T-10320

T-10320 (1)

RA

Name Scott Madison

By

Address 75512 Highway 207
Echo, OR 97826
541-376-8214 541-379-2209 cell

Change in POU POA

Date filed

Date of hearing

Place of hearing

Date of order 3-14-08 Vol. 74, page 394

Date for application of water

Proof mailed

Proof received 1-31-2020

Certificate issued Vol. , page
83694, 83695, 83696, 83697, 83698
83699, 83700, 83701, 83702
97514 through 97521

DESCRIPTION OF WATER RIGHT

Name of stream

Trib. of County of Umatilla

Use IR IS

Quantity of water No. of acres

Name of ditch

Date of priority

In name of Bert Pullor Caroline Rogers
AB Thomson, Gaylord Madison, Madison Landes
Kent Shannon Madison, Thomas Richards, Fred Teresa Davis
Adjudication, Vol. , page

App. No. Per. No. Cert. No.

Certificate cancelled

Notation made on record by

FEES PAID

Date	Amount	Receipt No.
2-14-07	1050.00	86246
2-14-07	125.00	86245
TOTAL . . .		
	Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.

REMARKS

Agent: William Porfily PO Box 643 Stanfield OR 97875 541-449-1327
ID: Columbia Improvement District P.O Box 47 Boardman OR 97818
Umatilla County 216 SE 4th Pendleton, OR 97801
CWRE Dale VanSchoiack #333
CID: Nellie Madison 28647 Madison Rd Echo, OR 97826
Public Notice: 2-28-07 PD Public Notice 2/5/2008 PD 1/28/08
Contractor: Anderson

App	Per	Cert	Source	Trib	Pr. Date
John Day Decree		25901	Five Mile Cr.	Camas C.	12/31/1908
S33223	S26265	32597	Unnamed Sp.	Butter Cr.	7/13/1959
S31906	S25159	28737	South & N Sp.	Butter Cr.	9/30/1957
G 8167	G 7207	~~64236~~ CN	Well	Butter Cr.	5/26/1977
G 8213	G 7615	~~64238~~ CN	Well	Butter Cr.	6/14/1977
S70272	S 51017		Columbia R.	Pacific Ocean	4/02/1990
S5547	S 3694	60951	Butter Cr.	Umatilla R	5/17/1917
G 515	G 438	35811	Well 1&2	Butter Cr.	11/21/1956
G 2786	G 2597	35783	Well	Butter Cr.	2/24/1964
Umatilla Decree, Butter Creek		60952	Butter Cr.	Umatilla R	12/31/1869 12/31/1880

STATE OF OREGON

WATER RESOURCES DEPARTMENT

RECEIPT # 86246

725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172
(503) 986-0900 / (503) 986-0904 (fax)

INVOICE # _____

RECEIVED FROM: Scott Madison

BY: _____

APPLICATION	
PERMIT	
TRANSFER	T-16320

CASH: ☐ CHECK:# ☒ 7161 OTHER: (IDENTIFY) ☐ _____

TOTAL REC'D $1050.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407	COPIES		$
_____	OTHER:	(IDENTIFY) _____	$

0243 I/S Lease _____ 0244 Muni Water Mgmt. Plan _____ 0245 Cons. Water _____

4270 WRD OPERATING ACCT

MISCELLANEOUS

0407	COPY & TAPE FEES		$
0410	RESEARCH FEES		$
0408	MISC REVENUE: (IDENTIFY)	_____	$
TC162	DEPOSIT LIAB. (IDENTIFY)	_____	$
0240	EXTENSION OF TIME		$

WATER RIGHTS:

		EXAM FEE		RECORD FEE
0201	SURFACE WATER	$	0202	$
0203	GROUND WATER	$	0204	$
0205	TRANSFER	$ 1050.00		

WELL CONSTRUCTION

		EXAM FEE		LICENSE FEE
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: 86246 DATED: 2-14-07 BY: _____

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

Mailing List for Final Transfer Certificate(s)

Copies Mailed	
by:	KMWF (STAFF)
on:	DEC 29 2023 (DATE)

Transfer Application: T-10320

Certificate: 25901 (C-97513) ✓
28737 (C-97514) ✓
32597 (C-97515) ✓
35783 (C-97516) ✓
35811 (C-97517) ✓
60951 (C-97518) ✓
60952 (C-97519) ✓
80822 (C-97520) ✓
80823 (C-97521)

Certificate/Transfer Holder: (include copy of map)
SCOTT MADISON
75512 HIGHWAY 207
ECHO, OR 97826

Is the Transfer Holder(s) of record currently identified as a landowner of any tax lots involved as confirmed by the County records? **YES**

Copies of Final Transfer Certificate(s) to be sent to:

1. Watermaster District #: 4
2. Water Availability
3. Vault
4. File

Other persons to receive copies: (include map):

1. Agent:
   William Porfily
   Po Box 643
   Stanfield OR 97875

Record Marking(s):
Original Application# DECREE: JOHN DAY RIVER (F)
Old Certificate# 25901
Original Application# S31906
Old Certificate# 28737

Original Application# S33233
Old Certificate# 32597
Original Application# G2786
Old Certificate# 35783
Original Application# G515
Old Certificate# 35811
Original Application# S5547
Old Certificate# 60951
Original Application# DECREE: UMATILLA RIVER
Old Certificate# 60952
Original Application# G8167
Old Certificate# 80822
Original Application# G8213
Old Certificate# 80823

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

SCOTT MADISON
75512 HIGHWAY 207
ECHO OR 97826

confirms the right to the use of waters as limited and conditioned below. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point of diversion from the source.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Grant County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 15, at Page 461.

SOURCE OF WATER: FIVE MILE CREEK

PURPOSE OR USE: IRRIGATION OF 46.5 ACRES

MAXIMUM RATE: 1.163 CUBIC FEET PER SECOND

THE AMOUNT IF WATER TO WHICH SUCH RIGHT IS ENTITLED, FOR THE PURPOSED AFORESAID, IS LIMITED TO AN AMOUNT ACTUALLY BENEFICIALLY USED FOR SAID PURPOSES, AND SHALL NOT EXCEED ONE-FORTIETH CUBIC FOOT PER SECOND PER ACRE IRRIGATED TO JUNE 1 AND ONE-EIGHTIETH CUBIC FOOT PER SECOND THEREAFTER, FURTHER LIMITED TO 1.0 ACRE-FOOT PER CALANDER MONTH TO JUNE 1 AND 4.0 ACRE-FEET PER ACRE DURING SEASON APRIL 1 TO SEPTEMBER 30, MEASURED AT THE POINT OF DIVERSION.

DATE OF PRIORITY: 1908

A description of the place of use is as follows:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	18	SE SE	2.9
3 N	28 E	WM	19	NE NE	25.9
3 N	28 E	WM	19	SE NE	17.7

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and 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.

The water user shall maintain and operate all existing measurements devices and shall make such improvements as may be required by the Department.

When required by the department, the water user shall install, maintain and operate a headgate to control and regulate the quantity of water diverted. The type and plans of the headgate must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

Said right shall be subject to to all other conditions and limitations contained in the said decree. The right to use water for the purposes aforesaid is restricted to the lands or place of use herein.

This certificate is issued to confirm a change in PLACE OF USE approved by an order of the Water Resources Director entered March 14, 2008, at Special Order Volume 74, Page 394, approving Transfer Application T-10320, and together with Certificate 83694, supersedes Certificate 25901, State record of Water Right Certificates.

Issued DEC 2 9 2023.

Dwight French
Water Right Services Division Administrator, for
Douglas E. Woodcock, Acting Director
Oregon Water Resources Department

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

SCOTT MADISON
75512 HIGHWAY 207
ECHO OR 97826

confirms the right to the use of water perfected under the terms of Permit S-25159. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point of diversion from the source. The specific limits and conditions of the use are listed below.

SOURCE OF WATER: NORTH SPRING, A TRIBUTARY OF BUTTER CREEK

PURPOSE OR USE: IRRIGATION OF 21.7 AND 8.2 ACRES

MAXIMUM RATE: 0.59 CUBIC FOOT PER SECOND

DATE OF PRIORITY: SEPTEMBER 30, 1957

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q
3 N	28 E	WM	30	SW NE

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-FIFTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 4.0 acre-feet per acre for each acre irrigated during the irrigation season of each year, and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use is as follows:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	19	NE NE	12.3
3 N	28 E	WM	20	NW NW	9.4

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	19	SE NE	8.2

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and 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.

The water user shall maintain and operate all existing measurements devices and shall make such improvements as may be required by the Department.

When required by the department, the water user shall install, maintain and operate a headgate to control and regulate the quantity of water diverted. The type and plans of the headgate must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

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

This certificate is issued to confirm a change in PLACE OF USE approved by an order of the Water Resources Director entered March 14, 2008, at Special Order Volume 74, Page 394, approving Transfer Application T-10320, and together with Certificate 86607, supersedes Certificate 28737, State record of Water Right Certificates.

Issued DEC 2 9 2023.

Dwight French
Water Right Services Division Administrator, for
Douglas E. Woodcock, Acting Director
Oregon Water Resources Department

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

SCOTT MADISON
75512 HIGHWAY 207
ECHO OR 97826

confirms the right to the use of water perfected under the terms of Permit S-26265. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point of diversion from the source. The specific limits and conditions of the use are listed below.

SOURCE OF WATER: AN UNNAMED SPRING, A TRIBUTARY OF BUTTER CREEK

PURPOSE OR USE: SUPPLEMENTAL IRRIGATION OF 19.3 ACRES

MAXIMUM RATE: 0.39 CUBIC FOOT PER SECOND

DATE OF PRIORITY: JULY 13, 1959

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
3 N	28 E	WM	30	SW NE	1370 FEET SOUTH AND 1800 FEET WEST FROM NE CORNER, SECTION 30

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-FIFTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 4.0 acre-feet per acre for each acre irrigated during the irrigation season of each year, and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	18	SE SE	2.5
3 N	28 E	WM	19	NE NE	16.8

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and 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.

The water user shall maintain and operate all existing measurements devices and shall make such improvements as may be required by the Department.

When required by the department, the water user shall install, maintain and operate a headgate to control and regulate the quantity of water diverted. The type and plans of the headgate must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

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

This certificate is issued to confirm a change in PLACE OF USE approved by an order of the Water Resources Director entered March 14, 2008, at Special Order Volume 74, Page 394, approving Transfer Application T-10320, and together with Certificate 83695, supersedes Certificate 32597, State record of Water Right Certificates.

Issued DEC 2 9 2023.

Dwight French
Water Right Services Division Administrator, for
Douglas E. Woodcock, Acting Director
Oregon Water Resources Department

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

SCOTT MADISON
75512 HIGHWAY 207
ECHO OR 97826

confirms the right to the use of water perfected under the terms of Permit G-2597. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the well. The specific limits and conditions of the use are listed below.

SOURCE OF WATER: A WELL A TRIBUTARY OF BUTTER CREEK (UMATILLA RIVER)

PURPOSE OR USE: SUPPLEMENTAL IRRIGATION OF 30.9 ACRES

MAXIMUM RATE: 0.22 CUBIC FOOT PER SECOND

DATE OF PRIORITY: FEBRUARY 24, 1964

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
3 N	28 E	WM	19	NE NW	1670 FEET NORTH AND 2160 FEET EAST FROM W1/4 CORNER, SECTION 19

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year, and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	17	SW SW	0.5
3 N	28 E	WM	18	SE SE	2.9
3 N	28 E	WM	19	NE NE	0.1
3 N	28 E	WM	19	SE NE	19.5
3 N	28 E	WM	19	NE NW	3.6
3 N	28 E	WM	20	SW NW	4.3

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and 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.

The water user shall maintain and operate all existing measurements devices and shall make such improvements as may be required by the Department.

When required by the department, the water user shall install, maintain and operate a headgate to control and regulate the quantity of water diverted. The type and plans of the headgate must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

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

This certificate is issued to confirm a change in PLACE OF USE approved by an order of the Water Resources Director entered March 14, 2008, at Special Order Volume 74, Page 394, approving Transfer Application T-10320, and together with Certificate 83701, supersedes Certificate 35783, State record of Water Right Certificates.

Issued DEC 2 9 2023.

Dwight French
Water Right Services Division Administrator, for
Douglas E. Woodcock, Acting Director
Oregon Water Resources Department

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

SCOTT MADISON
75512 HIGHWAY 207
ECHO OR 97826

confirms the right to the use of water perfected under the terms of Permit G-438. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the wells. The specific limits and conditions of the use are listed below.

SOURCE OF WATER: A WELL A TRIBUTARY OF BUTTER CREEK (UMATILLA RIVER)

PURPOSE OR USE: IRRIGATION OF 8.0 ACRES AND SUPPLEMENTAL IRRIGATION OF 22.9 ACRES

MAXIMUM RATE: 0.39 CUBIC FOOT PER SECOND

DATE OF PRIORITY: NOVEMBER 21, 1956

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
3 N	28 E	WM	19	NE NW	PIT WELL # 3 - 1670 FEET NORTH AND 2160 FEET EAST FROM W1/4 CORNER, SECTION 19

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3 acre-feet per acre for each acre irrigated during the irrigation season of each year, and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use is as follows:

PRIMARY IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	19	SE NE	5.4
3 N	28 E	WM	19	NE NW	2.6

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	17	SW SW	0.5
3 N	28 E	WM	18	SE SE	2.9
3 N	28 E	WM	19	NE NE	0.1
3 N	28 E	WM	19	SE NE	14.1
3 N	28 E	WM	19	NE NW	1.0
3 N	28 E	WM	20	SW NW	4.3

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and 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.

The quantity of water diverted at the new point of appropriation, shall not exceed the quantity of water lawfully available from the original points of appropriation described as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
3 N	28 E	WM	19	SW NE	NO. 1 – 850 FEET NORTH AND 1370 FEET EAST FROM SE CORNER, SENW, SECTION 19
3 N	28 E	WM	19	SE NW	NO. 2 – 1240 FEET NORTH AND 100 FEET EAST FROM SW CORNER, SENW, SECTION 19

The water user shall maintain and operate all existing measurements devices and shall make such improvements as may be required by the Department.

When required by the department, the water user shall install, maintain and operate a headgate to control and regulate the quantity of water diverted. The type and plans of the headgate must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

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

This certificate is issued to confirm a change in POINT OF APPROPRIATION AND PLACE OF USE approved by an order of the Water Resources Director entered March 14, 2008, at Special Order Volume 74, Page 394, approving Transfer Application T-10320, and together with Certificate 83700, supersedes Certificate 35811, State record of Water Right Certificates.

Issued DEC 29 2023.

Dwight French
Water Right Services Division Administrator, for
Douglas E. Woodcock, Acting Director
Oregon Water Resources Department

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

SCOTT MADISON
75512 HIGHWAY 207
ECHO OR 97826

confirms the right to the use of water perfected under the terms of Permit S-3694. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point of diversion from the source. The specific limits and conditions of the use are listed below.

SOURCE OF WATER: BUTTER CREEK, A TRIBUTARY OF UMATILLA RIVER

PURPOSE OR USE: IRRIGATION OF 10.5 ACRES

MAXIMUM RATE: 0.13 CUBIC FOOT PER SECOND

DATE OF PRIORITY: MAY 17, 1917

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q
3 N	28 E	WM	19	NE SW

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated during the irrigation season of each year.

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

A description of the place of use is as follows:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	19	NE NE	1.0
3 N	28 E	WM	19	SE NE	5.8
3 N	28 E	WM	20	NW NW	0.2
3 N	28 E	WM	20	SW NW	3.5

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and 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.

The water user shall maintain and operate all existing measurements devices and shall make such improvements as may be required by the Department.

When required by the department, the water user shall install, maintain and operate a headgate to control and regulate the quantity of water diverted. The type and plans of the headgate must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The right is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

This certificate is issued to confirm a change in PLACE OF USE approved by an order of the Water Resources Director entered March 14, 2008, at Special Order Volume 74, Page 394, approving Transfer Application T-10320, and together with Certificate 83699, supersedes Certificate 60951, State record of Water Right Certificates.

Issued DEC 2 9 2023.

Dwight French
Water Right Services Division Administrator, for
Douglas E. Woodcock, Acting Director
Oregon Water Resources Department

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

SCOTT MADISON
75512 HIGHWAY 207
ECHO OR 97826

confirms the right to the use of waters as limited and conditioned below. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point of diversion from the source.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Umatilla County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 3, at Page 250.

SOURCE OF WATER: BUTTER CREEK, A TRIBUTARY OF UMATILLA RIVER

PURPOSE OR USE: IRRIGATION OF 49.1 ACRES

MAXIMUM RATE: 0.82 CUBIC FOOT PER SECOND (CFS), BEING 0.48 CFS UNDER 1869 PRIORITY DATE AND 0.34 CFS UNDER 1880 PRIORITY DATE

DATE OF PRIORITY: 1869 AND 1880

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
3 N	28 E	WM	19	NE SW	10 FEET SOUTH AND 1800 FEET EAST FROM W1/4 CORNER, SECTION 19

A description of the place of use is as follows:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	17	NW SW	12.2
3 N	28 E	WM	17	SW SW	3.0
3 N	28 E	WM	18	SE SE	18.3
3 N	28 E	WM	19	NE NE	0.1
3 N	28 E	WM	19	SE NE	10.2
3 N	28 E	WM	19	NW NW	1.0
3 N	28 E	WM	20	SW NW	4.3

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and 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.

The water user shall maintain and operate all existing measurements devices and shall make such improvements as may be required by the Department.

When required by the department, the water user shall install, maintain and operate a headgate to control and regulate the quantity of water diverted. The type and plans of the headgate must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described and is subject to all other conditions and limitations contained in the decree.

This certificate is issued to confirm a change in PLACE OF USE approved by an order of the Water Resources Director entered March 14, 2008, at Special Order Volume 74, Page 394, approving Transfer Application T-10320, and together with Certificate 83702, supersedes Certificate 60952, State record of Water Right Certificates.

Issued DEC 2 9 2023.

Dwight French
Water Right Services Division Administrator, for
Douglas E. Woodcock, Acting Director
Oregon Water Resources Department

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

SCOTT MADISON
75512 HIGHWAY 207
ECHO OR 97826

confirms the right to the use of water perfected under the terms of Permit G-7207. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the well. The specific limits and conditions of the use are listed below.

SOURCE OF WATER: A PIT WELL IN THE BUTTER CREEK BASIN

PURPOSE OR USE: SUPPLEMENTAL IRRIGATION OF 68.6 ACRES

MAXIMUM RATE: 0.3 CUBIC FOOT PER SECOND

DATE OF PRIORITY: MAY 26, 1977

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
3 N	28 E	WM	30	NW NE	970 FEET SOUTH AND 1950 FEET WEST FROM NE CORNER, SECTION 30

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. This right is limited to any deficiency in the available supply of any prior right for the same land sand shall not exceed the limitation allowed herein. This right is limited to appropriation of water only to the extent that it does not impair or substantially interfere with existing surface water rights of others.

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

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	18	SE SE	2.9
3 N	28 E	WM	19	NE NE	38.6
3 N	28 E	WM	19	SE NE	17.7
3 N	28 E	WM	20	NW NW	9.4

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and 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.

The water user shall maintain and operate all existing measurements devices and shall make such improvements as may be required by the Department.

When required by the department, the water user shall install, maintain and operate a headgate to control and regulate the quantity of water diverted. The type and plans of the headgate must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

This certificate is issued to confirm a change in PLACE OF USE approved by an order of the Water Resources Director entered March 14, 2008, at Special Order Volume 74, Page 394, approving Transfer Application T-10320, and together with Certificate 83697, supersedes Certificate 80822, State record of Water Right Certificates.

Issued DEC 2 9 2023.

Dwight French
Water Right Services Division Administrator, for
Douglas E. Woodcock, Acting Director
Oregon Water Resources Department

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

SCOTT MADISON
75512 HIGHWAY 207
ECHO OR 97826

confirms the right to the use of water perfected under the terms of Permit G-7615. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the well. The specific limits and conditions of the use are listed below.

SOURCE OF WATER: A PIT WELL IN THE BUTTER CREEK BASIN

PURPOSE OR USE: SUPPLEMENTAL IRRIGATION OF 68.6 ACRES

MAXIMUM RATE: 0.18 CUBIC FOOT PER SECOND

DATE OF PRIORITY: JUNE 14, 1977

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
3 N	28 E	WM	30	NW NE	970 FEET SOUTH AND 1950 FEET WEST FROM NE CORNER, SECTION 30

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. This right is limited to any deficiency in the available supply of any prior right for the same land and shall not exceed the limitation allowed herein. This right is limited to appropriation of water only to the extent that it does not impair or substantially interfere with existing surface water rights of others.

The use shall conform to such reasonable rotation systems as may be ordered by the proper state officer.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	18	SE SE	2.9
3 N	28 E	WM	19	NE NE	38.6
3 N	28 E	WM	19	SE NE	17.7
3 N	28 E	WM	20	NW NW	9.4

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and 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.

The water user shall maintain and operate all existing measurements devices and shall make such improvements as may be required by the Department.

When required by the department, the water user shall install, maintain and operate a headgate to control and regulate the quantity of water diverted. The type and plans of the headgate must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

This certificate is issued to confirm a change in PLACE OF USE approved by an order of the Water Resources Director entered March 14, 2008, at Special Order Volume 74, Page 394, approving Transfer Application T-10320, and together with Certificate 83698, supersedes Certificate 80823, State record of Water Right Certificates.

Issued DEC 2 9 2023.

Dwight French
Water Right Services Division Administrator, for
Douglas E. Woodcock, Acting Director
Oregon Water Resources Department

permit S-5101?

LAST REVIEW OCT 2021

TRANSFER

Memo- Proof to Satisfaction

Transfer App # T-10320	
WRD Reviewer (CW) Brecke F-C	Date: Oct 2023
WRD Peer Reviewer (PR) J Skaug	Date: Nov 2023

ORIGINAL CERT:	CHANGE REQUESTED:					RR Cert:
25901	☑ POU	☐ POD/POA	☐ APOD/APOA	☐ USE		83694
28737	☑ POU	☐ POD/POA	☐ APOD/APOA	☐ USE		83696
32597	☑ POU	☐ POD/POA	☐ APOD/APOA	☐ USE		83695
35783	☑ POU	☐ POD/POA	☐ APOD/APOA	☐ USE		83701
35811	POU	POA				83700

28737
60951 POU/83694
60952 POU/83702
80822 POU/83697
80823 POU/83698

PREPARATION:

CW	PR	RESEARCH:			
☑	☒	☑ CBU Report/Map	☑ Transfer Order Ord 74 Vol 394 Issued Date 3/14/2008	☐ Assignment ☐ n/a	☑ Transfer Extension ☐ n/a
		Electronic Folder:			
☑	☐	☑ Create CBU folder	☑ Create Work Packet Folder		
☑	☐	**SCAN:** Above documents into "CBU Folder"			
☑	☐	**SAVE:** other documents in "Work Packet Folder"			
		☑ Certificate(s)	☐ Transfer App Maps (To/From)	☐	
		☑ OrMap Tax Lot Map	☑ Ownership Report	☑ BLM Cadastral Survey	☐ GW Logs
		☐ GW Conditions ☐ n/a	☐ Mitigation ☐ n/a	☐ POU Report (conflict) [POU ONLY] ☐ n/a	☐ Others: ☒ n/a
☐	☒	**SEARCH:**			
		☑ Interactive Mapper	☑ AOI ☐ n/a	☑ Map and TaxLot ID 3N2800-00-05902, 05903, 6200,	☐ Receiving LO: ☐ n/a
		Research Comments:		New Landowner:	

REVIEW OF CLAIM:

ORDER REQ/D	CERTIFICATE REQ'D	COMPLIED YES/NO	CONDITIONS:	NOTES:
☐ Y ☐ N/A	☐ Y ☐ N/A	☐ Y ☐ N	Fish Condition	
☐ Y ☐ N/A	☐ Y ☐ N/A	☐ Y ☐ N	Meter/Measuring Device	
☐ Y ☐ N/A	☐ Y ☐ N/A	☐ Y ☐ N	Water Use Reporting	
☐ Y ☐ N/A	☐ Y ☐ N/A	☐ Y ☐ N	SWL (Month)	
☐ Y ☐ N/A	☐ Y ☐ N/A	☐ Y ☐ N	Dedicated MMS tube	
☐ Y ☐ N/A	☐ Y ☐ N/A	☐ Y ☐ N	Well Id	
☐ Y ☐ N/A	☐ Y ☐ N/A	☐ Y ☐ N	Other:	
☐ Y ☐ N/A	☐ Y ☐ N/A	☐ Y ☐ N	C-date: Oct. 1 2009	EXT C-Date: Sep. 30, 2009

REVIEW OF MAP: (Only the changes approved)

CW	PR		Notes:
☐	☐	Verify POA/POD Location (New Only)	
☐	☐	Verify POU (New only)	
☐	☐	POU clearly identified by Use Type/Certificate	
☐	☐	DLC/GOV'T LOT	
		☐ Original Cert Map for *unchanged* POU/POD/POA (Attached for Peer Reviewer/Data)	☐ Note Maps for Reference

POD/POA/APOD/POA ONLY: RUN CAPACITY CALCULATOR AND SAVE CALCS TO APPLICATION FOLDER:

POD/POA-NEW/ADD'T	AUTHORIZED RATE	CLAIM RATE	CALCULATED RATE	NOTES:
POA4, Pit Well3	0.39	2.24	2169	

DETERMINATION:

CW	PR	DOCUMENT	NOTES:
☐	☐	LETTER FOR CLARIFICATION	
☐	☐	DRAFT (PLEASE EXPLAIN)	
☐	☐	PROPOSED	
☐	☐	FINAL	
☐	☐	PROPOSED ORDER TO CANCEL	

FINAL CHECKS: Review your document; BEFORE printing proposed for Support

CW	PR	DID YOU CHECK?	NOTES:
☐	☐	DATA REVIEW	
		☐ POA/POD/DAM TABLES/DESCRIPTIONS	☐ PLACE OF USE TABLES, INCLUDING ACRES FOR GOV'T LOTS/DLC
☐	☐	SPELL CHECK DOC	
☐	☐	MAPS: Identified for Reference	
☐		CERT NUMBER ISSUED:	
		Original Cert # App	New Cert #
		Original Cert # App	New Cert #
		Original Cert # App	New Cert #
		Original Cert # App	New Cert #

EXTRAS: BEFORE Printing your Final Certificate

CW	PR	DID YOU CHECK?	NOTES:
☐	☐	DATA REVIEW COMMENTS UPDATED	
☐	☐	SPELL CHECKED DOC	

CASEWORKER REVIEW COMMENTS:

PEER REVIEWER COMMENTS:

CLAIM OF BENEFICIAL USE for Transfer with Multiple Changes – Surface Water and Groundwater

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

A fee of $200 must accompany this form for any Transfer final orders including a water right with a priority date of July 9, 1987, or later.

Example – A transfer involves 5 rights and one of the rights has a priority date of July 9, 1987, or later, the fee is required.

A separate form shall be completed for each transfer.

This form is subject to revision. **Begin each new claim** by checking for a new version of this form at: https://www.oregon.gov/OWRD/Forms/Pages/default.aspx
The completion of this form is required by OAR 690-014-0100(1) and 690-014-0110(4).

Please type or print in dark ink. If this form is found to contain errors or omissions, it may be returned to you. **Every item must have a response.** If any requested information does not apply to the claim, insert "NA." **Do not delete or alter any section of this form unless directed by the form.** The Department may require the submittal of additional information from any water user or authorized agent.

"Section 7" of this form is intended to aid in the completion of this form and should not be submitted.\

A claim of beneficial use includes both this report and a map. If the map is being mailed separately from this form, please include a note with this form indicating such.

If you have questions regarding the completion of this form, please call 503-986-0900 and ask for the Certificate Section.

The Department has a program that allows it to enter into a voluntary agreement with an applicant for expedited services. Under such an agreement, the applicant pays the cost to hire additional staff that would not otherwise be available. This program means a certificate may be issued in about a month. For more information on this program see:
https://www.oregon.gov/OWRD/programs/WaterRights/RA/Pages/default.aspx

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SECTION 2

GENERAL INFORMATION

Type of Authorized Change

This Claim is being submitted for a transfer involving multiple changes. **YES**

Mark all that apply:

1. ☐ Change in POD(s) or Additional POD(s)
2. ☒ Change in POA(s) or Additional POA(s)
3. ☒ Change in Place of Use
4. ☐ Change in Character of Use
5. ☐ Change in Character of Use – Reservoir

A separate section will be completed for each type of change authorized in the transfer final order.

1. File Information

APPLICATION #
T-10320

2. Property Owner (current owner information)

APPLICANT/BUSINESS NAME		PHONE NO.	ADDITIONAL CONTACT NO.
Scott Madison			
ADDRESS **75512 Highway 207**			
CITY **Echo**	STATE **OR**	ZIP **97826**	E-MAIL

If the current property owner is not the transfer holder of record, it is recommended that an assignment be filed with the Department. ***Each*** *transfer holder of record must sign this form.*

3. Transfer holder of record (this may, or may not, be the current property owner)

TRANSFER HOLDER OF RECORD		
Scott Madison		
ADDRESS **75512 Highway 207**		
CITY **Echo**	STATE **OR**	ZIP **97826**

4. Date of Site Inspection:

Dec 10, 2019

5. Person(s) interviewed and description of their association with the project:

NAME	DATE	ASSOCIATION WITH THE PROJECT
Scott Madison	**Dec 10, 2019**	**Owner**

6. County:

Umatilla

7. If any property described in the place of use of the transfer final order is excluded from this report, identify the owner of record for that property (ORS 537.230(5)):

OWNER OF RECORD		
Not Applicable		
ADDRESS		
CITY	STATE	ZIP

Add additional tables for owners of record as needed

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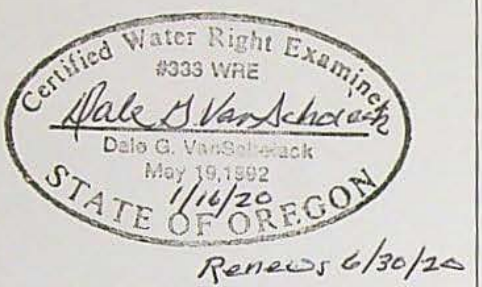
SECTION 2

SIGNATURES

CWRE Statement, Seal and Signature

The facts contained in this Claim of Beneficial Use are true and correct to the best of my knowledge.

Seal and Signature



CWRE NAME		PHONE NO.	ADDITIONAL CONTACT NO.
Dale VanSchoiack		**1 509 627 8717**	
ADDRESS **2141 South Lyle**			
CITY **Kennewick**	STATE **WA**	ZIP **99337**	E-MAIL **dalevconsulting@gmail.com**

Transfer Holder of Record Signature or Acknowledgement

Each *transfer holder of record must sign this form in the space provided below.*

The facts contained in this Claim of Beneficial Use are true and correct to the best of my knowledge. I request that the Department issue a water right certificate.

SIGNATURE	PRINT OR TYPE NAME	TITLE	DATE
	Scott Madison	**Owner**	1-29-20

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SECTION 3

Changes Made

This transfer involves eleven water rights. They include nine certificates and two permits. For the two permits, the transfer is considered a permit amendment. And each of the permits will require its own separate Claim of Beneficial Use (COBU) at some point in the future. Therefore, this COBU report does not include the permits. This COBU report includes information for the nine certificates listed in the transfer final order. They are:

First certificate - a portion of Certificate 25901,

Second certificate - a portion of Certificate 32597,

Third certificate - a portion of Certificate 28737,

Fourth certificate - a portion of Certificate 80822,

Fifth certificate - a portion of Certificate 80823,

Sixth certificate – a portion of Certificate 60951

Seventh certificate - a portion of Certificate 35811,

Eighth certificate - a portion of Certificate 35783,

Ninth certificate - a portion of Certificate 60952

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Section 3 below has been copied and completed for each of the water rights.

Note: The Claim only needs to describe the changes that were authorized in the transfer final order.

SECTION 3

First certificate - Originating Certificate 25901

Change #1

New or Additional Point of Diversion

Change in POD(s) or Additional POD(s)

Did the transfer order authorize a change in the points of diversion or additional points of diversion? **NO**

*If "**NO**", this Section can be deleted.*

Section "Change #1" was deleted.

SECTION 3

First certificate - Originating Certificate 25901

Change #2

Change in POA(s) or Additional POA(s)

Did the transfer order authorize a change in the points of appropriation or additional points of appropriation? **NO**

*If "**NO**", this Section can be deleted.*

Section "Change #2" was deleted.

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SECTION 3

First certificate - Originating Certificate 25901

Change #3

Change in Place of Use

Did the transfer order authorize a change in the place of use? **YES**

*If "**NO**", this Section can be deleted.*

1. Claim Summary – Authorized Use:

If Irrigation or Nursery Use:

THE # OF ACRES ALLOWED	THE # OF ACRES DEVELOPED
46.5 acres	**46.5 acres**

If the new use(s) was not irrigation or nursery:

NEW USE(S)	WAS THE NEW PLACE OF USE DEVELOPED TO THE FULL EXTENT AUTHORIZED UNDER THE ORDER? (INCLUDE THE LOCATION OF THE DEVELOPED PLACE USE ON THE CLAIM MAP)
Not Applicable	**YES**

2. Variations:

Was the use developed differently from what was authorized by the transfer final order? **NO**

If yes, describe below.

(e.g. *"The order authorized a change in place of use for 40 acres. The water user only developed 38 acres."*)

Not Applicable

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SECTION 3

First certificate - Originating Certificate 25901

Change #4

Change in Character of Use

Did the transfer order authorize a change in character of use? **NO**

*If "**NO**", this Section can be deleted.*

Section "Change #4" was deleted.

SECTION 3

First certificate - Originating Certificate 25901

Change #5

Change in Character of Use – Reservoir

Did the transfer order authorize a change in character of use for a reservoir? **NO**

*If "**NO**", this Section can be deleted.*

Section "Change #5" was deleted.

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SECTION 3

Second certificate - Originating Certificate 32597

Change #1

New or Additional Point of Diversion

Change in POD(s) or Additional POD(s)

Did the transfer order authorize a change in the points of diversion or additional points of diversion? **NO**

*If "**NO**", this Section can be deleted.*

Section "Change #1" was deleted.

SECTION 3

Second certificate - Originating Certificate 32597

Change #2

Change in POA(s) or Additional POA(s)

Did the transfer order authorize a change in the points of appropriation or additional points of appropriation? **NO**

*If "**NO**", this Section can be deleted.*

Section "Change #2" was deleted.

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SECTION 3

Second certificate - Originating Certificate 32597

Change #3

Change in Place of Use

Did the transfer order authorize a change in the place of use? **YES**

*If "**NO**", this Section can be deleted.*

1. Claim Summary – Authorized Use:

If Irrigation or Nursery Use:

THE # OF ACRES ALLOWED	THE # OF ACRES DEVELOPED
19.3 acres Supp Irr	**19.3 acres Supp Irr**

If the new use(s) was not irrigation or nursery:

NEW USE(S)	WAS THE NEW PLACE OF USE DEVELOPED TO THE FULL EXTENT AUTHORIZED UNDER THE ORDER? (INCLUDE THE LOCATION OF THE DEVELOPED PLACE USE ON THE CLAIM MAP)
Not Applicable	**YES**

2. Variations:

Was the use developed differently from what was authorized by the transfer final order? **NO**

If yes, describe below.

(e.g. *"The order authorized a change in place of use for 40 acres. The water user only developed 38 acres."*)

Not Applicable

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SECTION 3

Second certificate - Originating Certificate 32597

Change #4

Change in Character of Use

Did the transfer order authorize a change in character of use? **NO**

*If "**NO**", this Section can be deleted.*

Section "Change #4" was deleted.

SECTION 3

Second certificate - Originating Certificate 32597

Change #5

Change in Character of Use – Reservoir

Did the transfer order authorize a change in character of use for a reservoir? **NO**

*If "**NO**", this Section can be deleted.*

Section "Change #5" was deleted.

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SECTION 3

Third certificate - Originating Certificate 28737

Change #1

New or Additional Point of Diversion

Change in POD(s) or Additional POD(s)

Did the transfer order authorize a change in the points of diversion or additional points of diversion? **NO**

*If "**NO**", this Section can be deleted.*

Section "Change #1" was deleted.

SECTION 3

Third certificate - Originating Certificate 28737

Change #2

Change in POA(s) or Additional POA(s)

Did the transfer order authorize a change in the points of appropriation or additional points of appropriation? **NO**

*If "**NO**", this Section can be deleted.*

Section "Change #2" was deleted.

RECEIVED
JAN 31 2020
OWRD

SECTION 3

Third certificate - Originating Certificate 28737

Change #3

Change in Place of Use

Did the transfer order authorize a change in the place of use? **YES**

*If "**NO**", this Section can be deleted.*

1. Claim Summary – Authorized Use:

If Irrigation or Nursery Use:

THE # OF ACRES ALLOWED	THE # OF ACRES DEVELOPED
21.7 acres Irrigation	**21.7 acres Irrigation**
8.2 acres Supp Irr	**8.2 acres Supp Irr**

If the new use(s) was not irrigation or nursery:

NEW USE(S)	WAS THE NEW PLACE OF USE DEVELOPED TO THE FULL EXTENT AUTHORIZED UNDER THE ORDER? (INCLUDE THE LOCATION OF THE DEVELOPED PLACE USE ON THE CLAIM MAP)
Not Applicable	**YES**

2. Variations:

Was the use developed differently from what was authorized by the transfer final order? **NO**

If yes, describe below.

(e.g. *"The order authorized a change in place of use for 40 acres. The water user only developed 38 acres."*)

Not Applicable

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SECTION 3

Third certificate - Originating Certificate 28737

Change #4

Change in Character of Use

Did the transfer order authorize a change in character of use? **NO**

*If "**NO**", this Section can be deleted.*

Section "Change #4" was deleted.

