

Application for Permanent Water Right Transfer



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

Part 1 of 5 – Minimum Requirements Checklist

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

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

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

- ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ Part 2 – Completed Transfer Application Map Checklist.
- ☒ Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the new online fee calculator at:
http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator.
- ☒ Part 4 – Completed Applicant Information and Signature.
- ☒ Part 5 – Information about Water Rights to be Transferred: **How many water rights are to be transferred? 2 List them here: Certificates 57271 and 91937**
Please include a separate Part 5 for each water right. (See instructions on page 6)
NOTE: A separate transfer application is required for each water right unless the criteria in OAR 690-380-3220 are met.

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Attachments:

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

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(For Staff Use Only)

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

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

Other/Explanation _____

Staff: _____ 503- _____ Date: ____/____/____

Part 2 of 5 – Transfer Application Map

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

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

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

Part 3 of 5 – Fee Worksheet

FEE WORKSHEET for PERMANENT TRANSFER (except Substitution)			
1	Base Fee (includes one type of change to one water right for up to 1 cfs)	1	\$1,360
2	Types of change proposed: ☒ Place of Use ☒ Character of Use ☒ Point of Diversion/Appropriation Number of above boxes checked = <u>3 (2a)</u> Subtract 1 from the number in line 2a = <u>2 (2b)</u> <i>If only one change, this will be 0</i> Multiply line 2b by \$1090 and enter »	2	2180
3	Number of water rights included in transfer <u>2 (3a)</u> Subtract 1 from the number in 3a above: <u>1 (3b)</u> <i>If only one water right this will be 0</i> Multiply line 3b by \$610 and enter »	3	610
4	Do you propose to add or change a well, or change from a surface water POD to a well? ☐ No: enter 0 ☒ Yes: enter \$480 for the 1 st well to be added or changed <u>480 (4a)</u> Do you propose to add or change additional wells? ☐ No: enter 0 ☒ Yes: multiply the number of additional wells by \$410 <u>410 (4b)</u> Add line 4a to line 4b and enter »	4	890
5	Do you propose to change the place of use or character of use? ☐ No: enter 0 on line 5 ☒ Yes: enter the cfs for the portions of the rights to be transferred (see below*): <u>0.42 (5a)</u> Subtract 1.0 from the number in 5a above: <u>-0.58 (5b)</u> If 5b is 0 or less, enter 0 on line 5 » If 5b is greater than 0, round up to the nearest whole number: _____ (5c) and multiply 5c by \$410, then enter on line 5 »	5	0
6	Add entries on lines 1 through 5 above » » » » » » » » » » Subtotal:	6	5040
7	Is this transfer: ☐ necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? ☐ endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat? If one or more boxes is checked, multiply line 6 by 0.5 and enter on line 7 »	7	
8	Subtract line 7 from line 6 » Transfer Fee:	8	5040

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

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

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

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME James Earl Weatherford Living Trust		PHONE NO. 503.505.0080	ADDITIONAL CONTACT NO. 208.350.0981 (Morris)
ADDRESS 17140 Middle Rock Creek Lane			FAX NO.
CITY Arlington	STATE OR	ZIP 97812	E-MAIL weatherford.ranches@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 Tenneson Engineering, Attn: Larry Toll		PHONE NO. 541-296-9177	ADDITIONAL CONTACT NO.
ADDRESS 2775 Crates Way			FAX NO.
CITY The Dalles	STATE OR	ZIP 97058	E-MAIL toll@aks-eng.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.			

Explain in your own words what you propose to accomplish with this transfer application, and why:
We have 2 wells on different water rights. We are filing for additional Point of Appropriation so both wells are on both well water rights. Also we are moving some of the well water rights around to different locations.

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

Check One Box

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

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By my signature below, I confirm that I understand:

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

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

Applicant signature

Applicant signature

Print Name (and Title if applicable)

Date

Print Name (and Title if applicable)

Date

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

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

Check the following boxes that apply:

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

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

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

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

https://www.oregon.gov/owrd/WRDFormsPDF/Transfer_Property_Transactions.pdf

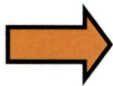
RECEIVING LANDOWNER NAME			PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS			FAX NO.	
CITY	STATE	ZIP	E-MAIL	
Describe any special ownership circumstances:				
The confirming Certificate shall be issued in the name of: ☐ Applicant ☐ Receiving Landowner				

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

IRRIGATION DISTRICT NAME	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP



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

ENTITY NAME Gilliam County Planning Department	ADDRESS 221 S Oregon St., Room 102	
CITY Condon	STATE OR	ZIP 97823

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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INSTRUCTIONS for editing the Application Form

To add additional lines to tables within the forms or to copy and paste additional Part 5 pages, please **save the application form to your computer**. Unlock the document by using one of the following instructions for your Microsoft Word software version:

Microsoft Word 2003

Unlock the document by one of the following:

- Using the **Tools** menu => click **Unprotect Document**;
- OR**
- Using the **Forms** toolbar => click on the **Protect/Unprotect** icon.

To relock the document to enable the checkboxes to work, you will need to:

- Using the **Tools** menu => click **Protect Document**;
- OR**
- Using the **Forms** toolbar => click on the **Protect/Unprotect** icon.

Microsoft Word 2007

- Unlock the document by clicking the **Review** tab, then click **Protect Document**, then click **Stop Protect**
- To relock the document, click **Editing Restrictions**, then click **Allow Only This Type of Editing**, select **Filling In Forms** from the drop-down menu, then check **Yes, Start Enforcing Protection**.

