

Historic

T-14392

Name Gary & Terrie LarabeeAddress 78052 Caudle Ln
Lostine, OR 97857
neosaddleup1@gmail.comChange in APODDate Filed 1/24/2024Initial notice date 1/30/2024

DPD issued date

PD issued date

PD notice date

Date of FO 12/12/2024 Vol 133 Page 519-522

C-Date

COBU due date

COBU Received date

Certificate issued

DESCRIPTION OF WATER RIGHT(S)

Name of Stream Lostine RiverTrib. of Wallowa RiverUse Irrigation, LivestockCounty Wallowa

Quantity of water (CFS)

No. of Acres

Name of ditch

App# Decree Per # Wallowa River Cert # 2941 PR Date 7-31-1891

App# Per # Cert # PR Date

App# Per # Cert # PR Date

App# Per # Cert # PR Date

App# Per # Cert # PR Date

FEES PAID

Date	Amount	Receipt #
<u>1-24-24</u>	<u>\$1,360.00</u>	<u>142289</u>

FEES REFUNDED

Date	Amount	Receipt #
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Assignments:

Irrigation District

Agent

CWRE

CC's list Wallowa 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

December 12, 2024

Gary & Terrie Larabee
78052 Caudle Ln
Lostine, OR 97857

REFERENCE: Transfer Application T-14392

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

Also enclosed is a certificate issued to confirm the historic change in point of diversion approved by the final order contained herein. Please read this document carefully and abide by the requirements.

If you have any questions related to the approval of this transfer, you may contact your caseworker, Corey Courchane, by telephone at (503) 979-3917 or by e-mail at Corey.a.courchane@water.oregon.gov.

Sincerely,

Elyse D. Richman
Water Right Services Support
Transfers and Conservation Section

cc: David D. Bates, Watermaster Dist. # 7 (via email)
County of Wallowa Planning Department, Local Government

Enclosures

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Transfer Application)	FINAL ORDER APPROVING AN ADDITIONAL
T-14392, Wallowa County)	POINT OF DIVERSION TO REFLECT HISTORIC
)	USE

Authority

ORS 540.532 establishes the process in which a water right holder may submit a request for a change in point of diversion to reflect historical use under an existing water right. OAR Chapter 690-380-2120 implements the statute and provides the Department's procedures and criteria for evaluating historic point of diversion/appropriation transfer applications.

Applicant

GARY AND TERRIE LARABEE
78052 CAUDLE LN
LOSTINE, OR 97857

Findings of Fact

1. On January 24, 2024, Gary and Terrie Larabee filed a transfer application for authorization of an historic point of diversion under Certificate 2941. The Department assigned the application number T-14392.
2. Notice of the application for transfer was published on January 30, 2024, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. The portion of the right to be transferred is as follows:

Certificate:	2941 in the name of W. H. ALLEN (confirmed by WALLOWA RIVER Decree)
Use:	IRRIGATION of 41.9 ACRES of LAND, and STOCK USE
Priority Date:	JULY 1891
Limit/Duty:	1.5 ACRE FEET PER ACRE DURING ANY PERIOD OF 30 DAYS PRIOR TO JULY 31 ST OF EACH YEAR, AND THEREAFTER NOT TO EXCEED 1.0 ACRE FOOT PER ACRE DURING THE ENTIRE REMAINDER OF THE IRRIGATION SEASON; AND

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.

SAID RIGHT SHALL BE SUBJECT TO ALL OTHER CONDITIONS AND LIMITATIONS CONTAINED IN SAID DECREE.

Source: SOUTH FORK of WALLOWA RIVER, a tributary of the WALLOWA RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q
Not specified in certificate				

Authorized Place of Use:

IRRIGATION AND STOCK USE					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	43 E	WM	9	SW SW	15.0
1 S	43 E	WM	9	SE SW	26.9
Total					41.9

4. The Department received information from the applicant that better describes the authorized point of diversion under Certificate 2941, as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 S	43 E	WM	15	SE SW	POD 1 – POLEY ALLEN DITCH - 600 FEET NORTH AND 1300 FEET EAST FROM THE SW CORNER OF SECTION 15

5. Transfer Application T-14392 proposes an additional point of diversion to reflect historical use approximately 2.3 miles upstream to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 S	43 E	WM	27	NW SE	HAPOD WEST SIDE DITCH - 2870 FEET SOUTH AND 220 FEET EAST FROM THE N1/4 CORNER OF SECTION 27

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

Transfer Review Criteria (ORS 540.532 and OAR 690-380-2120)

7. Pursuant to OAR 690-380-2120(2)(a), evidence has been submitted that the actual, current point of diversion for the water right in question, as described in Finding No. 5, has been in use for more than 10 years.
8. Pursuant to OAR 690-380-2120(2)(c), the Watermaster provided a statement that to his knowledge there has been no complaint of injury due to the use of water at the actual, current point of diversion, prior to the transfer request.
9. The Department did not identify any affected water rights pursuant to OAR 690-380-2120(3).

10. 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.
11. A diversion structure and ditch sufficient to use the full amount of water allowed under the existing right are present.
12. The proposed change would not result in enlargement of the right.
13. The proposed change would not result in injury to other water rights.

Conclusions of Law

The proposed additional point of diversion to reflect historical use in application T-14392 is consistent with the requirements of ORS 540.532, and OAR 690-380-2120.

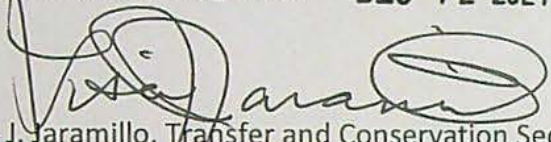
Now, therefore, it is ORDERED:

1. The change proposed in T-14392 is approved and effective immediately.
2. The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificate 2941 and any related decree.
3. Water right certificate 2941 is cancelled. Certificate 98017 will be issued to describe the additional point of diversion for the portion of Certificate 2941 included in T-14392. Certificate 98018 shall be issued to describe the portion of Certificate 2941 not modified by this order. Together, the new Certificates shall supersede Certificate 2941.
4. The quantity of water diverted at the additional point of diversion (HAPOD West Side Ditch), together with that diverted at the old point of diversion (POD 1 – Poley Allen Ditch), shall not exceed the quantity of water lawfully available at the original point of diversion (POD 1 – Poley Allen Ditch).

5. Prior to October 1, 2025, the water user shall install an approved fish screen at the new point of diversion and shall provide to the Oregon Water Resources Department (OWRD) a written statement from Oregon Department of Fish and Wildlife (ODFW) that the installed screen meets the state's criteria, or that ODFW has determined a screen is not necessary.

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

Dated in Salem, Oregon on **DEC 12 2024**


Lisa J. Saramillo, Transfer and Conservation Section Manager, for
IVAN GALL, DIRECTOR
Oregon Water Resources Department

Mailing date: **DEC 13 2024**

STATE OF OREGON

COUNTY OF WALLOWA

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

GARY AND TERRIE LARABEE
78052 CAUDLE LN
LOSTINE, OR 97857

confirms the right to use the waters of SOUTH FORK of WALLOWA RIVER, a tributary of the WALLOWA RIVER for IRRIGATION of 41.9 ACRES of LAND, and STOCK USE.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Wallowa County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 5, at Page 144. The date of priority is JULY 1891.

The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1.5 acre feet per acre during any period of 30 days prior to July 31st of each year, and thereafter not to exceed 1 acre foot per acre during the entire remainder of the irrigation season; and said right shall be subject to all other conditions and limitations contained in said decree.

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 S	43 E	WM	15	SE SW	POD 1 – POLEY ALLEN DITCH - 600 FEET NORTH AND 1300 FEET EAST FROM THE SW CORNER OF SECTION 15
1 S	43 E	WM	27	NW SE	HAPOD WEST SIDE DITCH - 2870 FEET SOUTH AND 220 FEET EAST FROM THE N1/4 CORNER OF SECTION 27

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

IRRIGATION AND STOCK USE					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	43 E	WM	9	SW SW	15.0
1 S	43 E	WM	9	SE SW	26.9
Total					41.9

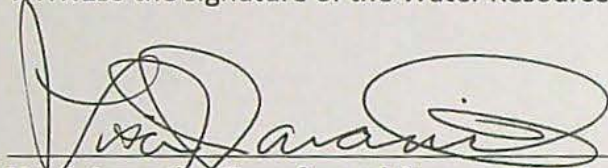
This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may petition for judicial review 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.

Prior to October 1, 2025, the water user shall install an approved fish screen at the new point of diversion and shall provide to the Oregon Water Resources Department (OWRD) a written statement from Oregon Department of Fish and Wildlife (ODFW) that the installed screen meets the state's criteria, or that ODFW has determined a screen is not necessary.

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

This certificate is issued to confirm an HISTORIC CHANGE IN POINT OF DIVERSION approved by an order of the Water Resources Director entered DEC 12 2024, approving Transfer Application T-14392, and supersedes Certificate 2941, State Record of Water Right Certificates.

WITNESS the signature of the Water Resources Director, affixed DEC 12 2024.

A handwritten signature in black ink, appearing to read 'Lisa J. Jaramillo', is written over a horizontal line.

Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
IVAN GALL, DIRECTOR
Oregon Water Resources Department

STATE OF OREGON

COUNTY OF WALLOWA

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

W. H. ALLEN
LOSTINE, OR 97857

confirms the right to use the waters of SOUTH FORK of WALLOWA RIVER, a tributary of the WALLOWA RIVER for IRRIGATION of 102.6 ACRES of land, and STOCK USE.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Wallowa County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 5, at Page 144. The date of priority is JULY 1891.

The amount of water to which this right is entitled is limited to an amount actually beneficially used for said purposes, and shall not exceed 1.5 acre feet per acre during any period of 30 days prior to July 31st of each year, and thereafter not to exceed 1 acre foot per acre during the entire remainder of the irrigation season; and said right shall be subject to all other conditions and limitations contained in said decree.

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

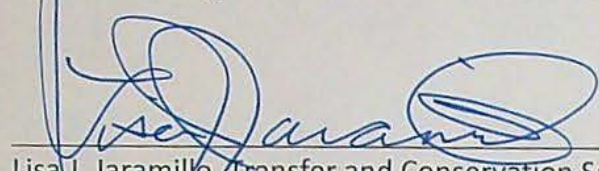
IRRIGATION AND STOCK USE					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	43 E	WM	9	SW NW	34.6
1 S	43 E	WM	9	NE SW	30.0
1 S	43 E	WM	9	NW SW	38.0
Total					102.6

This certificate describes that portion of water right Certificate 2941, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered DEC 12 2024, approving Transfer Application T-14392.

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

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

WITNESS the signature of the Water Resources Director, affixed DEC 12 2024.

A handwritten signature in blue ink, appearing to read "Lisa J. Jaramillo", written over a horizontal line.

Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
IVAN GALL, DIRECTOR
Oregon Water Resources Department

WATER RIGHT TRANSFER COVER SHEET

Transfer: T-14392

Transfer Specialist: *Corey*

Transfer Type: Historic POD Transfer

Reimbursement Authority? ☐

Applicant: Gary & Terrie Larabee 78052 Caudle Ln Lostine, OR 97857	Agent:	Receiving Landowner:
Current Landowner if other than Applicant:	CWRE:	Irrigation District:
Affected Local Gov'ts: County Of Wallowa Planning Department	Affected Tribal Gov't:	BOR Notified (date):

Water Rights Affected

File Marked	App. File # or Decree Name	Permit	Certificate	RR/CR Needed	RR/CR Nos.
<input checked="" type="checkbox"/>	2941 Wallowa River		2941	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	98018
<input type="checkbox"/>				<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>				<input type="checkbox"/> Yes <input type="checkbox"/> No	

Key Dates & Initial Actions (Support Staff)

Rec'd: January 24, 2024	Proposed Action(s): ADDITIONAL POINT OF DIVERSION	
Fees Pd: 1360.00	Acknowledgement Letter Sent <input checked="" type="checkbox"/>	Basin: 8 Grande Ronde
Initial Public Notice: 1/30/2024	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:
ODFW District:	ODFW Review sent:	ODFW Review date received:
Groundwater	GW Review sent:	GW Review date received:

Caseworker Actions: Newspaper & PD Notice:

Newspaper notice needed: <input type="checkbox"/>	Name of Newspaper:
Newspaper notice sent to coordinator:	Newspaper notice quote requested (NRS1):
Request for news \$ sent:	News \$ received:
Affidavit of publication received:	Last day of publication:

Peer Review:

Document	Drafted	Peer Review	Coordinator	Changes Made	Signature Bin	Signature Date
DPD	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	CW Sent: _____ WM Sheet <input type="checkbox"/> ODFW Sheet: <input type="checkbox"/>	N/A
PD	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____ Data Review Date: _____	Date: _____	Date: _____
FO	Date: 8/28/24 Initials: CE	Date: 8/28/24 Initials: JS	Date: 9/18/24 Initials: SH	Date: 9/23/24 Initials: CC	Date: 10/25/24 No. of docs for sig: 2	Date: 12/12/24

Special Issues: _____

Special Order Volume: Vol. 133 Pages 519-522

COURCHANE Corey A * WRD

From: Gary Larabee <neosaddleup1@gmail.com>
Sent: Thursday, October 24, 2024 7:06 PM
To: COURCHANE Corey A * WRD
Subject: Larabee's property title

Corey, This is a follow up... I just sent our new title report to you via a "forward" from the Wallowa Title Co. " You do not have to respond to me if you received the necessary documents; however, if you did not get those documents then let me know and I will try again.

Gary Larabee

BILL TO

GARY LARABEE
TERRIE LARABEE
78052 CAUDLE LN
LOSTINE, OR 97857

Invoice

DATE	INVOICE #
10/23/2024	6872

LARABEE

Job

ITEM	DESCRIPTION	SERVICE DA...	QTY	PRICE EA	BALANCE
402	Report No. 31482 Property: 1S43 TL3700	10/23/2024	1	200.00	200.00

Please remit payment to the above address.

Total**\$200.00**

October 23, 2024

REPORT NO. 31482 (JDR)

PROPERTY ADDRESS:

78052 Caudle Lane
Lostine, OR 97857

Gary Larabee
Terrie Larabee
78052 Caudle Ln
Lostine, OR 97857

We have searched our Tract Indices as to the following described real property:

Township 1 South, Range 43 East of the Willamette Meridian, Wallowa County, Oregon

Section 9: S½SW¼

And as of October 23, 2024, at 8:00 A.M., we find the last deed of record runs to:

GARY D. LARABEE and TERRIE F. LARABEE, husband and wife

We also find the following apparent encumbrances prior to the effective date hereof:

1. Easement, including the terms and provisions thereof, created by instrument,

Recorded: Book 71 of Deeds, Page 75
In favor of: Pacific Power & Light Company
For: Utilities

1. Agreement for Easement, including the terms and provisions thereof, created by instrument,

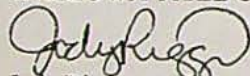
Recorded: Document No. 99-39618
Between: Arlyne Makin and Rhee Lathrop
and: Gary Larabee and Terrie Larabee
For: Installation of buried irrigation mainline

2. Real property taxes for 2024-25:

Tax Amount: \$2,204.40
Unpaid Balance: \$2,204.40 (Discounts may apply if paid by 11/15/2024)
Account No.: 1S43 TL3700 Ref#98

THIS IS NOT A TITLE REPORT since no examination has been made of the title to the above described property. Our search for apparent encumbrances was limited to our Tract Indices and therefore, above listings do not include additional matters which might have been disclosed by an examination of the record title. The liability in connection with this Report is expressly limited to the sum paid therefor, and Wallowa Title Company will not otherwise be responsible for errors and omissions therein. The charge for this service does not include supplemental reports.

WALLOWA TITLE COMPANY


Jody Riggs
email: jriggs@wallowatitle.com

Fee: \$200.00

ADDR 78052 CAUDLE LN		TOTAL DUE		2138.27
1	CTY/ST LOSTINE	OR 97857	INTEREST DATE(CMD-22 TO CHANGE)	111524
SITUS CITY COUNTY		ADDRESS 78052	CAUDLE	LN
YR	M JV	ASD VAL	TAX AMT - TAX PD =	TAX DUE + INT/-DISC = BAL DUE
24		191153	2204.40	2204.40 66.13- 2138.27
23		185758	2137.34	2137.34
22		180520	2075.46	2075.46
21		175436	1999.50	1999.50
20		170501	1741.13	1741.13
19		165543	1694.11	1694.11
18		160722	1648.34	1648.34
17		156042	1603.72	1603.72
16		151614	1627.17	1627.17
15		147356	1586.35	1586.35
14		143220	1546.88	1546.88
13		139211	1507.94	1507.94
TOTALS		45308.91	43104.51	2204.40 66.13- 2138.27

1-HLP 2-FE 3-PHS 4-JV 5-DET 7-EOJ 8-CLR 9-PRV 10-NXT 13-1/3 14-LEN 16-COM F23 AI

OWNER LARABEE, GARY D & TERRIE F
CNTRCT _____
ADDR 78052 CAUDLE LN

ET ALS

Pg 1

CTY/ST LOSTINE OR 97857
SC DEF _____ SITUS: COUNTY
SITUS: 78052 CAUDLE LN
HOME ID: _____

YR AP 2020 APPR AI ASHLEY IMMOOS
ACRES 78.45 SPC ASM

ACTION CDS MAPCODE 0073
VALUE CHANGE '20

	RMV	M5 VALUE	TOTAL AV
LAND	478,070	60,940	
IMPROV	254,590	254,590	
SUBTOT	732,660	315,530	
LESS EXEMPTIONS:		0	
LESS VET EXEMPT:			
NET VALUES:		315,530	

NOTES

*

1-KEY 2-IMP 3-LND 7-EOJ 8-CLR 9-BACK 10-FORWARD 17-JV/TL 22-SALES 23-TAX INQ

WE ARE COMMITTED TO SAFEGUARDING CUSTOMER INFORMATION

Title V of the Gramm-Leach-Bliley Act (GLBA) generally prohibits any financial institution, directly or through its affiliates, from sharing nonpublic personal information about you with a nonaffiliated third party unless the institution provides you with a notice of its privacy policies and practices, such as the type of information that it collects about you and the categories of persons or entities to whom it may be disclosed. In compliance with the GLBA, we are providing you with this documents, which notifies you of the privacy policies and practices of WALLOWA TITLE COMPANY.

