

Temporary

Name H & A Family FarmAddress 22400 SE Upper Island rd
Dayton Oregon 97114
manuel.aguilar196@gmailChange in PO
Date Filed 7/20/2023
Initial notice date 8/1/2023
DPD issued date _____
PD issued date _____
PD notice date _____
Date of FO 9/27/2023 Vol 129 Page 131-33C-Date _____
COBU due date _____
COBU Received date _____
Certificate issued _____Assignments: _____

Irrigation District _____

Agent _____

CWRE _____

CC's list Yamhill County☐ - Oversized map - Location _____

DESCRIPTION OF WATER RIGHT(S)

Name of Stream Willamette riverTrib. of Columbia riverUse Irrigation County Marion/Yamhill

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

Name of ditch _____

App# 5108712 Per # 5491099 Cert # 83002 PR Date _____

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>7-20-23</u>	<u>955.40</u>	<u>141206</u>

FEES REFUNDED

Date	Amount	Receipt #
------	--------	-----------



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, 2023

H & A FAMILY FARM
22400 SE UPPER ISLAND RD
DAYTON, OR 97114

REFERENCE: District Temporary Transfer Application T-14286

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

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

If you have any questions related to the approval of this temporary transfer, you may contact your caseworker, Joan Smith, by telephone at (503) 986-0892 or by e-mail at Joan.M.Smith@oregon.gov.

Sincerely,

Julie C. Baustian
Water Rights Services Support
Transfers and Conservation Section

cc: Gregory J. Wacker, Watermaster Dist. # 16 (via email)
Yamhill County Planning

Enclosure

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Transfer Application)	FINAL ORDER APPROVING
T-14286, MARION, YAMHILL County)	A TEMPORARY CHANGE
)	IN PLACE OF USE

Authority

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

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

Applicant

H & A FAMILY FARM
22400 SE UPPER ISLAND RD
DAYTON, OR 97114

Findings of Fact

1. On July 20, 2023, H & A FAMILY FARM filed an application to temporarily change the place of use under Certificate 83062 for a period of 5 years. The Department assigned the application number T-14286.
2. Notice of the application for transfer was published on August 1, 2023, pursuant to OAR 690-380-4000.

3. The portion of the right to be temporarily transferred is as follows:

Certificate: 83062 in the name of CHARLES SMITH STEPHENS (perfected under Permit S-49699)
Use: IRRIGATION of 2.0 ACRES
Priority Date: APRIL 21, 1986
Rate: 0.025 CUBIC FOOT PER SECOND

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

Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-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 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: WILLAMETTE RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
5 S	3-W	WM	24	NW SE	8	380 FEET SOUTH AND 3220 FEET EAST FROM THE W1/4 CORNER OF SECTION 24

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
5 S	3 W	WM	24	NE SW	2.0

4. Temporary Transfer Application T-14286 proposes to temporarily change the place of use of the right to:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Tax lot	Acres
5 S	3 W	WM	21	NW NE	600	2.0

Temporary Transfer Review Criteria

- Water has been used within the last five years according to the terms and conditions of the right. There is no evidence available that would demonstrate that the right is subject to forfeiture under ORS 540.610.
- A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing right are present.
- The proposed change would prevent the lands from which the water right is removed during the period of the temporary transfer from receiving water under the transferred right, as required by ORS 540.523(7).
- The proposed change would not result in injury to other water rights. This finding is made through an abbreviated review recognizing that the transfer may be revoked under ORS 540.523(5) if the Department later finds that the transfer is causing injury to any existing water right.

Conclusions of Law

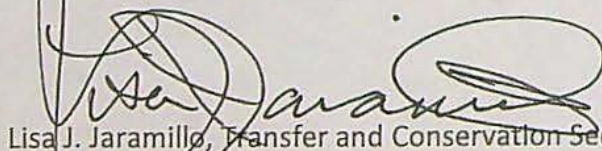
The temporary change in place of use proposed in Temporary Transfer Application T-14286 is consistent with the requirements of ORS 540.523 and OAR 690-380-8000.

Now, therefore, it is ORDERED:

1. The temporary change in place of use proposed in Temporary Transfer Application T-14286 is approved.
2. The former place of use **shall not** be irrigated as part of this water right during the 2023, 2024, 2025, 2026 and 2027 irrigation seasons.
3. The use shall revert to the authorized place of use at the end of the 2027 irrigation season.
4. The approval of this temporary transfer may be revoked or modified if the Department finds the change causes injury to any existing water right.
5. A subsequent application for permanent transfer of Certificate 83062 shall be subject to a full and complete review to determine consistency with the requirements of OAR Chapter 690, Division 380. Approval of this temporary transfer does not establish a precedent for approval of a subsequent application filed for a permanent transfer.
6. The use of water at the temporary place of use authorized by this transfer shall be in accordance with the terms and conditions of Certificate 83062.
7. The time during which water is used under this approved temporary transfer does not apply toward a finding of forfeiture under ORS 540.610.
8. The use of the remaining water right described by Certificate 83062 shall continue to be in accordance with the terms and conditions of Certificate 83062.

Dated in Salem, Oregon on

SEP 27 2023



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

Mailing Date:

SEP 28 2023

WATER RIGHT TRANSFER COVER SHEET

Transfer: T-14286

Transfer Specialist: *Joan*

Transfer Type: Temporary Transfer

DROUGHT? ☐

Applicant: H & A FAMILY FARM 22400 SE UPPER ISLAND RD DAYTON, OR 97114	Agent: UNAVAILABLE	Receiving Landowner:
Current Landowner if other than Applicant:	CWRE:	Irrigation District:
Affected Local Gov'ts: Yamhill County Planning Department	Affected Tribal Gov't:	BOR Notified (date):

Water Rights Affected

File Marked	App. File # or Decree Name	Permit	Certificate
<input type="checkbox"/>	S-68792	S-49699	83062
<input type="checkbox"/>			
<input type="checkbox"/>			

Key Dates & Initial Actions (Support Staff)

Rec'd: July 20, 2023	Proposed Action(s): PLACE OF USE	
Fees Pd: 955.40	Acknowledgement Letter Sent <input checked="" type="checkbox"/>	Basin: 2 Willamette
Initial Public Notice: 8/1/2023	County sent cc: of Ack Letter <input checked="" type="checkbox"/>	County: MARION, YAMHILL
WM District: 16 Gregory J. Wacker	WM Review request sent:	WM Review date received:
Groundwater	GW Review sent:	GW Review date received:

Peer Review:

Document	Drafted	Peer Review	Coordinator	Changes Made	Signature Bin	Signature Date
FO	Date: <u>8/8/23</u> Initials: <u>Joan</u>	Date: <u>8/17/23</u> Initials: <u>AD</u>	Date: <u>9/8/23</u> Initials: <u>PXS</u>	Date: <u>/</u> Initials: <u>/</u>	Date: <u>9/26/23</u> No. of docs for sig: <u> </u> WM Sheet <input type="checkbox"/>	Date: <u>9/27/2023</u>

Special Issues: 2023-7 2027

Special Order Volume: Vol. 129 Pages 131-33



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

August 1, 2023

H & A FAMILY FARM
22400 SE UPPER ISLAND RD
DAYTON, OR 97114

Reference: Application T-14286

On July 20, 2023, the Department received your water right Temporary Transfer Application. The application was accompanied by \$955.40. Receipt number 141206 is enclosed.