Microsoft Word 2010

- Unlock the document by clicking the **Review** tab; toggle the **Restrict Editing** icon at the upper right, then click **Stop Protect** at the bottom right. Then uncheck the "**Allow only this type of editing** in the document: **Filling in forms**" in the "Editing restrictions" section on the right-hand list of options.
- To relock the document, check the **Editing Restrictions/Allow Only This Type of Editing/Filling In Forms** box from the drop-down menu, then check **Yes, Start Enforcing Protection**. You do not need to assign a password for the editing restrictions.

Other Alternatives:

- Photocopy pages or tables in Part 5, ~~mark through~~ any non-applicable information, insert/attach photocopied pages to document in the appropriate location, and manually amend page numbers as necessary (e.g. Page 5 6 of 9 10).
- You may refer to additional attachments that you may include, such as separately produced tables or spreadsheets to convey large numbers of rows of place of use listings, owner/property parcels, etc. You may contact the Department at 503-986-0900 and ask for Transfer Staff if you have questions.

Once the application has been unlocked, you may:

- add additional rows to tables using the Table tools, and
- select and copy the pages of Part 5 and paste as many additional sets of Part 5 pages as needed at the end of the application.

After editing, re-lock the document to enable checkboxes to work.

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Part 5 of 5 – Water Right Information

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

CERTIFICATE # 57271

Description of Water Delivery System

System capacity: **0.66** cubic feet per second (cfs) OR

296 gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. **The water is pumped with a 4752600-7 Grundfos submersible pump on 450' of 5" galvanized pipe. The pump is powered by a 60 hp motor controlled by a matching Yaskawa VFD. The system is designed to deliver 300 gpm at 540 Head-feet. The system runs at 50 psi at the well head. Irrigated elevations vary from the well head elevation from -30' to 140'. Pressure regulators are used where necessary to limit the PSI at the sprinkler head to 50 PSI or less. Well head pressure is boosted to higher elevations by a 7.5 HP Cornell pump with a matching Yaskawa VFD. Water is delivered through 6900 feet of steel and plastic main line ranging in size from 4" to 8". The mainline feeds 6 pivots, 2 roll lines and 2 stationary irrigation guns.**

The Point Well and Big well mainlines are connected and controlled with an 8" valve.

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

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

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp		Rng		Sec	¼ ¼		Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
Point Well #1	☒ Authorized ☐ Proposed	GILL 59 & 50641	1	N	21	E	33	SW	SW	2601	820 FT N & 160 FT E FROM SW COR SEC 33
Big Well #2	☐ Authorized ☒ Proposed	GILL 60	1	N	21	E	33	SW	SE	2601	70 FT N & 2300 FT W FROM SE COR SEC 33

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

- | | |
|--|--|
| ☐ Place of Use (POU) | ☐ Supplemental Use to Primary Use (S to P) |
| ☐ Character of Use (USE) | ☐ Point of Appropriation/Well (POA) |
| ☐ Point of Diversion (POD) | ☒ Additional Point of Appropriation (APOA) |
| ☐ Additional Point of Diversion (APOD) | ☐ Substitution (SUB) |
| ☐ Surface Water POD to Ground Water POA (SW/GW) | ☐ Government Action POD (GOV) |

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

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

☐ No Complete all of Table 2 to describe the portion of the water right to be changed.

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Table 2. Description of Changes to Water Right Certificate # 57271

List the change proposed for the acreage in each ¼ ¼. If more than one change is proposed, specify the acreage associated with each change.

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

AUTHORIZED (the “from” or “off” lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.												Proposed Changes (see “CODES” from previous page)	PROPOSED (the “to” or “on” lands) The listing as it would appear AFTER PROPOSED CHANGES are made.													
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp	Rng		Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date						
EXAMPLE																										
2	S	9	E	15	NE	NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E	1	NW	NW	500	1	10.0		POD #5	1901
													APOA	1	N	21	E	32	SE	NE	2601		8.0		Well1&2	1975
													APOA					32	NE	SE	2601		26.4		Well1&2	1975
													APOA					32	NW	SE	2601		1.8		Well1&2	1975
													APOA					32	SE	SE	2601		15.1		Well1&2	1975
													APOA					33	NE	SW	2601		4.0		Well1&2	1975
													APOA					33	NW	SW	2600, 2601		5.8		Well1&2	1975
													APOA					33	SW	SW	2601		31.2		Well1&2	1975
													APOA					33	SE	SW	2600, 2601		29.8		Well1&2	1975
													APOA					33	SW	SE	2600, 2601		12.4		Well1&2	1975
TOTAL ACRES:														TOTAL ACRES:						134.8						

Additional remarks: **For the entire right covered by Certificate 57271 we propose to add a second source of water, what we call "Big Well" (well 2).**

For Place of Use or Character of Use Changes

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

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

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

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

Ground water supplemental Permit or Certificate # _____;

Surface water primary Certificate # _____.

