

T-14236

Temporary

T-14236

Name Terra Renovatio LLCAddress 675357 Promise Rd
Walla Walla, OR 97885Change in POUDate Filed 5/5/2023Initial notice date 5/16/2023

DPD issued date _____

PD issued date _____

PD notice date _____

Date of FO 6/15/2023 Vol 128 Page 442-444

C-Date _____

COBU due date _____

COBU Received date _____

Certificate issued _____

DESCRIPTION OF WATER RIGHT(S)

Name of Stream Walla Walla RiverTrib. of Grande Ronde RiverUse Irrigation County Walla Walla

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

Name of ditch _____

App# S40025 Per # S9810 Cert # 79795 PR Date 06/29/1964

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

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

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

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

FEES PAID

Date 5-5-23 Amount \$995.09 Receipt # 140655

FEES REFUNDED

Date _____ Amount _____ Receipt # _____

Assignments: _____

Irrigation District Lower Valley Improvement District

Agent _____

CWRE _____

CC's list Walla Walla County Planning Department☐ - Oversized map - Location _____



Oregon

Tina Kotek, Governor

Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301

Phone 503 986-0900

Fax 503 986-0904

www.oregon.gov/owrd

June 15, 2023

TERRA RENOVATIO I LLC
67357 PROMISE RD
WALLOWA, OR 97885

REFERENCE: District Temporary Transfer Application T-14236

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

The temporary change shall be effective at the **beginning of the 2023** irrigation season. The use shall revert to the original authorized place of use at the **end of the 2027** irrigation season.

If you have any questions related to the approval of this temporary transfer, you may contact your caseworker, Scott Grew, by telephone at (503) 979-3511 or by e-mail at Scott.A.Grew@water.oregon.gov.

Sincerely,

Flor Pena
Water Rights Services Support
Transfers and Conservation Section

cc: David D. Bates, Watermaster Dist. # 7 (via email)
TRANSFER AGENT UNAVAILABLE, Agent
Wallowa county

Enclosure

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Transfer Application)	FINAL ORDER APPROVING A TEMPORARY
T-14236, Wallowa County)	CHANGE IN PLACE OF USE

Authority

Oregon Revised Statute (ORS) 540.505 to 540.580 establish the process in which a water right holder may submit a request to temporarily transfer the place of use and, if necessary to convey the water to the temporary place of use, the point of diversion authorized under an existing water right.

Oregon Administrative Rule (OAR) Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicant

TERRA RENOVATIO I, LLC
67357 PROMISE RD
WALLOWA, OR 97885

Findings of Fact

1. On May 5, 2023, TERRA RENOVATIO I, LLC filed an application to temporarily change the place of use Certificate 79795 for a period of 5 years. The Department assigned the application number T-14236.
2. Notice of the application for transfer was published on May 16, 2023, pursuant to OAR 690-380-4000.
3. The portion of the right to be temporarily transferred is as follows:

Certificate:	79795 in the name of WILLIAM M. and MARIE DOUGHERTY (perfected under Permit S-29810)
Use:	IRRIGATION of 16.4 ACRES
Priority Date:	JUNE 29, 1964
Rate:	0.28 CUBIC FOOT PER SECOND

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

Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-FORTIETH of one cubic foot per second per acre, or the equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: WALLOWA RIVER, a tributary of the GRANDE RONDE RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 N	42 E	WM	11	SW NW	1800 FEET SOUTH AND 1000 FEET EAST FROM THE NW CORNER OF SECTION 11

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 N	42 E	WM	11	SE NW	16.4

4. Temporary Transfer Application T-14236 proposes to temporarily change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 N	42 E	WM	11	SW SW	0.9
1 N	42 E	WM	11	SE SW	3.4
1 N	42 E	WM	11	NE SE	12.1
				Total	16.4

5. Temporary Transfer Application T-14236 proposes to temporarily transfer a water right within the boundaries of Lower Valley Improvement District. The district was notified of the proposed temporary transfer and did not provide any comments.

Temporary Transfer Review Criteria

- Water has been used within the last five years according to the terms and conditions of the right. There is no evidence available that would demonstrate that the right is subject to forfeiture under ORS 540.610.
- A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing right are present.
- The proposed change would prevent the lands from which the water right is removed during the period of the temporary transfer from receiving water under the transferred right, as required by ORS 540.523(7).
- The proposed change would not result in injury to other water rights. This finding is made through an abbreviated review recognizing that the transfer may be revoked under ORS

540.523(5) if the Department later finds that the transfer is causing injury to any existing water right.

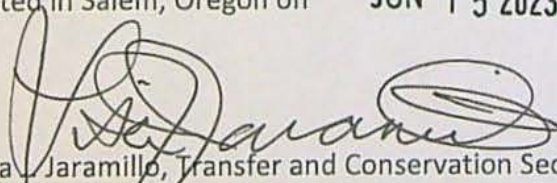
Conclusions of Law

The temporary change in place of use proposed in Temporary Transfer Application T-14236 is consistent with the requirements of ORS 540.523 and OAR 690-380-8000.

Now, therefore, it is ORDERED:

1. The temporary change in place of use proposed in Temporary Transfer Application T-14236 is approved.
2. The former place of use **shall not** be irrigated as part of this water right during the 2023, 2024, 2025, 2026 and 2027 irrigation seasons.
3. The use shall revert to the authorized place of use at the end of the 2027 irrigation season.
4. The approval of this temporary transfer may be revoked or modified if the Department finds the change causes injury to any existing water right.
5. A subsequent application for permanent transfer of Certificate 79795 shall be subject to a full and complete review to determine consistency with the requirements of OAR Chapter 690, Division 380. Approval of this temporary transfer does not establish a precedent for approval of a subsequent application filed for a permanent transfer.
6. The use of water at the temporary place of use authorized by this transfer shall be in accordance with the terms and conditions of Certificate 79795.
7. The time during which water is used under this approved temporary transfer does not apply toward a finding of forfeiture under ORS 540.610.
8. The use of the remaining water right described by Certificate 79795 shall continue to be in accordance with the terms and conditions of Certificate 79795.

Dated in Salem, Oregon on **JUN 15 2023**


Lisa Jaramillo, Transfer and Conservation Section Manager, for
DOUGLAS E. WOODCOCK, ACTING DIRECTOR
Oregon Water Resources Department

Mailing Date: **JUN 16 2023**

WATER RIGHT TRANSFER COVER SHEET

Transfer: T-14236

Transfer Specialist: Scott

Transfer Type: Temporary Transfer

DROUGHT? ☐

Applicant: Terra Renovatio I Llc 67357 PROMISE RD WALLOWA, OR 97885	Agent:	Receiving Landowner:
Current Landowner if other than Applicant:	CWRE:	Irrigation District: Lower Valley Improvement District
Affected Local Gov'ts: County Of Wallowaplanning Department	Affected Tribal Gov't:	BOR Notified (date):

Water Rights Affected

File Marked	App. File # or Decree Name	Permit	Certificate
<input type="checkbox"/>	S40025	S9810	79795
<input type="checkbox"/>			
<input type="checkbox"/>			

Key Dates & Initial Actions (Support Staff)

Rec'd: May 5, 2023	Proposed Action(s): PLACE OF USE	
Fees Pd: 995.09	Acknowledgement Letter Sent <input type="checkbox"/>	Basin: 8 Grande Ronde
Initial Public Notice:	County sent cc: of Ack Letter <input type="checkbox"/>	County: WALLOWA
WM District: 7 David D. Bates	WM Review request sent:	WM Review date received:
Groundwater	GW Review sent:	GW Review date received:

Peer Review:

Document	Drafted	Peer Review	Coordinator	Changes Made	Signature Bin	Signature Date
FO	Date: <u>5/17/23</u> Initials: <u>Scott</u>	Date: <u>5/22/23</u> Initials: <u>ADD</u>	Date: <u>6/6/23</u> Initials: <u>PKS</u>	Date: <u>6/6/23</u> Initials: <u>SWH</u>	Date: _____ No. of docs for sig: <u>1</u> WM Sheet <input type="checkbox"/>	<u>DPD</u> Date: <u>6-15-23</u>

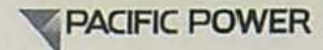
Special Issues: _____

Special Order Volume: Vol. 128 Pages 492-494

23847 01 AB 0.461 87-2
CARMAN RANCH LLC
67357 PROMISE RD
WALLOWA OR 97885-8178



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M-F, 6am-6pm PT
pacificpower.net



BILLING DATE: Jun 8, 2022
ACCOUNT NUMBER: [REDACTED]
DUE DATE: Jun 24, 2022
AMOUNT DUE: \$194.64

Your Balance With Us

Previous Account Balance	28.91
Payments/Credits	-28.91
New Charges	+194.64
Current Account Balance	\$194.64

Payments Received

DATE	DESCRIPTION	AMOUNT
May 10, 2022	Payment Received - Thank You	21.30
May 27, 2022	Payment Received - Thank You	7.61
Total Payments		\$28.91

Detailed Account Activity

ITEM 2 - ELECTRIC SERVICE

71735 Dougherty Loop # 75HP Wallowa OR
North Pivot-75hp Schedule 1XL
Service ID: 812412109-001

METER NUMBER	SERVICE PERIOD From	To	ELAPSED DAYS	METER READINGS Previous	Current	METER MULTIPLIER	AMOUNT USED THIS MONTH
75680090	May 5, 2022	Jun 6, 2022	32	117285	119342	1.0	2,057 kwh
75680090	Demand	Jun 6, 2022			51.809	1.0	52 kw
75680090	Reactive	Jun 6, 2022			37.497	1.0	37 kvar

Next scheduled read date: 07-06. Date may vary due to scheduling or weather.

