

T-14291

Temporary

T-14291

Name Pat AndersonAddress 1259 Danner rd
Jordan Valley Or 97010Change in POWDate Filed 7/31/2023Initial notice date 8/8/2023

DPD issued date _____

PD issued date _____

PD notice date _____

Date of FO 11/14/2023 Vol 129 Page 315-17

C-Date _____

COBU due date _____

COBU Received date _____

Certificate issued _____

DESCRIPTION OF WATER RIGHT(s)

Name of Stream Anderson wellTrib. of Jordan CreekUse Irrigation, SICounty Malheur

Quantity of water (CFS) _____

No. of Acres _____

Name of ditch _____

App# G2982Per # G27810Cert # 44853PR Date 10/23/2024

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 #
7-31-23	\$1,144.13	141299

FEES REFUNDED

Date	Amount	Receipt #
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Assignments: _____

Irrigation District _____

Agent _____

CWRE _____

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

WATER RIGHT TRANSFER COVER SHEET

Transfer: T-14291

Transfer Specialist: *Joan*

Transfer Type: **Temporary Transfer**

DROUGHT? ☐

Applicant: PATRICK ANDERSON 1259 DANNER ROAD JORDAN VALLEY, OR 97910	Agent: UNAVAILABLE	Receiving Landowner:
Current Landowner if other than Applicant:	CWRE:	Irrigation District:
Affected Local Gov'ts: Malheur County Planning Department	Affected Tribal Gov't:	BOR Notified (date):

Water Rights Affected

File Marked	App. File # or Decree Name	Permit	Certificate
☐	G2982	G2786	44853
☐			
☐			

Key Dates & Initial Actions (Support Staff)

Rec'd: July 31, 2023	Proposed Action(s): PLACE OF USE	
Fees Pd: 1144.13	Acknowledgement Letter Sent ☒	Basin: 11 Owyhee
Initial Public Notice: 8/8/2023	County sent cc: of Ack Letter ☒	County: MALHEUR
WM District: 9 Jered L. Hoshaw	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: <i>8/9/23</i> Initials: <i>Joan</i>	Date: <i>8/17/23</i> Initials: <i>AD</i>	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ No. of docs for sig: _____ WM Sheet ☐	Date: _____

Special Issues: *5 year Temp*

Special Order Volume: Vol. *128* Pages _____



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

November 6, 2023

PAT ANDERSON
1259 DANNER ROAD
JORDAN VALLEY, OR 97910

REFERENCE: District Temporary Transfer Application T-14291

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: Jered L. Hoshaw, Watermaster Dist. # 9 (via email)

Enclosure

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Transfer Application	)	FINAL ORDER APPROVING
T-14291, Malheur County	)	A TEMPORARY CHANGE
	)	IN PLACE OF USE

Authority

Oregon Revised Statute (ORS) 537.705 and 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 appropriation 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

PAT ANDERSON
1259 DANNER ROAD
JORDAN VALLEY, OR 97910

Findings of Fact

1. On July 31, 2023, PAT ANDERSON filed an application to temporarily change the place of use under Certificate 44853 for a period of 5 years. The Department assigned the application number T-14291.
2. Notice of the application for transfer was published on August 8, 2023, pursuant to OAR 690-380-4000.
3. The portion of the right to be transferred is as follows:

Certificate:	44853 in the name of ESTATE OF JEFF ANDERSON (perfected under Permit G-2786)
Use:	IRRIGATION of 71.9 ACRES
Priority Date:	OCTOBER 23, 1964
Rate:	0.89 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, 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.

Source: ANDERSON WELL NO 1, a tributary of JORDAN CREEK

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
30 S	45 E	WM	1	NE SE	ANDERSON WELL NO. 1 - 1840 FEET NORTH AND 20 FEET WEST FROM THE SE CORNER OF SECTION 1

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
30 S	45 E	WM	1	SW NE	7.8
30 S	45 E	WM	1	SW NW	12.2
30 S	45 E	WM	1	SE NW	8.6
30 S	45 E	WM	1	SE SW	0.1
30 S	45 E	WM	1	NE SE	3.2
30 S	45 E	WM	1	NW SE	3.0
30 S	45 E	WM	2	NE SE	22.8
30 S	45 E	WM	2	NW SE	0.6
30 S	45 E	WM	2	SE SE	13.6
Total					71.9

4. Temporary Transfer Application T-14291 proposes to temporarily change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
30 S	45 E	WM	1	SW SW	25.7
30 S	45 E	WM	1	SE SW	25.1
30 S	45 E	WM	1	SW SE	21.1
Total					71.9

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).

8. 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

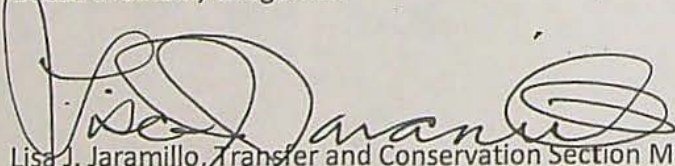
The temporary change in place of use proposed in Temporary Transfer Application T-14291 is consistent with the requirements of ORS 540.523 and OAR 690-380-8000.