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For a change from Supplemental Irrigation Use to Primary Irrigation Use

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Identify the primary certificate to be cancelled. Certificate # _____

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

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

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

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

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well: OWRD Well ID Tag No. L- _____	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well - rate (gpm) than f of wat
Point well #1	Yes	GILL 59 & 50641								
Big Well #2	Yes	GILL 60								

CERTIFICATE # 91937

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Description of Water Delivery System

System capacity: **3.12** cubic feet per second (cfs) OR

1400 gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. **The water is pumped with a Layne Bowler 10FHH 19 stage turbine pump on 400' of column. The turbines are driven by a 300 HP GE motor controlled by a matching Yaskawa VFD. The system is designed to produce 1400 GPM at 627 Head Feet and is operated at a well head pressure of 50 PSI. Water is delivered through 12,800 feet of underground mainline. The mainline ranges from 12" to 6" of steel and plastic and feeds 9 pivots, 1 traveling gun, one roll line and a small number of handlines. Irrigated elevations measured from the wellhead elevation range from zero to 400'. A 75 HP Cornell booster pump controlled by a Yaskawa VFD is used to deliver water to elevations beyond the 300 HP head range and delivers a maximum of 50 PSI at maximum elevation.**

The Big Well and Point Well mainlines are connected and controlled with an 8" valve.

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

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

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp	Rng	Sec	¼	¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
Big Well #2	☒ Authorized ☐ Proposed	GILL 60	1 N	21 E	33	SW	SE	2601	70 FT N & 2300 FT W FROM SE COR SEC 33
Point Well #1	☐ Authorized ☒ Proposed	GILL 59 & 50641	1 N	21 E	33	SW	SW	2601	820 FT N & 160 FT E FROM SW COR SEC 33

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

- | | |
|--|--|
| ☒ Place of Use (POU) | ☐ Supplemental Use to Primary Use (S to P) |
| ☒ Character of Use (USE) | ☐ Point of Appropriation/Well (POA) |
| ☐ Point of Diversion (POD) | ☒ Additional Point of Appropriation (APOA) |
| ☐ Additional Point of Diversion (APOD) | ☐ Substitution (SUB) |
| ☐ Surface Water POD to Ground Water POA (SW/GW) | ☐ Government Action POD (GOV) |

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

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

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Salem, OR

SUPERSEDING

Additional remarks:

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.													Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.																		
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp	Rng	Sec		¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date												
EXAMPLE																																
2	S	9	E	15	NE	NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E	1	NW	NW	500	1	10.0		POD #5	1901						
														2	S	9	E	2	SW	NW	500		5.0		POD #6	1901						
1	S	21	E	4	NW	NW	600	4	8.4	Irrigation	Well 2	1977	APOA	1	N	21	E	33	SE	SE	2601		23.5	Irrigation	Well1&2	1977						
				4	SW	NW	600		20.1	Irrigation	Well 2	1977	APOA	1	S	21	E	4	NW	NE	600	2	5.1 2.2	Irrigation	Well1&2	1977						
				4	SE	NW	600		23.6	Irrigation	Well 2	1977	APOA/POU					4	NW	NE	600	2	4.8	Irrigation	Well1&2	1977						
				4	NW	SW	600		15.0	Irrigation	Well 2	1977	APOA					4	NE	NW	600	3	30.8	Irrigation	Well1&2	1977						
				4	SW	SW	600		17.9	Irrigation	Well 2	1977	APOA					4	NW	NW	600	4	8.4	Irrigation	Well1&2	1977						
1	N	21	E	33	SW	SW	2601		15.6	Suppl Irri	Well 2	1977	APOA					4	SW	NW	600		14.3	Irrigation	Well1&2	1977						
				33	SE	SW	2600, 2601		28.1	Suppl Irri	Well 2	1977	APOA					4	SE	NW	600		20.3	Irrigation	Well1&2	1977						
				33	SW	SE	2600, 2601		10.8	Suppl Irri	Well 2	1977	APOA/POU/ USE	1	N	21	E	33	NE	SW	2600		2.4	Suppl Irri	Well1&2	1977						
													APOA					33	SW	SW	2601		15.6	Suppl Irri	Well1&2	1977						
TOTAL ACRES:													CONTINUE ON NEXT PAGE										TOTAL ACRES:									

Salem, OR

SUPERSEDING

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.												Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.													
Twp	Rng	Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp		Rng	Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date				
EXAMPLE																										
2	S	9	E	15	NE	NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E	1	NW	NW	500	1	10.0		POD #5	1901
														2	S	9	E	2	SW	NW	500		5.0		POD #6	1901
													APOA/POU/ USE	1	N	21	E	33	SE	SW	2600		0.5	Suppl Irri	Well1&2	1977
													APOA	1	S	21	E	33	SE	SW	2600. 2601		28.1	Suppl Irri	Well1&2	1977
													APOA					33	SW	SE	2600, 2601		10.8	Suppl Irri	Well1&2	1977
													APOA/*	1	S	21	E	33	SE	SW	2600 301	2	28.1	Suppl Irri	Well1&2	1977
TOTAL ACRES:								271.1						TOTAL ACRES:								271.1				

Additional remarks: For the entire right covered by Certificate 91937 we propose to add a second source of water, what we call "Point Well" (well 1), this includes the changes below.

We propose to change the place of use of 39.1 acres from the south end of the property to fill in 4 fields that had no water rights.

We proposed to change the place of use of 2.9 acres and change this from primary to supplemental irrigation. This is to cover some land near our home that has primary from Rock Creek but no supplemental rights from the wells.

*And finally, we request OWRD to correct Certificate 91937. There is 2.2 acres in the NW of the NE of Section 4 (east of Rock Creek) that was confirmed as a primary water right. This covers the same land as Certificate 29965, which is the primary water right from Rock Creek. We wish the correction to show this 2.2 acres is actually a supplemental water right.

