

Temporary

T-14427

Name Jason KlempAddress PO Box 51
Blachly, OR 97412
lakecrick@hotmail.comChange in POU, POD
Date Filed 3/26/2024
Initial notice date 4/2/2024
DPD issued date _____
PD issued date _____
PD notice date _____
Date of FO 7/26/2024 Vol 131 Page 714-716C-Date _____
COBU due date _____
COBU Received date _____
Certificate issued _____Assignments: _____

Irrigation District _____

Agent _____

CWRE _____

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

DESCRIPTION OF WATER RIGHT(S)

Name of Stream	<u>Lake Creek</u>	Date	<u>3-26-2024</u>	FEES PAID Amount	<u>\$968.90</u>	Receipt #	<u>142602</u>
Trib. of	<u>Siuslaw River</u>						
Use	<u>Irrigation</u>	County	<u>Lane</u>				
Quantity of water (CFS)		No. of Acres					
Name of ditch							
App#	<u>S-17511</u>	Per #	<u>S-13216</u>	Cert #	<u>24386</u>	PR Date	<u>8-13-1938</u>
App#		Per #		Cert #		PR Date	
App#		Per #		Cert #		PR Date	
App#		Per #		Cert #		PR Date	
App#		Per #		Cert #		PR Date	

				FEES REFUNDED Amount	Receipt #



Oregon

Tina Kotek, Governor

Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301

Phone 503 986-0900

Fax 503 986-0904

July 26, 2024

Jason Klemp
PO Box 51
Blachly, OR 97412

Reference: Transfer Application T-14427

The above referenced transfer application was denied in the records of the Water Resources Department on July 26, 2024, by Special Order Volume 131, Page 714 (copy enclosed).

The transfer application is of no further force or effect.

If you have any questions related to the approval of this transfer, you may contact your caseworker, Scott Grew, by telephone at (503) 986-0890 or by e-mail at Scott.a.grew@water.oregon.gov.

Sincerely,

Elyse D. Richman
Water Right Services Support
Transfers and Conservation Section

cc: Lanaya F. Blakely, Watermaster Dist. # 2 (via email)
Lane County, Local Government

Enclosure

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Transfer Application	)	FINAL ORDER DENYING A TEMPORARY
T-14427, Lane County	)	CHANGE IN PLACE OF USE AND POINT 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

JASON KLEMP
PO BOX 51
BLACHLY, OR 97412

Findings of Fact

1. On March 26, 2024, Jason Klemm filed an application to temporarily change the place of use and to change the point of diversion to serve the proposed place of use under Certificate 24386 for a period of 5 years. The Department assigned the application number T-14427.
2. Notice of the application for transfer was published on April 4, 2024, pursuant to OAR 690-380-4000.

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

Certificate: 24386 in the name of F. L. NORTON (perfected under Permit S-13216)

Use: IRRIGATION of 7.0 ACRES

Priority Date: AUGUST 13, 1938

Rate: 0.09 CUBIC FOOT PER SECOND

Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to 0.0133

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.

of one foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion at the stream of not to exceed 1 acre foot per acre for each acre irrigated during any 30-day period and shall be still further limited to a diversion at the stream of not to exceed 2.5 acre feet per acre for each acre irrigated during the irrigation season of each year.

Source: LAKE CREEK, a tributary of SIUSLAW RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
16 S	7 W	WM	16	NE NW	NOT DESCRIBED IN CERTIFICATE

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
16 S	7 W	WM	16	NE NW	7.0

4. The Department received information from the applicant that describes the location of the authorized point of diversion for Certificate 24386 as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
16 S	7 W	WM	16	NE NW	300 FEET SOUTH AND 145 FEET EAST FROM THE NW CORNER OF SECTION 16

5. Temporary Transfer Application T-14427 proposes to temporarily change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
16 S	7 W	WM	2	SW NE	7.0

6. A change in point of diversion is necessary to convey the water to the proposed temporary place of use. Temporary Transfer Application T-14427 proposes to move the authorized point of diversion approximately 3.1 miles upstream to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
16 S	7 W	WM	2	SW NE	3106 FEET NORTH AND 2162 FEET WEST OF THE SE CORNER OF SECTION 2

Temporary Transfer Review Criteria

7. 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.
8. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing right are present.

9. 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 right, as required by ORS 540.523(7).
10. The proposed changes would result in injury to other water rights.

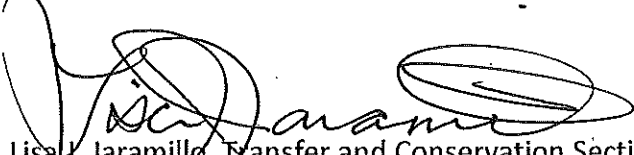
Conclusions of Law

The temporary change in place of use and point of diversion to convey water to the temporary place of use proposed in Temporary Transfer Application T-14427 are not 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 and change in point of diversion to convey water to the temporary place of use proposed in Temporary Transfer Application T-14427 are denied.