In order to better serve your needs now and in the future, we may ask you to provide us with certain information. We understand that you may be concerned about what we will do with such information - particularly any personal or financial information. We agree that you have a right to know how we will utilize the personal information you provide to us. Therefore, we have adopted this Privacy Policy to govern the use and handling of your personal information.

We may collect nonpublic personal information about you from the following sources:

- ✓ Information we receive from you on applications, forms and in other communications to us, whether in writing, in person, by telephone or any other means;
- ✓ Information about your transactions we secure from our files, our affiliated companies or others;
- ✓ Information we receive from a consumer reporting agency; and
- ✓ Information that we receive from others involved in your transaction, such as a real estate agent or lender.

Unless it is specifically stated otherwise in an amended Privacy Policy Notice, no additional nonpublic personal information will be collected about you.

We may disclose any of the above information that we collect about our customers or former customers to our affiliates or to nonaffiliated third parties as permitted by law.

We also may disclose this information about our customers or former customers to the following types of nonaffiliated companies that perform marketing services on our behalf or with whom we have joint marketing agreements:

- Financial service providers such as companies engaged in banking, consumer finance, securities and insurance.
- Non-financial companies such as envelope stuffers and other fulfillment service providers.

WE DO NOT DISCLOSE ANY NONPUBLIC PERSONAL INFORMATION ABOUT YOU TO ANYONE FOR ANY PURPOSE THAT IS NOT SPECIFICALLY PERMITTED BY LAW.

We restrict access to nonpublic personal information about you to those employees who need to know that information to provide products or services to you. We currently maintain physical, electronic and procedural safeguards that comply with federal regulations to guard your nonpublic personal information.

Husband and Wife, hereinafter called the grantee, does hereby grant, bargain, sell and convey unto the grantee and grantee's heirs, successors and assigns, that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or in any way appertaining, situated in the County of Wallowa and State of Oregon, described as follows, to-wit: The South half of the Southwest quarter of Section 9, Township 1 South, Range 43 East, of the Willamette Meridian in Wallowa County, Oregon.

To Have and to Hold the same unto the grantee and grantee's heirs, successors and assigns forever.

And the grantor hereby covenants to and with grantee and grantee's heirs, successors and assigns, that grantor is lawfully seized in fee simple of the above granted premises, free from all encumbrances and that grantor will warrant and forever defend the premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, except those claiming under the above described encumbrances.

After recording return to:
Citizens Title & Escrow
211 W. Main
Enterprise, OR 97828

Send tax statements to:
Gary and Terrie Larabee
c/o General Delivery
Wallowa, OR 97885

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$290,000.00. ~~*However, the actual consideration consists of or includes other property or value given or promised which is consideration.*~~

In construing this deed and where the context so requires, the singular includes the plural and all grammatical changes shall be made so that this deed shall apply equally to corporations and to individuals.

In Witness Whereof, the grantor has executed this instrument this 24th day of September, 1996; if a corporate grantor, it has caused its name to be signed and its seal, if any, affixed by an officer or other person duly authorized to do so by order of its board of directors.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

Austin S. Jones

Vernita I. Jones

STATE OF OREGON, County of Wallowa) ss.

This instrument was acknowledged before me on September 24, 1996 by AUSTIN S. JONES and VERNITA I. JONES as their voluntary act and deed.



[Signature]
Notary Public for Oregon

SPACE RESERVED FOR RECORDER'S USE.

STATE OF OREGON, County of Wallowa) ss.

I certify that the within instrument was received for record on the 27 day of September, 1996 at 10:38 o'clock A.M., and recorded as fee/microfilm/reception No. 96-31877, Record of Deeds of said county.

Witness my hand and seal of County affixed

By Dana Roberts, Deputy.
25th

deed

(INDIVIDUAL)

For value received the undersigned Grantors, Austin S. Jones and Vernita I. Jones (husband and wife) do hereby grant to PACIFIC POWER & LIGHT COMPANY, a corporation, its successors and assigns, the Grantee, an easement or right of way for an electric transmission and distribution line of one or more wires and all necessary or desirable appurtenances (including telephone and telegraph wires, towers, poles, props, guys and other supports and the right to place all or any part of such line in underground conduits) at or near the location and along the general course now located and staked out by the Grantee over, across and upon the following described real property in Wallowa County, State of Oregon to-wit:

The South half of the Southwest quarter (S $\frac{1}{2}$,SW $\frac{1}{4}$) of Section 9, Township 1 South, Range 43 E.W.M.

Together with the right of ingress and egress over the adjacent lands of the Grantor for the purpose of constructing, reconstructing, stringing new wires on, maintaining and removing such line and appurtenances, and exercising other rights hereby granted.

All such rights hereunder shall cease if and when such line shall have been abandoned.

Dated this 27th day of February, 1963.

Austin S. Jones (Seal)

Vernita I. Jones (Seal)

STATE OF Oregon)
COUNTY OF Wallowa) ss

On this 27th day of February, personally appeared before me, a notary public in and for said State, the within named Austin S. Jones and Vernita I. Jones to me known to be the identical persons described therein and who executed the foregoing instrument, and acknowledged to me that they executed the same freely and voluntarily for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day and year above written.

Richard M. Gosney
Notary Public for Oregon
residing at Enterprise therein
My commission expires June 15, 1965

seal

Recorded April 22, 1963 at 11:31 a. m., Marjorie Martin, County Clerk

By Mark Marks Clerk

Mark Marks, Sheriff

62466

to

Charles Courtney Cox

Redemption Certificate

REDEMPTION CERTIFICATE OF REAL PROPERTY
SOLD TO WALLOWA COUNTY OREGON FOR DELINQUENT TAXES

STATE OF OREGON)
COUNTY OF WALLOWA) ss

I hereby certify that the following described real property, situated in the County of Wallowa, State of Oregon, to-wit:

SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$

Sec. 29 Twp. 2N R. 43E

SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$

30

EN

43

....., hereinafter called the second party,

WITNESSETH:

WHEREAS: The first party is the record owner of the following described real estate in WALLOWA County, State of Oregon, to-wit:

See Attached Exhibit A

and has the unrestricted right to grant the easement hereinafter described relative to said real estate;

NOW, THEREFORE, in view of the premises and in consideration of One Dollar (\$1) by the second party to the first party paid and other valuable considerations, the receipt of all of which hereby is acknowledged by the first party, they agree as follows:

The first party does hereby grant, assign and set over to the second party an Easement 3 feet wide for purposes of installing a buried irrigation mainline, said Easement running from the intersection of West Side Ditch and North Line of First Party's Property, East to a point 3 feet of the South West Corner of Second Party's Property.

(Insert here a full description of the nature and type of the easement granted to the second party.)

The second party shall have all rights of ingress and egress to and from said real estate (including the right from time to time, except as hereinafter provided, to cut, trim and remove trees, brush, overhanging branches and other obstructions) necessary for the second party's use, enjoyment, operation and maintenance of the easement hereby granted and all rights and privileges incident thereto.

Except as to the rights herein granted, the first party shall have the full use and control of the above described real estate.

The second party hereby agrees to hold and save the first party harmless from any and all claims of third parties arising from second party's use of the rights herein granted.

The easement described above shall continue for a period of Indefinitely, always subject, however, to the following specific conditions, restrictions and considerations:

After installation of mainline, Second Party agrees to Level, Seed and take whatever steps are necessary to Restore the Premises to Pre-Construction Condition. Also, allowing Waste Water From Land of First Party to flow thru Land of Second Party to the Polly-Allen Ditch, or for their use.

and second party's right of way shall be parallel with said center line and not more than feet distant from either side thereof.

During the existence of this easement, its maintenance and the cost of said maintenance shall be the responsibility of (check one): ☐ the first party; ☒ the second party; ☐ both parties, share and share alike; ☐ both parties, with the first party being responsible for ...% and the second party being responsible for ...%. (If the last alternative is selected, the percentages allocated to each party should total 100.)

This agreement shall bind and inure to the benefit of, as the circumstances may require, not only the immediate parties hereto but also their respective heirs, executors, administrators and successors in interest as well.

In construing this agreement, where the context so requires, the singular includes the plural and all grammatical changes shall be made so that this agreement shall apply equally to individuals and to corporations. If the undersigned is a corporation, it has caused its name to be signed and its seal affixed by an officer or other person duly authorized to do so by its board of directors.

IN WITNESS WHEREOF, the parties hereto have executed this easement in duplicate.

Dated September 7, 1999

Shelley Lathrop
Viola Arlyne Mackin
FIRST PARTY

Gary J. Larabee
Terrie F. Larabee
SECOND PARTY

STATE OF OREGON, County of Wallowa, ss.

This instrument was acknowledged before me on September 7, 1999, by Shelley Lathrop Viola Arlyne Mackin

This instrument was acknowledged before me on September 7, 1999, by Gary Larabee Terrie Larabee



Shannon J. Shelton
Notary Public for Oregon
My commission expires June 7, 2003

**AGREEMENT
FOR EASEMENT
BETWEEN**

AND

AFTER RECORDING RETURN TO

SPACE RESERVED
FOR
RECORDER'S USE

STATE OF OREGON,
County of } ss.

I certify that the within instrument was received for record on the day of, 19....., at o'clock M., and recorded in book/reel/volume No. on page or as fee/tile/instrument/microfilm/reception No., Record of of said County.