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AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.												Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.											
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp	Rng		Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date				
EXAMPLE																								
2	S	9	E 15	NE	NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E 1	NW	NW	500	1	10.0		POD #5	1901
													2	S	9	E 2	SW	NW	500		5.0		POD #6	1901
												APOA/POU/ USE	1	N	21	E 33	SE	SW	2600		0.5	Suppl Irri	Well1&2	1977
												APOA				33	SE	SW	2600, 2601		28.1	Suppl Irri	Well1&2	1977
												APOA				33	SW	SE	2600, 2601		10.8	Suppl Irri	Well1&2	1977
												APOA/*	1	S	21	E 4	NW	NE	600, 301	2	2.2*	Suppl Irri	Well1&2	1977
TOTAL ACRES:								271.1				TOTAL ACRES:								271.1				

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For Place of Use or Character of Use Changes

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

If YES, list the certificate, water use permit, or ground water registration numbers: **Certificates 29965, 47505, and 57271.**

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

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

Ground water supplemental Permit or Certificate # _____;

Surface water primary Certificate # _____.

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For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # _____

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

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

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

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

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well: OWRD Well ID Tag No. L-____	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well-specific rate (cfs or gpm). If less than full rate of water right
Big Well #2	Yes	GILL 60								
Point Well #1	Yes	GILL 59 & 50641								

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Application for Water Right Transfer



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

Consent by Deeded Landowner

State of Oregon)
)ss
County of Gilliam)

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I Robert and Cathy Weatherford in my/our capacity as Owners of tax lot 1 N 21 E 0 2600,

mailing address PO Box 2, Arlington, OR 97812,

telephone number 503.505.0080, duly sworn depose and say that I/We

consent to the proposed change(s) to Water Right Certificate Number 57271 and 91937

described in a Water Right Transfer Application (T-____),

(transfer number, if known)

submitted by James Earl Weatherford Living Trust

on the property in tax lot number(s) 1 N 21 E 0 2600,

Section 33 Township 1 N North/South Range 21 E East/West, W.M.,

located at 17140 Middle Rock Creek Lane, Arlington, OR 97812

(site address)

Signature of Affiant

2-14-2024

Date

Signature of Affiant

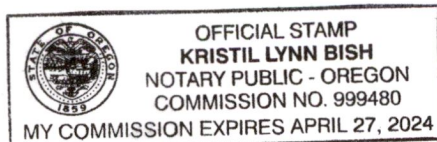
2-14-2024

Date

Subscribed and Sworn to before me this 14 day of February, 20 24.

Kristil Bish

Notary Public for Oregon



My commission expires 4-27-2024.

Land Use Information Form



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

In order for your application to be processed by the Water Resources Department (WRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be used and developed. The planning official may choose to complete the form while you wait, or return the receipt stub to you. Applications received by WRD without the Land Use Form or the receipt stub will be returned to you. Please be aware that your application will not be approved without land use approval.

This form is NOT required if:

- 1) Water is to be diverted, conveyed, and/or used only on federal lands; **OR**
- 2) The application is for a water right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and all of the following apply:
 - a) The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
 - b) The application involves a change in place of use only;
 - c) The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; and
 - d) The application involves irrigation water uses only.

NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for or modifying a water right. The Water Resources Department (WRD) requires its applicants to obtain land-use information to be sure the water rights do not result in land uses that are incompatible with your comprehensive plan. Please complete the form or detach the receipt stub and return it to the applicant for inclusion in their water right application. You will receive notice once the applicant formally submits his or her request to the WRD. The notice will give more information about WRD's water rights process and provide additional comment opportunities. You will have 30 days from the date of the notice to complete the land-use form and return it to the WRD. If no land-use information is received from you within that 30-day period, the WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan. Your attention to this request for information is greatly appreciated by the Water Resources Department. If you have any questions concerning this form, please contact the WRD's Customer Service Group at 503-986-0801.

Land Use Information Form



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900
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Applicant(s): James Earl Weatherford Living Trust

Mailing Address: 16050 N Idaho Center Blvd.

City: Nampa

State: Idaho

Zip Code: 83687

Daytime Phone: _____

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), and/or used or developed. Applicants for municipal use, or irrigation uses within irrigation districts may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:	Proposed Land Use:
<u>1 N</u>	<u>21 E</u>	<u>33</u>	<u>ALL</u>	<u>2600 & 2601</u>	_____	☒ Diverted ☒ Conveyed ☒ Used	<u>IRRIGATION</u>
<u>1 N</u>	<u>21 E</u>	<u>32</u>	<u>SE 1/4 & SE of NE</u>	<u>2601</u>	_____	☐ Diverted ☒ Conveyed ☒ Used	<u>IRRIGATION</u>
<u>1 S</u>	<u>21 E</u>	<u>4</u>	<u>NE ¼</u>	<u>600 & 301</u>	_____	☐ Diverted ☒ Conveyed ☒ Used	<u>IRRIGATION</u>
<u>1 S</u>	<u>21 E</u>	<u>4</u>	<u>W ½</u>	<u>600</u>	_____	☐ Diverted ☒ Conveyed ☒ Used	<u>IRRIGATION</u>

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

Gilliam County

B. Description of Proposed Use

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

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

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

Estimated quantity of water needed: 3.78 ☒ 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:

We have 2 existing wells on 2 water rights that cover different existing irrigated lands. Filing to have both wells on both water rights. Also moving some of the irrigation water rights to cover some different lands.



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

See bottom of Page 3. →

For Local Government Use Only

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

Please check the appropriate box below and provide the requested information

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

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

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

Gilliam County Comprehensive Plan Goal 3: To preserve and maintain agricultural lands; Goal 6: To maintain and improve the quality of the air, water and land resources of the state.