SECTION 3

Third certificate - Originating Certificate 28737

Change #5

Change in Character of Use – Reservoir

Did the transfer order authorize a change in character of use for a reservoir? **NO**

*If "**NO**", this Section can be deleted.*

Section "Change #5" was deleted.

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JAN 31 2020
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SECTION 3

Fourth certificate - Originating Certificate 80822

Change #1

New or Additional Point of Diversion

Change in POD(s) or Additional POD(s)

Did the transfer order authorize a change in the points of diversion or additional points of diversion? **NO**

*If "**NO**", this Section can be deleted.*

Section "Change #1" was deleted.

SECTION 3

Fourth certificate - Originating Certificate 80822

Change #2

Change in POA(s) or Additional POA(s)

Did the transfer order authorize a change in the points of appropriation or additional points of appropriation? **NO**

*If "**NO**", this Section can be deleted.*

Section "Change #2" was deleted.

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JAN 31 2020
OWRD

SECTION 3

Fourth certificate - Originating Certificate 80822

Change #3

Change in Place of Use

Did the transfer order authorize a change in the place of use? **YES**

*If "**NO**", this Section can be deleted.*

1. Claim Summary – Authorized Use:

If Irrigation or Nursery Use:

THE # OF ACRES ALLOWED	THE # OF ACRES DEVELOPED
68.6 acres Supp Irr	**68.6 acres Supp Irr**

If the new use(s) was not irrigation or nursery:

NEW USE(S)	WAS THE NEW PLACE OF USE DEVELOPED TO THE FULL EXTENT AUTHORIZED UNDER THE ORDER? (INCLUDE THE LOCATION OF THE DEVELOPED PLACE USE ON THE CLAIM MAP)
Not Applicable	**YES**

2. Variations:

Was the use developed differently from what was authorized by the transfer final order? **NO**

If yes, describe below.

(e.g. *"The order authorized a change in place of use for 40 acres. The water user only developed 38 acres."*)

Not Applicable

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SECTION 3

Fourth certificate - Originating Certificate 80822

Change #4

Change in Character of Use

Did the transfer order authorize a change in character of use? **NO**

*If "**NO**", this Section can be deleted.*

Section "Change #4" was deleted.

SECTION 3

Fourth certificate - Originating Certificate 80822

Change #5

Change in Character of Use – Reservoir

Did the transfer order authorize a change in character of use for a reservoir? **NO**

*If "**NO**", this Section can be deleted.*

Section "Change #5" was deleted.

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JAN 31 2020
OWRD

SECTION 3

Fifth certificate - Originating Certificate 80823

Change #1

New or Additional Point of Diversion

Change in POD(s) or Additional POD(s)

Did the transfer order authorize a change in the points of diversion or additional points of diversion? **NO**

*If "**NO**", this Section can be deleted.*

Section "Change #1" was deleted.

SECTION 3

Fifth certificate - Originating Certificate 80823

Change #2

Change in POA(s) or Additional POA(s)

Did the transfer order authorize a change in the points of appropriation or additional points of appropriation? **NO**

*If "**NO**", this Section can be deleted.*

Section "Change #2" was deleted.

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JAN 31 2020
OWRD

SECTION 3

Fifth certificate - Originating Certificate 80823

Change #3

Change in Place of Use

Did the transfer order authorize a change in the place of use? **YES**

*If "**NO**", this Section can be deleted.*

1. Claim Summary – Authorized Use:

If Irrigation or Nursery Use:

THE # OF ACRES ALLOWED	THE # OF ACRES DEVELOPED
68.6 acres Supp Irr	**68.6 acres Supp Irr**

If the new use(s) was not irrigation or nursery:

NEW USE(S)	WAS THE NEW PLACE OF USE DEVELOPED TO THE FULL EXTENT AUTHORIZED UNDER THE ORDER? (INCLUDE THE LOCATION OF THE DEVELOPED PLACE USE ON THE CLAIM MAP)
Not Applicable	**YES**

2. Variations:

Was the use developed differently from what was authorized by the transfer final order? **NO**

If yes, describe below.

(e.g. *"The order authorized a change in place of use for 40 acres. The water user only developed 38 acres."*)

Not Applicable

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SECTION 3

Fifth certificate - Originating Certificate 80823

Change #4

Change in Character of Use

Did the transfer order authorize a change in character of use? **NO**

*If "**NO**", this Section can be deleted.*

Section "Change #4" was deleted.

SECTION 3

Fifth certificate - Originating Certificate 80823

Change #5

Change in Character of Use – Reservoir

Did the transfer order authorize a change in character of use for a reservoir? **NO**

*If "**NO**", this Section can be deleted.*

Section "Change #5" was deleted.

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SECTION 3

Sixth certificate - Originating Certificate 60951

Change #1

New or Additional Point of Diversion

Change in POD(s) or Additional POD(s)

Did the transfer order authorize a change in the points of diversion or additional points of diversion? **NO**

*If "**NO**", this Section can be deleted.*

Section "Change #1" was deleted.

SECTION 3

Sixth certificate - Originating Certificate 60951

Change #2

Change in POA(s) or Additional POA(s)

Did the transfer order authorize a change in the points of appropriation or additional points of appropriation? **NO**

*If "**NO**", this Section can be deleted.*

Section "Change #2" was deleted.

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SECTION 3

Sixth certificate - Originating Certificate 60951

Change #3

Change in Place of Use

Did the transfer order authorize a change in the place of use? **YES**

*If "**NO**", this Section can be deleted.*

1. Claim Summary – Authorized Use:

If Irrigation or Nursery Use:

THE # OF ACRES ALLOWED	THE # OF ACRES DEVELOPED
10.5 acres	**10.5 acres**

If the new use(s) was not irrigation or nursery:

NEW USE(S)	WAS THE NEW PLACE OF USE DEVELOPED TO THE FULL EXTENT AUTHORIZED UNDER THE ORDER? (INCLUDE THE LOCATION OF THE DEVELOPED PLACE USE ON THE CLAIM MAP)
Not Applicable	**YES**

2. Variations:

Was the use developed differently from what was authorized by the transfer final order? **NO**

If yes, describe below.

(e.g. *"The order authorized a change in place of use for 40 acres. The water user only developed 38 acres."*)

Not Applicable

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SECTION 3

Sixth certificate - Originating Certificate 60951

Change #4

Change in Character of Use

Did the transfer order authorize a change in character of use? **NO**

*If "**NO**", this Section can be deleted.*

Section "Change #4" was deleted.

SECTION 3

Sixth certificate - Originating Certificate 60951

Change #5

Change in Character of Use – Reservoir

Did the transfer order authorize a change in character of use for a reservoir? **NO**

*If "**NO**", this Section can be deleted.*

Section "Change #5" was deleted.

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SECTION 3

Seventh certificate - Originating Certificate 35811

Change #1

New or Additional Point of Diversion

Change in POD(s) or Additional POD(s)

Did the transfer order authorize a change in the points of diversion or additional points of diversion? **NO**

*If "**NO**", this Section can be deleted.*

Section "Change #1" was deleted.

SECTION 3

Seventh certificate - Originating Certificate 35811

Change #2

Change in POA(s) or Additional POA(s)

Did the transfer order authorize a change in the points of appropriation or additional points of appropriation? **YES**

*If "**NO**", this Section can be deleted.*

1. New or additional point of appropriation name or number:

Point of Appropriation (POA) Name or Number (correspond to map)	Well Log ID # For All Work Performed on the Well (if applicable)	Well Tag # (if applicable)	Source (If Listed In Transfer Final Order)
P.O.A. 4 Pit Well #3	**Not Applicable (Pit Well)**		**Butter Creek (Umatilla River Basin)**

Attach each well log available for the well (include the log for the original well and any subsequent alterations, reconstructions, or deepenings)

If well logs are available, items A and B below can be deleted

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A. If well logs are not available, provide as much of the following information as possible:

Casing Diameter	Casing Depth	Total Depth	Completion Date of Original Well	Completion Dates of Alterations	Who the well was drilled for	Well drilled by
Not Applicable Existing Pit Well						

B. In addition to the information requested in item "A" above, provide any other information which may help the Department locate any well logs associated with this appropriation.

Well is located 1670'N and 2160'E from the W ¼ Corner of Section 19, T3N R28E W.M.

2. Variations:

Was the use developed differently from what was authorized by the transfer final order, or extension final? **NO**

If yes, describe below.

(e.g. *"The order allowed three new/additional points of appropriation. The water user only developed one of the points."*)

Not Applicable

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3. Claim Summary:

NEW OR ADDITIONAL POD / POA NAME OR #	MAXIMUM RATE AUTHORIZED	CALCULATED THEORETICAL RATE BASED ON SYSTEM	AMOUNT OF WATER MEASURED
P.O.A. 4, Pit Well 3	**0.39 cfs**	**2.24 cfs**	**Not Applicable**

System Description

Are there multiple new or additional Points of Appropriation (POA)? **NO**

If *"YES"* you will need to copy and complete either Section A or B in this Section for each POA.

POA Name or Number this section describes (only needed if there is more than one):

P.O.A. 4, Pit Well 3

A. POA System Information

Provide the following information concerning the point of appropriation. Information provided must describe the equipment used to appropriate water from the point of appropriation.

1. Pump Information

MANUFACTURER	MODEL	SERIAL NUMBER	TYPE (CENTRIFUGAL, TURBINE OR SUBMERSIBLE)	INTAKE SIZE	DISCHARGE SIZE
Cornell	**5RB**	**Unknown**	**Centrifugal**	**8"**	**4"**

2. Motor Information

MANUFACTURER	HORSEPOWER
US Electric	**60 hp**

3. Theoretical Pump Capacity

HORSEPOWER	OPERATING PSI	LIFT FROM SOURCE TO PUMP *IF A WELL, THE WATER LEVEL DURING PUMPING	LIFT FROM PUMP TO PLACE OF USE	TOTAL PUMP OUTPUT (IN CFS)
60 hp	**70 psi**	**5 ft**	**16 ft (686'-670')**	**2.24 cfs**

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4. Provide pump calculations:

60 hp Centrifugal Pump

Estimate of pumping head:

Lift	5 ft (WL to pump inlet)
Operating Pressure	162 ft (70 psi @ pump discharge)
Valves and fittings	10 ft (estimated)
Total	177 ft

Estimated flow of 60 hp pump:

$$hp = \frac{\text{gpm x head (ft)}}{\text{3960 x efficiency (\%)}} \quad \text{or gpm} = \frac{\text{hp x 3960 x efficiency (\%)}}{\text{head (ft)}}$$

$$\frac{60 \times 3960 \times .75}{177} = 1007 \text{ gpm (2.24 cfs)}$$

Estimated pump efficiency 75%.

5. Measured Pump Capacity (using meter if meter was present and system was operating)

Initial Meter Reading	Ending Meter Reading	Duration of Time Observed	Total Pump Output (in cfs)
Not Applicable			

Reminder: For pump calculations use the reference information at the end of this document.

B. Groundwater Source Information (Well and Sump)

1. Is the appropriation from a dug well (sump)? **YES**

If "NO", items 2 through 4 relating to this section may be deleted.

Reminder: Construction standards for sumps can be found in OAR 690-210-0400.

2. If the appropriation involves a **SUMP**, provide the following information for each **SUMP**:

Length	Width	Average Diameter	Maximum Depth	Surface Area (in acres)	Volume in cubic feet or acre feet
100'±	50'±	Not Applicable	8'±	0.11 acres	20,000 cu ft

3. If the sump is curbed constructed with watertight surface curbing, describe the curbing:

Curbing Material (concrete, concrete tiles, or steel)	If Concrete, provide the thickness of the wall
Nor Applicable	

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4. Provide sump volume calculations:

Sump length 100', Sump width 50', Sump average depth 4'. **Volume = length x width x average depth = 100 x 50 x 4 = 20,000 cu ft (0.46 ac ft)**

C. Additional notes or comments related to the system:

Not Applicable

Seventh certificate - Originating Certificate 35811

Change #3

Change in Place of Use

Did the transfer order authorize a change in the place of use? **YES**

*If "**NO**", this Section can be deleted.*

1. Claim Summary – Authorized Use:

If Irrigation or Nursery Use:

THE # OF ACRES ALLOWED	THE # OF ACRES DEVELOPED
8.0 acres Irrigation	**8.0 acres Irrigation**
22.9 acres Supp Irr	**22.9 acres Supp Irr**

If the new use(s) was not irrigation or nursery:

NEW USE(S)	WAS THE NEW PLACE OF USE DEVELOPED TO THE FULL EXTENT AUTHORIZED UNDER THE ORDER? (INCLUDE THE LOCATION OF THE DEVELOPED PLACE USE ON THE CLAIM MAP)
Not Applicable	**YES**
Not Applicable	**YES**

2. Variations:

Was the use developed differently from what was authorized by the transfer final order? **NO**

If yes, describe below.

(e.g. *"The order authorized a change in place of use for 40 acres. The water user only developed 38 acres."*)

Not Applicable

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SECTION 3

Seventh certificate - Originating Certificate 35811

Change #4

Change in Character of Use

Did the transfer order authorize a change in character of use? **NO**

*If "**NO**", this Section can be deleted.*

Section "Change #4" was deleted.

SECTION 3

Seventh certificate - Originating Certificate 35811

Change #5

Change in Character of Use – Reservoir

Did the transfer order authorize a change in character of use for a reservoir? **NO**

*If "**NO**", this Section can be deleted.*

Section "Change #5" was deleted.

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SECTION 3

Eighth certificate - Originating Certificate 35783

Change #1

New or Additional Point of Diversion

Change in POD(s) or Additional POD(s)

Did the transfer order authorize a change in the points of diversion or additional points of diversion? **NO**

*If "**NO**", this Section can be deleted.*

Section "Change #1" was deleted.

SECTION 3

Eighth certificate - Originating Certificate 35783

Change #2

Change in POA(s) or Additional POA(s)

Did the transfer order authorize a change in the points of appropriation or additional points of appropriation? **NO**

*If "**NO**", this Section can be deleted.*

Section "Change #2" was deleted.

RECEIVED
JAN 31 2020
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SECTION 3

Eighth certificate - Originating Certificate 35783

Change #3

Change in Place of Use

Did the transfer order authorize a change in the place of use? **YES**

*If "**NO**", this Section can be deleted.*

1. Claim Summary – Authorized Use:

If Irrigation or Nursery Use:

THE # OF ACRES ALLOWED	THE # OF ACRES DEVELOPED
30.9 acres Supp Irr	**30.9 acres Supp Irr**

If the new use(s) was not irrigation or nursery:

NEW USE(S)	WAS THE NEW PLACE OF USE DEVELOPED TO THE FULL EXTENT AUTHORIZED UNDER THE ORDER? (INCLUDE THE LOCATION OF THE DEVELOPED PLACE USE ON THE CLAIM MAP)
Not Applicable	**YES**

2. Variations:

Was the use developed differently from what was authorized by the transfer final order? **NO**

If yes, describe below.

(e.g. *"The order authorized a change in place of use for 40 acres. The water user only developed 38 acres."*)

Not Applicable

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SECTION 3

Eighth certificate - Originating Certificate 35783

Change #4

Change in Character of Use

Did the transfer order authorize a change in character of use? **NO**

*If "**NO**", this Section can be deleted.*

Section "Change #4" was deleted.

SECTION 3

Eighth certificate - Originating Certificate 35783

Change #5

Change in Character of Use – Reservoir

Did the transfer order authorize a change in character of use for a reservoir? **NO**

*If "**NO**", this Section can be deleted.*

Section "Change #5" was deleted.

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SECTION 3

Ninth certificate - Originating Certificate 60952

Change #1

New or Additional Point of Diversion

Change in POD(s) or Additional POD(s)

Did the transfer order authorize a change in the points of diversion or additional points of diversion? **NO**

*If "**NO**", this Section can be deleted.*

Section "Change #1" was deleted.

SECTION 3

Ninth certificate - Originating Certificate 60952

Change #2

Change in POA(s) or Additional POA(s)

Did the transfer order authorize a change in the points of appropriation or additional points of appropriation? **NO**

*If "**NO**", this Section can be deleted.*

Section "Change #2" was deleted.

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SECTION 3

Ninth certificate - Originating Certificate 60952

Change #3

Change in Place of Use

Did the transfer order authorize a change in the place of use? **YES**

*If "**NO**", this Section can be deleted.*

1. Claim Summary – Authorized Use:

If Irrigation or Nursery Use:

THE # OF ACRES ALLOWED	THE # OF ACRES DEVELOPED
49.1 acres	**49.1 acres**

If the new use(s) was not irrigation or nursery:

NEW USE(S)	WAS THE NEW PLACE OF USE DEVELOPED TO THE FULL EXTENT AUTHORIZED UNDER THE ORDER? (INCLUDE THE LOCATION OF THE DEVELOPED PLACE USE ON THE CLAIM MAP)
Not Applicable	**YES**

2. Variations:

Was the use developed differently from what was authorized by the transfer final order? **NO**

If yes, describe below.

(e.g. *"The order authorized a change in place of use for 40 acres. The water user only developed 38 acres."*)

Not Applicable

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SECTION 3

Ninth certificate - Originating Certificate 60952

Change #4

Change in Character of Use

Did the transfer order authorize a change in character of use? **NO**

*If "**NO**", this Section can be deleted.*

Section "Change #4" was deleted.

SECTION 3

Ninth certificate - Originating Certificate 60952

Change #5

Change in Character of Use – Reservoir

Did the transfer order authorize a change in character of use for a reservoir? **NO**

*If "**NO**", this Section can be deleted.*

Section "Change #5" was deleted.

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SECTION 4

CONDITIONS

All conditions contained in the transfer final order, or any extension final order shall be addressed. Reports that do not address all performance related conditions will be returned.

1. Time Limits:

Describe how the water user has complied with each of the development timelines established in the transfer final order and any extensions of time issued for the transfer:

	DATE FROM TRANSFER	DATE THE AUTHORIZED CHANGES WERE COMPLETED *THIS DATE MUST FALL BETWEEN THE "ISSUANCE DATE" AND THE "COMPLETENESS DATE"
ISSUANCE DATE	**March 14, 2008**	
COMPLETENESS DATE FROM ORDER (C)	**October 1, 2009**	**September 30, 2009**

* MUST BE WITHIN PERIOD BETWEEN TRANSFER FINAL ORDER, OR ANY EXTENSION FINAL ORDER ISSUANCE AND THE DATE TO COMPLETE THE CHANGE

2. Is there an extension final order(s)? **NO**

If "NO", you may delete the following table.

If for a transfer extension order, provide the following information:

VOLUME	PAGE	DATE EXTENDED TO
Not Applicable		

3. Measurement Conditions:

a. Does the transfer final order, or any extension final order require the installation of a meter or other approved measuring device? **NO**

If "NO", items 3b through 3f relating to this section may be deleted.

Items 3b through 3f relating to this section were deleted.

Reminder: If a meter or approved measuring device was required, the COBU map must indicate the location of the device in relation to the point of appropriation.

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4. Recording and reporting conditions

a. Is the water user required to report the water use to the Department? **NO**

If "NO", item 4b relating to this section may be deleted.

b. Have the reports been submitted? **NA**

If the reports have not been submitted, attach a copy of the reports if available.

5. Other conditions required by the transfer final order or extension final order:

   a. Were there special well construction standards? **NO**

   b. Was submittal of a ground water monitoring plan required? **NO**

   c. Other conditions? **NO**

If "YES" to any of the above, identify the condition and describe the water user's actions to comply with the condition(s):

Not Applicable

SECTION 5

ATTACHMENTS

Provide a list of any additional documents you are attaching to this report:

ATTACHMENT NAME	DESCRIPTION
COBU Maps	**COBU map sheets (Sheets 1 through 9)**
Photo of C 25901 Head gate	**Photo of C 25901 Head gate from water master with Lat and Long**

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SECTION 6

CLAIM OF BENEFICIAL USE MAP

The Claim of Beneficial Use Map must be submitted with this claim. Claims submitted without the Claim of Beneficial Use map will be returned. The map shall be submitted on polyester film at a scale of 1" = 1320 feet, 1" = 400 feet, or the original full-size scale of the county assessor map for the location.

The changes that were authorized under the transfer final order must be mapped based on the developed locations; new or additional points of appropriation and place of use.

In cases where the order involved additional points of appropriation, the additional points should be mapped based on their developed locations. The original points of appropriation should be mapped based on the original right of record at the time the transfer final order was issued.

In cases where the order involved changing the place of use for a portion of a water right, the portion of the place of use being changed should be mapped based on the developed location. If the transfer also included portions of the place of use that were not being modified, but were receiving a new or additional point of appropriation, the place of use for those lands should be mapped based on the original right of record at the time the transfer final order was issued.

Provide a general description of the survey method used to prepare the map. Examples of possible methods include, but are not limited to, a traverse survey, GPS, or the use of aerial photos. If the basis of the survey is an aerial photo, provide the source, date, series and the aerial photo identification number.

The COBU map was prepared using information from the transfer map, google images of the project, the county tax lot maps, and measurements and observation taken during a site visit.

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Map Checklist

Please be sure that the map you submit includes ALL the items listed below.
(Reminder: Incomplete maps and/or claims may be returned.)

- ☒ Map on polyester film
- ☒ Appropriate scale (1" = 400 feet, 1" = 1320 feet, or the original full-size scale of the county assessor map)
- ☒ Township, Range, Section, Donation Land Claims, and Government Lots
- ☒ If irrigation, number of acres irrigated within each projected Donation Land Claims, Government Lots, Quarter-Quarters
- NA Locations of fish screens and/or fish by-pass devices in relationship to point of diversion
- NA Locations of meters and/or measuring devices in relationship to point of diversion or appropriation
- ☒ Conveyance structures illustrated (pumps, reservoirs, pipelines, ditches, etc.)
- ☒ Point(s) of diversion or appropriation (illustrated and coordinates)
- ☒ Tax lot boundaries and numbers
- ☒ Source illustrated if surface water
- ☒ Disclaimer ("This map is not intended to provide legal dimensions or locations of property ownership lines")
- ☒ Application and permit number or transfer number
- ☒ North arrow
- ☒ Legend
- ☒ CWRE stamp and signature

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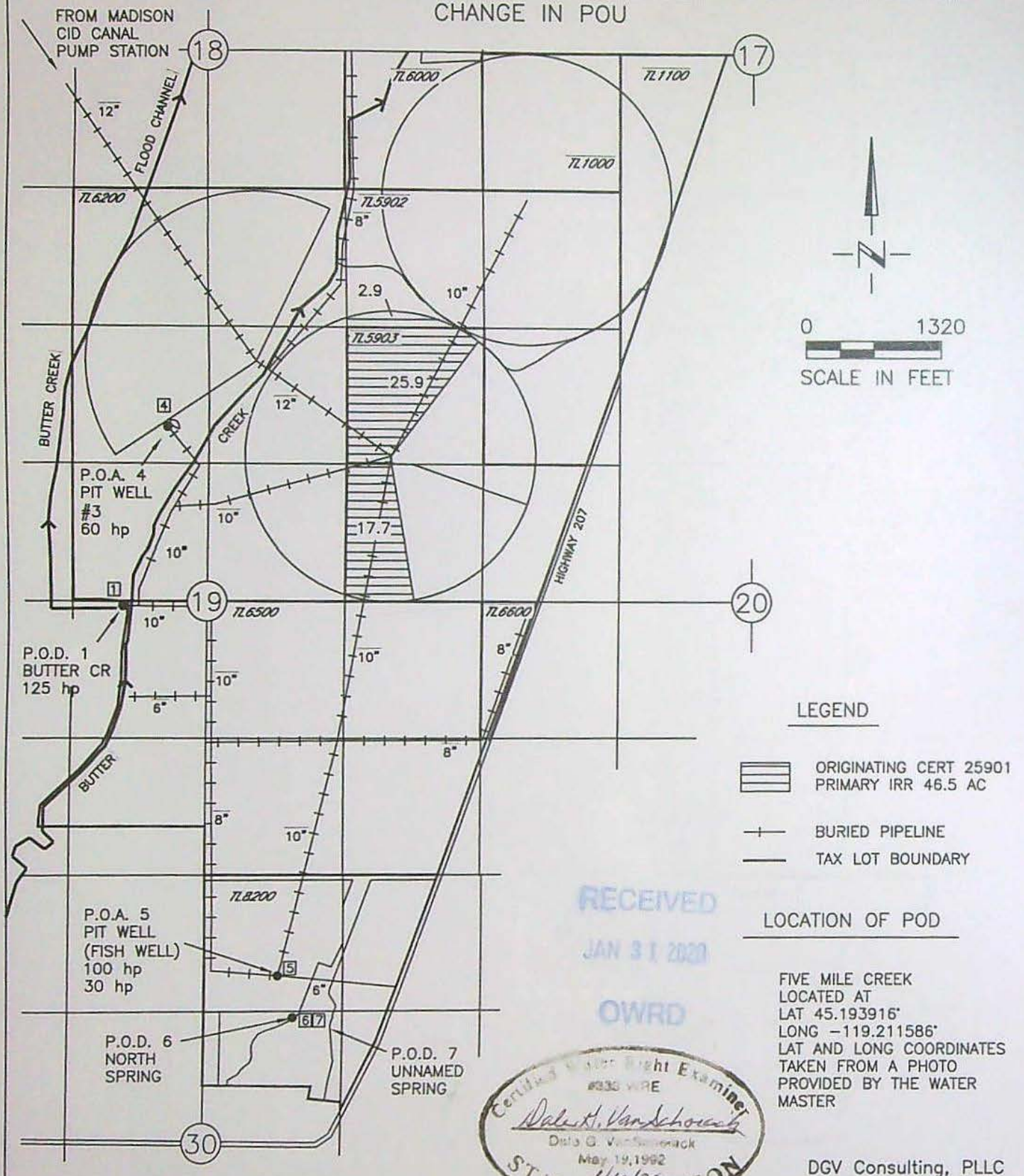
CLAIM OF BENEFICIAL MAP FOR TRANSFER T-10320 to CHANGE THE PLACE OF USE UNDER CERTs 25901, 32597, 28737, 80822, 80823, 60951, 35783, 60952, and to CHANGE THE POINTS OF APPROPRIATION AND PLACE OF USE UNDER CERT 35811 IN THE NAME OF SCOTT MADISON UMATILLA COUNTY, T3N R28E W.M.

SHEET 1 OF 9 – A PORTION OF ORIGINATING CERT 25901 PRIMARY IRR CHANGE IN POU



LEGEND

- ORIGINATING CERT 25901 PRIMARY IRR 46.5 AC
- BURIED PIPELINE
- TAX LOT BOUNDARY

LOCATION OF POD

FIVE MILE CREEK
LOCATED AT
LAT 45.193916°
LONG -119.211586°
LAT AND LONG COORDINATES
TAKEN FROM A PHOTO
PROVIDED BY THE WATER
MASTER

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JAN 31 2020
OWRD

Certified Water Right Examiner
#838
Dale H. Van Schoiack
Dale G. Van Schoiack
May 19, 1992
1/16/20
STATE OF OREGON

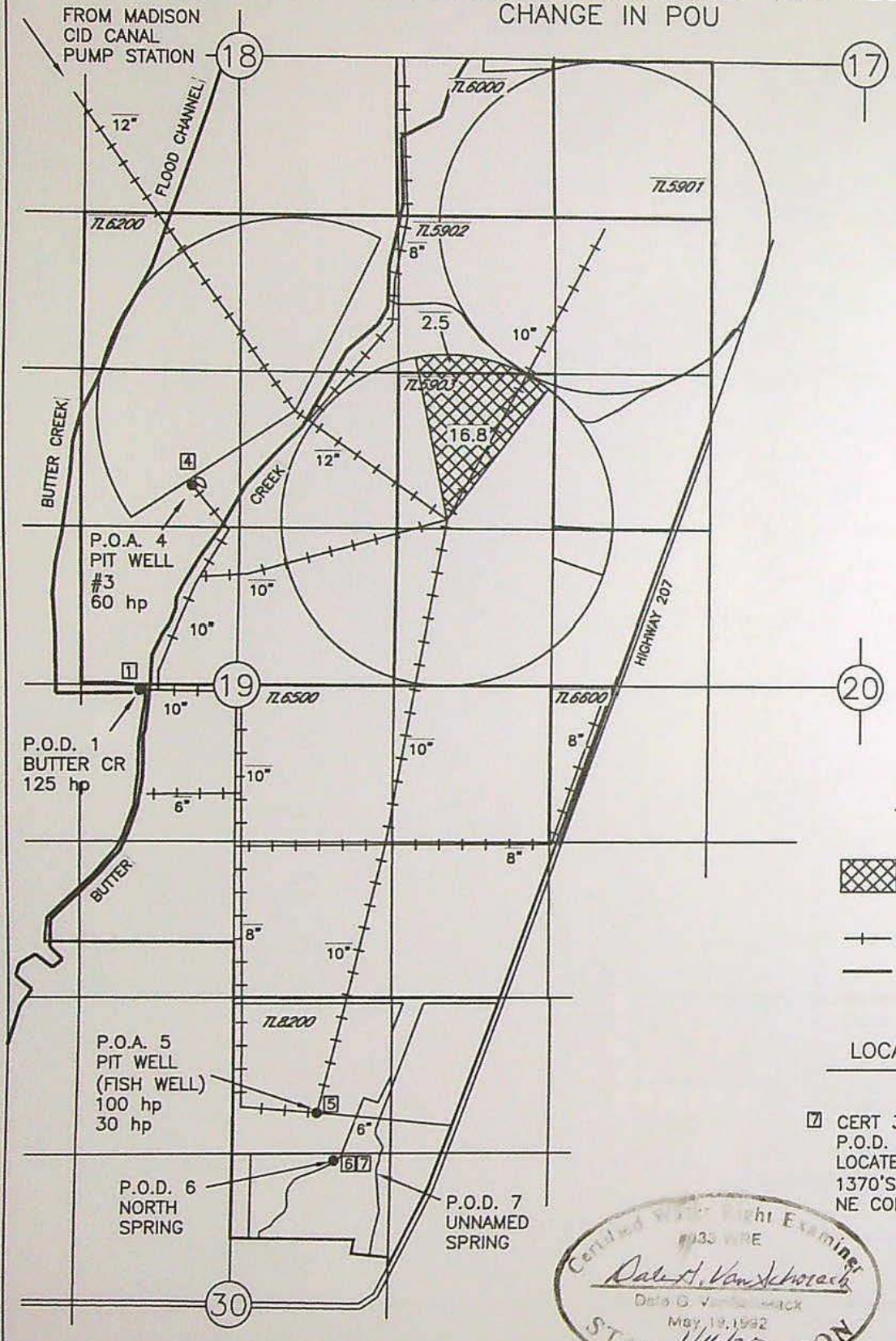
Renewal 6/30/20

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.

DGV Consulting, PLLC
PHONE (509) 627-8717
dalevconsulting@gmail.com
Date: Jan 15, 2020

CLAIM OF BENEFICIAL MAP FOR TRANSFER T-10320 to CHANGE THE PLACE OF USE UNDER CERTs 25901, 32597, 28737, 80822, 80823, 60951, 35783, 60952, and to CHANGE THE POINTS OF APPROPRIATION AND PLACE OF USE UNDER CERT 35811 IN THE NAME OF SCOTT MADISON UMATILLA COUNTY, T3N R28E W.M.

SHEET 2 OF 9– A PORTION OF ORIGINATING CERT 32597 SUPP IRR CHANGE IN POU



N

0 1320

SCALE IN FEET

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LEGEND

ORIGINATING CERT 32597 SUPP IRR 19.3 AC

BURIED PIPELINE

TAX LOT BOUNDARY

LOCATION OF POD

7 CERT 32597 (PERMIT 26265) P.O.D. 7 UNNAMED SPRING LOCATED IN THE SW NE SEC 30 1370'S AND 1800' W FROM THE NE COR SEC 30

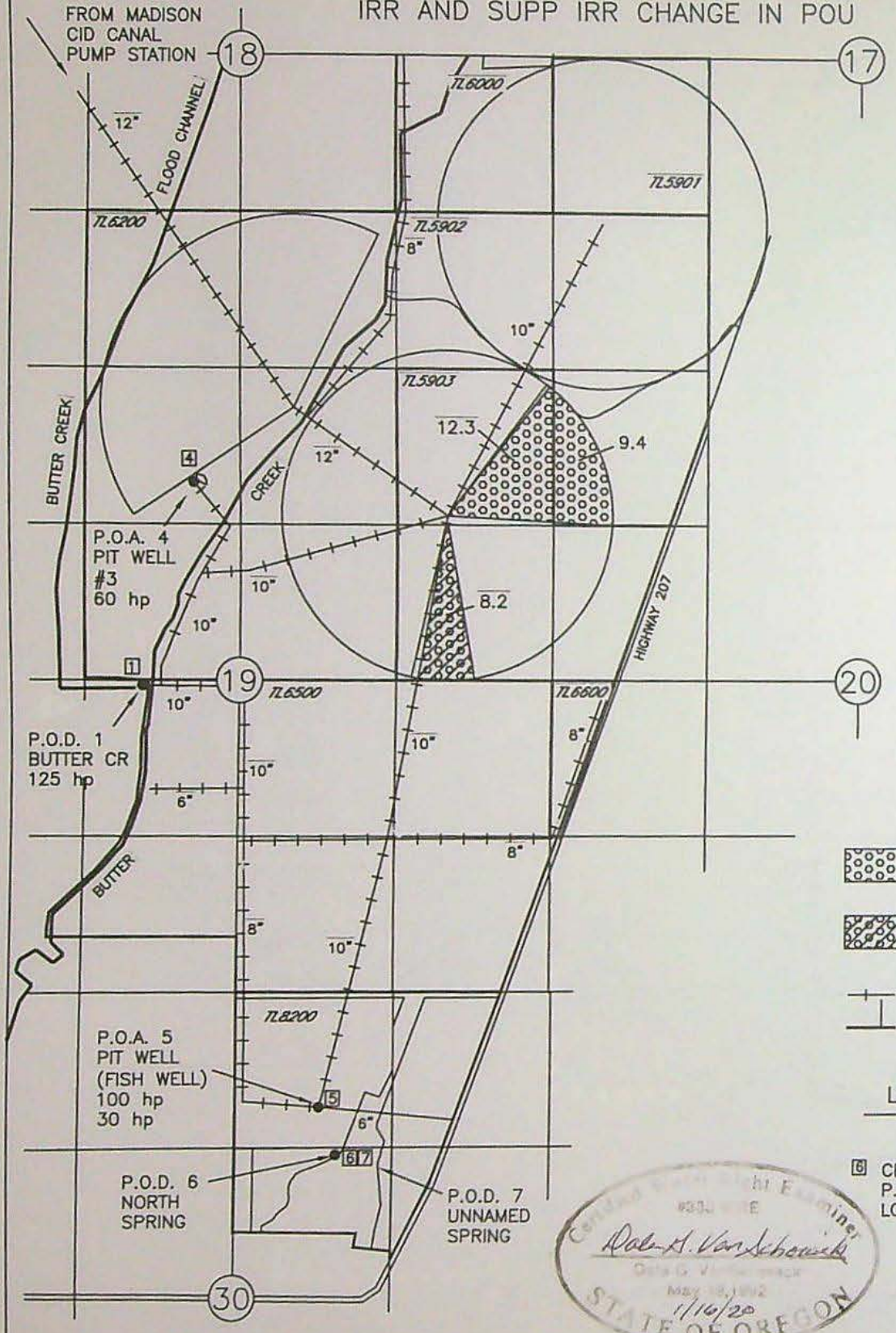
Certified Water Right Examiner
#933
Dale A. VanSchoorack
Date G. VanSchoorack
May 19, 1992
1/16/20
STATE OF OREGON
Renewal 6/30/20

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.

DGV Consulting, PLLC
PHONE (509) 627-8717
dalevconsulting@gmail.com
Date: Jan 11, 2020

CLAIM OF BENEFICIAL MAP FOR TRANSFER T-10320 to CHANGE THE PLACE OF USE UNDER CERTs 25901, 32597, 28737, 80822, 80823, 60951, 35783, 60952, and to CHANGE THE POINTS OF APPROPRIATION AND PLACE OF USE UNDER CERT 35811 IN THE NAME OF SCOTT MADISON UMATILLA COUNTY, T3N R28E W.M.