Witness my hand and seal of County affixed.

NAME TITLE
By Deputy

Exhibit A

A tract of land situated in Sections 8, 16 and 17 of Township 1 South, Range 43 East of the Willamette Meridian, more particularly described as follows:

LAND WITHIN SAID SECTION 16:

All that portion of the Northwest quarter lying North and East of the Westside Ditch Company ditch.

LAND WITHIN SAID SECTION 17:

All that portion of the Northeast quarter of the Northeast quarter lying North and East of the Westside Ditch Company ditch.

STATE OF OREGON
COUNTY OF WALLOWA

I certify that this instrument was
received and recorded in the book
of records of said county.

CHARLOTTE MCIVER
Wallowa County Clerk

by: Jan Smith
County Clerk/Deputy.

DOC#: 9939618

RCPT: 36020

9/07/09 11:07 AM

35.00



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

September 27, 2024

VIA E-MAIL

GARY AND TERRIE LARABEE

78052 CAUDLE LN

LOSTINE, OR 97857

SUBJECT: Water Right Transfer Application T-14392

Your water right transfer change in point of diversion to reflect historical use is in the first phase of processing.

Submittal of the following required item is needed at this time:

1. You must submit a **Report of Ownership** for the lands where the water right(s) are currently located (i.e., the FROM lands). This report:
 - a) Must be prepared by a title company;
 - b) Shall include a "prepared by" statement and the date the title company prepared the report printed on the cover sheet;
 - c) Must be:
 - i. Prepared within 3 months of the Draft Preliminary Determination showing current ownership; **OR**
 - ii. Prepared within 3 months of recording of a water right conveyance agreement; **OR**
 - iii. Have a prepared date showing ownership at the time a water right conveyance agreement was recorded.

If water right conveyance agreements are involved, it is helpful to provide copies of those agreements along with the Report of Ownership.

IMPORTANT: In order for the Department to clearly understand the date that the title company prepared the Report of Ownership, the title company must indicate/state the date that they prepared the report on the coversheet and/or first page of the report.

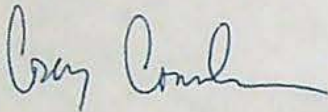
- d) Must include a list of owners at the time the report was generated; **AND**
- e) Must include a legal description of the property where the water right to be transferred is currently located (i.e., the FROM lands).

Enclosed is a copy of Oregon Department of Fish and Wildlife (ODFW) Additional Fish Screening and Passage Information for the Applicant. You will note that ODFW requires a fish screening and/or by-pass device to be installed. We will establish a deadline for compliance with this condition. Please contact the ODFW personnel listed on the document for assistance.

Issuance of the Final Order will occur shortly after we receive your response, and the report of ownership. The order may be issued denying the application as incomplete if I do not receive your response, proof of service, and the report of ownership by **October 28, 2024**.

Please do not hesitate to contact me, at corey.a.courchane@water.oregon.gov or (503) 979-3917, if I may be of assistance.

Sincerely,



Corey Courchane
Allocation of Conserved Water
Transfer and Conservation Section

cc: Transfer Application file T-14392
David D. Bates, District 7 Watermaster (*via e-mail*)

Enclosures:
ODFW Contact Sheet

Oregon Department of Fish and Wildlife
Additional Fish Screening and Passage Information for the Applicant
(To be completed by ODFW for WRD to provide to the applicant.)

Transfer #: T-14392

The applicant should be aware that fish screening and passage may be required for certain changes in point of diversion if the boxes below are checked.

- ☒ Fish screening is required as a condition of this transfer. The fish screen must meet ODFW's design, construction, operational and maintenance standards.

Pursuant to ORS 498.306, cost-share funds may be available to assist in the installation of fish screening.

The applicant should contact the ODFW staff member below to obtain additional information on the design, construction, operational, and maintenance standards for the fish screen and to obtain information about ODFW's cost-sharing program for screening. **Prior to installation, the water user must obtain written approval from ODFW that the required screen meets ODFW's criteria.**

ODFW staff name: Nathaniel Ashley

Address: PO Box 515; W Hwy 26 Patterson Rd

City/State/Zip: John Day, OR 97845

Phone: (541) 575-0561

- ☒ This transfer may trigger requirements for fish passage under ORS 509.585 because a new point of diversion will be constructed, an existing point of diversion's capacity will be increased, or an existing point of diversion will be abandoned. The applicant should contact the ODFW staff member below for a determination of whether native migratory fish are or were present at the applicable location, which will determine whether fish passage must be addressed.

ODFW staff name: Kyle Bratcher

Address: 65495 Alder Slope Rd

City/State/Zip: Enterprise, OR 97828

Phone: (541) 318-7928

Oregon Department of Fish and Wildlife
Historic Point of Diversion Fish Screen Requirement Form
(ODFW provides to WRD so that WRD can make findings according to statutory requirements.)

Reference Transfer #: T-14392

Date of review: 1/31/2024

Please check one of the following five boxes related to fish screen requirements pursuant to ORS 540.532:

☐ **1. Screen Maintain**

[Select this option if the new Point of Diversion (POD) requires a fish screen and is currently equipped with an appropriate fish screen that will still be in compliance if the transferred water is diverted from this POD.]

Note: This option will yield the following:

Finding of Fact: The Oregon Department of Fish and Wildlife has determined that a fish screen is necessary at the new point of diversion to prevent fish from entering the diversion and that the diversion is currently equipped with an appropriate fish screen.

Condition: The water user shall operate and maintain an approved fish screen at the new point of diversion. If Oregon Department of Fish and Wildlife (ODFW) determines the screen is not functioning properly, and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that OWRD regulate the use of water until OWRD receives notification from ODFW that the fish screen is functioning properly.

☒ **2. Screen Now**

[Option 2 should generally be selected if fish species are present at the point of diversion and/or the originating water right diversion is currently screened. If Option 2 is selected, provide contact information on the "Fish Screening and Passage Information" sheet. The new diversion may be eligible for cost-share.]

Note: This option will yield the following:

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

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

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

*Please return all 3 pages to: Transfers Section, Water Resources Department,
725 Summer St. NE, Suite A, Salem, OR 97301-1266*

☐ **3. Screen 2 Year**

[Option 3 may be checked if the change is from an unscreened diversion to a HISTORIC POD or an existing POD in use for another water right, and cost-share funds are not currently available. It should NOT be checked if fish species are present at the point of diversion, the originating water right diversion is screened, cost-share funds are currently available, or the diversion is not eligible for ODFW's cost-share program. Please provide contact information on the "Fish Screening and Passage Information" sheet.] If extraordinary circumstances are present, please explain: _____

Note: This option will yield the following:

Finding of Fact: The Oregon Department of Fish and Wildlife (ODFW) has determined that a fish screen is necessary at the new point of diversion to prevent fish from entering the diversion and that the diversion is not currently equipped with an appropriate fish screen. Listed fish species are not present at the point of diversion, the originating water right diversion is not screened, cost-share funds are not currently available, and the proposed diversion may be eligible for ODFW's cost-share program. A grace period of two years is appropriate until such time as cost-share funds become available to assist in the construction of a fish screen. If cost-share funds do not become available, the water user must screen within the indicated time period regardless of the availability of cost-share funding.

Condition: By October 1, 20__ [Within two years after the date of this order] the water user shall install an approved fish screen at the new point of diversion. The water user shall provide to OWRD a written statement from Oregon Department of Fish and Wildlife (ODFW) that the installed screen meets the state's criteria, or that ODFW has determined a screen is not necessary.

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

☐ **4. Screen Future**

[Use this option if fish are not currently present, but might possibly be at some future time.]

Note: This option will yield the following:

Finding of Fact: The Oregon Department of Fish and Wildlife has determined that the diversion is not currently equipped with an appropriate fish screen, but a fish screen may be required in the future at the new point of diversion to prevent fish from entering the diversion.

Condition: The Oregon Department of Fish and Wildlife (ODFW) may require the water user to install an approved fish screen at the new point of diversion within one year after receiving written notification that a fish screen is required. Once installed the water user shall maintain and operate the fish screen at the new point of diversion according to ODFW's operational and maintenance standards. If ODFW determines the screen is not functioning properly, and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that OWRD regulate the use of water until OWRD receives notification from ODFW that the fish screen is functioning properly.

☐ **5. No Screen Needed**

[Check this box if fish are not currently present, and are not expected in the future.]

Jorden Smith

Digitally signed by Jorden Smith
Date: 2024.01.31 12:48:00 -08'00'

(541) 805-1990

Signature

Phone

Jorden Smith
Printed Name

East Region Hydropower & Water Rights Coordinator
Title

Oregon Department of Fish and Wildlife
Additional Fish Screening and Passage Information for the Applicant
(To be completed by ODFW for WRD to provide to the applicant.)

Transfer #: T-14392

The applicant should be aware that fish screening and passage may be required for certain changes in point of diversion if the boxes below are checked.

- ☒ Fish screening is required as a condition of this transfer. The fish screen must meet ODFW's design, construction, operational and maintenance standards.

Pursuant to ORS 498.306, cost-share funds may be available to assist in the installation of fish screening.