RE: James Earl Weatherford Living Trust RE: 1N 21E Section 33 tax lots 2600 & 2601 and 1N 21E Section 32 tax lots 2601 and 1S 21E Section 4 tax lots 600 & 301 Irrigation

Name: Michelle L. Colby Title: Planning Director

Signature: *Michelle L. Colby* Phone: 541-351-9517 Date: February 12, 2024

Government Entity: Gilliam County Planning Department

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



Receipt for Request for Land Use Information

Applicant name: _____

City or County: _____ Staff contact: _____

Signature: _____ Phone: _____ Date: _____

Application for Water Right Transfer Evidence of Use Affidavit



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

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

State of Oregon)
County of GILLIAM) ss

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I, ROBERT M WEATHERFORD, in my capacity as RANCH OWNER,
mailing address 17140 MIDDLE ROCK CREEK LANE, ARLINGTON, OR 97812
telephone number (503) 505.0080, being first duly sworn depose and say:

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

☒ Personal observation

☐ Professional expertise

2. I attest that:

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

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

Certificate #	Township		Range		Mer	Sec	¼ ¼		Gov't Lot or DLC	Acres (if applicable)
91937	1	N	21	E	W	33	SW	NE		4.2 primary
91937						33	SE	NE		27.4 primary
91937						33	SE	SW		2.6 supplemental
91937						33	NE	SE		33.6 primary
91937						33	NW	SE		3.3 primary
91937						33	SW	SE		0.5 primary
91937						33	SW	SE		8.0 supplemental
91937						33	SE	SE		23.5 primary

OR

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

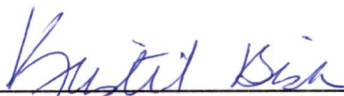
☐ Part or all of the water right was leased instream at some time within the last five years. The
instream lease number is: _____ (Note: If the entire right proposed for
transfer was not leased, additional evidence of use is needed for the portion not leased instream.); **OR**

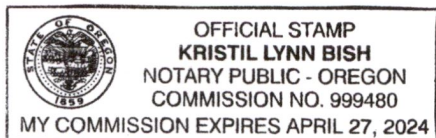
- ☐ Confirming Certificate # _____ has been issued within the past five years; **OR**
- ☐ Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: _____ (Note: If the entire right proposed for transfer was not leased, additional evidence 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. ***The land covered by the remaining Primary Water Rights under Certificate 91937 have been enrolled in a program that qualifies for ORS 540.610 (2) (e) Federal Conservation Reserve Program. We will be taking land out of CRP in increments upon the approval of this transfer.***
- ☐ Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # _____ (For Historic POD/POA Transfers)
3. The water right was used for: (e.g., crops, pasture, etc.): _____
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 of Affiant

2-14-2024
Date

Signed and sworn to (or affirmed) before me this 14 day of February, 2024.


Notary Public for Oregon



My Commission Expires: 4-27-24

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14442 -

Supporting Documents	Examples
☐ 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
☐ Copies of receipts from sales of irrigated crops or for expenditures related to use of water	• Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
☐ Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	• 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
☐ Aerial photos containing sufficient detail to establish location and date of photograph	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. 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
☐ Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

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Search here



W



51°
26 AQI

Rock Creek Ln

Middle Rock Creek Ln

Middle Rock Creek Ln

Middle

Irrigation
Hydant
Zone

Google

©2024 Google - Imagery ©2024 USDA/FPAC/GEO, State of Oregon, CNES / Airbus, Maxar Technologies

200 ft
100 m



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Latest in the area



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Search here



51°



26 AQI



Middle Rock Creek Ln

Weatherford Rd

Ranch

Middle Rock Creek

CRP
Coming out in
2-5 years

4.8

Middle

Google

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Latest in the area

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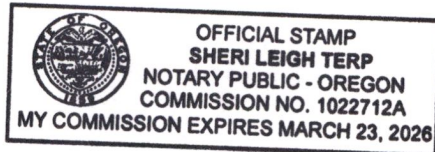
3. The water right was used for: (e.g., crops, pasture, etc.): Crops

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

2-12-2024
Date

Signed and sworn to (or affirmed) before me this 12th day of February, 2024.



Sheri Leigh Terp
Notary Public for Oregon

My Commission Expires: March 23, 2024

Supporting Documents	Examples
☐ 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
☐ Copies of receipts from sales of irrigated crops or for expenditures related to use of water	• Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
☐ Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	• 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
☒ Aerial photos containing sufficient detail to establish location and date of photograph	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. Sources for aerial photos: OSU – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terraserver.com
☐ Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

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Application for Water Right Transfer Evidence of Use Affidavit



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

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

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FEB 16 2024

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State of Oregon)
) ss
County of GILLIAM

I, ROBERT M WEATHERFORD, in my capacity as IRRIGATOR

mailing address 17140 MIDDLE ROCK CREEK LANE, ARLINGTON, OR 97812

telephone number (503) 505.0080, 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 # 57271; **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)
57271	1	N	21	E	W	32	SE	NE		8.0
						32	NE	SE		26.4
						32	NW	SE		1.8
						32	SE	SE		15.4
						33	NE	SW		4.0
						33	NW	SW		5.8
						33	SW	SW		15.6
						33	SE	SW		2.6
						33	SW	SE		8.0

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**

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Revised 7/1/2021 APR 19 2024

Evidence of Use Affidavit - Page 1 of 3

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☒ 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. **The land covered by the remaining Primary Water Right under Certificate 57171 have been enrolled in a program that qualifies for ORS 540.610 (2e) Federal Conservation Reserve Program. We will be taking land out of CRP in increments upon the approval of this transfer.**

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

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3. The water right was used for: (e.g., crops, pasture, etc.): CROPS (ALFALFA) AND GRASS FOR GRAZING

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 of Affiant

Date

Signed and sworn to (or affirmed) before me this _____ day of _____, 20____.