NEW CHARGES - 06/22	UNITS	COST PER UNIT	CHARGE
Delivery Charge Secondary	2,057 kwh	0.0358500	73.74
Reactive Power Charge Sec	16 kvar	0.6500000	10.40
(Season End Est Charge Sec is \$461.70)			
Supply Energy Secondary	2,057 kwh	0.0460800	94.79
Federal Tax Act Adjustment	2,057 kwh	-0.0007000	-1.44
Oregon Corp Activities Tax Adj		0.0054000	0.96
System Benefits Charge	2,057 kwh	0.0054500	11.21
Public Purpose		0.0150000	2.84
Low Income Assistance	2,057 kwh	0.0010400	2.14
Total New Charges			194.64

Wildfire safety & preparedness

See reverse

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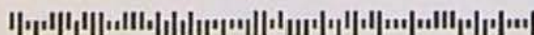
MAY 31 2023

Salem, OR

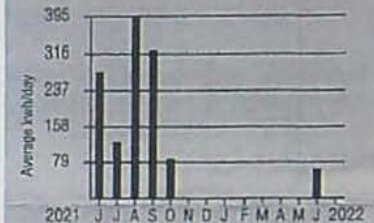


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PORTLAND OR 97256-0001



Historical Data - ITEM 2



Your Average Daily kwh Usage by Month

PERIOD ENDING	JUN 2022	JUN 2021
Avg. Daily Temp.	49	53
Total kwh	2057	8334
Avg. kwh per Day	64	278
Cost per Day	\$6.08	\$25.15

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Account Number: [REDACTED]
Date Due: Jun 24, 2022

AMOUNT DUE: \$194.64

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67357 PROMISE RD
WALLOWA OR 97885-8178

H 75145675 002 315 000019464



22577 01 AB 0.461 81-0
CARMAN RANCH LLC
67357 PROMISE RD
WALLOWA OR 97885-8178



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BILLING DATE: Jul 7, 2022
ACCOUNT NUMBER: [REDACTED]
DUE DATE: Jul 26, 2022
AMOUNT DUE: \$260.35

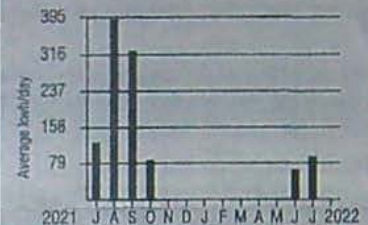
Your Balance With Us

Previous Account Balance	194.64
Payments/Credits	-194.64
New Charges	+260.35
Current Account Balance	\$260.35

Payments Received

DATE	DESCRIPTION	AMOUNT
Jun 30, 2022	Payment Received - Thank You	194.64
Total Payments		\$194.64

Historical Data - ITEM 2



Your Average Daily kwh Usage by Month

PERIOD ENDING	JUL 2022	JUL 2021
Avg. Daily Temp.	59	67
Total kwh	2784	3989
Avg. kwh per Day	93	125
Cost per Day	\$8.68	\$11.50

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Detailed Account Activity

ITEM 2 - ELECTRIC SERVICE

71735 Dougherty Loop # 75HP Wallowa OR
North Pivot-75hp Schedule 1XL
Service ID: 812412109-001

METER NUMBER	SERVICE PERIOD From To	ELAPSED DAYS	METER READINGS Previous Current	METER MULTIPLIER	AMOUNT USED THIS MONTH
75680090	Jun 6, 2022 Jul 6, 2022	30	119342 122126	1.0	2,784 kwh
75680090	Demand Jul 6, 2022			1.0	48 kw
75680090	Reactive Jul 6, 2022			1.0	36 kvar

Next scheduled read date: 08-05. Date may vary due to scheduling or weather.

NEW CHARGES - 07/22	UNITS	COST PER UNIT	CHARGE
Delivery Charge Secondary	2,784 kwh	0.0358500	99.81
Reactive Power Charge Sec	17 kvar	0.6500000	11.05
(Season End Est Charge Sec Is \$855.00)			
Supply Energy Secondary	2,784 kwh	0.0460800	128.29
Federal Tax Act Adjustment	2,784 kwh	-0.0007000	-1.95
Oregon Corp Activities Tax Adj		0.0054000	1.28
System Benefits Charge	2,784 kwh	0.0054500	15.17
Public Purpose		0.0150000	3.80
Low Income Assistance	2,784 kwh	0.0010400	2.90
Total New Charges			260.35

Wildfire safety & preparedness

See reverse

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Account Number: [REDACTED]
Date Due: Jul 26, 2022

AMOUNT DUE: \$260.35

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67357 PROMISE RD
WALLOWA OR 97885-8178

H 75145675 002 314 000026035

21430 01 AB 0.491 78-0
CARMAN RANCH LLC
67357 PROMISE RD
WALLOWA OR 97885-8178



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BILLING DATE: Aug 9, 2022
ACCOUNT NUMBER: [REDACTED]
DUE DATE: Aug 25, 2022
AMOUNT DUE: \$586.68



Your Balance With Us

Previous Account Balance	260.35
Payments/Credits	-260.35
New Charges	+586.68
Current Account Balance	\$586.68

Payments Received

DATE	DESCRIPTION	AMOUNT
Jul 28, 2022	Payment Received - Thank You	260.35
Total Payments		\$260.35

Detailed Account Activity

ITEM 2 - ELECTRIC SERVICE

71735 Dougherty Loop # 75HP Wallowa OR
North Pivot-75hp Schedule 1XL
Service ID: 812412109-001

METER NUMBER	SERVICE PERIOD From To	ELAPSED DAYS	METER READINGS Previous Current	METER MULTIPLIER	AMOUNT USED THIS MONTH
75680090	Jul 6, 2022 Aug 5, 2022	30	122126 128565	1.0	6,439 kwh
75680090	Demand Aug 5, 2022			1.0	49 kw
75680090	Reactive Aug 5, 2022			1.0	36 kvar

Next scheduled read date: 09-06. Date may vary due to scheduling or weather.

NEW CHARGES - 08/22	UNITS	COST PER UNIT	CHARGE
Delivery Charge Secondary	6,439 kwh	0.0358500	230.84
Reactive Power Charge Sec (Season End Est Charge Sec Is \$956.70)	16 kvar	0.6500000	10.40
Supply Energy Secondary	6,439 kwh	0.0460800	296.71
Federal Tax Act Adjustment	6,439 kwh	-0.0007000	-4.51
Oregon Corp Activities Tax Adj		0.0054000	2.88
System Benefits Charge	6,439 kwh	0.0054500	35.09
Public Purpose		0.0150000	8.57
Low Income Assistance	6,439 kwh	0.0010400	6.70
Total New Charges			586.68

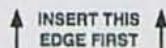
Wildfire safety & preparedness

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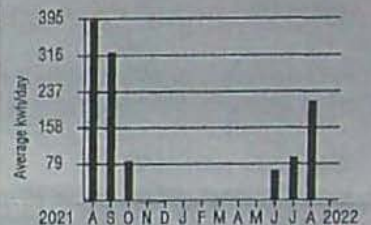
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Historical Data - ITEM 2



Your Average Daily kwh Usage by Month

PERIOD ENDING	AUG 2022	AUG 2021
Avg. Daily Temp.	70	71
Total kwh	6439	11732
Avg. kwh per Day	215	391
Cost per Day	\$19.56	\$35.44

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Late Payment Charge for Oregon

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Account Number: [REDACTED]
Date Due: Aug 25, 2022

AMOUNT DUE: \$586.68

Please enter the amount enclosed.