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

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

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

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

Cc: Watermaster Dist. #16, Gregory J. Wacker (via email)
Yamhill County Planning Department

Enclosure

STATE OF OREGON
WATER RESOURCES DEPARTMENT

725 Summer St. N.E. Ste. A

SALEM, OR 97301-4172

(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT #

141206

INVOICE #

RECEIVED FROM:

H+A Family Farm, LLC

BY:

APPLICATION

PERMIT

TRANSFER

T-14286

CASH:

CHECK: #

OTHER: (IDENTIFY)

☐

X 1067

☐

TOTAL REC'D

\$955.40

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES

\$

OTHER: (IDENTIFY)

\$

0243 I/S Lease

0244 Muni Water Mgmt. Plan

0245 Cons. Water

4270 WRD OPERATING ACCT

MISCELLANEOUS

0407 COPY & TAPE FEES

\$

0410 RESEARCH FEES

\$

0408 MISC REVENUE: (IDENTIFY)

\$

TC162 DEPOSIT LIAB. (IDENTIFY)

\$

0240 EXTENSION OF TIME

\$

WATER RIGHTS:

0201 SURFACE WATER

EXAM FEE

\$

0202

0203 GROUND WATER

\$

0204

0205 TRANSFER

\$955.40

RECORD FEE

\$

\$

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR

EXAM FEE

\$

0219

LANDOWNER'S PERMIT

0220

LICENSE FEE

\$

\$

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:

141206

DATED:

7-20-2023

BY:

M. Calaf

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



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

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

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

FOR ALL TEMPORARY TRANSFER APPLICATIONS

RECEIVED

JUL 20 2023

OWRD
SALEM, OREGON

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

- ☐ Part 1 – Completed Minimum Requirements Checklist.
- ☐ Part 2 – Completed Temporary Transfer Application Map Checklist.
- ☐ Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the online fee calculator at:
http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator.
- ☒ Part 4 – Completed Applicant Information and Signature.
- ☒ Part 5 – Information about Transferred Water Rights: **How many water rights are to be transferred? 1 List them here: 83062**
- Please include a separate Part 5 for each water right. (See instructions on page 6)
- ☒ ☐ N/A For standard Temporary Transfer (one to five years) **Begin Year: 2023 End Year: 2027**
- ☐ ☒ N/A Temporary Drought Transfer (Only in counties where the Governor has declared drought)

Attachments:

- ☒ ☐ Completed Temporary Transfer Application Map.
- ☒ ☐ Completed Evidence of Use Affidavit and supporting documentation.
- ☒ ☐ Current recorded deed for the land **from** which the authorized place of use is temporarily being moved.
- ☒ ☐ N/A Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land upon which the water right is located.)
- ☐ ☒ N/A Supplemental Form D – For water rights served by or issued in the name of a district. Complete when the temporary transfer applicant is not the district.
- ☒ ☐ N/A Oregon Water Resources Department's Land Use Information Form with approval and signature from each local land use authority in which water is to be diverted, conveyed, and/or used. Not required if water is to be diverted, conveyed, and/or used only on federal lands or if all of the following apply: a) a change in place of use only, b) no structural changes, c) the use of water is for irrigation only, and d) the use is located within an irrigation district or an exclusive farm use zone.
- ☐ ☒ N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation (if necessary to convey water to the proposed place of use).

(For Staff Use Only)

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

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

Other/Explanation _____

Staff: _____ Phone: _____ Date: ____/____/____

Part 2 of 5 – Temporary Transfer Application Map Checklist

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

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

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

RECEIVED

JUL 20 2023

OWRD
SALEM, OREGON

FEE WORKSHEET for TEMPORARY (not drought) TRANSFERS					
1	Base Fee (includes temporary change to one water right for up to 1 cfs)		1	\$950.00	
2	Number of water rights included in transfer: <u>1</u> (2a) Subtract 1 from the number in 3a above: <u>0</u> (2b) If only one water right this will be 0 Multiply line 2b by \$310.00 and enter » » » » » » » » » » » » » » » »		2	0	
3	Do you propose to change the place of use for a non-irrigation use? <input checked="" type="checkbox"/> No: enter 0 on line 3 » » » » » » » » » » » » » » » » <input type="checkbox"/> Yes: enter the cfs for the portions of the rights to be transferred: _____ (3a) Subtract 1.0 from the number in 3a above: _____ (3b) If 3b is 0, enter 0 on line 3 » » » » » » » » » » » » » » » » If 3b is greater than 0, round up to the nearest whole number: _____ (3c) and multiply 4c by \$210.00, then enter on line 3		3	0	
4	Do you propose to change the place of use for an irrigation use? <input type="checkbox"/> No: enter 0 on line 4 » » » » » » » » » » » » » » » » <input checked="" type="checkbox"/> Yes: enter the number of acres in the footprint of the place of use for the portions of the rights to be transferred: <u>2</u> (4a) Multiply the number of acres in 4a above by \$2.70 and enter on line 4 » »		4		
5	Add entries on lines 1 through 4 above » » » » » » » » » » » Subtotal:		5		
6	Is this transfer: <input type="checkbox"/> necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? <input type="checkbox"/> 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 5 by 0.5 and enter on line 6 » If no box is applicable, enter 0 on line 7» » » » » » » » » » » » » » » »		6	0	
7	Subtract line 6 from line 5 » » » » » » » » » » » Transfer Fee:		7	955.00	

FEE WORKSHEET for TEMPORARY DROUGHT TRANSFERS			
1	Base Fee (includes drought application and recording fee for up to 1 cfs)	1	\$200.00
	Enter the cfs for the portions of the rights to be transferred (see example below*): <div style="text-align: center;">_____ (2a)</div> Subtract 1.0 from the number in 2a above: _____ (2b) If 2b is 0, enter 0 on line 2 » » » » » » » » » » » » » » » » If 2b is greater than 0, round up to the nearest whole number: _____ (2c) and multiply 2c by \$50, then enter on line 2 » » » » » » » » »		
2		2	NA
3	Add entries on lines 1 through 2 above » » » » » » » » » » Transfer Fee:	3	NA

2. 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)*

3. 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 2a would be only 0.56 cfs, since both rights serve the same 45.0 acres. Blank 2b would be 0 and Line 2 would then also become 0.)*

become 0).