Notary Public for Oregon

My Commission Expires: _____

Supporting Documents	Examples
☐ 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
☐ Copies of receipts from sales of irrigated crops or for expenditures related to use of water	• Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
☐ Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	• 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
☐ Aerial photos containing sufficient detail to establish location and date of photograph	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. Sources for aerial photos:

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(Do not write above this line)

State Permit No. _____

BIG WELL

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APR 19 2021

Contractor's License No. 544 Date 8-1, 197

SF-45656-119

NOTICE TO WATER WELL CONTRACTOR:
The original and first copy
of this report are to be
filed with the

STATE ENGINEER, SALEM, OREGON 97310
within 30 days from the date
of well completion.

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FEB 18 1975

STATE OF OREGON

(Please type or print)

STATE ENGINEER
SALEM, OREGON

(Do not write above this line)

STATE ENGINEER
SALEM, OREGON

APR 15 1974

State Well No.

1N/21E-33

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POINT WELL
APR 1 1975

(1) OWNER:

Name J. EARL WEATHERFORD

Address OLEX STATION ARLINGTON, OREGON 97825 SW 1/4 SW 1/4 Section 33 T. 21N R. 21E

(2) TYPE OF WORK (check):

New Well ☒ Deepening ☐ Reconditioning ☐ Abandon ☐

If abandonment, describe material and procedure in Item 12.

(3) TYPE OF WELL:

Rotary ☒ Driven ☐
Cable ☐ Jetted ☐
Dug ☐ Bored ☐

(4) PROPOSED USE (check):

Domestic ☐ Industrial ☐ Municipal ☐
Irrigation ☒ Test Well ☐ Other ☐

(5) CASING INSTALLED:

Threaded ☐ Welded ☒

8" Diam. from +1 ft. to 36 ft. Gage 250

" Diam. from " ft. to " ft. Gage "

" Diam. from " ft. to " ft. Gage "

(6) PERFORATIONS:

Perforated? ☐ Yes ☒ No.

Type of perforator used

Size of perforations	in. by	in.
perforations from	ft. to	ft.
perforations from	ft. to	ft.
perforations from	ft. to	ft.

(7) SCREENS:

Well screen installed? ☐ Yes ☒ No

Manufacturer's Name

Type Model No.

Diam. Slot size Set from ft. to ft.

Diam. Slot size Set from ft. to ft.

(8) WELL TESTS:

Drawdown is amount water level is
lowered below static level

Was a pump test made? ☐ Yes ☐ No If yes, by whom? DRILLER

Yield: 150 gal./min. with 189 ft. drawdown after 1 hrs.

175 " 219 " 1 "

" 300 " 249 " 1 "

Bailer test gal./min. with ft. drawdown after hrs.

Artesian flow g.p.m.

Temperature of water 55 Depth artesian flow encountered ft.

(9) CONSTRUCTION:

Well seal—Material used CEMENT & BENTONITE

Well sealed from land surface to 35 ft.

Diameter of well bore to bottom of seal 12 in.

Diameter of well bore below seal 8 in.

Number of sacks of cement used in well seal sacks

Number of sacks of bentonite used in well seal sacks

Brand name of bentonite INTERNATIONAL

Number of pounds of bentonite per 100 gallons

of water lbs. per gal.

Was a drive shoe used? ☐ Yes ☒ No Plugs Size: 12 in.

Did any strata contain unusable water? ☐ Yes ☒ No

Type of water? depth of strata FEB 16 2024

Method of sealing strata off

Was well gravel packed? ☐ Yes ☒ No Size of gravel: OWRD

Gravel placed from ft. to ft.

(10) LOCATION OF WELL:

County GILLIAM

Driller's well number

STATE ENGINEER
SALEM, OREGON

Bearing and distance from section or subdivision corner

880' N + 90' E FROM THE SW CORNER

(11) WATER LEVEL: Completed well.

Depth at which water was first found 165 ft.

Static level 88 ft. below land surface. Date 3-11-74

Artesian pressure lbs. per square inch. Date

(12) WELL LOG:

Diameter of well below casing 8

Depth drilled 464 ft. Depth of completed well 464 ft.

Formation: Describe color, texture, grain size and structure of materials;
and show thickness and nature of each stratum and aquifer penetrated,
with at least one entry for each change of formation. Report each change in
position of Static Water Level and indicate principal water-bearing strata.

MATERIAL	From	To	SWL
TOP SOIL	0	1	0
CLAY LIGHT BROWN	1	10 1/2	0
BASALT DARK GRAY HARD	10 1/2	14	0
BASALT BLACK SOFT	14	24 1/2	0
BASALT DARK GRAY HARD	24 1/2	29 1/2	0
BASALT GRAY LOOSE	29 1/2	31	0
BASALT BLACK HARD	31	96	0
BASALT BLACK FRACTURED	96	100	0
BASALT BLACK CERVEST	100	212	74
BASALT BLACK HARD	212	345	74
CLAY STONE BLUE GREEN	345	353	79
BASALT BLACK HARD	353	456 1/2	79
CLAY STONE BLUE GREEN	456 1/2	463 1/2	88
300 GPM 456 1/2" TO 457 1/4"			
BASALT BLACK MED.	463 1/2	464	88
236 GPM AT 165'			
156 GPM AT 345'			
300 GPM AT 456 1/2"			
8" HOLE TO 407' 6" HOLE FROM 407' TO 464'			

Work started 1-15-1974 Completed 3-11-1974

Date well drilling machine moved off of well 3-12-1974

Drilling Machine Operator's Certification:

This well was constructed under my direct supervision.
Materials used and information reported above are true to my
best knowledge and belief.

