TEMPORARY

Name Chad Del Curlo Address 42173 Moody Rd Richland, OR 97876 Change in POU, APOD	Name of Stream Eagle C Summit Creek Trib. of Powder River	OF WATER RIGHT(s) reek, Little Eagle Creek, -, Eagle Creek	Ethel Creek, Conunda		70	Receipt # 144909	
Date Filed 3/21/2025	Use Frigation		County Baker		***************************************		
Initial notice date 4/1/2025	Quantity of water (CFS)		No. of Acres				
DPD issued date	Name of ditch						
PD issued date	App# Decree	Per # Powder River	Cert # 4703	PR Date 12/31/1882			
PD notice date	App# Decree	Per # Powder River	Cert # 8 33 63	PR Date 12/31/1881		FEES REFUN	IDED
Date of FO 5/1/2025 Vol 134 Page 515-519	App#	_ Per #		PR Date	Date	Amount	Receipt #
	App#	_ Per #	Cert #	PR Date			
	App#	_ Per #	Cert #	PR Date			
C-Date							
COBU due date							
COBU Received date							
Certificate issued					-		
Assignments:							
Assignments.							
I							
Irrigation District							
Acres de la constant							
Agent							
CWRE							
CC's list Baker County							
CC 2 HST BUKEN COUNTY							
- Oversized map - Location							



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

May 1, 2025

Chad Del Curto 42173 Moody Rd Richland, OR 97870

REFERENCE: District Temporary Transfer Application T-14628

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 <u>2026</u>** irrigation season. The use shall revert to the original authorized place of use at the **end of the <u>2030</u>** 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@water.oregon.gov.

Sincerely,

David V. Jones Jr

Water Rights Services Support

Transfers and Conservation Section

cc:

Marcy J. Osborn, Watermaster Dist. #8 (via email)

Baker County, Local Government

Enclosure

BEFORE THE WATER RESOURCES DEPARTMENT OF THE STATE OF OREGON

In the Matter of Transfer Application)	FINAL ORDER APPROVING TEMPORARY
T-14628, Baker County)	CHANGES IN PLACES OF USE AND
	}	ADDITIONAL POINTS OF DIVERSION

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

CHAD DEL CURTO 42173 MOODY RD RICHLAND, OR 97870

Findings of Fact

- 1. On March 21, 2025, CHAD DEL CURTO filed an application to temporarily change the places of use and add points of diversion to serve the proposed places of use under Certificates 4703 and 83363 for a period of 5 years. The Department assigned the application number T-14628.
- 2. Notice of the application for transfer was published on April 1, 2025, pursuant to OAR 690-380-4000.
- 3. The portion of the first right to be temporarily transferred is as follows:

Certificate:

4703 in the name of GEORGE M. MOODY (Confirmed by Powder River

Decree)

Use:

IRRIGATION of 20.0 ACRES

Priority Date: 1882

Rate:

0.5 CUBIC FEET 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 to which such right is entitles, for the purposes

aforesaid, is limited to an amount actually beneficially used for said

purposes and shall not exceed ONE-FORTIETH of one cubic foot per second

per acre, and shall be subject to all other conditions and limitations

contained in said decree.

Source:

LITTLE EAGLE CREEK, ETHEL CREEK, CONUNDRUM SPRING and SUMMIT

CREEK tributaries of EAGLE CREEK AND EAGLE CREEK a tributary of

POWDER RIVER

Authorized Point of Diversion: Not described on certificate

Authorized Place of Use:

IRRIGATION									
Twp Rng Mer Sec Q-Q Acres									
9 S	45 E	WM	24	NW NW	20.0				

4. Certificate 4703 does not provide a description of the authorized point of diversion; however, the applicant provided a description of the point of diversion as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
0.0	45.5	\A/\ /	33	SE NW	NEWT YOUNG – 690 FEET NORTH AND 1240 FEET
0.5	8	33	2C 14.6A	WEST FROM THE C1/4 CORNER OF SECTION 33	

Temporary Transfer Application T-14628 proposes to temporarily change the place of use of the right to:

IRRIGATION										
Twp	Rng	Mer	Sec	Q-Q	Acres					
9 S	45 E	WM	24	SE NW	20.0					

6. An additional point of diversion is necessary to convey the water to the proposed temporary place of use. Temporary Transfer Application T-14628 proposes an additional point of diversion approximately 2.5 mile downstream to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	
9 S	45 E	WM	10	SE NW	KAY YOUNG – 940 FEET NORTH AND 190 FEET WEST FROM THE C1/4 CORNER OF SECTION 10	

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

Certificate:

83363 in the name of PAUL KNOBLAUCH (Confirmed by Powder River

Decree)

Use:

IRRIGATION of 20.0 ACRES

Priority Date: 1881

Rate:

0.5 CUBIC FEET PER SECOND

Limit/Duty: The amount of water to which this right is entitled is limited to an amount

actually used beneficially, and shall not exceed ONE-FORTIETH OF ONE CUBIC FOOT PER SECOND PER ACRE, or its equivalent in case of rotation, measured at the point of diversion and shall be subject to all other

conditions and limitations contained in said decree.

Source: EAGLE CREEK a tributary to the POWDER RIVER

Authorized Place of Use:

IRRIGATION									
Twp Rng Mer Sec Q-Q Acres									
9 S	45 E	WM	24	SE NW	20.0				

8. Temporary Transfer Application T-14628 proposes to temporarily change the place of use of the right to:

IRRIGATION									
Twp Rng Mer Sec Q-Q Acres									
9 S	45 E	WM	24	NW NW	20.0				

9. Certificate 83363 does not provide a description of the authorized point of diversion; however, the applicant provided a description of the point of diversion as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
9 S	·45 E	WM	10	SE NW	KAY YOUNG – 940 FEET NORTH AND 190 FEET WEST FROM THE C1/4 CORNER OF SECTION 10

10. An additional point of diversion is necessary to convey the water to the proposed temporary place of use. Temporary Transfer Application T-14628 proposes an additional point of diversion approximately 2.5 mile upstream to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
8 S	45 E	WM	33	SE NW	NEWT YOUNG – 690 FEET NORTH AND 1240 FEET WEST FROM THE C1/4 CORNER OF SECTION 33

Temporary Transfer Review Criteria

- 11. Water has been used within the last five years according to the terms and conditions of the rights. There is no evidence available that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
- 12. A diversion structure and ditch sufficient to use the full amount of water allowed under the existing rights are present.
- 13. The proposed changes would prevent the lands from which the water right is removed during the period of the temporary transfer from receiving water under the transferred rights, as required by ORS 540.523(7).