JUL 20 2023

142810
SALEM, OREGON

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME <u>H&A Family Farm</u>			PHONE NO. <u>503/509/4329</u>	ADDITIONAL CONTACT NO.
ADDRESS <u>22400 se Upper Island Rd</u>			FAX NO.	
CITY <u>Dayton</u>	STATE <u>Or</u>	ZIP <u>97114</u>	E-MAIL <u>Manuelaguilar196@gmail.com</u>	
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:

move two acres to another property

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

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

Manuel Aguilar
Applicant signature

Manuel
Print Name (and Title if applicable)

7/11/23
Date

Applicant signature

Print Name (and Title if applicable)

Date

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

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

RECEIVED

JUL 20 2023

OWRD
SALEM, OREGON

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

DISTRICT NAME NA	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 NA	ADDRESS	
CITY	STATE	ZIP



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

ENTITY NAME Yamhill County	ADDRESS 535 NE 5th St Room 42	
CITY Mcminnville	STATE OR	ZIP 97128

ENTITY NAME NA	ADDRESS	
CITY	STATE	ZIP

RECEIVED
JUL 20 2023
OWRD
SALEM, OREGON

Part 5 of 5 – Water Right Information

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

Water Right Certificate # **83062**

RECEIVED

JUL 20 2023

**OWRD
SALEM, OREGON**

Description of Water Delivery System

System capacity: **1.1** 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. Big Guns

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

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

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp	Rng	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		5 S	3 W	24	N W SE	8	380' S & 3220' E from W1/4 corner Section 24
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							

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

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

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

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

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

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

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

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

AUTHORIZED (the "from" or "off" lands) The listing that appears on the Certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.														Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.												
Twp	Rng	Sec	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
"	"	"	"	"	"	"	"	"	"	"	EXAMPLE	"	"	"	2	S	9	E	2	SW	NW	500		5.0		POD #6	1901
5	S	3	W	24		NE	SW	200		2.0	IR	1	4/21/1986	POU	5	S	3	W	12	NW	NE	600		2.0	IR	1	4/21/1986
														map indicates 21													
TOTAL ACRES											2.0		TOTAL ACRES											2.0			

For Place of Use Changes

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

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

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

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

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

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

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

RECEIVED

JUL 20 2023

14236 OWRD
SALEM, OREGON

Klamath Basin/County Drought Transfer Applications

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

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

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

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

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

RECEIVED

JUL 20 2023

**OWRD
SALEM, OREGON**

1192m

STATE OF OREGON
COUNTY OF MARION, YAMHILL
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CHARLES SMITH STEPHENS
22480 SE UPPER ISLAND RD
DAYTON OR 97114

confirms the right to use the waters of WILLAMETTE RIVER for IRRIGATION of 89.0 ACRES.

This right was perfected under Permit S-49699. The date of priority is APRIL 21, 1986. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1.1 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Survey Coordinates
5 S	3 W	WM	24	NW SE	8	380 FEET SOUTH AND 3220 FEET EAST FROM W1/4 CORNER, SECTION 24

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-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 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year. 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.

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

Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
5 S	3 W	WM	24	NE SW	5	15.8
5 S	3 W	WM	24	NE SW	8	7.1
5 S	3 W	WM	24	NE SW		14.8
5 S	3 W	WM	24	NW SW	5	24.0
5 S	3 W	WM	24	SW SW		13.0
5 S	3 W	WM	24	NW SE	8	14.3

The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

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. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied. 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 at any time before it has issued, and after the time has expired for the completion of the appropriation under the permit, or within three months after issuance of the certificate.

Application S-68712.cce

Page 1 of 2

RECEIVED

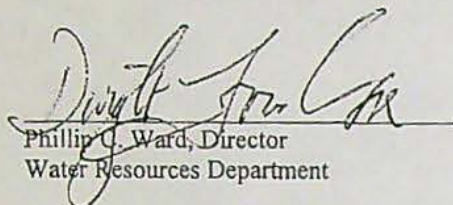
Certificate 83062

JUL 20 2023

OWRD
SALEM, OREGON

14286

WITNESS the signature of the Water Resources Director, affixed JAN 26 2007


Phillip C. Ward, Director
Water Resources Department

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, That HENRY FREDRICK COLE, ROSS FRANKLIN COLE, and EVA MAY COLE MARTIN, hereinafter called the grantor, for the consideration hereinafter stated, to grantor paid by CHARLES S. STEPHENS and RACHEL STEPHENS, husband and wife, hereinafter called the grantee, does hereby grant, bargain, sell and convey unto the said grantee and grantee's heirs, successors and assigns, that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or appertaining, situated in the County of Yamhill and State of Oregon, described as follows, to-wit:

A tract of land in Section 24, Township 5 South, Range 3 West of the Willamette Meridian in Yamhill County, Oregon, and being a part of that certain tract described and set forth in Yamhill County Circuit Court Decree in Case No. 11324, said Decree being dated November 6, 1936, and being more particularly described as follows:

Beginning at a point on the West line of said Section 24 that is North 662.36 feet from the Southwest corner of said Section, said point of beginning being also witnessed by a 1-1/4 inch iron rod established and also shown in County Survey No. 2783 at a point 1.0 feet North and 0.73 feet East from said TRUE point of beginning; thence North 1,987.09 feet along said Section line to an iron rod at the West Quarter Corner of said Section, said iron rod being also shown on the Survey of R. W. Mursell, dated October 1, 1981, filed November 19, 1981, County Survey No. 7977; thence North 89°43' East 2,839.0 feet along the East-West centerline of said Section and along a common boundary line as established by Deeds recorded February 5, 1982, in Film Volume 167, Page 820 and in Film Volume 167, Page 822, Deed and Mortgage Records of Yamhill County, Oregon (also passing an iron rod at 2,754.73 feet) to a point of intersection with the mean high water mark of the Willamette River as the same now exists as depicted and shown on the aforesaid survey of R. W. Mursell; thence along said mean high water mark the following courses and distances: South 37°31' East 281.80 feet; thence South 48°18' East 416.50 feet; thence South 24°56' East 408.0 feet; thence South 13°40' East 207.38 feet to a point of intersection with the Southerly line of that certain tract Decreed to be the lands of the plaintiff described in the aforesaid Circuit Court Case No. 11324; thence along said Southerly line (leaving the ordinary high water mark of the Willamette River) the following courses and distances: North 71°15'50" West 720.38 feet to a 5/8 inch iron rod (set as depicted in the aforesaid County Survey No. 7977); thence South 71°47'40" West 471.73 feet to a 5/8 inch iron

RECEIVED

JUL 20 2023

OWRD
SALEM, OREGON

14286

7
Vol. 198 PAGE 1696

rod; thence South 38°12'30" West 442.72 feet to a 5/8 inch iron rod on the North line of the South Half of the Southwest Quarter of said Section 24; thence along said North line South 89°40'30" West 792.24 feet to a 5/8 inch iron rod at the Northeast corner of the North Half of the Southwest Quarter of the Southwest Quarter of said Section 24; thence South 662.16 feet to an iron pipe at the Southeast corner of said North Half of the Southwest Quarter of the Southwest Quarter; thence South 89°40' West 1320.0 feet to the TRUE point of beginning.

The grantors also remise, release and quitclaim unto the grantees herein all their right, title and interest, if any there be, in and to any portion of the grantors' lands as may lie between the ordinary high and the low water mark of the Willamette River as the same are now located and or determined as of the date of this conveyance.

SUBJECT TO:

1. The premises herein described have been zoned or classified for farm use. At any time that said land is disqualified for such use, the property will be subject to additional taxes or penalties and interest.
2. Rights of the public in streets, roads and highways.
3. Reservation of mineral rights contained in Deed from Helen Jones and L. A. Jones to Albert L. Wakefield, recorded May 27, 1925 in Book 92, Page 180, Deed Records.
4. Subject to any adverse claim or assertion of right, title or interest by the State of Oregon, in and to that portion of the premises lying within the channel of the Willamette River, as the same existed as of the original GLO Survey dated December 17, 1852.
5. Subject to the terms and conditions of that certain Lease between Arnold Hilderbrandt and Roger Hilderbrandt, as lessee, and Eva May Martin, as lessor, dated February 1977.