Now, therefore, it is ORDERED:

9. The temporary change in place of use proposed in Temporary Transfer Application T-14291 is approved.
10. 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.
11. The use shall revert to the authorized place of use at the end of the 2027 irrigation season.
12. The approval of this temporary transfer may be revoked or modified if the Department finds the change causes injury to any existing water right.
13. A subsequent application for permanent transfer of Certificate 44853 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.
14. 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 44853.
15. The time during which water is used under this approved temporary transfer does not apply toward a finding of forfeiture under ORS 540.610.
16. The use of the remaining water right described by Certificate 44853 shall continue to be in accordance with the terms and conditions of Certificate 44853.

Dated in Salem, Oregon on

NOV 06 2023



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

Mailing Date:

NOV 07 2023

WATER RIGHT TRANSFER COVER SHEET

Transfer: T-14291

Transfer Specialist: *Joan*

Transfer Type: Temporary Transfer

DROUGHT? ☐

Applicant: PATRICK ANDERSON 1259 DANNER ROAD JORDAN VALLEY, OR 97910	Agent: UNAVAILABLE	Receiving Landowner:
Current Landowner if other than Applicant:	CWRE:	Irrigation District:
Affected Local Gov'ts: Malheur County Planning Department	Affected Tribal Gov't:	BOR Notified (date):

Water Rights Affected

File Marked	App. File # or Decree Name	Permit	Certificate
☐	G2982	G2786	44853
☐			
☐			

Key Dates & Initial Actions (Support Staff)

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Initial Public Notice: 8/8/2023	County sent cc: of Ack Letter ☒	County: MALHEUR
WM District: 9 Jered L. Hoshaw	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: 8/9/23 Initials: <i>Joan</i>	Date: 8/17/23 Initials: <i>ADD</i>	Date: 10/31/23 Initials: <i>PCS</i>	Date: 11/1/23 Initials: <i>Joan</i>	Date: 11/1/23 No. of docs for sig: _____ WM Sheet ☐	Date: _____

Special Issues: 5 year Temp

Special Order Volume: Vol. 128 Pages 315-17
129

Watermaster Review Form: Water Right Transfer



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

Transfer Application: T-14291

Review Due Date:

Applicant Name: Patrick Anderson

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

Reviewer(s): Jered Hoshaw

Date of Review: 09/11/2023

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

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

☐ N/A

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

☒ N/A

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

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

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

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

☐ Yes ☒ No If "Yes", explain:

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

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

☐ Yes ☐ No If "Yes", explain:

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

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

- i. Were there any problems with more acres being irrigated (or wetted) than were authorized under the temporary transfer? ☐ Yes ☐ No If "Yes", explain:
- ii. Did the designated areas that were to remain dry (or not wetted) under the temporary transfer actually remain dry? ☐ Yes ☐ No If "No", explain:
- iii. Did the applicant comply with and meet all of the conditions of the temporary transfer? ☐ Yes ☐ No If "No", explain:
- iv. Do you have any other observations regarding the temporary transfer? ☐ Yes ☐ No If "Yes", describe:
- v. Did the applicant demonstrate to the Department through monitoring and site inspections by the Watermaster that neither injury nor enlargement occurred as a result of the temporary transfer? ☐ Yes ☐ No If "No", explain:

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

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

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

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

☐ Yes ☒ No If "Yes", explain:

Certificate 44853 Map hatching does not separate and identify primary and supplemental acres to show exactly where each are located. Relied on platcard report to identify which primary WR and which Supplemental WR went together based on matching amount of acres. Also relied on WRIS mapping. Based on that, it appears application "FROM" map appears to agree with my observation and it does not appear that there is a supplemental WR tied to these same lands.

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

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

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

☐ A Headgate should be required prior to diverting water.

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

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

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

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

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

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

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

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

☐ Weir
☐ Parshall Flume
☐ Other: _____

☐ Submerged Orifice
☐ Flow Restrictor

Oregon Water Resources Department

Measurement Condition Information for the Applicant

(To be sent with the Draft Preliminary Determination or Final Order)

Transfer #: T- 14291



In order to avoid enlargement of the right or injury to other rights, a Totalizing Flow Meter will be required to be installed prior to diversion of water, as a condition of this transfer:



at each point of diversion/appropriation (new and existing) **OR**



at each new point of diversion/appropriation.

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

Watermaster name: Jered Hoshaw

District: 9

Address: 251 B Street West

City/State/Zip: Vale, Oregon 97918

Phone: (541)473-5130

Email: Jered.L.Hoshaw@water.oregon.gov

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

Approval of an Alternate Measurement Device

T-

(to be filled out after consultation with the applicant, or after a site visit)

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

Watermaster signature

District

Date

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

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

STATE OF OREGON

COUNTY OF

MALHEUR

CERTIFICATE OF WATER RIGHT

This Is to Certify, That ESTATE OF JEFF ANDERSON

of Jordan Valley, State of Oregon, 97910, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Anderson Well No. 1

a tributary of Jordan Creek for the purpose of irrigation of 71.9 acres and supplemental irrigation of 223.0 acres

under Permit No. G-2786 and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from October 23, 1964

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 3.68 cubic feet per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NE 1/4, Section 1, T. 30 S., R. 45 E., W. M., 1840 feet North and 20 feet West from the SE Corner, Section 1

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

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

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

SEE NEXT PAGE

2230
71.9

Temp Trans
For 71.9 acres
 $3.68 \div 294.9 = 0.0125$

Primary

7.8 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$
12.2 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$
8.6 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$
0.1 acre SE $\frac{1}{4}$ SW $\frac{1}{4}$
3.2 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$
3.0 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 1

22.8 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$
0.6 acre NW $\frac{1}{4}$ SE $\frac{1}{4}$
13.6 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 2

T. 30 S., R. 45 E., W. M.

Supplemental

6.4 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$
25.0 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$
10.0 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$
12.0 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$
6.0 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$
25.0 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$
30.0 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$
34.5 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$
39.3 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$
5.8 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$
12.0 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$
17.0 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 1

T. 30 S., R. 45 E., W. M.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described, and is subject to the existing minimum flow policies established by the Water Policy Review Board.

