

TEMPORARY

Name Pollock & Son, Inc c/o Bryce PollockAddress 78691 Agnew Road  
Hermiston, OR 97838  
brycepollack16@gmail.comChange in POUDate Filed 3/5/2025Initial notice date 3/11/2025

DPD issued date \_\_\_\_\_

PD issued date \_\_\_\_\_

PD notice date \_\_\_\_\_

Date of FO 8/7/2025 Vol 135 Page 295-296

C-Date \_\_\_\_\_

COBU due date \_\_\_\_\_

COBU Received date \_\_\_\_\_

Certificate issued \_\_\_\_\_

## DESCRIPTION OF WATER RIGHT(S)

Name of Stream A WellTrib. of Umatilla RiverUse Irrigation County Umatilla

Quantity of water (CFS) \_\_\_\_\_ No. of Acres \_\_\_\_\_

Name of ditch \_\_\_\_\_

App# G-4427 Per # G-4171 Cert # 76617 PR Date 6/3/1968

App# \_\_\_\_\_ Per # \_\_\_\_\_ Cert # \_\_\_\_\_ PR Date \_\_\_\_\_

App# \_\_\_\_\_ Per # \_\_\_\_\_ Cert # \_\_\_\_\_ PR Date \_\_\_\_\_

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App# \_\_\_\_\_ Per # \_\_\_\_\_ Cert # \_\_\_\_\_ PR Date \_\_\_\_\_

FEES PAID		
Date	Amount	Receipt #
<u>3-5-25</u>	<u>960.80</u>	<u>144817</u>

FEES REFUNDED		
Date	Amount	Receipt #

Assignments: \_\_\_\_\_

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Irrigation District Westland Irrigation DistrictAgent William Porfilywporfily@gmail.com

CWRE \_\_\_\_\_

CC's list Umatilla County

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☐ - Oversized map - Location \_\_\_\_\_





# Oregon

Tina Kotek, Governor

## Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301

Phone 503 986-0900

Fax 503 986-0904

[www.oregon.gov/owrd](http://www.oregon.gov/owrd)

August 7, 2025

Bryce Pollock  
78691 Agnew Rd  
Hermiston, OR 97838

REFERENCE: District Temporary Transfer Application T-14621

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 2025 irrigation season**. The use shall revert to the original authorized place of use at the **end of the 2025 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](mailto:Joan.m.smith@water.oregon.gov).

Sincerely,

David V. Jones Jr  
Water Rights Services Support  
Transfers and Conservation Section

cc: Gregory M. Silbernagel, Watermaster Dist. # 5 (via email)  
William Porfily, Agent  
Irrigation District: Westland Irrigation District & Ann Reece (if in District)  
Umatilla County, Local Government

Enclosure

**BEFORE THE WATER RESOURCES DEPARTMENT  
OF THE  
STATE OF OREGON**

In the Matter of Transfer Application	)	FINAL ORDER APPROVING A TEMPORARY
T-14621, Umatilla County	)	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**

POLLOCK & SON, INC.  
C/O BRYCE POLLOCK  
78691 AGNEW RD  
HERMISTON, OR 97838

**Findings of Fact**

1. On March 5, 2025, Pollock & Son, Inc. c/o Bryce Pollock filed an application to temporarily change the place of use under Certificate 76617 for a period of one year. The Department assigned the application number T-14621.
2. Notice of the application for transfer was published on March 11, 2025, pursuant to OAR 690-380-4000.
3. The portion of the right to be transferred is as follows:

<b>Certificate:</b>	76617 in the name of E. T. JOHNSON (perfected under Permit G-4171)
<b>Use:</b>	IRRIGATION of 4.0 ACRES
<b>Priority Date:</b>	JUNE 3, 1968
<b>Rate:</b>	0.04 CUBIC FOOT PER SECOND
<b>Limit/Duty:</b>	The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each

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.

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:** A WELL in the UMATILLA RIVER BASIN

**Authorized Point of Appropriation:**

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
4 N	27 E	WM	25	NE SE	450 FEET SOUTH AND 850 FEET WEST FROM THE E1/4 CORNER OF SECTION 25

**Authorized Place of Use:**

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
4 N	27 E	WM	25	NE SE	1.1
4 N	27 E	WM	25	NW SE	1.0
4 N	27 E	WM	25	SW SE	0.6
4 N	27 E	WM	25	SE SE	1.3
Total					4.0

4. Temporary Transfer Application T-14621 proposes to temporarily change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
4 N	27 E	WM	25	SW SE	2.0
4 N	27 E	WM	25	SE SE	2.0
Total					4.0

5. Temporary Transfer Application T-14621 proposes to temporarily transfer a water right within the boundaries of Westland Irrigation District. The district was notified of the proposed temporary transfer and did not provide any comments.
6. The authorized place of use as described in Finding of Fact #3, above, is appurtenant to lands described under Permits S-55061, S-55192, S-54633, and S-55401. These permits provide for pre-planned (only) annual use of water from the Columbia River, tributary to the Pacific Ocean, within certain constraints and permissions as outlined in the permits.
7. The proposed place of use as described in Finding of Fact #4, above, is appurtenant to lands described under Permits S-55061, S-55192, S-54633, and S-55401. These permits provide for pre-planned (only) use of water from the Columbia River, tributary to the Pacific Ocean. Use of water under these permits is subject to the following annual use condition:

If water under Permits S-55061, S-55192, S-54633, and S-55401, is planned for use as supplemental irrigation, then pre-existing primary rights for the same place of use cannot be transferred to another place of use or character of use.

### ***Temporary Transfer Review Criteria***

8. 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.
9. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing right are present.
10. 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).
11. 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-14621 is consistent with the requirements of ORS 540.523 and OAR 690-380-8000.

### **Now, therefore, it is ORDERED:**

1. The temporary change in place of use proposed in Temporary Transfer Application T-14621 is approved.
2. The former place of use **shall not** be irrigated as part of this water right during the 2025 irrigation season.
3. The use shall revert to the authorized place of use at the end of the 2025 irrigation season.
4. The approval of this temporary transfer may be revoked or modified if the Department finds the change causes injury to any existing water right.
5. A subsequent application for permanent transfer of Certificate 76617 shall be subject to a full and complete review to determine consistency with the requirements of OAR Chapter 690, Division 380. Approval of this temporary transfer does not establish a precedent for approval of a subsequent application filed for a permanent transfer.
6. The use of water at the temporary place of use authorized by this transfer shall be in accordance with the terms and conditions of Certificate 76617.
7. The time during which water is used under this approved temporary transfer does not apply toward a finding of forfeiture under ORS 540.610.

8. Water use measurement conditions:
  - 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 appropriation (new and existing).
  - 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.
9. The use of the remaining water right described by Certificate 76617 shall continue to be in accordance with the terms and conditions of Certificate 76617.