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

And said grantor hereby covenants to and with said grantee and grantee's heirs, successors and assigns, that grantor is lawfully seized in fee

RECEIVED

JUL 20 2023

OWRD
SALEM, OREGON

14286

198 1697

simple of the above granted premises, free from all encumbrances, except those suffered or permitted by grantee on and after Sept. 1, 1982, and that grantor will warrant and forever defend the above granted 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.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$110,000.00.

In construing this deed and where the context so requires, the singular includes the plural.

WITNESS grantor's hand this 1 day of September 1982

X

Eva May Cole Martin

Henry Frederick Cole

Ross Franklin Cole

STATE OF OREGON)

ss:

County of Yamhill)

September 1, 1982

Personally appeared the above named HENRY FREDRICK COLE, ROSS FRANKLIN COLE and EVA MAY COLE MARTIN and acknowledged the foregoing instrument to be their voluntary act and deed.

Before me:

Notary Public for Oregon

My Commission Expires: 8-8-86

After recording, return to:
Charles S. Stephens

Until a change is requested
send tax statements to

STATE OF OREGON) 08461

County of Yamhill)

I hereby certify that the
within was received and duly
recorded by me in Yamhill
County records:

NOV -5 PM 1:33

Page 3 - WARRANTY DEED

RECEIVED

JUL 20 2023

OWRD
SALEM, OREGON

14286

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)
County of Yamhill)ss
)

Charles Stephens
I in my/our capacity as owners
Rachel Stephens
mailing address 22480 SE upper 22 Rd Dayton OR
 503-868-784 97114
telephone number , duly sworn depose and say that I/We

consent to the proposed change(s) to Water Right Certificate Number 83062

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

(transfer number, if known)

submitted by H & A Family Farm

on the property in tax lot number(s) 200

Section 24 Township 5 North/South Range 3 East/West W.M.,

located at 22480 SE upper 22 Rd Dayton OR 97114
(site address)

Charles Stephens
Signature of Affiant

7-12-2023
Date

Rachel Stephens
Signature of Affiant

7-12-2023
Date

Subscribed and Sworn to before me this 12th day of July, 2023.

April Marie Hawkins
Notary Public for Oregon

My commission expires 04/02/2027



RECEIVED
JUL 20 2023
OWRD
SALEM, OREGON

Application for Water Right Transfer Evidence of Use Affidavit

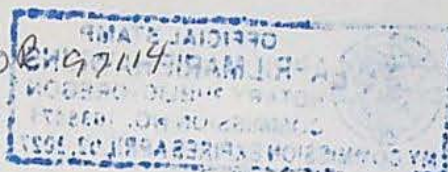


Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900
www.wrd.state.or.us

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 Yamhill
Charles Stephens
in my capacity as owner
Rachel Stephens
mailing address 22480 SE upper Dr Rd Dayton, OR 97114



telephone number (503) 868-7840 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 # 83062; OR 83062

☐ 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)
83062	5	S	3	W	Wm	24	NE SW		2.0

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

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

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

(continues on reverse side)

14286

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.

Charles Stephens

Signature of Affiant

July 12 - 2023

Date

Signed and sworn to (or affirmed) before me this 12th day of July, 2023.



April Marie Hawkins
Notary Public for Oregon

My Commission Expires: 04/02/2027

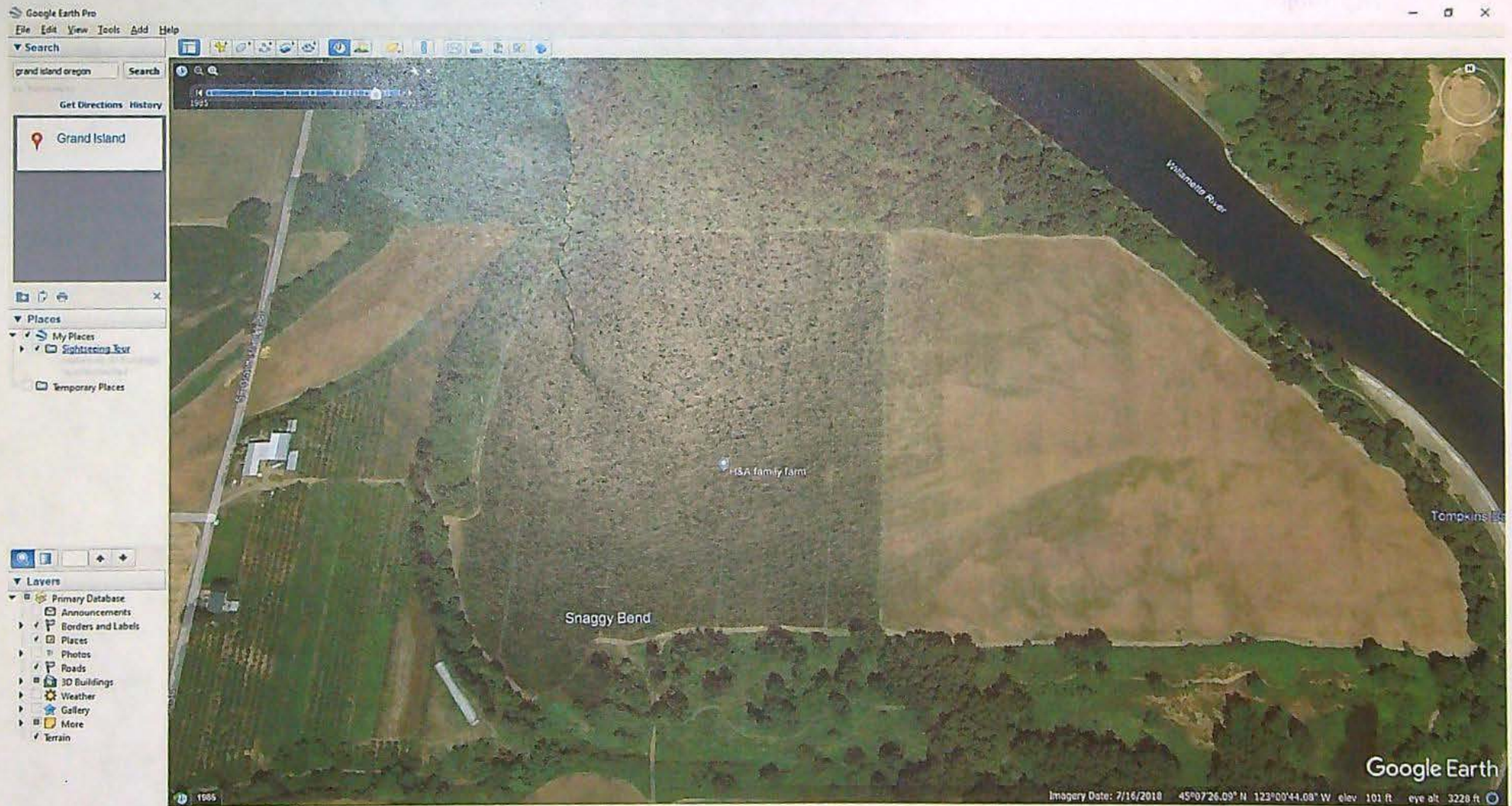
Supporting Documents	Examples
<input type="checkbox"/> Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
<input type="checkbox"/> Copies of receipts from sales of irrigated 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	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
<input type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