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67357 PROMISE RD
WALLOWA OR 97885-8178

H 75145675 002 313 000058668

23813 01 AB 0.491 96-1

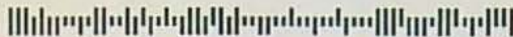
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BILLING DATE: Sep 7, 2022
ACCOUNT NUMBER: [REDACTED]
DUE DATE: Sep 23, 2022
AMOUNT DUE: \$611.72



Your Balance With Us

Previous Account Balance	586.68
Payments/Credits	-586.68
New Charges	+611.72
Current Account Balance	\$611.72

Payments Received

DATE	DESCRIPTION	AMOUNT
Aug 29, 2022	Payment Received - Thank You	586.68
Total Payments		\$586.68

Detailed Account Activity

ITEM 2 - ELECTRIC SERVICE

71735 Dougherty Loop # 75HP Wallowa OR
North Pivot-75hp Schedule 1XL
Service ID: 812412109-001

METER NUMBER	SERVICE PERIOD From To	ELAPSED DAYS	METER READINGS Previous Current	METER MULTIPLIER	AMOUNT USED THIS MONTH
75680090	Aug 5, 2022 Sep 6, 2022	32	128565 135269	1.0	6,704 kwh
75680090	Demand Sep 6, 2022		48.029	1.0	48 kw
75680090	Reactive Sep 6, 2022		37.371	1.0	37 kvar

Next scheduled read date: 10-05. Date may vary due to scheduling or weather.

NEW CHARGES - 09/22	UNITS	COST PER UNIT	CHARGE
Delivery Charge Secondary	6,704 kwh	0.0358500	240.34
Reactive Power Charge Sec (Season End Est Charge Sec Is \$956.70)	18 kvar	0.6500000	11.70
Supply Energy Secondary	6,704 kwh	0.0460800	308.92
Federal Tax Act Adjustment	6,704 kwh	-0.0007000	-4.69
Oregon Corp Activities Tax Adj		0.0054000	3.00
System Benefits Charge	6,704 kwh	0.0054500	36.54
Public Purpose		0.0150000	8.94
Low Income Assistance	6,704 kwh	0.0010400	6.97
Total New Charges			611.72

Wildfire safety & preparedness

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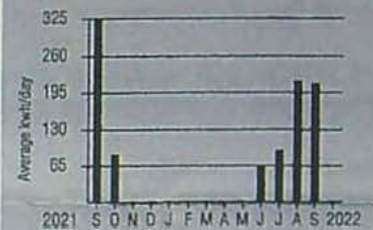
Salem, OR

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H 75145675 002 311 000061172

Historical Data - ITEM 2



Your Average Daily kwh Usage by Month

PERIOD ENDING	SEP 2022	SEP 2021
Avg. Daily Temp.	70	62
Total kwh	6704	9400
Avg. kwh per Day	210	324
Cost per Day	\$19.12	\$29.44

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Late Payment Charge for Oregon

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☐ Change of Mailing Address or Phone?
Check here & provide information on back.

Account Number: [REDACTED]
Date Due: Sep 23, 2022

AMOUNT DUE: \$611.72

Please enter the amount enclosed.

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67357 PROMISE RD
WALLOWA OR 97885-8178



20320 01 AB 0.425 86-0
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67357 PROMISE RD
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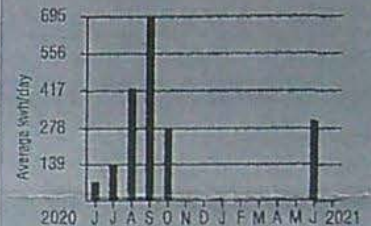


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BILLING DATE: Jun 11, 2021
ACCOUNT NUMBER: [REDACTED]
DUE DATE: Jun 29, 2021
AMOUNT DUE: \$1,601.09

Historical Data - ITEM 1



Your Average Daily kwh Usage by Month

PERIOD ENDING	JUN 2021	JUN 2020
Avg. Daily Temp.	53	56
Total kwh	9204	2231
Avg. kwh per Day	307	74
Cost per Day	\$27.64	\$7.62

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Visit pacificpower.net/pay for all your options. You can choose to pay on your device using our mobile app, on our website, at a pay station in your community, or pay over the phone by calling 1-888-221-7070.

Late Payment Charge for Oregon

A late payment charge of 2.0% may be charged on any balance not paid in full each month.

See reverse

NEW CHARGES - 06/21

	UNITS	COST PER UNIT	CHARGE
Delivery Charge Secondary	9,204 kwh	0.0356900	328.49
Reactive Power Charge Sec (Season End Est Charge Sec Is \$598.50)	13 kvar	0.6500000	8.45
Supply Energy Secondary	9,204 kwh	0.0472200	434.61
Federal Tax Act Adjustment	9,204 kwh	-0.0007000	-6.44
Oregon Corp Activities Tax Adj		0.0054000	4.13
Public Purpose		0.0300000	23.08
Energy Conservation Charge	9,204 kwh	0.0033200	30.56
Low Income Assistance	9,204 kwh	0.0006900	6.35
Total New Charges			829.23

Write account number on check & mail to: Pacific Power, PO Box 26000, Portland, OR 97256-0001

RETAIN THIS PORTION FOR YOUR RECORDS.

RETURN THIS PORTION WITH YOUR PAYMENT.

↑ INSERT THIS
EDGE FIRST ↑



PO BOX 400
PORTLAND OR 97207

Received by OWRD

MAY 31 2023

Salem, OR

PACIFIC POWER
PO BOX 26000
PORTLAND OR 97256-0001



☐ Change of Mailing Address or Phone?
Check here & provide information on back.

Account Number: [REDACTED]
Date Due: Jun 29, 2021

AMOUNT DUE: \$1,601.09

Please enter the amount enclosed.

CARMAN RANCH LLC
67357 PROMISE RD
WALLOWA OR 97885-8178

H 75145675 002 315 000160109 000001749 000158360



16404 01 AB 0.425 74-0
CARMAN RANCH LLC
67357 PROMISE RD
WALLOWA OR 97885-8178



Inquiries? Call your
Business Solutions Team
Toll free 1-866-870-3419,
M-F, 6am-6pm PT
pacificpower.net



BILLING DATE: Jul 14, 2021

ACCOUNT NUMBER: [REDACTED]

DUE DATE: Aug 2, 2021

AMOUNT DUE: \$1,619.20



Your Balance With Us

Previous Account Balance	1,601.09
Payments/Credits	-1,601.09
New Charges	+1,619.20
Current Account Balance	\$1,619.20

Payments Received

DATE	DESCRIPTION	AMOUNT
Jul 7, 2021	Payment Received - Thank You	1,601.09
Total Payments		\$1,601.09

Detailed Account Activity

ITEM 1 - ELECTRIC SERVICE

71481 Dougherty Loop 75HP Wallowa OR
South Pivot-75hp Schedule 1XL
Service ID: 813810709-001

METER NUMBER	SERVICE PERIOD From To	ELAPSED DAYS	METER READINGS Previous Current	METER MULTIPLIER	AMOUNT USED THIS MONTH
77426119	Jun 4, 2021 Jul 6, 2021	32	95558 109492	1.0	13,934 kwh
77426119	Demand Jul 6, 2021		67.856	1.0	68 kw
77426119	Reactive Jul 6, 2021		39.099	1.0	39 kvar

Next scheduled read date: 08-05. Date may vary due to scheduling or weather.

NEW CHARGES - 07/21	UNITS	COST PER UNIT	CHARGE
Delivery Charge Secondary			
for 6 day(s)	2,613 kwh	0.0358600	93.70
for 26 day(s)	11,321 kwh	0.0356900	404.05
Reactive Power Charge Sec	12 kvar	0.6500000	7.80
(Season End Est Charge Sec Is \$1,155.60)			
Supply Energy Secondary	13,934 kwh	0.0472200	657.96
Federal Tax Act Adjustment	13,934 kwh	-0.0007000	-9.75
Oregon Corp Activities Tax Adj		0.0054000	6.23
Public Purpose		0.0300000	34.80
Energy Conservation Charge			
for 6 day(s)	2,613 kwh	0.0035300	9.22
for 26 day(s)	11,321 kwh	0.0033200	37.59

See reverse

Write account number on check & mail to: Pacific Power, PO Box 26000, Portland, OR 97256-0001

RETAIN THIS PORTION FOR YOUR RECORDS.

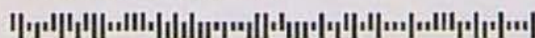
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EDGE FIRST ↑



PO BOX 400
PORTLAND OR 97207

PACIFIC POWER
PO BOX 26000
PORTLAND OR 97256-0001

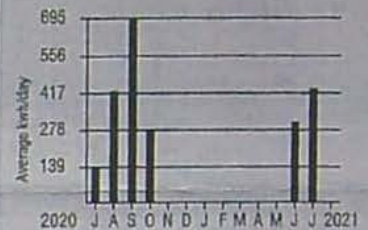


pd 7/28
Received by OWRD

MAY 31 2023

Salem, OR

Historical Data - ITEM 1



Your Average Daily kwh Usage by Month

PERIOD ENDING	JUL 2021	JUL 2020
Avg. Daily Temp.	67	61
Total kwh	13934	4466
Avg. kwh per Day	435	140
Cost per Day	\$39.10	\$14.00

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Visit pacificpower.net/pay for all your options. You can choose to pay on your device using our mobile app, on our website, at a pay station in your community, or pay over the phone by calling 1-888-221-7070.