SHEET 3 OF 9 – A PORTION OF ORIGINATING CERT 28737 PRIMARY IRR AND SUPP IRR CHANGE IN POU



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SCALE IN FEET

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OWRD

LEGEND

- ORIGINATING CERT 28737 PRIMARY IRR 21.7 AC
- ORIGINATING CERT 28737 SUPP IRR 8.2 AC
- BURIED PIPELINE
- TAX LOT BOUNDARY

LOCATION OF POD

6 CERT 28737 (PERMIT 25159) P.O.D. 6 NORTH SPRING LOCATED IN THE SW NE SEC 30

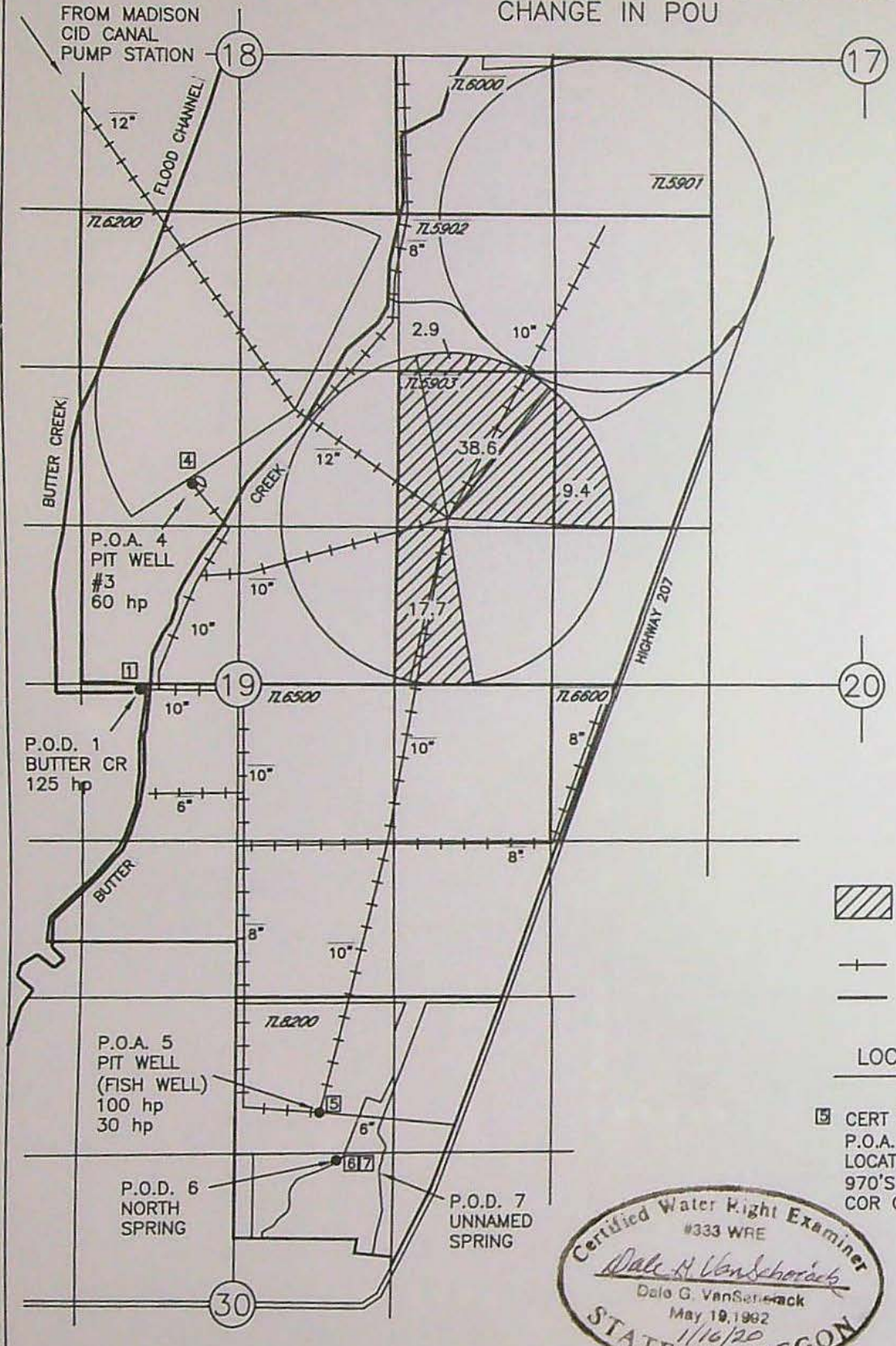
Certified Water Right Examiner
Dale A. Van Schoiack
Date Certified: May 18, 1992
11/16/20
STATE OF OREGON
Renewed 6/30/20

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.

DGV Consulting, PLLC
PHONE (509) 627-8717
dalevconsulting@gmail.com
Date: Jan 11, 2020

CLAIM OF BENEFICIAL MAP FOR TRANSFER T-10320 to CHANGE THE PLACE OF USE UNDER CERTs 25901, 32597, 28737, 80822, 80823, 60951, 35783, 60952, and to CHANGE THE POINTS OF APPROPRIATION AND PLACE OF USE UNDER CERT 35811 IN THE NAME OF SCOTT MADISON UMATILLA COUNTY, T3N R28E W.M.

SHEET 4 OF 9- A PORTION OF ORIGINATING CERT 80822 SUPP IRR CHANGE IN POU



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SCALE IN FEET

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LEGEND

ORIGINATING CERT 80822 SUPP IRR 68.6 AC

BURIED PIPELINE

TAX LOT BOUNDARY

LOCATION OF POD

5 CERT 80822 (PERMIT G-7207) P.O.A. 5 PIT WELL (FISH WELL) LOCATED IN THE NW NE SEC 30 970'S AND 1950'W FROM THE NE COR OF SECTION 30

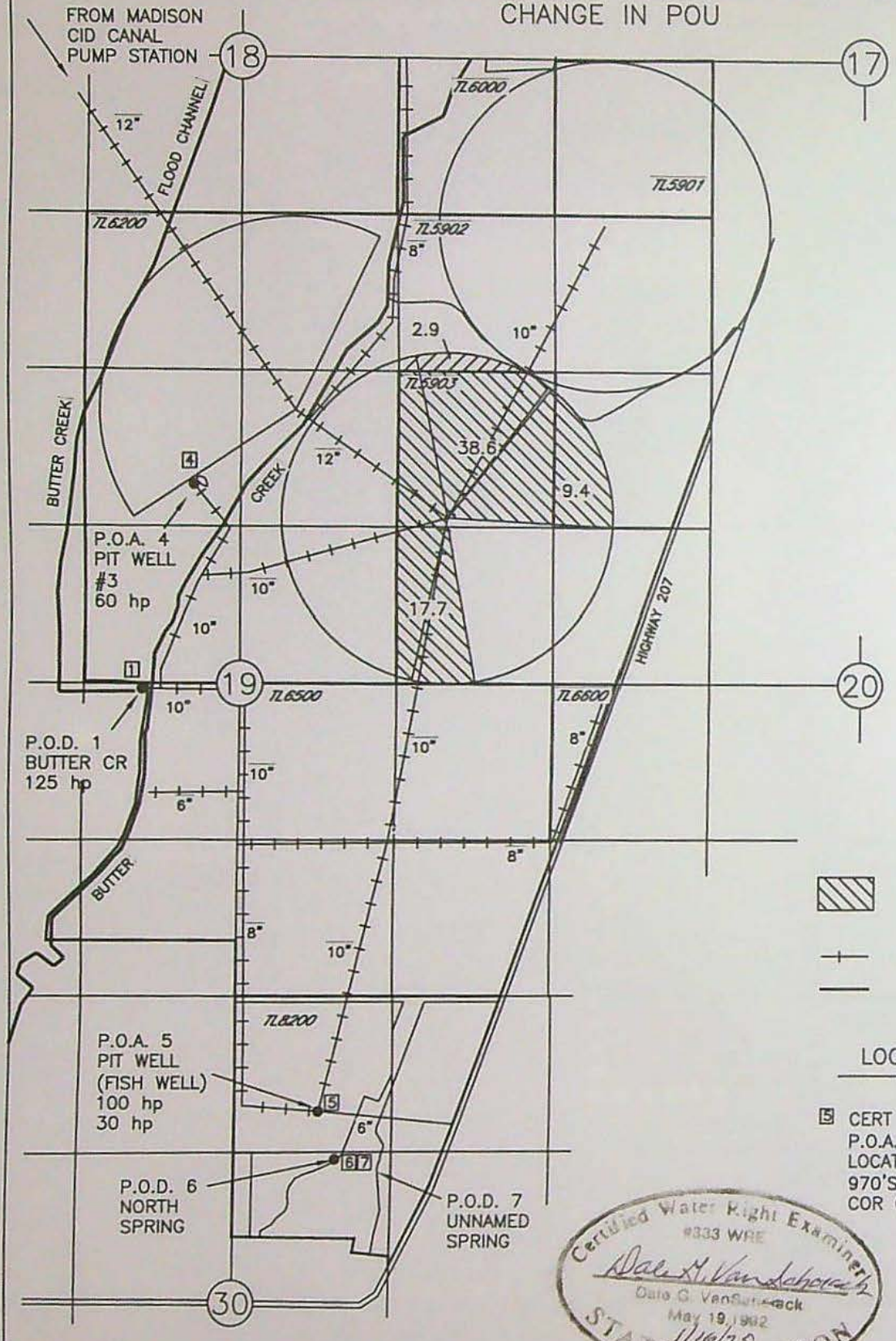
Certified Water Right Examiner
#333 WRE
Dale G. VanSchoorack
May 19, 1992
1/16/20
STATE OF OREGON
Renews 6/30/20

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.

DGV Consulting, PLLC
PHONE (509) 627-8717
dalevconsulting@gmail.com
Date: Jan 11, 2020

CLAIM OF BENEFICIAL MAP FOR TRANSFER T-10320 to CHANGE THE PLACE OF USE UNDER CERTs 25901, 32597, 28737, 80822, 80823, 60951, 35783, 60952, and to CHANGE THE POINTS OF APPROPRIATION AND PLACE OF USE UNDER CERT 35811 IN THE NAME OF SCOTT MADISON UMATILLA COUNTY, T3N R28E W.M.

SHEET 5 OF 9 – A PORTION OF ORIGINATING CERT 80823 SUPP IRR CHANGE IN POU



0 1320

SCALE IN FEET

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JAN 31 2020
OWRD

LEGEND

ORIGINATING CERT 80823 SUPP IRR 68.6 AC

BURIED PIPELINE

TAX LOT BOUNDARY

LOCATION OF POD

5 CERT 80822 (PERMIT 7207) P.O.A. 5 PIT WELL (FISH WELL) LOCATED IN THE NW NE SEC 30 970'S AND 1950'W FROM THE NE COR OF SECTION 30

Certified Water Right Examiner #333 WRE
Dale G. VanSickle
May 19, 1982
1/16/20
STATE OF OREGON

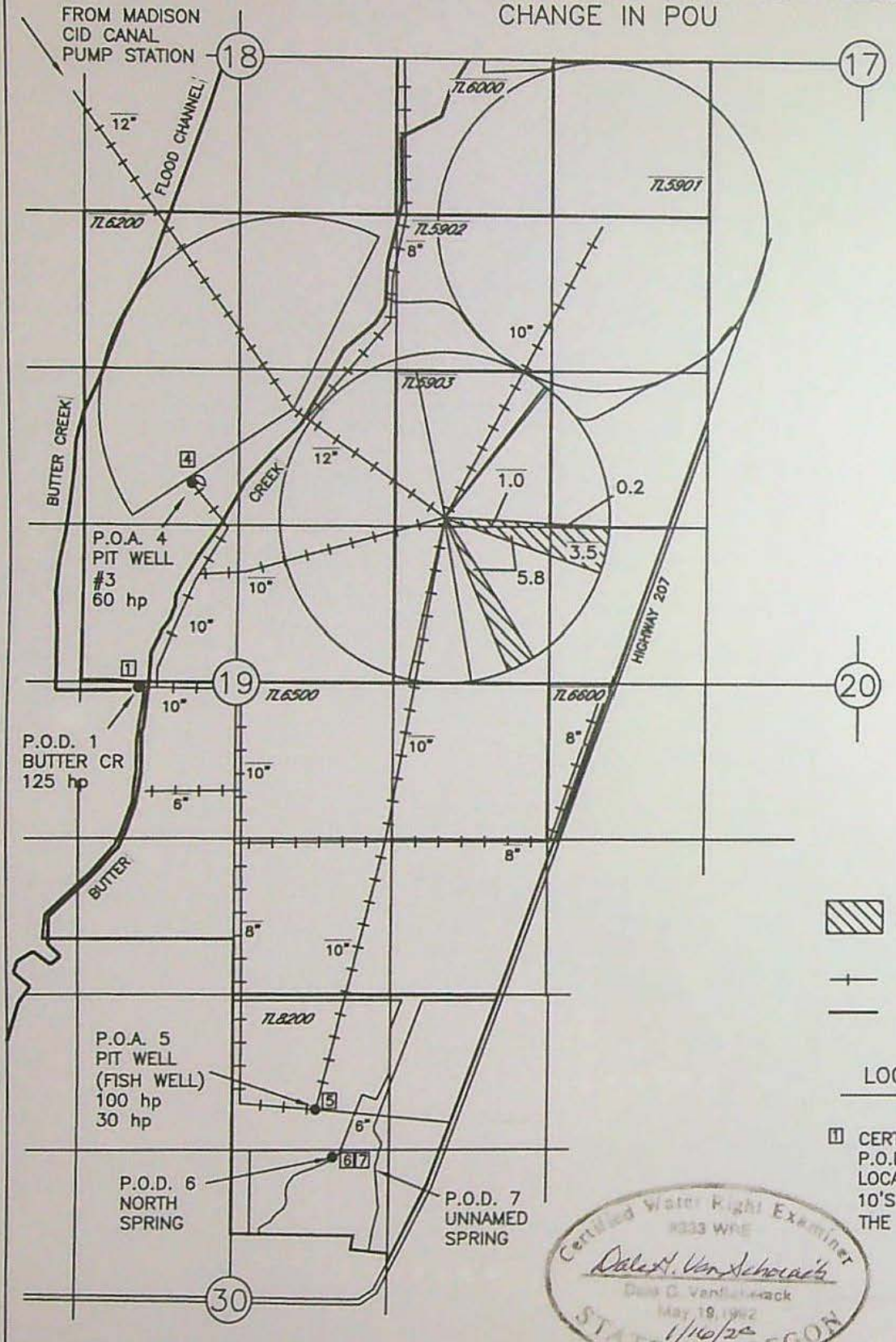
Renews 6/30/20

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.

DGV Consulting, PLLC
PHONE (509) 627-8717
dalevconsulting@gmail.com
Date: Jan 11, 2020

CLAIM OF BENEFICIAL MAP FOR TRANSFER T-10320 to CHANGE THE PLACE OF USE UNDER CERTs 25901, 32597, 28737, 80822, 80823, 60951, 35783, 60952, and to CHANGE THE POINTS OF APPROPRIATION AND PLACE OF USE UNDER CERT 35811 IN THE NAME OF SCOTT MADISON UMATILLA COUNTY, T3N R28E W.M.

SHEET 6 OF 9 – A PORTION OF ORIGINATING CERT 60951 PRIMARY IRR CHANGE IN POU



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SCALE IN FEET

RECEIVED
JAN 31 2020
OWRD

LEGEND

ORIGINATING CERT 60951 PRIMARY IRR 10.5 AC

BURIED PIPELINE

TAX LOT BOUNDARY

LOCATION OF POD

[1] CERT 60951 (PERMIT 3694) P.O.D. 1 BUTTER CR LOCATED IN THE NE SW SEC 19 10'S AND 1800'E FROM THE W 1/4 COR OF SECTION 19

Certified Water Right Examiner
#333 WRE
Dale A. VanAckeren
Dale C. VanAckeren
May 19, 1992
1/16/20
STATE OF OREGON
Renew 6/30/20

DGV Consulting, PLLC
PHONE (509) 627-8717
dalevconsulting@gmail.com
Date: Jan 11, 2020

NOTE:
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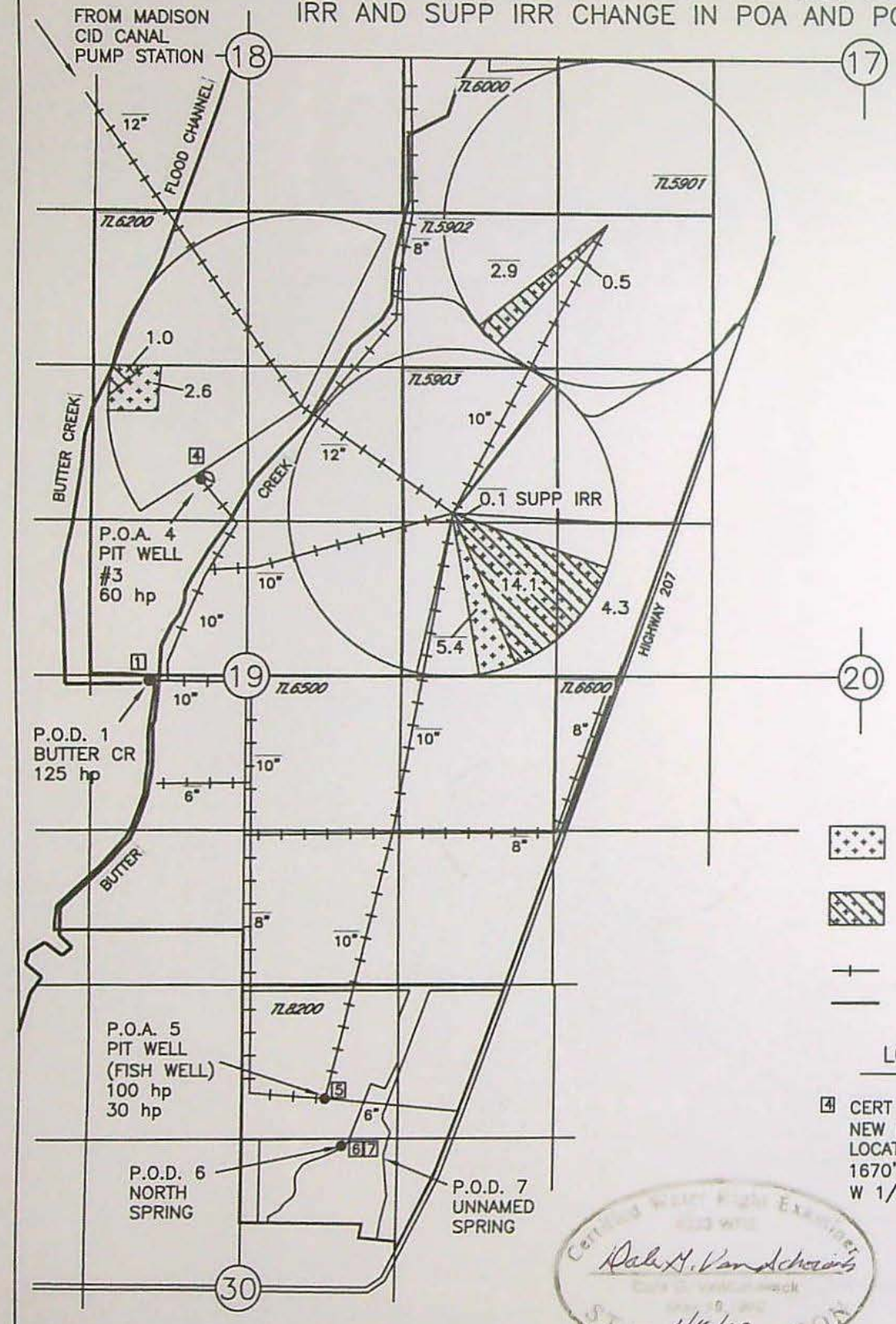
CLAIM OF BENEFICIAL MAP FOR TRANSFER T-10320 to CHANGE THE PLACE OF USE UNDER CERTs 25901, 32597, 28737, 80822, 80823, 60951, 35783, 60952, and to CHANGE THE POINTS OF APPROPRIATION AND PLACE OF USE UNDER CERT 35811 IN THE NAME OF SCOTT MADISON UMATILLA COUNTY, T3N R28E W.M.

SHEET 7 OF 9 – A PORTION OF ORIGINATING CERT 35811 PRIMARY IRR AND SUPP IRR CHANGE IN POA AND POU



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SCALE IN FEET

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OWRD

LEGEND

- ORIGINATING CERT 35811 PRIMARY IRR 8.0 AC
- ORIGINATING CERT 35811 SUPP IRR 22.9 AC
- BURIED PIPELINE
- TAX LOT BOUNDARY

LOCATION OF POD

[4] CERT 35811 (PERMIT G-438) NEW P.O.A., P.O.A. 4 PIT WELL #3 LOCATED IN THE NE NW SEC 19 1670'N AND 2160'E FROM THE W 1/4 COR OF SECTION 19

Certified Water Right Examiner
Dale A. Van Schoiack
1/16/20
STATE OF OREGON

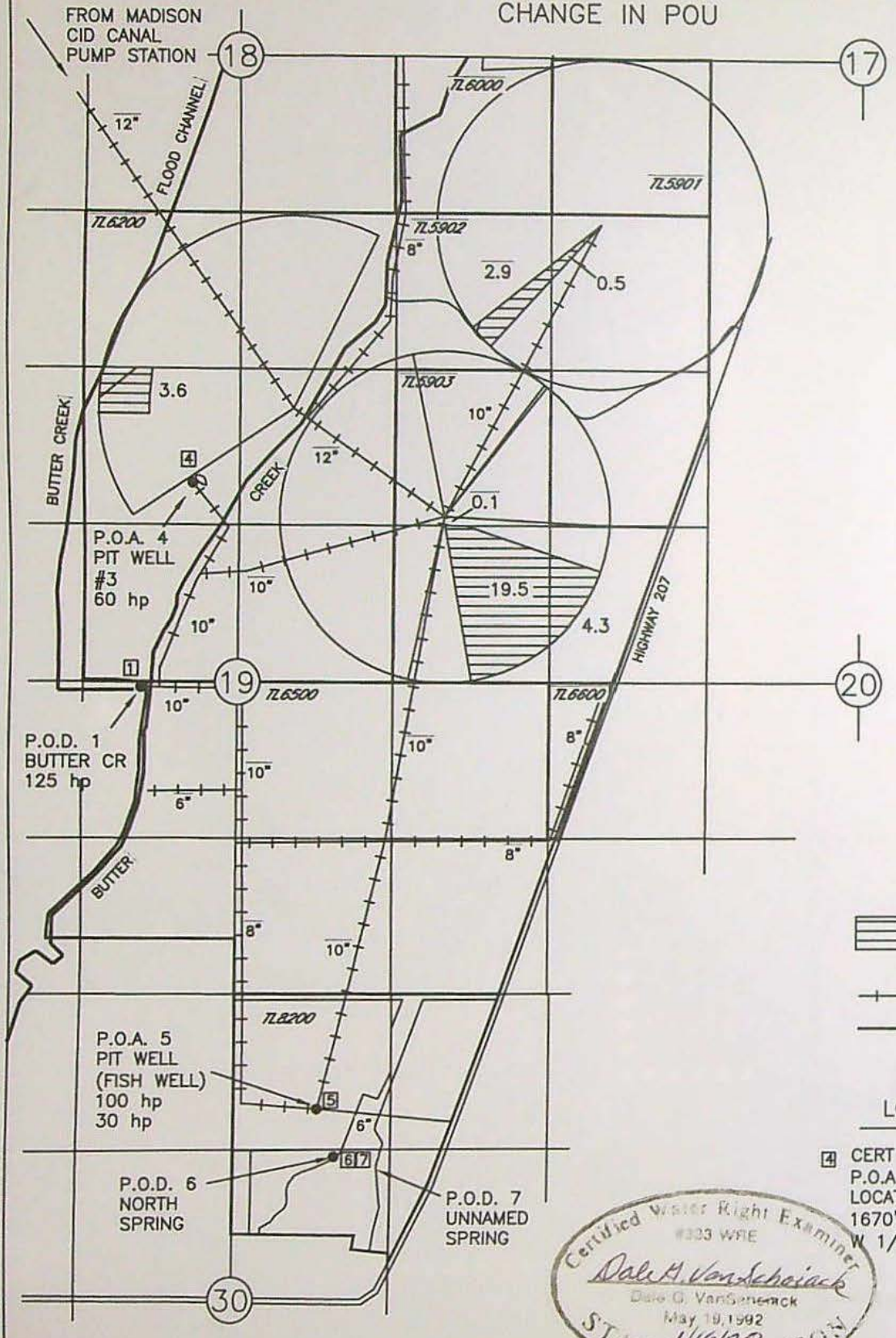
Renews 6/30/22

DGV Consulting, PLLC
PHONE (509) 627-8717
dalevconsulting@gmail.com
Date: Jan 11, 2020

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.

CLAIM OF BENEFICIAL MAP FOR TRANSFER T-10320 to CHANGE THE PLACE OF USE UNDER CERTs 25901, 32597, 28737, 80822, 80823, 60951, 35783, 60952, and to CHANGE THE POINTS OF APPROPRIATION AND PLACE OF USE UNDER CERT 35811 IN THE NAME OF SCOTT MADISON UMATILLA COUNTY, T3N R28E W.M.

SHEET 8 OF 9 – A PORTION OF ORIGINATING CERT 35783 SUPP IRR CHANGE IN POU



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SCALE IN FEET

RECEIVED
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LEGEND

- ORIGINATING CERT 35783 SUPP IRR 30.9 AC
- BURIED PIPELINE
- TAX LOT BOUNDARY

LOCATION OF POD

4 CERT 35783 (PERMIT G-2597)
P.O.A. 4 PIT WELL #3
LOCATED IN THE NE NW SEC 19
1670'N AND 2160'E FROM THE
W 1/4 COR OF SECTION 19

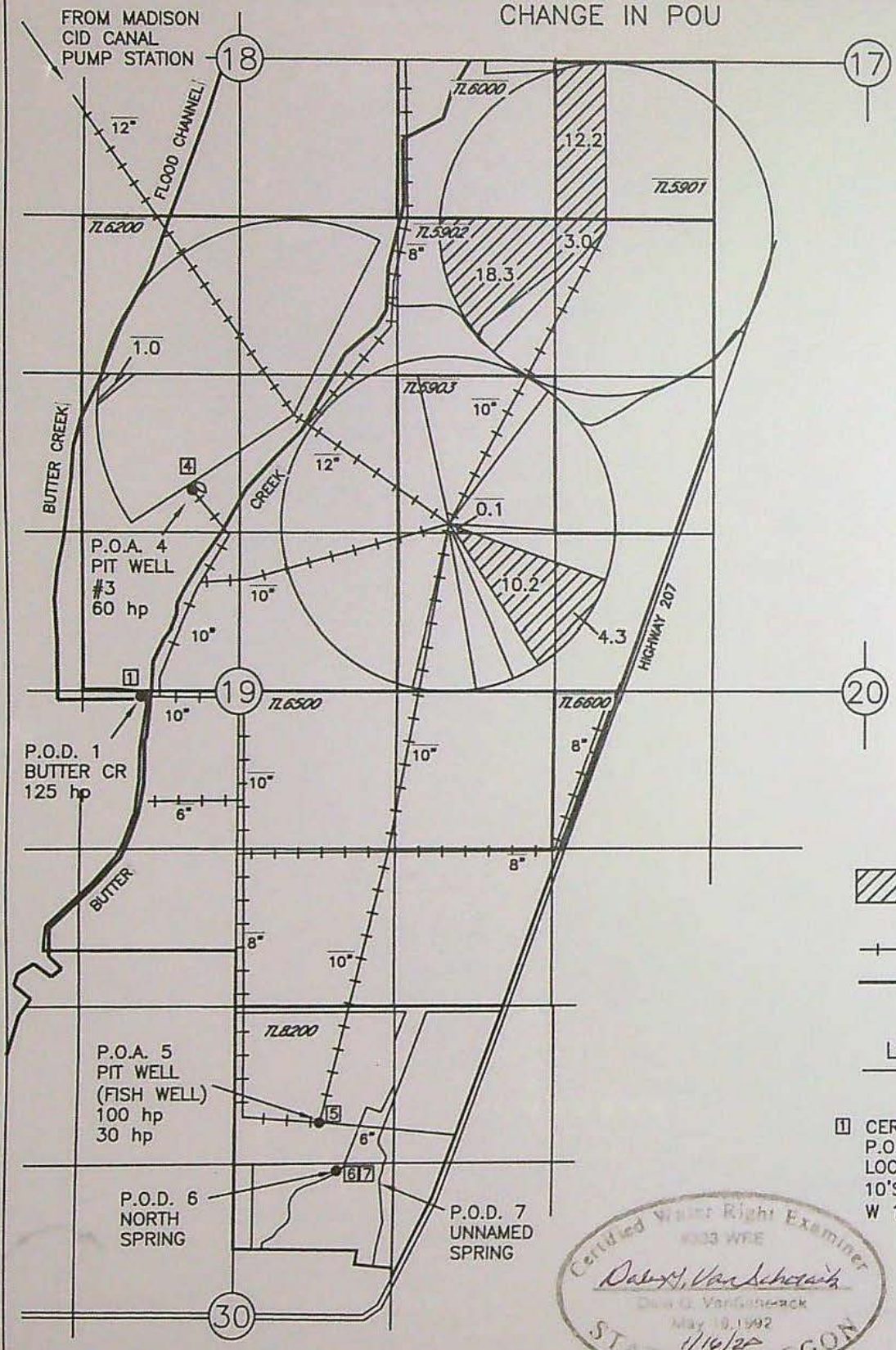
Certified Water Right Examiner
#333 WRE
Dale A. VanScheiack
Dale G. VanScheiack
May 19,1992
11/6/20
STATE OF OREGON
Renews 6/30/20

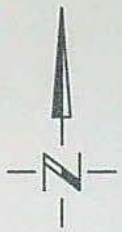
DGV Consulting, PLLC
PHONE (509) 627-8717
dalevconsulting@gmail.com
Date: Jan 11, 2020

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.

CLAIM OF BENEFICIAL MAP FOR TRANSFER T-10320 to CHANGE THE PLACE OF USE UNDER CERTs 25901, 32597, 28737, 80822, 80823, 60951, 35783, 60952, and to CHANGE THE POINTS OF APPROPRIATION AND PLACE OF USE UNDER CERT 35811 IN THE NAME OF SCOTT MADISON UMATILLA COUNTY, T3N R28E W.M.

SHEET 9 OF 9 – A PORTION OF ORIGINATING CERT 60952 PRIMARY IRR CHANGE IN POU





0 1320

SCALE IN FEET

RECEIVED
JAN 31 2020
OWRD

LEGEND

ORIGINATING CERT 60952 PRIMARY IRR 49.1 AC

BURIED PIPELINE

TAX LOT BOUNDARY

LOCATION OF POD

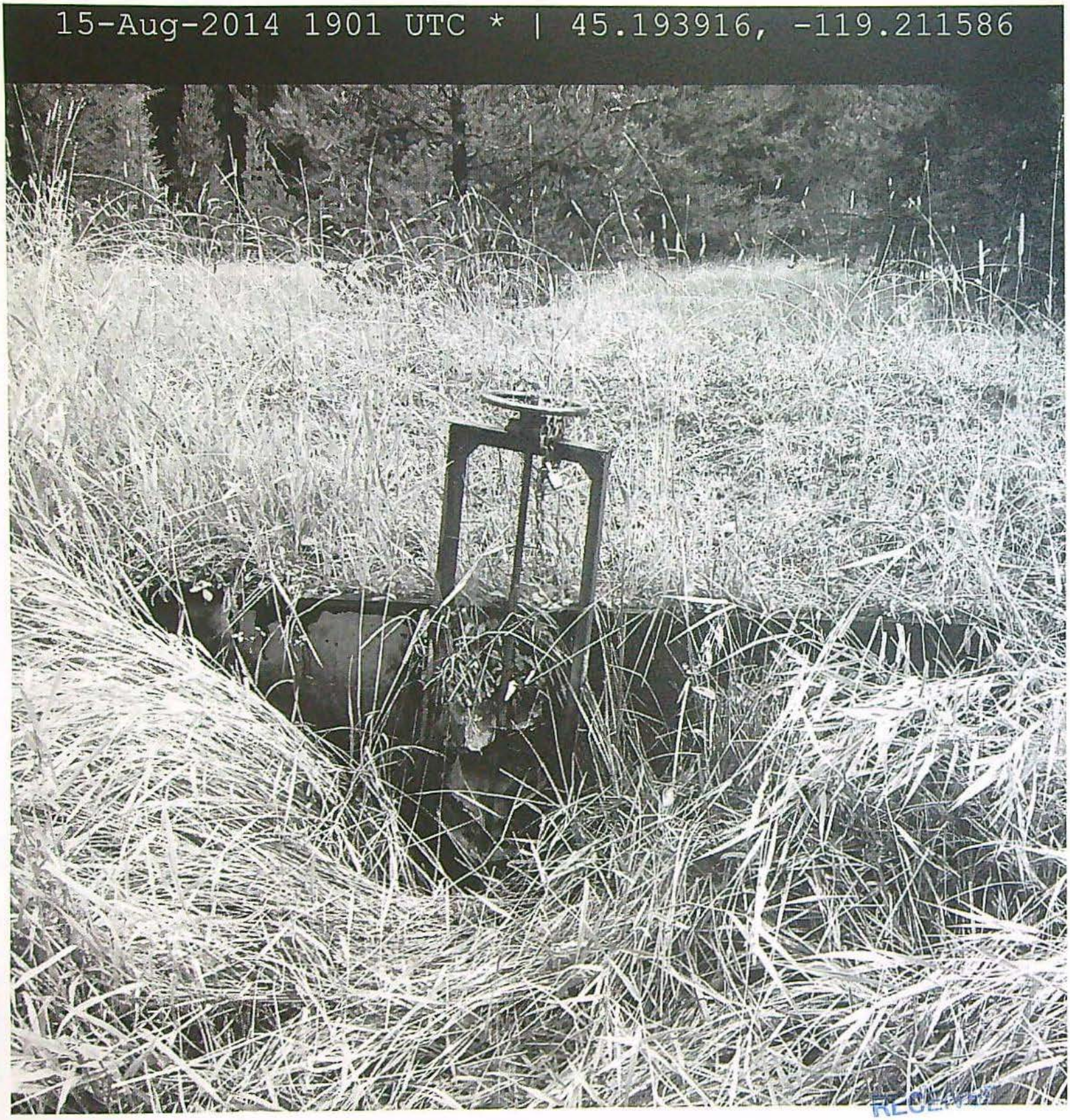
[1] CERT 60952
P.O.D. 1 BUTTER CR
LOCATED IN THE NE SW SEC 19
10'S AND 1800'E FROM THE
W 1/4 COR OF SECTION 19

Certified Water Right Examiner
#303 WRE
Dale G. VanSchoiack
Dale G. VanSchoiack
May 10, 1992
11/16/20
STATE OF OREGON
Renews 6/30/20

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.

DGV Consulting, PLLC
PHONE (509) 627-8717
dalevconsulting@gmail.com
Date: Jan 11, 2020

C 25901 POD



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Second Primary right - Originating Certificate 28608

and layered supplemental right Permit S-7400

Change #2

Change in Place of Use

Did the transfer order authorize a change in the place of use? **YES**

*If "**NO**", this Section can be deleted.*

1. Claim Summary – Authorized Use: Primary and S-supplemental Irrig

If Irrigation or Nursery Use:

THE # OF ACRES ALLOWED	THE # OF ACRES DEVELOPED
21.7 acres	**21.7 acres**

2. Variations:

NO

Was the use developed differently from what was authorized by the transfer final order? ~~YES~~

If yes, describe below.

(e.g. *"The order authorized a change in place of use for 40 acres. The water user only developed 38 acres."*)

Not Applicable

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Second Primary right - Originating Certificate 28608

and layered supplemental right Permit S-7400

Change #3

Change in Character of Use

Did the transfer order authorize a change in character of use? ✓ **NO**

*If "**NO**", this Section can be deleted.*

This section was deleted.

System Description

Are there multiple new or additional Points of Diversion (POD)s? **YES**

The transfer changed the authorized POD for Originating Primary Certificate 87710 and the point of re-diversion for layered supplemental Permit S-7400 to three new PODs, POD 1, POD 2, and POD 3. For this right the owner only developed POD 2 and POD 3.

.If *"YES"* you will need to copy and complete Sections A, B, or C in this Section for each POD.

POD Name or Number this section describes (only needed if there is more than one):

Third Primary right - Originating Certificate 87710 and layered supplemental right Permit S-7400

POD 2

A. POD System Information

Provide the following information concerning the point of diversion. Information provided must describe the equipment used to appropriate water from the point of diversion.

1. Pump Information

Manufacturer	Model	Serial Number	Type (centrifugal, turbine or submersible)	Intake size	Discharge size
Cornell	**4RB-CC**	**208359**	**Centrifugal**	**6"**	**4"**

2. Motor Information

Manufacturer	Horsepower
Westinghouse	**30 hp**

3. Theoretical Pump Capacity

Horsepower	Operating PSI	Lift from Source to Pump	Lift from Pump to Place of Use	Total Pump Output (in CFS)
30	**60 psi**	**6 ft**	**13 ft**	**1.33 cfs**

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4. Provide pump calculations:

30 hp Centrifugal Pump

Estimate of pumping head:

Operating Pressure	**139 ft (60 psi)**
Valves and fittings	**10 ft (estimated)**
Total	**149 ft**

Estimated flow of 30 hp booster pump:

$$Hp = \frac{\text{gpm x head (ft)}}{\text{3960 x efficiency (\%)}} \quad \text{or gpm} = \frac{\text{Hp x 3960 x efficiency (\%)}}{\text{head (ft)}}$$

$$\frac{30 \times 3960 \times .75}{149} = 598 \text{ gpm (1.33 cfs)}$$

Estimated booster pump efficiency 75%.

5. Measured Pump Capacity (using meter if meter was present and system was operating)

Initial Meter Reading	Ending Meter Reading	Duration of Time Observed	Total Pump Output (in cfs)
Not Applicable			

Reminder: For pump calculations use the reference information at the end of this document.

6. Additional notes or comments related to the system:

This POD is used in conjunction with other water rights.

B. Gravity Flow Pipe

(The Department typically uses the Hazen-William's formula for a gravity flow pipe system)

1. Does the diversion involve a gravity flow pipe? **NO**

If "NO", items 2 through 4 relating to this section may be deleted.

Items 2 through 4 relating to this section were deleted.

C. Gravity Flow Canal or Ditch

(The Department typically uses Manning's formula for canals and ditches)

1. Does the diversion involve a gravity flow ditch or canal? **NO**

If "NO", items 2 through 4 relating to this section may be deleted

Items 2 through 4 relating to this section were deleted.

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OWRD

System Description

Are there multiple new or additional Points of Diversion (POD)s? **YES**

The transfer changed the authorized POD for Originating Primary Certificate 28608 and the point of re-diversion for layered supplemental Permit S-7400 to three new PODs, POD 1, POD 2, and POD 3. For this right the owner only developed POD 2 and POD 3.

If *"YES"* you will need to copy and complete Sections A, B, or C in this Section for each POD.

POD Name or Number this section describes (only needed if there is more than one):

Second Primary right - Originating Certificate 28608 and layered supplemental right Permit S-7400

POD 2

A. POD System Information

Provide the following information concerning the point of diversion. Information provided must describe the equipment used to appropriate water from the point of diversion.