Dated in Salem, Oregon on **AUG 07 2025**



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

*Mailing Date:* **AUG 08 2025**

# WATER RIGHT TRANSFER COVER SHEET

Transfer: T-14621

Transfer Specialist: Joan

Transfer Type: Temporary Transfer

DROUGHT? ☐

<b>Applicant:</b> Bryce Pollock 78691 Agnew Rd Hermiston, OR 97838	<b>Agent:</b> William Porfily PO BOX 643 Stanfield, OR 97875	<b>Receiving Landowner:</b>
<b>Current Landowner if other than Applicant:</b>	<b>CWRE:</b>	<b>Irrigation District:</b> Westland Irrigation District
<b>Affected Local Gov'ts:</b> Umatilla County	<b>Affected Tribal Gov't:</b>	<b>BOR Notified (date):</b>

## Water Rights Affected

File Marked	App. File # or Decree Name	Permit	Certificate
<input type="checkbox"/>	G-4427	G-4171	76617
<input type="checkbox"/>			
<input type="checkbox"/>			

## Key Dates & Initial Actions (Support Staff)

Rec'd: March 5, 2025	Proposed Action(s): PLACE OF USE	
Fees Pd: 960.80	Acknowledgement Letter Sent <input checked="" type="checkbox"/>	Basin: 7 Umatilla
Initial Public Notice: 3/11/2025	County sent cc: of Ack Letter <input checked="" type="checkbox"/>	County: UMATILLA
WM District: 5 Gregory M. Silbernagel	WM Review request sent: 3/6/2025	WM Review date received:
Groundwater	GW Review sent:	GW Review date received:

## Peer Review:

Document	Drafted	Peer Review	Coordinator	Changes Made	Signature Bin	Signature Date
FO	Date: <u>7/31/25</u> Initials: <u>Joan</u>	Date: <u>7/31/25</u> Initials: <u>SMH</u>	Date: <u>8/1/25</u> Initials: <u>CC</u>	Date: _____ Initials: _____	Date: _____ No. of docs for sig: _____ WM Sheet <input type="checkbox"/>	Date: <u>8/7/2025</u>

Special Issues: WM review received 7/23/25

Special Order Volume: Vol. 135 Pages 295-298

TEMP





# 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

March 6, 2025

Bryce Pollock  
78691 Agnew Rd  
Hermiston, OR 97838

Reference: Application T-14621

On March 5, 2025, the Department received your water right Temporary Transfer Application. The application was accompanied by \$960.80. Receipt number 144817 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. #5, Gregory M. Silbernagel (via email)  
William Porfily, Agent  
Irrigation District: Westland Irrigation District  
Umatilla County, Local Government

Enclosure



# Temporary Transfer Application Intake Checklist

Transfer # T- 14621

Reviewer <u>South</u>	Type of Change(s) Proposed: <u>MUST INCLUDE A CHANGE IN PLACE OF USE</u>
Date <u>3-6-25</u>	<input checked="" type="checkbox"/> POU <input type="checkbox"/> POU/POD <input type="checkbox"/> POU/APOD <input type="checkbox"/> POU/POA <input type="checkbox"/> POU/APOA
Calculated Fee \$ <u>960.80</u>	Fee Received \$ <u>960.80</u>
Certificate(s):	Check <u>ALL</u> Certs in WRIS to confirm they are not cancelled
For multiple certificates, does application meet requirement of OAR 690-380-3220? If no, why? Use the flow chart for multiple Certs	<input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A
Notes:	

Application: OAR 690-380-3000; OAR 690-380-3220			
1.	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	Have <u>ALL</u> of the applicant's signed and dated the application? If no, whose signature is missing?	
2.	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	Part 5 of application: Does the information match the description of the explanation on Part 4 of the application?	
3.	<input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A	For multiple certificates: Each certificate proposed for transfer has their own separate completed Part 5, Tables 1 & 2? If no, which certificate(s) are missing separate Part 5, Tables 1 & 2?	

Map Requirements: OAR 690-380-3100			
4.	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	Map included and meets mapping requirements?	
5.	<input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A	Map Waiver? The map waiver must be issued by the Department	
Notes:			

Attachments: OAR 690-380-3000			
6.	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	Evidence of Use included, signed, & notarized w/supporting documentation?	
	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	Current recorded deed for the land from which the authorized place of use is temporarily being moved included?	
	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> N/A	Affidavit of Consent from Landowner(s) described on the deed?	
7.	<input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A	Land Use Form included and signed by the County?	
8.	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> N/A	District: Place of use is in <u>or</u> near an irrigation district?	
	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	If Yes, is Form D included? Name of the District	
9.	<input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A	For changes in POA/APOA – are the well logs included?	
10.	<input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A	For change in POU within Umatilla County, Supplemental Form U included?	

<input checked="" type="checkbox"/>	Application complete: no deficiencies identified, assign a T-number and put this checklist in T-folder.
<input type="checkbox"/>	Application DEFICIENT: DO NOT accept - return to applicant with letter explaining deficiencies identified.

**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 # **144817**

INVOICE # \_\_\_\_\_

RECEIVED FROM: Pollock and Son, Inc.

BY: \_\_\_\_\_

APPLICATION	
PERMIT	
TRANSFER	T-14621

CASH: ☐ CHECK: # 30922 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 760.80

**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 46.110 \$ \_\_\_\_\_

0410 RESEARCH FEES \$ \_\_\_\_\_

0408 MISC REVENUE: (IDENTIFY) \$ \_\_\_\_\_

TC162 DEPOSIT LIAB. (IDENTIFY) \$ \_\_\_\_\_

0240 EXTENSION OF TIME \$ \_\_\_\_\_

**WATER RIGHTS:**

0201 SURFACE WATER EXAM FEE 0202 \$ \_\_\_\_\_ RECORD FEE \$ \_\_\_\_\_

0203 GROUND WATER EXAM FEE 0204 \$ \_\_\_\_\_

0205 TRANSFER EXAM FEE 760.80 \$ \_\_\_\_\_

**WELL CONSTRUCTION**

0218 WELL DRILL CONSTRUCTOR EXAM FEE 0219 \$ \_\_\_\_\_ LICENSE FEE \$ \_\_\_\_\_

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:

**144817**

DATED:

3-5-25

BY:

m mill



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



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

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

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

**FOR ALL TEMPORARY TRANSFER APPLICATIONS**

Received

MAR 05 2025

OWRD

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

- ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ Part 2 – Completed Temporary Transfer Application Map Checklist.
- ☒ Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the online fee calculator at:  
[http://apps.wrd.state.or.us/apps/misc/wrd\\_fee\\_calculator](http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator).
- ☒ Part 4 – Completed Applicant Information and Signature.
- ☒ Part 5 – Information about Transferred Water Rights: **How many water rights are to be transferred? 1 List them here: 76617**  
Please include a separate Part 5 for each water right. (See instructions on page 6)
- ☒ ☐ N/A For standard Temporary Transfer (one to five years) **Begin Year: 3/1/2025**  
**End Year: 10/31/2025.**
- ☐ ☒ N/A Temporary Drought Transfer (Only in counties where the Governor has declared drought)