The applicant should contact the ODFW staff member below to obtain additional information on the design, construction, operational, and maintenance standards for the fish screen and to obtain information about ODFW's cost-sharing program for screening. **Prior to installation, the water user must obtain written approval from ODFW that the required screen meets ODFW's criteria.**

ODFW staff name: Nathaniel Ashley

Address: PO Box 515; W Hwy 26 Patterson Rd

City/State/Zip: John Day, OR 97845

Phone: (541) 575-0561

- ☒ This transfer may trigger requirements for fish passage under ORS 509.585 because a new point of diversion will be constructed, an existing point of diversion's capacity will be increased, or an existing point of diversion will be abandoned. The applicant should contact the ODFW staff member below for a determination of whether native migratory fish are or were present at the applicable location, which will determine whether fish passage must be addressed.

ODFW staff name: Kyle Bratcher

Address: 65495 Alder Slope Rd

City/State/Zip: Enterprise, OR 97828

Phone: (541) 318-7928

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-14392

Review Due Date: 02/28/2024

Applicant Name: Gary and Terrie Larabee

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

Reviewer(s): David Bates

Date of Review: 01/30/2024

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:
About once in every 10 years I regulate off water rights junior to 1961 in favor of the Instream at the state line with Washington.
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:
The applicants' land involved in this transfer has recieved water for roughly 25 years with no complaints. Measurement Devices are already in place and checked frequently in the summer.

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

www.oregon.gov/owrd

January 29, 2024

Gary & Terrie Larabee
78052 Caudle Ln
Lostine, OR 97857

Reference: Application T- 14392

On January 24, 2024, OWRD received your water right application for an Historic POD Transfer. The application was accompanied by \$1360.00. Our receipt number 142289 is enclosed.

By copy of this letter, we are asking the Watermaster for a report regarding the potential for injury to existing water rights which may be caused by the requested change. A review form is also being sent to Oregon Department of Fish and Wildlife to determine if a fish screen will be required.

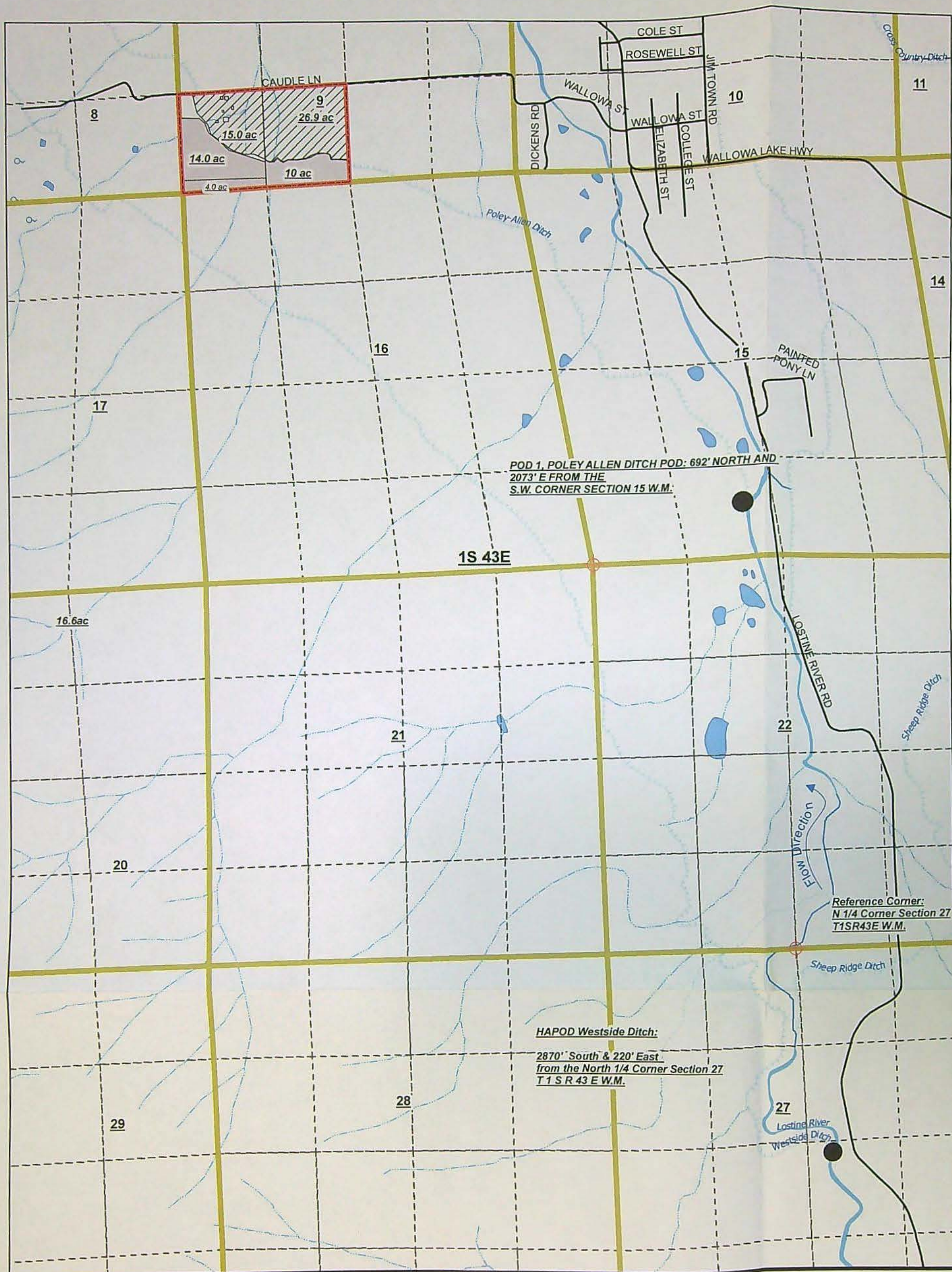
If the land is sold before the transfer is approved, the buyer's consent to the transfer will be required unless a recorded deed or other legal document clearly established that the water right was not conveyed in the sale.

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

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

Cc: Watermaster Dist. #7, David D. Bates (via email)
Wallowa County Planning Department, Local Government

Enclosure



HISTORIC ADDITIONAL POD MAP: LARABEE 2024

Scale 1: 15840

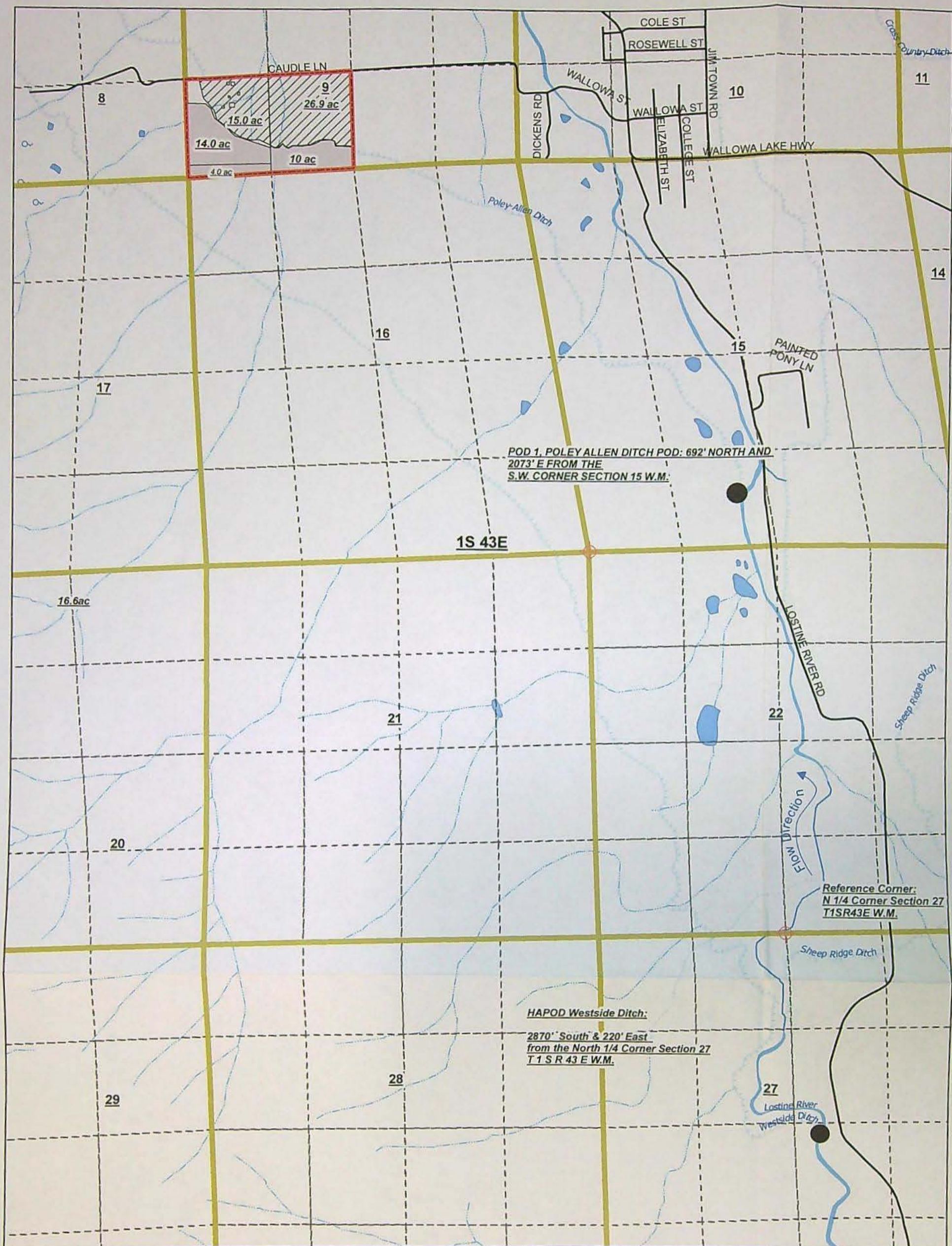
Legend

- Tax Lot 3700 Larabee
- C 81644 West Side
- C 2941 Poley Allen AHPOD
- POINT OF DIVERSION
- ⊕ REFERENCE CORNER