14. The proposed changes 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 changes in places of use and additional points of diversion to convey water to the temporary places of use proposed in Temporary Transfer Application T-14628 are consistent with the requirements of ORS 540.523 and OAR 690-380-8000.

Now, therefore, it is ORDERED:

- The temporary change in places of use and additional points of diversion to convey water to the temporary places of use proposed in Temporary Transfer Application T-14628 are approved.
- 2. The former places of use **shall not** be irrigated as part of these water rights during the 2026, 2027, 2028, 2029, and 2030 irrigation seasons.
- 3. The use shall revert to the authorized places of use at the end of the 2030 irrigation season. The authorization to use the additional points of diversion shall be terminated concurrently.
- 4. The approval of this temporary transfer may be revoked or modified if the Department finds the changes cause injury to any existing water right.
- 5. The quantity of water diverted at the proposed temporary additional points of diversion, together with that diverted at the original points of diversion, shall not exceed the quantity of water lawfully available at the original points of diversion.
- 6. A subsequent application for permanent transfer of Certificates 4703 and 83363 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.
- 7. The use of water at the temporary places of use authorized by this transfer shall be in accordance with the terms and conditions of Certificates 4703 and 83363.

- 8. The time during which water is used under this approved temporary transfer does not apply toward a finding of forfeiture under ORS 540.610.
- 9. The use of the remaining water rights described by Certificates 4703 and 83363 shall continue to be in accordance with the terms and conditions of Certificates 4703 and 83363.

Pated in Salem, Oregon on MAY 0 1 2025

Lisa J. Jaramillo, Transfer and Conservation Section Manager, for

IVAN GALL, DIRECTOR

Oregon Water Resources Department

Mailing Date: MAY 0 2 2025

WATER	RIGHT TRANSFER	COVER	SHEET

Transfer: T-14628						Transfer Specia	list:		
Transfer Type: Temporary Transfer				OUGHT?					
Applicant:	_		Agent	<u>::</u>		Receiving Landowner	:		
Chad Del									
42173 Mo	•								
	OR 97870								
Current Lar	ndowner if other th	an Applicant	: CWR	<u>E</u> :		Irrigation District:			
Affected Lo	cal Gov'ts:		Affec	ted Tribal Gov't:		BOR Notified (date):			
Baker Cou	ınty								
Water Rights	Affected				,, ,,,,,,,,,				
File									
Marked	App. File # or	Decree Nam	е	Permit	Certificate				
	Decree			Powder River	4703				
	Decree			Powder River	83363	·			
<u>L_J</u>									
Key Dates &	Initial Actions (Sup	port Staff)	T						
Rec'd: Mai	rch 21, 2025		Propose	Proposed Action(s): ADDITIONAL POINT OF DIVERSION; PLACE OF USE					
Fees Pd: 13	368.00		Acknowledgement Letter Sent			Basin: 9 Powder			
. Initial Publi	c Notice:		County	sent cc: of Ack Le	etter 🔀	County: BAKER			
WM Distric	t: 8 Marcy J.	Osborn	WM Re	view request sen	t:3/28/2025	WM Review date rece	WM Review date received:		
Groundwat	er		GW Rev	view sent:	***************************************	GW Review date recei	ved:		
Peer Review							-		
Document	Drafted	Peer Revi	ew	Coordinator	Changes Ma	de Signature Bin	Signature Date		
FO	Date: 4/9/26 Initials: Jour	Date: #/10 Initials: A		Date: 1/2/25 nitials 5/44	Date: 4127	Date: H/22 2 No. of docs for sig: WM Sheet	Date: <u>5/1/2015</u>		
Special Issues	Special Issues: Flip Flop 5 year temp Start date (2026)								
Special Order	Volume: Vol. 134	Pages _51	5-519	_ 20)26-> Z	2030			

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

This is to Certify, That GEORGE M. MOOD.

of Righland

, State of Oregon.

has a right to the use of

the waters of LITTLE BAGIE CREEK, ETBEL-CREEK, CONUNDEUM SPRING & SUMMIT CREEK, tributaries of Eagle Creek, and EAGLE CREEK, a tributary of Powder River.

for the purpose of irrigation of 128 acres of land;

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for

Baker County, and the said decree entered of record at Salem, in the Order
Record of the STATE WATER BOARD of the State of Oregon, in Volume 61x, at page 291;
that the priority of the right thereby confirmed dates from 1882 for 87 acres; 1894 for
41 acres:

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed one-fortieth of one cubic foot per second per sore, and shall be subject to all other canditions and limitations contained in said decree.

A description of the lands irrigated under such right, and to which the water is appurtenant (or, if for other purposes, the place where such water is put to beneficial use), is as follows:

Forty acres in Northwest quarter of Horthwest quarter of Section Twenty-four; thirty-seven acres in Southwest quarter of Northeast quarter of Section Fourtesn; ten acres in Southwest quarter of Horthwest quarter; twenty-two acres in Northwest quarter of Northwest quarter; nineteen acres in Southeast quarter of Northwest quarter; nineteen acres in Southeast quarter of Northwest quarter of Section thirteen. Township Wine South, Range Forty-five Bast of Willamette Meridian, in Baker County, Oregon.

The right to the use of the water for irrigation purposes is restricted to the lands or place of use herein described.

WITNESS the seal and signature of the State

Water Board, affixed this 15th

dan

of February , 1923.