Dated in Salem, Oregon on **JUL 26 2024**



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

Mailing Date: **JUL 29 2024**

WATER RIGHT TRANSFER COVER SHEET

Transfer: T-14427

Transfer Specialist: Scott

Transfer Type: Temporary Transfer

DROUGHT? ☐

<u>Applicant:</u> Jason Klemp PO Box 51 Blachly, OR 97412	<u>Agent:</u>	<u>Receiving Landowner:</u>
<u>Current Landowner if other than Applicant:</u>	<u>CWRE:</u>	<u>Irrigation District:</u>
<u>Affected Local Gov'ts:</u> Lane County	<u>Affected Tribal Gov't:</u>	<u>BOR Notified (date):</u>

Water Rights Affected

File Marked	App. File # or Decree Name	Permit	Certificate
☐			24386
☐			
☐			

Key Dates & Initial Actions (Support Staff)

Rec'd: March 26, 2024	Proposed Action(s): POINT OF DIVERSION; PLACE OF USE	
Fees Pd: 968.90	Acknowledgement Letter Sent ☒	Basin: 18 Middle Coast
Initial Public Notice: 4/2/2024	County sent cc: of Ack Letter ☐	County: LANE
WM District: 2 Lanaya F. Blakely	WM Review request sent:	WM Review date received:
Groundwater	GW Review sent:	GW Review date received:

Peer Review:

Document	Drafted	Peer Review	Coordinator	Changes Made	Signature Bin	Signature Date
FO	Date: <u>7/12/24</u> Initials: <u>Scott</u>	Date: <u>7/15/24</u> Initials: <u>Jon</u>	Date: <u>7/18/24</u> Initials: <u>Scott</u> <u>Corey</u>	Date: <u>7/18/24</u> Initials: <u>Scott</u>	Date: <u>7/18/24</u> No. of docs for sig: <u>1</u> WM Sheet ☐	Date: <u>7/26/24</u>

Special Issues: DENY

INJURY UPSTREAM

Special Order Volume: Vol. 131 Pages 714-716

ISWR # SENIOR

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-14427

Review Due Date:

Applicant Name: Jason Klemp

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

Reviewer(s): L.Blakely

Date of Review: 05/16/2024

1. Do you have evidence that the right has not been used in the last 5 years and that the presumption of forfeiture would not likely be rebuttable? ☐ Yes ☒ No If "Yes", attach evidence (e.g. dated aerial photo showing pavement or building on the land for >5 yrs.)

2. Is there a history of regulation on the source that serves this (or these) right(s) that has involved the transferred right(s) and downstream water rights? ☒ Yes ☐ No Generally characterize the frequency of any regulation or explain why regulation has not occurred:

Instream Water Right (ISWR) 59695 is regulated every few years.

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:

The change moves the POD upstream, above 13 other water rights (12 junior and 1 senior). This would result in the transferred right diverting water before downstream users who otherwise would have received it first. Condition temp transfer to be revoked if the change results in injury. Additionally, the change moves the POD upstream within the reach of ISWR 94658, which would result in a section of the reach being dewatered. I don't have sufficient data to characterize the frequency that this ISWR is met.

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

☒ N/A

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

☒ N/A

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

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

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

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

☐ Yes ☒ No If "Yes", explain:

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

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

☐ Yes ☐ No If "Yes", explain:

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

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

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

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

- i. "Injury" will occur to other water rights that share the same source?

☐ Yes ☐ No If "Yes", explain:

- ii. "Enlargement" of the water right being transferred will occur?

☐ Yes ☐ No If "Yes", explain:

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

☐ Yes ☒ No If "Yes", explain:

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

Condition temp transfer to be revoked if injury occurs.
Request ODFW consent to potential injury of ISWR 94658.

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

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

☐ A Headgate should be required prior to diverting water.

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

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

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

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

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

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

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

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

☐ Weir	☐ Submerged Orifice
☐ Parshall Flume	☐ Flow Restrictor
☐ Other: ____	

Oregon Water Resources Department
Measurement Condition Information for the Applicant
(To be sent with the Draft Preliminary Determination or Final Order)

Transfer #: T-

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

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

☐ at each new point of diversion/appropriation.