RECEIVED
JAN 24 2024
OWRD



Map Disclaimer:
This product is for informational purposes only and may not have been prepared for, or be suitable for, legal, engineering, or surveying purposes. Users of this information should consult the primary data and information sources to ascertain the usability of the information.
This map is not intended to display property lines.
Disclaimer: This map is the result of a manual search of the records of the Watermaster's Plat Books and the West database. This listing has not been field checked. That a right to of record is no guarantee that it has not been abandoned under the conditions of ORS 540.622. The plat book records are filed by the 40.0 acre quarter quarter within a section. If the water right listed within a quarter quarter is on more than one tax lot, the office has not identified the water rights for each tax lot - only a survey could accurately depict how much of the water rights are on each tax lot.



MAP TO ACCOMPANY WATERMASTER STATEMENT FOR LARABEE AHPOD APPLICATION 2024

Scale 1: 15840

Legend

- Tax Lot 3700 Larabee
- C 81644 West Side
- C 2941 Poley Allen AHPOD
- POINT OF DIVERSION
- ⊕ REFERENCE CORNER



Map Disclaimer:
This product is for informational purposes only and may not have been prepared for, or be suitable for, legal, engineering, or surveying purposes. Users of this information should conduct their own research to verify the accuracy and reliability of the information. This map is not intended to display property lines.

Disclaimer: This being the result of a manual search of the records of the Watermaster's Plat Books and the WMS database. This listing has not been field checked. That a right of record is no guarantee that it has not been abandoned under the conditions of CPT 540.630. The plat and records are filed by the 40.2 acre quarter quarter within a section. If the water right listed within a quarter quarter is no more than one acre, the office has not checked the water rights for each section. Only a survey could accurately depict how much water rights are on each section.

RECEIVED

JAN 24 2024

OWRD

14392 -

**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 # **142289**

INVOICE # _____

RECEIVED FROM: Gary D Larabee;
BY: Tecre F Larabee

APPLICATION	
PERMIT	
TRANSFER	T-14392

CASH: ☐ CHECK: # 1701 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 1360.00

1083 TREASURY 4170 WRD MISC CASH ACCT

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

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

4270 WRD OPERATING ACCT

MISCELLANEOUS

0407 COPY & TAPE FEES 46110 \$ _____
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>1360.00</u>		

WELL CONSTRUCTION

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

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

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

OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

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

TREASURY OTHER / RDX

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

RECEIPT: **142289**

DATED: 1-25-2024 BY: m mllb

Application for
**Historic Change in Point of
Diversion/Appropriation**
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 historic change in point of diversion/appropriation application will be returned if
Parts 1 through 5 and all required attachments are not completed and included.**

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

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

- ☐ Part 1 – Completed Minimum Requirements Checklist.
- ☐ Part 2 – Completed 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.
- ☐ Part 4 – Completed Applicant Information and Signature.
- ☐ Part 5 – Information about the Transferred Water Rights: **How many water rights are to be transferred? 1 List them here: 2941**

Please include a separate Part 5 for each water right. (See instructions on page 5)

**NOTE: A separate transfer application is required for each water right unless the
criteria in OAR 690-380-3220 are met.**

Attachments:

- ☒ Completed Application Map (Does not have to be prepared by a Certified Water Right Examiner).
- ☒ Completed Evidence of Use Affidavit and supporting documentation showing that water has been used on the land for five years prior to transfer filing AND diverted at the actual, current point of diversion/appropriation for more than 10 years.
- ☒ Statement from the local Watermaster, based upon the Watermaster's knowledge and Department records, that no complaint of injury has been made due to the use of water at the actual, current point of diversion/appropriation.
- ☒ Land Use Information Form with approval and signature (or signed land use form receipt stub).
- ☐ ☒ N/A Affidavit(s) of Consent from Landowner (if the applicant does not own the land the water right is on.)
- ☐ ☒ N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation.

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(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: ____/____/____

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Part 2 of 5 – Historic Change in Point of Diversion/Appropriation Application Map Checklist

Your historic change in point of diversion/appropriation application will be returned if any of the map requirements listed below are not met.

Please be sure that the historic change in point of diversion/appropriation 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 white or clear paper or film.
- ☒ The size of the map can be 8½ x 11 inches, 8½ x 14 inches, or up to 30 x 30 inches. For 30 x 30 inch maps, three (3) paper copies and an electronic copy in a .pdf, .tiff or .jpg format are 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) and county tax lot numbers are required.
- ☒ 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.
- ☒ Authorized 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.
- ☒ Actual, current point of diversion/appropriation. Show the 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°).
- ☒ 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 If for more than one actual, current point of diversion/appropriation, separate hachuring is needed for each place of use served by each point of diversion/appropriation, including the 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.

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Part 3 of 5 – Fee Worksheet

FEE WORKSHEET for HISTORIC POD/POA TRANSFER			
1	Base Fee (includes Historic POD change to one water right for up to 1 cfs)	1	\$1,360
2	Number of water rights included in transfer <u>1</u> (2a) Subtract 1 from the number in 2a above: <u>-1</u> (2b) <i>If only one water right this will be 0</i> Multiply line 2b by \$610 and enter »	2	0
3	Do you propose to add or change a well, or change from a surface water POD to a well? <input checked="" type="checkbox"/> No: enter 0 <input type="checkbox"/> Yes: enter \$480 for the 1 st well to be added or changed <u>0</u> (3a) Do you propose to add or change additional wells? <input checked="" type="checkbox"/> No: enter 0 <input type="checkbox"/> Yes: multiply the number of additional wells by \$410 _____ (3b) Add line 3a to line 3b and enter »	3	0
4	Add entries on lines 1 through 3 above » » » » » » » » Transfer Fee:	4	1360

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

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Part 4 of 5 – Applicant Information and Signature

Applicant Information

Note: Applicant must be an INDIVIDUAL, as defined by OAR 690-380-2120, that is "a natural person and does not include a government body, organization, business enterprise, or other such entity."

APPLICANT/BUSINESS NAME GARY AND TERRIE LARABEE <i>Terrie Larabee</i>		PHONE NO. 509-596-7561 <i>541-569-2227</i>	ADDITIONAL CONTACT NO.
ADDRESS 78052 CAUDLE LN		FAX NO.	
CITY LOSTINE	STATE OR	ZIP 97857	E-MAIL NEOSADDLEUP1@GMAIL.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:
Created a point of diversion 26 years ago to make water usage more efficient

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

By signing this application, I understand that prior to Department approval of the historic change in point of diversion/appropriation, I will be required to provide landownership information and evidence that I am authorized to pursue the change as identified in OAR 690-380-4010(5).

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

 *[Signature]* **GARY LARABEE** *1-12-24*
Applicant Signature Print Name (and Title if applicable) Date
[Signature] **TERRIE LARABEE** *1-12-24*
Applicant Signature Print Name (and Title if applicable) Date

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

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At this time, are the lands in this 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:

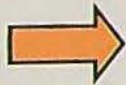
<http://www.oregon.gov/owrd/docs/transfer-propertytransactions.pdf>

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

Describe any special ownership circumstances here: _____

☒ 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 WESTSIDE DITCH COMPANY	ADDRESS	
CITY LOSTINE	STATE OR	ZIP



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

ENTITY NAME WALLOWA COUNTY PLANNING DEPARTMENT	ADDRESS 101 SOUTH RIVER STREET	
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 5, to copy and paste additional Part 5s, or to add additional rows to tables

CERTIFICATE # 2941

Description of Water Delivery System

System capacity: 1.04 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. Gravity pipeline from Ditch down to my property. Also Poley Allen Ditch for flood irrigation and stock water

Table 1. Location of Authorized and Current 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 the Current POD/POA that has been used for more than 10 years?	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)
POD1 Poley Allen Ditch	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Current		1	S	43	E	15	SE	SW		Decree - None Given- Approx 600' North and 1300' East from the Southwest Corner Section 15
HAPOD West Side Ditch	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Current		1	S	43	E	27	NW	SE		2870' South and 220' East from the North 1/4 Corner Section 27
	<input type="checkbox"/> Authorized <input type="checkbox"/> Current										
	<input type="checkbox"/> Authorized <input type="checkbox"/> Current										

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

☐ Point of Diversion (POD) ☒ Additional Point of Diversion (APOD)

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

Will the historic change in point of diversion/appropriation affect the entire water right?

☐ Yes Complete only the proposed section of Table 2 on the next page.

☒ 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. Do you have questions about how to fill-out the tables? See page 5 for instructions, or contact the Department at 503-986-0900 and ask for Transfer Staff.