STATE WATER BOARD

(Seal of State Water Board)

By PEHOY A. CUERER

Attest:

R. L. POTTER

Secretary

Recorded in State Record of Water Right Certificates, Volume 5 , page 4703

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

PAUL KNOBLAUCH RICHLAND, OR 97870

confirms the right to use the waters of EAGLE CREEK, tributary to the POWDER RIVER, for IRRIGATION of 150.6 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Baker County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 6, at Page 291. The date of priority is 1881.

The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed ONE-FORTIETH OF ONE CUBIC FOOT PER SECOND PER ACRE, or its equivalent in case of rotation, measured at the point of diversion and shall be subject to all other conditions and limitations contained in said decree.

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

	IRRIGATION				
Twp	Rng	Mer	Sec	Q-Q	Acres
9 S	45 E	WM	24	SE NW	40.0
9 S	45 E	WM	24	NE SW	30.6
9 S	45 E	WM	24	NW SE	40.0
9 S	45 E	WM	24	SW SE	40.0

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

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

WITNESS the signature of the Water Resources Director, affixed JUL 2 0 2007

Phillip C. Ward, Director

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-14628

Review Due Date: 04/27/2025

Applic	cant Name: Chad Delcurto
Propo	sed Changes: POU POD POA USE OTHER
Revie	wer(s): Marcy Osborn Date of Review: 03/31/2025
1.	Do you have <u>evidence</u> 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: Eagle Creek is regulated every year.
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:

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:

R ._/.

b.	AND AND AND AND ADDRESS OF	oorary transfer of this nature been previously filed and approved on the same lands s thereof) as those lands involved in this transfer?
	✓ Yes	No If "Yes", answer the following:
	2	 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: This ground was previously involved in a temporary transfer that flip flopped priority dates. All ground still had water rights.
		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: I did not receive any complaints regarding the previous temp transfer.
	u u	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:

Page 4 of 5

Oregon Water Resources Department

Measurement Condition Information for the Applicant

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

Transfer #: T- 14628
In order to avoid enlargement of the right or injury to other rights, a will be required to be installed <u>prior to diversion of water</u> , 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: Marcy Osborn
District: 8
Address: 39155 Pocahontas Rd.
City/State/Zip: Baker City, OR 97814
Phone: 541-519-6395
Email: marcy.j.osborn@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

TACS Page 5 of 5 Last revised May 2019

Temporary Transfer Application Intake Checklist

Trar	nsfer#1	r- 1462	8				7-14628		
1	iewer /						NGE IN PLACE OF USE		
	e 3/2					J/APOD	J/POA DOU/APOA		
Calc	ulated Fe	ee\$13 <i>66.4</i>	Use fee ca	alculator on bac	ck of this form	Fee Received \$ /	368.0		
Cert	ificate(s)	: 4703	8	3363	Check ALL Certs in	WRIS to confirm t	hey are not cancelled		
1	multiple o			oplication meet chart for multip	requirement of OAF ole Certs	R 690-380-3220?	YES NO NA		
Not	es:								
Арр	lication: (OAR 690-3	80-3000;	OAR 690-380-3	220				
1.	YES	□ NO			ne applicant's signed ignature is missing?	and dated the appl	ication?		
2.	YES	□ NO			cation: Does the info n Part 4 of the applic		description of the		
3.	YES	□NO	□ N/A	separate comp	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?				
Mar	Require	ments: OA	AR 690-38	80-3100					
4.	YES	☐ NO		Map includ	led and meets mappi	ng requirements?			
5.	YES	□NO	☑N/A	Map Waive	er? The map waiver	must be issued by t	the Department		
Note	es:					·			
Atta	chments	: OAR 690-	380-3000)					
6.	₹ YES	Пио		Evidence of	f Use included, signed	d, & notarized w/su	pporting documentation?		
	▼ YES	□ №			corded deed for the la being moved includ		authorized place of use is		
	YES	□ №	☑ N/A	A Affidavit of	Consent from Lando	wner(s) described	on the deed?		
7.	V YES	□ NO	□ N/A	Land Use Fo	orm included and sig	ned by the County?			
8.	YES	Пио	Ø N/A	Consent Fo	rm included, signed,	and notarized?			
9.	YES	□NO	☑ N/A	District: Pla	ce of use is in <u>or</u> nea	r an irrigation distri	ct?		
9.	YES	☐ NO		If Yes, is Fo	rm D included? Name	e of the District			
10.	YES	□ NO	☑ N/	A For change:	s in POA/APOA – are	the well logs includ	led?		
11.	YES	Пио	₩/A	For change	in POU within Umati	lla County, Supplen	nental Form U included?		
V	Applica	ation comp	olete: no	deficiencies ide	ntified, assign a T-nu	mber and put this o	checklist in T-folder.		
	Applica	ation DEFI	CIENT: D	O NOT accept -	return to applicant v	vith letter explainin	g deficiencies identified.		

Revised 3/2023 TACS

Temporary Transfer Application Intake Checklist

	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: (2a)		
	1 subtracted from 2a: <u>-1 (2b)</u> If only one water right this will be 0		
2	Line 2b multiplied by \$310.00 » » » » » » » » » » » » » » » » » »	2	(\$310.00)
	Do you propose to change the place of use for a non-irrigation use?		
	☐ No: Line 3 will remain 0		
	Yes: enter the cfs for the portions of the rights to be transferred: (3a)		
	1.0 subtracted f rom the number in 3a above: -1.00 (3b)		
	If 3b is 0 or less than 0, enter 0 on line 3c		
	If 3b is greater than 0, round up to the nearest whole number:(3c)		
3	Line 3c multiplied by \$230.00 » » » » » » » » » » » » » » » » » »	3	\$0.00
	Do you propose to change the place of use for an irrigation use?		
	☐ No: Line 4 will remain 0		
	Yes: enter the number of acres in the footprint of the place of use for the		
	portions of the rights to be transferred:(4a)		
4	Line 4a multiplied by \$2.70 » » » » » » » » » » » » » » » » »	4	\$0.00
5	Total of lines 1 through 4 » » » » » » » » » » » » » » » » » »	5	\$330.00
	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 6 » » » » » » » » » » » » » » »	6	
7	Line 6 subtracted from Subtotal on line 5 » » » » Temporary Transfer Fee:	7	\$330.00

