Page 219)  
**Use:** Irrigation of 3.7 acres  
**Season of Use:** March 1 to October 1  
**Priority Date:** 1860  
**Quantity:** **Rate:** 0.06 Cubic Foot per Second (CFS)  
**Volume:** 11.1 Acre-Feet (AF)  
**Limit:** The amount of water is limited to and shall not exceed 3.0 acre-feet per acre, measured at the point of diversion from the stream, which may be diverted at a rate not to exceed 1/60<sup>th</sup> of one cubic foot per second per acre during the irrigation season.  
**Source:** Chenowith Creek, tributary to Columbia River  
**Authorized Point of Diversion (POD):** Not described on certificate

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.

**Authorized Place of Use:**

Twp	Rng	Mer	Sec	Q-Q	Acres
2 N	13 E	WM	29	SW NE	1.7
2 N	13 E	WM	29	SE NW	2.0
Total Acres					3.7

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3. Certificate 14563 does not provide a description of the location of the point of diversion. Based upon additional information provided by the Lessor, for purposes of this instream lease, the point of diversion is described as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
2 N	13 E	WM	29	SW NW	390 FEET NORTH AND 800 FEET EAST FROM THE WEST 1/4 CORNER OF SECTION 29

4. The portion of the second right to be leased is as follows:

**Certificate:** 31726 in the name of Fred Wetle (confirmed by decree for Wasco County and recorded in Volume 10 at Page 219)

**Use:** Irrigation of 1.8 acres

**Season of Use:** March 1 to October 1

**Priority Date:** 1860

**Quantity:** **Rate:** 0.03 Cubic Foot per Second (CFS)

**Volume:** 5.4 Acre-Feet (AF)

**Limit:** The amount of water is limited to and shall not exceed 3.0 acre-feet per acre, measured at the point of diversion from the stream, which may be diverted at a rate not to exceed 1/60<sup>th</sup> of one cubic foot per second per acre during the irrigation season.

**Source:** Chenowith Creek, tributary to Columbia River

**Authorized Point of Diversion (POD):** Not described on certificate

**Authorized Place of Use:**

Twp	Rng	Mer	Sec	Q-Q	Acres
2 N	13 E	WM	29	SE NW	1.8

5. Certificate 31726 does not provide a description of the location of the point of diversion. Based upon additional information provided by the Lessor, for purposes of this instream lease, the point of diversion is described as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
2 N	13 E	WM	29	SW NW	390 FEET NORTH AND 800 FEET EAST FROM THE WEST 1/4 CORNER OF SECTION 29

6. The portion of the third right to be leased is as follows:

**Certificate:** 49955 in the name of Fred Wetle (confirmed by decree for Wasco County and recorded in Volume 10 at Page 219)

**Use:** Irrigation of 18.2 acres

**Season of Use:** March 1 to October 1

**Priority Date:** 1860

**Quantity:** **Rate:** 0.30 Cubic Foot per Second (CFS)

**Volume:** 54.6 Acre-Feet (AF)



**Limit:** The amount of water is limited to and shall not exceed 3.0 acre-feet per acre, measured at the point of diversion from the creek, which may be diverted at a rate not to exceed 1/60<sup>th</sup> of one cubic foot per second per acre during the irrigation season, if available at the original point of diversion; T2N, R13E, WM, Sec. 29, SWNW, 390 feet north and 800 feet east from the W1/4 Corner of Section 29.

**Source:** Chenowith Creek, tributary to Columbia River

**Authorized Point of Diversion (POD):**

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
2 N	13 E	WM	29	SW NE	200 FEET NORTH AND 940 FEET WEST FROM THE SE CORNER OF DLC 37

**Authorized Place of Use:**

Twp	Rng	Mer	Sec	Q-Q	Acres
2 N	13 E	WM	29	NW NE	2.2
2 N	13 E	WM	29	SW NE	12.5
2 N	13 E	WM	29	SE NE	0.1
2 N	13 E	WM	29	SE NW	3.4
Total Acres					18.2