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

Watermaster name:

District:

Address:

City/State/Zip:

Phone:

Email:

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



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 28, 2024

Jason Klemp
PO Box 51
Blachly, OR 97412

Reference: Application T-14427

On March 26, 2024, the Department received your water right Temporary Transfer Application. The application was accompanied by \$968.90. Receipt number 142602 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 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. #2, Lanaya F. Blakely (via email)
Lane County, Local Government

Enclosure

16070200

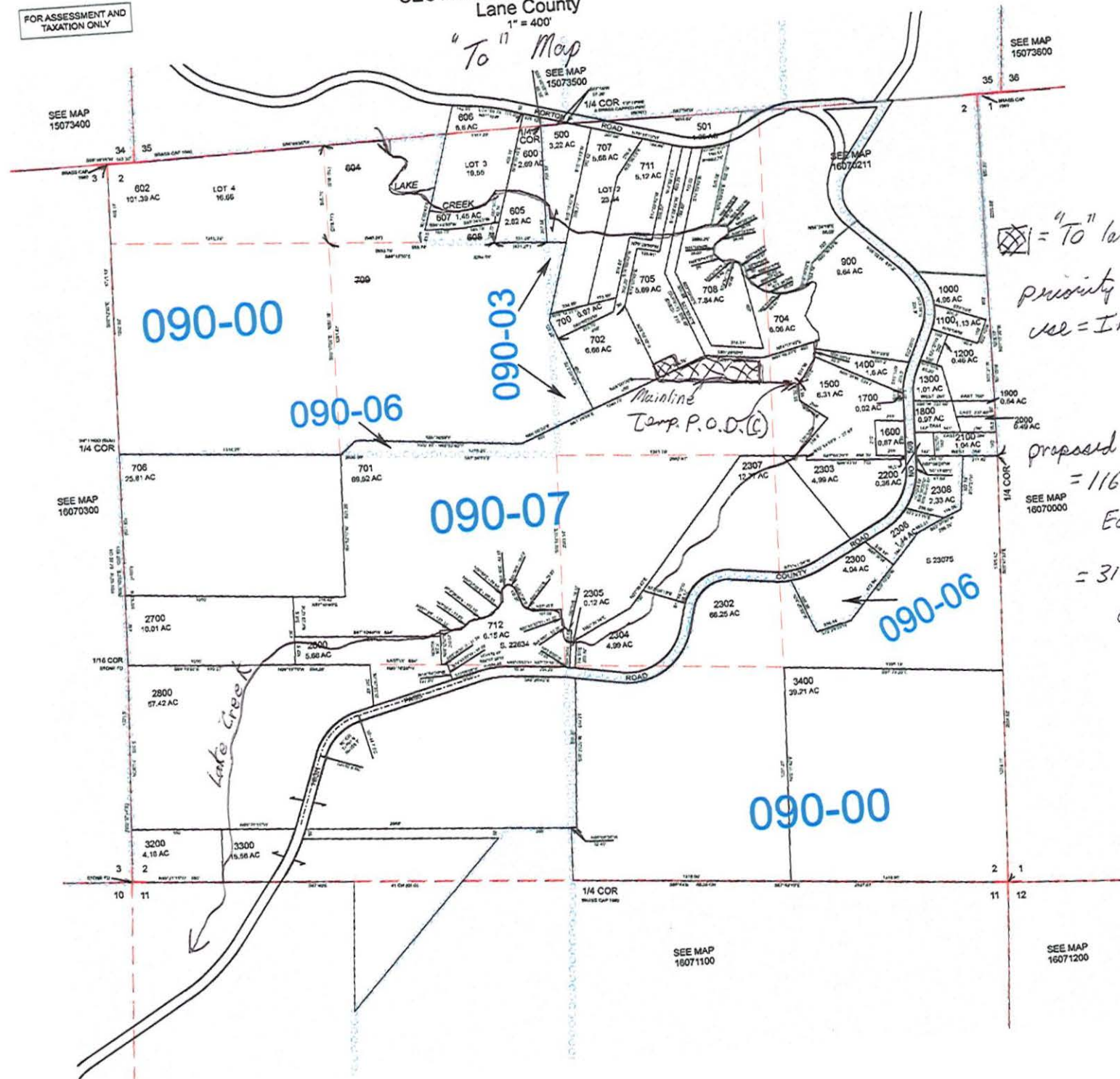
GIS DATA
1/24/2007 4:13:24 PM : kch/gp

CANCELLED:
100
200
400
401
402
403
604
608
709

SECTION 2 T.16S. R.7W. W.M.
Lane County
1" = 400'

FOR ASSESSMENT AND
TAXATION ONLY

"To" Map



☒ = "To" lands (6 acres)
priority date = 1938
use = Irrigation

proposed P.O.D. Location:
= 1162 Feet West of
East side of Section 2
= 3106' North of South edge
of Section 2