1. Pump Information

Manufacturer	Model	Serial Number	Type (centrifugal, turbine or submersible)	Intake size	Discharge size
Cornell	**4RB-CC**	**208359**	**Centrifugal**	**6"**	**4"**

2. Motor Information

Manufacturer	Horsepower
Westinghouse	**30 hp**

3. Theoretical Pump Capacity

Horsepower	Operating PSI	Lift from Source to Pump	Lift from Pump to Place of Use	Total Pump Output (in CFS)
30	**60 psi**	**6 ft**	**13 ft**	**1.33 cfs**

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OWRD

4. Provide pump calculations:

30 hp Centrifugal Pump

Estimate of pumping head:

Operating Pressure	**139 ft (60 psi)**
Valves and fittings	**10 ft (estimated)**
Total	**149 ft**

Estimated flow of 30 hp booster pump:

$$Hp = \frac{\text{gpm x head (ft)}}{\text{3960 x efficiency (\%)}} \quad \text{or gpm} = \frac{\text{Hp x 3960 x efficiency (\%)}}{\text{head (ft)}}$$

$$\frac{30 \times 3960 \times .75}{149} = 598 \text{ gpm (1.33 cfs)}$$

Estimated booster pump efficiency 75%.

5. Measured Pump Capacity (using meter if meter was present and system was operating)

Initial Meter Reading	Ending Meter Reading	Duration of Time Observed	Total Pump Output (in CFS)
Not Applicable			

Reminder: For pump calculations use the reference information at the end of this document.

6. Additional notes or comments related to the system:

This POD is used in conjunction with other water rights.

B. Gravity Flow Pipe

(The Department typically uses the Hazen-William's formula for a gravity flow pipe system)

1. Does the diversion involve a gravity flow pipe? **NO**

If "NO", items 2 through 4 relating to this section may be deleted.

Items 2 through 4 relating to this section were deleted.

C. Gravity Flow Canal or Ditch

(The Department typically uses Manning's formula for canals and ditches)

1. Does the diversion involve a gravity flow ditch or canal? **NO**

If "NO", items 2 through 4 relating to this section may be deleted

Items 2 through 4 relating to this section were deleted.

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5. Measured Pump Capacity (using meter if meter was present and system was operating)

Initial Meter Reading	Ending Meter Reading	Duration of Time Observed	Total Pump Output (in cfs)
Not Applicable			

Reminder: For pump calculations use the reference information at the end of this document.

6. Additional notes or comments related to the system:

This POD is used in conjunction with other water rights.

B. Gravity Flow Pipe

(The Department typically uses the Hazen-William's formula for a gravity flow pipe system)

1. Does the diversion involve a gravity flow pipe? **NO**

If "NO", items 2 through 4 relating to this section may be deleted.

Items 2 through 4 relating to this section were deleted.

C. Gravity Flow Canal or Ditch

(The Department typically uses Manning's formula for canals and ditches)

1. Does the diversion involve a gravity flow ditch or canal? **NO**

If "NO", items 2 through 4 relating to this section may be deleted

Items 2 through 4 relating to this section were deleted.

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Third Primary right - Originating Certificate 87710

and layered supplemental right Permit S-7400

Change #1

New or Additional Point of Diversion

Change in POD(s) or Additional POD(s)

Did the transfer order authorize a change in the points of diversion or additional points of diversion? **YES**

The transfer changed the authorized POD for Originating Primary Certificate 87710 and the point of re-diversion for layered supplemental Permit S-7400 to three new PODs, POD 1, POD 2, and POD 3. For this right the owner only developed POD 2 and POD 3.

*If "**NO**", this Section can be deleted.*

1. New or additional point of diversion name or number:

POINT OF DIVERSION (POD) NAME OR NUMBER (CORRESPOND TO MAP)	SOURCE
POD 2	**Umatilla River**
POD 3	**Umatilla River**

2. Variations:

Was the use developed differently from what was authorized by the transfer final order, or extension final? If yes, describe below. **YES**

(e.g. *"The order allowed three new/additional points of diversion. The water user only developed one of the points."*)

The transfer changed the authorized POD for Originating Primary Certificate 87710 and the point of re-diversion for layered supplemental Permit S-7400 to three new PODs, POD 1, POD 2, and POD 3. For this right the owner only developed POD 2 and POD 3.

3. Claim Summary:

NEW OR ADDITIONAL POD NAME OR #	MAXIMUM RATE AUTHORIZED IN ORDER	CALCULATED THEORETICAL RATE BASED ON SYSTEM	AMOUNT OF WATER MEASURED
POD 2	**0.09 cfs**	**1.33 cfs**	**Not Applicable**
POD 3	**0.09 cfs**	**1.67 cfs**	**Not Applicable**

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Second Primary right - Originating Certificate 28608

and layered supplemental right Permit S-7400

Change #1

New or Additional Point of Diversion

Change in POD(s) or Additional POD(s)

Did the transfer order authorize a change in the points of diversion or additional points of diversion? **YES**

The transfer changed the authorized POD for Originating Primary Certificate 28608 and the point of re-diversion for layered supplemental Permit S-7400 to three new PODs, POD 1, POD 2, and POD 3. For this right the owner only developed POD 2 and POD 3.

*If "**NO**", this Section can be deleted.*

1. New or additional point of diversion name or number:

POINT OF DIVERSION (POD) NAME OR NUMBER (CORRESPOND TO MAP)	SOURCE
POD 2	**Umatilla River**
POD 3	**Umatilla River**

2. Variations:

Was the use developed differently from what was authorized by the transfer final order, or extension final? If yes, describe below. **YES**

(e.g. *"The order allowed three new/additional points of diversion. The water user only developed one of the points."*)

The transfer changed the authorized POD for Originating Primary Certificate 28608 and the point of re-diversion for layered supplemental Permit S-7400 to three new PODs, POD 1, POD 2, and POD 3. For this right the owner only developed POD 2 and POD 3.

3. Claim Summary:

NEW OR ADDITIONAL POD NAME OR #	MAXIMUM RATE AUTHORIZED IN ORDER	CALCULATED THEORETICAL RATE BASED ON SYSTEM	AMOUNT OF WATER MEASURED
POD 2	**0.17 cfs**	**1.33 cfs**	**Not Applicable**
POD 3	**0.17 cfs**	**1.67 cfs**	**Not Applicable**

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Second Primary right - Originating Certificate 28608 and layered supplemental right Permit S-7400

POD 3

A. POD System Information

Provide the following information concerning the point of diversion. Information provided must describe the equipment used to appropriate water from the point of diversion.

1. Pump Information

Manufacturer	Model	Serial Number	Type (centrifugal, turbine or submersible)	Intake size	Discharge size
Cornell	4WB	Unknown	Centrifugal	5"	4"

2. Motor Information

Manufacturer	Horsepower
GE	40 hp

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3. Theoretical Pump Capacity

Horsepower	Operating PSI	Lift from Source to Pump	Lift from Pump to Place of Use	Total Pump Output (in CFS)
40	64 psi	8 ft	4 ft	1.67 cfs

4. Provide pump calculations:

40 hp Centrifugal Pump

Estimate of pumping head:

Operating Pressure	148 ft (64 psi)
Valves and fittings	10 ft (estimated)
Total	158 ft

Estimated flow of 40 hp booster pump:

$$Hp = \frac{\text{gpm x head (ft)}}{\text{3960 x efficiency (\%)}} \quad \text{or} \quad \text{gpm} = \frac{\text{Hp x 3960 x efficiency (\%)}}{\text{head (ft)}}$$

$$\frac{40 \times 3960 \times .75}{158} = 752 \text{ gpm } (1.67 \text{ cfs})$$

Estimated booster pump efficiency 75%.

Oregon
Kate Brown, Governor

Water Resources Department
725 Summer St NE, Suite A
Salem, OR 97301
(503) 986-0900
Fax (503) 986-0904

February 11, 2020

Scott Madison
75512 HWY 207
Echo, OR 97826

On January 31, 2020, the Water Resources Department received the Claim of Beneficial Use (COBU) for the following Transfer(s):

T-10320

The COBU included a report and map. The Department hopes to review your submittal within approximately 2 - 4 years. At that time we will review these items and provide a final certificate, proposed certificate, or a request for additional information.

If you are interested in having your COBU reviewed sooner, you may pay to have your file processed immediately, using the Reimbursement Authority program, which is described at:

https://www.oregon.gov/OWRD/programs/WaterRights/RA/Pages/Certificate.aspx

For all other questions please call our Customer Service phone: (503) 986-0900.

If you sell the property, please contact the Department, or have the new owners contact the Department about the need to file an assignment.

cc: file
Dale VanSchoiack, CWRE.

COPY

Checklist for Claims of Beneficial Use Received at CSG Counter

Application #	WRD Reviewer Courtney
Transfer # T-10320	
Date Received 1-31-2020	
CWRE Name Dale VanSchoiack	

Priority Date: 1959 - 1977

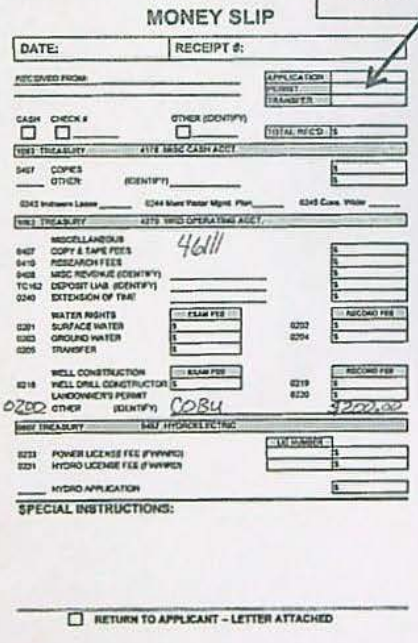
Fees Required:

YES NO A fee of $200 must accompany this form for permits with priority dates of July 9, 1987, or later.

YES (NO) A fee of $200 must accompany this form for any transfers including a water right with a priority date of July 9, 1987, or later.

Example – A transfer involves 5 rights and one of the rights has a priority date of July 9, 1987, or later, the fee is required.

Fill in App or Transfer Number


MONEY SLIP

DATE: RECEIPT #:

RECEIVED FROM:

APPLICATION / PERMIT / TRANSFER

CASH CHECK # OTHER (IDENTIFY) TOTAL RECD $

1083 TREASURY 4178 MISC CASH ACCT

0407 COPIES
OTHER (IDENTIFY)

0243 Instream Lease 0244 Mont Water Mgmt. Plan 0245 Conv. Water

1083 TREASURY 4279 WRD OPERATING ACCT.

MISCELLANEOUS
0407 COPY & TAPE FEES
0410 RESEARCH FEES 4611
0408 MISC REVENUE (IDENTIFY)
TC162 DEPOSIT LIAB (IDENTIFY)
0240 EXTENSION OF TIME

WATER RIGHTS — EXAM FEE — RECORD FEE
0201 SURFACE WATER $ 0202 $
0203 GROUND WATER $ 0204 $
0205 TRANSFER $

WELL CONSTRUCTION — EXAM FEE — RECORD FEE
0218 WELL DRILL CONSTRUCTOR $ 0219 $
LANDOWNER'S PERMIT 6220 $
0200 OTHER (IDENTIFY) COBU $200.00

0997 TREASURY 5487 HYDROELECTRIC

0223 POWER LICENSE FEE (FPA/WPC) LIC NUMBER $
0221 HYDRO LICENSE FEE (FPA/WPC) $
HYDRO APPLICATION $

SPECIAL INSTRUCTIONS:

RETURN TO APPLICANT – LETTER ATTACHED

Map Review:

- X Map on polyester film (OAR 690-014-0170(1) & 310-0050(1)(b))
- X Application & permit #; or transfer # (OAR 690-014-0100(1))
- X Disclaimer (OAR 690-014-0170(5))
- X North arrow (OAR 690-310-0050(2)(c))
- X CWRE stamp and signature (OAR 690-014 & 310-0050)
- X Appropriate scale (1" = 1320', 1" = 400', or the original full-size scale of the county assessor map) (014 & 310)
- X Township, range, section, and tax lot numbers (OAR 690-310-0050(4))

Report Review:

- X On form provided by the Department (OAR 690-014-0100(1))
- X Application & permit #; or transfer # (OAR 690-014)
- X Ownership information (OAR 690-014)
- X Date of survey (OAR 690-014)
- X Person interviewed (OAR 690-014)
- X County (OAR 690-014)
- X CWRE stamp and signature (OAR 690-014-0100)
- X Signature(s) of all permittee of transfer holder (OAR 690-014-0100)

Groundwater File Review:

Pump Test Required? YES NO (N/A) Pump Test Submitted? YES NO* (N/A)

*If no, include pump test flyer w/acknowledgment letter

dalevconsulting@gmail.com

From: CLARK Gerald E * WRD <Gerald.E.Clark@oregon.gov>
Sent: Friday, January 17, 2020 8:42 AM
To: dalevconsulting@gmail.com
Cc: 'William Porfily'
Subject: RE: Re COBU for T 10320

Dale,

You are correct that all of the certificates involved in the transfer have a priority date earlier than July 9, 1987. Because the Claim is only for the perfected water rights modified under the transfer, no fee is required to submit the Claim of Beneficial Use. As previously discussed, the permits involved in the transfer will, at some point in the future, require their own separate Claims for each modified permit.

Feel free to attach a copy of this message to the front of the Claim to help our intake folks when they consider if a fee is required.

Have a great day!

Gerry

Gerry Clark
Oregon Water Resources Department
Program Analyst, Certificate Section, Water Right Services Division
725 Summer Street NE, Suite A Salem, OR 97301 | Phone 503-986-0811

From: dalevconsulting@gmail.com <dalevconsulting@gmail.com>
Sent: Thursday, January 16, 2020 6:10 PM
To: CLARK Gerald E * WRD <Gerald.E.Clark@oregon.gov>
Cc: 'William Porfily' <wporfily@gmail.com>
Subject: Re COBU for T 10320

Another and maybe a final question regarding the COBU for T-10320.
This is the transfer that involved 9 certificates and 2 permits.
The priority dates for all of the certificates are prior to July 9, 1987.
One of the permits has a priority date prior to July 9, 1987 and the other permit has a priority date after July 9, 1987.

Since the COBU only provides information on the certificated water rights and the priority dates of all the certificates are prior to July 9, 1987, I presume there is no fee required when this COBU is filed because we don't have to consider the priority dates of the permits noted in the transfer final order when determining if a fee is required. Is this correct?

Dale

DGV Consulting, PLLC
Dale VanSchoiack, PE, CWRE
2141 S. Lyle, Kennewick, WA 99337
509 627 8717
dalevconsulting@gmail.com

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JAN 31 2020
OWRD

CLARK Gerald E * WRD

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Dale VanSchoiack, PE, CWRE
2141 S. Lyle, Kennewick, WA 99337
509 627 8717
dalevconsulting@gmail.com

CLARK Gerald E * WRD

From: CLARK Gerald E * WRD
Sent: Wednesday, January 15, 2020 9:44 AM
To: 'dalevconsulting@gmail.com'
Cc: 'William Porfily'; SILBERNAGEL Greg M * WRD
Subject: RE: Re COBU for T10320

Dale,

You are correct that neither the original certificate nor the transfer order provide a point of diversion location for the point of diversion for this right (Cert 25901). In addition, the order did not authorize a change in point of diversion for this point of diversion.

In this case, the Department would be comfortable with you providing a description of the point of diversion by GPS coordinates consistent with those provided by the Watermaster. You do not need to map the location of the point of diversion on the Claim map, only provide the GPS coordinates.

Please attach to the Claim, a copy of the document that the Watermaster provided indicating the GPS coordinates. On your Claim map, you can note that the GPS information was provided by the Department.

Let me know if you have any additional questions.

Gerry

Gerry Clark
Oregon Water Resources Department
Program Analyst, Certificate Section, Water Right Services Division
725 Summer Street NE, Suite A Salem, OR 97301 | Phone 503-986-0811

From: dalevconsulting@gmail.com <dalevconsulting@gmail.com>
Sent: Saturday, January 11, 2020 8:29 AM
To: CLARK Gerald E * WRD <Gerald.E.Clark@oregon.gov>
Cc: 'William Porfily' <wporfily@gmail.com>; SILBERNAGEL Greg M * WRD <Greg.M.Silbernagel@oregon.gov>
Subject: Re COBU for T10320

Hi Gerry,
I have another question/request relating the COBU for T 10320. Among other things, the transfer involves a change in the POU for a portion of Certificate 25901. The authorized POD for this right is noted only to be Five Mile Creek in the transfer final order.

I am not familiar with this POD. In consultation with Bill Porfily I have learned that this POD is in the Blue Mountains and is a POD where water is diverted from Fivemile Creek in the John Day Basin into Swale Creek where it flow down natural drainage ways to Butter Creek in the Butter Creek Basin. Butter Creek flows through the POU for Certificate 25901 which is part of T 10320. This POD is some 38 miles away as the crow files and 55 miles away following drainages from the POU. Bill obtained some photos of the diversion from water master Greg Silbernagel. Also, apparently there is an OWRD gaging station ID 14043700 near the diversion. I presume OWRD is familiar with this POD.

I would like to have authorization to have the COBU map for this water right only have to note the authorized POD as Five Mile Creek 45.193916° Lat -119.211586° Long. The latitude and longitude numbers came off a photo of the head

gate Bill received from the water master. In particular I do not want to have to map the drainages from the authorized POD to the new POU. Is this acceptable in this case?

Thanks for your help.

Dale

Five Mile Creek

DGV Consulting, PLLC
Dale VanSchoiack, PE, CWRE
2141 S. Lyle, Kennewick, WA 99337
509 627 8717
dalevconsulting@gmail.com

Five Mile Creek near Gurdane Oregon. 14043700. 5/1/2003

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OWRD

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JAN 1 1 2020
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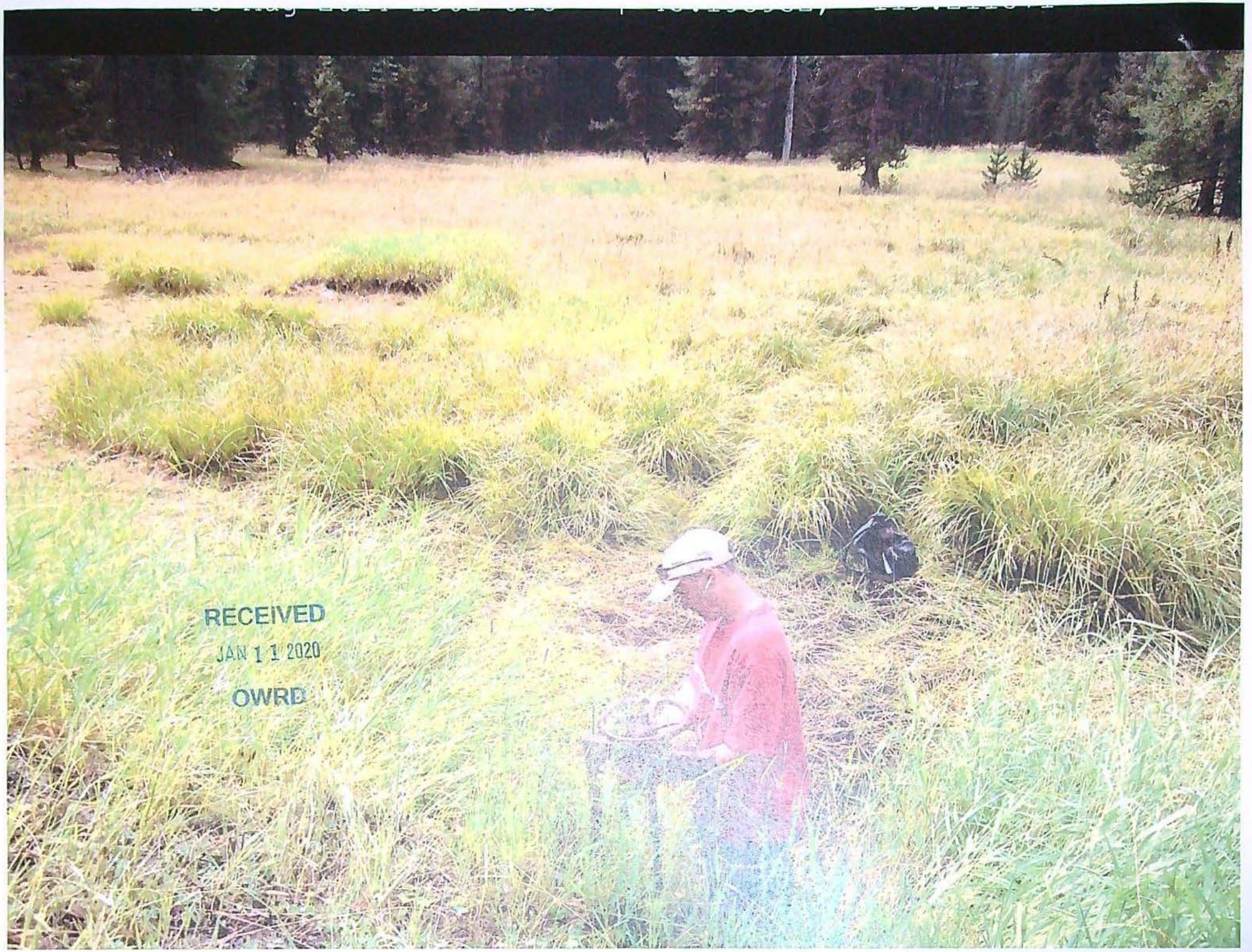
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JAN 11 2020
OWRD

RECEIVED
JAN 11 2020
OWRD

RECEIVED
JAN 11 2020
OWRD

CLARK Gerald E * WRD

From: CLARK Gerald E * WRD
Sent: Friday, January 10, 2020 9:57 AM
To: 'Dale Van Schoiack'
Cc: 'William Porfily'
Subject: RE: RE COBU MAP FOR T-10320

Dale,

What you are proposing seems reasonable and appropriate in this situation. Your request for a waiver of the required map scales is approved for the maps identifying the delivery system. The approved map scale for these maps is 1" + 1 mile.

Please be aware that the transfer modified a combination of perfected rights and permits. For the permits, the transfer would be considered a permit amendment. Each permit will require its own, separate, Claim of Beneficial Use.

The Claim for the transfer will address only the perfected (certificated) water rights.

Please let me know if you have any additional questions.

Gerry

Gerry Clark
Oregon Water Resources Department
Program Analyst, Certificate Section, Water Right Services Division
725 Summer Street NE, Suite A Salem, OR 97301 | Phone 503-986-0811

From: Dale Van Schoiack <dalevconsulting@gmail.com>
Sent: Friday, January 10, 2020 8:22 AM
To: CLARK Gerald E * WRD <Gerald.E.Clark@oregon.gov>
Cc: 'William Porfily' <wporfily@gmail.com>
Subject: RE COBU MAP FOR T-10320

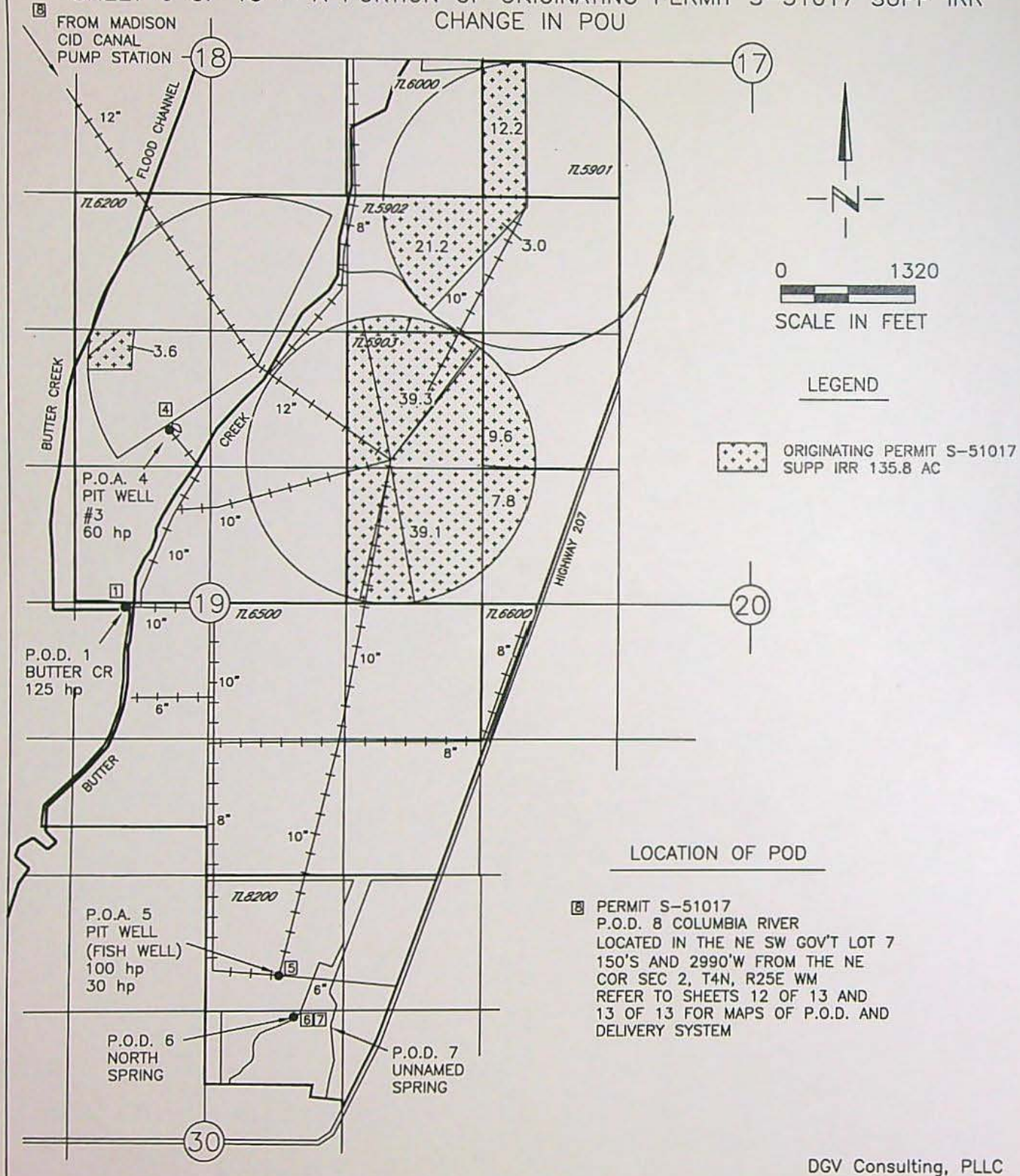
Good morning Gerry,
I am preparing a COBU report and maps for T-10320. The transfer involves 11 water rights. One of those rights is Permit S-51017.
The POD for Permit S-51017 is several miles from the POU involved in the transfer. Please refer to the attached pdf files showing my proposal for mapping the POU, Sht 6, and the POD and delivery system ,Sht 12 and 13, for this right. The map scale for the POD and delivery system, Sheets 12 and 13 are not consistent with the normal map for COBU maps. I would like a variance in the map scale for the maps showing the POD and delivery system for Permit S-51017.

Thank you for your consideration.
Dale

DGV Consulting, PLLC
Dale VanSchoiack, PE, CWRE
2141 S. Lyle, Kennewick, WA 99337
509 627 8717
dalevconsulting@gmail.com

CLAIM OF BENEFICIAL MAP FOR TRANSFER T-10320 to CHANGE THE PLACE OF USE UNDER CERTs 25901, 32597, 28737, 80822, 80823, 60951, 35783, 60952, AND PERMITS S-51017 AND S-46499 and to CHANGE THE POINTS OF APPROPRIATION AND PLACE OF USE UNDER CERT 35811 IN THE NAME OF SCOTT MADISON
UMATILLA COUNTY, T3N R28E W.M.

SHEET 6 OF 13 – A PORTION OF ORIGINATING PERMIT S-51017 SUPP IRR CHANGE IN POU



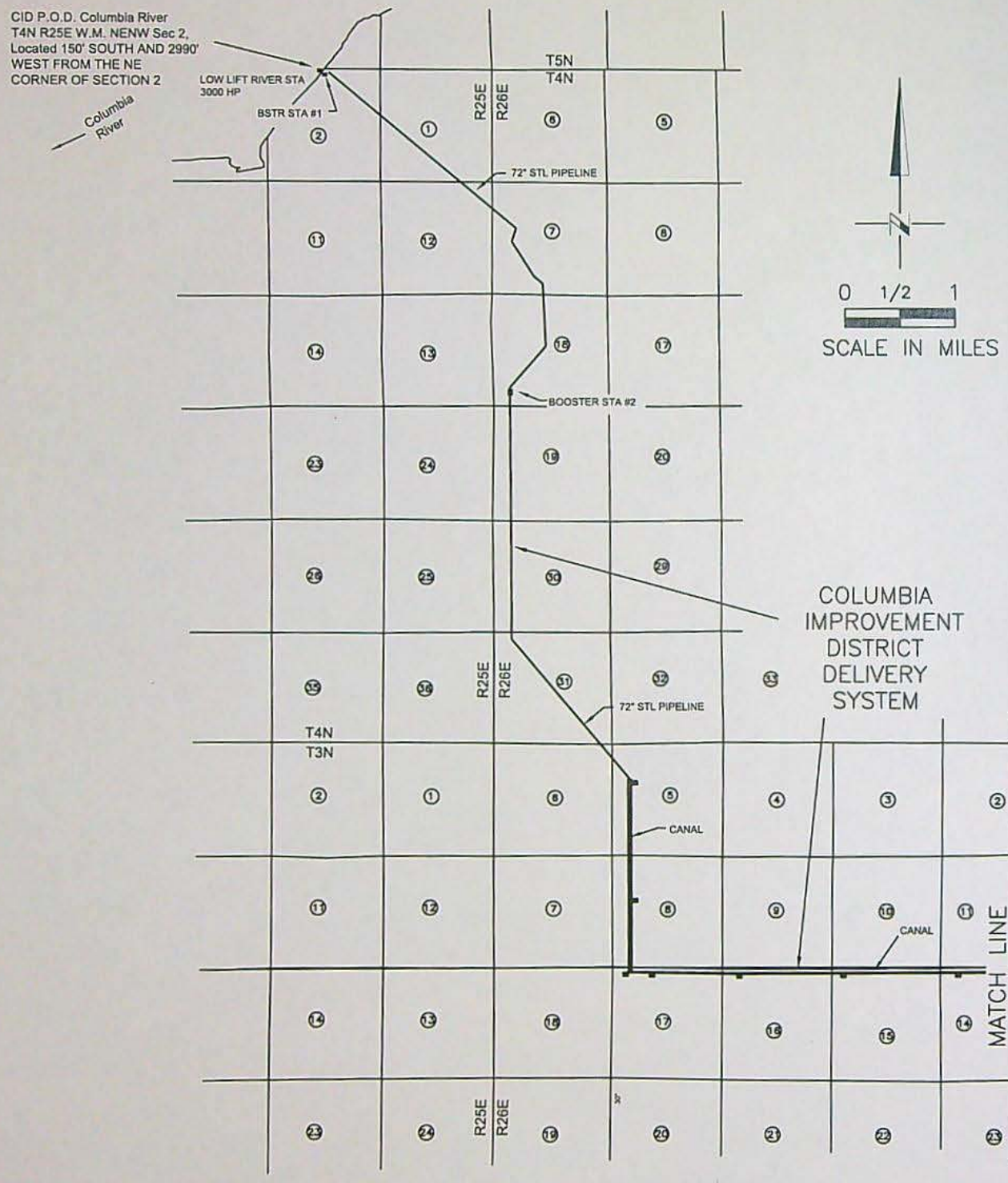
NOTE:
THE PURPOSE OF THIS MAP IS TO IDENTIFY THE APPROXIMATE LOCATION OF THE WATER RIGHT. IT IS NOT INTENDED TO PROVIDE INFORMATION RELATIVE TO THE LOCATION OF PROPERTY OWNERSHIP BOUNDARY LINES.

DGV Consulting, PLLC
PHONE (509) 627-8717
dalevconsulting@gmail.com

Date: Jan 6, 2020

CLAIM OF BENEFICIAL MAP FOR TRANSFER T-10320 to CHANGE THE PLACE OF USE UNDER CERTs 25901, 32597, 28737, 80822, 80823, 60951, 35783, 60952, AND PERMITS S-51017 AND S-46499 and to CHANGE THE POINTS OF APPROPRIATION AND PLACE OF USE UNDER CERT 35811 IN THE NAME OF SCOTT MADISON
UMATILLA COUNTY, T3N R28E W.M.

SHEET 12 OF 13 – P.O.D. AND DELIVERY SYSTEM FOR PERMIT S-51017



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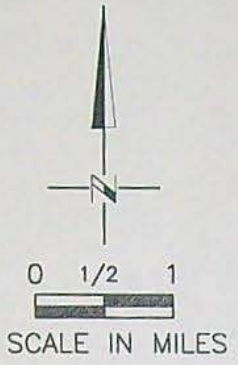
DGV Consulting, PLLC
PHONE (509) 627-8717
dalevconsulting@gmail.com
Date: Jan 6, 2020

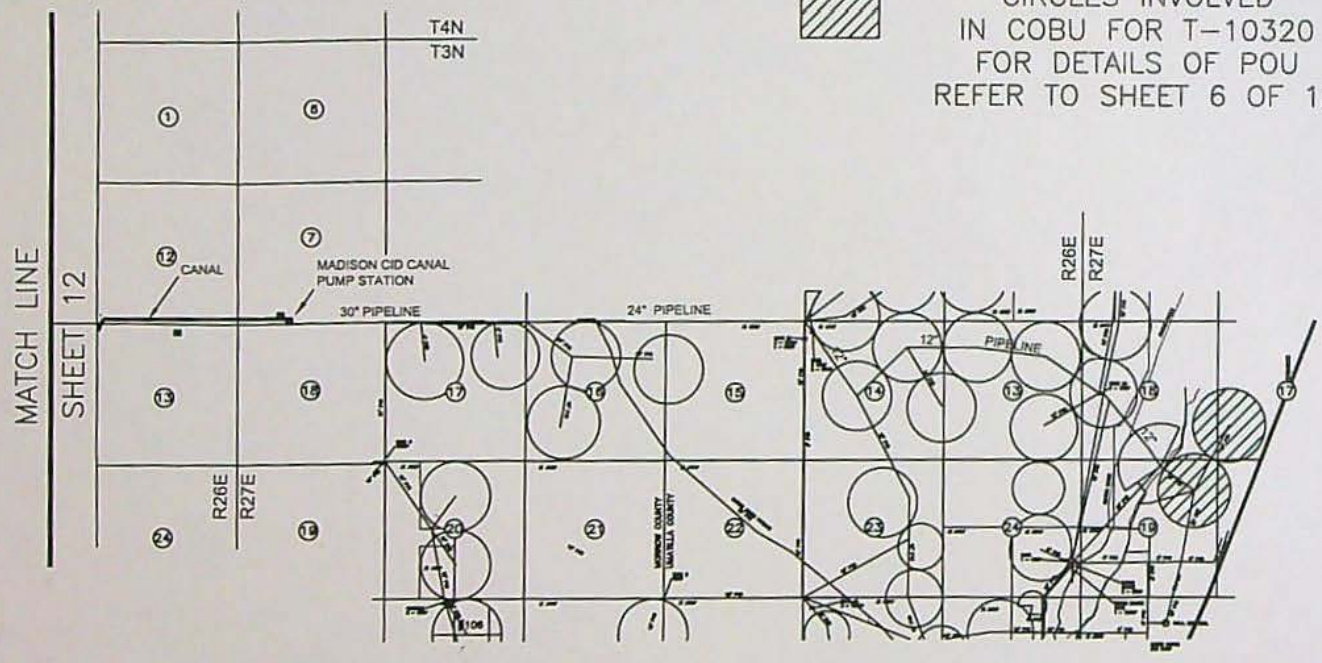
UMATILLA COUNTY, T3N R28E W.M.