Late Payment Charge for Oregon
A late payment charge of 2.0% may be charged on any balance not paid in full each month.

☐ Change of Mailing Address or Phone?
Check here & provide information on back.

Account Number: [REDACTED]

Date Due: Aug 2, 2021

AMOUNT DUE: \$1,619.20

Please enter the amount enclosed.

CARMAN RANCH LLC
67357 PROMISE RD
WALLOWA OR 97885-8178

H 75145675 002 312 000161920



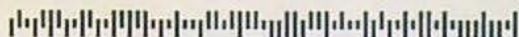
17920 01 AB 0.425 78-2
CARMAN RANCH LLC
67357 PROMISE RD
WALLOWA OR 97885-8178



Inquiries? Call your
Business Solutions Team
Toll free 1-866-870-3419,
M-F, 6am-6pm PT
pacificpower.net



BILLING DATE: Aug 13, 2021
ACCOUNT NUMBER: [REDACTED]
DUE DATE: Aug 31, 2021
AMOUNT DUE: \$1,513.39



Your Balance With Us

Previous Account Balance	1,619.20
Payments/Credits	-1,619.20
New Charges	+1,513.39
Current Account Balance	\$1,513.39

Payments Received

DATE	DESCRIPTION	AMOUNT
Jul 29, 2021	Payment Received - Thank You	1,619.20
Total Payments		\$1,619.20

Detailed Account Activity

ITEM 1 - ELECTRIC SERVICE

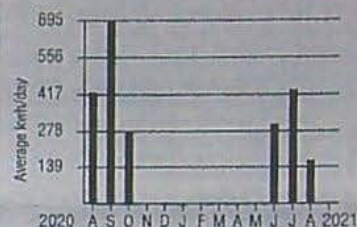
71481 Dougherty Loop 75HP Wallowa OR
South Pivot-75hp Schedule 1XL
Service ID: 813810709-001

METER NUMBER	SERVICE PERIOD From To	ELAPSED DAYS	METER READINGS Previous Current	METER MULTIPLIER	AMOUNT USED THIS MONTH
77426119	Jul 6, 2021 Aug 5, 2021	30	109492 114423	1.0	4,931 kwh
77426119	Demand Aug 5, 2021		65.486	1.0	65 kw
77426119	Reactive Aug 5, 2021		38.553	1.0	39 kvar

Next scheduled read date: 09-03. Date may vary due to scheduling or weather.

NEW CHARGES - 08/21	UNITS	COST PER UNIT	CHARGE
Delivery Charge Secondary	4,931 kwh	0.0358600	176.83
Reactive Power Charge Sec (Season End Est Charge Sec is \$1,155.60)	13 kvar	0.6500000	8.45
Supply Energy Secondary	4,931 kwh	0.0472200	232.84
Federal Tax Act Adjustment	4,931 kwh	-0.0007000	-3.45
Oregon Corp Activities Tax Adj		0.0054000	2.24
Public Purpose		0.0300000	12.51
Energy Conservation Charge	4,931 kwh	0.0035300	17.41
Low Income Assistance	4,931 kwh	0.0006900	3.40
Total New Charges			450.23

Historical Data - ITEM 1



Your Average Daily kwh Usage by Month

PERIOD ENDING	AUG 2021	AUG 2020
Avg. Daily Temp.	71	70
Total kwh	4931	12785
Avg. kwh per Day	164	426
Cost per Day	\$15.01	\$42.38

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Visit pacificpower.net/pay for all your options. You can choose to pay on your device using our mobile app, on our website, at a pay station in your community, or pay over the phone by calling 1-888-221-7070.

Late Payment Charge for Oregon
A late payment charge of 2.0% may be charged on any balance not paid in full each month.

See reverse

Write account number on check & mail to: Pacific Power, PO Box 26000, Portland, OR 97256-0001

RETAIN THIS PORTION FOR YOUR RECORDS.

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EDGE FIRST ↑

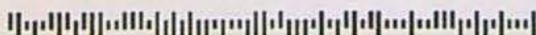


Received by OWRD

MAY 31 2023

Salem, OR

PACIFIC POWER
PO BOX 26000
PORTLAND OR 97256-0001



Account Number: [REDACTED]

Date Due: Aug 31, 2021

AMOUNT DUE: \$1,513.39

Please enter the amount enclosed.

CARMAN RANCH LLC
67357 PROMISE RD
WALLOWA OR 97885-8178

H 75145675 002 317 000151339



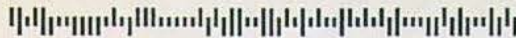
04304 01 AV 0.423 16-3
CARMAN RANCH LLC
67357 PROMISE RD
WALLOWA OR 97885-8178



Inquiries? Call your
Business Solutions Team
Toll free 1-866-870-3419,
M-F, 6am-6pm PT
pacificpower.net



BILLING DATE: Sep 10, 2021
ACCOUNT NUMBER: [REDACTED]
DUE DATE: Sep 28, 2021
AMOUNT DUE: \$914.17



Your Balance With Us

Previous Account Balance	1,513.39
Payments/Credits	-1,513.39
New Charges	+914.17
Current Account Balance	\$914.17

Payments Received

DATE	DESCRIPTION	AMOUNT
Sep 2, 2021	Payment Received - Thank You	1,513.39
Total Payments		\$1,513.39

Detailed Account Activity

ITEM 1 - ELECTRIC SERVICE

71481 Dougherty Loop 75HP Wallowa OR
South Pivot-75hp Schedule 1XL
Service ID: 813810709-001

METER NUMBER	SERVICE PERIOD From To	ELAPSED DAYS	METER READINGS Previous Current	METER MULTIPLIER	AMOUNT USED THIS MONTH
77426119	Aug 5, 2021 Sep 3, 2021	29	114423 115016	1.0	593 kwh
77426119	Demand Sep 3, 2021		63.524	1.0	64 kw
77426119	Reactive Sep 3, 2021		36.857	1.0	37 kvar

Next scheduled read date: 10-05. Date may vary due to scheduling or weather.

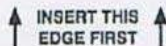
NEW CHARGES - 09/21	UNITS	COST PER UNIT	CHARGE
Delivery Charge Secondary	593 kwh	0.0358600	21.26
Reactive Power Charge Sec (Season End Est Charge Sec Is \$1,155.60)	11 kvar	0.6500000	7.15
Supply Energy Secondary	593 kwh	0.0472200	28.00
Federal Tax Act Adjustment	593 kwh	-0.0007000	-0.42
Oregon Corp Activities Tax Adj		0.0054000	0.30
Public Purpose		0.0300000	1.69
Energy Conservation Charge	593 kwh	0.0035300	2.09
Low Income Assistance	593 kwh	0.0006900	0.41
Total New Charges			60.48

Write account number on check & mail to: Pacific Power, PO Box 26000, Portland, OR 97256-0001

See reverse

RETAIN THIS PORTION FOR YOUR RECORDS.

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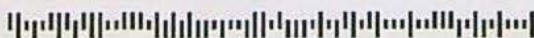


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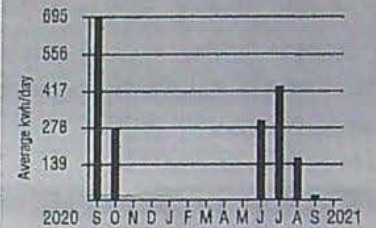
MAY 31 2023

Salem, OR

PACIFIC POWER
PO BOX 26000
PORTLAND OR 97256-0001



Historical Data - ITEM 1



Your Average Daily kwh Usage by Month

PERIOD ENDING	SEP 2021	SEP 2020
Avg. Daily Temp.	63	66
Total kwh	593	20083
Avg. kwh per Day	20	692
Cost per Day	\$2.09	\$68.62

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Join more than 140,000 of your neighbors who match all or part of their electricity usage with renewable energy. Visit pacificpower.net/bluesky or call 1-800-769-3717 to learn more.

Late Payment Charge for Oregon
A late payment charge of 2.0% may be charged on any balance not paid in full each month.

☐ Change of Mailing Address or Phone?
Check here & provide information on back.

Account Number: [REDACTED]
Date Due: Sep 28, 2021

AMOUNT DUE: \$914.17

Please enter the amount enclosed.