RECEIVED
MAR 26 2024
OWRD

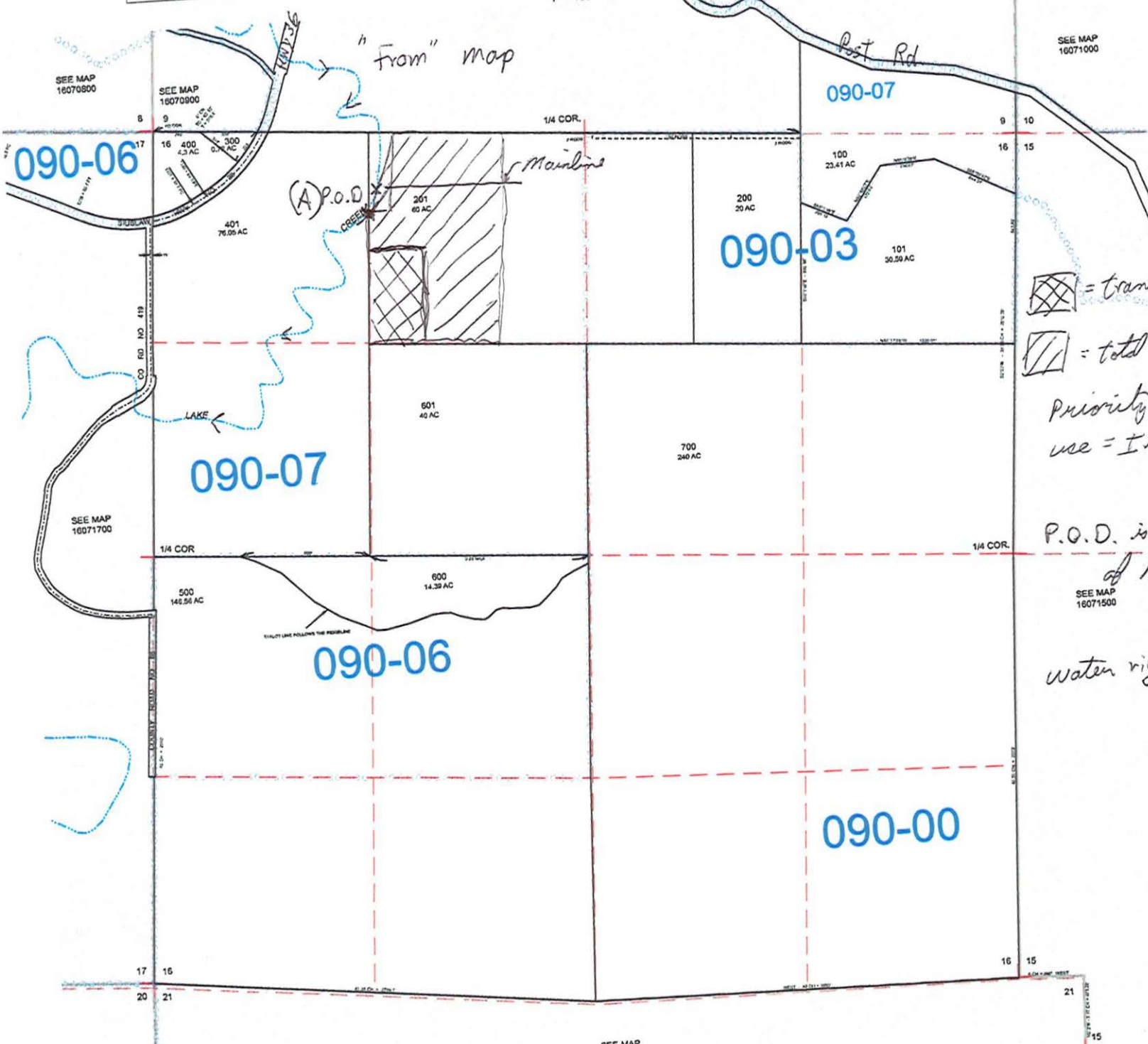
14427 -
16070200

SECTION 16 T.16S. R.7W. W.M.
Lane County
1" = 400'

16071600
LCATDGC - 2022-11-01 10:41
CANCELLED

TAXATION ONLY

7



= transferring water right (6 ac)
 = total water right (25.2 ac.)

Priority date = 1938
use = Irrigation

P.O.D. is 300' South & 145' east
of NW corner of Sec. 16.

water right #24386

RECEIVED
MAR 26 2024
OWRD

14427 -
16071600

**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 # **142602**

INVOICE # _____

RECEIVED FROM: Jason R Klemp

BY: Ann L Klemp

APPLICATION _____

PERMIT _____

TRANSFER T-14427

CASH: ☐ CHECK: # 1908 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$968.90

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 46110 \$ _____

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 \$ _____ 0204 \$ _____

0205 TRANSFER \$968.90 **EXAM FEE** **LICENSE FEE**

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR \$ _____ 0219 \$ _____

LANDOWNER'S PERMIT 0220 \$ _____

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ _____ **CARD#** _____

0210 MONITORING WELLS \$ _____ **CARD#** _____

OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

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

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

HYDRO APPLICATION \$ _____

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION \$ _____

RECEIPT: **142602**

DATED: 3-26-2024 BY: [Signature]

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 26 2024

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.