SHEET 13 OF 13 – P.O.D. AND DELIVERY SYSTEM FOR PERMIT S–51017



LEGEND

CIRCLES INVOLVED IN COBU FOR T–10320
FOR DETAILS OF POU
REFER TO SHEET 6 OF 13



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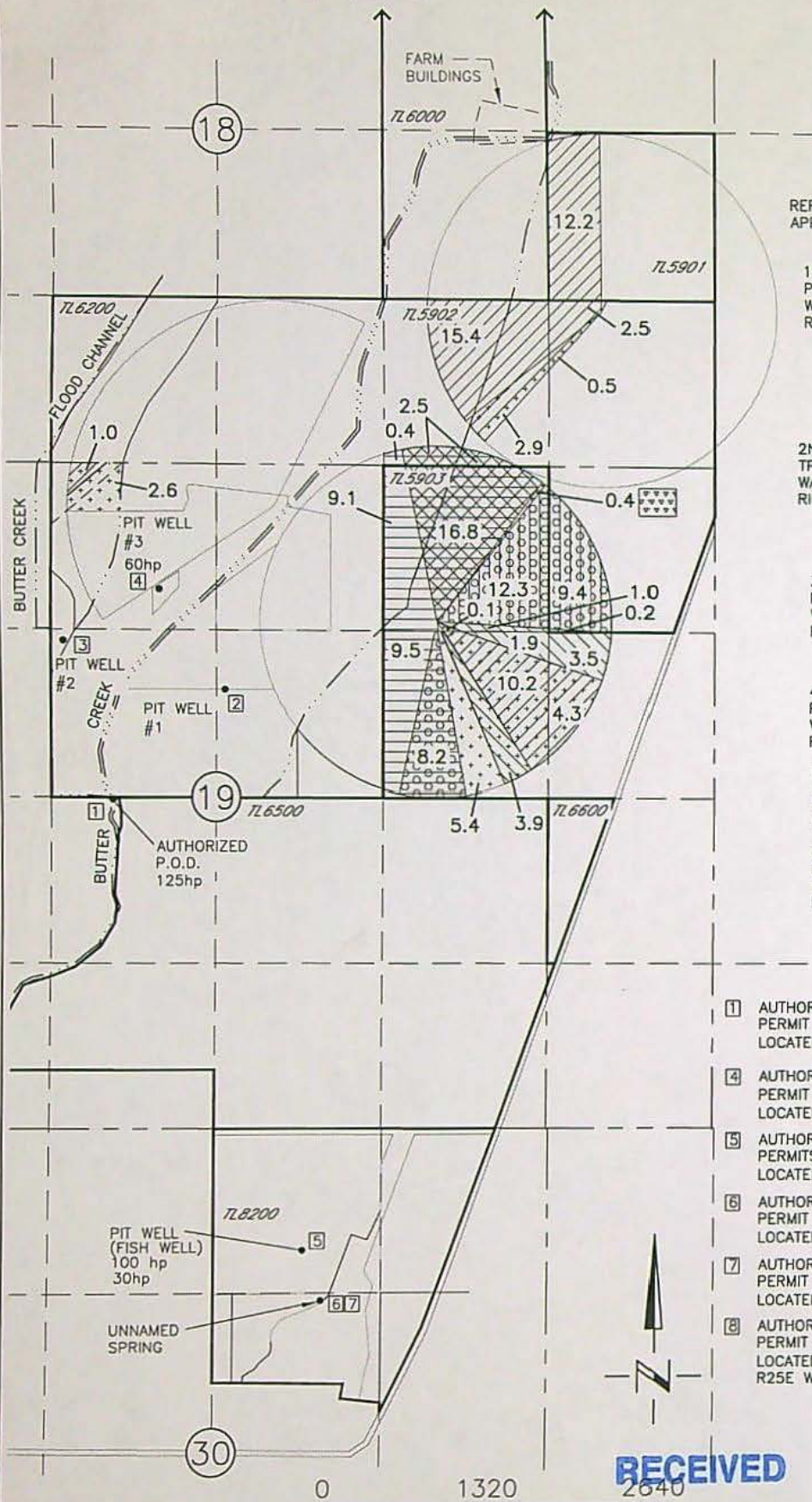
DGV Consulting, PLLC
PHONE (509) 627–8717
dalevconsulting@gmail.com
Date: Jan 6, 2020

SCOTT MADISON
APPLICATION MAP
T3N, R28E WM

ACREAGE WATER IS BEING TRANSFERRED TO



LEGEND

REFERENCE TO APPLICATION

1ST OF 6 PRIMARY WATER RIGHTS
- PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 64238, 64236 AND PERMIT 51017
- PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 64238, 64236, 28737 AND PERMIT 51017
- PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 64238, 64236, 32597 AND PERMIT 51017

2ND OF 6 TPRIMARY WATER RIGHTS
- PRIMARY CERT 60951 SUPPLEMENTAL CERTS 35811, 35783 AND PERMIT 51017
- PRIMARY CERT 60951 BUTTER CREEK SUPPLEMENTAL PERMIT 51017

3RD OF 6 PRIMARY WATER RIGHTS
- PRIMARY CERT 60952 BUTTER CREEK SUPPLEMENTAL PERMITS 51017 AND 46499
- PRIMARY CERT 60952 BUTTER CREEK SUPPLEMENTAL CERTS 35811 AND 35783, PERMITS 51017 AND 46499

4TH OF 6 PRIMARY WATER RIGHTS
- PRIMARY CERT 35811 SUPPLEMENTAL CERT 35783 AND PERMIT 51017

5TH OF 6 PRIMARY WATER RIGHTS
- PRIMARY CERT 28737 SUPPLEMENTAL CERTS 64238, 64236 AND PERMIT 51017

6TH OF 6 PRIMARY WATER RIGHTS
- PRIMARY CERT 32597 SUPPLEMENTAL CERTS 64238, 64236 AND PERMIT 51017

1 AUTHORIZED P.O.D.
PERMIT 3694 CERT 60951 AND CERT 60952 & PERMIT 46499
LOCATED 10'S AND 1800'E FROM THE W 1/4 COR OF SECTION 19

4 AUTHORIZED P.O.A.
PERMIT G-2597 CERT 35783 PIT WELL #3
LOCATED 1670'N AND 2160'E FROM THE W 1/4 COR OF SECTION 19

5 AUTHORIZED P.O.A.
PERMITS G-7207 CERT 64236 AND G-7615 CERT 64238 FISH WELL
LOCATED 970'S AND 1950'W FROM THE NE COR OF SECTION 30

6 AUTHORIZED P.O.D.
PERMIT 25159 CERT 28737 NORTH SPRING
LOCATED SW 1/4, NE 1/4 SECTION 30

7 AUTHORIZED P.O.D.
PERMIT 26265 CERT 32597 UNNAMED SPRING
LOCATED 1370'S AND 1800' W FROM THE NE COR SEC 30

8 AUTHORIZED P.O.D.
PERMIT 51017 COLUMBIA RIVER
LOCATED 150'S AND 2990'W FROM THE NE COR SEC 2, T4N, R25E WM

Certified Water Right Examiner
#333 WRE
Dale G. VanSchoack
May 10, 1998
STATE OF OREGON

RECEIVED
FEB 14 2007
WATER RESOURCES DEPT
SALEM, OREGON

SCM Consultants, Inc. 8/31/04
A Tetra Tech Company

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.

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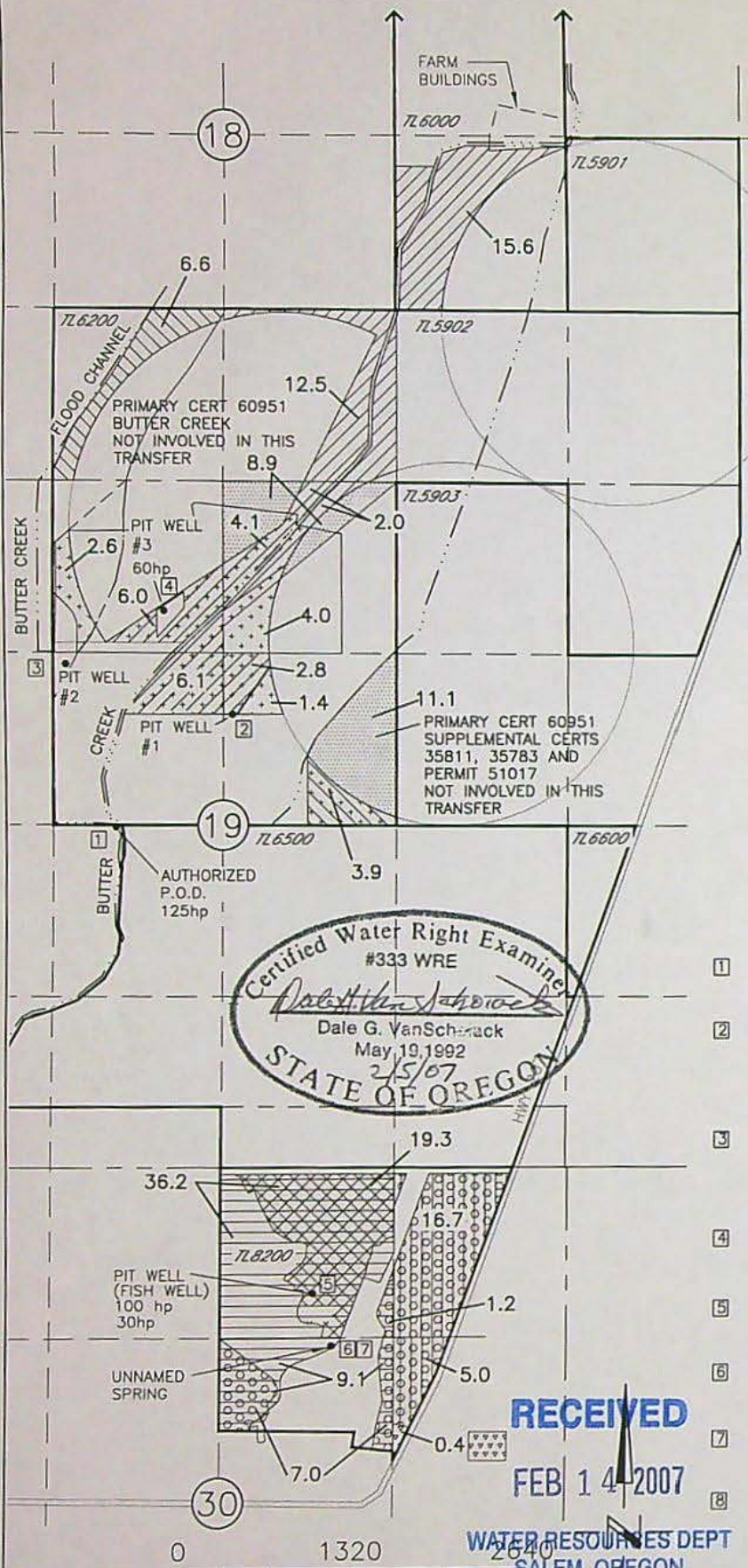
PRINTED BY: Roger.Willard on 02/05/07 02:50 PM

T 10320

SCOTT MADISON APPLICATION MAP
T3N, R28E WM

ACREAGE WATER IS BEING TRANSFERRED FROM



LEGEND

REFERENCE TO APPLICATION		PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 64238, 64236 AND PERMIT 51017
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		PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 64238, 64236, 32597 AND PERMIT 51017
2ND OF 6 TPRIMARY WATER RIGHTS		PRIMARY CERT 60951 BUTTER CREEK SUPPLEMENTAL PERMIT 51017
		PRIMARY CERT 60951 SUPPLEMENTAL CERTS 35811, 35783 AND PERMIT 51017
3RD OF 6 PRIMARY WATER RIGHTS		PRIMARY CERT 60952 BUTTER CREEK SUPPLEMENTAL PERMITS 51017 AND 46499
		PRIMARY CERT 60952 BUTTER CREEK SUPPLEMENTAL CERTS 35811, 35783 AND PERMITS 51017, 46499
4TH OF 6 PRIMARY WATER RIGHTS		PRIMARY CERT 35811 SUPPLEMENTAL CERT 35783 AND PERMIT 51017
5TH OF 6 PRIMARY WATER RIGHTS		PRIMARY CERT 28737 SUPPLEMENTAL CERTS 64238, 64236 AND PERMIT 51017
6TH OF 6 PRIMARY WATER RIGHTS		PRIMARY CERT 32597 SUPPLEMENTAL CERTS 64238, 64236 AND PERMIT 51017

Certified Water Right Examiner
#333 WRE
Dale G. VanScheack
May 19 1992
2/5/07
STATE OF OREGON

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PERMIT 3694 CERT 60951 AND CERT 60952 & PERMIT 46499
LOCATED 10'S AND 1800'E FROM THE W 1/4 COR OF SECTION 19

2 AUTHORIZED P.O.A.
PERMIT G-438 CERT 35811 PIT WELL #1 (TO BE TRANSFERRED TO PIT WELL #3)
LOCATED 850'N AND 1370'E FROM THE SW COR, SE 1/4, NW 1/4 OF SECTION 19

3 AUTHORIZED P.O.A.
PERMIT G-438 CERT 35811 PIT WELL #2 (NO LONGER EXISTS) (TO BE TRANSFERRED TO PIT WELL #3)
LOCATED 1240'N AND 100'E FROM THE SW COR, SE 1/4, NW 1/4 OF SECTION 19

4 AUTHORIZED P.O.A.
PERMIT G-2597 CERT 35783 PIT WELL #3
LOCATED 1670'N AND 2160'E FROM THE W 1/4 COR OF SECTION 19

5 AUTHORIZED P.O.A.
PERMITS G-7207 CERT 64236 AND G-7615 CERT 64238 FISH WELL
LOCATED 970'S AND 1950'W FROM THE NE COR OF SECTION 30

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8 AUTHORIZED P.O.D.
PERMIT 51017 COLUMBIA RIVER
LOCATED 150'S AND 2990'W FROM THE NE COR SEC 2, T4N, R25E WM

RECEIVED
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WATER RESOURCES DEPT
SALEM, OREGON

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SCM Consultants, Inc.
A Tetra Tech Company
3/31/04
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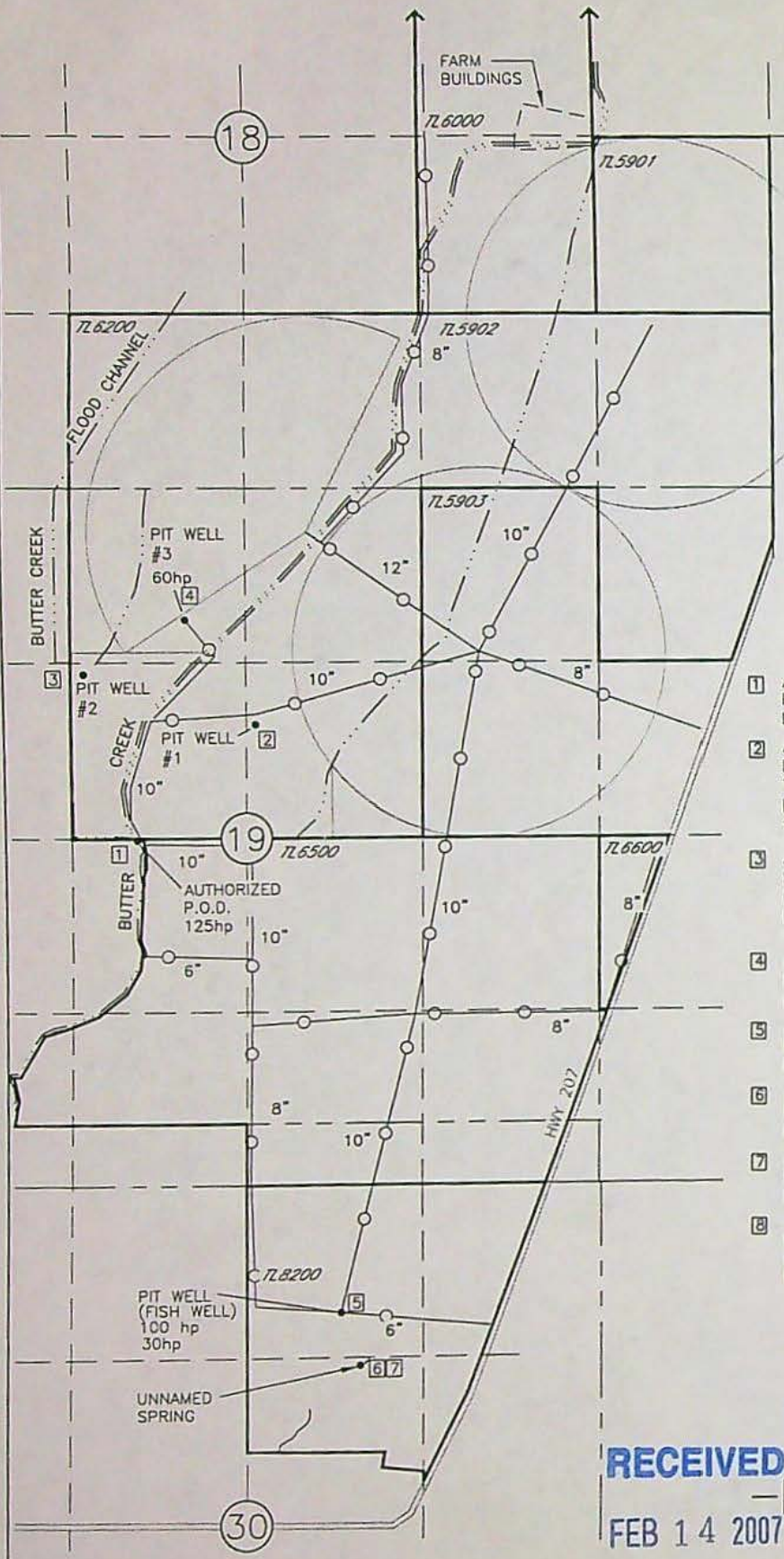
T 10320

SCOTT MADISON IRRIGATION SYSTEM MAP
T3N, R28E WM



WATER DIVERSION AND APPROPRIATION LOCATIONS

1. AUTHORIZED P.O.D.
PERMIT 3694 CERT 60951 AND CERT 60952 & PERMIT 46499
LOCATED 10'S AND 1800'E FROM THE W 1/4 COR OF SECTION 19

2. AUTHORIZED P.O.A.
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RECEIVED
FEB 14 2007
WATER RESOURCES DEPT
SALEM, OREGON

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0 1320 2640
SCALE IN FEET

01/22/04

SCM Consultants, Inc.
A Tetra Tech Company

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PRINTED BY: Roger.Willard on 02/05/07 02:52 PM

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T 10320

Oregon
Theodore R. Kulongoski, Governor

Water Resources Department
North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1266
503-986-0900
FAX 503-986-0904

March 26, 2008

SCOTT MADISON
PO BOX 643
STANFIELD OR 97875

Reference: Transfer 10320

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

A time to complete the transfer is given the order. YOU SHOULD GIVE PARTICULAR ATTENTION TO THE TIME LIMIT. The water right for any portion of the authorized change in use or change in place of use NOT carried out within the time allowed will be lost.

An extension of the time limit can be allowed only upon a showing that diligent effort has been made to complete the actual change within the time allowed.

You have the requirement to hire a Certified Water Right Examiner (CWRE) to complete a Claim of Beneficial Use report and map which must be submitted to this department within one year of the date you completed the change or within one year of the completion date authorized in the transfer, whichever occurs first.

Sincerely,

Sarah Henderson

for Doug Parrow
Natural Resource Specialist

DP:sh

cc: Watermaster #5
Dale Van Schoiack, CWRE
William Porfily, Agent

Enclosure

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Transfer Application T-10320, Umatilla County	)))	FINAL ORDER APPROVING CHANGES IN POINTS OF APPROPRIATION AND PLACE OF USE

Authority

ORS 540.505 to 540.580 establishes the process in which a water right holder may submit a request to transfer the point of diversion, place of use, or character of use authorized under an existing water right. OAR Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicant

SCOTT MADISON
75512 HIGHWAY 207
ECHO, OR 97826

Findings of Fact

Background

1. On February 14, 2007, Scott Madison filed an application to change the place of use under Certificates 25901, 32597, 28737, 80822, 80823, 60951, 35783, 60952, and Permits S-51017 and S-46499; and to change the points of appropriation and place of use under Certificate 35811. The Department assigned the application number T-10320.

2. Revisions to the application were received on April 20, 2007, and corresponding revisions to the application map were received on April 26, 2007. These revisions correctly identified one of the sources and removed a portion of one of the supplemental permits.

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

   Certificate: 25901 in the name of A. B. THOMSON, OWNER and BERT PULLOR, OWNER OF CONTRACT TO PURCHASE (confirmed by John Day River Decree, recorded in Grant County Circuit Court in Volume 15, Page 461)

This final order is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075 and OAR 137-003-0675, 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.

Use: IRRIGATION of 46.5 ACRES
Priority Date: 1908
Limit/Duty: ONE-FORTIETH cfs per acre to JUNE 1 and ONE-EIGHTETH cfs thereafter; further limited to 1.0 acre-foot per calendar month to June 1 and 4.0 acre-feet per acre during season April 1 to September 30, measured at the point of diversion
Source: FIVEMILE CREEK

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	30	NW NE	37.4
3 N	28 E	WM	30	SW NE	9.1
				TOTAL:	46.5

4. Transfer Application T-10320 proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3N	28E	WM	18	SE SE	2.9
3N	28E	WM	19	NE NE	25.9
3N	28E	WM	19	SE NE	17.7
				TOTAL:	46.5

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

Certificate: 32597 in the name of GAYLORD M. MADISON (perfected under Permit S-26265)
Use: SUPPLEMENTAL IRRIGATION of 19.3 ACRES
Priority Date: JULY 13, 1959
Rate: 0.39 CUBIC FOOT PER SECOND (CFS)
Limit/Duty: ONE-FIFTIETH cfs per acre, not to exceed 4.0 acre-feet per acre during the irrigation season of each year
Source: UNNAMED SPRING, tributary to BUTTER CREEK

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q
3 N	28 E	WM	30	SW NE

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	30	NW NE	19.3
				TOTAL:	19.3

6. Certificate 32597 does not describe the location of the point of diversion, however information is available from the applicant and Certified Water Rights Examiner indicating that the point of diversion is located as follows:

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
3 N	28 E	WM	30	SW NE	1370 FEET SOUTH AND 1800 FEET WEST FROM THE NE CORNER OF SECTION 30

7. Transfer Application T-10320 proposes to change the place of use of the right to:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3N	28E	WM	18	SE SE	2.5
3N	28E	WM	19	NE NE	16.8
				TOTAL:	**19.3**

8. The portion of the third right to be transferred is as follows:

Certificate: 28737 in the name of GAYLORD M. MADISON (perfected under Permit S-25159)
Use: SUPPLEMENTAL IRRIGATION of 29.9 ACRES
Priority Date: SEPTEMBER 30, 1957
Rate: 0.59 CUBIC FOOT PER SECOND (CFS)
Limit/Duty: ONE-FIFTIETH cfs per acre, not to exceed 4.0 acre-feet per acre during the irrigation season of each year
Source: NORTH SPRING, a tributary to BUTTER CREEK

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q
3 N	28 E	WM	30	SW NE

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	30	NE NE	16.7
3 N	28 E	WM	30	NW NE	1.2
3 N	28 E	WM	30	SW NE	7.0
3 N	28 E	WM	30	SE NE	5.0
				TOTALS:	**29.9**

9. Certificate 28737 was originally applied for by Gaylord M. Madison under Application S-31906 on September 30, 1957. The applicant requested to use water from the North and South Springs for "irrigation and supplemental irrigation" of 88.0 acres. The Department issued Permit S-25159 on November 29, 1957 approving the application, but only allowed "supplemental irrigation" because of the existence of irrigation Permits E-106 and 1546 located on the same lands. The proposed project under Permits E-106 and 1546 was never developed, however, so Permits E-106 and 1546 were voluntarily cancelled on June 22, 1959, under Special Order Volume 10, Page 111.

When Certificate 28737 was issued on July 13, 1959, it described the right for the use of 1.69 cfs from the North and South Springs as being "supplemental irrigation" of 84.3 acres. Since the underlying permits had been cancelled just three weeks prior to the issuance of the certificate, however, Certificate 28737 should have been issued as primary irrigation, pursuant

to ORS 540.670. Therefore, on February 26, 1985, Department staff determined that the designation of all irrigated lands under Certificate 28737 as being supplemental was arbitrary, and for any of the involved lands that did not already have a valid primary irrigation right, the Department would consider Certificate 28737 as being the primary source of supply.

10. Based upon Finding of Fact #9, the Department has determined that the portion of the authorized place of use under Certificate 28737 to be transferred under Application T-10320 should be described as follows:

IRRIGATION						
Twp	**Rng**	**Mer**	**Sec**	**Q-Q**	**Acres**	**Rate**
3 N	28 E	WM	30	NE NE	16.7	
3 N	28 E	WM	30	SE NE	5.0	
				TOTAL:	**21.7**	**0.43 CFS**

SUPPLEMENTAL IRRIGATION						
Twp	**Rng**	**Mer**	**Sec**	**Q-Q**	**Acres**	**Rate**
3 N	28 E	WM	30	NW NE	1.2	
3 N	28 E	WM	30	SW NE	7.0	
				TOTAL:	**8.2**	**0.16 CFS**

11. Transfer Application T-10320 proposes to change the place of use of the right to:

Twp	**Rng**	**Mer**	**Sec**	**Q-Q**	**Primary Irrigation Acres**	**Supplemental Irrigation Acres**
3 N	28 E	WM	19	SE NE	--	8.2
3 N	28 E	WM	19	NE NE	12.3	--
3 N	28 E	WM	20	NW NW	9.4	--
				TOTALS:	**21.7**	**8.2**

12. The portion of the fourth right to be transferred is as follows:

Certificate: 80822 in the name of MADISON RANCHES INC. (perfected under Permit G-7207)
Use: SUPPLEMENTAL IRRIGATION of 68.6 ACRES
Priority Date: MAY 26, 1977
Rate: 0.3 CUBIC FOOT PER SECOND (CFS)
Limit/Duty: ONE-EIGHTIETH cfs per acre, not to exceed 3.0 acre-feet per acre during the irrigation season of each year. This right is limited to any deficiency in the available supply of any prior right for the same land.
Source: A PIT WELL in the BUTTER CREEK BASIN
Authorized Point of Appropriation:

Twp	**Rng**	**Mer**	**Sec**	**Q-Q**	**Survey Coordinates**
3 N	28 E	WM	30	NW NE	970 FEET SOUTH AND 1950 FEET WEST FROM THE NE CORNER OF SECTION 30

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	30	NW NE	37.4
3 N	28 E	WM	30	SW NE	9.1
3 N	28 E	WM	30	NE SE**	16.7
3 N	28 E	WM	30	SE NE	5.4
				TOTAL:	68.6

***See Finding of Fact #13*

13. A scrivener's error is contained in the authorized place of use listing for Certificate 80822. The Final Proof Survey clearly shows the 16.7 acres (noted by ** in the table above) as being located in the **NE ¼ NE ¼** of Section 30, Township 3 North, Range 28 East, W.M.

14. Transfer Application T-10320 proposes to change the place of use of the right to:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	18	SE SE	2.9
3 N	28 E	WM	19	NE NE	38.6
3 N	28 E	WM	19	SE NE	17.7
3 N	28 E	WM	20	NW NW	9.4
				TOTAL:	68.6

15. The portion of the fifth right to be transferred is as follows:

Certificate: 80823 in the name of MADISON RANCHES INC. (perfected under Permit G-7615)
Use: SUPPLEMENTAL IRRIGATION of 68.6 ACRES
Priority Date: JUNE 14, 1977
Rate: 0.18 CUBIC FOOT PER SECOND (CFS)
Limit/Duty: ONE-EIGHTIETH cfs per acre, not to exceed 3.0 acre-feet per acre during the irrigation season of each year. This right is limited to any deficiency in the available supply of any prior right for the same land.
Source: A PIT WELL in the BUTTER CREEK BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
3 N	28 E	WM	30	NW NE	970 FEET SOUTH AND 1950 FEET WEST FROM THE NE CORNER OF SECTION 30

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	30	NW NE	37.4
3 N	28 E	WM	30	SW NE	9.1
3 N	28 E	WM	30	NE SE**	16.7
3 N	28 E	WM	30	SE NE	5.4
				TOTAL:	68.6

***See Finding of Fact #16*

16. A scrivener's error is contained in the authorized place of use listing for Certificate 80823. The Final Proof Survey map clearly shows the 16.7 acres (noted by ** in the table above) as being located in the **NE ¼ NE ¼** of Section 30, Township 3 North, Range 28 East, W.M.

17. Transfer Application T-10320 proposes to change the place of use of the right to:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	18	SE SE	2.9
3 N	28 E	WM	19	NE NE	38.6
3 N	28 E	WM	19	SE NE	17.7
3 N	28 E	WM	20	NW NW	9.4
				TOTAL:	**68.6**

18. The portion of the sixth water use permit to be transferred is as follows:

Permit: S-51017 in the name of KENT R. and SHANNON K. MADISON (applied for under Application S-70272 and as modified by Special Orders Vol. 49, Page 481; Vol. 54, Page 49; Vol. 56, Page 365; and Vol. 59, Page 20)
Use: SUPPLEMENTAL IRRIGATION of 135.8 ACRES
Priority Date: APRIL 2, 1990
Rate: 0.47 CUBIC FOOT PER SECOND (CFS)
Limit/Duty: ONE-FORTIETH cfs per acre, not to exceed 4.5 acre feet for each acre during the irrigation season during the period from March 1 to November 1 of each year; further limited to a diversion of not to exceed 1.5 acre-feet per acre irrigated during the period from November 2 to the end of February, provided the use of water shall not exceed 4.5 acre-feet for each acre irrigated in any one year. The quantity of water allowed herein, together with any other existing right form this point of diversion shall not exceed the current capacity of the diversion system.
Source: COLUMBIA RIVER, tributary to PACIFIC OCEAN

Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q-Q	GLot	Survey Coordinates
4 N	25 E	WM	2	NE NW	7	150 FEET SOUTH AND 2990 FEET WEST FROM THE NE CORNER OF SECTION 2
5 N	27 E	WM	13	NW SW	4	2270 FEET NORTH AND 940 FEET EAST FROM THE SW CORNER OF SECTION 13

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3N	28E	WM	18	SE SW	6.6
3N	28E	WM	18	NE SE	15.6
3N	28E	WM	18	SW SE	12.5
3N	28E	WM	19	NW NE	10.1
3N	28E	WM	19	SW NE	8.1
3N	28E	WM	19	NE NW	8.6
3N	28E	WM	19	SE SW	6.1
3N	28E	WM	30	NW NE	37.4
3N	28E	WM	30	SW NE	9.1
3N	28E	WM	30	NE NE	16.7

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3N	28E	WM	30	SE NE	5.0
				TOTAL:	135.8

19. Transfer Application T-10320 proposes to change the place of use of the right to:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3N	28E	WM	17	NW SW	12.2
3N	28E	WM	17	SW SW	3.0
3N	28E	WM	18	SE SE	21.2
3N	28E	WM	19	NE NE	39.3
3N	28E	WM	19	SE NE	39.1
3N	28E	WM	19	NE NW	3.6
3N	28E	WM	20	NWNW	9.6
3N	28E	WM	20	SW NW	7.8
				TOTAL:	135.8

20. The portion of the seventh right to be transferred is as follows:

Certificate: 60951 in the name of THOMAS RICHARDS and SONS (perfected under Permit S-3694)
Use: IRRIGATION of 10.5 ACRES
Priority Date: MAY 17, 1917
Rate: 0.13 CUBIC FOOT PER SECOND (CFS)
Limit/Duty: ONE-EIGHTIETH cfs per acre during the irrigation season of each year
Source: BUTTER CREEK, tributary to UMATILLA RIVER

Authorized Point of Diversion:

IRRIGATION				
Twp	Rng	Mer	Sec	Q-Q
3 N	25 E**	WM	19	NE SW

***See Finding of Fact #21*

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	18	SE SW	6.6
3 N	28 E	WM	19	SW NE	3.9
				TOTAL:	10.5

21. There is a scriveners' error in the description of the authorized point of diversion on Certificate 60951 (noted by ** in the POD table in Finding of Fact #20). Based on the final proof survey, knowledge of the applicant and the Certified Water Rights Examiner, the location of the authorized point of diversion should be described as:

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q
3 N	28 E	WM	19	NE SW

22. Transfer Application T-10320 proposes to change the place of use of the right to:

IRRIGATION					
Twp	**Rng**	**Mer**	**Sec**	**Q-Q**	**Acres**
3 N	28 E	WM	19	NE NE	1.0
3 N	28 E	WM	19	SE NE	5.8
3 N	28 E	WM	20	NW NW	0.2
3 N	28 E	WM	20	SW NW	3.5
				TOTAL:	**10.5**

23. The portion of the eighth right to be transferred is as follows:

Certificate: 35811 in the name of FRED DAVIS AND TRESA DAVIS (perfected under Permit G-438)
Use: IRRIGATION of 8.0 ACRES and SUPPLEMENTAL IRRIGATION of 22.9 ACRES
Priority Date: NOVEMBER 21, 1956
Rate: 0.39 CUBIC FOOT PER SECOND (CFS)
Limit/Duty: ONE-EIGHTIETH cfs per acre, not to exceed 3.0 acre-feet per acre during the irrigation season of each year
Source: TWO WELLS in the BUTTER CREEK (UMATILLA RIVER) BASIN

Authorized Points of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
3 N	28 E	WM	19	SW NE	NO. 1 - 850 FEET NORTH AND 1370 FEET EAST FROM THE SW CORNER, SENW, OF SECTION 19
3 N	28 E	WM	19	SE NW	NO. 2 - 1240 FEET NORTH AND 100 FEET EAST FROM THE SW CORNER, SENW, OF SECTION 19

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Primary Irrigation Acres	Supplemental Irrigation Acres
3 N	28 E	WM	19	NW NE	4.0	4.1
3 N	28 E	WM	19	SW NE	1.4	6.7
3 N	28 E	WM	19	NE NW	2.6	6.0
3 N	28 E	WM	19	SE NW	--	6.1
				TOTALS:	**8.0**	**22.9**

24. Transfer Application T-10320 proposes to move the authorized points of appropriation to a well located approximately 0.25 mile from the existing points of appropriation to:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
3N	28E	WM	19	NW NW	PIT WELL #3 – 1670 FEET NORTH AND 2160 FEET EAST FROM THE W¼ CORNER OF SECTION 19

25. Transfer Application T-10320 also proposes to change the place of use of the right to:

Twp	Rng	Mer	Sec	Q-Q	Primary Irrigation Acres	Supplemental Irrigation Acres
3 N	28 E	WM	17	SW SW	--	0.5
3 N	28 E	WM	18	SE SE	--	2.9
3 N	28 E	WM	19	NE NE	--	0.1
3 N	28 E	WM	19	SE NE	5.4	14.1
3 N	28 E	WM	19	NE NW	2.6	1.0
3 N	28 E	WM	20	SW NW	--	4.3
				TOTALS:	**8.0**	**22.9**

26. The portion of the ninth right to be transferred is as follows:

Certificate: 35783 in the name of FRED E. DAVIS (perfected under Permit G-2597)
Use: SUPPLEMENTAL IRRIGATION of 30.9 ACRES
Priority Date: FEBRUARY 24, 1964
Rate: 0.22 CUBIC FOOT PER SECOND (CFS)
Limit/Duty: ONE-EIGHTIETH cfs per acre, not to exceed 3.0 acre-feet per acre during the irrigation season of each year
Source: A WELL in the BUTTER CREEK (UMATILLA RIVER) BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
3 N	28 E	WM	19	NE NW	1670 FEET NORTH AND 2160 FEET EAST FROM THE W1/4 CORNER OF SECTION 19

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	19	NW NE	8.1
3 N	28 E	WM	19	SW NE	8.1
3 N	28 E	WM	19	NE NW	8.6
3 N	28 E	WM	19	SE NW	6.1
				TOTAL:	**30.9**

27. Transfer Application T-10320 proposes to change the place of use of the right to:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	17	SW SW	0.5
3 N	28 E	WM	18	SE SE	2.9
3 N	28 E	WM	19	NE NE	0.1
3 N	28 E	WM	19	SE NE	19.5
3 N	28 E	WM	19	NE NW	3.6
3 N	28 E	WM	20	SW NW	4.3
				TOTAL:	**30.9**

28. The portion of the tenth right to be transferred is as follows:

Certificate: 60952 in the name of CAROLINE E. ROGERS (confirmed by Umatilla River Decree, Vol. 3, Page 250)
Use: IRRIGATION of 49.1 ACRES

Priority Date: 1869 and 1880
Rate: 0.82 CUBIC FOOT PER SECOND (CFS), being 0.48 CFS under the 1869 priority date and 0.34 CFS under the 1880 priority date
Source: BUTTER CREEK, tributary to UMATILLA RIVER

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	18	NE SE	15.6
3 N	28 E	WM	18	SW SE	12.5
3 N	28 E	WM	19	NW NE	6.1
3 N	28 E	WM	19	SW NE	2.8
3 N	28 E	WM	19	NE NW	6.0
3 N	28 E	WM	19	SE NW	6.1
				TOTAL:	**49.1**

29. While the point of diversion location is not specified in Certificate 60952, information is available from the applicant and CWRE that places the authorized point of diversion as follows:

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
3 N	28 E	WM	19	NE SW	10 FEET SOUTH AND 1800 FEET EAST FROM THE W/14 CORNER OF SECTION 19

30. Transfer Application T-10320 proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	17	NW SW	12.2
3 N	28 E	WM	17	SW SW	3.0
3 N	28 E	WM	18	SE SE	18.3
3 N	28 E	WM	19	NE NE	0.1
3 N	28 E	WM	19	SE NE	10.2
3 N	28 E	WM	19	NE NW	1.0
3N	28E	WM	20	SW NW	4.3
				TOTAL:	**49.1**

31. The portion of the eleventh water use permit to be transferred is as follows:

Permit: S-46499 in the name of JOHN MADISON (agent for Frank N. Mueller, Top Cut Feedlots, Inc.) applied for under Application S-57999
Use: SUPPLEMENTAL IRRIGATION of 49.1 ACRES
Priority Date: OCTOBER 16,1978
Rate: 0.98 CUBIC FOOT PER SECOND (CFS)
Limit/Duty: ONE-FIFTIETH cfs per acre further limited to 1.0 acre-foot per acre during the period from September 2 to December 30; provided further that the right allowed herein, together with the amount secured under any other right existing for the same lands, shall not exceed 4.0 acre-feet for each acre irrigated in any one year
Source: BUTTER CREEK, tributary to UMATILLA RIVER

Authorized Point of Diversion: Diversion B only as listed on Permit

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
3 N	28 E	WM	19	NE SW	10 FEET SOUTH AND 1800 FEET EAST FROM THE WEST 1/4 CORNER OF SECTION 19

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3N	28E	WM	18	NE SE	15.6
3N	28E	WM	18	SW SE	12.5
3N	28E	WM	19	NW NE	6.1
3N	28E	WM	19	SW NE	2.8
3N	28E	WM	19	NE NW	6.0
3N	28E	WM	19	SE NW	6.1
				TOTAL:	**49.1**

32. Transfer Application T-10320 proposes to change the place of use of the right to:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	17	NW SW	12.2
3 N	28 E	WM	17	SW SW	3.0
3 N	28 E	WM	18	SE SE	18.3
3 N	28 E	WM	19	NE NE	0.1
3 N	28 E	WM	19	SE NE	10.2
3 N	28 E	WM	19	NE NW	1.0
3N	28E	WM	20	SW NW	4.3
				TOTAL:	**49.1**

33. Notice of the application for transfer was published on February 27, 2007, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.

34. On December 31, 2007, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-10320 to the applicant and his agent. The draft Preliminary Determination set forth a deadline of February 2, 2008, for the applicant to respond. The applicant requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer.

35. On January 28, 2008, the Department issued a Preliminary Determination proposing to approve Transfer T-10320 and mailed a copy to the applicant. Additionally, notice of the Preliminary Determination for the transfer application was published on the Department's weekly notice on February 5, 2008, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notice.