CARMAN RANCH LLC
67357 PROMISE RD
WALLOWA OR 97885-8178

H 75145675 002 314 000091417



Watermaster Review Form: Water Right Transfer



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

Transfer Application: T-14236

Review Due Date: 06/11/2023

Applicant Name: Terra Rennovatio I LLC

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

Reviewer(s): David Bates

Date of Review: 05/11/2023

1. Do you have evidence that the right has not been used in the last 5 years and that the presumption of forfeiture would not likely be rebuttable? ☐ Yes ☒ No If "Yes", attach evidence (e.g. dated aerial photo showing pavement or building on the land for >5 yrs.)
2. Is there a history of regulation on the source that serves this (or these) right(s) that has involved the transferred right(s) and downstream water rights? ☒ Yes ☐ No Generally characterize the frequency of any regulation or explain why regulation has not occurred:
Rights junior to the 1961 priority date instream have been regulated off in the past.
occurrence is approximately 1 in 10 years.
3. Have headgate notices been issued for the source that serves the transferred right(s)?
☐ Yes ☒ No ☐ Records not available.
4. In your estimation, after the proposed change, would distribution of water for the right(s) result in regulation of other water rights that would not have occurred if use under the original right(s) was/were maximized? ☐ Yes ☒ No If "Yes", explain:
5. In your estimation, if the proposed change is approved, are there upstream water rights that would be affected? ☐ Yes ☒ No If "Yes", describe how the rights would be affected and list the rights most affected:

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

☒ N/A

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

☒ N/A

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

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

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

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

☐ Yes ☒ No If "Yes", explain:

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

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

☐ Yes ☐ No If "Yes", explain:

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

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

- i. Were there any problems with more acres being irrigated (or wetted) than were authorized under the temporary transfer? ☐ Yes ☒ No If "Yes", explain:

- ii. Did the designated areas that were to remain dry (or not wetted) under the temporary transfer actually remain dry? ☒ Yes ☐ No If "No", explain:

- iii. Did the applicant comply with and meet all of the conditions of the temporary transfer? ☒ Yes ☐ No If "No", explain:

- iv. Do you have any other observations regarding the temporary transfer? ☐ Yes ☒ No If "Yes", describe:

- v. Did the applicant demonstrate to the Department through monitoring and site inspections by the Watermaster that neither injury nor enlargement occurred as a result of the temporary transfer? ☒ Yes ☐ No If "No", explain:

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

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

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

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

☐ Yes ☒ No If "Yes", explain:

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

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

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

☐ A Headgate should be required prior to diverting water.

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

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

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

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

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

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

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

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

☐ Weir
☐ Parshall Flume
☐ Other: ____

☐ Submerged Orifice
☐ Flow Restrictor



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

Transfer #: T-

- ☐ In order to avoid enlargement of the right or injury to other rights, a _____ will
 be required to be installed prior to diversion of water, as a condition of this transfer:
☐ at each point of diversion/appropriation (new and existing) **OR**
☐ at each new point of diversion/appropriation.

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

Watermaster name:

District:

Address:

City/State/Zip:

Phone:

Email:

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

Approval of an Alternate Measurement Device T-
(to be filled out after consultation with the applicant, or after a site visit)

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

 Watermaster signature

 District

 Date

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

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



Oregon

Tina Kotek, Governor

Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301

Phone 503 986-0900

Fax 503 986-0904

May 10, 2023

TERRA RENOVATIO I LLC

67357 PROMISE RD

WALLOWA, OR 97885

Reference: Application T-14236

On May 5, 2023, the Department received your water right Temporary Transfer Application. The application was accompanied by \$995.09. Receipt number 140655 is enclosed.

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

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

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

If you have any questions, please contact the Transfer Section at (503) 986-0935.

Cc: Watermaster Dist. #7, David D. Bates (via email)
LOWER VALLEY IMPROVEMENT DISTRICT
WALLOWA COUNTY

Enclosure

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

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

RECEIPT # **140655**

INVOICE # _____

RECEIVED FROM: Darrell J Thomas
BY: Carolyn L Thomas

APPLICATION	
PERMIT	
TRANSFER	<u>T-14236</u>

CASH: ☐ CHECK: # 175 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 995.09

1083 TREASURY 4170 WRD MISC CASH ACCT

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

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

4270 WRD OPERATING ACCT

MISCELLANEOUS

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

WATER RIGHTS:

	EXAM FEE		RECORD FEE
0201 SURFACE WATER	\$ _____	0202	\$ _____
0203 GROUND WATER	\$ _____	0204	\$ _____
0205 TRANSFER	\$ <u>995.09</u>		

WELL CONSTRUCTION

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

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

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

OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

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

TREASURY OTHER / RDX

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

RECEIPT:

140655

DATED: 5/5/2003 BY: [Signature]

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



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

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

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

FOR ALL TEMPORARY TRANSFER APPLICATIONS

RECEIVED

MAY 05 2023

OWRD
SALEM, OREGON

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

- ☐ Part 1 – Completed Minimum Requirements Checklist.
- ☐ Part 2 – Completed Temporary Transfer Application Map Checklist.
- ☐ Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the online fee calculator at:
http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator.
- ☐ Part 4 – Completed Applicant Information and Signature.
- ☐ Part 5 – Information about Transferred Water Rights: **How many water rights are to be transferred? 1 List them here: 79795**
Please include a separate Part 5 for each water right. (See instructions on page 6)
- ☒ ☐ N/A For standard Temporary Transfer (one to five years) **Begin Year: 2023 End Year: 2027.**
- ☐ ☒ N/A Temporary Drought Transfer (Only in counties where the Governor has declared drought)

Attachments:

- ☒ Completed Temporary Transfer Application Map.
- ☒ Completed Evidence of Use Affidavit and supporting documentation.
- ☐ Current recorded deed for the land **from** which the authorized place of use is temporarily being moved.
- ☐ ☐ N/A Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land upon which the water right is located.)
- ☐ ☐ N/A Supplemental Form D – For water rights served by or issued in the name of a district. Complete when the temporary transfer applicant is not the district.
- ☐ ☐ N/A 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.
- ☐ ☐ N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation (if necessary to convey water to the proposed place of use).

(For Staff Use Only)

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

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

Staff: _____ Phone: _____ Date: _____

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Part 2 of 5 – Temporary Transfer Application Map Checklist

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

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

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

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Part 4 of 5 – Applicant Information and Signature

Applicant information

APPLICANT/BUSINESS NAME TERMA RENOVATIO		PHONE NO. 541 915 9111	ADDITIONAL CONTACT NO.
ADDRESS 61357 promise rd		FAX NO.	
CITY Helltown	STATE OR	ZIP 97885	E-MAIL gary@carman ranch.com
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

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

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

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

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

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

Cory Carman
Applicant signature

Cory Carman
Print Name (and Title if applicable)

4/14/23
Date

Applicant signature

Print Name (and Title if applicable)

Date

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

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

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☐ Check here if any of the water rights proposed for transfer are or will be located within or served by an irrigation or other water district. (NOTE: If this box is checked, you must complete and attach Supplemental Form D.)

DISTRICT NAME Lower Valley Improvement District	ADDRESS	
CITY Wallowa	STATE	ZIP

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

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP



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

ENTITY NAME Wallowa County Planning Department	ADDRESS 101 South River St	
CITY Enterprise	STATE OR	ZIP 97828

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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Part 5 of 5 – Water Right Information

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

Water Right Certificate # 79795

Description of Water Delivery System

System capacity: ~7.0 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. Ditch diversion from Wallowa River to 75HP pump to supply water form ditch to two center pivots with end guns

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)
POD#1 LVID Ditch	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		1	N	42	E	11	S W	N W		1800' South & 1000' East from the NW corner Section 11
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed										
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed										
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed										

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

- ☒ Place of Use (POU)
 ☐ Appropriation/Well (POA)
 ☐ Point of Diversion (POD)
 ☐ Additional Point of Appropriation (APOA)
 ☐ Additional Point of Diversion (APOD)

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

- ☐ Place of Use (POU)
 ☐ Point of Appropriation/Well (POA)
 ☐ Character of Use (USE)
 ☐ Additional Point of Appropriation (APOA)
 ☐ Point of Diversion (POD)
 ☐ Additional Point of Diversion (APOD)

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

- ☐ Yes Complete only the Proposed ("to" lands) section of Table 2 on the next page. Use the "CODES" listed above to describe the proposed changes.

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☒ No

Complete all of Table 2 to describe the portion of the water right to be changed.