RECEIVED

JUL 20 2023

OWRD
SALEM, OREGON

July 2018 Source is Willamette River



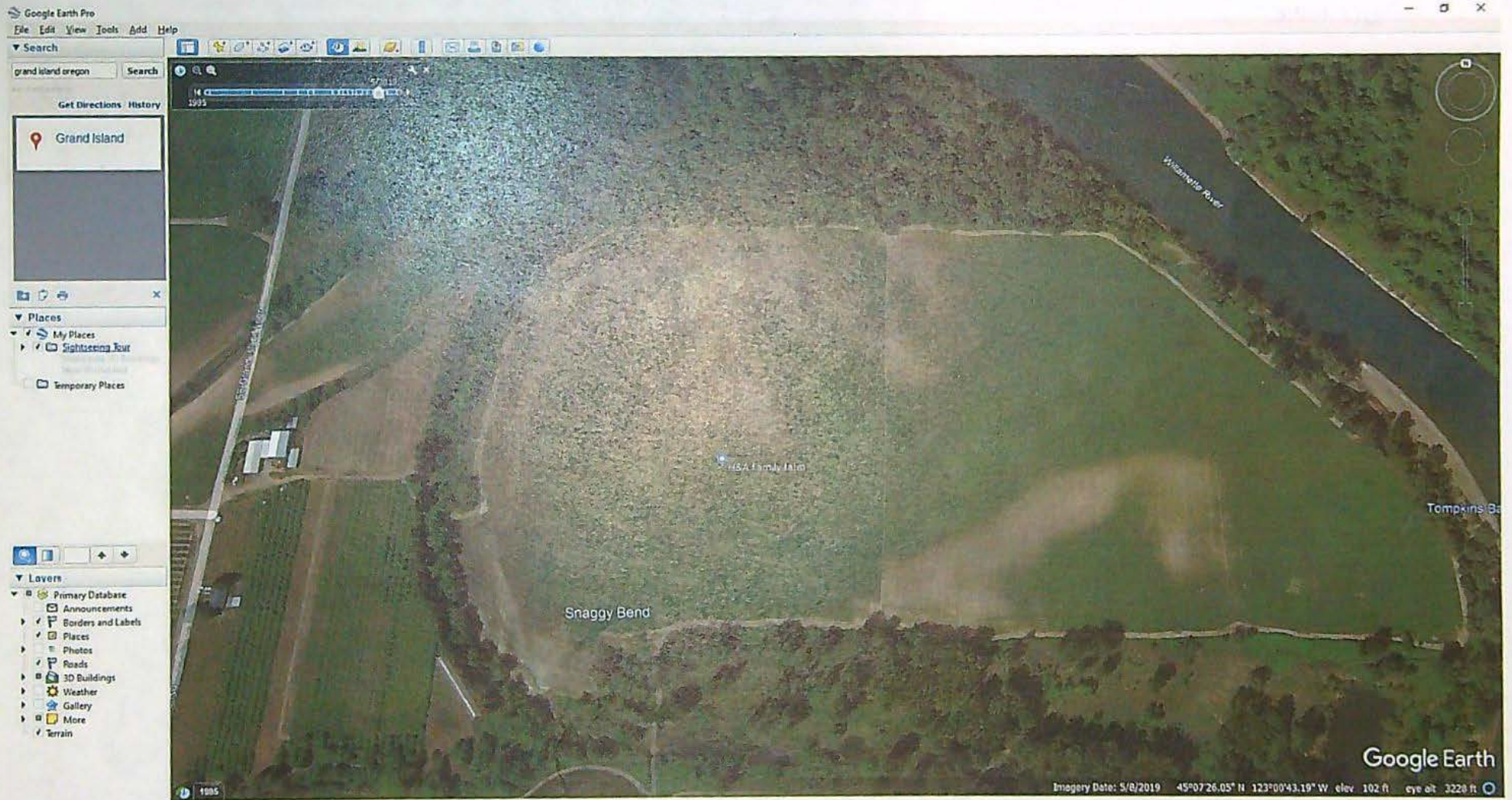
14286

Received by OWRD

JUL 25 2023

Salem, OR

May 2019 Source is Willamette River

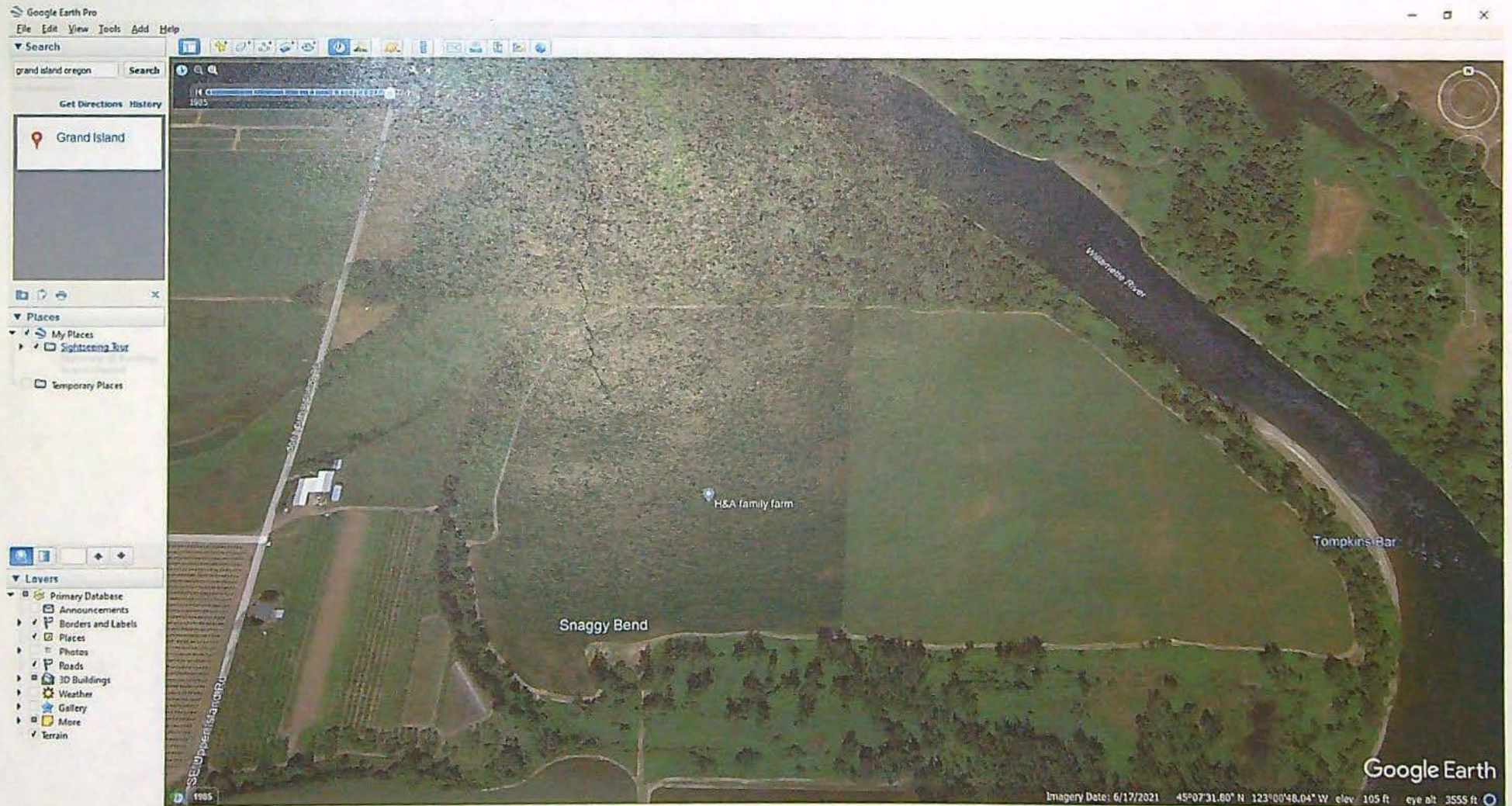


Received by OWRD

JUL 25 2023

Salem, OR

June 2021 Source is Willamette River



14286

Received by OWRD

JUL 25 2023

Salem, OR

Land Use Information Form



Rec # 925783
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900
www.oregon.gov/OWRD