Table 2. Description of Changes to Water Right Certificate # 2941

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 actual, current POD/POA, specify the acreage associated with each actual, current POD/POA.

Authorized ("from" lands) as they appear before the changes											Proposed Change (POD, POA, APOD, or APOA)	Current (in use for more than ten years) POD(s)/ POA(s) to be used (from Table 1)	Priority Date
Twp		Rng		Sec	$\frac{1}{4}$ $\frac{1}{4}$		Tax Lot	Gvt Lot or DLC	Acre (If applicable)	POD(s) or POA(s) (name or number from Table 1)			
2	S	9	E	15	NE	NW	100		15.0	POD #1 POD #2	POD	POD #5	1897
"	"	"	"	"	"	"	"	"	EXAMPLE	"	"	"	"
1	S	43	E	9	SW	SW	3700		15.0	POD1	HAPOD	WESTSIDE DITCH	1891
1	S	43	E	9	SE	SW	3700		26.9	POD1	HAPOD	WESTSIDE DITCH	1891

Additional remarks: _____

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

- ☐ Well log(s) are attached for each authorized and current 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/)

OR

- ☐ Describe the construction of the authorized and current well(s) in Table 3 for any wells that do not have a well log.

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 adequate information is likely to delay the processing of your transfer application.

Current or Authorized POA Name or Number	OWRD Well ID Tag No. L-____ (if available)	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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Application for Water Right Historic POD/POA Transfer Watermaster Statement



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

I, David Bates, Watermaster of District #7,

state that to my knowledge, there has been no claim of injury due to use of an historic point of diversion/appropriation for Certificate 2941

from Westside Ditch, Lostine River as follows:

☒ By Township, Range Section and distances from a Survey Corner:

Twp	Rng	Mer	Sec	Q-Q	DLC	GLot	Measured Distances
1S	43e	W.M.	27	NWSE			2870 FEET SOUTH & 220 FEET EAST FROM THE NORTH ¼ CORNER SECTION 27

OR

☐ by GPS coordinates: Latitude: _____

Longitude: _____

OR

☒ as shown on the attached map.


Signature

1-5-2024
Date

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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 GARY AND TERRY LARABEE			PHONE (HM) 509-596-7561
PHONE (WK)	CELL		FAX
ADDRESS 78052 CAUDLE LN			
CITY LOSTINE	STATE OR	ZIP 97857	E-MAIL** NEOSADDLEUP1@GMAIL.COM

2. DISTRICT or WATER SUPPLIER INFORMATION

DISTRICT/WATER SUPPLIER NAME WESTSIDE DITCH COMPANY <i>Leonard Post</i>			PHONE (HM)
PHONE (WK) <i>541 569-2352</i>	CELL <i>541 398-2572</i>		FAX <i>541 569-2572</i>
ADDRESS <i>68830 Allen Lyn. rd.</i>			
CITY <i>Wallowa</i>	STATE <i>or</i>	ZIP <i>97885</i>	E-MAIL** <i>SPS0fore@gmail.com</i>

** 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.		-	2941	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

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- 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).

COMMENTS OR ADDITIONAL INFORMATION

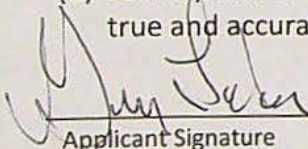
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4. APPLICANT'S SIGNATURE

- (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.


Applicant Signature

Gary Harabee
Name (print)

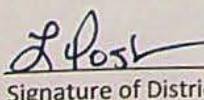
1-11-24
Date

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.
- N/A 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 of District Manager /Water Supplier

Leonard Post
Name (print), Title

01/05/24
Date

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, That AUSTIN S. JONES and VERNITA I. JONES, Husband and Wife, hereinafter called the grantor, for the consideration hereinafter stated, to grantor paid by GARY D. LARABEE and TERRIE F. LARABEE, Husband and Wife, hereinafter called the grantee, does hereby grant, bargain, sell and convey unto the grantee and grantee's heirs, successors and assigns, that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or in any way appertaining, situated in the County of Wallowa and State of Oregon, described as follows, to-wit: The South half of the Southwest quarter of Section 9, Township 1 South, Range 43 East, of the Willamette Meridian in Wallowa County, Oregon.

To Have and to Hold the same unto the grantee and grantee's heirs, successors and assigns forever.

And the grantor hereby covenants to and with grantee and grantee's heirs, successors and assigns, that grantor is lawfully seized in fee simple of the above granted premises, free from all encumbrances and that grantor will warrant and forever defend the premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, except those claiming under the above described encumbrances.

After recording return to:

Citizens Title & Escrow

211 W. Main

Enterprise, OR 97828

Send tax statements to:

Gary and Terrie Larabee

c/o General Delivery

Wallowa, OR 97885

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$290,000.00. ~~*However, the actual consideration consists of or includes other property or value given or promised which is consideration.*~~

In construing this deed and where the context so requires, the singular includes the plural and all grammatical changes shall be made so that this deed shall apply equally to corporations and to individuals.

In Witness Whereof, the grantor has executed this instrument this 24th day of September, 1996; if a corporate grantor, it has caused its name to be signed and its seal, if any, affixed by an officer or other person duly authorized to do so by order of its board of directors.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

Austin S. Jones

Vernita I. Jones

STATE OF OREGON, County of Wallowa)ss.

This instrument was acknowledged before me on September 24, 1996 by AUSTIN S. JONES and VERNITA I. JONES as their voluntary act and deed.



[Signature]
Notary Public for Oregon

SPACE RESERVED FOR RECORDER'S USE.

STATE OF OREGON, County of Wallowa)ss.

I certify that the within instrument was received for record on the 27 day of September, 1996 at 10:38 o'clock A.M., and recorded as fee/microfilm/reception No. 96-31877, Record of Deeds of said county.

Witness my hand and seal of County affixed

By Dana Roberts, Deputy.
25th

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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
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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 GARY AND TERRY LARABEE			PHONE (HM) 509-596-7561	
PHONE (WK)		CELL 541 569 2227		FAX
ADDRESS 78052 CAUDLE LN				
CITY LOSTINE	STATE OR	ZIP 97857	E-MAIL** NEOSADDLEUP1@GMAIL.COM	

2. DISTRICT or WATER SUPPLIER INFORMATION

DISTRICT/WATER SUPPLIER NAME POLEY ALLEN DITCH COMPANY			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.		-	2941	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

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- 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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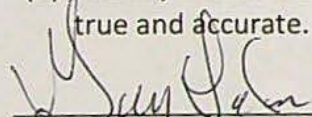
COMMENTS OR ADDITIONAL INFORMATION

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.


Applicant Signature

Gary Lavabee
Name (print)

1-11-24
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."

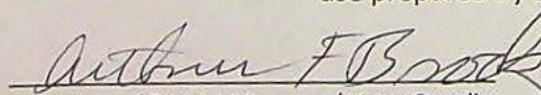
The district/water supplier certifies the following:

- (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 of District Manager / Water Supplier

Arthur F. Brooks
Name (print), Title

1-9-24
Date

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STATE OF OREGON

COUNTY OF WALLOWA

CERTIFICATE OF WATER RIGHT

(For Rights which have been confirmed by the Courts)

This is to Certify, That W. H. ALLEN

of Lostine, State of Oregon has a right to the use of
the waters of South Fork of Wallowa River, a tributary of the Wallowa River

for the purpose of the irrigation of 144½ acres of land, and stock use

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for
Wallowa County, and the said decree entered of record at Salem, in the Order
Record of the State Water Board of the State of Oregon, in Volume 5, at page 144 ;
that the priority of the right hereby confirmed dates from July 1891

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
1½ acre feet per acre during any period of 30 days prior to July 31st of each year,
and thereafter not to exceed 1 acre foot per acre during the entire remainder of the
irrigation season; and said right shall be subject to all other conditions and
limitations contained in said decree.

A description of the lands irrigated under such right, and to which the water hereby con-
firmed is appurtenant, or, if for other purposes, the place where such water is put to beneficial use,
is as follows: 30 acres in the NE¼SW¼; 34.6 acres in the SW¼NW¼; 38 acres in the
NW¼SW¼; 15 acres in the SW¼SW¼ and 26.9 acres in the SE¼SW¼ of Section 9, Township
1 South, Range 43 East of Willamette Meridian, in Wallowa County, Oregon.

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

WITNESS the seal and signature of the State
Water Board, affixed this 2nd day
of April, 192 1.

STATE WATER BOARD

(Seal of State Water Board)

By.....PERCY A. CUPPER.....
State Engineer, President

Attest:

R. W. POTTER

Secretary

Recorded in State Record of Water Right Certificates, Volume 4, page 2941

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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 Gary and Terry Larabee			PHONE 509-596-7561		
MAILING ADDRESS 78052 CAUDLE LN					
CITY LOSTINE		STATE OR	ZIP 97857	EMAIL NEOSADDLEUP1@GMAIL.COM	

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:
1S	43E	9	sww	3700	EFU	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	IRRIGATION
1S	43E	9	sew	3700	EFU	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	IRRIGATION
						<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:

WALLOWA

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) LOSTINE

Estimated quantity of water needed: 1.04 ☒ 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:

ADDITIONAL HISTORIC POD, THIS APPLICATION WILL APPROVE USE OF WATER FROM WESTSIDE DITCH FOR SOME LANDS THAT HAVE BEEN SUPPLIED WITH GRAVITY WATER FOR NEARLY 30 YEARS

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 →

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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): _____

☐ 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.