Transfer Review Criteria [OAR 690-380-4010(2)]

36. Water has been used within the last five years according to the terms and conditions of the rights, and there is no information in the record that would demonstrate that the rights are subject to forfeiture under ORS 540.610.

37. A diversion structure, ditch, pump, pipeline, and/or sprinkler system sufficient to use the full amount of water allowed under the existing rights were present within the five-year period prior to submittal of Transfer Application T-10320.

38. The proposed change would not result in enlargement of the rights.

39. The proposed change would not result in injury to other water rights.

Conclusions of Law

The changes in points of appropriation and place of use proposed in Transfer Application T-10320 are consistent with the requirements of ORS 540.505 to 540.580 and OAR 690-380-5000.

Now, therefore, it is ORDERED:

1. The changes in points of appropriation and place of use proposed in application T-10320 are approved.

2. Water right Certificates 25901, 32597, 28737, 80822, 80823, 60951, 35811, 35783, and 60952 are cancelled. New certificates will be issued describing the portions of the rights not affected by this transfer.

3. Permits S-51017 and S-46499 are amended as described herein. All other terms and conditions of Permits S-51017 and S-46499 remain the same.

4. The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificates 25901, 32597, 28737, 80822, 80823, 60951, 35811, 35783, 60952, Permits S-51017 and S-46499, and any related decree.

5. The quantity of water diverted at the new point of appropriation shall not exceed the quantity of water lawfully available at the original points of appropriation.

6. The former place of use of the transferred rights and amended water use permits shall no longer receive water under the affected rights and permits contained in this transfer.

7. The water user shall maintain and operate all existing measurement devices and shall make such improvements as may be required by the Department.

8. When required by the Department, the water user shall install, maintain and operate a headgate to control and regulate the quantity of water diverted. The type and plans of the

headgate must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

9. The approved changes shall be completed and full beneficial use of the water shall be made on or before **October 1, 2009**. A Claim of Beneficial Use prepared by a Certified Water Rights Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.

10. When satisfactory proof of the completed changes is received, new certificates confirming the rights transferred will be issued.

Dated at Salem, Oregon this 14th day of March 2008.

for Phillip C. Ward, Director

Mailing date: MAR 27 2008

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

A. B. THOMPSON, owner and
BERT PULLOR, owner of contract to purchase
ECHO, OR 97826

confirms the right to use the waters of FIVEMILE CREEK for IRRIGATION of 75.5 ACRES and SUPPLEMENTAL IRRIGATION of 38.0 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Grant County (John Day River Decree). The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 15, at Page 461. The date of priority is 1908.

The amount of water to which this right is entitled is limited to an amount actually used beneficially for said purposes, and shall not exceed ONE-FORTIETH of one cubic foot per second per acre irrigated to June 1 and ONE-EIGHTIETH of one cubic foot per second per acre thereafter; further limited to 1.0 acre-foot per calendar month to June 1 and 4.0 acre-feet per acre during the season April 1 to September 30, measured at the point of diversion.

(NOTE: Water is diverted in SE¼ NE¼, Section 28, Township 4 S, Range 29 E, W.M. and taken northerly across divide into Butter Creek.)

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

IRRIGATION					
Twp	**Rng**	**Mer**	**Sec**	**Q-Q**	**Acres**
3 N	28 E	WM	30	NW NE	2.6
3 N	28 E	WM	30	SW NE	30.9
3 N	28 E	WM	30	SW NW	2.0
3 N	28 E	WM	30	SE NW	5.0
3 N	28 E	WM	30	SE NW	35.0

SUPPLEMENTAL IRRIGATION					
Twp	**Rng**	**Mer**	**Sec**	**Q-Q**	**Acres**
3 N	28 E	WM	30	SW NW	38.0

(NOTE: The 38.0 acres in the SW ¼ NW ¼ have a primary right under the Butter Creek Decree with priority dates of 1864 and 1898 as confirmed by Certificate #2690.)

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. And said right shall be subject to all other conditions and limitations contained in said decree.

This certificate describes that portion of the water right confirmed by Certificate 25901, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered MAR 14 2008, approving Transfer Application T-10320 and includes a note about the diversion of water that was ordered by the Decree Volume 15, Page 471 but had been left off of the previous certificate.

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

WITNESS the signature of the Water Resources Director, affixed MAR 14 2008.

for Phillip C. Ward, Director

 Recorded in State Record of Water Right Certificates numbered 83694.

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

GAYLORD M. MADISON
RFD #1
ECHO, OR 97826

confirms the right to use the waters of UNNAMED SPRING, a tributary to BUTTER CREEK, for IRRIGATION 0.4 ACRE and SUPPLEMENTAL IRRIGATION of 12.2 ACRES.

This right was perfected under Permit S-26265. The date of priority is JULY 13, 1959. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.25 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 as follows:

Twp	Rng	Mer	Sec	Q-Q
3 N	28 E	WM	30	SW NE

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 a diversion of ONE-FIFTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 4.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	30	SE NE	0.4

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	30	NW NE	2.3
3 N	28 E	WM	30	SW NE	9.9

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

This certificate describes that portion of the water right confirmed by Certificate 32597, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered MAR 14 2008, approving Transfer Application T-10320.

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

WITNESS the signature of the Water Resources Director, affixed MAR 14 2008.

Phillip C. Ward, Director

 Recorded in State Record of Water Right Certificates numbered 83695.

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

GAYLORD M. MADISON
ROUTE 1
ECHO, OR 97826

confirms the right to use the waters of SOUTH SPRING and NORTH SPRING, tributaries to BUTTER CREEK, for SUPPLEMENTAL IRRIGATION of 54.4 ACRES.

This right was perfected under Permit S-25159. The date of priority is SEPTEMBER 30, 1957. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1.1 CUBIC FEET PER SECOND (CFS), being 0.28 CFS from South Spring and 0.82 CFS from North Spring, or its equivalent in case of rotation, measured at the point of diversion.

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
3 N	28 E	WM	30	SW NE	None specified.
3 N	28 E	WM	30	NW SE	None specified.

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-FIFTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 4.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.
A description of the place of use to which this right is appurtenant is as follows:

SUPPLEMENTAL IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Acres South Spring	Acres North Spring
3 N	28 E	WM	20	NW SW	--	7.0
3 N	28 E	WM	30	NE NE	--	2.2
3 N	28 E	WM	30	NW NE	--	0.6
3 N	28 E	WM	30	SW NE	--	7.8
3 N	28 E	WM	30	SE NW	--	23.0
3 N	28 E	WM	30	NW SE	13.8	--

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

This certificate describes that portion of the water right confirmed by Certificate 28737, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered MAR 14 2008, approving Transfer Application T-10320.

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

WITNESS the signature of the Water Resources Director, affixed MAR 14 2008.

For Phillip C. Ward, Director

 Recorded in State Record of Water Right Certificates numbered 83696.

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MADISON RANCHES, INC.
ECHO, OR 97826

confirms the right to use the waters of a PIT WELL, in the BUTTER CREEK BASIN, for SUPPLEMENTAL IRRIGATION of 141.6 ACRES.

This right was perfected under Permit G-7207. The date of priority is MAY 26, 1977. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.62 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
3 N	28 E	WM	30	NW NE	970 FEET SOUTH AND 1950 FEET WEST FROM THE NORTHEAST CORNER OF SECTION 30

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. This right is limited to any deficiency in the available supply of any prior right for the same land and shall not exceed the limitation allowed herein. This right is limited to appropriation of water only to the extent that it does not impair or substantially interfere with existing surface water right of others.

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

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

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	19	NE SE	31.0
3 N	28 E	WM	19	NW SE	40.0
3 N	28 E	WM	19	SW SE	39.4
3 N	28 E	WM	19	SE SE	28.7
3 N	28 E	WM	30	SW NE	2.5

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

This certificate describes that portion of the water right confirmed by Certificate 80822, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered MAR 14 2008, approving Transfer Application T-10320.

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

WITNESS the signature of the Water Resources Director, affixed MAR 14 2008.

Phillip C. Ward, Director

 Recorded in State Record of Water Right Certificates numbered 83697.

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MADISON RANCHES, INC.
ECHO, OR 97826

confirms the right to use the waters of a PIT WELL, in the BUTTER CREEK BASIN, for SUPPLEMENTAL IRRIGATION of 141.6 ACRES.

This right was perfected under Permit G-7615. The date of priority is JUNE 14, 1977. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.37 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
3 N	28 E	WM	30	NW NE	970 FEET SOUTH AND 1950 FEET WEST FROM THE NORTHEAST CORNER OF SECTION 30

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. This right is limited to any deficiency in the available supply of any prior right for the same land and shall not exceed the limitation allowed herein. This right is limited to appropriation of water only to the extent that it does not impair or substantially interfere with existing surface water rights of others.

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

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

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	19	NE SE	31.0
3 N	28 E	WM	19	NW SE	40.0
3 N	28 E	WM	19	SW SE	39.4
3 N	28 E	WM	19	SE SE	28.7
3 N	28 E	WM	30	SW NE	2.5

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

This certificate describes that portion of the water right confirmed by Certificate 80823, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered MAR 14 2008, approving Transfer Application T-10320.

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

WITNESS the signature of the Water Resources Director, affixed MAR 14 2008.

for Phillip C. Ward, Director

 Recorded in State Record of Water Right Certificates numbered 83698.

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

THOMAS RICHARDS AND SONS
ECHO, OR 97826

confirms the right to use the waters of BUTTER CREEK, tributary to UMATILLA RIVER, for IRRIGATION of 40.5 ACRES.

This right was perfected under Permit S-3694. The date of priority is MAY 17, 1917. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.51 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
3 N	28 E	WM	19	NE SW	NONE SPECIFIED.

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 per acre, or its equivalent for each acre irrigated during the irrigation season of each year. The right shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	18	SE SW	10.4
3 N	28 E	WM	18	NE SE	4.0
3 N	28 E	WM	19	NW NE	11.1
3 N	28 E	WM	19	SW NE	15.0

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The right is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

This certificate describes that portion of the water right confirmed by Certificate 60951, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered MAR 14 2008, approving Transfer Application T-10320 and correctly describing the location of the point of diversion.

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

WITNESS the signature of the Water Resources Director, affixed MAR 14 2008.

For Phillip C. Ward, Director

 Recorded in State Record of Water Right Certificates numbered 83699.

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

FRED DAVIS and TRESA DAVIS
ECHO, OR 97826

confirms the right to use the waters of TWO WELLS, in the BUTTER CREEK BASIN (Umatilla River), for IRRIGATION and SUPPLEMENTAL IRRIGATION of 89.1 ACRES.

This right was perfected under Permit G-438. The date of priority is NOVEMBER 21, 1956. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1.11 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the point of diversion.

The wells are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
3 N	28 E	WM	19	SW NE	NO. 1 - 850 FEET NORTH AND 1370 FEET EAST FROM THE SOUTHWEST CORNER OF THE SE¼ NW¼ OF SECTION 19
3 N	28 E	WM	19	SE NW	NO. 2 - 1240 FEET NORTH AND 100 FEET EAST FROM THE SOUTHWEST CORNER OF THE SE¼ NW¼ OF SECTION 19

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 a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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

IRRIGATION & SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	19	NW NE	13.7
3 N	28 E	WM	19	SW NE	31.7
3 N	28 E	WM	19	NE NW	11.4
3 N	28 E	WM	19	SE NW	32.3

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

This certificate describes that portion of the water right confirmed by Certificate 35811, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered MAR 14 2008, approving Transfer Application T-10320.

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

WITNESS the signature of the Water Resources Director, affixed MAR 14 2008.

Phillip C. Ward, Director

 Recorded in State Record of Water Right Certificates numbered 83700.

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

FRED E. DAVIS
ROUTE 1
ECHO, OR 97826

confirms the right to use the waters of A WELL, in the BUTTER CREEK BASIN (Umatilla River) for SUPPLEMENTAL IRRIGATION of 89.1 ACRES.

This right was perfected under Permit G-2597. The date of priority is FEBRUARY 24, 1964. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.62 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion.

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
3 N	28 E	WM	19	NE NW	1670 FEET NORTH AND 2160 FEET EAST FROM THE WEST ¼ CORNER OF SECTION 19

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	19	NW NE	13.7
3 N	28 E	WM	19	SW NE	31.7
3 N	28 E	WM	19	NE NW	11.4
3 N	28 E	WM	19	SE NW	32.3

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

This certificate describes that portion of the water right confirmed by Certificate 35783, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered MAR 14 2008, approving Transfer Application T-10320.

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

WITNESS the signature of the Water Resources Director, affixed MAR 14 2008.

Phillip C. Ward, Director

 Recorded in State Record of Water Right Certificates numbered 83701.

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CAROLINE E. ROGERS
ECHO, OR 97826

confirms the right to use the waters of BUTTER CREEK, a tributary to UMATILLA RIVER, for IRRIGATION of 153.4 ACRES, DOMESTIC and LIVESTOCK.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Umatilla County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 3, at Page 250. The date of priority is 1869 for 1.52 CUBIC FEET PER SECOND and 1880 for 1.06 CUBIC FEET PER SECOND. The right is limited to not more than 2.58 CUBIC FEET PER SECOND.

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

IRRIGATION, DOMESTIC AND LIVESTOCK					
Twp	**Rng**	**Mer**	**Sec**	**Q-Q**	**Acres**
3 N	28 E	WM	18	SE NE	40.0
3 N	28 E	WM	18	SE SW	11.5
3 N	28 E	WM	18	NE SE	20.4
3 N	28 E	WM	18	SW SE	27.5
3 N	28 E	WM	19	NW NE	8.9
3 N	28 E	WM	19	SW NE	0.2
3 N	28 E	WM	19	NE NW	16.0
3 N	28 E	WM	19	SE NW	28.9

This certificate describes that portion of the water right confirmed by Certificate 60952, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered MAR 14 2008, approving Transfer Application T-10320.

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

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described and shall be subject to all other conditions and limitations contained in said decree.

WITNESS the signature of the Water Resources Director, affixed MAR 14 2008.

FL Phillip C. Ward, Director

 Recorded in State Record of Water Right Certificates numbered 83702.

Water Right Transfer Completion Checklist

T-10320 **Transfer Specialist:** RA-dip

Water Rights Affected

App File No.	Permit No.	Certificate No.	RR/CR Needed	RR/CR Nos.
Decree	Decree	25901	☒ Yes ☐ No	83694
S-33223	S-26265	32597	☒ Yes ☐ No	83695
S-31906	S-25159	28737	☒ Yes ☐ No	83696
G-8167	G-7207	80822	☒ Yes ☐ No	83697
G-8213	G-7615	80823	☒ Yes ☐ No	83698
S-5547	S-3694	60951	☒ Yes ☐ No	83699
G-515	G-438	35811	☒ Yes ☐ No	83700
G-2786	G-2597	35783	☒ Yes ☐ No	83701
Decree	Decree	60952	☒ Yes ☐ No	83702
S-70272	S-51017	N/A	☐ Yes ☒ No	N/A
S-57999	S-46499	N/A	☐ Yes ☒ No	N/A

Copies Needed

Watermaster District: #5 – Tony Justus

CWRE No.: #333 – Dale Van Schoiack

Irrig Dist Name/Address: _____

Commentors Name/Address: _____

_____

_____

Draft PD

- ☐ DPD Mailed_____
- ☐ DPD Response_____
- ☐ Workflow

Preliminary Determination

- ☐ Electronic Files uploaded
- ☐ Preliminary Determination
- ☐ PD Cover letter
- ☐ Newspaper Notice (if required)
- ☐ Workflow/Date Sent to Salem
- ☐ File Folder updated
- ☐ Fee Refund Due
- ☐ Remaining Rights
- ☐ Public Notice, Salem
- ☐ Audit Sheet

Comments/Special Issues: Reimbursement Authority

Need to place copies of the order in files S-70272 and S-57999

DPD Review (Optional)	**PD Review** (Salem)	**Final Order Review** (Salem)
Reviewer: _____ Date: 12-28-07	Reviewer: _____ Date: 1-24-08	Reviewer: _____ Date: 3/11/08
Coordinator: _____ Date: _____	Coordinator: _____ Date: 1/25/08	Coordinator: _____ Date: 3/12/08

Special Order Volume: 74, Pages 394 Final Order Signature Date: 3-14-08

☐ WRIS clone correction needed

Dorothy

From John Day Decree

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
25901 Thompson, A. B. owner, and Bert Pullor owner of contract to purchase, Echo, Oregon. (Proof No. 1340) (Umatilla)	1908	(3)	160 Supplemental Irr.	Irrigation &	Saylor-Thompson Water and Construction Co. ditch	Five Mile Creek	* 40 acres in SW¼NW¼ 5 acres in SE¼NW¼ 40 acres in NW¼NE¼ 40 acres in SW¼NE¼ 35 acres in SE¼NW¼ Section 30, T. 3 N. R. 28 E. W.M.
25902 Thompson, James F., Echo, Oregon. (Proof No. 1341) (Umatilla)	1908	(3)	110	Supplemental Irrigation	Saylor-Thompson Water and Construction Co. ditch	Five Mile Creek	38 acres in NE¼SE¼ 6 acres in NW¼SE¼ 26 acres in SW¼SE¼ 40 acres in SE¼SE¼ Section 25, T. 3 N. R. 27 E. W.M.
25903 Thomson, Susan Almira, Echo, Oregon. (Proof No. 1342) (Umatilla)	1908	(3)	214	Supplemental Irrigation	Saylor-Thompson Water and Construction Co. ditch	Five Mile Creek	160 acres in NE¼ 10 acres in NE¼NW¼ 4 acres in SW¼NW¼ 40 acres in SE¼NW¼ Section 36, T. 3 N. R. 27 E. W. M.
25904 Throop, Lewis E., Dayville, Oregon. (Proof No. 1343) (Grant)	1878	(1)	60.2	Irrigation and stock	Throop ditch	John Day River	7.8 acres in SW¼SE¼ 17 acres in SE¼SE¼ Section 36, T. 12 S. R. 26 E. W. M. 35.4 acres in NW¼NW¼ Section 6, T. 13 S. R. 27 E. W. M.
25905 (Proof No. 1344) (Grant)	1878	(3)	5.1	Irrigation	Unnamed ditch	Franks Creek	1.1 acres in SW¼SE¼ 4 acres in SE¼SE¼ Section 36, T. 12 S. R. 26 E. W. M.
25906 (Proofs #1345, 1346, 1347, #1348) Tilley, John H., Service Creek, Oregon. (Proof No. 1345) (Wheeler)	1894	(3)	.6	Irrigation and stock	Unnamed ditch	Service Creek	.6 acre in SE¼SE¼ Section 7, T. 9 S. R. 23 E. W.M.
(Proof No. 1346) (Wheeler)	1902	(3)	2	Irrigation and stock	Unnamed ditch	Service Creek	2 acres in SE¼SW¼ Section 7, T. 9 S. R. 23 E. W. M.
(Proof No. 1347) (Wheeler)	1904	(3)	4.5	Irrigation and stock	Unnamed ditch	Service Creek	1.3 acre in SE¼SW¼ 3.2 acres in SW¼SE¼ Section 7, T. 9 S. R. 23 E. W.M.
(Proof No. 1348) (Wheeler)	1908	(3)	2.3	Irrigation and stock	Unnamed ditch	Service Creek	1.7 acre in NW¼SW¼ (Lot3) .6 acre in SE¼SW¼ Section 7, T. 9 S. R. 23 E. W.M.
25907 Tillotson, Laurence, V. E., Watsonville, Calif. (Proof No. 1349) (Wasco)	1907	(2)	.9	Irrigation	Clarno pump and ditch	John Day River	.1 acre in SE¼NW¼ .8 acre in NE¼SW¼ Section 29, T. 7 S. R. 19 E. W.M.
25908 (Proof #1351 #1352) Timms, Charles and Carl A., John Day, Oregon. (Proof No. 1351) (Grant)	1873	(1)	38	Irrigation	Ingles, Wes Lomon, Frank Wallace ditch	John Day River	38 acres in NW¼NW¼ Section 26, T. 13 S. R. 30 E. W.M.
			235.60				

IN THE CIRCUIT COURT OF THE STATE OF OREGON,

IN AND FOR THE COUNTY OF GRANT.

IN THE MATTER OF THE DETERMINATION of THE RELATIVE RIGHTS TO THE USE OF THE WATERS OF JOHN DAY RIVER and ITS TRIBUTARIES, a TRIBUTARY of THE COLUMBIA RIVER.	DECREE.

Now at this time this matter coming on before this court for the consideration of the objections and exceptions to the Findings and Order of Determination of the State Engineer, and for the entry of a decree in the above entitled matter; and

IT APPEARING to the Court that this cause was instituted by the filing in the office of the Board of Control of the State of Oregon (afterwards State Water Board, and now State Engineer) of various petitions requesting a determination of the relative rights of the various claimants to the use of the waters of the John Day River and its tributaries, and that such petitions were filed as aforesaid between the 24th day of November, 1909 and the 19th day of May, 1924; and

IT FURTHER APPEARING to the Court that the State Engineer did heretofore and on the 26th day of June, 1930 file with the Clerk of this Court a certified copy of his Findings and Order of Determination as the same appears of record in his office;

IT FURTHER APPEARING to the Court that certain objections or exceptions to the Findings and Order of Determination of the State Engineer were filed with the Circuit Court of the State of Oregon for the County of Grant, and that the Court set the date for the hearing of said objections and exceptions for November 7th, 1930 at 10 o'clock a.m., at the courthouse in Canyon City, Oregon; and

IT FURTHER APPEARING to the Court that objections and exceptions and petitions were filed as follows:

1.	Charles E. Stroup	Gilliam County
1-A.	Alice Booth Gaylord	Gilliam County
2.	Fred C. Smith	Grant County
3.	R. N. Erikson	Wheeler County
4.	G. W. Reynolds	Grant County
5.	Blue Mountain Ditch Company a corporation A. L. Black Ira G. Boyce Clara A. Boyce George Clark J. H. Dunn Henry Gregg Sidney Green John Mason Arthur Yokom	Grant County

OWRD vault "Decree Vol. 15"

place of use to read as follows: "3 acres in SE¼ NW¼ of Section 29, Tp. 10 south, Range 31 E., W.M."

12. Certain typographical errors in the State Engineer's Findings have been detected and have been called to the attention of this Court by the State Engineer with the request that the Findings be amended to correct such errors which are here set out as follows:

(a) On page 99 under Proof No. 143, the lands are described as being located in township 19 South, Range 28 East, W.M. whereas said lands are actually located in Township 9 South, Range 28 East, W.M.

(b) On page 157 under Proof No. 599 the source of supply is designated as "Alsop Creek, trib. of North Fork John Day River and South Fork John Day River" whereas Alsop Creek is actually tributary to South Fork John Day River.

(c) On page 160 under Proof No. 616 the location of the lands irrigated is stated as Township 18 South, Range 19 East, W.M. whereas said lands are actually located in Township 8 South, Range 19 East, W.M.

(d) On page 176 under Proof No. 743 the source of supply is designated as "Unnamed Creek, trib. of John Day River," whereas said Unnamed Creek is actually tributary of Long Creek.

(e) Certain lands under the following designated proofs were allowed rights to the use of the waters of Five Mile Creek, tributary of North Fork of John Day River:

on page 167 under Proof No. 670 in the name of Inland Empire National Bank,

on page 228 under Proof No. 1169 in the name of J. B. Saylor

on page 250 under Proof No. 1340 in the name of A. B. Thompson and Bert Pullor

on page 250 under Proof No. 1341 in the name of James F. Thompson
and
on page 250 under Proof No. 1342 in the name of Susan Almira Thompson

Said lands were also allowed rights for irrigation under the Butter Creek Decree, Umatilla County, with earlier dates of priority, that the waters of Butter Creek were insufficient to properly irrigate said lands and that a supplemental supply was secured by diverting Five Mile Creek water into the headwaters of Butter Creek. (See Butter Creek Decree confirming State Engineer's Findings, paragraph XV, page 6 and tabulation of rights, pages 13 and 14.)

(f) On page 254 under Proof No. 1376, 6.6 acres was allowed in the SE¼ SE¼, Section 29, Township 17 South, Range 28 East, W.M. whereas said 6.6 acres is actually located in the SE¼ SW¼, Section 29, said township and range, and is so shown on the State Engineer's Adjudication Survey maps.

Fact and Order of Determination of the State Engineer of Oregon be amended in the following particulars:

(a) That on page 99 under Proof No. 143 in the name of Guy Boyer, the location of the lands irrigated be amended to show said lands in Township 9 South, Range 28 East, W.M.

(b) That on page 157 under Proof No. 599 in the name of E. S. Harrison, the source of supply be amended to read, "Alsop Creek, trib. of South Fork John Day River and South Fork John Day River."

(c) That on page 160 under Proof No. 616 in the name of J. C. Herman, the location of the lands irrigated be amended to show said lands in Township 8 South, Range 19 East, W.M.

(d) That on page 176 under Proof No. 743 in the name of D. P. King, the source of supply be amended to read, "Unnamed Creek, trib. of Long Creek."

(e) That pages 167, 228, and 250 of the State Engineer's Findings and Order of Determination relating to Proofs No's 670, 1169, 1340, 1341 and 1342 covering rights to the use of the waters of Five Mile Creek, be amended by designating the use under Proofs No's 670, 1169, 1341 and 1342 as "Supplemental Irrigation," and under Proof No. 1340 as "Irrigation and Supplemental Irrigation" and that in connection with each of said Proofs the following explanatory note be inserted:

(NOTE: Water diverted in SE¼ NE¼, Section 28, Tp. 4 S., R. 29 E., W.M. and taken northerly across divide into Butter Creek.)

That in addition to said explanatory note the following reference be made relating to the respective Proof:

Proof No's. 670 and 1169: See Butter Creek Decree, Finding XV and tabulation of rights under J. B. Saylor.

Proof No. 1340: 38.0 acres in SW¼ NW¼ Supplemental. See Butter Creek Decree, Finding XV, and tabulation of rights under A. B. Thompson and Bert Pullor. (Hugh Stanfield)

Proof No. 1341: See Butter Creek Decree, Finding XV, and tabulation of rights under James F. Thompson.

Proof No. 1342: See Butter Creek Decree, Finding XV, and tabulation of rights under Susan Almira Thompson.

(f) That page 254 of the State Engineer's Findings of Fact and Order of Determination, proof Number 1376, H. H. Trowbridge, be amended by changing the description of land or place of use from, "6.6 acres in SE¼ SE¼, Section 29" to "6.6 acres in SE¼ SW¼ of Section 29, Tp. 17 South, Range 28 E., W.M."

IT IS FURTHER ORDERED, ADJUDGED and DECREED, That the Findings of the State Engineer of the State of Oregon in the matter of the determination of the relative rights of the users of the waters of the John Day River and its tributaries, a tributary of the Columbia River, which said Findings and Determination were filed in the above entitled matter with the Clerk of this court on the 26th day of June, 1930, be, and they hereby are, affirmed and approved and ratified in all respects except only as above modified, and reference to which said Findings and determination of the State Engineer is hereby made, and the same are made a part of this decree as if herein set out in full.

IT IS FURTHER ORDERED, ADJUDGED and DECREED, That the Clerk of this Court, be, and he is hereby, authorized and directed to transmit a certified copy of this decree to the State Engineer of the State of Oregon, who is instructed to immediately enter the same upon the records of his office as provided by law.

DATED at Canyon City, Oregon, November 16, 1956.

E. H. HOWELL,

Circuit Judge.

STATE OF OREGON :
: ss.
COUNTY OF GRANT :

I, JOHN LIVEIRA, County Clerk and ex-officio Clerk of the Circuit Court of the State of Oregon for the County of Grant, do hereby certify that the foregoing copy of Decree has been by me compared with the original, and that it is a correct transcript therefrom, and the whole of such original as the same appears of record in my office and in my custody.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said court this 16th day of November, 1956.

(Sgd) John Liveira

(Seal of the Circuit Court)

County Clerk and ex-officio Clerk of the Circuit Court of Grant County, Oregon.

By (Sgd) Elma Campbell, Deputy

STATE OF OREGON :
: ss.
COUNTY OF MARION :

I, Lewis A. Stanley, State Engineer of the State of Oregon, do hereby certify that the foregoing copy of Decree of the Circuit Court, In the Matter of the Determination of the Relative Rights to the Use of the Waters of John Day River and its Tributaries, a Tributary of The Columbia River, is a full and correct copy of such decree as the same was received in this office and entered of record herein this 19th day of November 1956.

IN WITNESS WHEREOF, I Have hereunto set my hand this 20th day of November 1956.

Lewis A. Stanley

State Engineer

from Butter Creek Decree

Neill, contestants, v. Kate Cornett, contestee; E. O. Neill and L. D. Neill, contestants, v. George J. Currin, contestee; and E. O. Neill and L. D. Neill, contestants, v. Charles H. Bartholomew, contestee; that each and all of said contests were settled by stipulation and agreement of the parties and dismissed; that said stipulation was and is to the effect that neither of the contestants or contestees herein named, claimed any right superior to the right of the other parties, and in accordance with said stipulation, in the distribution of the waters of said stream, the water master of the district in which said water is situate shall so distribute said water.

XV.

5 Mile Creek

That claimant, Saylor-Thomson Water & Construction Company, has filed a claim before the Board of Control to the effect that said claimant is diverting water by a ditch from Five Mile Creek and putting the same into Butter Creek, and that they desire to use the water which they divert from Five Mile Creek and put into Butter Creek on certain lands in section 1, township 2 north range 27 east, W. M.; and in sections 25 and 36, township 3 north range 27 east, W. M., and in sections 30 and 31, township 3 north range 28 E. W. M.; and that said claimant desires to use the natural channel of said Butter Creek to convey said water so diverted from Five Mile Creek to the vicinity of those said lands, and then divert said water from the natural channel of said Butter Creek by a ditch to the said lands; upon receipt of notice in writing, giving the date when it is proposed to discharge water from Five Mile Creek into Butter Creek, the volume of water so discharged, and the names of all persons and ditches entitled to its use, and the proper installation of measuring devices for measuring such water, the water master of the district in which such water is situate shall measure said water into Butter Creek and so adjust the headgates of all ditches upon the stream or watercourse not entitled to the use of such water from Five Mile Creek as will enable those having the right to secure the volume of such water to which they are entitled, and said water master shall measure such volume of water to the persons so entitled to the same, less such an amount as said watermaster may determine has been lost by seepage and evaporation. This Finding shall not give said claimant Saylor-Thomson Water & Construction Company any right or title in and to the waters of Butter Creek other than as hereinbefore set forth, nor shall this determination affect any rights as may appear in any future determination of the relative rights to the waters of Five Mile Creek.

XVI.

That the name and address of each appropriator of water from said Butter Creek, arranged alphabetically, together with the date of relative priority of each such appropriation, the maximum amount of such appropriation in cubic feet per second of time, the number of acres to which such appropriation is applied and to which such water is appurtenant, the use or uses for which such water was appropriated and is now applied, and to which such use is limited, the name of the ditch or ditches through which such appropriation is diverted, the name of the stream or tributary from which the water is taken, and a description of the legal subdivisions in which such irrigated land is situated, with the number of acres in each such legal subdivision, and to which land such water right is appurtenant, arranged in tabulated form and set opposite the name and postoffice address of each of such appropriators, are as follows, to-wit:

Decree - Sept. 9, 1916 Recorded - Vol. 3 p. 127 | Decree March 31, 1958 Recorded Vol. 15 pg 534 | INDEX Section, Tp & Rge

from Butter Creek Decree

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
Saylor, J. B. (Cont'd) Freewater, Ore.							12 acres in SW¼SW¼ 27 acres in SE¼SW¼ Section 30, Tp. 3 N. R. 28 E., W. M., all in Umatilla County, Oregon.
76749 Sheridan, Ann Echo, Oregon	1880	.33	20	Irrigation	Sheridan ditch	Butter Creek	15 acres in SW¼SW¼ 5 acres in SE¼SW¼ Section 28, Tp. 4 N. R. 28 E., W. M., all in Umatilla County, Oregon.
76750, 76751 Sheridan, Peter Echo, Oregon	1885	2.33	140	Irrigation		Butter Creek	NE¼NE¼ 20 acres in NW¼NE¼ SW¼NE¼ SE¼NE¼ Section 32, Tp. 4 N. R. 28 E., W. M.; all in Umatilla County, Oregon.
Stanfield, High, Echo, Ore. Temp T-8708 ΔPOD temp T-8917 ΔPOU T-9214 ΔPOU	1864 1898	.17 2.76	148	Irrigation Domestic		Butter Creek	38 acres in NE¼SE¼ 6 acres in NW¼SE¼ 26 acres in SW¼SE¼ SE¼SE¼ Section 25, Tp. 3 N. R. 27 E., W. M.; 38 acres in SW¼NW¼ Section 30, Tp. 3 N. R. 28 E., W. M., all in Umatilla County, Oregon.
76724 76725 Stanfield, Ralph B., Echo, Ore. T-7533ΔPOD, POU	1868 1875	.58 2.92	211.5	Irrigation domestic	{See Decree of Court Recorded: Vol. 15, Pg 534}	Butter Creek and Spring Branch	19 acres in SE¼NE¼ 31 acres in NE¼SE¼ SW¼SE¼ 16 acres in SE¼SE¼ Section 7; 20 acres in SW¼NW¼ 38 acres in NW¼SW¼ Section 8; 7.5 acres in NE¼NE¼ NW¼NE¼ Section 18, Tp. 3 N. R. 28 E., W. M., all in Umatilla County, Oregon.
Spec. Cr. V 11 p 13 Superseded by Cert. No. 53402 Stanfield, R. N. Echo, Oregon	1866 1870 1884 1896	.5 1. .5 12.7	755	Irrigation domestic		Butter Creek	18 acres in NE¼NE¼ NW¼NE¼ 39 acres in SW¼NE¼ 5 acres in SE¼NE¼ SE¼NW¼ SE¼SW¼ NE¼SW¼ NW¼SW¼ SW¼SW¼ 37.5 acres in SE¼SW¼ 17 acres in NW¼SE¼ 2.5 acres in SW¼SE¼ Section 1; 5 acres in SE¼NE¼ 36 acres in NE¼SE¼ 6 acres in NW¼SE¼ 28 acres in SW¼SE¼ SE¼SE¼ Section 2; NE¼NE¼ NW¼NE¼ SW¼NE¼ SE¼NE¼ NE¼SW¼ Section 11; 10 acres in NE¼NW¼ NW¼NW¼ 31 acres in SW¼NW¼ Section 12, Tp. 2 N. R. 27 E., W.M., all in Umatilla County, Oregon.
T-7476 Δ POU T-3921 Add POD Δ C.+ #38116 T-7545 Δ Add POD V51 P1302 T-7680 Δ Alt Acres temp T-8291 Δ POU, APOA V53 P912 Temp 8465 ΔPOA/POU V54 P463 SUPERSEDED BY CERT. NO. 80705							

5-mile creek water is supplemental to this

BUTTER CREEK - Page 14.

STATE PRINTING DEPT.

Decree - Sept. 9, 1916 Recorded-Vol. 3 p. 127 | Decree March 31, 1958 Recorded Vol. 15 pg 534 | INDEX Section, Tp & Rge.

RA

Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1271
(503) 986-0900
www.wrd.state.or.us

Watermaster Review Form: Water Right Transfer

Transfer Application: T-10320 Review Due Date: 3/27/07

Applicant Name: Scott Madison

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

Reviewer(s): Tony Justus Date of Review: Jul. 16, 2007

1. Do you have information suggesting that the water rights may be subject to forfeiture? ☐ Yes ☒ No If "Yes", describe the information and indicate if you intend to file a cancellation affidavit or if you need additional time to determine if a cancellation affidavit should be filed: _____

2. Is there a history of regulation on the source that serves the right proposed for transfer that has involved the right and downstream water rights? ☒ Yes ☐ No Generally characterize the frequency of any regulation or explain why regulation has not occurred: Butter Creek flows are regulated every year, insufficient flows for all rights.

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

4. Are there upstream water rights that would be affected by the proposed change? ☐ Yes ☒ No If "Yes", describe how the rights would be affected and list the rights most affected: _____

5. 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: _____

6. Would distribution of water for the right after the proposed change result in regulation of other water rights that would not have occurred if use of the existing right was maximized? ☐ Yes ☒ No If "Yes", explain: _____

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

8. For POU or USE changes, 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: _____

9. Are there other issues not identified through the above questions? ☒ Yes ☐ No If "Yes", explain: The water rights that remain, not transferred, may not be deliverable in the fashion they exist under the new delivery system.

RECEIVED
JUL 18 2007
WATER RESOURCES DEPT
SALEM, OREGON

10. What alternatives may be available for addressing any issues identified above: Applicant verbally agreed to include the rights not transferred in a new transfer if delivery becomes an issue in the future.

11. Have headgate notices been issued for the source that serves the right? ☐ Yes ☒ No

12. What water control and measurement conditions should be included in the transfer:

Measurement Devices	☒ Present and should be maintained.	☐ Should be required prior to diverting water.	☐ May be required in the future.
Headgates	☐ Present and should be maintained.	☐ Should be required prior to diverting water.	☒ May be required in the future.

RECEIVED
JUL 18 2001
WATER RESOURCES DEPT
SALEM OREGON

RA

Oregon

Theodore R. Kulongoski, Governor

Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1271
503-986-0900
FAX 503-986-0904

INTEROFFICE MEMO

FORWARD TO: ☞ Dorothy Pedersen
FIELD PROCESSOR WORKING ON THIS TRANSFER

DATE: 9-14-07

FROM: _____ WATERMASTER, DISTRICT # _____
X GROUNDWATER SECTION

(SIGNATURE) Mark Morton date signed 11/14/07
signed by injury reviewer

SUBJECT: **WATER RIGHT TRANSFER #** 10320

A change in: (POU) **POD** (POA) **USE** of water.

In the name(s) of Scott Madison.