☒ 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:** # 24386

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** 2024 **End Year** 2028

☐ ☒ N/A Temporary Drought Transfer (Only in counties where the Governor has declared drought)

Attachments:

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

(For Staff Use Only)

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

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

Other/Explanation _____

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

Part 2 of 5 – Temporary Transfer Application Map Checklist

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

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

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

FEE WORKSHEET for TEMPORARY (not drought) TRANSFERS					
1	Base Fee (includes temporary change to one water right for up to 1 cfs)		1	\$950.00	
	Number of water rights included in transfer: <u>4</u> (2a) Subtract 1 from the number in 3a above: <u>0</u> (2b) If only one water right this will be 0				
2	Multiply line 2b by \$310.00 and enter » » » » » » » » » » » » » » » »		2	0	
	Do you propose to change the place of use for a non-irrigation use? ☒ No: enter 0 on line 3 » » » » » » » » » » » » » » » » ☐ Yes: enter the cfs for the portions of the rights to be transferred: _____ (3a) Subtract 1.0 from the number in 3a above: _____ (3b) If 3b is 0, enter 0 on line 3 » » » » » » » » » » » » » » » » If 3b is greater than 0, round up to the nearest whole number: _____ (3c) and multiply 4c by \$230.00, then enter on line 3				
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: <u>7</u> (4a) Multiply the number of acres in 4a above by \$2.70 and enter on line 4 » »				
4			4	18 ⁹⁰	
5	Add entries on lines 1 through 4 above » » » » » » » » » » Subtotal:		5	968 ⁹⁰	
	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?				
6	If one or more boxes is checked, multiply line 5 by 0.5 and enter on line 6 » If no box is applicable, enter 0 on line 7 » » » » » » » » » » » » » » » »		6	0	
7	Subtract line 6 from line 5 » » » » » » » » » » » » Transfer Fee:		7	968 ⁹⁰	

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

1. Divide total authorized cfs by total acres in the water right (for C12345, $1.25 \text{ cfs} \div 100 \text{ ac}$); then multiply by the number of acres to be transferred to get the transfer cfs ($\times 45 \text{ ac} = 0.56 \text{ cfs}$).
2. If the water right certificate does not list total cfs, but identifies the allowable use as $1/40$ or $1/80$ of a cfs per acre; multiply number of acres proposed for change by either 0.025 ($1/40$) or 0.0125 ($1/80$). (For C87654, $45.0 \text{ ac} \times 0.0125 \text{ cfs/ac} = 0.56 \text{ cfs}$)
3. Add cfs for the portions of water rights on all the land included in the transfer; however **do not count cfs for supplemental rights on acreage for which you have already calculated the cfs fee for the primary right on the same land**. The fee should be assessed only once for each "on the ground" acre included in the transfer. (In this example, blank 2a would be only 0.56 cfs , since both rights serve the same 45.0 acres. Blank 2b would be 0 and Line 2 would then also become 0).

MAR 26 2024

OWRD

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME <i>Jason Klem</i>		PHONE NO. <i>541-925-3118</i>	ADDITIONAL CONTACT NO. —
ADDRESS <i>P.O. Box 51</i>		FAX NO. —	
CITY <i>Blachly</i>	STATE <i>OR</i>	ZIP <i>97412</i>	E-MAIL <i>Lakecreek@hotmail.com</i>
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 <i>None</i>		PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS		FAX NO.	
CITY	STATE	ZIP	E-MAIL
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

Explain in your own words what you propose to accomplish with this transfer application and why:
wish to move part of the water right to a field in the same watershed that is more convenient for watering crops.
 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.

<u><i>Jason Klem</i></u> Applicant (District) signature	<u>Jason Klem</u> Print Name (and Title if applicable)	<u>3-7-24</u> Date
 Applicant (District) signature	 Print Name (and Title if applicable)	 Date

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

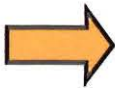
If NO, include signatures of all landowners (and mailing and/or e-mail addresses if different than the applicant's) or attach affidavits of consent from all landowners or individuals/entities (and mailing and/or e-mail addresses) to which the water right(s) has been conveyed.