Revised 3/2023 TACS



Water Resources Department

North Mall Office Building 725 Summer St NE, Suite A Salem, OR 97301 Phone 503 986-0900 Fax 503 986-0904

March 28, 2025

CHAD DEL CURTO 42173 MOODY RD RICHLAND, OR 97870

Reference: Application T-14628

On March 21, 2025, the Department received your water right Temporary Transfer Application. The application was accompanied by \$1368.00. Receipt number 144909 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 or from the new point of diversion until a final order approving the temporary transfer application has been issued by the Department. Additionally, pursuant to OAR 690-380-8010, the lands <u>from</u> which an irrigation water right is to be temporarily transferred and the land <u>to</u> 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. #8, Marcy J. Osborn (via email)
Baker County, Local Government

Enclosure

Dear Customer Service Group:

This	application has received our assistance here in Watermaster District	<u> </u>
by_	MARCY OSBORN Phone # 541-519-6395 (Name)	

Please let us know if there is anything else that might be needed.

Assistance was provided in the preparation of the:

Application

Map

□ Other

STATE OF OREGON WATER RESOURCES DEPARTMENT

RECEIPT# 144909

725 Summer St. N.E. Ste. A SALEM, OR 97301-4172

INVOICE #

		(503) 9	86-0900 / (503) 986-0904 (fa	x)			
RECEIVED FRO	OM: Johna	than	CDE	1 Curt	O APPL	ICATION		
BY:	DBA	Tah	ad D	Muste	PE	RMIT		
CASH: C	PLECK!	OTHER #	BENTIE		TRA	NSFER	T-146	28
CASH. C	HECK:#	OTHER: (I	DENTIFY)		TOTAL	DEOID	0171	2 00
	AFEIL	<u> </u>			TOTAL	REC'D	\$ 1362	00
1083	TREASURY	4170	WRD	MISC CASH A	CCT			
0407	COPIES						\$	
	_ OTHER:	(IDENTIFY)				S	
0243 I/S L	ease 024	4 Muni War	ter Mamt. P	lan 02	245 Cons N	Vater		
			320	PERATING .		* 4101		
	MISCELLANEOU			1000	4001			
0407	COPY & TAPE FE			46110			\$	
0410	RESEARCH FEES						S	
0408	MISC REVENUE:		Y				\$	
TC162	DEPOSIT LIAB.	and the same of the same of					S	
0240	EXTENSION OF T	SHEET IN		A TOTAL			\$	
	WATER RIGHTS:			EXAM FEE			RECORD	FEE
0201	SURFACE WATER	3		\$		02	S	
0203	GROUND WATER			S	02	04	\$	-
0205	TRANSFER			\$1368	nn			
	WELL CONSTRU	CTION		EXAM FEE	-		LICENSE	FEE
0218	WELL DRILL CON	STRUCTO	R	S	02	19	\$	
	LANDOWNER'S F	ERMIT			02	20	\$	
	OTHER	(IDENT)	IFY)					
0536	TREASURY	0437	WELL	CONST. STA	RT FEE			
0211	WELL CONST STA	ART FEE		S		CARD#		
0210	MONITORING WE	LLS		\$		CARD#		
	OTHER	(IDENTI	FY)					
0607	TREASURY	0467	HYDRO	ACTIVITY	LIC NUI	MBER		
0233	POWER LICENSE	FEE (FW/	WRD)				\$	
0231	HYDRO LICENSE	FEE (FW/	VRD)				\$	
	HYDRO APPLICAT	TION					\$	
	TREASURY		OTHER	/ RDX				
OBJ. COD	Ε	_ VENDO	R#				6	
DESCRIPT	TION				-		\$	
100			6.8		11)		

Distribution - White Copy - Customer, Yellow Copy - Fiscal, Blue Copy - File, Buff Copy - Fiscal

DATED 21.25 BY: 1-

144909

RECEIPT:

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 <u>will be returned</u> 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.	Received	
		FOR ALL TEMPORARY TRANSFER APPLICATIONS	MAR 2 1 2025	
Chec	k all iten	ns included with this application. (N/A = Not Applicable)	MAK Z I ZUZU	
1		Part 1 – Completed Minimum Requirements Checklist.	OWRD	
		Part 2 – Completed Temporary Transfer Application Map Checklist.		
	,	Part 3 – Application Fee, payable by check to the Oregon Water Resource completed Fee Worksheet, page 3. Try the online fee calculator at: http://apps.wrd.state.or.us/apps/misc/wrd fee calculator.	ces Department, ai	10
V		Part 4 – Completed Applicant Information and Signature.		
N		Part 5 – Information about Transferred Water Rights: How many water transferred? <u>2</u> List them here: <u>470</u> 3, 83363	rights are to be	
1		Please include a separate Part 5 for each water right. (See instructions of	on page 6)	
M	□ N/A	For standard Temporary Transfer (one to five years) Begin Year: 2026	End Year: <u>203</u> 0	
	☐ N/A	Temporary Drought Transfer (Only in counties where the Governor has	declared drought)	
Atta	chments:	:		
		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 being moved.	use is temporarily	
	N/A	Affidavit(s) of Consent from Landowner(s) (if the applicant does not ow which the water right is located.)	n the land upon	
	N/A	Supplemental Form D – For water rights served by or issued in the name Complete when the temporary transfer applicant is not the district.	e of a district.	
1	□ N/A	Oregon Water Resources Department's Land Use Information Form with signature from each local land use authority in which water is to be diverand/or used. Not required if water is to be diverted, conveyed, and/or ulands or if <u>all</u> of the following apply: a) a change in place of use only, b) changes, c) the use of water is for irrigation only, and d) the use is located that it is the control of the change in the control of the use of water is for irrigation only, and d) the use is located that it is the control of the control	erted, conveyed, used only on federa no structural	al
	/	irrigation district or an exclusive farm use zone.	117 AV - 7 Dec 1	
	☑ N/A	Water Well Report/Well Log for changes in point(s) of appropriation (we point(s) of appropriation (if necessary to convey water to the proposed		
	WE AR Ap La	aff Use Only) E RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S): Oplication fee not enclosed/insufficient Map not included or incomplete and Use Form not enclosed or incomplete additional signature(s) required Part is incomplete Explanation Phone: Date: /	/	