Name: Frank Godse Title: Planning Director
 Signature: [Signature] Date: 1-9-24
 Governmental Entity: Wallowa County Phone: 541-426-7770

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: _____

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 WALLOWA

I, Gary Lavallee, in my capacity as landowner

mailing address 78052 CAUDLE LANE, LOSTINE, OR 97857

telephone number (509)596-7561, 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 # _____; 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)
2941	1	S	43	E	WM	9	SW	SW		15.0
2941	1	S	43	E	WM	9	SE	SW		26.9

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 # 2941 (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.): water to irrigate pasture (Hay crop)
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

Jan 11, 2024
Date

Signed and sworn to (or affirmed) before me this 11 day of Jan, 2024



Tracey E. Madsen
Notary Public for Oregon

My Commission Expires: 7/28/25

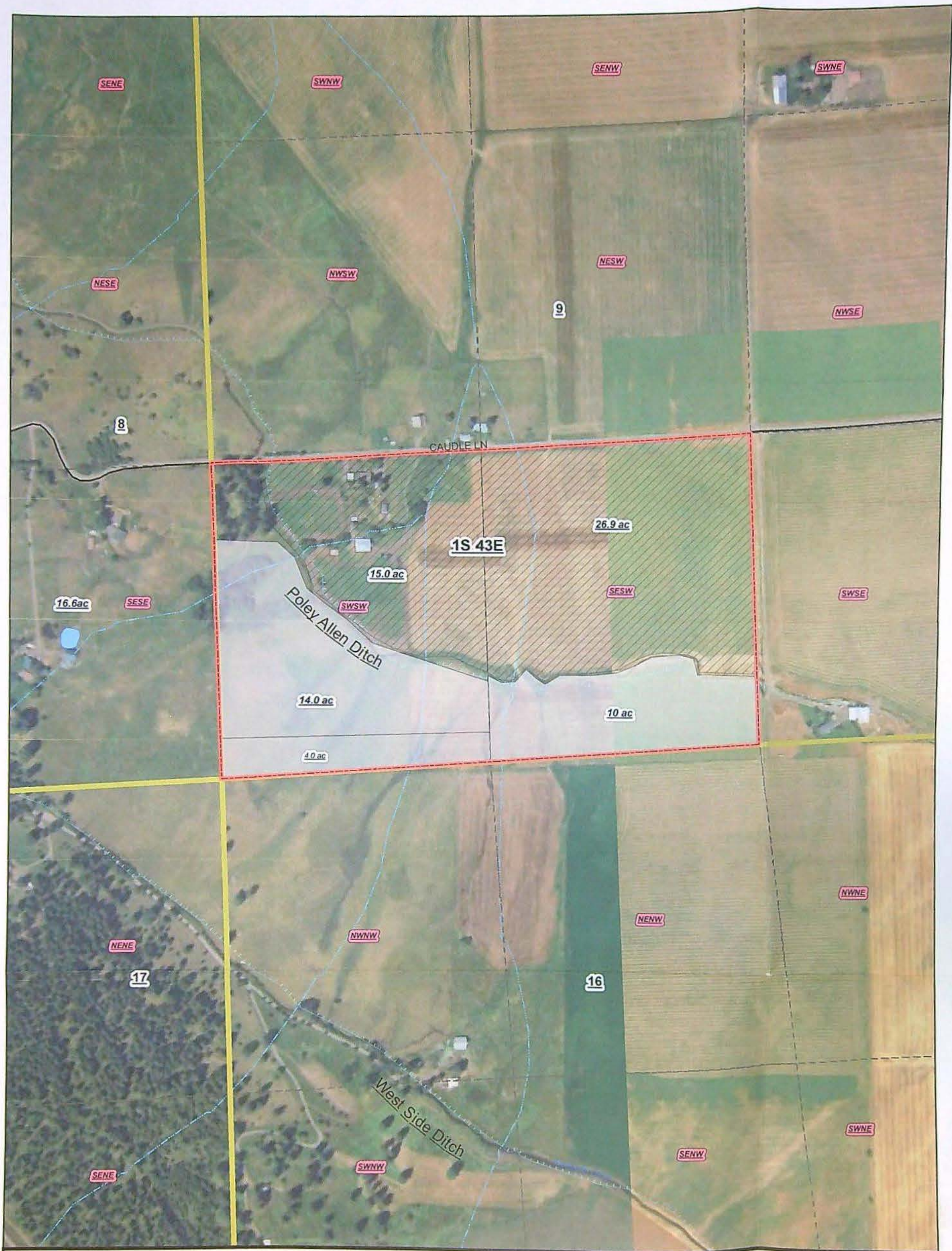
Supporting Documents	Examples
<input type="checkbox"/> Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
<input type="checkbox"/> Copies of receipts from sales of irrigated 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 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 – 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

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HISTORIC ADDITIONAL POD: Evidence of Use - NAIP Imagery - 9-19-2022 -image capture date

Scale 1: 15840

Map Disclaimer:
This product is for informational purposes only and may not have been prepared for, or be suitable for, legal, engineering, or surveying purposes. Users of this information should review of consult the primary data and information sources to ascertain the usability of the information. This map is not intended to display property lines.

Disclaimer: This listing is the result of a manual search of the records of the Watermaster's Plat Cards and the WRS database. This listing has not been field checked. That a right is of record is no guarantee that it has not been abandoned under the conditions of ORS 540.610. The plat card records are listed by the 40.0 acre quarter-quarter within a section. If the water right listed within a quarter-quarter is on more than one tax lot, this office has not itemized the water rights for each tax lot - only a survey could accurately depict how much water rights are on each tax lot.

Legend

- Tax Lot 3700 Larabee
- C 81644 West Side
- C 2941 Poley Allen AHPOD



**District 7
Watermaster**

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Oregon Water Resources Department
Transfer Fee Calculation for Historic POD/POA Transfer

[Main](#)

[Help](#)

[Return](#)

[Contact Us](#)

Today's Date: Thursday, January 25, 2024

Fee Calculation

Base fee (includes Historic POD/POA change to one water right).

\$1,360.00

Fill in information below-- Check each box that applies.

Enter total number of water rights included in application.

1

\$0.00

☐ Check this box if you propose to add or change a well location, or change from a surface water POD to a well.

Enter total number of groundwater wells (POAs) included in transfer.

1

\$0.00

Historic POD/POA Transfer Fee

\$1,360.00

[Return to Edit](#)

[Clear](#)

Historic Change in POD/POA Water Right Transfer Application Intake Checklist

Checked by <u>Corie</u>	Cert # <u>2941</u>	
Date <u>1/25/24</u>		
Calculated Fee: \$1360	Additional Observations: Didn't answer whether the property is in the process of being sold.	
Fee Received: \$1360		

1.	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	Page 1 of application: Are all attachments that have been checked included? If not, what is missing? _____
2.	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	<p>Does the attached local "Watermaster Statement" indicate that, based upon the watermaster's knowledge and Department records, no complaint of injury has been made due to use of water at the actual, current point of diversion or appropriation (<i>i.e.</i>, the historic POD/POA)?</p> <ul style="list-style-type: none"> If NO, a complaint of injury has NOT been made – proceed to Item #3. If YES, a complaint of injury has been made – STOP! <p>The application does not meet the criteria for ORS 540.532 (OAR 690-380-2120).</p> <p>➔ Return the application/fees and direct the applicant to <i>instead</i> use the standard POD/POA change Transfer Application and process under ORS 540.520 & 540.530 (OAR 690-380-2110).</p>
3.	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	<p>Are the correct fees included?</p> <p>If not, the amount outstanding is: \$ _____</p> <ul style="list-style-type: none"> If application proposes ONLY a change in place of use = \$875.00 If application proposes any other change or combination of changes = \$1,250.00
4.	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	<p>Is the applicant an "individual" as required by ORS 540.532 and defined in OAR 690-380-2120(7)?</p> <ul style="list-style-type: none"> If YES, the applicant is an "individual" – proceed to Item #4. If NO, the applicant is not an "individual" – STOP! <p>The application does not meet the criteria for ORS 540.532 and OAR 690-380-2120(7).</p> <p>➔ Return the application/fees and direct the applicant to <i>instead</i> use the standard POD/POA change Transfer Application and process under ORS 540.520 & 540.530 (OAR 690-380-2110).</p>
5.	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	<p>Are all listed certificates or permits shown by WRIS as non-cancelled?</p> <ul style="list-style-type: none"> If not, which are cancelled? _____ <p>For each cancelled certificate, if there has been a remaining right certificate issued that covers the lands in the left side of Table 2, list its number _____ and check the #4 box at left on this checklist.</p>
6.	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	<p>If any certificate is in the name of a "district," is a Supplemental Form D from that district enclosed? <input type="checkbox"/> N/A</p> <p><input type="checkbox"/> Form D needed from _____ (district)</p>
7.	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	Page 3 of Application - Have all the applicants listed at the top of the page signed at the bottom? If not, whose signature is missing? _____

Put this checklist in the transfer folder. If any of lines #1-#7 are deficient, the application cannot be accepted. It should be returned and the deficiencies listed in the "staff" section at the bottom of Application Page 1.