WITNESS the signature of the Water Resources Director, affixed

this date. October 17, 1977

James E. Sexson

Water Resources Director



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 8, 2023

PATRICK ANDERSON
1259 DANNER ROAD
JORDAN VALLEY, OR 97910

Reference: Application T-14291

On July 31, 2023, the Department received your water right Temporary Transfer Application. The application was accompanied by \$1144.13. Receipt number 141299 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. #9, Jered L. Hoshaw (via email)
Malheur 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 # **141299**

INVOICE # _____

RECEIVED FROM: Patrick P Anderson

BY: Kelsey Anderson

CASH: ☐ CHECK: ☒ 5301 OTHER: (IDENTIFY) Ranch Account

APPLICATION	
PERMIT	
TRANSFER	<u>T-14291</u>

TOTAL REC'D \$ 1,144.13

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 \$ _____ 0202 \$ _____

0203 GROUND WATER \$ _____ 0204 \$ _____

0205 TRANSFER \$ 1,144.13

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR \$ _____ 0219 \$ _____

LANDOWNER'S PERMIT 0220 \$ _____

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ _____ CARD# _____

0210 MONITORING WELLS \$ _____ CARD# _____

OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

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

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

HYDRO APPLICATION \$ _____

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION \$ _____

RECEIPT:

141299

DATED:

7-31-23

BY:

[Signature]

OREGON
WATER RESOURCES
DEPARTMENT

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

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

RECEIVED

JUL 3 1 2023

- OWRD

☒ 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).

14291

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°).

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
	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		
2	Multiply line 2b by \$310.00 and enter » » » » » » » » » » » » » » » »	2	0
	Do you propose to change the place of use for a non-irrigation use? ☒ No: enter 0 on line 3 » » » » » » » » » » » » » » » » ☐ 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 \$230.00, then enter on line 3		RECEIVED JUL 31 2023 OWRD
3		3	
	Do you propose to change the place of use for an irrigation use? ☐ No: enter 0 on line 4 » » » » » » » » » » » » » » » » ☒ Yes: enter the number of acres in the footprint of the place of use for the portions of the rights to be transferred: <u>71.9</u> (4a)		
4	Multiply the number of acres in 4a above by \$2.70 and enter on line 4 » »	4	194.13
5	Add entries on lines 1 through 4 above » » » » » » » » » » » Subtotal:	5	1144.13
	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 5 by 0.5 and enter on line 6 »		
6	If no box is applicable, enter 0 on line 7» » » » » » » » » » » » » » » »	6	0
7	Subtract line 6 from line 5 » » » » » » » » » » » Transfer Fee:	7	1144.13

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*): _____ (2a) 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	
3	Add entries on lines 1 through 2 above » » » » » » » » » » Transfer Fee:	3	

1. Divide total authorized cfs by total acres in the water right (for C12345, $1.25 \text{ cfs} \div 100 \text{ ac}$); then multiply by the number of acres to be transferred to get the transfer cfs ($\times 45 \text{ ac} = 0.56 \text{ cfs}$).
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, $45.0 \text{ ac} \times 0.0125 \text{ cfs/ac} = 0.56 \text{ cfs}$)
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).

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME <u>Pat Anderson Ranch</u>		PHONE NO. <u>208989 8136</u>	ADDITIONAL CONTACT NO.
ADDRESS <u>1259 Danner Rd</u>		FAX NO.	
CITY <u>Jordan Valley</u>	STATE <u>OR</u>	ZIP <u>97910</u>	E-MAIL <u>panderson3205@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:

To achieve a more efficient use of my primary ground water right.
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.

[Signature]
Applicant (District) signature

Patrick Anderson
Print Name (and Title if applicable)

7/17/23
Date

Applicant (District) signature

Print Name (and Title if applicable)

Date

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

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

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

DISTRICT NAME	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 local governments (each county, city, municipal corporation, or tribal government) within whose jurisdiction water will be diverted, conveyed and/or used.