Part 2 of 5 - Temporary Transfer Application Map Checklist

Your temporary transfer application <u>will be returned</u> 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. 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. V 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. V Township, Range, Section, ¼ ¼, DLC, Government Lot, and other recognized public land survey lines. 1 Tax lot boundaries (property lines) are required. Tax lot numbers are recommended. 1 Major physical features including rivers and creeks showing direction of flow, lakes and reservoirs, roads, and railroads. 1 Major water delivery system features from the point(s) of diversion/appropriation such as main pipelines, canals, and ditches. 1 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. 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. 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 Received 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 MAR 2 1 2025 $(example - 42.53764^{\circ}).$

OWRD

Part 3 of 5 - Fee Worksheet

rai	t 5 Of 5 – Fee Worksheet		
	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: 2 (2a)		
	Subtract 1 from the number in 3a above: $\frac{1(2b)}{1}$ If only one water right this will be 0		
2	Multiply line 2b by \$310.00 and enter » » » » » » » » » » » »	2	310.00
	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		
3	multiply 4c by \$210.00, then enter on line 3	3	0
	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: 40ac (4a)		
4	Multiply the number of acres in 4a above by \$2.70 and enter on line 4 » »	4	108.00
5	Add entries on lines 1 through 4 above » » » » » » » » » » Subtotal:	5	1,368.00
	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	1,368.00

	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*):		
	(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		
2	multiply 2c by \$50, then enter on line 2 » » » » » » » » »	2	
3	Add entries on lines 1 through 2 above » » » » » » » » » Transfer Fee:	3	

^{*}Example for Line 2a calculation to transfer 45.0 acres of Primary Certificate 12345 (total 1.25 cfs for 100 acres) and 45.0 acres of Supplemental Certificate 87654 (1/80 cfs per acre) on the same land:

- 1. Divide total authorized cfs by total acres in the water right (for C12345, 1.25 cfs \div 100 ac); then multiply by the number of acres to be transferred to get the transfer cfs (x 45 ac= 0.56 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 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).

Received

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MAR 2 1 2025

Part 4 of 5 - Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAMI			PHONE NO.	ADDITIONAL CONTACT NO.
Chad Del Curto			541-519-1000	
ADDRESS				FAX NO.
42173 Moody Rd				
CITY	STATE	ZIP	E-MAIL	
Richland	OR	97814		

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 electronically. Copies of the				NCE FROM THE DEPARTMENT

Explain in your own words what you propose to accomplish with this transfer application and why: We would like to temporarily transfer the place of use and add an additional point of diversion for the properties.

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.

1 Ohrt	2c.D.	2-12-25
f pplicant signature	Print Name (and Title if applicable)	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 MAR 2 1 2025

> > OWRD

☐ Check here if any of the water rights by an irrigation or other water district. Supplemental Form D.)		
DISTRICT NAME	ADDRESS	
CITY	STATE	ZIP
☐ Check here if water for any of the rig contract for stored water with a fede		=
ENTITY NAME	ADDRESS	
CITY	STATE	ZIP
To meet State Land Use Consistency Recity, municipal corporation, or tribal gov conveyed and/or used.	No. 10 Mary 100 and 10	
ENTITY NAME	ADDRESS	
Baker County	1995 3rd St	
CITY	STATE	ZIP
Baker City	OR	97814
ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

Received MAR 2 1 2025

OWRD

TACS

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.

			VV	ater	Right	Cert	ificate	# 4/	<u>/03</u>		Received
Descripti	on of Water De	elivery Syst	tem								MAR 2 1 2025
System c	apacity: <u>43</u> cu	bic feet pe	r sec	ond	(cfs)	OR					MAR Z I ZUZJ
		_gallons pe	er mi	nute	(gpn	n)					OWRD
five years	s. Include inform y the water at t	mation on t he authoria	the p	ump olace	s, ca of u	nals, se. <u>C</u>	pipelii urrent	nes, a ly the	and s e Nev	prinklers wt & Kay	some time within the last sused to divert, convey, y Young are open ditch he different properties.
											r Appropriation (POA) ne 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)	Т	wp	R	ng	Sec	1/4	1/4	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
Newt Young	☑ Authorized☑ Proposed		8	S	45	Е	33	SE	N W		690'N & 1240'W from C 1/4 corner of Sec 33.
Kay Young	☐ Authorized ☑ Proposed		9	s	45	E	10	SE	N W		940'N & 190'W from the C 1/4 corner of Sec 10.
	☐ Authorized ☐ Proposed										
	☐ Authorized ☐ Proposed										
Check all		porary cha	nge(s) pr	opos	ed b	elow (chan	ige "(CODES" a	are provided in
\boxtimes	Place of Use (P	OU)] Ap	prop	riatio	on/Well	(POA)
	Point of Divers	ion (POD)					Ad	lditio	nal P	oint of A	Appropriation (APOA)
\boxtimes	Additional Poir	nt of Divers	ion (APO	D)						
	type(s) of tem in parentheses	B.,	nge(s) du	ie to	drou	ight pr	opos	sed b	elow (ch	nange "CODES" are
	Place of Use (P	OU)] Po	int o	f App	ropriatio	on/Well (POA)
	Character of Us	se (USE)] Ad	ditio	nal P	oint of A	appropriation (APOA)
	Point of Diversi	ion (POD)] Ad	ditio	nal P	oint of D	Diversion (APOD)
Will all o	the proposed	changes af	fect	the	entir	e wa	ter rig	ht?			
Yes		only the P									the next page. Use the
⊠ No	Complete	all of Table	e 2 t	o des	scribe	e the	portio	n of	the v	vater rig	ht to be changed.
Davisad 7/1		To									4628 - TAGS

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 # 4703

List only the part of the right that will be changed. For the acreage in each ¼ ¼, list the change proposed. If more than one change, specify the acreage associated with each POD/POA.