**Attachments:**

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

**(For Staff Use Only)**

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

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

Other/Explanation \_\_\_\_\_

Staff: \_\_\_\_\_ Phone: \_\_\_\_\_ Date: \_\_\_\_/\_\_\_\_/\_\_\_\_

14621 -



## 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



### Part 3 of 5 – Fee Worksheet

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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 <b>Pollock &amp; Son, Inc c/o Bryce Pollock</b>			PHONE NO. <b>(541) 720-1781</b>	ADDITIONAL CONTACT NO.
ADDRESS <b>78691 AGNEW ROAD</b>			FAX NO.	
CITY <b>HERMISTON</b>	STATE <b>OR</b>	ZIP <b>97838</b>	E-MAIL <b>'BRYCE POLLOCK' &lt;BRYCEPOLLOCK16@GMAIL.COM&gt;</b>	
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 <b>WILLIAM PORFELY</b>			PHONE NO. <b>(541) 561-7259</b>	ADDITIONAL CONTACT NO.
ADDRESS <b>P.O. BOX 643</b>			FAX NO.	
CITY <b>STANFIELD</b>	STATE <b>OR</b>	ZIP <b>97875</b>	E-MAIL <b>WPORFELY@GMAIL.COM</b>	
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 grow watermelons under drip irrigation and maintain the land owners' water right in good standing.**

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.

 Applicant signature	<b>Bryce Pollock</b> Print Name (and Title if applicable)	<b>2-28-25</b> 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.

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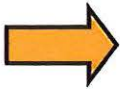


☒ Check here if any of the water rights proposed for transfer are or will be located within or served by an irrigation or other water district. (NOTE: If this box is checked, you must complete and attach Supplemental Form D.)

DISTRICT NAME WESTLAND IRRIGATION DISTRICT	ADDRESS P.O. Box 944	
CITY HERMISTON	STATE OR	ZIP 97838

☐ 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 UMATILLA COUNTY	ADDRESS 216 S.E. 4TH	
CITY Pendleton	STATE OR	ZIP 97801

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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## Part 5 of 5 – Water Right Information

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

### Water Right Certificate # 76617

#### Description of Water Delivery System

System capacity: .26 cubic feet per second (cfs) OR  
\_\_\_\_\_ gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. The well is equipped with a 15 horse power submersible pump. A 8-inch portable pipeline will deliver the water to a drip line irrigation system which will be used to irrigate the watermelons.

**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)
<u>Well</u>	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	<u>UMAT 1552</u>	<u>4</u>	<u>N</u>	<u>27</u>	<u>E</u>	<u>25</u>	<u>NE</u>	<u>SE</u>		<u>450 south and 850 feet West from the E 1/4 corner, section 25</u>
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed										

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

- |   |   |
|---|---|
| <input checked="" type="checkbox"/> Place of Use (POU)        | <input type="checkbox"/> Appropriation/Well (POA)                 |
| <input type="checkbox"/> Point of Diversion (POD)             | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Additional Point of Diversion (APOD) |   |

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

- |   |   |
|---|---|
| <input type="checkbox"/> Place of Use (POU)       | <input type="checkbox"/> Point of Appropriation/Well (POA)        |
| <input type="checkbox"/> Character of Use (USE)   | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Point of Diversion (POD) | <input type="checkbox"/> 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.

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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 # 76617**

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 change. If more than one POD/POA, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands) The listing that appears on the Certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.													Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.													
Twp	Rng		Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp		Rng		Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date			
4	N	27	E	25	NE	SE	500		1.1	IRR	WELL	6/3/1968	POU	4	N	27	E	25	SW	SE	500		2.0	IRR	WELL	6/3/1968	
4	N	27	E	25	NW	SE	500		1.0	IRR	WELL	6/3/1968	POU	4	N	27	E	25	SE	SE	500		2.0	IRR	WELL	6/3/1968	
4	N	27	E	25	SW	SE	500		.6	IRR	WELL	6/3/1968	POU														
4	N	27	E	25	SE	SE	500		1.3	IRR	WELL	6/3/1968	POU														
TOTAL ACRES									4.0																		
										TOTAL ACRES															4.0		

Additional remarks: \_\_\_\_\_

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**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: N/A

- ☐ 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](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 N/A**

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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# Application for Water Right Transfer Evidence of Use Affidavit



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

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

State of Oregon )  
 ) ss  
County of UMATILLA)

I, BRYCE POLLOCK, in my capacity as LEASEE,

mailing address 78691 AGNEW ROAD HERMISTON, OR 97838

telephone number (541)720-1781, 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 # 76617; 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)

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(continues on reverse side)

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

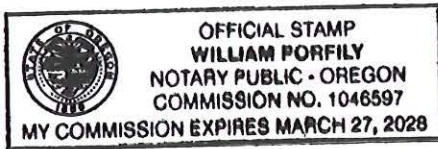
4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

Byron Pullark  
Signature of Affiant

2-28-25

Date

Signed and sworn to (or affirmed) before me this 28 day of Feb, 2025.



William Porfily  
Notary Public for Oregon

My Commission Expires: \_\_\_\_\_

Supporting Documents	Examples
<input type="checkbox"/> Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of <b>confirming</b> water right certificate that shows issue date
<input type="checkbox"/> Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"><li>• Power usage records for pumps associated with irrigation use</li><li>• Fertilizer or seed bills related to irrigated crops</li><li>• Farmers Co-op sales receipt</li></ul>
<input type="checkbox"/> Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"><li>• District assessment records for water delivered</li><li>• Crop reports submitted under a federal loan agreement</li><li>• Beneficial use reports from district</li><li>• IRS Farm Usage Deduction Report</li><li>• Agricultural Stabilization Plan</li><li>• CREP Report</li></ul>
<input checked="" type="checkbox"/> Aerial photos containing sufficient detail to establish location and date of photograph  <u>Google Earth Aerial Photos and maps depicting temporary transfers from the last 5 years</u>  <u>Photos from 2021 and 2023</u>	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 – <a href="http://www.oregonexplorer.info/imagery">www.oregonexplorer.info/imagery</a> OWRD – <a href="http://www.wrd.state.or.us">www.wrd.state.or.us</a> Google Earth – <a href="http://earth.google.com">earth.google.com</a> TerraServer – <a href="http://www.terraserver.com">www.terraserver.com</a>
<input type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number <b>Received</b>