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7. The lease application includes the information required under OAR 690-077-0076(3). The Department provided notice of the lease application pursuant to OAR 690-077-0077(1). No comments were received.
8. At the full instream rate and volume requested, water may only be protected instream for 90 days. The full instream period requested by the Lessor and Lessee, March 1 to October 1, is 215 days. To prevent enlargement of the right, the requested instream use requires modification. The Watermaster has recommended that the instream use period be modified to June 2 through August 31, a 90 day period to prevent enlargement and maximize the instream use
9. The instream use has been modified from the lease application to prevent injury and enlargement and is as follows:  
Chenowith Creek, tributary to Columbia River

**Instream Point No. 1:** At the POD (as described in Findings of Fact No. 3 & 5)

Certificate	Priority Date	Instream Rate (CFS)	Instream Volume (AF)	Period Protected Instream
14563	1860	0.06	11.1	June 2 through August 31
31726	1860	0.03	5.4	

**Instream Point No. 2:** At the POD (as described in Finding of Fact No. 6)

Certificate	Priority Date	Instream Rate (CFS)	Instream Volume (AF)	Period Protected Instream
49955	1860	0.30	54.6	June 2 through August 31

10. Other conditions to prevent injury and enlargement are:

Within the specified stream reach, the amount of water to which this right is entitled shall not exceed the quantity of water legally available at the original point of diversion. Stream channel losses and gains calculated based on the best available data and the use of water by senior appropriators will determine the amount of water to which this right is entitled downstream from the original points of diversion within the specified stream reach.

11. The amount and timing of the proposed instream flow is allowable within the limits and use of the original water rights.

12. The protection of flows at the authorized points of diversion are appropriate, considering:

- a. The instream water use begins at the recorded points of diversion;
- b. The location of confluences with other streams downstream of the points of diversion.
- c. There are no known areas of natural loss of streamflow to the river bed downstream from the points of diversion; and
- d. Any return flows resulting from the exercise of the existing water right would re-enter the river downstream of the points of the instream water right.

13. The total monthly quantities of water to be protected under the existing and proposed instream rights at the points will provide for a beneficial purpose.

14. The total monthly quantities of water to be protected instream under existing and proposed instream rights at the points do not exceed the estimated average natural flow.

15. If approved, this instream lease is not reasonably expected to significantly affect land use as prescribed by ORS 197.180, OAR Chapter 660, Divisions 30 and 31, and OAR Chapter 690, Division 5.

16. Based upon review of the application, information provided by the Department's Watermaster, and other available information, the Department finds that the lease will not result in injury or enlargement. The order approving this instream lease may be modified or revoked under OAR 690-077-0077 if the Department later finds that the lease is causing injury to any existing water right or enlargement of the original right.

17. If a right which has been leased is later proposed to be leased again, transferred and/or reviewed under an allocation of conserved water, a new injury review shall be required. For example, instream transfers will be subject to a full and complete review to determine consistency with the requirements of OAR Chapter 690, Division 380 and Division 077. Approval of this lease does not establish a precedent for approval of any future transactions.

18. The Lessor has requested that the lease terminate on October 1, 2028. The lease may commence on the date this final order is signed.



19. 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.

### Now, therefore it is ORDERED:

1. The Lease as described herein is APPROVED.
2. During each year of the term of the lease, the former place of use will no longer receive water as part of these rights, any supplemental rights, or any other layered irrigation water rights, including ground water registrations and permits.
3. The term of the lease will commence upon approval of the instream lease and terminate on October 1, 2028. For multiyear leases, the lessor shall have the option of terminating the lease any time each year with written notice to the Department. However, if the termination request is received less than 30-days prior to the instream use period or after the water rights' original period of allowed use has begun, the Department may issue an order terminating the lease, but use of water may not be allowed until the following calendar year, unless the Director determines that enlargement would not occur.