[Signed] Paul D. Edrell Date 3-13, 1974
(Drilling Machine Operator)

Drilling Machine Operator's License No. 589

Water Well Contractor's Certification:

This well was drilled under my jurisdiction and this report is
true to the best of my knowledge and belief.

Name RONALD D. EDELL (Type or print)
(Person, firm or corporation)

Address P.O. BOX 675 CASTLE ROCK, WASH.

[Signed] Paul D. Edrell (Water Well Contractor)

Contractor's License No. 515 Date 3-13, 1974

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WELL I.D. LABEL# L112254

START CARD # 1020314

ORIGINAL LOG #	GILLIAM	59
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7/3/2013

Water Quality Concerns

Dia	+	From	To	Gauge	Stl	Plstc	Wld	Thrd
								
								
								

Material	From	To	Amt	sacks/lbs
----------	------	----	-----	-----------

Bentonite	0	35	6	Sacks

(10) STATIC WATER LEVEL

[illegible]

FILTER PACK

From	To	Material	Size

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

[illegible]

(11) WELL LOG

Material	From	To
RECEIVED	Received	
FEB 16 2024	APR 19 2024	
OWRD	OWRD	
	RECEIVED BY OWRD	
	JUL 23 2013	

(7) PERFORATIONS/SCREENS

[illegible]

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

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

Comments/Remarks

Reamed existing 6" hole from 407' to 464' to 8". Deepened from 464' to 555' 8".

STATE OF OREGON

COUNTY OF GILLIAM

CERTIFICATE OF WATER RIGHT

THIS IS TO CERTIFY, that

J EARL WEATHERFORD

of OLEX ROUTE ARLINGTON, OR 97812
has a right to the use of the waters of A WELL in the
ROCK CREEK basin for the purpose of
SUPPLEMENTAL IRRIGATION.

The right has been perfected under Permit G 6673. The
date of priority is SEPTEMBER 26, 1975. The right is limited to not
more than 0.660 CUBIC FOOT PER SECOND or its equivalent in case
of rotation, measured at the well. The well is located as follows:

SW 1/4 SW 1/4, Section 33, T 01 N, R 21 E, WM;
820 FEET NORTH & 160 FEET EAST FROM SW CORNER, SECTION 33

The amount of water used for irrigation, together with the
amount secured under any other right existing for the same lands,
shall be limited to ONE-EIGHTIETH of one cubic foot per second per
acre, or its equivalent for each acre irrigated and shall be further
limited to a diversion of not to exceed 3.0 acre-feet per acre for
each acre irrigated during the irrigation season of each year. The
right shall be limited to any deficiency in the available supply of
any prior right for the same land and shall not exceed the
limitation allowed herein.

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

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

ACRES	1/4	1/4	SECTION				TOWNSHIP	RANGE, WM
supplemental 8.00	SE	NE	32	01	N	21	E	
supplemental 26.40	NE	SE	32	01	N	21	E	
supplemental 1.80	NW	SE	32	01	N	21	E	
supplemental 15.40	SE	SE	32	01	N	21	E	
supplemental 4.00	NE	SW	33	01	N	21	E	
supplemental 5.80	NW	SW	33	01	N	21	E	
supplemental 31.20	SW	SW	33	01	N	21	E	
supplemental 29.80	SE	SW	33	01	N	21	E	
supplemental 12.40	SW	SE	33	01	N	21	E	

Total: 134.80 supplemental acres.

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

WITNESS the signature of the Water Resources Director,
affixed this date, JULY 14, 1988.

/S/ WILLIAM H. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates number 57271
G 6823

BASIN 06 VOL 1A ROCK CR (Arlington)

WELLS DIST 4

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STATE OF OREGON

COUNTY OF GILLIAM

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

J EARL WEATHERFORD
OLEX STATION
ARLINGTON OR 97812

confirms the right to the use of water perfected under the terms of Permit G-7962. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point of diversion from the source. The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-8511

SOURCE OF WATER: A WELL IN JOHN DAY BASIN

PURPOSE or USE: PRIMARY IRRIGATION OF 216.6 ACRES AND SUPPLEMENTAL IRRIGATION OF 54.5 ACRES

MAXIMUM RATE: 3.12 CUBIC FEET PER SECOND

DATE OF PRIORITY: OCTOBER 31, 1977

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 N	21 E	WM	33	SW SE	70 FEET NORTH AND 2300 FEET WEST FROM SE CORNER, SECTION 33

If for irrigation, this appropriation shall be limited to ONE-EIGHTIETH of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre feet per acre for each acre irrigated during the irrigation season of each year; provided further that the right allowed herein shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein.

A description of the place of use is as follows:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
1 N	21 E	WM	33	SW NE		4.2
1 N	21 E	WM	33	SE NE		27.4
1 N	21 E	WM	33	SE SW		3.2
1 N	21 E	WM	33	NE SE		33.6
1 N	21 E	WM	33	NW SE		3.3
1 N	21 E	WM	33	SW SE		0.5

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NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484 and ORS 536.075. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 183.484, ORS 536.075 and OAR 137-004-0080, you may petition for judicial review and petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate within three months after issuance of the certificate.