	Th			190	t app	ears	on the	Certi	ficate B		POSED CHAN	IGES	Proposed Changes (see		nes e	Т	The	listir			ıld apı		FTER F	n" lands) PROPOSED	CHANGES	
Tv	/p	Rn	g	Sec	74	7/4	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Date	"CODES" from previous page)	Tw	'p	Rn	ıg	Sec	1/4	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								PARTIE					
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
"	"	"	"	"	"	"	"	u	"	EXAMPLE	"	u	"	2	s	9	Ε	2	sw	NW	500		5.0		POD #6	1901
9	s	45	E	24	NW	NW	2100		20.0	IR	NY	1882	POU/APOD	9	s	45	E	24	SE	NW	500		20.0	IR	NY & KY	1881
_																										
_																										
_						ТО	TAL A	CRES	20.0			1							l.	ТО	TAL A	CRES	20.0			

Additional remarks:_____

Received

MAR 2 1 2025

TACS

Revised 7/1/2021

Temporary Transfer Application - Page 8 of 10

Q OWRD

Water Right Certificate # 4703

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: C-75354 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). <u>If</u> less than full rate of water right

Received

MAR 2 1 2025

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.

			Wa	ter R	light	Certi	ficate	# 83	<u> 363</u>		Received
Descript	ion of Water D	elivery Syst	tem								MAR 2 1 2025
System o	apacity: 43 cu	bic feet pe	r sec	ond	(cfs)	OR					MAN Z I ZUZJ
		_ gallons pe	er mi	nute	(gpn	n)					OWRD
five year and appl	s. Include infori y the water at t	mation on t he authori	the p	oump olace	s, ca of us	nals, se. <u>C</u>	pipelii urrent	nes, a ly the	and s e Kay	prinklers	some time within the last used to divert, convey, Young are open ditch he different properties.
				7.1			Control of the contro				r Appropriation (POA) ne 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)	Т	wp	R	ng	Sec	1/4	1/4	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
Kay Young	☑ Authorized☑ Proposed		9	s	45	E	10	SE	N W		940'N & 190'W from the C 1/4 corner of Sec 10.
Newt Young	☑ Authorized ☑ Proposed		8	s	45	E	33	SE	N W		690'N & 1240'W from C 1/4 corner of 33.
	☐ Authorized ☐ Proposed										
	☐ Authorized ☐ Proposed										
Check al	5-5-5-1 B. 1752	porary cha	nge	(s) pr	opos	ed b	elow (chan	ge "(CODES"	are provided in
	Place of Use (P	OU)] Ap	prop	riatio	on/Well	(POA)
	Point of Divers	ion (POD)					Ac	lditio	nal P	oint of A	appropriation (APOA)
\boxtimes	Additional Poir	nt of Divers	ion (APO	D)						
	type(s) of tem I in parenthese		nge(s) dı	ie to	drou	ight pr	opos	ed b	elow (ch	ange "CODES" are
	Place of Use (P	OU)] Po	int o	f App	ropriatio	on/Well (POA)
	Character of Us	se (USE)] Ad	ditio	nal P	oint of A	appropriation (APOA)
	Point of Divers	ion (POD)] Ad	ditio	nal P	oint of D	viversion (APOD)
Will all o	f the proposed	changes at	ffect	the	entir	e wa	ter rig	ht?			
Yes	1650 PT 2010	only the P					(f)				the next page. Use the
⊠ No						- A	•		_		ht to be changed.
	and the second				_				20	1	A C O O

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 # 83363

List only the part of the right that will be changed. For the acreage in each ¼ ¼, list the change proposed. If more than one change, specify the acreage associated with each POD/POA.

	Th				t app	ears	on the	e Certi	ficate B		s) POSED CHAN be changed.	IGES	Proposed Changes (see			10=	Γhe	listir			ıld apı		FTER P	n" lands) ROPOSED	CHANGES	;
Tω	/p	Rn	ng	Sec	7/4	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)	Date	"CODES" from previous page)	Tv	/p	Rr	ng	Sec	1/4	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
	10												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
u	"	"	"	"	"	"	"	u	"	EXAMPLE	"	u	"	2	s	9	E	2	sw	NW	500		5.0		POD #6	1901
9	s	45	Ε	24	SE	NW	500		20.0	IR	КҮ	1881	POU/APOD	9	s	45	Ε	24	NW	NW	21,00		20.0	IR	KY & NY	1882
									-																	
																Re	ce	ive	9							
																MAR	2	1 20	25							
		-														(NC	IRD								
_		-																								
_																					/					
						ТО	TAL A	CRES	20.0		-	1		-						ТО	TAL A	CRES	20.0			

Additional remarks:____

Water Right Certificate # 83363

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: C-75354 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

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 aguifer 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.

right examiner to assist with assembling the information necessary to complete Table 3.

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

Received

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 o	f Oregon)	SS						
County	of <u>Baker</u>)			,	33						
I, <u>Chad</u>	DELCURTO, in n	ny capa	city as <u>O</u>	WNER,							
mailing	g address <u>4217</u>	3 Moor	Y RD. RICH	HLAND	OR, 9	7870					
teleph	one number (<u>5</u>	<u>41)519</u>	- <u>1000</u> , be	ing fi	rst du	ıly swor	n depos	se and say:			
1.	My knowledg				tatus	of the v	1970 (ht is based or sional experti	5	E	
2.	Certi	ficate #	4703 & 8	3363	; OR			on the entire the following			five years:
	Certificate #	Town	ship	Rang	ge	Mer	Sec	1/4 1/4	Gov't Lot or DLC	Acres (if applica	TARREST OF THE PARTY OF THE PAR
										٧	
										ı	
OR											
	Confirming Co	ertificat	e#	has	been	issued	within t	he past five ve	ears: OR		
	Part or all of t instream leas transfer was	the wat e numb	er right w per is:	vas le (N	ased i lote:	instrear If the ei	m at son ntire rig	ne time withir ht proposed fo	n the last five or	•	am.); OR
	The water rig would be reb		3.5					ntation that a	presumption	of forfeiture	e for non-use
	Water has be 10 years for C					1,50				more than	14000
					(cor	ntinues	on reve	rse side)	MAR	2 1 2025	14628