Dated at Salem, Oregon this day AUG 05 2024

  
\_\_\_\_\_  
Lisa J. Jaramillo, Transfer and Conservation Section Manager, for  
Ivan Gall, Director  
Oregon Water Resources Department

Mailing date: AUG 06 2024

*This document was prepared by Sarah Henderson. If you have any questions, please call 503-979-9872.*

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# Irrigated Place of Use

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Chenoweth Creek

Chenoweth Creek

29

Google Earth

Image © 2025 Airbus

Imagery Date: 5/20/2023



1000 ft

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## **Attachment D**

Land Use Information Form

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Application for a Permanent Water Right Transfer  
Wasco County

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# Land Use Information Form



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

## NOTE TO APPLICANTS

In order for your application to be processed by the Oregon Water Resources Department (OWRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be diverted, conveyed, used, and developed. The planning official may choose to complete the form while you wait or return the "Receipt Acknowledging Request for Land Use Information" to you. Applications received by OWRD without the Land Use Information Form, or the signed receipt, will be returned to you. **IMPORTANT:** Please note that while OWRD can accept a signed receipt as part of intake for an application for a new permit to use or store water, a completed Land Use Information Form is required for OWRD's acceptance of all other applications. Please be aware that your application cannot be approved without land use approval.

This form is **NOT** required if:

- 1) Water is to be diverted, conveyed, and used on federal lands only; **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 a new water right or modifying an existing water right. The Oregon Water Resources Department (OWRD) requires applicants to obtain land use information to ensure the water right does not result in land uses that are incompatible with your comprehensive plan. Please complete the form and return it to the applicant for inclusion in their application. **NOTE:** For new water right applications only, if you are unable to complete this form while the applicant waits, you may complete the "Receipt Acknowledging Request for Land Use Information" and return it to the applicant.

You will receive notice via OWRD's weekly Public Notice once the applicant formally submits their request to OWRD. The notice will give more information about OWRD's water right process and provide additional comment opportunities. If you previously only completed the receipt for an application for a new permit to use or store water, you will have 30 days from the Public Notice date to complete the Land Use Information Form and return it to OWRD. Your attention to this request for information is greatly appreciated. If you have questions concerning this form, please contact OWRD's Customer Service Group at 503-986-0900 or [WRD\\_DL\\_customerservice@water.oregon.gov](mailto:WRD_DL_customerservice@water.oregon.gov).

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# Land Use Information Form



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

NAME <b>Wasco County; Attn: Tyler Stone</b>			PHONE <b>541-506-2552</b>	
MAILING ADDRESS <b>511 Washington St., Suite 101</b>				
CITY <b>The Dalles</b>	STATE <b>OR</b>	ZIP <b>97058</b>	EMAIL <b>tylers@co.wasco.or.us</b>	

## 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:
2 N	13 E	29	NE ¼ and NW ¼	100	Large Scale Agriculture/A-1	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Municipal
2 N	13 E	29	SWNE, SENW	400	Large Scale Agriculture/A-1	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	

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

**Wasco County**

**NOTE:** A separate Land Use Information Form must be completed and submitted for each county and city, as applicable.

## B. Description of Proposed Use

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

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

Source of water:    ☐ Reservoir/Pond    ☒ Ground Water    ☒ Surface Water (name) **Chenowith Creek**

Estimated quantity of water needed: **0.42**    ☒ 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:

**The Applicant is proposing to change the character of use for portions of Certificates 31726, 14563, 49955, 27008, and 38187 to municipal use, change the place of use for portions of Certificates 31726, 14563, 49955, 27008, and 38187, and add a point of diversion to Certificate 31726 that is the same as the authorized point of diversion for Certificate 49955. The proposed municipal service area is shown on the attached maps, along with the proposed point of diversion.**

**Note to applicant:** For new water right applications only, if the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt on the bottom of page 4 and include it with the application filed with the Oregon Water Resources Department.

See Page 4 →



## 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.

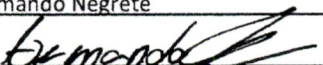
### Please check the appropriate box below and provide the requested information

- ☒ Land uses to be served by the proposed water use(s), including proposed construction, are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): The National Scenic Area Ordinance does not regulate issuance of municipal water rights.
- ☐ Land uses to be served by the proposed water use(s), 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

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

Approval of this LUCS does not constitute approval of proposed or necessary permits. Applicant shall coordinate all separate approvals with agencies having jurisdiction. Request in conjunction with 921-23-000143-PLNG.