ENTITY NAME	ADDRESS	
Molokai County	251 B St. West	
CITY	STATE	ZIP
Vale	OR	97918

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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

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

Table 2. Description of Temporary Changes to Water Right Certificate # 44853

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

AUTHORIZED (the "from" or "off" lands) The listing that appears on the Certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.											Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.														
Twp	Rng	Sec	$\frac{1}{4}$ $\frac{1}{4}$	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp		Rng	Sec	$\frac{1}{4}$ $\frac{1}{4}$	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date						
EXAMPLE																										
2	S	9	E	15	NE	NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E	1	NW	NW	500	1	10.0		POD #5	1901
"	"	"	"	"	"	"	"	"	"	EXAMPLE	"	"	"	2	S	9	E	2	SW	NW	500		5.0		POD #6	1901
30	S	45	E	1	SW	NE	100		7.8	irrigation	Anderson Well No 1	1964		30	S	45	E	1	SW	SW	100		25.7	irrigation	Anderson Well No 1	1964
"	"	"	"	"	SW	NW	"		12.2	"	"	"		"	"	"	"	"	SE	SW	"		25.1	"	"	"
"	"	"	"	"	SE	NW	"		8.6	"	"	"		"	"	"	"	"	SW	SE	"		21.1	"	"	"
"	"	"	"	"	SE	SW	"		0.1	"	"	"														
"	"	"	"	"	NE	SE	"		3.2	"	"	"														
"	"	"	"	"	NW	SE	"		3	"	"	"														
"	"	"	"	"	2	NE	SE	500	22.8	"	"	"														
"	"	"	"	"	SE	SE	500		13.6	"	"	"														
"	"	"	"	"	NW	SE	300		.6	"	"	"														
1	4	2	9	1					TOTAL ACRES	71.9												TOTAL ACRES	71.9			

Additional remarks:

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Part 5 of 5 – Water Right Information

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

Water Right Certificate # 44853

Description of Water Delivery System

System capacity: _____ cubic feet per second (cfs) OR
1500 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. 100 hp pump delivering to earth ditch

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)
Anderson Well No. 1	☒ Authorized ☐ Proposed	<u>Mail 2523</u>	<u>30 S</u>	<u>45 E</u>	<u>1</u>	<u>NE SE</u>	<u>100</u>	<u>7305 1840 feet North & 20 feet West from SE corner</u>
	☐ Authorized ☐ Proposed							
	☐ Authorized ☐ Proposed							
	☐ Authorized ☐ Proposed							

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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.

For Place of Use Changes

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

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



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

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

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

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

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

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Klamath Basin/County Drought Transfer Applications

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

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

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

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

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

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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 Malheur) ss

I, Patrick Anderson, in my capacity as owner/user
mailing address 1259 Donner Rd, Jordan Valley, OR 97910
telephone number (208) 989 8936, 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 # 44853; OR

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

Certificate #	Township	Range	Mer	Sec	¼ ¼	Gov't Lot or DLC	Acres (if applicable)

OR

- ☐ Confirming Certificate # _____ has been issued within the past five years; OR
- ☐ Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: _____ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for the portion not leased instream.); OR
- ☐ The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.
- ☐ Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # _____ (For Historic POD/POA Transfers)

(continues on reverse side)

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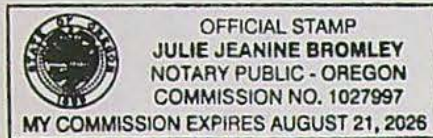
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3. The water right was used for: (e.g., crops, pasture, etc.): pasture, hay, irrigation
4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered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

[Signature]
Signature of Affiant

7/17/23
Date

Signed and sworn to (or affirmed) before me this 17th day of July, 2023.