In my opinion (assuming the right is valid), the proposed change

MAY BE MADE WITHOUT INJURY ~~right.~~ WOULD RESULT IN INJURY* to an existing water

*The approval of this transfer application would result in injury to other water rights because

_____

_____

_____

_____

The existing right may not be valid because _____

_____

_____

Headgate notices HAVE HAVE NOT Been issued for diversion from the source(s)which serve(s) this right.

If for change in point of diversion, is there any intervening point(s) for diversion between the authorized and proposed points of diversion? (Yes or No) _____

In my opinion, the order approving the subject transfer application should include the following in regard to the appropriator installing suitable measuring devices in the diversion works:

_____ (1) PRIOR to the diverting of water at the new point of diversion . . .

_____ (2) WHEN IN the judgement of the watermaster it becomes necessary . . .

The enclosed copy of the transfer application and map(s) is for your records.

RA

Oregon

Theodore R. Kulongoski, Governor

Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1271
503-986-0900
FAX 503-986-0904

INTEROFFICE MEMO

FORWARD TO: ☞ Dorothy Pedersen — DATE: 2-20-07
FIELD PROCESSOR WORKING ON THIS TRANSFER

FROM: _____ WATERMASTER, DISTRICT # _____
X GROUNDWATER SECTION

(SIGNATURE) Maria Nosta date signed 12/21/2007
signed by injury reviewer

SUBJECT: **WATER RIGHT TRANSFER #** 10320

A change in: **POU** **POD** **POA** **USE** of water.

In the name(s) of Scott Madison

In my opinion (assuming the right is valid), the proposed change

MAY BE MADE WITHOUT INJURY WOULD RESULT IN INJURY* to an existing water right.

*The approval of this transfer application would result in injury to other water rights because

_____

_____

_____

_____

The existing right may not be valid because _____

_____

_____

Headgate notices HAVE HAVE NOT Been issued for diversion from the source(s)which serve(s) this right.

If for change in point of diversion, is there any intervening point(s) for diversion between the authorized and proposed points of diversion? (Yes or No) _____

In my opinion, the order approving the subject transfer application should include the following in regard to the appropriator installing suitable measuring devices in the diversion works:

_____ (1) PRIOR to the diverting of water at the new point of diversion . . .

_____ (2) WHEN IN the judgement of the watermaster it becomes necessary . . .

The enclosed copy of the transfer application and map(s) is for your records.

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR UMATILLA COUNTY

} AFFIDAVIT OF PUBLICATIO

STATE OF OREGON
County of Umatilla } ss

I, Dayle Stinson being duly sworn, depose and say that I am the principal clerk of the publisher of the East Oregonian, a newspaper of general circulation, as defined by ORS 193.010 and 193.020; printed and published at Pendlet in the aforesaid county and state; that the

EO-3050- NOTICE OF PRELIMINARY DETERMINATION

a printed copy of which is hereto annexed; was published in the entire issue of said newspaper for 3 successive and consecutive issues in the following issues:

FEBRUARY 9, 16, 23, 2008

Subscribed and sworn to before me on this, 03 day of

MARCH, 2008

Dayle Stinsin

Lucy A. Hearn

Notary Public of Oregon

OFFICIAL SEAL
LUCY A HEARN
NOTARY PUBLIC-OREGON
COMMISSION NO. A411506
MY COMMISSION EXPIRES NOVEMBER 2, 2011

EO-3050
NOTICE OF PRELIMINARY DETERMINATION
for Water Right Transfer T-10320

T-10320 filed by Scott Madison, 75512 Highway 207, Echo, OR 97826, propose a change in place of use under Certificates 25901, 32597, 28737, 60951, and Permits S-51017 and S-46499. The rights allow the use of 3.58 CFS under various priority dates for irrigation and supplemental irrigation in Sec. 18 and 19, T3N, R28E, W.M., from diversions in the Butter Creek Basin and from the Columbia River. The applicant proposes to change the place of use to Sec. 17, 18, 19,1 and 20, T3N, R28E, W.M. T-10320 also proposes changes in point of appropriation and place of use under Certificate 35811, and a change in place of use under Certificates 80822, 80823, and 35783. These rights allow the use of 1.09 CFS under various priority dates for irrigation and supplemental irrigation in Sec. 19 and 30, T3N, R28E, W.M., from wells in Sec. 19 and 30, T3N, R28E, W.M. within the Butter Creek Basin. The applicant proposes to change the point of appropriation, under certificate 35811 to a well approximately 0.25 mile Northwest in Sec. 19; and to change the place of use under the rights to Sec. 17, 18, 19, and 20, T3N, R28E, W.M. The Water Resources Department has concluded that the proposed transfer appears to be consistent with the requirements of ORS Chapter 540 and OAR 690-380-5000.

Any person may file, jointly or severally, with the Department a protest or standing statement within 30 days after the date of final publication of notice in the Department's weekly notice or of this newspaper notice, whichever is later. A protest form and additional information on filing protests may be obtained by calling (509) 986-0881. The last date of newspaper publication is February 23, 2008. If no protests are filed, the Department will issue a final order consistent with the preliminary determination.

February 9, 16, 23, 2008

...ASSIFIEDS HAVE IT!

EO-3050
NOTICE OF PRELIMINARY DETERMINATION
for Water Right Transfer T-10320

T-10320 filed by Scott Madison, 75512 Highway 207, Echo, OR 97826, propose a change in place of use under Certificates 25901, 32597, 28737, 60951, and Permits S-51017 and S-46499. The rights allow the use of 3.58 CFS under various priority dates for irrigation and supplemental irrigation in Sec. 18 and 19, T3N, R28E, W.M., from diversions in the Butter Creek Basin and from the Columbia River. The applicant proposes to change the place of use to Sec. 17, 18, 19,1 and 20, T3N, R28E, W.M. T-10320 also proposes changes in point of appropriation and place of use under Certificate 35811, and a change in place of use under Certificates 80822, 80823, and 35783. These rights allow the use of 1.09 CFS under various priority dates for irrigation and supplemental irrigation in Sec. 19 and 30, T3N, R28E, W.M., from wells in Sec. 19 and 30, T3N, R28E, W.M. within the Butter Creek Basin. The applicant proposes to change the point of appropriation, under certificate 35811 to a well approximately 0.25 mile Northwest in Sec. 19; and to change the place of use under the rights to Sec. 17, 18, 19, and 20, T3N, R28E, W.M. The Water Resources Department has concluded that the proposed transfer appears to be consistent with the requirements of ORS Chapter 540 and OAR 690-380-5000.

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February 9, 16, 23, 2008

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR UMATILLA COUNTY

} AFFIDAVIT OF PUBLICATI

STATE OF OREGON
County of Umatilla } ss

I, Dayle Stinson being duly sworn, depose and say that I am the principal clerk of the publisher of the East Oregonian, a newspaper of general circulation, as defined by ORS 193.010 and 193.020; printed and published at Pendle in the aforesaid county and state; that the

EO-3050- NOTICE OF PRELIMINARY DETERMINATION

a printed copy of which is hereto annexed; was published in the entire issue of said newspaper for 3 successive and consecutive issues in the following issues:

FEBRUARY 9, 16, 23, 2008

Subscribed and sworn to before me on this, 03 day of

MARCH, 2008

Dayle Stinson

Lucy A. Hearn

Notary Public of Oregon

OFFICIAL SEAL
LUCY A HEARN
NOTARY PUBLIC-OREGON
COMMISSION NO. A411506
MY COMMISSION EXPIRES NOVEMBER 2, 2011

Oregon
Theodore R. Kulongoski, Governor

Water Resources Department
North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1266
503-986-0900
FAX 503-986-0904

January 30, 2008

Scott Madison
75512 Highway 207
Echo, OR 97826

SUBJECT: Transfer Application T-10320

Please find enclosed the Preliminary Determination indicating that, based on the information available, the Department intends to approve application T-10320. This document is an intermediate step in the approval process; water may not be used legally as proposed in the transfer application until a Final Order has been issued by the Department. Please read this entire letter carefully to determine your responsibility for additional action.

A public notice is being published in the Department's weekly publication simultaneously with issuance of the Preliminary Determination. The notice initiates a 30-day period in which any person may file either a protest opposing the decision proposed by the Department in the Preliminary Determination or a standing statement supporting the Department's decision.

If no protest is filed, the Department will issue a Final Order consistent with the Preliminary Determination. You should receive a copy of the Final Order about 30 days after the close of the protest period.

If a protest is filed, the application may be referred to a contested case proceeding. A contested case provides an opportunity for the proponents and opponents of the decision proposed in the Preliminary Determination to present information and arguments supporting their position in a quasi-judicial proceeding.

Sincerely,

Dorothy J. Pedersen

Dorothy Pedersen
Field Services Division

PD notice 2/5
FO due 3/7

cc: District #5 Watermaster
William Porfily, Agent
Dale Van Schoiack, CWRE
Tim Bailey, ODFW
Nellie Madison, Landowner
Columbia Improvement District

encs

Notice of Preliminary Determination for
Water Right Transfer T-10320

T-10320 filed by Scott Madison, 75512 Highway 207, Echo, OR 97826, proposes a change in place of use under Certificates 25901, 32597, 28737, 60951, 60952, and Permits S-51017 and S-46499. The rights allow the use of 3.58 CFS under various priority dates for irrigation and supplemental irrigation in Sec. 18 and 19, T3N, R28E, WM, from diversions in the Butter Creek Basin and from the Columbia River. The applicant proposes to change the place of use to Sec. 17, 18, 19, and 20, T3N, R28E, W.M. T-10320 also proposes changes in point of appropriation and place of use under Certificate 35811, and a change in place of use under Certificates 80822, 80823 and 35783. These rights allow the use of 1.09 CFS under various priority dates for irrigation and supplemental irrigation in Sec. 19 and 30, T3N, R28E, W.M., from wells in Sec. 19 and 30, T3N, R28E, W.M. within the Butter Creek Basin. The applicant proposes to change the point of appropriation, under certificate 35811 to a well approximately 0.25 mile Northwest in Sec. 19; and to change the place of use under the rights to Sec. 17, 18, 19, and 20, T3N, R28E, W.M. The Water Resources Department has concluded that the proposed transfer appears to be consistent with the requirements of ORS Chapter 540 and OAR 690-380-5000.

Any person may file, jointly or severally, with the Department a protest or standing statement within 30 days after the date of final publication of notice in the Department's weekly notice or of this newspaper notice, whichever is later. A protest form and additional information on filing protests may be obtained by calling (503) 986-0881. The last date of newspaper publication is [DATE OF LAST PUBLICATION]. If no protests are filed, the Department will issue a final order consistent with the preliminary determination.

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Transfer Application T-10320, Umatilla County	)	PRELIMINARY DETERMINATION
	)	PROPOSING APPROVAL OF CHANGES
	)	IN POINTS OF APPROPRIATION AND
	)	PLACE OF USE

Authority

ORS 540.505 to 540.580 establishes the process in which a water right holder may submit a request to transfer the point of diversion, place of use, or character of use authorized under an existing water right. OAR Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicant

SCOTT MADISON
75512 HIGHWAY 207
ECHO, OR 97826

Findings of Fact

Background

1. On February 14, 2007, Scott Madison filed an application to change the place of use under Certificates 25901, 32597, 28737, 80822, 80823, 60951, 35783, 60952, and Permits S-51017 and S-46499; and to change the points of appropriation and place of use under Certificate 35811. The Department assigned the application number T-10320.

2. Revisions to the application were received on April 20, 2007, and corresponding revisions to the application map were received on April 26, 2007. These revisions correctly identified one of the sources and removed a portion of one of the supplemental permits.

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

   Certificate: 25901 in the name of A. B. THOMSON, OWNER and BERT PULLOR, OWNER OF CONTRACT TO PURCHASE (confirmed by John Day River Decree, recorded in Grant County Circuit Court in Volume 15, Page 461)
   Use: IRRIGATION of 46.5 ACRES
   Priority Date: 1908

Pursuant to OAR 690-380-4030, any person may file a protest or standing statement within 30 days after the last date of publication of notice of this preliminary determination.

Limit/Duty: ONE-FORTIETH cfs per acre to JUNE 1 and ONE-EIGHTETH cfs thereafter; further limited to 1.0 acre-foot per calendar month to June 1 and 4.0 acre-feet per acre during season April 1 to September 30, measured at the point of diversion
Source: FIVEMILE CREEK

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	30	NW NE	37.4
3 N	28 E	WM	30	SW NE	9.1
				TOTAL:	46.5

4. Transfer Application T-10320 proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3N	28E	WM	18	SE SE	2.9
3N	28E	WM	19	NE NE	25.9
3N	28E	WM	19	SE NE	17.7
				TOTAL:	46.5

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

Certificate: 32597 in the name of GAYLORD M. MADISON (perfected under Permit S-26265)
Use: SUPPLEMENTAL IRRIGATION of 19.3 ACRES
Priority Date: JULY 13, 1959
Rate: 0.39 CUBIC FOOT PER SECOND (CFS)
Limit/Duty: ONE-FIFTIETH cfs per acre, not to exceed 4.0 acre-feet per acre during the irrigation season of each year
Source: UNNAMED SPRING, tributary to BUTTER CREEK

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q
3 N	28 E	WM	30	SW NE

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	30	NW NE	19.3
				TOTAL:	19.3

6. Certificate 32597 does not describe the location of the point of diversion, however information is available from the applicant and Certified Water Rights Examiner indicating that the point of diversion is located as follows:

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
3 N	28 E	WM	30	SW NE	1370 FEET SOUTH AND 1800 FEET WEST FROM THE NE CORNER OF SECTION 30

7. Transfer Application T-10320 proposes to change the place of use of the right to:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3N	28E	WM	18	SE SE	2.5
3N	28E	WM	19	NE NE	16.8
				TOTAL:	19.3

8. The portion of the third right to be transferred is as follows:

Certificate: 28737 in the name of GAYLORD M. MADISON (perfected under Permit S-25159)
Use: SUPPLEMENTAL IRRIGATION of 29.9 ACRES
Priority Date: SEPTEMBER 30, 1957
Rate: 0.59 CUBIC FOOT PER SECOND (CFS)
Limit/Duty: ONE-FIFTIETH cfs per acre, not to exceed 4.0 acre-feet per acre during the irrigation season of each year
Source: NORTH SPRING, a tributary to BUTTER CREEK
Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q
3 N	28 E	WM	30	SW NE

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	30	NE NE	16.7
3 N	28 E	WM	30	NW NE	1.2
3 N	28 E	WM	30	SW NE	7.0
3 N	28 E	WM	30	SE NE	5.0
				TOTALS:	29.9

9. Certificate 28737 was originally applied for by Gaylord M. Madison under Application S-31906 on September 30, 1957. The applicant requested to use water from the North and South Springs for "irrigation and supplemental irrigation" of 88.0 acres. The Department issued Permit S-25159 on November 29, 1957 approving the application, but only allowed "supplemental irrigation" because of the existence of irrigation Permits E-106 and 1546 located on the same lands. The proposed project under Permits E-106 and 1546 was never developed, however, so Permits E-106 and 1546 were voluntarily cancelled on June 22, 1959, under Special Order Volume 10, Page 111.

When Certificate 28737 was issued on July 13, 1959, it described the right for the use of 1.69 cfs from the North and South Springs as being "supplemental irrigation" of 84.3 acres. Since the underlying permits had been cancelled just three weeks prior to the issuance of the certificate, however, Certificate 28737 should have been issued as primary irrigation, pursuant to ORS 540.670. Therefore, on February 26, 1985, Department staff determined that the designation of all irrigated lands under Certificate 28737 as being supplemental was arbitrary, and for any of the involved lands that did not already have a valid primary irrigation right, the Department would consider Certificate 28737 as being the primary source of supply.

10. Based upon Finding of Fact #9, the Department has determined that the portion of the authorized place of use under Certificate 28737 to be transferred under Application T-10320 should be described as follows:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Acres	Rate
3 N	28 E	WM	30	NE NE	16.7	
3 N	28 E	WM	30	SE NE	5.0	
				TOTAL:	21.7	0.43 CFS

SUPPLEMENTAL IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Acres	Rate
3 N	28 E	WM	30	NW NE	1.2	
3 N	28 E	WM	30	SW NE	7.0	
				TOTAL:	8.2	0.16 CFS

11. Transfer Application T-10320 proposes to change the place of use of the right to:

Twp	Rng	Mer	Sec	Q-Q	Primary Irrigation Acres	Supplemental Irrigation Acres
3 N	28 E	WM	19	SE NE	--	8.2
3 N	28 E	WM	19	NE NE	12.3	--
3 N	28 E	WM	20	NW NW	9.4	--
				TOTALS:	21.7	8.2

12. The portion of the fourth right to be transferred is as follows:

Certificate: 80822 in the name of MADISON RANCHES INC. (perfected under Permit G-7207)
Use: SUPPLEMENTAL IRRIGATION of 68.6 ACRES
Priority Date: MAY 26, 1977
Rate: 0.3 CUBIC FOOT PER SECOND (CFS)
Limit/Duty: ONE-EIGHTIETH cfs per acre, not to exceed 3.0 acre-feet per acre during the irrigation season of each year. This right is limited to any deficiency in the available supply of any prior right for the same land.
Source: A PIT WELL in the BUTTER CREEK BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
3 N	28 E	WM	30	NW NE	970 FEET SOUTH AND 1950 FEET WEST FROM THE NE CORNER OF SECTION 30

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	30	NW NE	37.4
3 N	28 E	WM	30	SW NE	9.1
3 N	28 E	WM	30	NE SE**	16.7
3 N	28 E	WM	30	SE NE	5.4
				TOTAL:	68.6

***See Finding of Fact #13*

13. A scrivener's error is contained in the authorized place of use listing for Certificate 80822. The Final Proof Survey clearly shows the 16.7 acres (noted by ** in the table above) as being located in the **NE ¼ NE ¼** of Section 30, Township 3 North, Range 28 East, W.M.

14. Transfer Application T-10320 proposes to change the place of use of the right to:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	18	SE SE	2.9
3 N	28 E	WM	19	NE NE	38.6
3 N	28 E	WM	19	SE NE	17.7
3 N	28 E	WM	20	NW NW	9.4
				TOTAL:	**68.6**

15. The portion of the fifth right to be transferred is as follows:

Certificate: 80823 in the name of MADISON RANCHES INC. (perfected under Permit G-7615)
Use: SUPPLEMENTAL IRRIGATION of 68.6 ACRES
Priority Date: JUNE 14, 1977
Rate: 0.18 CUBIC FOOT PER SECOND (CFS)
Limit/Duty: ONE-EIGHTIETH cfs per acre, not to exceed 3.0 acre-feet per acre during the irrigation season of each year. This right is limited to any deficiency in the available supply of any prior right for the same land.
Source: A PIT WELL in the BUTTER CREEK BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
3 N	28 E	WM	30	NW NE	970 FEET SOUTH AND 1950 FEET WEST FROM THE NE CORNER OF SECTION 30

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	30	NW NE	37.4
3 N	28 E	WM	30	SW NE	9.1
3 N	28 E	WM	30	NE SE**	16.7
3 N	28 E	WM	30	SE NE	5.4
				TOTAL:	**68.6**

***See Finding of Fact #16*

16. A scrivener's error is contained in the authorized place of use listing for Certificate 80823. The Final Proof Survey map clearly shows the 16.7 acres (noted by ** in the table above) as being located in the **NE ¼ NE ¼** of Section 30, Township 3 North, Range 28 East, W.M.

17. Transfer Application T-10320 proposes to change the place of use of the right to:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	18	SE SE	2.9
3 N	28 E	WM	19	NE NE	38.6
3 N	28 E	WM	19	SE NE	17.7
3 N	28 E	WM	20	NW NW	9.4
				TOTAL:	68.6

18. The portion of the sixth water use permit to be transferred is as follows:

Permit: S-51017 in the name of KENT R. and SHANNON K. MADISON (applied for under Application S-70272 and as modified by Special Orders Vol. 49, Page 481; Vol. 54, Page 49; Vol. 56, Page 365; and Vol. 59, Page 20)
Use: SUPPLEMENTAL IRRIGATION of 135.8 ACRES
Priority Date: APRIL 2, 1990
Rate: 0.47 CUBIC FOOT PER SECOND (CFS)
Limit/Duty: ONE-FORTIETH cfs per acre, not to exceed 4.5 acre feet for each acre during the irrigation season during the period from March 1 to November 1 of each year; further limited to a diversion of not to exceed 1.5 acre-feet per acre irrigated during the period from November 2 to the end of February, provided the use of water shall not exceed 4.5 acre-feet for each acre irrigated in any one year. The quantity of water allowed herein, together with any other existing right form this point of diversion shall not exceed the current capacity of the diversion system.
Source: COLUMBIA RIVER, tributary to PACIFIC OCEAN

Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q-Q	GLot	Survey Coordinates
4 N	25 E	WM	2	NE NW	7	150 FEET SOUTH AND 2990 FEET WEST FROM THE NE CORNER OF SECTION 2
5 N	27 E	WM	13	NW SW	4	2270 FEET NORTH AND 940 FEET EAST FROM THE SW CORNER OF SECTION 13

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3N	28E	WM	18	SE SW	6.6
3N	28E	WM	18	NE SE	15.6
3N	28E	WM	18	SW SE	12.5
3N	28E	WM	19	NW NE	10.1
3N	28E	WM	19	SW NE	8.1
3N	28E	WM	19	NE NW	8.6
3N	28E	WM	19	SE SW	6.1
3N	28E	WM	30	NW NE	37.4
3N	28E	WM	30	SW NE	9.1
3N	28E	WM	30	NE NE	16.7
3N	28E	WM	30	SE NE	5.0
				TOTAL:	135.8

19. Transfer Application T-10320 proposes to change the place of use of the right to:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3N	28E	WM	17	NW SW	12.2
3N	28E	WM	17	SW SW	3.0
3N	28E	WM	18	SE SE	21.2
3N	28E	WM	19	NE NE	39.3
3N	28E	WM	19	SE NE	39.1
3N	28E	WM	19	NE NW	3.6
3N	28E	WM	20	NWNW	9.6
3N	28E	WM	20	SW NW	7.8
				TOTAL:	**135.8**

20. The portion of the seventh right to be transferred is as follows:

Certificate: 60951 in the name of THOMAS RICHARDS and SONS (perfected under Permit S-3694)
Use: IRRIGATION of 10.5 ACRES
Priority Date: MAY 17, 1917
Rate: 0.13 CUBIC FOOT PER SECOND (CFS)
Limit/Duty: ONE-EIGHTIETH cfs per acre during the irrigation season of each year
Source: BUTTER CREEK, tributary to UMATILLA RIVER

Authorized Point of Diversion:

IRRIGATION				
Twp	Rng	Mer	Sec	Q-Q
3 N	25 E**	WM	19	NE SW

***See Finding of Fact #21*

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	18	SE SW	6.6
3 N	28 E	WM	19	SW NE	3.9
				TOTAL:	**10.5**

21. There is a scriveners' error in the description of the authorized point of diversion on Certificate 60951 (noted by ** in the POD table in Finding of Fact #20). Based on the final proof survey, knowledge of the applicant and the Certified Water Rights Examiner, the location of the authorized point of diversion should be described as:

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q
3 N	28 E	WM	19	NE SW

22. Transfer Application T-10320 proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	19	NE NE	1.0
3 N	28 E	WM	19	SE NE	5.8
3 N	28 E	WM	20	NW NW	0.2
3 N	28 E	WM	20	SW NW	3.5
				TOTAL:	10.5

23. The portion of the eighth right to be transferred is as follows:

Certificate: 35811 in the name of FRED DAVIS AND TRESA DAVIS (perfected under Permit G-438)
Use: IRRIGATION of 8.0 ACRES and SUPPLEMENTAL of 22.9 ACRES
Priority Date: NOVEMBER 21, 1956
Rate: 0.39 CUBIC FOOT PER SECOND (CFS)
Limit/Duty: ONE-EIGHTIETH cfs per acre, not to exceed 3.0 acre-feet per acre during the irrigation season of each year
Source: TWO WELLS in the BUTTER CREEK (UMATILLA RIVER) BASIN

Authorized Points of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
3 N	28 E	WM	19	SW NE	NO. 1 - 850 FEET NORTH AND 1370 FEET EAST FROM THE SW CORNER, SENW, OF SECTION 19
3 N	28 E	WM	19	SE NW	NO. 2 - 1240 FEET NORTH AND 100 FEET EAST FROM THE SW CORNER, SENW, OF SECTION 19

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Primary Irrigation Acres	Supplemental Irrigation Acres
3 N	28 E	WM	19	NW NE	4.0	4.1
3 N	28 E	WM	19	SW NE	1.4	6.7
3 N	28 E	WM	19	NE NW	2.6	6.0
3 N	28 E	WM	19	SE NW	--	6.1
				TOTALS:	8.0	22.9

24. Transfer Application T-10320 proposes to move the authorized points of appropriation to a well located approximately 0.25 mile from the existing points of appropriation to:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
3N	28E	WM	19	NW NW	PIT WELL #3 – 1670 FEET NORTH AND 2160 FEET EAST FROM THE W¼ CORNER OF SECTION 19

25. Transfer Application T-10320 also proposes to change the place of use of the right to:

Twp	Rng	Mer	Sec	Q-Q	Primary Irrigation Acres	Supplemental Irrigation Acres
3 N	28 E	WM	17	SW SW	--	0.5
3 N	28 E	WM	18	SE SE	--	2.9
3 N	28 E	WM	19	NE NE	--	0.1
3 N	28 E	WM	19	SE NE	5.4	14.1
3 N	28 E	WM	19	NE NW	2.6	1.0
3 N	28 E	WM	20	SW NW	--	4.3
				TOTALS:	**8.0**	**22.9**

26. The portion of the ninth right to be transferred is as follows:

Certificate: 35783 in the name of FRED E. DAVIS (perfected under Permit G-2597)
Use: SUPPLEMENTAL IRRIGATION of 30.9 ACRES
Priority Date: FEBRUARY 24, 1964
Rate: 0.22 CUBIC FOOT PER SECOND (CFS)
Limit/Duty: ONE-EIGHTIETH cfs per acre, not to exceed 3.0 acre-feet per acre during the irrigation season of each year
Source: A WELL in the BUTTER CREEK (UMATILLA RIVER) BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
3 N	28 E	WM	19	NE NW	1670 FEET NORTH AND 2160 FEET EAST FROM THE W1/4 CORNER OF SECTION 19

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	19	NW NE	8.1
3 N	28 E	WM	19	SW NE	8.1
3 N	28 E	WM	19	NE NW	8.6
3 N	28 E	WM	19	SE NW	6.1
				TOTAL:	**30.9**

27. Transfer Application T-10320 proposes to change the place of use of the right to:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	17	SW SW	0.5
3 N	28 E	WM	18	SE SE	2.9
3 N	28 E	WM	19	NE NE	0.1
3 N	28 E	WM	19	SE NE	19.5
3 N	28 E	WM	19	NE NW	3.6
3 N	28 E	WM	20	SW NW	4.3
				TOTAL:	**30.9**

28. The portion of the tenth right to be transferred is as follows:

Certificate: 60952 in the name of CAROLINE E. ROGERS (confirmed by Umatilla River Decree, Vol. 3, Page 250)
Use: IRRIGATION of 49.1 ACRES

Priority Date: 1869 and 1880
Rate: 0.82 CUBIC FOOT PER SECOND (CFS), being 0.48 CFS under the 1869 priority date and 0.34 CFS under the 1880 priority date
Source: BUTTER CREEK, tributary to UMATILLA RIVER

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	18	NE SE	15.6
3 N	28 E	WM	18	SW SE	12.5
3 N	28 E	WM	19	NW NE	6.1
3 N	28 E	WM	19	SW NE	2.8
3 N	28 E	WM	19	NE NW	6.0
3 N	28 E	WM	19	SE NW	6.1
				TOTAL:	49.1

29. While the point of diversion location is not specified in Certificate 60952, information is available from the applicant and CWRE that places the authorized point of diversion as follows:

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
3 N	28 E	WM	19	NE SW	10 FEET SOUTH AND 1800 FEET EAST FROM THE W/14 CORNER OF SECTION 19

30. Transfer Application T-10320 proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	17	NW SW	12.2
3 N	28 E	WM	17	SW SW	3.0
3 N	28 E	WM	18	SE SE	18.3
3 N	28 E	WM	19	NE NE	0.1
3 N	28 E	WM	19	SE NE	10.2
3 N	28 E	WM	19	NE NW	1.0
3N	28E	WM	20	SW NW	4.3
				TOTAL:	49.1

31. The portion of the eleventh water use permit to be transferred is as follows:

Permit: S-46499 in the name of JOHN MADISON (agent for Frank N. Mueller, Top Cut Feedlots, Inc.) applied for under Application S-57999
Use: SUPPLEMENTAL IRRIGATION of 49.1 ACRES
Priority Date: OCTOBER 16,1978
Rate: 0.98 CUBIC FOOT PER SECOND (CFS)
Limit/Duty: ONE-FIFTIETH cfs per acre further limited to 1.0 acre-foot per acre during the period from September 2 to December 30; provided further that the right allowed herein, together with the amount secured under any other right existing for the same lands, shall not exceed 4.0 acre-feet for each acre irrigated in any one year
Source: BUTTER CREEK, tributary to UMATILLA RIVER

Authorized Point of Diversion: Diversion B only as listed on Permit

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
3 N	28 E	WM	19	NE SW	10 FEET SOUTH AND 1800 FEET EAST FROM THE WEST 1/4 CORNER OF SECTION 19

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3N	28E	WM	18	NE SE	15.6
3N	28E	WM	18	SW SE	12.5
3N	28E	WM	19	NW NE	6.1
3N	28E	WM	19	SW NE	2.8
3N	28E	WM	19	NE NW	6.0
3N	28E	WM	19	SE NW	6.1
				TOTAL:	49.1

32. Transfer Application T-10320 proposes to change the place of use of the right to:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	17	NW SW	12.2
3 N	28 E	WM	17	SW SW	3.0
3 N	28 E	WM	18	SE SE	18.3
3 N	28 E	WM	19	NE NE	0.1
3 N	28 E	WM	19	SE NE	10.2
3 N	28 E	WM	19	NE NW	1.0
3N	28E	WM	20	SW NW	4.3
				TOTAL:	49.1

33. Notice of the application for transfer was published on February 27, 2007, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.

34. On December 31, 2007, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-10320 to the applicant and his agent. The draft Preliminary Determination set forth a deadline of February 2, 2008, for the applicant to respond. The applicant requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer.

Transfer Review Criteria [OAR 690-380-4010(2)]

35. Water has been used within the last five years according to the terms and conditions of the rights, and there is no information in the record that would demonstrate that the rights are subject to forfeiture under ORS 540.610.

36. A diversion structure, ditch, pump, pipeline, and/or sprinkler system sufficient to use the full amount of water allowed under the existing rights were present within the five-year period prior to submittal of Transfer Application T-10320.

37. The proposed change would not result in enlargement of the rights.

38. The proposed change would not result in injury to other water rights.

Determination and Proposed Action

The changes in points of appropriation and place of use proposed in Transfer Application T-10320 appear to be consistent with the requirements of ORS 540.505 to 540.580 and OAR 690-380-5000. If protests are not filed pursuant to OAR 690-380-4030, the application will be approved.

If Transfer Application T-10320 is approved, the final order will include the following:

1. *The changes in points of appropriation and place of use proposed in application T-10320 are approved.*

2. *Water right Certificates 25901, 32597, 28737, 80822, 80823, 60951, 35811, 35783, and 60952 are cancelled. New certificates will be issued describing the portions of the rights not affected by this transfer.*

3. *Permits S-51017 and S-46499 are amended as described herein. All other terms and conditions of Permits S-51017 and S-46499 remain the same.*

4. *The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificates 25901, 32597, 28737, 80822, 80823, 60951, 35811, 35783, 60952, Permits S-51017 and S-46499, and any related decree.*

5. *The quantity of water diverted at the new point of appropriation shall not exceed the quantity of water lawfully available at the original points of appropriation.*

6. *The former place of use of the transferred rights and amended water use permits shall no longer receive water under the affected rights and permits contained in this transfer.*

7. *The water user shall maintain and operate all existing measurement devices and shall make such improvements as may be required by the Department.*

8. *When required by the Department, the water user shall install, maintain and operate a headgate to control and regulate the quantity of water diverted. The type and plans of the headgate must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department*

9. *The approved changes shall be completed and full beneficial use of the water shall be made on or before* ***October 1, 2009****. A Claim of Beneficial Use prepared by a Certified Water Rights Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.*

10. *When satisfactory proof of the completed changes is received, new certificates confirming the rights transferred will be issued.*

Dated at Salem, Oregon this 28th day of January 2008.

Phillip C. Ward, Director

This Preliminary Determination was prepared by a Reimbursement Authority contractor. If you have questions about the information in this document, you may reach Dorothy Pedersen at 503-986-0890 or Dorothy.I.Pedersen@wrd.state.or.us.

Protests should be addressed to the attention of Field Services Division, Water Resources Department, 725 Summer St. NE, Salem, OR 97301-1266.

Dorothy Pedersen

From: Dorothy Pedersen
Sent: Friday, January 25, 2008 9:05 AM
To: 'Bill Porfily'
Subject: T-10320 status

Hi Bill,

I received the letter from the Bank of Eastern Oregon, consenting to the T-10320 transfer. We are almost ready to issue the PD, but are still waiting for a response from Pioneer Title company, which is listed as the trustee for two of the Line of Credit instruments. Since those documents specifically state that the trustor has conveyed to the trustee his interest in the water rights, we need to receive confirmation from the trustee (Pioneer Title Company) that they have no objection to the change.

1. Line of Credit Instrument dated September 26, 2003, (recorded at 2003-4490287)

Grantor = Scott Madison and Mary Madison

Trustee = Pioneer Title Company

2. Line of Credit Instrument dated September 26, 2003, (recorded at 2003-4490288)

Grantor = Nellie Madison

Trustee = Pioneer Title Company

® Please provide a statement on the Trustee's letterhead (or a notarized statement if no letterhead is available) that expresses either consent to the proposed transfer or trustee's lack of interest in the proposed transfer.

Thanks for your assistance with this,

Dorothy

Dorothy I. Pedersen
Transfer Program Advisor
(503) 986-0890
Oregon Water Resources Department
725 Summer St. NE, Suite A
Salem, OR 97301-1266

Dorothy Pedersen

From: Dorothy Pedersen
Sent: Wednesday, January 09, 2008 12:44 PM
To: 'Bill Porfily'
Cc: 'DarrylA@andersonengineering.com'
Subject: RE: Scott Madison Transfer T-10320

Bill,

I checked the T-10320 file and find that a report of ownership and lien information dated January 27, 2006 was submitted with the transfer application, as well as an affidavit of consent from Nellie Madison and a copy of the notification of the transfer sent to the Bank of Eastern Oregon.

OAR 3690-380-4010(5) requires the applicant, upon receipt of the draft preliminary determination, to submit a report of ownership and lien information that has been prepared within the prior three months, as well as copies of written notification that has been sent to all identified lienholders.

Since the January 27, 2006 report of ownership and lien information was dated significantly more than 3 months prior to December 31, 2007 when the draft preliminary determination was issued, you may either submit a second report of ownership and lien information targeted to show the ownership and lien information current during the 3 months prior to Dec. 31, 2007, or submit documentation from the County Assessor showing that the ownership as listed on the earlier report is still current.

In addition, the documentation you provided includes two Line of Credit Instruments, recorded by the County as 2003-4490287 and 2003-449-0288. Both of them include the following statement:

Conveyance and Grant. For valuable consideration, represented in the Note dated September 26, 2003, in the original principal amount of $600,000.00 from Grantor to Lender, Grantor conveys to Trustee for the benefit of Lender as Beneficiary all of the Grantor's right, title, and interest in and to the following described real property, together with all existing or subsequently erected or affixed buildings, improvements and fixtures; all easements, rights of way, and appurtenances; all water, water rights and ditch rights (including stock in utilities with ditch or irrigation rights); and all other rights, royalties, and profits relatingt to the real property, including, without limitation all minerals, oil, gas, geothermal and similar matters.....

The Mortgage recorded in Reel 253, Page 1547 includes:

Grant of Mortgage. For valuable considieration, Grantor mortgages and conveys to Lender all of Grantor's right, title, and interest in and to the following described real property, together with all existing or subsequently erected or affixed buildings, improvements and fixtures, all easements, rights of way, and appurtenances; all water, water rights, watercourses and ditch rights.....

From the above statements, the Department concludes that the Trustee (Pioneer Title Company) and the Lender (Bank of Eastern Oregon) hold the interest in the water rights.

Therefore, please provide the following requested item under each of the Deeds of Trust indicated below:

1. Line of Credit Instrument dated September 26, 2003, (recorded at 2003-4490287)
Grantor = Scott Madison and Mary Madison
Trustee = Pioneer Title Company

→ Please provide a statement on the Trustee's letterhead (or a notarized statement if no letterhead is available) that expresses either consent to the proposed transfer **or** trustee's lack of interest in the proposed transfer.

2. Line of Credit Instrument dated September 26, 2003, (recorded at 2003-4490288)

Grantor = Nellie Madison
Trustee = Pioneer Title Company

→ Please provide a statement on the Trustee's letterhead (or a notarized statement if no letterhead is available) that expresses either consent to the proposed transfer **or** trustee's lack of interest in the proposed transfer.

3. Mortgage dated May 6, 1994 (recorded in Reel 253, Page 1547)
Grantor = Scott J. Madison and Mary M. Madison
Lender = Bank of Eastern Oregon

→ Please provide a statement on the Lender's letterhead (or a notarized statement if no letterhead is available) that expresses either consent to the proposed transfer **or** lender's lack of interest in the proposed transfer.

Once we receive this information, the Department can be assured that all interest holders in the water have been properly notified of the proposed transfer.

Thank you for all of your assistance in this matter. It is greatly appreciated. Please feel free to contact me at (503) 986-0890 if you have any questions.