Name: Armando Negrete Title: Assistant Planner  
 Signature:  Date: 6/18/25  
 Governmental Entity: Wasco County Planning Division Phone: 541-506-2563

### Receipt Acknowledging Request for Land Use Information

#### Note to Local Government Representative:

Please complete this form and return it to the applicant. **For new water right applications only**, if you are unable to complete this form while the applicant waits, you may complete this receipt and return it to the applicant. If you sign the receipt, you will have 30 days from the date of OWRD's Public Notice of the application to submit the completed Land Use Information Form to Oregon Water Resources Department. Please note while OWRD can accept a signed receipt as part of intake for an application for a new permit to use or store water, a completed Land Use Information Form is required for all other applications.

Applicant Name: \_\_\_\_\_  
 Staff Name: \_\_\_\_\_ Title: \_\_\_\_\_  
 Staff Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
 Governmental Entity: \_\_\_\_\_ Phone: \_\_\_\_\_

## **Attachment E**

Instream Lease IL-2055 Final Order  
Application for a Permanent Water Right Transfer  
Wasco County

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**Authorized Place of Use:**

Twp	Rng	Mer	Sec	Q-Q	Acres
2 N	13 E	WM	29	SW NE	1.7
2 N	13 E	WM	29	SE NW	2.0
Total Acres					3.7

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3. Certificate 14563 does not provide a description of the location of the point of diversion. Based upon additional information provided by the Lessor, for purposes of this instream lease, the point of diversion is described as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
2 N	13 E	WM	29	SW NW	390 FEET NORTH AND 800 FEET EAST FROM THE WEST 1/4 CORNER OF SECTION 29

4. The portion of the second right to be leased is as follows:

**Certificate:** 31726 in the name of Fred Wetle (confirmed by decree for Wasco County and recorded in Volume 10 at Page 219)

**Use:** Irrigation of 1.8 acres

**Season of Use:** March 1 to October 1

**Priority Date:** 1860

**Quantity:** **Rate:** 0.03 Cubic Foot per Second (CFS)

**Volume:** 5.4 Acre-Feet (AF)

**Limit:** The amount of water is limited to and shall not exceed 3.0 acre-feet per acre, measured at the point of diversion from the stream, which may be diverted at a rate not to exceed 1/60<sup>th</sup> of one cubic foot per second per acre during the irrigation season.

**Source:** Chenowith Creek, tributary to Columbia River

**Authorized Point of Diversion (POD):** Not described on certificate

**Authorized Place of Use:**

Twp	Rng	Mer	Sec	Q-Q	Acres
2 N	13 E	WM	29	SE NW	1.8

5. Certificate 31726 does not provide a description of the location of the point of diversion. Based upon additional information provided by the Lessor, for purposes of this instream lease, the point of diversion is described as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
2 N	13 E	WM	29	SW NW	390 FEET NORTH AND 800 FEET EAST FROM THE WEST 1/4 CORNER OF SECTION 29

6. The portion of the third right to be leased is as follows:

**Certificate:** 49955 in the name of Fred Wetle (confirmed by decree for Wasco County and recorded in Volume 10 at Page 219)

**Use:** Irrigation of 18.2 acres

**Season of Use:** March 1 to October 1

**Priority Date:** 1860

**Quantity:** **Rate:** 0.30 Cubic Foot per Second (CFS)

**Volume:** 54.6 Acre-Feet (AF)



**Limit:** The amount of water is limited to and shall not exceed 3.0 acre-feet per acre, measured at the point of diversion from the creek, which may be diverted at a rate not to exceed 1/60<sup>th</sup> of one cubic foot per second per acre during the irrigation season, if available at the original point of diversion; T2N, R13E, WM, Sec. 29, SWNW, 390 feet north and 800 feet east from the W1/4 Corner of Section 29.

**Source:** Chenowith Creek, tributary to Columbia River

**Authorized Point of Diversion (POD):**

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
2 N	13 E	WM	29	SW NE	200 FEET NORTH AND 940 FEET WEST FROM THE SE CORNER OF DLC 37

**Authorized Place of Use:**

Twp	Rng	Mer	Sec	Q-Q	Acres
2 N	13 E	WM	29	NW NE	2.2
2 N	13 E	WM	29	SW NE	12.5
2 N	13 E	WM	29	SE NE	0.1
2 N	13 E	WM	29	SE NW	3.4
Total Acres					18.2