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# Evidence of use

T4N R27E SEC 25  
4/2021

4/2021

2023

Feo Ex Freight

Stable Rd

Stable Rd

Westland Rd

Stable Rd

Triple M Truck S

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Stable Rd

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South Frontage Westland Rd



# Evidence of Use

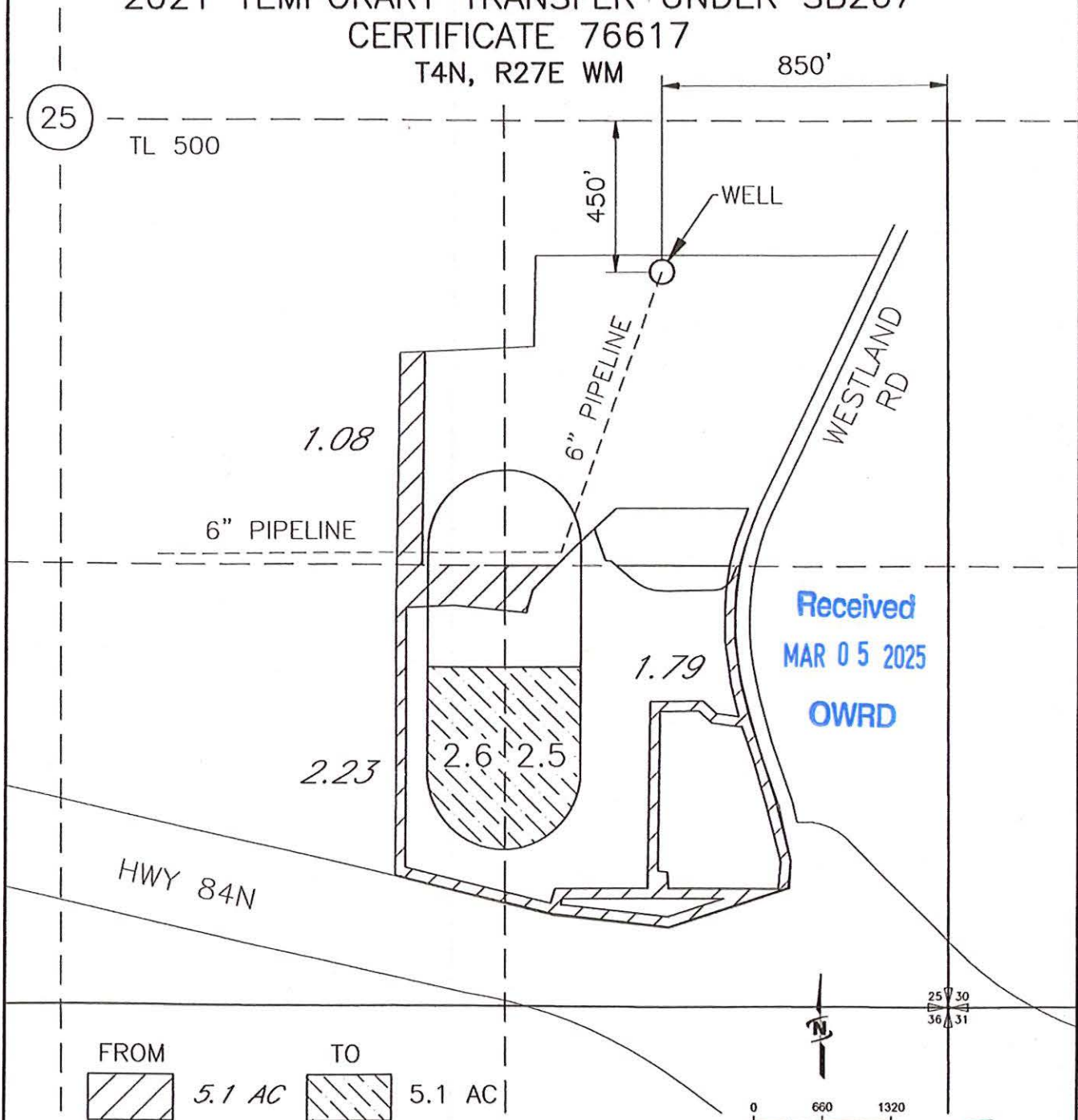
T4N R27E SEC 25  
5/2023



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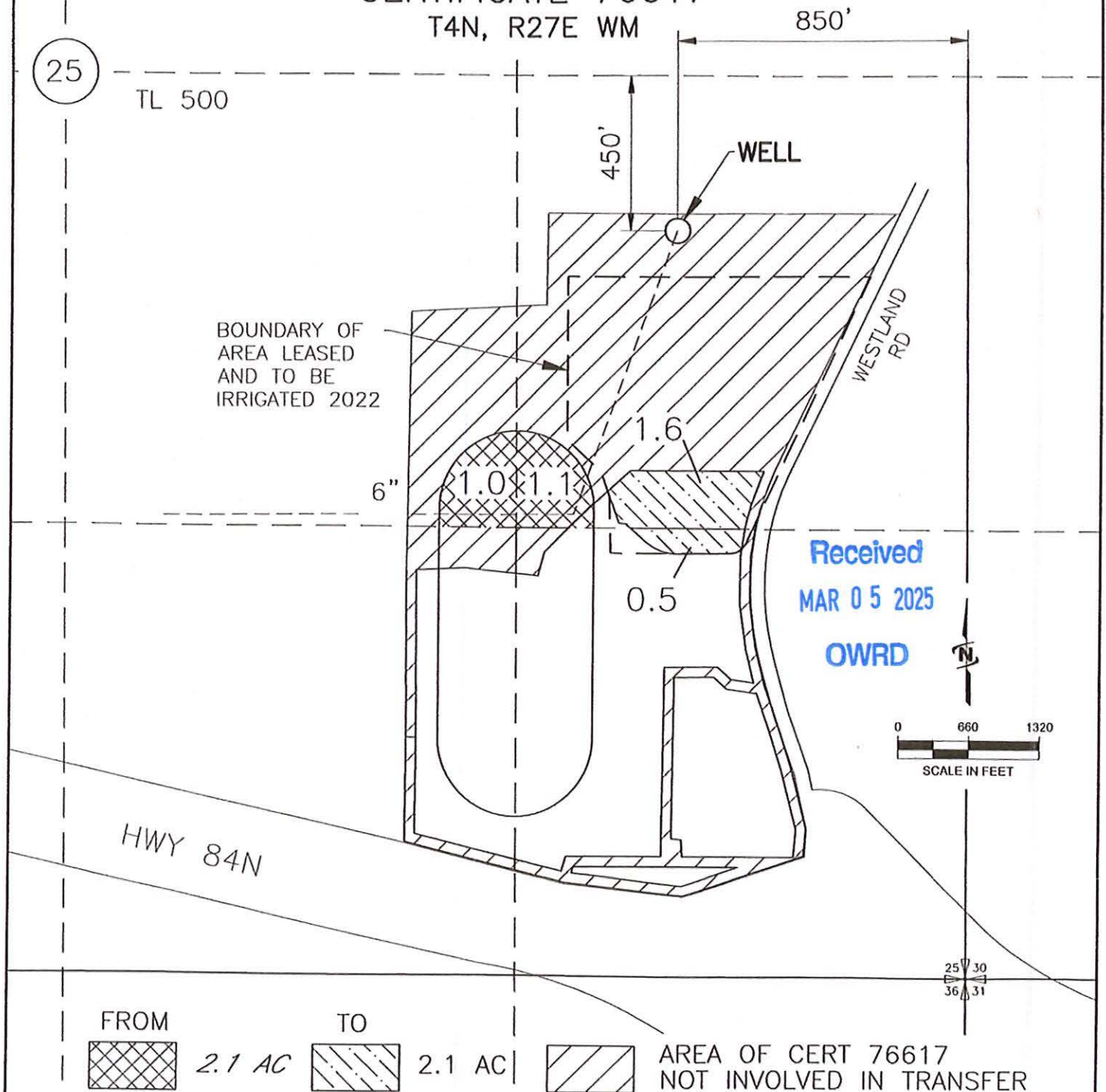
WESTLAND IRRIGATION DISTRICT  
 SAM POLLOCK  
 2021 TEMPORARY TRANSFER UNDER SB267  
 CERTIFICATE 76617  
 T4N, R27E WM