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

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

Table 2. Description of Temporary Changes to Water Right Certificate # 79795

List only the part of the right that will be changed. For the acreage in each $\frac{1}{4}$ $\frac{1}{4}$, list the change proposed. If more than one change, specify the acreage associated with each change. If more than one POD/POA, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands) The listing that appears on the Certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.												Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.													
Twp	Rng	Sec	$\frac{1}{4}$ $\frac{1}{4}$	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	$\frac{1}{4}$ $\frac{1}{4}$	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
"	"	"	"	"	"	"	"	"	"	EXAMPLE	"	"	"	2	S	9	E	2	SW	NW	500		5.0		POD #6	1901
1	N	42	E	11	SE	NW	803		16.7	IRR	#1	1964	POU	1	N	42	E	11	SW	SW	803		0.9	IRR	#1	1964
														"	"	"	"	"	SE	SW	"		3.4	"	"	"
														"	"	"	"	"	NE	SE	700		12.1	"	"	"
TOTAL ACRES									16.4	TOTAL ACRES									16.4							

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Additional remarks: _____

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Water Right Certificate # _____

For Place of Use Changes

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

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

Pursuant to ORS 540.525, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for temporary transfer can be included in the transfer or remain unused on the authorized place of use. If the primary water right does not revert soon enough to allow use of the supplemental right within five years, the supplemental right shall become subject to cancellation for nonuse under ORS 540.610.

If a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation is necessary to convey the water to the new temporary place of use you must provide:

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

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

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

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Klamath Basin/County Drought Transfer Applications

Table 4. Klamath Basin/County Well Information (DROUGHT TRANSFER APPLICATIONS ONLY)

Is there currently a flowmeter installed on each of the POAs listed in Table 1 of this application? ☐ Yes ☐ No*

**Please note that watermaster staff will visit the well to confirm flowmeter presence. Where possible, watermaster staff will take a static water level measurement. Alterations to the well head may be required in order to make the water level measurements.*

For each well, please provide a description of the flowmeter location, the serial number, the current flowmeter reading and the date the reading was taken in the table below.

OWNER'S WELL NAME OR NUMBER.	WELL TAG NUMBER (IF AVAILABLE)	WELL LOG ID (E.G., KLAM 1234)	FLOWMETER SERIAL NUMBER	FLOWMETER READING	FLOWMETER DATE	FLOWMETER LOCATION

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Supplemental Form D

Water Right Transfers Within the Boundaries
of or Served by an Irrigation District or other
Water Supplier (Association, Ditch Co., etc.)

[For transfers submitted under OAR Chapter 690 Division 380]



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

The Department requires non-district applicants to communicate with districts/water suppliers during the planning and preparation of transfer applications involving water rights having a point of diversion or appropriation (POD/POA) or place of use (POU) served by or located within the boundaries of an irrigation district, or other type of water supplier to which assessments are paid. In some cases consent will be required from the district or water supplier.

This form must be included with any transfer application that involves rights served by or located within the boundaries of a district or other type of water supplier.

1. APPLICANT INFORMATION

NAME <u>Carman Ranch LLC, Tenk4 RENOVATION, LLC</u>		PHONE (HM) <u>541-915-9777</u>	
PHONE (WK)	CELL	FAX	
ADDRESS <u>67357 Promise Rd</u>			
CITY <u>Walla Walla</u>	STATE <u>OR</u>	ZIP <u>97885</u>	E-MAIL** <u>sam@carmanranch.com</u>

2. DISTRICT or WATER SUPPLIER INFORMATION

DISTRICT/WATER SUPPLIER NAME <u>Lower Valley Improvement District</u>		PHONE (HM)	
PHONE (WK)	CELL	FAX	
ADDRESS			
CITY	STATE	ZIP	E-MAIL**

** By providing an e-mail address, the applicant and/or the district/water supplier consents to receive all correspondence from the Department electronically. Copies of final order documents will also be mailed.

3. WATER RIGHTS ISSUED IN THE NAME OF, or LOCATED WITHIN, or SERVED BY AN IRRIGATION DISTRICT, OTHER DISTRICT, OR WATER SUPPLIER

a. List the water right(s) involved in this transfer:

	Application / Decree	Permit / Previous Transfer	Certificate	Is the water right in the name of a district, water supplier, or BOR*?
1.		-	<u>79795</u>	YES <input checked="" type="checkbox"/>
2.		-		YES <input type="checkbox"/>
3.		-		YES <input type="checkbox"/>

Attach additional pages for additional water rights if necessary.

*Bureau of Reclamation

- b. Determine a district's/water supplier's connection to your points of diversion (POD) or appropriation (POA) and places of use (POU). [You may need to consult with your district/water supplier.]

CURRENT ASSOCIATIONS Please answer the following "yes" or "no" questions:

- YES ☒ NO ☐ One or more of the current POD(s) / POA(s) involved in the transfer are served by a district/water supplier or rely on BOR water.
- YES ☒ NO ☐ All or a portion of the current POU involved in this proposed transfer receives water for either primary or supplemental irrigation from the district/water supplier; i.e., the POU is currently layered with a district or BOR water supplied water right(s).

PROPOSED ASSOCIATIONS Please answer the following "yes" or "no" questions:

- YES ☐ NO ☐ One or more of the proposed POD(s) / POA(s) involved in the transfer are currently served or will be served by a district/water supplier if the transfer is approved, or rely on BOR water.
- YES ☐ NO ☐ All or a portion of the proposed POU involved in this proposed transfer currently receives or will receive either primary or supplemental irrigation from the district/water supplier; i.e., the POU will be layered with a district/water supplier or BOR water supplied water right(s).

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4. APPLICANT'S SIGNATURE

- (1) I certify that I have notified the district/water supplier about the proposed water right transfer application by [check one]:

☐ email, ☐ phone, ☐ postal mail, ☒ in person, or ☐ other (please specify) _____

- (2) I certify that to the best of my knowledge the information contained in this Supplemental Form D is true and accurate.

[Signature] Cory Carman 7/4/23
Applicant Signature Name (print) Date

5. (WHEN REQUIRED) DISTRICT or WATER SUPPLIER CONSENT TO THE PROPOSED WATER RIGHT TRANSFER

District Manager or Water Supplier consent is required if any box on this form is marked "YES."

The district/water supplier certifies the following:

- (1) The district/water supplier has reviewed the applicant's proposed water right transfer application and maps; and

- (2) The district/water supplier consents to the proposed water right transfer application.

YES ☐ NO ☐ After proof of completion, the confirming water right certificate is to remain in the name of the U.S. Bureau of Reclamation or the district/water supplier.

YES ☐ NO ☐ The district/water supplier will be responsible for submitting the claim of beneficial use prepared by a Certified Water Rights Examiner (CWRE).

[Signature] Elwayne Henderson Pres. 4-5-23
Signature of District Manager /Water Supplier Name (print), Title Date

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Last Revised 11-2019

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

Applicant(s): TERRA RENOVATIO, LLC

Mailing Address: 67357 PROMISE RD, WALLOWA, OR 97805

City: _____ State: _____ Zip Code: _____ Daytime Phone: 541 915 9777

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	1/4 1/4	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:	Proposed Land Use:
<u>1N</u>	<u>42E</u>	<u>1, 2, 11</u>		<u>803 700</u>		<input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	<u>Irrigation/Ag</u>
						<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	

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

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B. Description of Proposed Use

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

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

Source of water: ☐ Reservoir/Pond ☐ Ground Water ☒ Surface Water (name) Walla

Estimated quantity of water needed: 20.41 ☒ 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:

5 year temp transfer within the boundary of Lower Valley imp. Dist.

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

See bottom of Page 3. →

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SALEM, OREGON**For Local Government Use Only**

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

Please check the appropriate box below and provide the requested information

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

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

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

Name: Jim Jancaitis Title: Planning Dept. Sp.

Signature: [Signature] Phone: 541.426.7770 Date: 3.16.23

Government Entity: Wallowa County Planning Dept.

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

Receipt for Request for Land Use Information

Applicant name: _____

City or County: _____ Staff contact: _____

Signature: _____ Phone: _____ Date: _____

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.

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SALEM, OREGON

State of Oregon)

County of Walla Walla) ss

I, SAMUEL HUMPHREYS, in my capacity as RANCH OWNER

mailing address 67357 PROMISE RD, WALLA WALLA, WA 99085

telephone number (509) 915 9777, being first duly sworn depose and say:

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

☒ Personal observation

☐ Professional expertise

2. I attest that:

☒ Water was used during the previous five years on the entire place of use for
Certificate # 79795; 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)

OR

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

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

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

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

(continues on reverse side)

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3. The water right was used for: (e.g., crops, pasture, etc.): CROPS, PASTURE
4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

[Signature]
Signature of Affiant

3/14/23
Date

Signed and sworn to (or affirmed) before me this 16 day of March, 2023.



Tracey E. Madsen
Notary Public for Oregon

My Commission Expires: 7/28/25

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



Temporary Transfer Map Evidence

NAIP image 7/26/2020 - for Carman Ranch & Thomas
2023 - 2027

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Legend

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085794

Return to: Pacific Power
PO Box 220
Pendleton, OR 97801

STATE OF OREGON }
COUNTY OF WALLOWA }
I certify that this
instrument was received and
recorded in the book of
records of said county.