☐ 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 <i>NA</i>	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME <i>NA</i>	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 <i>Lane County (District 2)</i>	ADDRESS <i>125 E 8th Ave</i>	
CITY <i>Eugene</i>	STATE <i>OR</i>	ZIP <i>97401</i>

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

RECEIVED
MAR 26 2024
OWRD

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 # 24386

RECEIVED

MAR 26 2024

OWRD

Description of Water Delivery System

System capacity: 0.37 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. Diesel pump with 4" x 5" mainline & 3" handline

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)
A	☒ Authorized ☐ Proposed		16s	07w	16	NE NW	201	300' South + 145' East from NW corner of Section 16
C	☐ Authorized ☒ Proposed		16s	07w	02	SW NE	701	2162' West + 3106' North of SE corner of Sec. 2
	☐ Authorized ☐ Proposed							
	☐ Authorized ☐ Proposed							

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

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

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

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

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

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

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 # 24386

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

AUTHORIZED (the "from" or "off" lands) The listing that appears on the Certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.													Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.												
Twp	Rng	Sec	$\frac{1}{4}$ $\frac{1}{4}$	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp	Rng	Sec		$\frac{1}{4}$ $\frac{1}{4}$	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date						
EXAMPLE																										
2	S	9	E	15	NE	NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E	1	NW	NW	500	1	10.0		POD #5	1901
"	"	"	"	"	"	"	"	"	"	EXAMPLE	"	"	"	2	S	9	E	2	SW	NW	500		5.0		POD #6	1901
16	S	07	W	16	NE	NW	201		7	Irr.	A	1938	POU/POD	16	S	07	W	02	SW	NE	701		6.5	Irr	C	1938
														16	S	07	W	02	SW	NE	705		0.5	Irr	C	1938
TOTAL ACRES										7	TOTAL ACRES												7			

Additional remarks:

RECEIVED

MAR 26 2024

TACS

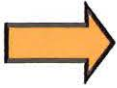
For Place of Use Changes

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:

RECEIVED

MAR 26 2024



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.

OWRD

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

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

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

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

14427 -

Klamath Basin/County Drought Transfer Applications

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

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

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

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

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

RECEIVED

MAR 26 2024

OWRD

STATE OF OREGON
COUNTY OF LANE
CERTIFICATE OF WATER RIGHT

This Is to Certify, That **F. L. NORTON**

of Blachly, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Lake Creek, a tributary of Siuslaw River, for the purpose of irrigation of 29.5 acres under Permit No. 13216, of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from August 13, 1938.

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.37 cubic foot per second,

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 16, Township 16 South, Range 7 West, N.M.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to 0.0133 of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion at the stream of not to exceed 1 acre foot per acre for each acre irrigated during any 30-day period and shall be still further limited to a diversion at the stream of not to exceed $2\frac{1}{2}$ acre feet per acre for each acre irrigated during the irrigation season of each year.

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

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

25.2 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$
4.3 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$
Section 16
Township 16 South, Range 7 West, W.M.

RECEIVED

MAR 26 2024

OWRD

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

WITNESS the signature of the State Engineer, affixed

this 14th day of November, 198

LEWIS A. STANLEY
State Engineer

Application for Water Right Transfer Evidence of Use Affidavit



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

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

State of Oregon)
County of Lane) ss

I, Jason Klemp, in my capacity as Owner/operator
mailing address P.O. Box 51 Blachly OR. 97412
telephone number (541) 925-3118, 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 # _____; 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)
24386	16	S	07	W	W	16	NE NW		9

OR

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

(continues on reverse side)

RECEIVED 14427 -

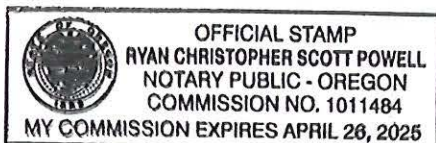
MAR 26 2024

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

Jamie Klyp
Signature of Affiant

3-5-2024
Date

Signed and sworn to (or affirmed) before me this 5th day of March, 2024.



Ry Powell
Notary Public for Oregon

My Commission Expires: April 26, 2025

Supporting Documents	Examples
☐ Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
☐ Copies of receipts from sales of irrigated crops or for expenditures related to use of water	• Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
☐ Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	• District assessment records for water delivered • Crop reports submitted under a federal loan agreement • Beneficial use reports from district • IRS Farm Usage Deduction Report • Agricultural Stabilization Plan • CREP Report
☒ Aerial photos containing sufficient detail to establish location and date of photograph	Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added. Sources for aerial photos: OSU – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terraserver.com
☐ Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