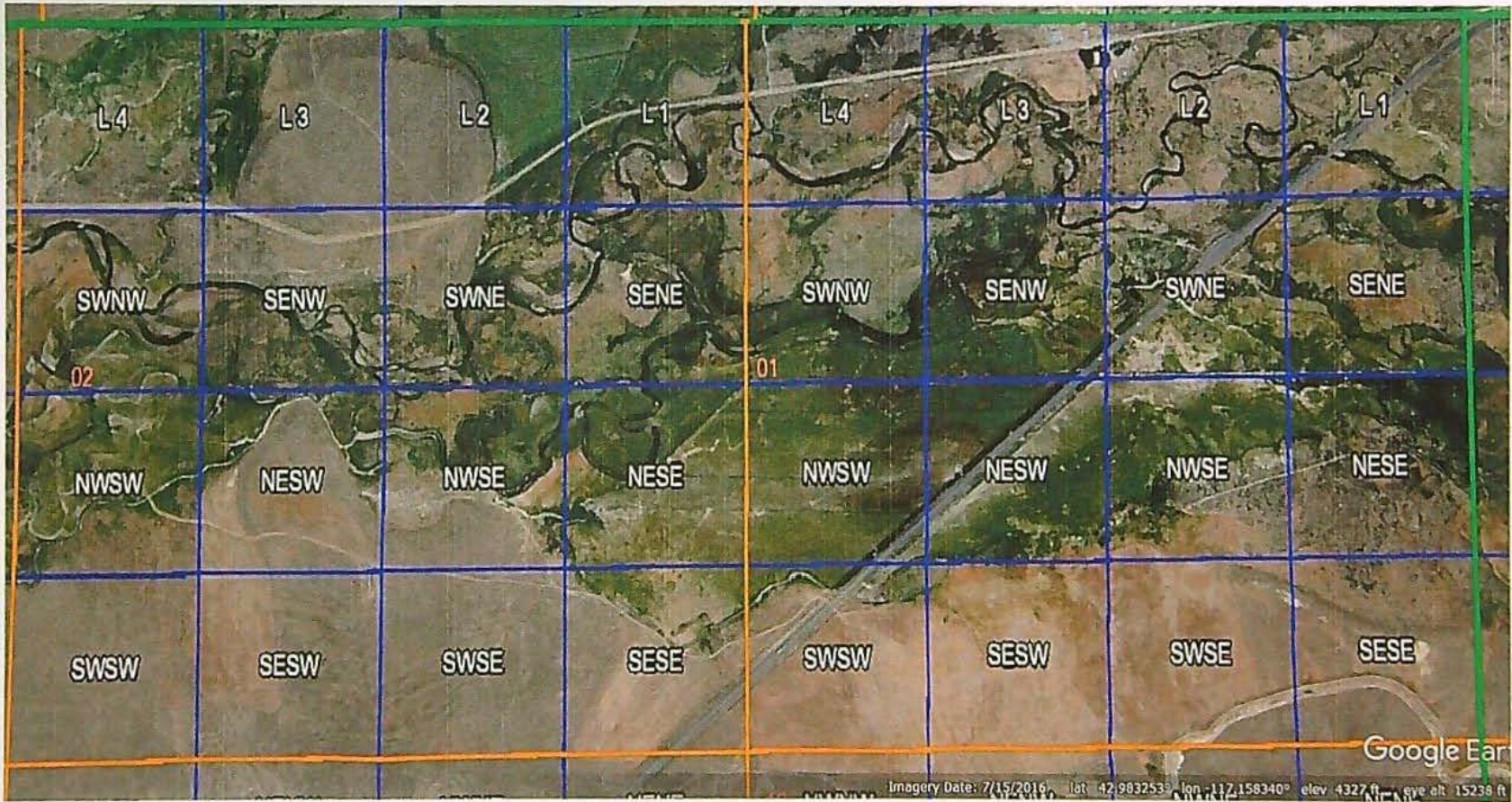


[Signature: Julie Bromley]
Notary Public for Oregon

My Commission Expires: August 21, 2026

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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Service Agreement Number [REDACTED]
Description/HP 140 HP
Pump Number 30S45E0101 / JORDAN VALLEY,OR

Service Period 06/21/23 - 07/20/23 (30 days)
Next Read Date 08/21/2023
Cycle Number 16

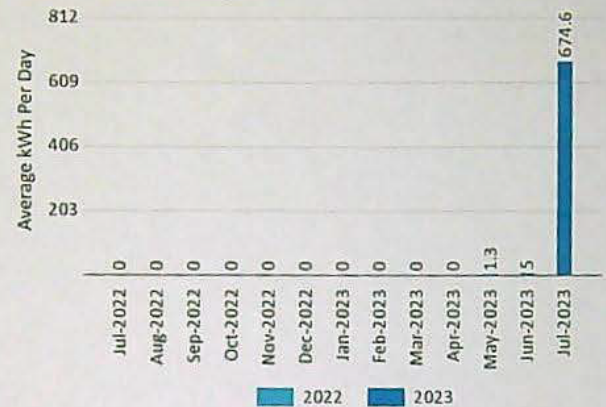
SERVICE DETAILS (Irrigation Service Schedule 24S)

Service Charge, per meter per month	\$16.85
Demand Charge 54 @ \$7.76 per kW	\$419.04
Energy Charge 8,856 kWh @ \$0.079602 per kWh	\$704.96
Energy Charge 11,384 kWh @ \$0.076030 per kWh	\$865.53
Irrigation Peak Rewards (Dispatchable option)	-\$283.50
Irrigation Peak Rewards (Dispatchable option)	-\$161.92
Boardman Plant Early Closure Adjustment	\$0.00
PCAM @ \$0.001959 per kWh	\$39.65
Annual Power Cost Update @ \$0.016943 per kWh	\$342.93
Energy Efficiency Services	\$80.26
Oregon Solar Investment	\$10.03

Current Charges - Electric Service \$2,033.83

NOTE: For an explanation of these charges, go to idahopower.com/billglossary.
HP = Horsepower kW = Kilowatt kWh = Kilowatt-hour

Average Daily Energy Use



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Questions? Contact your Customer Care team:

208-388-2323 or 1-800-488-6151 • M-F: 7:30 a.m.-6:30 p.m.

P.O. Box 70 • Boise, ID • 83707

Hablamos español.

For more information and/or self-help options, visit idahopower.com.

PAGE 3 OF 3

Service Agreement Number [REDACTED]
Description/HP 140 HP
Pump Number 30S45E0101 / JORDAN VALLEY,OR

Service Period 05/20/23 - 06/20/23 (32 days)
Next Read Date 07/20/2023
Cycle Number 16

SERVICE DETAILS (Irrigation Service Schedule 24S)