Wallowa County Clerk

by: Tracey Madison
Deputy

DOC#: 00085794
RCPT: 99864 94.00
2/11/2022 11:31 AM

CC#: 11191 WO#: 6903012

RIGHT OF WAY EASEMENT

For value received, *Terra Renovatio I, LLC*, an Oregon limited liability company ("Grantor"), hereby grants to PacificCorp, an Oregon corporation, its successors and assigns, ("Grantee"), a perpetual easement for a right of way 20 feet in width and 420 feet in length, more or less, for the construction, reconstruction, operation, maintenance, repair, replacement, enlargement, and removal of Grantee's electric power transmission, distribution and communication lines and all necessary or desirable accessories and appurtenances thereto, including without limitation: supporting towers, poles, props, guys and anchors, including guys and anchors outside of the right of way; wires, fibers, cables and other conductors and conduits therefor; and pads, transformers, switches, vaults and cabinets, along the general course now located by Grantee on, over, across or under the surface of the real property of Grantor in *Wallowa County, State of Oregon*, more particularly described as follows and/or shown on Exhibit(s) A attached hereto and by this reference made a part hereof:

A portion of:

That portion of land in the County of Wallowa and State of Oregon as described in Statutory Quitclaim Deed from Virginia A. Burdette, Court Appointed Chapter 12 Trustee for the Estates of Dougherty Inc., WDL Properties LLC, Douglas D. Dougherty and Katherina M. Dougherty, under Lead Case No. 13-35860-rld12 in the U.S. Bankruptcy Court for the District of Oregon, as grantor and Terra Renovatio I, LLC, an Oregon limited liability company, as grantee, dated November 25, 2014 and recorded November 26, 2014 as Recorder's Fee No. 00072069, Deed Records of Wallowa County, Oregon.

Assessor's Map No. 01N42E

Parcel No. 8429

Together with the right of ingress and egress, for Grantee, its contractors, or agents, to the right of way from adjacent lands of Grantor for all activities in connection with the purposes for which this easement has been granted; and together with the present and (without payment therefor) the future right to keep the right of way and adjacent lands clear of all brush, trees, timber, structures, buildings and other hazards which might endanger Grantee's facilities or impede Grantee's activities.

At no time shall Grantor place, use or permit any equipment, material or vegetation of any kind that exceeds twelve (12) feet in height, light any fires, place or store any flammable materials, on or within the boundaries of the right of way. Subject to the foregoing limitations, the surface of the right of way may

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be used for other purposes not inconsistent, as defined by the Grantee, with the purposes for which this easement has been granted.

JURY WAIVER. TO THE FULLEST EXTENT PERMITTED BY LAW, EACH OF THE PARTIES HERETO WAIVES ANY RIGHT IT MAY HAVE TO A TRIAL BY JURY IN RESPECT OF LITIGATION DIRECTLY OR INDIRECTLY ARISING OUT OF, UNDER OR IN CONNECTION WITH THIS EASEMENT. EACH PARTY FURTHER WAIVES ANY RIGHT TO CONSOLIDATE, OR TO REQUEST THE CONSOLIDATION OF, ANY ACTION IN WHICH A JURY TRIAL HAS BEEN WAIVED WITH ANY OTHER ACTION IN WHICH A JURY TRIAL CANNOT BE OR HAS NOT BEEN WAIVED. THIS PARAGRAPH WILL SURVIVE THE EXPIRATION OR TERMINATION OF THIS AGREEMENT.

Grantor represents and warrants that it possesses all right, title and interest in and to the right of way area, free and clear of any lien, security interest, encumbrance, claim, license or other restriction that would interfere with Grantee's use of the right of way area for the purposes contemplated hereunder.

The rights and obligations of the parties hereto shall be binding upon and shall benefit their respective heirs, successors and assigns and shall run with the land.

Dated this 1st day of February, 2022.

Terra Renovatio I, LLC

Cory Carman
By: Cory Carman GRANTOR

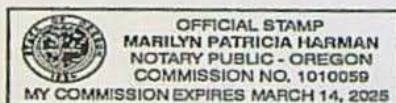
Its:

REPRESENTATIVE ACKNOWLEDGEMENT

State of Oregon }
County of Wallowa } SS.

This instrument was acknowledged before me on this 1 day of February, 2022.

by Cory Carman, as Manager
Name of Representative Title of Representative
of Terra Renovatio I, LLC
Name of Entity on behalf of whom this instrument was executed



Marilyn Patricia Harman
Notary Public

My commission expires: 3-14-25

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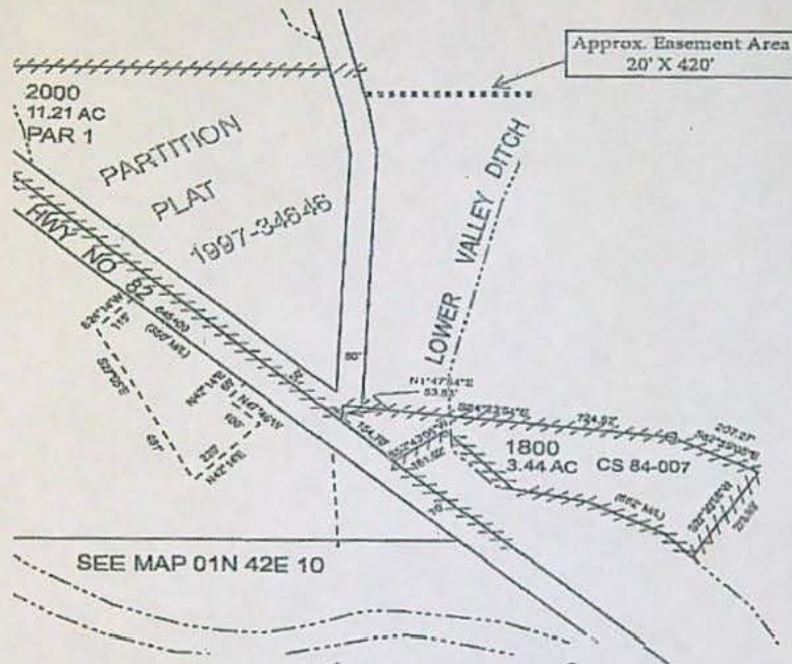
OWHD
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PROPERTY DESCRIPTION

In the SE 1/4 of Section 3, Township 1N, Range 42E
of the Willamette Meridian, Wallowa County, State of Oregon.
Map / Tax Lot or Assessor's Parcel No.: 01N42E / TL803



3	2
10	11

CC#:11191 WO#:6903012 ROW#:

Landowner: Terra Renovatio I, LLC

Drawn by: J. Samp

EXHIBIT A

This drawing should be used only as a representation of the location of the easement area. The exact location of all structures, lines and appurtenances is subject to change within the boundaries of the described easement area.

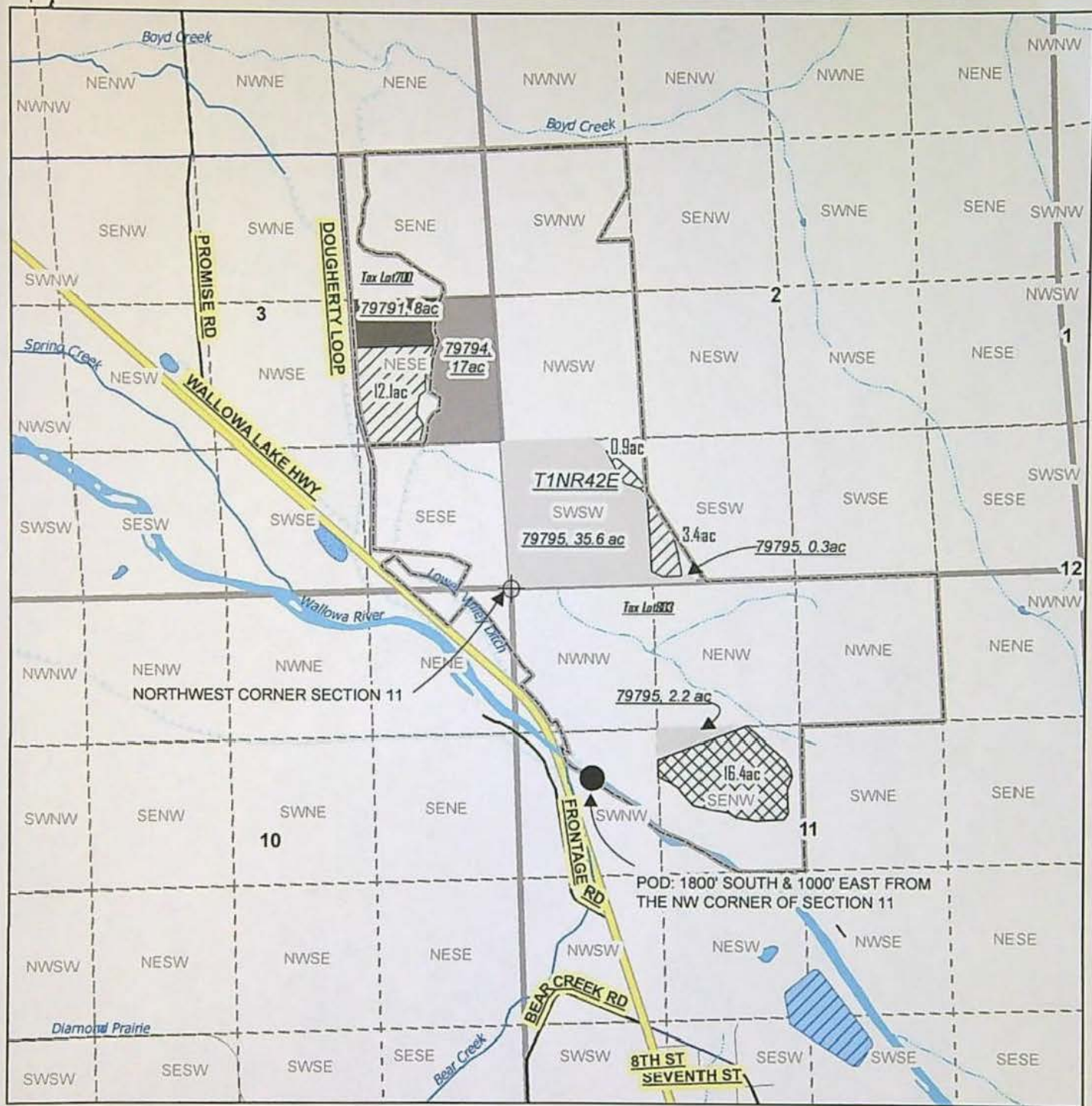
**PACIFIC POWER**
A DIVISION OF PACIFICORP