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7. The lease application includes the information required under OAR 690-077-0076(3). The Department provided notice of the lease application pursuant to OAR 690-077-0077(1). No comments were received.
8. At the full instream rate and volume requested, water may only be protected instream for 90 days. The full instream period requested by the Lessor and Lessee, March 1 to October 1, is 215 days. To prevent enlargement of the right, the requested instream use requires modification. The Watermaster has recommended that the instream use period be modified to June 2 through August 31, a 90 day period to prevent enlargement and maximize the instream use
9. The instream use has been modified from the lease application to prevent injury and enlargement and is as follows:  
Chenowith Creek, tributary to Columbia River

**Instream Point No. 1:** At the POD (as described in Findings of Fact No. 3 & 5)

Certificate	Priority Date	Instream Rate (CFS)	Instream Volume (AF)	Period Protected Instream
14563	1860	0.06	11.1	June 2 through August 31
31726	1860	0.03	5.4	

**Instream Point No. 2:** At the POD (as described in Finding of Fact No. 6)

Certificate	Priority Date	Instream Rate (CFS)	Instream Volume (AF)	Period Protected Instream
49955	1860	0.30	54.6	June 2 through August 31

10. Other conditions to prevent injury and enlargement are:

Within the specified stream reach, the amount of water to which this right is entitled shall not exceed the quantity of water legally available at the original point of diversion. Stream channel losses and gains calculated based on the best available data and the use of water by senior appropriators will determine the amount of water to which this right is entitled downstream from the original points of diversion within the specified stream reach.

11. The amount and timing of the proposed instream flow is allowable within the limits and use of the original water rights.

12. The protection of flows at the authorized points of diversion are appropriate, considering:

- a. The instream water use begins at the recorded points of diversion;
- b. The location of confluences with other streams downstream of the points of diversion.
- c. There are no known areas of natural loss of streamflow to the river bed downstream from the points of diversion; and
- d. Any return flows resulting from the exercise of the existing water right would re-enter the river downstream of the points of the instream water right.

13. The total monthly quantities of water to be protected under the existing and proposed instream rights at the points will provide for a beneficial purpose.

14. The total monthly quantities of water to be protected instream under existing and proposed instream rights at the points do not exceed the estimated average natural flow.

15. If approved, this instream lease is not reasonably expected to significantly affect land use as prescribed by ORS 197.180, OAR Chapter 660, Divisions 30 and 31, and OAR Chapter 690, Division 5.

16. Based upon review of the application, information provided by the Department's Watermaster, and other available information, the Department finds that the lease will not result in injury or enlargement. The order approving this instream lease may be modified or revoked under OAR 690-077-0077 if the Department later finds that the lease is causing injury to any existing water right or enlargement of the original right.

17. If a right which has been leased is later proposed to be leased again, transferred and/or reviewed under an allocation of conserved water, a new injury review shall be required. For example, instream transfers will be subject to a full and complete review to determine consistency with the requirements of OAR Chapter 690, Division 380 and Division 077. Approval of this lease does not establish a precedent for approval of any future transactions.

18. The Lessor has requested that the lease terminate on October 1, 2028. The lease may commence on the date this final order is signed.



19. 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.

### Now, therefore it is ORDERED:

1. The Lease as described herein is APPROVED.
2. During each year of the term of the lease, the former place of use will no longer receive water as part of these rights, any supplemental rights, or any other layered irrigation water rights, including ground water registrations and permits.
3. The term of the lease will commence upon approval of the instream lease and terminate on October 1, 2028. For multiyear leases, the lessor shall have the option of terminating the lease any time each year with written notice to the Department. However, if the termination request is received less than 30-days prior to the instream use period or after the water rights' original period of allowed use has begun, the Department may issue an order terminating the lease, but use of water may not be allowed until the following calendar year, unless the Director determines that enlargement would not occur.

Dated at Salem, Oregon this day AUG 05 2024.

  
\_\_\_\_\_  
Lisa J. Jaramillo, Transfer and Conservation Section Manager, for  
Ivan Gall, Director  
Oregon Water Resources Department

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JUL 11 2025  
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Mailing date: AUG 06 2024

*This document was prepared by Sarah Henderson. If you have any questions, please call 503-979-9872.*