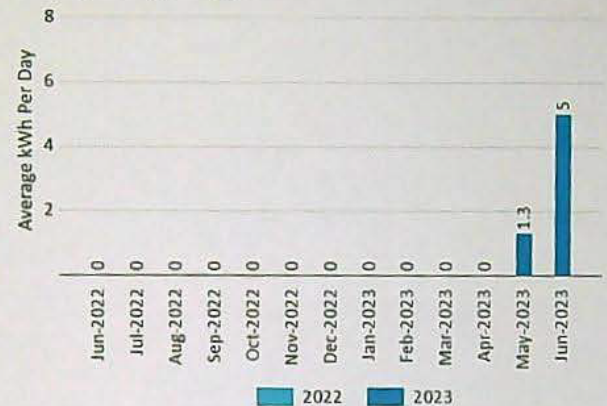
Service Charge, per meter per month	\$16.85
Demand Charge 38 @ \$7.76 per kW, 12 days	\$110.58
Demand Charge 38 @ \$7.76 per kW, 14 days	\$129.01
Demand Charge 38 @ \$7.76 per kW, 6 days	\$55.29
Energy Charge 40 kWh @ \$0.075272 per kWh, 12 days	\$3.01
Energy Charge 120 kWh @ \$0.079602 per kWh, 20 days	\$9.55
Irrigation Peak Rewards (Dispatchable option), 6 days	-\$39.90
Irrigation Peak Rewards (Dispatchable option), 6 days	-\$0.32
Boardman Plant Early Closure Adjustment	\$0.00
PCAM @ \$0.001226 per kWh, 12 days	\$0.05
PCAM @ \$0.001959 per kWh, 20 days	\$0.24
Annual Power Cost Update @ \$0.010158 per kWh, 12 days	\$0.41
Annual Power Cost Update @ \$0.016943 per kWh, 20 days	\$2.03
Energy Efficiency Services	\$12.97
Oregon Solar Investment	\$1.62

Current Charges - Electric Service \$301.39

NOTE: For an explanation of these charges, go to idahopower.com/billglossary.

HP = Horsepower kW = Kilowatt kWh = Kilowatt-hour

Average Daily Energy Use



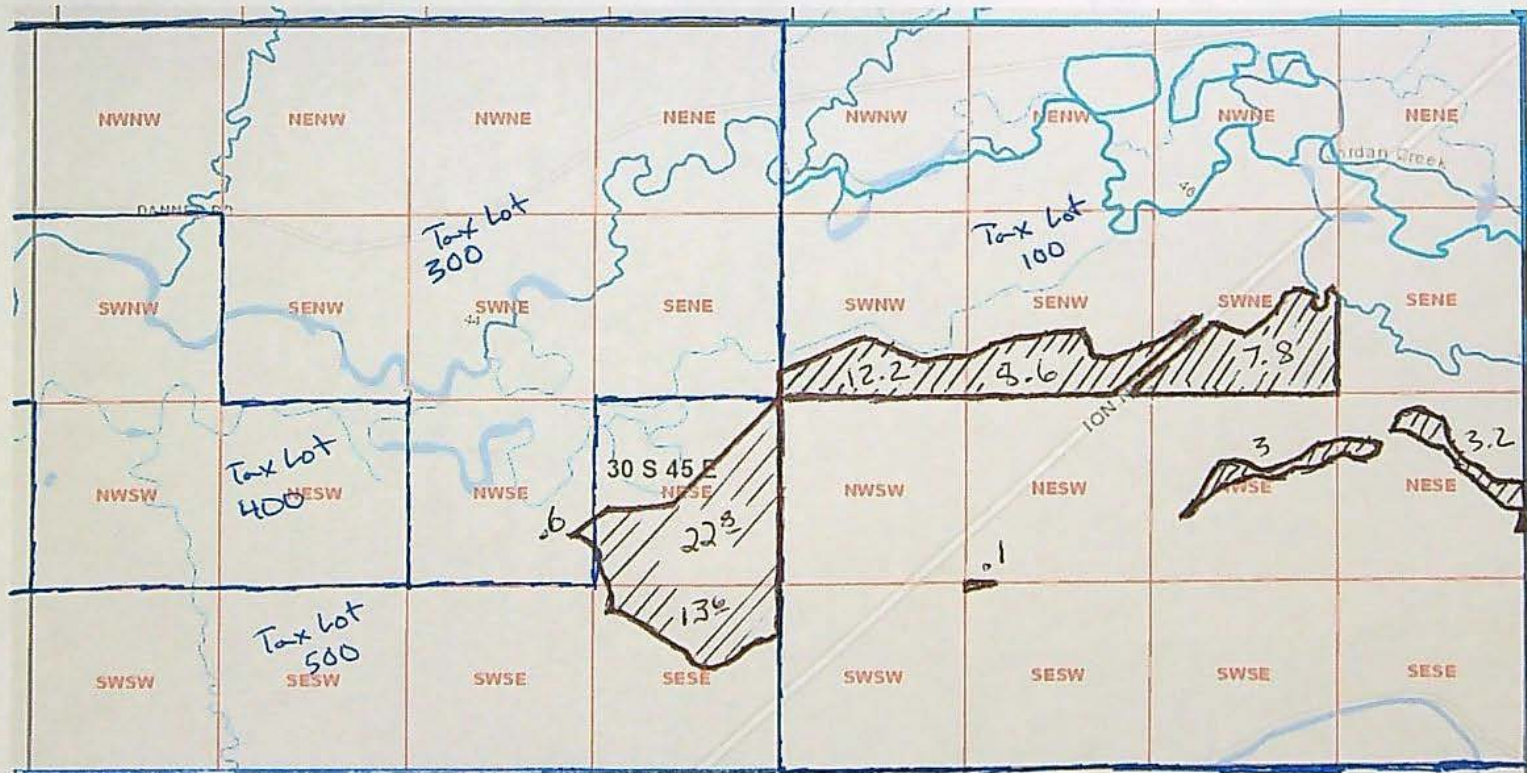
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"FROM" Map