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Temporary Transfer Map - for Carman Ranch & Thomas 2023 - 2027

1:15,840

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This map is not intended to display property lines

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Legend

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REMAINING_RIGHTS

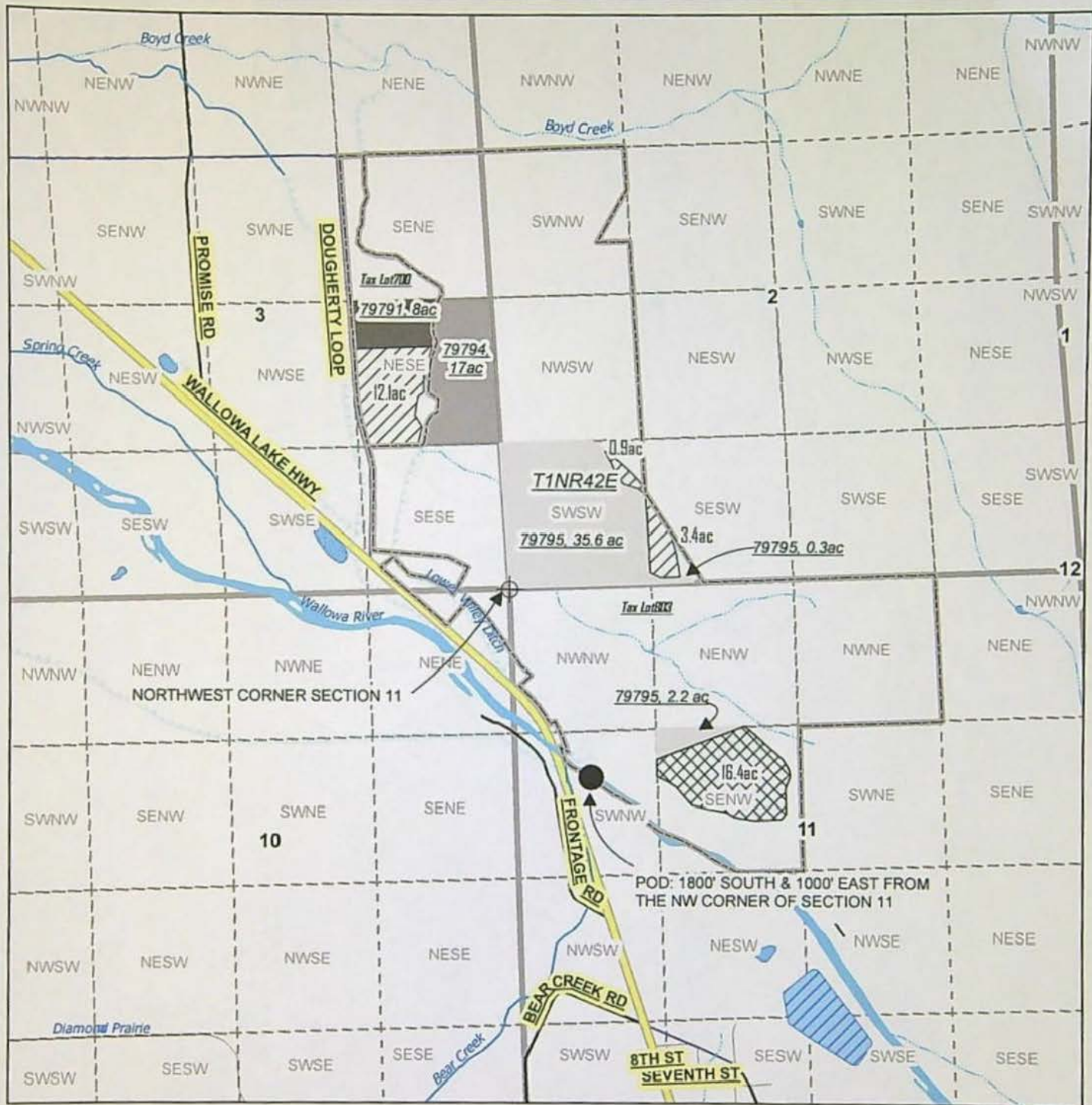
CERTIFICAT

79791

79794

79795

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Temporary Transfer Map - for Carman Ranch & Thomas 2023 - 2027 1:15,840

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Legend

TEMP_TRANSFER_ACRES

TRANSFER_

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REMAINING_RIGHTS

CERTIFICAT

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14236

Temporary Transfer Application Intake Checklist

Transfer # T- 14236

Reviewer <i>Aula</i>	Type of Change(s) Proposed: <u>MUST INCLUDE A CHANGE IN PLACE OF USE</u>		
Date <i>5/8/23</i>	<input checked="" type="checkbox"/> POU	<input type="checkbox"/> POU/POD	<input type="checkbox"/> POU/APOD <input type="checkbox"/> POU/POA <input type="checkbox"/> POU/APOA
Calculated Fee \$	Use fee calculator on back of this form		Fee Received \$ <i>SEE BACK</i>
Certificate(s): <i>19795</i>	Check <u>ALL</u> Certs in WRIS to confirm they are not cancelled		
For multiple certificates, does application meet requirement of OAR 690-380-3220? If no, why? Use the flow chart for multiple Certs			<input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A
Notes: <i>check table 2 - on/off lands</i> 			
Application: OAR 690-380-3000; OAR 690-380-3220			
1.	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	Have <u>ALL</u> of the applicant's signed and dated the application? If no, whose signature is missing?	
2.	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	Part 5 of application: Does the information match the description of the explanation on Part 4 of the application?	
3.	<input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A	For multiple certificates: Each certificate proposed for transfer has their own separate completed Part 5, Tables 1 & 2? If no, which certificate(s) are missing separate Part 5, Tables 1 & 2?	
Map Requirements: OAR 690-380-3100			
4.	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	Map included and meets mapping requirements?	
5.	<input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A	Map Waiver? The map waiver must be issued by the Department	
Notes:			
Attachments: OAR 690-380-3000			
6.	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	Evidence of Use included, signed, & notarized w/supporting documentation?	
	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	Current recorded deed for the land from which the authorized place of use is temporarily being moved included?	
	<input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A	Affidavit of Consent from Landowner(s) described on the deed?	
7.	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> N/A	Land Use Form included and signed by the County?	
8.	<input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A	Consent Form included, signed, and notarized?	
9.	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> N/A	District: Place of use is in or near an irrigation district?	
	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	If Yes, is Form D included? Name of the District <i>lower Valley Improvement Dist</i>	
10.	<input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A	For changes in POA/APOA – are the well logs included?	
11.	<input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A	For change in POU within Umatilla County, Supplemental Form U included?	
<input checked="" type="checkbox"/>	Application complete: no deficiencies identified, assign a T-number and put this checklist in T-folder.		
<input type="checkbox"/>	Application DEFICIENT: DO NOT accept - return to applicant with letter explaining deficiencies identified.		

Temporary Transfer Application Intake Checklist

[illegible]

> App States 16.4 - may have overpaid