Applicant(s): Marvel Aguilar - H&A Family Farm

Mailing Address: 22400 SE Upper Island Rd

City: Dayton

State: OR

Zip Code: 97114

Daytime Phone: 503-509-4329

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>5 S</u>	<u>3 W</u>	<u>21</u>	<u>NWNE</u>	<u>600</u>	_____	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	_____
<u>5 S</u>	<u>3 W</u>	<u>24</u>	_____	600 <u>200</u>	_____	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	_____
_____	_____	_____	_____	_____	_____	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	_____
_____	_____	_____	_____	_____	_____	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	_____

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

Yamhill

B. Description of Proposed Use

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

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

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

Estimated quantity of water needed: 0.025 ☒ 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:

Temporary move a portion of water right certificate 83062

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. →

RECEIVED
JUL 20 2023
OWRD
SALEM, OREGON

For Local Government Use Only

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

Please check the appropriate box below and provide the requested information

- ☒ Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): SECTIONS 502.02(A) & 402.02(A) of the UCO
- ☐ Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) If approvals have been obtained but all appeal periods have not ended, check "Being pursued."

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

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

Name: LANCE WOODS Title: SR. PLANNER

Signature: [Signature] Phone: (503) 434-7516 Date: 7/13/2023

Government Entity: TAMMILL COUNTY PLANNING DEPT.

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

Receipt for Request for Land Use Information

Applicant name: _____

City or County: _____ Staff contact: _____

Signature: _____ Phone: _____ Date: 7/13/2023

14286

JUL 20 2023

OWHD
SALEM, OREGON

GREW Scott A * WRD

From: PLAHN Joel M * WRD
Sent: Tuesday, July 25, 2023 6:27 AM
To: GREW Scott A * WRD
Cc: DAVIS Arla L * WRD; SMITH Joan M * WRD; PLAHN Joel M * WRD
Subject: RE: New Temporary coming Cert 83062
Attachments: Evidence of use Aerial Photo Cert 83062.pdf

Thank you, Scott,

Attached is supporting aerial photos for the evidence of use with the date. The delivery system is a truck and trailer with a water tank. He pumps water from the authorized POD into a storage tank then drives the truck to the To Lands. Then he hooks irrigation system to the water tank and irrigates. Is that sufficient information or do you need more details? If more is needed what exactly would you like him to describe. Thanks again for reaching out and letting me know things were missing. Greatly appreciate it!

Thanks, Joel Plahn
District 22 Watermaster
Cell 503-508-2394



Integrity | Service | Technical Excellence | Teamwork | Forward-Looking

From: GREW Scott A * WRD <Scott.A.GREW@water.oregon.gov>
Sent: Monday, July 24, 2023 4:26 PM
To: PLAHN Joel M * WRD <Joel.M.PLAHN@water.oregon.gov>
Cc: GREW Scott A * WRD <Scott.A.GREW@water.oregon.gov>; DAVIS Arla L * WRD <Arla.L.DAVIS@water.oregon.gov>; SMITH Joan M * WRD <Joan.M.SMITH@water.oregon.gov>
Subject: RE: New Temporary coming Cert 83062

Hello Joel,

I received this application.

Missing:

- The description of the delivery system to TO lands.
- The supporting documentation for the evidence of use.

Could you get them for me?

Thank you,

Scott Grew
Transfer Specialist
Oregon Water Resources Department
503-986-0890

14286

From: PLAHN Joel M * WRD <Joel.M.PLAHN@water.oregon.gov>

Sent: Wednesday, July 12, 2023 9:30 AM

To: DAVIS Arla L * WRD <Arla.L.DAVIS@water.oregon.gov>; GREW Scott A * WRD <Scott.A.GREW@water.oregon.gov>; SMITH Joan M * WRD <Joan.M.SMITH@water.oregon.gov>

Subject: New Temporary coming Cert 83062

Hello,

I wanted to give you a heads up that a new temporary transfer is coming in soon that moves water under Certificate 83062. I met with the farmer and discussed it all. English is not his first language and he told me its sometimes difficult to understand English. For that reason, I wanted to give you all heads up. If for some reason something is missing, please just let me know I can help get information. Also, he is pumping water into a water truck from the authorized POD then driving to the too lands. A little unique but it works in this situation. The farmer's name is Manuel Aguilar. Thanks for your time.


Thanks, Joel Plahn
District 22 Watermaster
Cell 503-508-2394



Integrity | Service | Technical Excellence | Teamwork | Forward-Looking

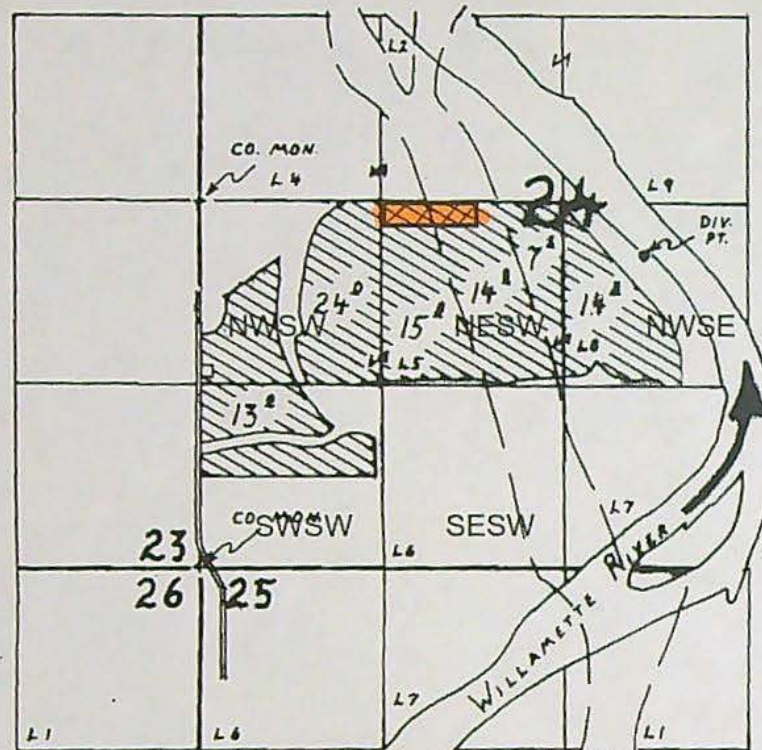
T. 5 S., R. 3 W., W.M.