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3. The water right was used for: (e.g., crops, pa	asture, etc.): CROPS / PASTURE
	ore of the documents shown in the table below to support the above
	3-17-25
Signature of Affiant	Date

Signed and sworn to (or affirmed) before me this 17 day of MARCH 20 25

(QL)	OFFICIAL STAMP
	MARCY JO OSBORN
3	NOTARY PUBLIC - OREGON
	COMMISSION NO. 1056523
MY COMMI	SSION EXPIRES MARCH 09, 2029

Notary Public for Oregon

My Commission Expires: 3/9/2029

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 assessment records for water delivered				
district records, NRCS farm management plan, or records of other water suppliers	Crop reports submitted under a federal loan agreement				
records of other water suppliers	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				
Approved Lease establishing beneficial use	TerraServer – www.terraserver.com Copy of instream lease or lease number				
within the last 5 years	copy of moticalities of lease flumber				

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THIS SPACE RESERVED FOR RECORDER'S USE

After recording return to:
Johnathan C. DelCurto

42173 Moody Road
Richland, OR 97870

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

42173 Moody Road
Richland, OR 97870

File No. 95188AM

STATUTORY WARRANTY DEED

John W. Randall and Dorothy E. Randall, as tenants by the entirety,

Grantor(s), hereby convey and warrant to

Johnathan C. DelCurto,

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

SEE ATTACHED LEGAL DESCRIPTION

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

09S4524/500 12888

The true and actual consideration for this conveyance is \$\frac{\$215,000.00}{.}\$.

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:

2016-2017 Real Property Taxes, a lien not yet due and payable

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BEFORE SIGNING OR ACCEPTING THE 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 22 day of August, 2016

John W. Randall

John W. Randall

Dorothold Randall

State of OR } ss County of Baker}

On this 22 day of August, 2016, before me, Julie D. Taxton a Notary Public in and for said state, personally appeared John W. Randall and Dorothy E. Randall, known or identified to me to be the person(s) whose name(s) are subscribed to the within Instrument and acknowledged to me that they executed same.

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

Norary Public for the State of OR

Residing at: Baker City Commission Expires:

8/30/17

OFFICIAL SEAL
JULIE D PAXTON
NOTARY PUBLIC-OREGON
COMMISSION NO. 480180
MY COMMISSION EXPIRES AUGUST 30, 2017

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EXHIBIT "A" LEGAL DESCRIPTION

The Southeast quarter of the Northwest quarter of Section 24 Township 9 South, Range 45 East of the Willamette Meridian, in the County of Baker and State of Oregon.

STATE OF OREGON }
COUNTY OF BAKER }
I CERTIFY THAT THIS
INSTRUMENT WAS RECEIVED
AND RECORDED IN THE BOOK
OF RECORDS OF SAID COUNTY
CINDY CARPENTER, BAKER CO. CLERK
BY ARE 11 Pully as DEPUTY

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DOC#: B16340393 8/24/2016 3:00 PM

REFUND: Ann .00 CHG 56.00

14628 -

WARRANTY DEED

Eagle Valley Ag, Inc., an Oregon corporation herein after called Grantor, convey(s) to Johnathan C DelCurto and Gienel M Umayum DelCurto, husband and wife herein after called Grantee, the following described real property situated in the County of Baker, State of Oregon, described as:

See Exhibit "A" attached hereto and incorporated herein by this reference

and covenants that grantor is the owner of the above-described property free of all encumbrances except covenant(s) conditions, restrictions, reservations, assessments, easements, rights of way of record or visible thereon; shortages in acreages, boundary disputes, encroachments or any other matters which a true and accurate survey would reveal; and will warrant and defend the same against all persons who may lawfully claim the same, except as shown above.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER CHAPTER I, OREGON LAWS 2005 (BALLOT MEASURE 37 (2004)). 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 APPROVED USES, AND 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 CHAPTER I, OREGON LAWS 2005 (BALLOT MEASURE 37 (2004)).

The true consideration for this conveyance is \$200,000.00.

Dated this 7th day of February, 2007.

Eagle Valley Ag, Inc.

By: Vern DuMars, President

STATE OF OREGON

COUNTY OF Baker

SS:

On February 2, 2007 personally appeared the above-named Vern DuMars as President of Eagle Valley Ag, Inc. and acknowledged the foregoing instrument to be a voluntary act and deed.

My appointment expires:

OFFICIAL SEAL
BEVERLY J. WHITE
NOTARY PUBLIC-OREGON
COMMISSION NO. 387637
MY COMMISSION EXPRES JANUARY 9, 2009

Befere me:

Eagle Valley Ag, Inc.

Grantee(s)/Tax Statements To: Johnathan C DelCurto and Gienel M Umayum DelCurto PO Box 353 Richland, OR 97870

Return To:

Elkhorn Title Company 1725 Main Street Baker City OR 97814

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File No.: 00016839

EXHIBIT "A"

In Township 9 South, Range 45 East of the Willamette Meridian, County of Baker and State of Oregon:

All that portion of the East 20 rods of the Southwest Section 13: quarter of the Southwest quarter lying Southwesterly of the County Road right of way. All that portion of the West 30 rods of the Southeast quarter of the Southwest quarter lying Southwesterly of the County Road right of way.

Section 24: The Northwest quarter of the Northwest quarter.