RECEIVED

MAR 26 2024

14427 -



Best regards,

Lanaya Blakely
DISTRICT 2 WATERMASTER

RECEIVED

MAR 26 2024

14427 -

OWRD

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

Jason R. Klemp
P.O. Box 51
Blachly, OR 97412

**AFTER RECORDING, PLEASE
RETURN TO:**

Benjamin M. Kearney
Arnold Gallagher P.C.
P.O. Box 1758
Eugene, OR 97440

Lane County Clerk
Lane County Deeds & Records

2022-040443

09/23/2022 01:45:06 PM

RPR-DEED Cnt=1 Sln=8 CASHIER 12 2pages
\$10.00 \$11.00 \$10.00 \$61.00

\$92.00

SPECIAL WARRANTY DEED

R. DANIEL KLEMP, TRUSTEE OF THE KLEMP JOINT TRUST, UAD 10/10/11, Grantor, conveys to **JASON R. KLEMP**, Grantee, the following described real property located in Lane County, Oregon, **SUBJECT TO** all covenants, conditions, restrictions, and easements of record:

The West one-half of the Northwest one-quarter of the Northeast one-quarter of Section 16, Township 16 South, Range 7 West, Willamette Meridian, and all of the Northeast one-quarter of the Northwest one-quarter of Section 16, Township 16 South, Range 7 West, in Lane County, Oregon.

The true consideration for this conveyance is distribution of assets from the above-referenced Trust as a result of the death of the Trustor.

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

RECEIVED

MAR 26 2024

14427 -

OWRD

OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

THE KLEMP JOINT TRUST, UAD 10/10/11

Dated: September 20, 2022

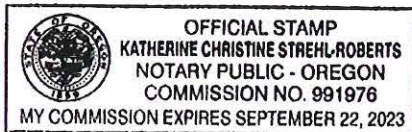
By: R Daniel Klemp
R. Daniel Klemp, Trustee

STATE OF OREGON

SS

COUNTY OF LANE

On September 20, 2022, personally appeared before me the above-named R. Daniel Klemp, Trustee of the Klempe Joint Trust, UAD 10/10/11, who executed the foregoing instrument and acknowledged the same to be his voluntary act and deed for the uses and purposes therein mentioned.



Katherine Christine Strehl-Roberts
Notary Public for Oregon
My Commission Expires: Sept. 22, 2023

RECEIVED

MAR 26 2024

14427 -

OWRD

RETURN TO CASCADE TITLE CO.

Division of Chief Deputy Clerk
Lane County Deeds and Records

2001-018914



TITLE NO. 225/916
ESCROW NO. EU01-1877
TAX ACCT. NO. 1048394 SM



\$31.00

00162718200100189140020029
04/03/2001 01:24:25 PM
RPR-DEED Cnt=1 Stn=3 CASHIER 07
\$10.00 \$11.00 \$10.00

WARRANTY DEED -- STATUTORY FORM

FRANCIS WILLARD NORTON and NORMA JOY WIEBKE, Grantor,

conveys and warrants to

ANN L. KLEMP and JASON R. KLEMP, as tenants in common, Grantee,

the following described real property free of encumbrances except as specifically set forth herein:

The West one-half of the Northwest one-quarter of the Northeast one-quarter of Section 16, Township 16 South, Range 7 West, Willamette Meridian, and all of the Northeast one-quarter of the Northwest one-quarter of Section 16, Township 16 South, Range 7 West, in Lane County, Oregon.

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.

Except the following encumbrances:

SEE ATTACHED EXHIBIT "A"

The true consideration for this conveyance is \$25,000.00.

Dated this 2nd day of April, 2001.

FRANCIS WILLARD NORTON

NORMA JOY WIEBKE

STATE OF OREGON, County of Lane ss.

This instrument was acknowledged before me on April 2, 2001, by FRANCIS WILLARD NORTON and NORMA JOY WIEBKE

Notary Public for Oregon
My commission expires: 11/5/04



FRANCIS WILLARD NORTON

OR
GRANTOR'S NAME AND ADDRESS

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

ANN L. KLEMP
P.O. Box 51
BLACHLEY, OR 97412
GRANTEE'S NAME AND ADDRESS

After recording return to:
CASCADE TITLE CO.
811 WILLAMETTE
EUGENE, OR 97401

RECEIVED
MAR 26 2004
OWRD

14427 -



LAND MANAGEMENT DIVISION

Date Received:

RECEIVED MAR 07 2024

TYPE I APPLICATION
Zoning Determination Application

PUBLIC WORKS DEPARTMENT 3050 N. DELTA HWY, EUGENE OR 97401 Planning: 682-3577

For Office Use Only: FILE #

609-PA24-05138

FEE: \$170.00

PAID

Applicant (print name): Jason Klump

Mailing address: P.O. Box 51 Blockly OR. 97412

Phone: 541-925-3118

Email: lakecrick@hotmail.com

Applicant Signature:

Jason Klump

PROPERTY LOCATION

1) 16 07 02 TL 701 2.) 16 07 02 TL 705 3.) ~~16 07 16 TL 201~~

Assessor's Map and Tax Lot

only Tax Lot 705 has a site address of 21546 Horton Ln. Blockly OR 97412

Site address

The Zoning Determination Application (ZD) is the form used when a customer needs a written response from the Planning Program, including State permit sign-offs. It is intended to assist customers who have a question that can not be answered in 10 minutes by the Planner at the front desk.