Temporary Transfer

From Lands 2.0 acres NESW 

Tax Lot 200

Water will be diverted at the authorized point of diversion into a water truck. The truck will then transport the water to the other property for irrigation use



THE DIVERSION POINT IS LOCATED 380' S & 3220' E
FROM THE W W CORNER SECTION 24

~~FINAL PROOF SURVEY~~

UNDER

IN NAME OF

RECEIVED


JUL 20 2023

OWRD
SALEM, OREGON

14286

41067 483 JESR RUK 10/1/93

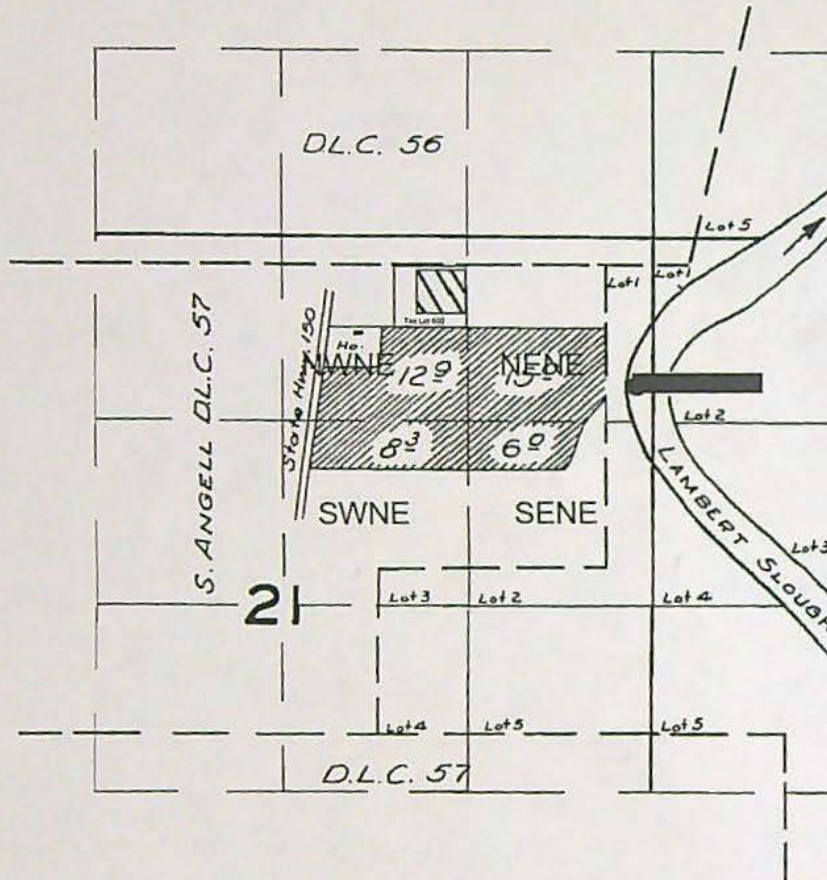
Temporary Transfer Too Lands 2.0 acres NWNE
water is trucked to property from authorized point of
diversion under certificate 83062

Too Lands - 
Certificate
83062

T.5 S.R.3 W.W.M.

Tax Lot 600

1" = 1320'



~~FINAL PROOF SURVEY~~
UNDER

~~IN NAME OF~~

RECEIVED

JUL 20 2023

**OWRD
SALEM, OREGON**

14286

DFQ-5D-33



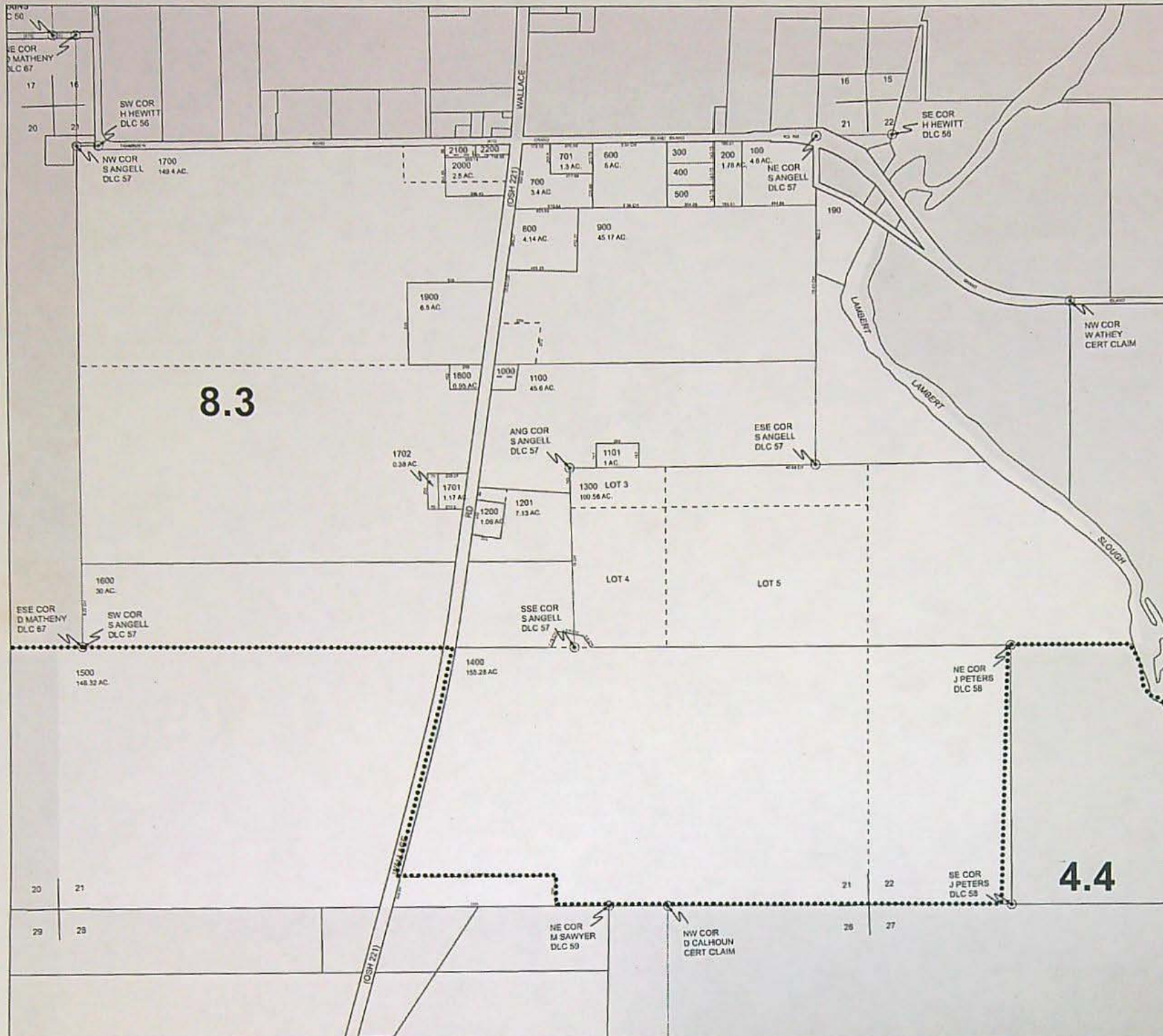
ASSESSMENT & TAX
CARTOGRAPHY

SECTION 21 T.5S. R.3W. W.M.
YAMHILL COUNTY OREGON
1" = 400'

RECEIVED
JUL 20 2023
OWHD
SALEM, OREGON

14286

CANCELLED TAXLOTS:
1202
301



DATE PRINTED: 3/24/2017

This product is for Assessment and Taxation (A&T) purposes only and has not been prepared or is suitable for legal, engineering, surveying or any purpose other than assessment and taxation.