STATE OF OREGON } COUNTY OF BAKER } I CERTIFY THAT THIS INSTRUMENT WAS RECEIVED AND RECORDED IN THE BOOK OF RECORDS OF SAID COUNTY TAMARA J. GREEN, BAKER CO. CLERK

BY Faren Phillips DEPUTY DOC#: 07070238B

2/14/2007 10:30 AM

REFUND: .00 31.00

ETU CHA

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Land Use Information Form



Oregon Water Resources Department 725 Summer Street NE, Suite A

Salem, Oregon 97301-1266 (503) 986-0900 www.oregon.gov/OWRD Received

MAR 2 1 2025

NAME					Р	HONE	OWR
Chad DelCurto				5	41-519-100		
MAILING ADDRESS							
42173 Moody Rd							
CITY	STATE		EMAIL				
Richland	OR	97870					
A. Land and Location							
Please include the following information for (transported), and/or used or developed. substitute existing and proposed service-a	Applicants	s for municipal	l use, or	irrigation us	es within	irrigation dist	
Township Range Section %%	Tax Lot	Plan Designatio Rural Residentia			Water to b	oe:	Proposed Land Use:
9 45 24 NW NW	2100	EFU		☐ Diverted	⊠ Conve	yed 🖾 Used	Irrigation
9 45 24 SE NW	500	EFU		Diverted	⊠ Conve	yed 🛭 Used	Irrigation
				☐ Diverted	☐ Conve	yed 🗆 Used	
				☐ Diverted	☐ Conve	yed 🗆 Used	
List all counties and cities where water is p	proposed	to be diverted	l, conve	yed, and/or ι	ised or d	eveloped:	
Baker County							
NOTE: A separate Land Use Information Fo	orm must	be completed	and sul	omitted for g	each cour	nty and city, as	applicable.
R Description of Proposed Use							
B. <u>Description of Proposed Use</u>	ngon Wat	or Dosousons I	Danarto				
Type of application to be filed with the Oregon Water Resources Department: Permit to Use or Store Water Water Right Transfer Permit Amendment or Ground Water Registration Modification							
☐ Permit to Use or Store Water ☐ Water Right Transfer ☐ Permit Amendment or Ground Water Registration Modification ☐ Allocation of Conserved Water							
2004	Ground			e Water (nam		Creek	
Estimated quantity of water needed: 2		Cubic feet	per seco	ond 🗌 gal	llons per n	ninute 🗌 a	cre-feet
Intended use of water:		mercial si-Municipal	☐ Ind		☐ Dome	estic for	_ household(s)
Briefly describe:							
I would like to temporarily move son add additional point of diversion in t			y prop	erties to be	tter fit tl	ne irrigation :	system and

See Page 4 🖈

Note to applicant: For new water right applications only, if the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt on the bottom of

page 4 and include it with the application filed with the Oregon Water Resources Department.

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Land Use Information Form — Page 3 of 4

Last Revised: 10/2023

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.

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Please check the appropriate box below and	provide the requested information
--	-----------------------------------

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	water use(s), including proposed construction Cite applicable ordinance section(s): BCZ						
approvals as listed in the table below. (P	water use(s), including proposed construction and accompanying finding ave not ended, check "Being Pursued."	nd-use approva	als which have				
Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:					
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued				
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued				
		☐ Obtained ☐ Denied	☐ Being Pursued☐ Not Being Pursued				
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued				
	pecial land use concerns or make recommen osed use of water in the box below or on a se		Oregon Water				
Name: Jara L. Micka	Title:	in Pla	имою				
Signatures Inva & Mic	l(a) Date:	24-2025					
Governmental Entity: Bullin City; Co. Planning Phone: 541-523-8719							
Receipt Ackno	owledging Request for Land Use Info	ormation	The second				
Note to Local Government Representative: Please complete this form and return it to the applicant. For new water right applications only, if you are unable to complete this form while the applicant waits, you may complete this receipt and return it to the applicant. If you sign the receipt, you will have 30 days from the date of OWRD's Public Notice of the application to submit the completed Land Use Information Form to Oregon Water Resources Department. Please note while OWRD can accept a signed receipt as part of intake for an application for a new permit to use or store water, a completed Land Use Information Form is required for all other applications.							
Applicant Name:							
Staff Name:	Title:						
Staff Signature:	Date:						
Governmental Entity:	Phone:						

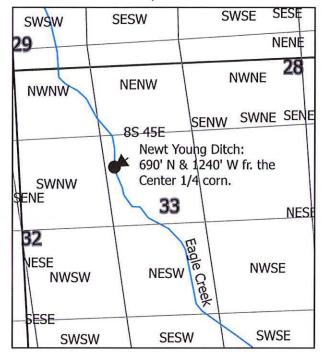
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Land Use Information Form — Page 4 of 4 $\,$

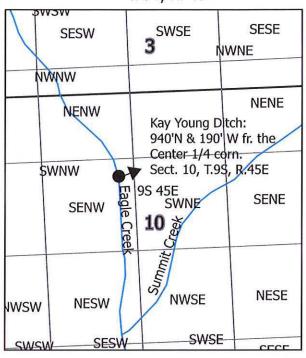
Last Revised: 10/2023

Map to Accompany a Temporary Transfer for Chad Delcurto

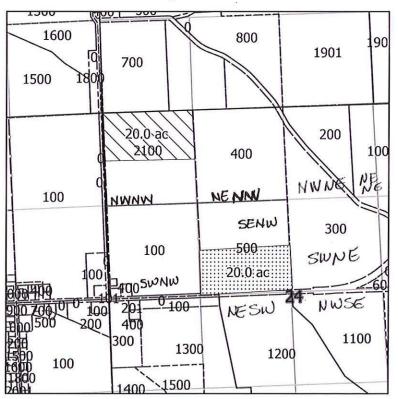
Authorized & Proposed Additional T.8S, R. 45E



Authorized & Proposed Additional T. 9S, R. 45E



T. 9S, R. 45E





Scale: 1" = 1320'

Legend

Irrigation
Priority

1881 C-83363 "From" & C-4703 "To"

1882 C-4703 "From" & C-83363 "To"

baker_township
baker_sections
qqclip

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TAX_LOT_with_Owners