1" = 1320'
— Tax Lot

Transfer From "1964 Irrigation" 719 acres, Certificate #44853

▲ Anderson Well #1 NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 1 T. 30 S., R. 45 E., W.M.
1840 ft. North and 20 ft West from the SE Corner Section 1

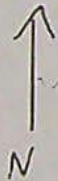
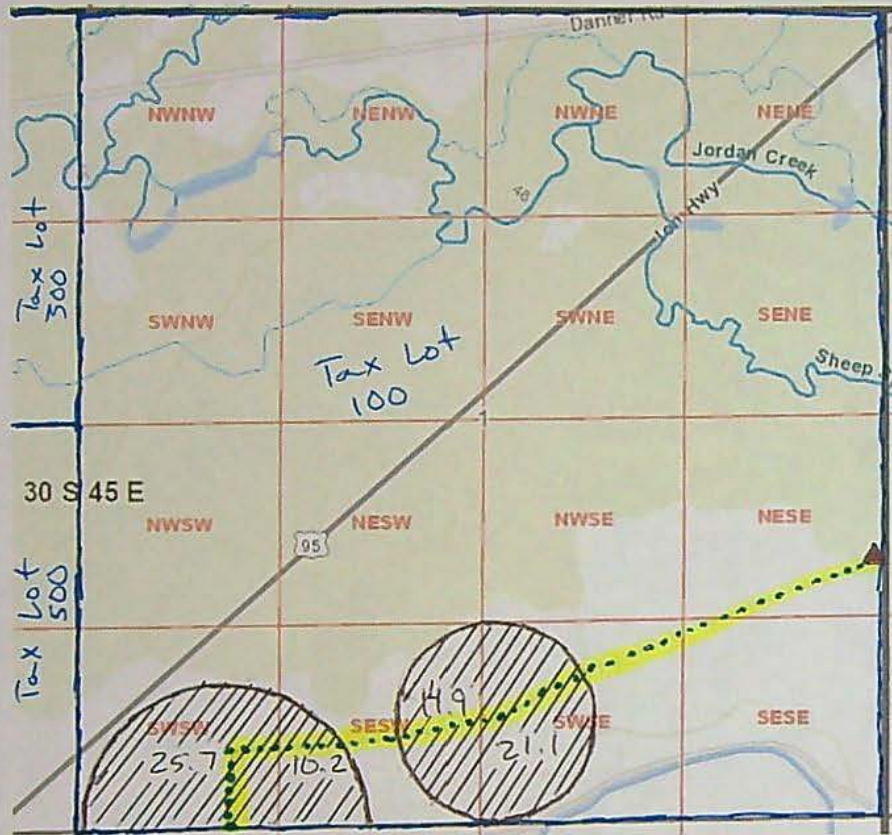
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"TO" Map



1" = 1320'

Transfer To "1964 irrigation" 71.9 Acres, Certificate #44853
 ▲ Anderson Well No. 1 NE 1/4 SE 1/4, Section 1, T. 30 S., R. 45 E.,
 W. M., 1840 ft North and 20 ft West from SE Corner, Section 1

— Tax Lot

.... Main Pipeline

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THIS SPACE RESERVED FOR RECORDER'S USE

After recording return to:

AmeriTitle

70 SW 3rd Avenue

Ontario, OR 97914

Until a change is requested all tax statements shall be sent to the following address:

Patrick Pickens Anderson

1259 Danner Rd

Jordan Valley, OR 97910

File No. 484671AM

Consideration is \$0.00

MALHEUR COUNTY, OR

2021-5789

D-ST WD

12/02/2021 09:16:02 AM

Cnt=1 Pgs=2

\$97.00

I, Gayle V. Trotter, County Clerk for Malheur County, Oregon certify that the instrument identified herein was recorded in the Clerk records.

Gayle V. Trotter - County Clerk

STATUTORY WARRANTY DEED

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Jeff Anderson Estate Inc.,

Grantor(s), hereby convey and warrant to

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Patrick Pickens Anderson,

Grantee(s), the following described real property in the County of Malheur and State of Oregon free of encumbrances except as specifically set forth herein:

Land in Malheur County, Oregon, as follows:

In Twp. 30 S., R. 45 E., W.M.:

Sec. 1: NE1/4 NE1/4 NW1/4 lying South of Danner Road.

Land in Malheur County, Oregon, as follows:

In Twp. 30 S., R. 45 E., W.M.:

Sec. 1: ALL,

EXCEPTING THEREFROM Danner Road Right of way, the Idaho Oregon Nevada Highway No. 95 right of way, and the NE1/4 NE1/4 NW1/4 lying South of Danner Road.

FURTHER EXCEPTING that parcel conveyed to the State of Oregon, described as follows:

Beginning at Highway Station No. 499+408.6;

Thence S. 47° 47' W., along Highway Center line 600 feet;

Thence S. 42° E., 400 feet;

Thence N. 47° 47' E., 140 feet;

Thence S. 42° E., 400 feet;

Thence N. 47° 47' E., 300 feet;

Thence N. 42° W., 400 feet;

Thence N. 47° 47' E., 160 feet;

Thence N. 42° W., 400 feet to the Point of Beginning.

Sec. 2: Government Lot(s) 1, 2, 3 and 4, S1/2 NE1/4, SE1/4 NW1/4, NW1/4 SE1/4, SW1/4 NW1/4, N1/2 SW1/4, S1/2 S1/2, NE1/4 SE1/4,

EXCEPTING THEREFROM the Idaho Oregon Nevada Highway No. 95, right of way.