NOTE:  
 THE PURPOSE OF THIS MAP IS TO IDENTIFY THE APPROXIMATE LOCATION OF THE WATER RIGHT. IT IS NOT  
 INTENDED TO PROVIDE INFORMATION RELATIVE TO THE LOCATION OF PROPERTY OWNERSHIP BOUNDARY LINES.  
 DRAWING: \\KWKFILES\Public\Project\30-08-016 - Porfity Water Rights Consulting\00 Misc Engineering\Cad\POLLOCK\30-08-016 POLLOCK 2021.dwg  
 PRINTED BY: kvaldovinos on 04/06/21 02:28 PM



WESTLAND IRRIGATION DISTRICT  
 SAM POLLOCK  
 2022 TEMPORARY TRANSFER UNDER SB267  
 CERTIFICATE 76617  
 T4N, R27E WM



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 OWRD

0 660 1320  
 SCALE IN FEET

25 30  
 36 31

NOTE:  
 THE PURPOSE OF THIS MAP IS TO IDENTIFY THE APPROXIMATE LOCATION OF THE WATER RIGHT. IT IS NOT  
 INTENDED TO PROVIDE INFORMATION RELATIVE TO THE LOCATION OF PROPERTY OWNERSHIP BOUNDARY LINES.

DRAWING: \\KWKFILES\Public\Project\30-08-016 - Porfily Water Rights Consulting\00 Misc Engineering\Cad\POLLOCK\2022\30-08-016\_POLLOCK-TRANSFER.dwg  
 PRINTED BY: kvoldovinos on 01/31/22 04:37 PM

**JUB**  
 J-U-B ENGINEERS, INC.

14621 -



TRANSFER T-14250

TL 500

6"

450'

✓WELL

3.2 AC.

1.9 AC

—1.3 AC

OWRD

HWY 84N

TO

### 3.2 AC

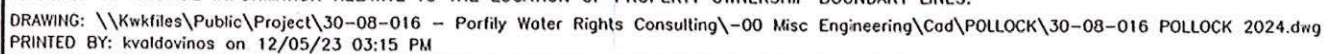
### 3.2 AC

DRAWING: \\KWKFILES\Public\Project\30-08-016 - Porfly Water Rights Consulting\00 Misc Engineering\Cad\POLLOCK\30-08-016 POLLOCK FROM 2023 lt.dwg  
PRINTED BY: kvaldovinos on 05/01/23 07:10 AM



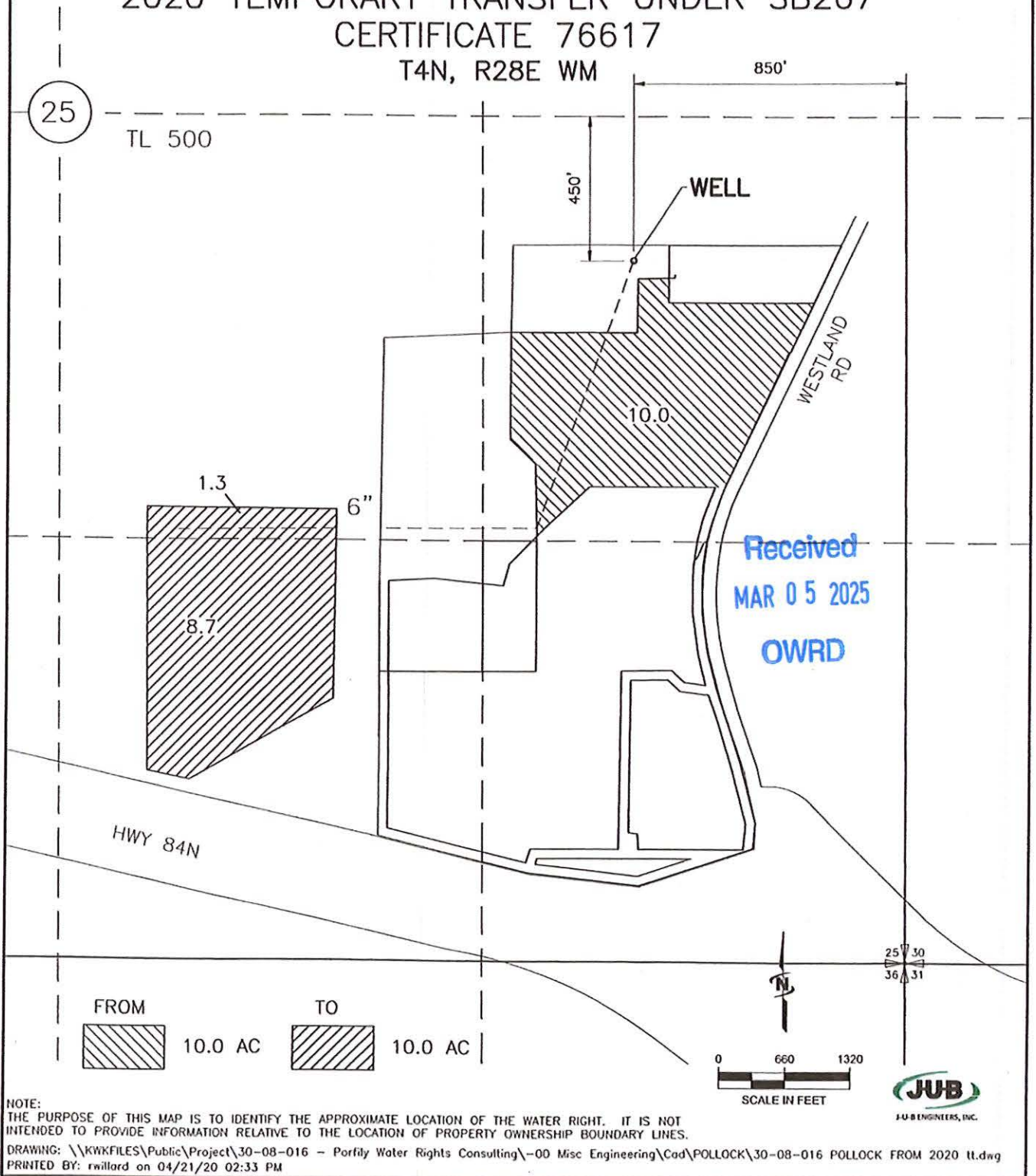
JUB ENGINEERS, INC.