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
1 N	21 E	WM	33	SE SE		23.5
1 S	21 E	WM	4	NW NE	2	5.1
1 S	21 E	WM	4	NE NW	3	30.8
1 S	21 E	WM	4	NW NW	4	8.4
1 S	21 E	WM	4	SW NW		20.1
1 S	21 E	WM	4	SE NW		23.6
1 S	21 E	WM	4	NW SW		15.0
1 S	21 E	WM	4	SW SW		17.9

SUPPLEMENTAL IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
1 N	21 E	WM	33	SW SW		15.6
1 N	21 E	WM	33	SE SW		28.1
1 N	21 E	WM	33	SW SE		10.8

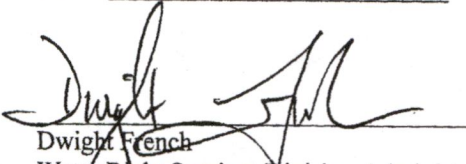
The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with an air line and pressure gauge or an access port for a measuring line, adequate to determine water level elevation in the well at all times.

The water user shall install and maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

The use of water shall be subject to existing rights including the existing minimum flow policies established by the Water Policy Review Board.

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

Issued NOV 04 2016


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

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Table 2. Description of Changes to Water Right Certificate # 91937

List the change proposed for the acreage in each ¼ ¼. If more than one change is proposed, specify the acreage associated with each change.

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

AUTHORIZED (the “from” or “off” lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.													Proposed Changes (see “CODES” from previous page)	PROPOSED (the “to” or “on” lands) The listing as it would appear AFTER PROPOSED CHANGES are made.												
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp	Rng	Sec		¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date						
EXAMPLE																										
2	S	9	E	15	NE	NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E	1	NW	NW	500	1	10.0		POD #5	1901
														2	S	9	E	2	SW	NW	500		5.0		POD #6	1901
1	N	21	E	33	SW	NE	2601		4.2	Irrigation	Well 2	1977	APOA/POU	1	N	21	E	32	NW	SE	2601		28.0	Irrigation	Well1&2	1977
				33	SE	NE	2601		27.4	Irrigation	Well 2	1977	APOA/POU					32	SW	SE	2601		0.2	Irrigation	Well1&2	1977
				33	SE	SW	2601		3.2	Irrigation	Well 2	1977	APOA					33	SW	NE	2601		4.2	Irrigation	Well1&2	1977
				33	NE	SE	2601		33.6	Irrigation	Well 2	1977	APOA					33	SE	NE	2601		27.4	Irrigation	Well1&2	1977
				33	NW	SE	2601		3.3	Irrigation	Well 2	1977	APOA/POU					33	NE	SW	2600, 2601		6.1	Irrigation	Well1&2	1977
				33	SW	SE	2601		0.5	Irrigation	Well 2	1977	APOA					33	SE	SW	2601		3.2	Irrigation	Well1&2	1977
				33	SE	SE	2601		23.5	Irrigation	Well 2	1977	APOA					33	NE	SE	2601		33.6	Irrigation	Well1&2	1977
1	S	21	E	4	NW	NE	600, 301	2	5.1	Irrigation	Well 2	1977	APOA					33	NW	SE	2601		3.3	Irrigation	Well1&2	1977
				4	NE	NW	600	3	30.8	Irrigation	Well 2	1977	APOA					33	SW	SE	2601		0.5	Irrigation	Well1&2	1977
TOTAL ACRES:														TOTAL ACRES:												

SUPERSEDED

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.													Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.														
Twp	Rng	Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp	Rng		Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date						
EXAMPLE																												
2	S	9	E	15	NE	NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E	1	NW	NW	500	1	10.0		POD #5	1901		
														2	S	9	E	2	SW	NW	500		5.0		POD #6	1901		
1	S	21	E	4	NW	NW	600	4	8.4	Irrigation	Well 2	1977	APOA	1	N	21	E	33	SE	SE	2601		23.5	Irrigation	Well1&2	1977		
				4	SW	NW	600		20.1	Irrigation	Well 2	1977	APOA	1	S	21	E	4	NW	NE	600	2	2.9	Irrigation	Well1&2	1977		
				4	SE	NW	600		23.6	Irrigation	Well 2	1977	APOA/POU					4	NW	NE	600	2	4.8	Irrigation	Well1&2	1977		
				4	NW	SW	600		15.0	Irrigation	Well 2	1977	APOA					4	NE	NW	600	3	30.8	Irrigation	Well1&2	1977		
				4	SW	SW	600		17.9	Irrigation	Well 2	1977	APOA					4	NW	NW	600	4	8.4	Irrigation	Well1&2	1977		
1	N	21	E	33	SW	SW	2601		15.6	Suppl Irri	Well 2	1977	APOA					4	SW	NW	600		14.3	Irrigation	Well1&2	1977		
				33	SE	SW	2600, 2601		28.1	Suppl Irri	Well 2	1977	APOA					4	SE	NW	600		20.3	Irrigation	Well1&2	1977		
				33	SW	SE	2600, 2601		10.8	Suppl Irri	Well 2	1977	APOA/POU/ USE	1	N	21	E	33	NE	SW	2600		2.4	Suppl Irri	Well1&2	1977		
													APOA					33	SW	SW	2601		15.6	Suppl Irri	Well1&2	1977		
TOTAL ACRES:										CONTINUE ON NEXT PAGE					TOTAL ACRES:													

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