In the space below, write the question/request you have for the Planner. Attach additional pages if necessary.

To complete land use Information form for Temporary water right transfer
for application for Oregon Water Resources Dept.

RECEIVED

MAR 26 2024

OWRD

Version 08/2019

14427 -

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 26 2024

OWRD

NAME <i>Jason Klemp</i>		PHONE <i>541-925-3118</i>	
MAILING ADDRESS <i>P.O. Box 51</i>			
CITY <i>Blachly</i>	STATE <i>OR</i>	ZIP <i>97742</i>	EMAIL <i>Lakearick@hotmail.com</i>

A. Land and Location

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

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
16S	07W	02	SWNE	701	EFU	☒ Diverted	☐ Conveyed	☒ Used	Farming
16S	07W	02	SWNE	705	RR5	☐ Diverted	☐ Conveyed	☒ Used	Farming
						☐ Diverted	☐ Conveyed	☐ Used	
						☐ Diverted	☐ Conveyed	☐ Used	

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

Lane County

NOTE: A separate Land Use Information Form must be completed and submitted for each county and city, as applicable.

B. Description of Proposed Use

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
☐ Limited Water Use License ☐ Exchange of Water ☐ Allocation of Conserved Water

Source of water: ☐ Reservoir/Pond ☐ Ground Water ☒ Surface Water (name) *Upper Lake Creek*

Estimated quantity of water needed: *0.1* ☒ cubic feet per second ☐ gallons per minute ☐ acre-feet

Intended use of water: ☒ Irrigation ☐ Commercial ☐ Industrial ☐ Domestic for _____ household(s)
☐ Municipal ☐ Quasi-Municipal ☐ Instream ☐ Other _____

Briefly describe:

Moving a water right, temporarily, upstream to another piece of property that is better suited to farming with irrigation.

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.

See Page 4 ➔

MAR 26 2024

OWRD

For Local Government Use Only

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

Please check the appropriate box below and provide the requested information

- ☒ Land uses to be served by the proposed water use(s), including proposed construction, are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): 16.212(1.1)(4.1), 16.290(2)(c) - LANE CODE
- ☐ Land uses to be served by the proposed water use(s), including proposed construction, involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) If approvals have been obtained but all appeal periods have not ended, check "Being Pursued."

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

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

ANY SOIL DISTURBANCE OR STORAGE OF EQUIPMENT WILL NEED FLOODPLAIN REVIEW INSIDE FLOODPLAIN(A) PER FEMA MAPPING.

DSL MUST BE NOTIFIED. REMOVAL/DISTURBANCE OF RIPARIAN MUST COMPLY WITH LCIW.253

Name: EMMA ENGBERG Title: PLANNING TECHNICIAN

Signature: [Signature] Date: 3/15/2024

Governmental Entity: LANE COUNTY Phone: 541-682-6673

Receipt Acknowledging Request for Land Use Information

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: _____

Oregon Water Resources Department
Transfer Fee Calculation for Temporary Transfer

[Main](#) [Help](#)
[Return](#) [Contact Us](#)

Today's Date: Tuesday, March 26, 2024

**Fee
Calculation**

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

\$950.00

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

Enter total number of water rights included in transfer.

1

\$0.00

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

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

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

7

\$18.90

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

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

Subtotal:

\$968.90

☐ The transfer is necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932.

☐ The transfer is endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat.

Discount:

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

Transfer Fee:

\$968.90

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

Temporary Transfer Application Intake Checklist

Transfer # T-14427

Reviewer Corie Date 3/26/2024	Type of Change(s) Proposed: <u>MUST INCLUDE A CHANGE IN PLACE OF USE</u> ☐ POU ☐ POU/POD ☐ POU/APOD ☒ POU/POA ☐ POU/APOA
Calculated Fee \$968.90	Fee Received \$968.90
Certificate(s): 24386	Check <u>ALL</u> Certs in WRIS to confirm they are not cancelled
For multiple certificates, does application meet requirement of OAR 690-380-3220? If no, why? Use the flow chart for multiple Certs	☐ YES ☐ NO ☒ N/A
Notes:	

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

Map Requirements: OAR 690-380-3100			
4.	☒ YES ☐ NO		Map included and meets mapping requirements?
5.	☐ YES ☐ NO ☒ N/A		Map Waiver? The map waiver must be issued by the Department
Notes:			

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

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