TRANSFER T-14373





WESTLAND IRRIGATION DISTRICT  
 SAM POLLOCK  
 2020 TEMPORARY TRANSFER UNDER SB267  
 CERTIFICATE 76617  
 T4N, R28E WM



## Supplemental Form D

### Water Right Transfers Within the Boundaries of or Served by an Irrigation District or other Water Supplier (Association, Ditch Co., etc.)

[For transfers submitted under OAR Chapter 690 Division 380]



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

The Department requires non-district applicants to communicate with districts/water suppliers during the planning and preparation of transfer applications involving water rights having a point of diversion or appropriation (POD/POA) or place of use (POU) served by or located within the boundaries of an irrigation district, or other type of water supplier to which assessments are paid. In some cases consent will be required from the district or water supplier.

This form must be included with any transfer application that involves rights served by or located within the boundaries of a district or other type of water supplier.

#### 1. APPLICANT INFORMATION

NAME <b>POLLOCK &amp; SONS, INC C/O BRYCE POLLOCK</b>			PHONE (HM)	
PHONE (WK) <b>541-720-1781</b>		CELL		FAX
ADDRESS <b>78691 AGNEW ROAD</b>				
CITY <b>HERMISTON</b>	STATE <b>OR</b>	ZIP <b>97838</b>	E-MAIL** <b>'BRYCE POLLOCK' &lt;BRYCEPOLLOCK16@GMAIL.COM&gt;</b>	

#### 2. DISTRICT or WATER SUPPLIER INFORMATION

DISTRICT/WATER SUPPLIER NAME <b>WESTLAND IRRIGATION DISTRICT</b>			PHONE (HM) <b>Received</b>	
PHONE (WK) <b>541-667-2030</b>		CELL		FAX <b>MAR 05 2025</b>
ADDRESS <b>P.O. Box 944</b>				
CITY <b>HERMISTON</b>	STATE <b>OR</b>	ZIP <b>97838</b>	E-MAIL** <b>CURTIS@WESTLANDIRRIGATION.COM</b>	

\*\* By providing an e-mail address, the applicant and/or the district/water supplier consents to receive all correspondence from the Department electronically. Copies of final order documents will also be mailed.

#### 3. WATER RIGHTS ISSUED IN THE NAME OF, or LOCATED WITHIN, or SERVED BY AN IRRIGATION DISTRICT, OTHER DISTRICT, OR WATER SUPPLIER

a. List the water right(s) involved in this transfer:

	Application / Decree	Permit / Previous Transfer	Certificate	Is the water right in the name of a district, water supplier, or BOR*?
1.	<b>G-4427</b>	<b>G-4171</b>	<b>76617</b>	YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>
2.	-	-	-	YES <input type="checkbox"/>
3.	-	-	-	YES <input type="checkbox"/>

Attach additional pages for additional water rights if necessary.

\*Bureau of Reclamation



- b. Determine a district's/water supplier's connection to your points of diversion (POD) or appropriation (POA) and places of use (POU). [You may need to consult with your district/water supplier.]

**CURRENT ASSOCIATIONS** Please answer the following "yes" or "no" questions:

- YES ☐ NO ☒ One or more of the current POD(s) / POA(s) involved in the transfer are served by a district/water supplier or rely on BOR water.
- YES ☐ NO ☒ All or a portion of the current POU involved in this proposed transfer receives water for either primary or supplemental irrigation from the district/water supplier; i.e., the POU is currently layered with a district or BOR water supplied water right(s).

**PROPOSED ASSOCIATIONS** Please answer the following "yes" or "no" questions:

- YES ☐ NO ☒ One or more of the proposed POD(s) / POA(s) involved in the transfer are currently served or will be served by a district/water supplier if the transfer is approved, or rely on BOR water.
- YES ☐ NO ☒ All or a portion of the proposed POU involved in this proposed transfer currently receives or will receive either primary or supplemental irrigation from the district/water supplier; i.e., the POU will be layered with a district/water supplier or BOR water supplied water right(s).

COMMENTS OR ADDITIONAL INFORMATION **IT'S A PRIVATELY OWNED WELL LOCATED INSIDE A DISTRICT**

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**4. APPLICANT'S SIGNATURE**

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- (1) I certify that I have notified the district/water supplier about the proposed water right transfer application by [check one]:

☒ email, ☐ phone, ☐ postal mail, ☐ in person, or ☐ other (please specify) \_\_\_\_\_

- (2) I certify that to the best of my knowledge the information contained in this Supplemental Form D is true and accurate.

Bryce Pollock  
Applicant Signature

Bryce Pollock  
Name (print)

2-28-25  
Date

**5. (WHEN REQUIRED) DISTRICT or WATER SUPPLIER CONSENT TO THE PROPOSED WATER RIGHT TRANSFER**

District Manager or Water Supplier consent is required if any box on this form is marked "YES."

The district/water supplier certifies the following:

- (1) The district/water supplier has reviewed the applicant's proposed water right transfer application and maps; and

- (2) The district/water supplier consents to the proposed water right transfer application.

YES ☐ NO ☒ After proof of completion, the confirming water right certificate is to remain in the name of the U.S. Bureau of Reclamation or the district/water supplier.

YES ☐ NO ☒ The district/water supplier will be responsible for submitting the claim of beneficial use prepared by a Certified Water Rights Examiner (CWRE).

\_\_\_\_\_  
Signature of District Manager /Water Supplier

\_\_\_\_\_  
Name (print), Title

\_\_\_\_\_  
Date

# Application for Water Right Transfer



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

## Consent by Deeded Landowner

State of Massachusetts )  
 )ss  
County of Middlesex )

I Edward M. Thomas in my capacity as Asst. Secretary

of TA Operating LLC, a Delaware limited liability company, mailing address 255

Westington St., Newton, MA telephone number (617) 421-5407, duly  
02458

sworn depose and say that I consent to the proposed change(s) to Water Right Certificate

Number 76617 described in a one (1) year 2025 Water Right Transfer Application (OWRD file

number not yet assigned), submitted by Pollock & Son, Inc. on the property in tax lot number

500, in the SE ¼ of Section 25, Township 4 North, Range 27 East, W.M., located at the

intersection of Westland Road and Stable Lane in Hermiston, Oregon.