ASSESSMENT & TAX
CARTOGRAPHY

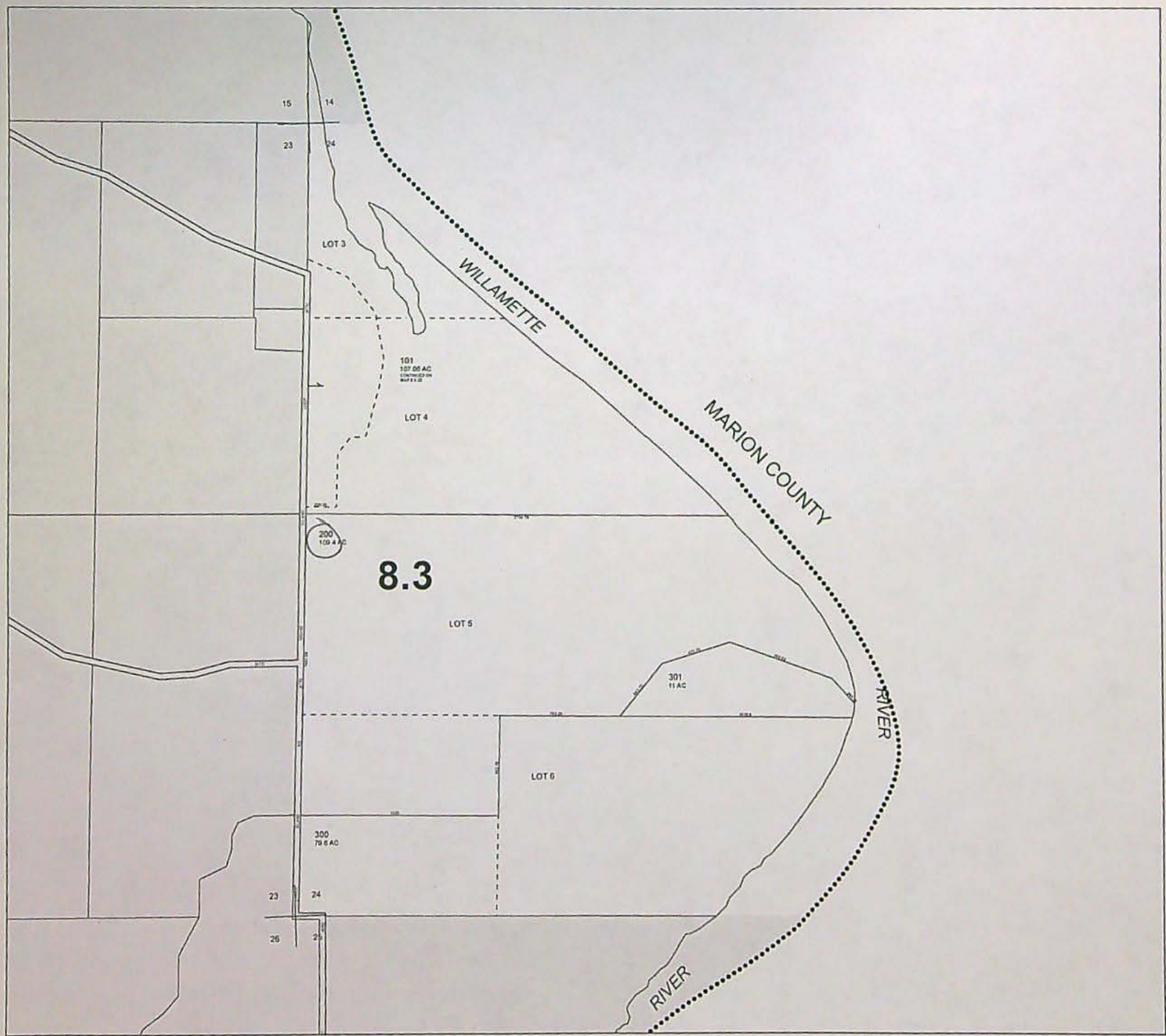
SECTION 24 T.5S. R.3W. W.M.
YAMHILL COUNTY OREGON
1" = 400'

RECEIVED
JUL 20 2023
OWARD
SALEM, OREGON

14286

DATE PRINTED: 5/17/2018

This product is for Assessment and Taxation (A&T) purposes only
and has not been prepared or is suitable for legal, engineering,
surveying or any purposes other than assessment and taxation



Temporary Transfer Application Intake Checklist

Transfer # T- 14286

Reviewer <u>Scott</u>	Type of Change(s) Proposed: <u>MUST INCLUDE A CHANGE IN PLACE OF USE</u>		
Date <u>7-24-23</u>	<input checked="" type="checkbox"/> POU	<input type="checkbox"/> POU/POD	<input type="checkbox"/> POU/APOD <input type="checkbox"/> POU/POA <input type="checkbox"/> POU/APOA
Calculated Fee \$ <u>955.40</u>		Use fee calculator on back of this form	Fee Received \$ <u>955.40</u>
Certificate(s): <u>83062</u>		Check <u>ALL</u> Certs in WRIS to confirm they are not cancelled	
For multiple certificates, does application meet requirement of OAR 690-380-3220? If no, why? Use the flow chart for multiple Certs			<input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A
Notes: <u>delivery system is trucking water to new POU see WM e-mail dex</u>			
Application: OAR 690-380-3000; OAR 690-380-3220			
1.	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	Have <u>ALL</u> of the applicant's signed and dated the application? If no, whose signature is missing?	
2.	<input type="checkbox"/> YES <input type="checkbox"/> NO	Part 5 of application: Does the information match the description of the explanation on Part 4 of the application?	
3.	<input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A	For multiple certificates: Each certificate proposed for transfer has their own separate completed Part 5, Tables 1 & 2? If no, which certificate(s) are missing separate Part 5, Tables 1 & 2?	
Map Requirements: OAR 690-380-3100			
4.	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	Map included and meets mapping requirements?	
5.	<input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A	Map Waiver? The map waiver must be issued by the Department	
Notes:			
Attachments: OAR 690-380-3000			
6.	<input type="checkbox"/> YES <input type="checkbox"/> NO	Evidence of Use included, signed, & notarized w/supporting documentation?	
	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	Current recorded deed for the land from which the authorized place of use is temporarily being moved included?	
	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> N/A	Affidavit of Consent from Landowner(s) described on the deed?	
7.	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> N/A	Land Use Form included and signed by the County?	
8.	<input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A	Consent Form included, signed, and notarized?	
9.	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A	District: Place of use is in <u>or</u> near an irrigation district? If Yes, is Form D included? Name of the District	
10.	<input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A	For changes in POA/APOA – are the well logs included?	
11.	<input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A	For change in POU within Umatilla County, Supplemental Form U included?	
<input checked="" type="checkbox"/>	Application complete: no deficiencies identified, assign a T-number and put this checklist in T-folder.		
<input type="checkbox"/>	Application DEFICIENT: DO NOT accept - return to applicant with letter explaining deficiencies identified.		

Temporary Transfer Application Intake Checklist

[illegible]