Sec. 3: Government Lot 1, SE1/4 NE1/4, SE1/4 SE1/4.

Sec. 11: ALL,

EXCEPTING THEREFROM a parcel of land in the N1/2 NE1/4 conveyed to the State of Oregon, more particularly described as follows:

Beginning at a point 994 feet S. and 1757 feet West of the NE corner of said Sec.;

Thence N. 44° 38' E., 250 feet;

Thence N. 45° 22' W., 100 feet;

Thence S. 44° 38' W., 250 feet;

Thence S. 45° 22' E., 100 feet to the Point of Beginning.

FURTHER EXCEPTING Highway right of way for U.S. Highway No. 95.

Sec. 15: S1/2 SW1/4, NW1/4 SW1/4, NW1/4, NE1/4, N1/2 N1/2 SE1/4,

EXCEPTING Highway right of way for U.S. Highway No. 95.

Land in Malheur County, Oregon, as follows:

In Twp. 29 S., R. 45 E., W.M.:

Sec. 34: SE1/4 SE1/4.

Sec. 35: ALL.

Sec. 36: S1/2.

14291

FOR INFORMATION PURPOSES ONLY, THE MAP/TAX ACCT #(S) ARE REFERENCED HERE:

30S45 100

30S45 Manufactured Structure

The true and actual consideration for this conveyance is \$0.00.

The above-described property is free of encumbrances except all those items of record, if any, as of the date of this deed and those shown below, if any:

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

Dated this 1 day of 12-21, _____.

Jeff Anderson Estate Inc.

Sharon Mikesell
Sharon Mikesell, President

State of Oregon}ss.
County of Malheur}

On this 1st day of December, 2021, before me, Jane L. Reeves a Notary Public in and for said state, personally appeared Sharon Mikesell known to me to be the President of the Jeff Anderson Estate Inc. Corporation, and acknowledged to me that pursuant to a Resolution of the Board of Directors, he/she executed the foregoing in said Corporation name.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Jane L. Reeves
Notary Public for the State of Oregon
Residing at: Vale, OR
Commission Expires: 6/20/2023



RECEIVED

JUL 31 2023

OWRD

Temporary Transfer Application Intake Checklist

Transfer # T-14291

Reviewer Nick/ Arla Date 8/1/2023	Type of Change(s) Proposed: <u>MUST INCLUDE A CHANGE IN PLACE OF USE</u> ☒ POU ☐ POU/POD ☐ POU/APOD ☐ POU/POA ☐ POU/APOA
Calculated Fee \$1144.13	Fee Received \$1144.13
Certificate(s): 44853	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	
☐ YES ☐ NO ☒ N/A	
Notes: Evidence of use arial photo is outdated but applicate provided copies of power records. Applicant requested 6 year temporary transfer (2023-2028)	

Application: OAR 690-380-3000; OAR 690-380-3220			
1.	☒ YES ☐ NO		Have <u>ALL</u> of the applicant's signed and dated the application? If no, whose signature is missing?
2.	☒ YES ☐ NO		Part 5 of application: Does the information match the description of the explanation on Part 4 of the application?
3.	☐ YES ☐ NO ☒ 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.	☒ YES ☐ NO		Map included and meets mapping requirements?
5.	☐ YES ☐ NO ☒ N/A		Map Waiver? The map waiver must be issued by the Department
Notes:			

Attachments: OAR 690-380-3000			
6.	☒ YES ☐ NO		Evidence of Use included, signed, & notarized w/supporting documentation?
	☒ YES ☐ NO		Current recorded deed for the land from which the authorized place of use is temporarily being moved included?
	☐ YES ☐ NO ☒ N/A		Affidavit of Consent from Landowner(s) described on the deed?
7.	☐ YES ☐ NO ☒ N/A		Land Use Form included and signed by the County?
8.	☐ YES ☐ NO ☒ 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
9.	☐ YES ☐ NO ☒ N/A		For changes in POA/APOA – are the well logs included?
10.	☐ YES ☐ NO ☒ N/A		For change in POU within Umatilla County, Supplemental Form U included?

☒	Application complete: no deficiencies identified, assign a T-number and put this checklist in T-folder.
☐	Application DEFICIENT: DO NOT accept - return to applicant with letter explaining deficiencies identified.

Oregon Water Resources Department

Transfer Fee Calculation for Temporary Transfer

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Today's Date: Tuesday, August 1, 2023

**Fee
Calculation**

Base Fee (includes temporary change to one water right for up to 1 cfs)

\$950.00

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

Enter total number of water rights included in transfer.

1

\$0.00

☐ Check this box if you propose to change the place of use for a NON-irrigation use.☒ Check this box if you propose to change the place of use for an irrigation use.

Enter the number of acres in the footprint of the place of use to be transferred.

71.9

\$194.13

(If a supplemental certificate also covers the same land as an included primary right, count the acreage only once.)

Total Transfer CFS(rounded up to the next whole cfs):

Subtotal:

\$1,144.13

☐ The transfer is necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932.☐ The transfer is endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat.

Discount:

☐ Check the box if you are submitting the application and map in a Department-approved digital format.

Transfer Fee:

\$1,144.13

[Return to Edit](#)[Clear](#)