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MAR 05 2025

TA Operating LLC

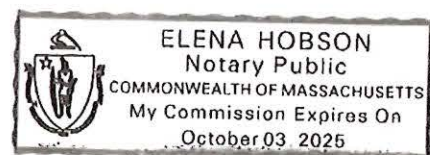
OWRD

By: Ed M. Thomas Name/Title: Edward M. Thomas Date 2/3/25  
Signature of Affiant Asst. Secretary

Subscribed and Sworn to before me this 3<sup>rd</sup> day of February, 2025.

[Signature]  
Notary Public for Massachusetts

My commission expires 10/3/25.





376 0017

WARRANTY DEED

RECEIVED

SEP 14 2000

GERTRUDE M. JOHNSON,  
Grantor(s) hereby grant, bargain, sell, warrant and convey to:  
PETRO STOPPING CENTERS, L.P. A DELAWARE LIMITED PARTNERSHIP,  
Grantee(s) and grantee's heirs, successors and assigns the following described  
real property, free of encumbrances except as specifically set forth herein in  
the County of UMATILLA and State of Oregon, to wit:

SEE EXHIBIT A WHICH IS MADE A PART HEREOF BY THIS REFERENCE  
4N 27 1403 8-3 116884

SUBJECT TO: all those items of record and those apparent upon the land, if  
any, as of the date of this deed and those shown below,\*if any:  
and the grantor will warrant and forever defend the said premises and every  
part and parcel thereof against the lawful claims and demands of all persons  
whomsoever, except those claiming under the above described encumbrances.

\*SEE SCHEDULE I ATTACHED HERETO

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

The true and actual consideration for this conveyance is  
PURSUANT TO AN IRC 1031 TAX DEFERRED EXCHANGE ON BEHALF OF GRANTOR

Until a change is requested, all tax statements shall be sent to Grantee at the  
following address: 6080 SURETY DRIVE, EL PASO, TX 79905

Dated this 7 day of September, 2000.



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*Gertrude M. Johnson*  
GERTRUDE M. JOHNSON,



State of Oregon  
County of UMATILLA

This instrument was acknowledged before me on September 7, 2000 by  
GERTRUDE M. JOHNSON.

*Marcy M Rosenberg*  
(Notary Public for Oregon)

My commission expires

ESCROW NO. HT-34231PA

Return to:  
PETRO STOPPING CENTERS, L.P. A DELAWARE LIMITED PARTNERSHIP  
6080 SURETY DRIVE  
EL PASO, TX 79905

State of Oregon )  
County of Umatilla )

This instrument was received  
and recorded on

09-14-00 at 11:20

In the record of document  
code type DE-WD

Location R376-0017  
Document number 2000-3760017  
Fee 41.00

Office of County Records

*Deann Hemphill*  
Records Officer

Received

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**SCHEDULE I**

***Permitted Exceptions***

1. 2000-2001 State, County and School Taxes and thereafter, which constitute a lien against the property, but are not now due and payable.
2. Reservations of coal and iron, including the terms and provisions thereof, reserved in deed from Northern Pacific Railway Company to J. Frank Watson, recorded July 17, 1905, in Book 48, Page 115, Umatilla County Deed Records.
3. Right of Way for Electric Transmission and Distributing Lines, including the terms and provision thereof, in favor of Umatilla Electric Cooperative Association, recorded September 6, 1949 in Book 190, Page 140, Umatilla County Deed Records.
4. Access Restrictions, including the terms and provisions thereof as conveyed to the State of Oregon, by and through its State Highway Commission, by deed recorded April 20, 1966, in Book 284, Page 221, Umatilla County Deed Records.

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*Legal Description*  
*File No. 34231*



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*Tract A:*

Commencing at the Southeast corner of Section 25, Township 4 North, Range 27, East of the Willamette Meridian; thence North  $72^{\circ}24'37''$  West a distance of 1085.54 feet to the point of beginning of this description, said point being the intersection of the North line of that tract of land described as Parcel No. 1 conveyed from Doris S. Bounds to the Oregon State Highway Commission by Deed Recorded in Book 284, Page 221, Deed Records and the East line of the Meadow Valley County Road as described in Bargain and Sale Deed recorded in Book 228, Page 539, of the Umatilla County Deed Records; thence North  $24^{\circ}34'30''$  East along the Easterly line of the said Meadow Valley County Road a distance of 978.94 feet to a point that is on the Westerly line of that tract of land described as Parcel No. 3 conveyed from Doris S. Bounds to the Oregon State Highway Commission by Deed Recorded in Book 284, Page 221, Deed Records, said point being 50.00 feet North  $88^{\circ}04'22''$  West from Engineer's center line Station "MV2" 6+08.90 P.O.C. as described in the said parcel No. 3; thence along the Westerly line of the said Parcel No. 3, a distance of 234.62 feet along the arc of a 1004.94 foot radius circular curve to the left (long chord of which bears South  $04^{\circ}45'40''$  East a distance of 234.09 feet) to a point said point being South  $78^{\circ}33'00''$  West, 50.00 feet from Engineer's Centerline Station "MB2" 8+31.82 P.C.S. as described in the said Parcel No. 3;

thence South  $11^{\circ}35'41''$  East continuing along the Westerly line of the said Parcel No. 3, a distance of 247.76 feet to a point, said point being South  $71^{\circ}21'00''$  West 70 feet from Engineer's Centerline Station "MV2" 10+71.82 P.T. as described in the said Parcel No. 3; thence South  $18^{\circ}39'$  East continuing along the Westerly line of the said Parcel No. 3 a distance of 296.58 feet to a point, said point being South  $71^{\circ}21'00''$  West 70.00 feet from Engineer's Centerline Station "MV2" 13+68.40 P.O.T., said point also being the North line of the said Parcel No. 1 and North  $12^{\circ}53'06''$  East 501.72

feet from Engineer's Centerline Station "EB" 923+00 as described in the said Parcel No. 1; thence South  $12^{\circ}53'06''$  West and along the Northwesternly line of the said Parcel No. 1 a distance of 101.72 feet a point that is North  $12^{\circ}53'06''$  East, 400.00 feet of Engineer's Centerline Station "EB" 923.00 as described in said Parcel No. 1; thence South  $79^{\circ}27'23''$  West and along the Northerly line of the said Parcel No. 1, a distance of 326.96 feet to a point that is North  $12^{\circ}53'06''$  East 270.00 feet of Engineer's Centerline Station "EB" 920+00 as described in the said Parcel No. 1; thence North  $83^{\circ}32'02''$  West and continue along the Northerly line of the said Parcel No. 1 a distance of 228.52 feet to the point of beginning of this description;

All being in the Southeast Quarter of Section 25, Township 4 North, Range 27, East of the Willamette Meridian, Umatilla County, Oregon;

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Tract B:

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Commencing at the Southeast corner of Section 25, Township 4 North, Range 27, East of the Willamette Meridian; thence North  $75^{\circ}57'28''$  West a distance of 2467.14 feet to the point of beginning of this description, said point also being North  $12^{\circ}53'06''$  East a distance of 205.00 feet from Engineer's centerline station "EB" 903+88.04 as described in Parcel No. 1 conveyed from Doris S. Bounds to the Oregon State Highway Commission by Deed recorded in Book 284, Page 221, Deed Records, said point also being on the North line of the said Parcel No. 1; thence North  $00^{\circ}33'53''$  West and parallel to the East line of the said Section 25 a distance of 1668.06 feet to a point on the South line extended of that parcel described in Book 101, Page 307, Deed Records; thence North  $89^{\circ}26'07''$  East and at right angles to the East line of the said Section 25 and also along the South line and South line extended of that tract of land conveyed to School District No. 8, as recorded in Book 101, Page 307, Umatilla County Deed Records a distance of 2205.72 feet to a point on the Westerly line of the Meadow Valley County Road as described in Bargain and Sale Deed recorded in Book 228, Page 539, Deed Records; thence South  $24^{\circ}34'30''$  West along the Westerly line of the said Meadow Valley County Road a distance of 2147.50 feet to a point on the Northerly line of the said Parcel No. 1; thence North  $83^{\circ}32'02''$  West along the Northerly line of the said Parcel No. 1 a distance of 110.87 feet to a point that is North  $12^{\circ}53'06''$  East 225.00 feet of Engineers centerline Station "EB" 916+00 as described in the said Parcel No. 1; thence North  $79^{\circ}58'39''$  West and continuing along the Northerly line of the said Parcel No. 1, a distance of 400.50 feet to a point that is North  $12^{\circ}53'06''$  East 205.00 feet of Engineer's centerline Station "EB" 912+00 as described in the said Parcel No. 1; thence North  $77^{\circ}06'54''$  West and continuing along the Northerly line of the said Parcel No. 1, a distance of 811.96 feet to the point of beginning of this description;

All being in the Southeast quarter of Section 25, Township 4 North, Range 27, East of the Willamette Meridian and within Umatilla County, Oregon.

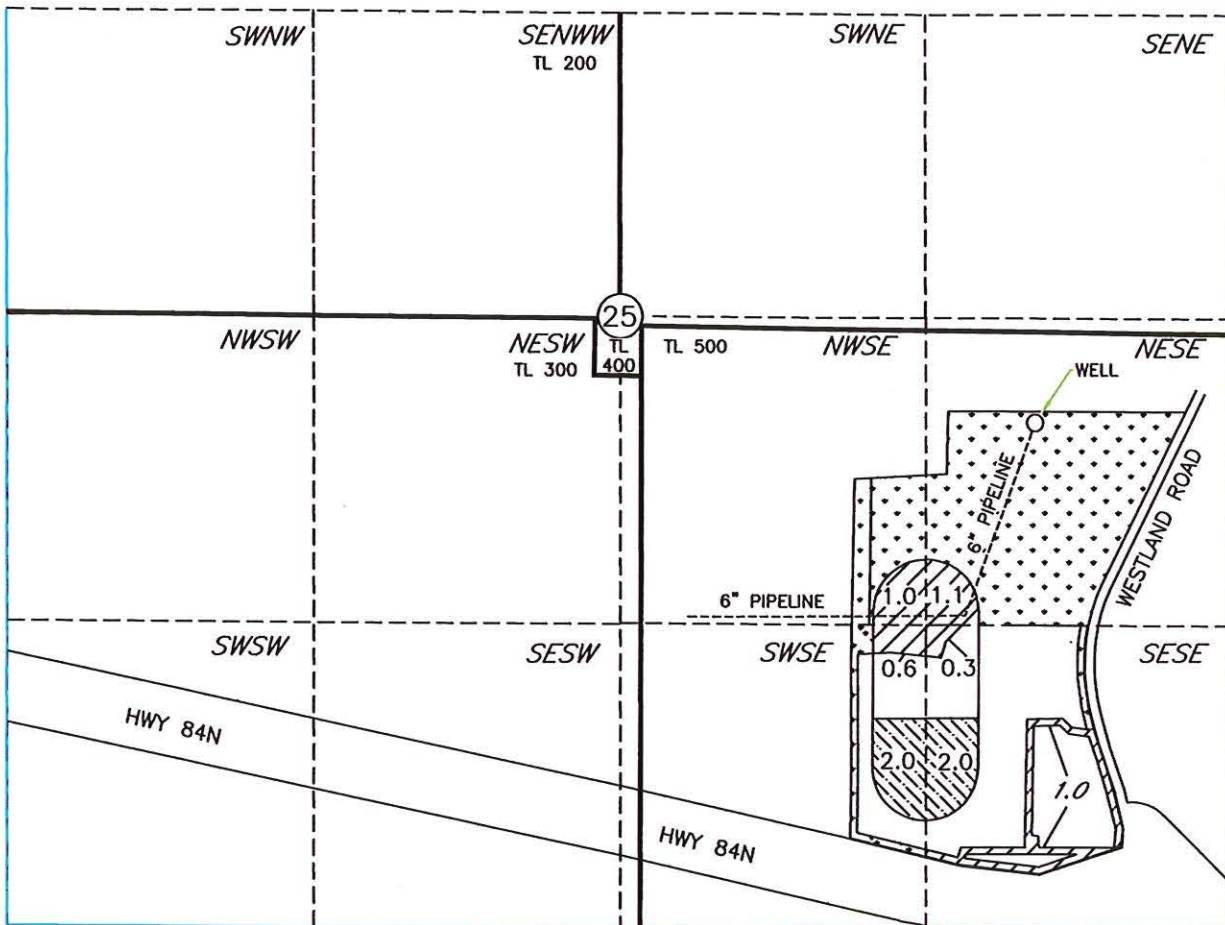
Also all that portion of vacated Meadow Valley County Road, recorded August 9, 1991 in Reel 209, Page 391, Umatilla County Microfilm Records.

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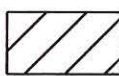
OWRD



POLLOCK AND SONS INC. C/O BRYCE POLLOCK  
 2025 TEMPORARY TRANSFER  
 INVOLVING CERTIFICATE 76617  
 T4N, R27E WM



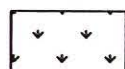
— TAX LOT LINE



FROM  
4.0 AC



TO  
4.0 AC



AREA OF CERT 76617  
NOT INVOLVED

WELL IS LOCATED: NE 1/4 SE 1/4, SECTION 25, TOWNSHIP 4 NORTH,  
 RANGE 27 EAST, W.M.; 450' SOUTH AND 850' WEST FROM THE E 1/4  
 CORNER OF SECTION 25

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NOTE:  
 THE PURPOSE OF THIS MAP IS TO IDENTIFY THE APPROXIMATE LOCATION OF THE WATER RIGHT. IT IS NOT  
 INTENDED TO PROVIDE INFORMATION RELATIVE TO THE LOCATION OF PROPERTY OWNERSHIP BOUNDARY LINES.