From: Bill Porfily [mailto:bporfily@my180.net]
Sent: Friday, January 04, 2008 10:12 AM
To: Dorothy Pedersen
Subject: Scott Madison Transfer T-10320

Dorothy

I received copy of the Draft of the Preliminary Determination for the above mentioned transfer and transmittal letter. The transmittal letter requests a report of ownership and lien information. My record shows that we included a lot book report with the application. Would you please check to see if I really did include these documents?

Porfily

Oregon
Theodore R. Kulongoski, Governor

Water Resources Department
North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1266
503-986-0900
FAX 503-986-0904

December 31, 2007

SCOTT MADISON
PO BOX 643
STANFIELD OR 97875

SUBJECT: Application T-10320

Enclosed find a draft of our Preliminary Determination regarding transfer application T-10320. The document reflects the Department's conclusion that, based on the information currently available, the transfer will be approved. This draft is intended to provide you with an opportunity to comment on our findings and conclusions should you wish to do so. Please review the draft carefully to evaluate whether the document is consistent with your intent in seeking the transfer, and whether you agree with the proposed action.

At this time, you must submit a report of ownership and lien information for the lands to which the water rights are appurtenant (the FROM lands) that has been prepared within the last three months by a title company. If there are additional lienholders identified in the report that have not previously been notified of the transfer, you must send notice of the transfer to them, and submit copies of each such notice to the Department to document that each lienholder has been informed of the transfer.

Issuance of the Preliminary Determination will occur shortly after we receive both your written response and the report of ownership and lien information. If we do not receive your response and the report by February 2, 2008, a Preliminary Determination may be issued denying the application as incomplete.

Please do not hesitate to contact me at 503-986-0890 or Dorothy.I.Pedersen@wrd.state.or.us if I may be of assistance.

Sincerely,

Dorothy I. Pedersen

Dorothy Pedersen
Field Services Division

cc: Tony Justus, District 5 Watermaster
William Porfily, agent for the applicant

enc

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Transfer Application T-10320, Umatilla County	)	D R A F T
	)	PRELIMINARY DETERMINATION
	)	PROPOSING APPROVAL OF CHANGES
	)	IN POINT OF APPROPRIATION AND
	)	PLACE OF USE

Authority

ORS 540.505 to 540.580 establishes the process in which a water right holder may submit a request to transfer the point of diversion, place of use, or character of use authorized under an existing water right. OAR Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicant

SCOTT MADISON
75512 HIGHWAY 207
ECHO, OR 97826

Findings of Fact

Background

1. On February 14, 2007, Scott Madison filed an application to change the place of use and points of appropriation under Certificates 25901, 32597, 28737, 80822, 80823, 60951, 35811, 35783, 60952, and Permits S-51017 and S-46499. The Department assigned the application number T-10320.

2. Revisions to the application were received on April 20, 2007, and corresponding revisions to the application map were received on April 26, 2007. These revisions correctly identified one of the sources and removed a portion of one of the supplemental permits.

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

   Certificate: 25901 in the name of A. B. THOMSON, OWNER and BERT PULLOR, OWNER OF CONTRACT TO PURCHASE (confirmed by John Day River Decree, recorded in Grant County Circuit Court in Volume 15, Page 461)
   Use: IRRIGATION and SUPPLEMENTAL IRRIGATION of 46.5 ACRES
   Priority Date: 1908

Rate: 1.16 CUBIC FEET PER SECOND (CFS) to JUNE 1 and 0.58 CFS THEREAFTER
Limit/Duty: not to exceed ONE-FORTIETH cfs per acre to JUNE 1 and ONE-EIGHTETH cfs thereafter; further limited to 1.0 acre-foot per calendar month to June 1 and 4.0 acre-feet per acre during season April 1 to September 30, measured at the point of diversion
Source: FIVEMILE CREEK

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	30	NW NE	37.4
3 N	28 E	WM	30	SW NE	9.1
				TOTAL:	46.5

4. Transfer Application T-10320 proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3N	28E	WM	18	SE SE	2.9
3N	28E	WM	19	NE NE	25.9
3N	28E	WM	19	SE NE	17.7
				TOTAL:	46.5

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

Certificate: 32597 in the name of GAYLORD M. MADISON (perfected under Permit S-26265)
Use: SUPPLEMENTAL IRRIGATION of 19.3 ACRES
Priority Date: JULY 13, 1959
Rate: 0.39 CUBIC FOOT PER SECOND (CFS)
Limit/Duty: ONE-FIFTIETH cfs per acre, not to exceed 4.0 acre-feet per acre during the irrigation season of each year
Source: UNNAMED SPRING, tributary to BUTTER CREEK

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q
3 N	28 E	WM	30	SW NE

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	30	NW NE	19.3
				TOTAL:	19.3

6. Certificate 32597 does not describe the location of the point of diversion, however information is available from the applicant and Certified Water Rights Examiner indicating that the point of diversion is located as follows:

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
3 N	28 E	WM	30	SW NE	1370 FEET SOUTH AND 1800 FEET WEST FROM THE NE CORNER OF SECTION 30

7. Transfer Application T-10320 proposes to change the place of use of the right to:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3N	28E	WM	18	SE SE	2.5
3N	28E	WM	19	NE NE	16.8
				TOTAL:	**19.3**

8. The portion of the third right to be transferred is as follows:

Certificate: 28737 in the name of GAYLORD M. MADISON (perfected under Permit S-25159)
Use: SUPPLEMENTAL IRRIGATION of 29.9 ACRES
Priority Date: SEPTEMBER 30, 1957
Rate: 0.59 CUBIC FOOT PER SECOND (CFS)
Limit/Duty: ONE-FIFTIETH cfs per acre, not to exceed 4.0 acre-feet per acre during the irrigation season of each year
Source: NORTH SPRING, a tributary to BUTTER CREEK

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q
3 N	28 E	WM	30	SW NE

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	30	NE NE	16.7
3 N	28 E	WM	30	NW NE	1.2
3 N	28 E	WM	30	SW NE	7.0
3 N	28 E	WM	30	SE NE	5.0
				TOTALS:	**29.9**

9. Certificate 28737 was originally applied for by Gaylord M. Madison under Application S-31906 on September 30, 1957. The applicant requested to use water from the North and South Springs for "irrigation and supplemental irrigation" of 88.0 acres. The Department issued Permit S-25159 on November 29, 1957 approving the application, but only allowed "supplemental irrigation" because of the existence of irrigation Permits E-106 and 1546 located on the same lands. The proposed project under Permits E-106 and 1546 was never developed, however, so Permits E-106 and 1546 were voluntarily cancelled on June 22, 1959, under Special Order Volume 10, Page 111.

When Certificate 28737 was issued on July 13, 1959, it described the right for the use of 1.69 cfs from the North and South Springs as being "supplemental irrigation" of 84.3 acres. Since the underlying permits had been cancelled just three weeks prior to the issuance of the certificate, however, Certificate 28737 should have been issued as primary irrigation, pursuant to ORS 540.670. Therefore, on February 26, 1985, Department staff determined that the designation of all irrigated lands under Certificate 28737 as being supplemental was arbitrary, and for any of the involved lands that did not already have a valid primary irrigation right, the Department would consider Certificate 28737 as being the primary source of supply.

10. Based upon Finding of Fact #9, the Department has determined that the portion of the authorized place of use under Certificate 28737 to be transferred under Application T-10320 should be described as follows:

IRRIGATION						
Twp	**Rng**	**Mer**	**Sec**	**Q-Q**	**Acres**	**Rate**
3 N	28 E	WM	30	NE NE	16.7	
3 N	28 E	WM	30	SE NE	5.0	
				TOTAL:	**21.7**	**0.43 CFS**

SUPPLEMENTAL IRRIGATION						
Twp	**Rng**	**Mer**	**Sec**	**Q-Q**	**Acres**	**Rate**
3 N	28 E	WM	30	NW NE	1.2	
3 N	28 E	WM	30	SW NE	7.0	
				TOTAL:	**8.2**	**0.16 CFS**

11. Transfer Application T-10320 proposes to change the place of use of the right to:

Twp	**Rng**	**Mer**	**Sec**	**Q-Q**	**Primary Irrigation Acres**	**Supplemental Irrigation Acres**
3 N	28 E	WM	19	SE NE	--	8.2
3 N	28 E	WM	19	NE NE	12.3	--
3 N	28 E	WM	20	NW NW	9.4	--
				TOTALS:	**21.7**	**8.2**

12. The portion of the fourth right to be transferred is as follows:

Certificate: 80822 in the name of MADISON RANCHES INC. (perfected under Permit G-7207)
Use: SUPPLEMENTAL IRRIGATION of 68.6 ACRES
Priority Date: MAY 26, 1977
Rate: 0.3 CUBIC FOOT PER SECOND (CFS)
Limit/Duty: ONE-EIGHTIETH cfs per acre, not to exceed 3.0 acre-feet per acre during the irrigation season of each year. This right is limited to any deficiency in the available supply of any prior right for the same land.
Source: A PIT WELL in the BUTTER CREEK BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
3 N	28 E	WM	30	NW NE	970 FEET SOUTH AND 1950 FEET WEST FROM THE NE CORNER OF SECTION 30

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	30	NW NE	37.4
3 N	28 E	WM	30	SW NE	9.1
3 N	28 E	WM	30	NE SE**	16.7
3 N	28 E	WM	30	SE NE	5.4
				TOTAL:	**68.6**

***See Finding of Fact #13*

13. A scrivener's error is contained in the authorized place of use listing for Certificate 80822. The Final Proof Survey clearly shows the 16.7 acres (noted by ** in the table above) as being located in the **NE ¼ NE ¼** of Section 30, Township 3 North, Range 28 East, W.M.

14. Transfer Application T-10320 proposes to change the place of use of the right to:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	18	SE SE	2.9
3 N	28 E	WM	19	NE NE	38.6
3 N	28 E	WM	19	SE NE	17.7
3 N	28 E	WM	20	NW NW	9.4
				TOTAL:	**68.6**

15. The portion of the fifth right to be transferred is as follows:

Certificate: 80823 in the name of MADISON RANCHES INC. (perfected under Permit G-7615)
Use: SUPPLEMENTAL IRRIGATION of 68.6 ACRES
Priority Date: JUNE 14, 1977
Rate: 0.18 CUBIC FOOT PER SECOND (CFS)
Limit/Duty: ONE-EIGHTIETH cfs per acre, not to exceed 3.0 acre-feet per acre during the irrigation season of each year. This right is limited to any deficiency in the available supply of any prior right for the same land.
Source: A PIT WELL in the BUTTER CREEK BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
3 N	28 E	WM	30	NW NE	970 FEET SOUTH AND 1950 FEET WEST FROM THE NE CORNER OF SECTION 30

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION					
Twp	**Rng**	**Mer**	**Sec**	**Q-Q**	**Acres**
3 N	28 E	WM	30	NW NE	37.4
3 N	28 E	WM	30	SW NE	9.1
3 N	28 E	WM	30	NE SE**	16.7
3 N	28 E	WM	30	SE NE	5.4
				TOTAL:	**68.6**

***See Finding of Fact #16*

16. A scrivener's error is contained in the authorized place of use listing for Certificate 80823. The Final Proof Survey map clearly shows the 16.7 acres (noted by ** in the table above) as being located in the **NE ¼ NE ¼** of Section 30, Township 3 North, Range 28 East, W.M.

17. Transfer Application T-10320 proposes to change the place of use of the right to:

SUPPLEMENTAL IRRIGATION					
Twp	**Rng**	**Mer**	**Sec**	**Q-Q**	**Acres**
3 N	28 E	WM	18	SE SE	2.9
3 N	28 E	WM	19	NE NE	38.6
3 N	28 E	WM	19	SE NE	17.7
3 N	28 E	WM	20	NW NW	9.4
				TOTAL:	**68.6**

18. The portion of the sixth water use permit to be transferred is as follows:

Permit: S-51017 in the name of KENT R. and SHANNON K. MADISON (applied for under Application S-70272 and as modified by Special Orders Vol. 56, Page 365, Vol. 54, Page 49, Vol. 59, Page 20 and Vol. 49, Page 481)
Use: SUPPLEMENTAL IRRIGATION of 135.8 ACRES
Priority Date: APRIL 2, 1990
Rate: 0.47 CUBIC FOOT PER SECOND (CFS)
Limit/Duty: ONE-FORTIETH cfs per acre, not to exceed 4.5 acre feet for each acre during the irrigation season during the period from March 1 to November 1 of each year; further limited to a diversion of not to exceed 1.5 acre-feet per acre irrigated during the period from November 2 to the end of February, provided the use of water shall not exceed 4.5 acre-feet for each acre irrigated in any one year. The quantity of water allowed herein, together with any other existing right form this point of diversion shall not exceed the current capacity of the diversion system.
Source: COLUMBIA RIVER, tributary to PACIFIC OCEAN

Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q-Q	GLot	Survey Coordinates
4 N	25 E	WM	2	NE NW	7	150 FEET SOUTH AND 2990 FEET WEST FROM THE NE CORNER OF SECTION 2
5 N	27 E	WM	13	NW SW	4	2270 FEET NORTH AND 940 FEET EAST FROM THE SW CORNER OF SECTION 13

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3N	28E	WM	18	SE SW	6.6
3N	28E	WM	18	NE SE	15.6
3N	28E	WM	18	SW SE	12.5
3N	28E	WM	19	NW NE	10.1
3N	28E	WM	19	SW NE	8.1
3N	28E	WM	19	NE NW	8.6
3N	28E	WM	19	SE SW	6.1
3N	28E	WM	30	NW NE	37.4
3N	28E	WM	30	SW NE	9.1
3N	28E	WM	30	NE NE	16.7
3N	28E	WM	30	SE NE	5.0
				TOTAL:	**135.8**

19. Transfer Application T-10320 proposes to change the place of use of the right to:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3N	28E	WM	17	NW SW	12.2
3N	28E	WM	17	SW SW	3.0
3N	28E	WM	18	SE SE	21.2
3N	28E	WM	19	NE NE	39.3
3N	28E	WM	19	SE NE	39.1
3N	28E	WM	19	NE NW	3.6
3N	28E	WM	20	NWNW	9.6
3N	28E	WM	20	SW NW	7.8
				TOTAL:	**135.8**

20. The portion of the seventh right to be transferred is as follows:

Certificate: 60951 in the name of THOMAS RICHARDS and SONS (perfected under Permit S-3694)
Use: IRRIGATION of 10.5 ACRES
Priority Date: MAY 17, 1917
Rate: 0.13 CUBIC FOOT PER SECOND (CFS)
Limit/Duty: ONE-EIGHTIETH cfs per acre during the irrigation season of each year
Source: BUTTER CREEK, tributary to UMATILLA RIVER

Authorized Point of Diversion:

IRRIGATION				
Twp	Rng	Mer	Sec	Q-Q
3 N	25 E**	WM	19	NE SW

***See Finding of Fact #21*

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	18	SE SW	6.6
3 N	28 E	WM	19	SW NE	3.9
				TOTAL:	**10.5**

21. There is a scriveners' error in the description of the authorized point of diversion on Certificate 60951 (noted by ** in the POD table in Finding of Fact #20). Based on the final proof survey, knowledge of the applicant and the Certified Water Rights Examiner, the location of the authorized point of diversion should be described as:

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q
3 N	**28 E**	WM	19	NE SW

22. Transfer Application T-10320 proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	19	NE NE	1.0
3 N	28 E	WM	19	SE NE	5.8
3 N	28 E	WM	20	NW NW	0.2
3 N	28 E	WM	20	SW NW	3.5
				TOTAL:	**10.5**

23. The portion of the eighth right to be transferred is as follows:

Certificate: 35811 in the name of FRED DAVIS AND TRESA DAVIS (perfected under Permit G-438)
Use: IRRIGATION of 8.0 ACRES and SUPPLEMENTAL of 22.9 ACRES
Priority Date: NOVEMBER 21, 1956
Rate: 0.39 CUBIC FOOT PER SECOND (CFS)
Limit/Duty: ONE-EIGHTIETH cfs per acre, not to exceed 3.0 acre-feet per acre during the irrigation season of each year
Source: TWO WELLS in the BUTTER CREEK (UMATILLA RIVER) BASIN

Authorized Points of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
3 N	28 E	WM	19	SW NE	NO. 1 - 850 FEET NORTH AND 1370 FEET EAST FROM THE SW CORNER, SENW, OF SECTION 19
3 N	28 E	WM	19	SE NW	NO. 2 - 1240 FEET NORTH AND 100 FEET EAST FROM THE SW CORNER, SENW, OF SECTION 19

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Primary Irrigation Acres	Supplemental Irrigation Acres
3 N	28 E	WM	19	NW NE	4.0	4.1
3 N	28 E	WM	19	SW NE	1.4	6.7
3 N	28 E	WM	19	NE NW	2.6	6.0
3 N	28 E	WM	19	SE NW	--	6.1
				TOTALS:	**8.0**	**22.9**

24. Transfer Application T-10320 proposes to move the authorized points of appropriation to a well located approximately 0.25 mile from the existing points of appropriation to:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
3N	28E	WM	19	NW NW	PIT WELL #3 – 1670 FEET NORTH AND 2160 FEET EAST FROM THE W¼ CORNER OF SECTION 19

25. Transfer Application T-10320 also proposes to change the place of use of the right to:

Twp	Rng	Mer	Sec	Q-Q	Primary Irrigation Acres	Supplemental Irrigation Acres
3 N	28 E	WM	17	SW SW	--	0.5
3 N	28 E	WM	18	SE SE	--	2.9
3 N	28 E	WM	19	SE NE	5.4	14.1
3 N	28 E	WM	19	NE NE	--	0.1
3 N	28 E	WM	19	NE NW	2.6	1.0
3 N	28 E	WM	20	SW NW	--	4.3
				TOTALS:	**8.0**	**22.9**

26. The portion of the ninth right to be transferred is as follows:

Certificate: 35783 in the name of FRED E. DAVIS (perfected under Permit G-2597)
Use: SUPPLEMENTAL IRRIGATION of 30.9 ACRES
Priority Date: FEBRUARY 24, 1964
Rate: 0.22 CUBIC FOOT PER SECOND (CFS)
Limit/Duty: ONE-EIGHTIETH cfs per acre, not to exceed 3.0 acre-feet per acre during the irrigation season of each year
Source: A WELL in the BUTTER CREEK (UMATILLA RIVER) BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
3 N	28 E	WM	19	NE NW	1670 FEET NORTH AND 2160 FEET EAST FROM THE W1/4 CORNER OF SECTION 19

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	19	NW NE	8.1
3 N	28 E	WM	19	SW NE	8.1
3 N	28 E	WM	19	NE NW	8.6
3 N	28 E	WM	19	SE NW	6.1
				TOTAL:	**30.9**

27. Transfer Application T-10320 proposes to change the place of use of the right to:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	17	SW SW	0.5
3 N	28 E	WM	18	SE SE	2.9
3 N	28 E	WM	19	SE NE	19.5
3 N	28 E	WM	19	NE NE	0.1
3 N	28 E	WM	19	NE NW	3.6
3 N	28 E	WM	20	SW NW	4.3
				TOTAL:	**30.9**

28. The portion of the tenth right to be transferred is as follows:

Certificate: 60952 in the name of CAROLINE E. ROGERS (confirmed by Umatilla River Decree, Vol. 3, Page 250)
Use: IRRIGATION of 49.1 ACRES
Priority Date: 1869 and 1880
Rate: 0.82 CUBIC FOOT PER SECOND (CFS), being 0.48 CFS under the 1869 priority date and 0.34 CFS under the 1880 priority date
Source: BUTTER CREEK, tributary to UMATILLA RIVER

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	18	NE SE	15.6
3 N	28 E	WM	18	SW SE	12.5
3 N	28 E	WM	19	NW NE	6.1
3 N	28 E	WM	19	SW NE	2.8
3 N	28 E	WM	19	NE NW	6.0
3 N	28 E	WM	19	SE NW	6.1
				TOTAL:	**49.1**

29. While the point of diversion location is not specified in Certificate 60952, information is available from the applicant and CWRE that places the authorized point of diversion as follows:

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
3 N	28 E	WM	19	NE SW	10 FEET SOUTH AND 1800 FEET EAST FROM THE W/14 CORNER OF SECTION 19

30. Transfer Application T-10320 proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	17	NW SW	12.2
3 N	28 E	WM	17	SW SW	3.0
3 N	28 E	WM	18	SE SE	18.3
3 N	28 E	WM	19	NE NE	0.1
3 N	28 E	WM	19	SE NE	10.2
3 N	28 E	WM	19	NE NW	1.0
3N	28E	WM	20	SW NW	4.3
				TOTAL:	**49.1**

31. The portion of the eleventh water use permit to be transferred is as follows:

Permit: S-46499 in the name of JOHN MADISON (agent for Frank N. Mueller, Top Cut Feedlots, Inc.) applied for under Application S-57999
Use: SUPPLEMENTAL IRRIGATION of 49.1 ACRES
Priority Date: OCTOBER 16,1978

Rate: 0.02 CUBIC FOOT PER SECOND (CFS)
Limit/Duty: ONE-FIFTIETH cfs per acre further limited to 1.0 acre-foot per acre during the period from September 2 to December 30 not to exceed 4.0 acre-feet in any one year
Source: BUTTER CREEK, tributary to UMATILLA RIVER

Authorized Point of Diversion: Diversion B only as listed on Permit

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
3 N	28 E	WM	19	NE SW	10 FEET SOUTH AND 1800 FEET EAST FROM THE WEST 1/4 CORNER OF SECTION 19

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3N	28E	WM	18	NE SE	15.6
3N	28E	WM	18	SW SE	12.5
3N	28E	WM	19	NW NE	6.1
3N	28E	WM	19	SW NE	2.8
3N	28E	WM	19	NE NW	6.0
3N	28E	WM	19	SE NW	6.1
				TOTAL:	**49.1**

32. Transfer Application T-10320 proposes to change the place of use of the right to:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	28 E	WM	17	NW SW	12.2
3 N	28 E	WM	17	SW SW	3.0
3 N	28 E	WM	18	SE SE	18.3
3 N	28 E	WM	19	NE NE	0.1
3 N	28 E	WM	19	SE NE	10.2
3 N	28 E	WM	19	NE NW	1.0
3N	28E	WM	20	SW NW	4.3
				TOTAL:	**49.1**

33. Notice of the application for transfer was published on February 27, 2007, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.

Transfer Review Criteria [OAR 690-380-4010(2)]

34. Water has been used within the last five years according to the terms and conditions of the rights, and there is no information in the record that would demonstrate that the rights are subject to forfeiture under ORS 540.610.

35. A diversion structure, ditch, pump, pipeline, and/or sprinkler system sufficient to use the full amount of water allowed under the existing rights were present within the five-year period prior to submittal of Transfer Application T-10320.

36. The proposed change would not result in enlargement of the rights.

37. The proposed change would not result in injury to other water rights.

Determination and Proposed Action

The changes in point of appropriation and place of use proposed in Transfer Application T-10320 appear to be consistent with the requirements of ORS 540.505 to 540.580 and OAR 690-380-5000. If protests are not filed pursuant to OAR 690-380-4030, the application will be approved.

If Transfer Application T-10320 is approved, the final order will include the following:

1. *The changes in point of appropriation and place of use proposed in application T-10320 are approved.*

2. *Water right Certificates 25901, 32597, 28737, 80823, 80822, 60951, 35811, 35783, and 60952 are cancelled. New certificates will be issued describing the portions of the rights not affected by this transfer.*

3. *Permits S-51017 and S-46499 are amended as described herein. All other terms and conditions of Permits S-51017 and S-46499 remain the same.*

4. *The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificates 25901, 32597, 28737, 80823, 80822, 60951, 35811, 35783, 60952, Permits S-51017 and S-46499, and any related decree.*

5. *The quantity of water diverted at the new point of appropriation, together with that diverted at the original point of appropriation, shall not exceed the quantity of water lawfully available at the original points of appropriation.*

6. *The former place of use of the transferred rights and amended water use permits shall no longer receive water under the effected rights and permits contained in this transfer.*

7. *The water user shall maintain and operate all existing measurement devices and shall make such improvements as may be required by the Department.*

8. *When required by the Department, the water user shall install, maintain and operate a headgate to control and regulate the quantity of water diverted. The type and plans of the headgate must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department*

9. *The approved changes shall be completed and full beneficial use of the water shall be made on or before* ***October 1, 2009****. A Claim of Beneficial Use prepared by a Certified Water Rights Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.*

10. When satisfactory proof of the completed changes is received, new certificates confirming the rights transferred will be issued.

Dated at Salem, Oregon this _____ day of _____ 2008.

D R A F T

_____
Phillip C. Ward, Director

This draft Preliminary Determination was prepared by a Reimbursement Authority contractor. If you have questions about the information in this document, you may reach Dorothy Pedersen at 503-986-0890 or Dorothy.I.Pedersen@wrd.state.or.us.

Dorothy Pedersen

From: Biil Porfily [bporfily@my180.net]
Sent: Friday, April 20, 2007 10:43 AM
To: Frank Dye
Cc: Dorothy Pedersen; 'VanSchoiack, Dale'
Subject: RE: Scott Madison Transfer corrections
Attachments: Supplemental_Form_A Amended 04-20-07.doc

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Frank

Attached is S. Madison's transfer application with the corrections you requested. I will get to Tri- Cities next week and get the map changed.

Porfily

From: Frank Dye [mailto:dyefe@wrd.state.or.us]
Sent: Friday, April 13, 2007 10:46 AM
To: bporfily@my180.net
Cc: Dorothy Pedersen
Subject: Scott Madison Transfer corrections

Hello Bill,
Thanks for the corrections you made to T-10320. I have found some additional corrections that need to be made. I apologize for not catching some of these the first time. Here they are:

1. pg. 10 cert. 32597 source should be Unnamed Spring (not North Spring)
2. pg. 12,13,14,15 cert. 28737 source should be North Spring (not unnamed spring). Note on pg 13 the 1/41/4 should be SWNE only
3. Cert. 64236 is now cert. 80822 so everywhere you have used 64236 needs to be changed to 80822 including the map
   (pages 7-bottom, 12-bottom, 16,17, 20, 22-bottom, 27-bottom, 92-bottom, 96, 97, 98, 99, 100, 102-bottom,107-bottom, 112-bottom, 116, 117, 118, 119, 120, 122- bottom) & map
4. Cert.64238 is now cert. 80823 so everywhere you have used 64238 needs to be changed to 80823 including the map
   (pages 7-bottom, 12-bottom, 17-bottom, 21, 22, 23, 24, 25, 27-bottom, 92-bottom, 97-bottom, 101, 102, 103, 104, 105,107-bottom, 112-bottom, 117-bottom, 121, 122, 123, 124, 125) & map
5. pg. 34, cert. at top of page should be 60951
6. pg. 57 at the bottom it should be permit 46499, (not 6499)
7. pg. 93 the North Spring location 1/41/4 should be SWNE (not NWSE)
8. pg. 112, 117, 122 at the bottom, delete permit 51017

Thanks Bill, again sorry I wasn't more thorough with corrections the first time we met, but this should take care of it! Would you please email me the revised copies once again, including the maps. If you have any questions give me a call or email. Thanks,
Frank

1st of 6 Primary Water Rights

Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **25901**

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) RECEIVED APR 20 2007 WATER RESOURCES DEPT. SALEM, OREGON	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**25901** (Certificate Number)	**John Day River Decree** (Permit Number or Decree Name)
☐	Adjudicated, Non-certificated Right	(Name of Decree)	(Page Number)
☐	Permit for which Proof has been Approved	(Permit Number)	(Date Claim of Beneficial Use Submitted)
☐	Transferred Right for which Proof has been Filed	(Previous Transfer Number)	(Date Claim of Beneficial Use Submitted)

- Name on Permit, Certificate, or Decree: **A.B Thompson, owner and Bert Pullor owner of Contract to purchase.**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Irrigation**
- Priority Date(s): **1908**

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*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Five Mile Creek**

Tributary to: **John Day River**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Certs. 32597, 28737, 80822, , Permit 51017**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

- Certificate Number or other identifying number: **25901**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Five Mile Creek 1908							**No Diversion was describe in the Cert.**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth

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Certificate Number or other identifying number: 25901

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Five Mile Creek 1908	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**(36.2 + 1.2) 37.4**
Five Mile Creek 1908	**3N**	**28E**	**WM**	**30**	**SW NE**	**8200**	**9.1**
						Total	**46.5**

Certificate Number or other identifying number: 25901

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

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*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 25901

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Five Mile Creek	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**(2.5+0.4) 2.9**
Five Mile Creek	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**(9.1+16.8) 25.9**
Five Mile Creek	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**(9.5+8.2) 17.7**
Five Mile Creek						**Total**	**46.5**

Remarks: _____

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1st of 5 Supplemental Water Rights for 1st of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **32597**

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) RECEIVED APR 20 2007 WATER RESOURCES DEPT. SALEM, OREGON	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	32597 Certificate Number	26265 Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Gaylord M. Madison**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **July 13, 1959**

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*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Unnamed Spring**

Tributary to: **Butter Creek**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 25901 Supplemental Certs. 28737, 80822, 80823, Permit 51017**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

- Certificate Number or other identifying number: **32597**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Unnamed Spring July 13, 1959	**3N**	**28E**	**WM**	**30**	**SW NE**	**8200**	**1370 ft S & 1800 ft W from NE Corner Section 30**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: 32597

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Unnamed Spring July 13, 1959	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**19.3**

Certificate Number or other identifying number: 32597

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

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Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 32597

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Unnamed Spring	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**2.5**
Unnamed Spring`	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**16.8**
						Total	**19.3**

Remarks: _____

_____

_____

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2nd of 5 Supplemental Water Rights for 1st of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 28737

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) RECEIVED APR 20 2007 WATER RESOURCES DEPT. SALEM, OREGON	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**28737** Certificate Number	**25159** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Gaylord M. Madison**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **September 30, 1957**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **North Spring**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 25901 Supplemental Certs. 32597, 80822, 80823, Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **28737**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	North Spring September 30, 1957	**3N**	**28E**	**WM**	**30**	**SW NE & NW SE**	**8200**	**None listed on Certificate**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: 28737

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
North Spring Sept. 30,1957	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**1.2**
North Spring Sept. 30,1957	**3N**	**28E**	**WM**	**30**	**SW NE**	**8200**	**7.0**
						Total	**8.2**

Certificate Number or other identifying number: 28737

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

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Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 28737

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
North Spring	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**8.2**

Remarks: _____

_____

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3rd of 5 Supplemental Water Rights for 1st of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 80822

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) RECEIVED APR 20 2007 WATER RESOURCES DEPT. SALEM, OREGON	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**80822** Certificate Number	**G-7207** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Madison Ranches, Inc.**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **May 26, 1977**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **A Pit Well (Fish Well)**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 25901 Supplemental Certs. 32597, 28737, 80823, Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: ___80822 _____

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Pit (Fish) Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**970 ft S & 1950 ft W from NE Corner Section 30**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Pit Well (Fish Well)	4 ft	4 ft concrete Tiles	20 ft + 600 ft of 12 in leach line	Last 4 ft is 4 dia tile with 4 in opening	16 ft	2 ft Start of Irr. Season dry by July 1st	16 ft	4 ft steel lid	20 ft

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Certificate Number or other identifying number: 80822

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**(36.2 + 1.2)37.4**
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**SW NE**	**8200**	**9.1**
						Total	**46.5**

Certificate Number or other identifying number: 80822

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

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*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 80822

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**(2.5 + 0.4)2.9**
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**(9.1+ 16.8) 25.9**
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**(9.5+8.2)17.7**
						Total	**46.5**

Remarks: _____

_____

_____

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4th of 5 Supplemental Water Rights for 1st of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **80823** _____

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**80823** Certificate Number	**G-7615** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Madison Ranches, Inc.**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **June 14, 1977**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **A Pit Well (Fish Well)**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 25901 Supplemental Certs. 32597, 28737, 80822, Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **80823**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**970 ft S & 1950 ft W from NE Corner Section 30**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Pit Well (Fish Well)	4 ft	4 ft concrete Tiles	20 ft + 600 ft of 12 in leach line	Last 4 ft is 4 dia tile with 4 in opening	16 ft	2 ft Start of Irr. Season dry by July 1st	16 ft	4 ft steel lid	20 ft

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Certificate Number or other identifying number: 80823

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**(36.2 + 1.2) 37.4**
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**SW NE**	**8200**	**9.1**
						Total	**46.5**

Certificate Number or other identifying number: 80823

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

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Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 80823

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**(2.5 + 0.4)2.9**
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**(9.1+16.8) 25.9**
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**(9.5+8.2)17.7**
						Total	**46.5**

Remarks: _____

_____

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5th of 5 Supplemental Water Rights for 1st of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **Permit 51017**

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	Certificate Number	**51017** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Kent ans Ahannon K. Madison**
- County: **Umatilla & Morrow**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **April 2, 1990**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Columbia River**

  Tributary to: **Pacific Ocean**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 25901 Supplemental Certs. 32597, 28737, 80822, 80823**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **Permit 51017**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Columbia River April 2, 1990	**4N**	**25E**	**WM**	**2**	**Lot 7 NE NW**		**150 ft S & 2990 ft W from the NE Corner Section 2**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: Permit 51017

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**(36.2+ 1.2) 37.4**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**30**	**SW NE**	**8200**	**9.1**
						Total	**46.5**

Certificate Number or other identifying number: Permit 51017

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

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Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: **Permit 51017**

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**(2.5=0.4) 2.9**
Columbia River	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**(9.1+16.8) 25.9**
Columbia River	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**17.7**
						Total	**46.5**

Remarks: _____

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2nd of 6 Primary Water Rights

Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 60951

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	60951 Certificate Number	3694 Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	 Name of Decree	 Page Number
☐	Permit for which Proof has been Approved	 Permit Number	 Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	 Previous Transfer Number	 Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Thomas Richards and Sons**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Irrigation**
- Priority Date(s): **May 17, 1917**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Butter Creek**

  Tributary to: **Umatilla River**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Supplemental Certs. 35811, 35783, & Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **60951**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Butter Creek May 17, 1917	**3N**	**25E***	**W M**	**19**	**NE SW**	**6200**	**10 ft S & 1800 ft E from the W ¼ coner Section 19**

*** The Certificate reads 25 E, It should read 28E**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: 60951

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Butter Creek May 17, 1917	**3N**	**28E**	**WM**	**18**	**SE SW**	**6200**	**6.6**
Butter Creek May 17, 1917	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**3.9**
						Total	**10.5**

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Certificate Number or other identifying number: 60951

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 60951

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Butter Creek	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**1.0**
Butter Creek	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**3.9**
Butter Creek	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**1.9**
Butter Creek	**3N**	**28E**	**WM**	**20**	**NW NW**	**5903**	**0.2**
Butter Creek	**3N**	**28E**	**WM**	**20**	**SW NW**	**5903**	**3.5**
						Total	**10.5**

Remarks: _____

_____

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1st of 3 Supplemental Water Rights for 2nd of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 35811

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☒ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**35811** Certificate Number	**G-438** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Fred Davis and Tresa Davis**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **November 21, 1956**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Two Pit Wells**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 60951 Supplemental Certs. 35783, & Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **35811**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**#1 Pit Well Nov. 21, 1956**	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**850 ft N & 1370 ft E from SW Corner of SE ¼ NW ¼ Section 19**
N/A	**#2 Pit Well Nov. 21, 1956**	**3N**	**28E**	**WM**	**19**	**SE NE**	**6200**	**1240 ft N & 100 ft E from SW Corner of SE ¼ NW ¼ Section 19**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
#1 Pit Well	60 ft x 40 ft x 20 ft deep Pit	N/A	N/A	N/A	N/A	16 ft	16 ft	N/A	20 ft
#2 Pit Well	This Pit Well caved in many years ago and was constructed similar to #1								

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Certificate Number or other identifying number: 35811

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#1 & #2 Pit Well Nov. 21, 1956	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**3.9**

Certificate Number or other identifying number: 35811

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
#3 Pit Well*	**3N**	**28E**	**WM**	**19**	**NW NW**	**6200**	**1670 ft N & 2160 ft E from W ¼ Corner Section 19**

***Pit Wells #1 &#2 are less than 1320 ft from Pit Well #3**

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

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*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Yes	**Pit Well #3 No Well Log**	**60 ft x 40 ft x 20 ft deep pit**	**N/A**	**N/A**	**N/A**	**N/A**	**16 ft**	**16 ft**	**N/A**	**20 ft**

Certificate Number or other identifying number: 35811

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**3.9**

Remarks: _____

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2nd of 3 Supplemental Water Rights for 2nd of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 35783

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**35783** Certificate Number	**G-2597** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Fred E. Davis**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **February 24, 1964**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: #3 **Pit Well**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 60951 Supplemental Certs. 35811, & Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: 35783

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**#3 Pit Well Feb 24, 1964**	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**1670 ft N & 2160 ft E from W ¼ Corner of Section 19**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
#3 Pit Well	**60 ft x 40 ft x 20 ft deep pit**	**N/A**	**N/A**	**N/A**	**N/A**	**16 ft**	**16 ft**	**N/A**	**20 ft**

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Certificate Number or other identifying number: 35783

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well Feb. 24, 1964	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**3.9**

Certificate Number or other identifying number: 35783

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

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Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 35783

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**3.9**

Remarks: _____

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3rd of 3 Supplemental Water Rights
2nd of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A must be completed for each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **Permit 51017** _____

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	_____ Certificate Number	**51017** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	_____ Name of Decree	_____ Page Number
☐	Permit for which Proof has been Approved	_____ Permit Number	_____ Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	_____ Previous Transfer Number	_____ Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Kent R. and Shannon K. Madison**
- County: **Umatilla & Morrow**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **April 2, 1990**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Columbia River**

  Tributary to: **Pacific Ocean**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 60951 Supplemental Certs. 35811, & Cert. 35783**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **Permit 51017**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**Columbia River April 2, 1990**	**4N**	**25E**	**WM**	**2**	**Lot 7 NE NW**		**150 ft S & 2990 ft W from NE Corner Section 2**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: Permit 51017

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**18**	**SE SW**	**6200**	**6.6**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**3.9**
						Total	**10.5**

Certificate Number or other identifying number: Permit 51017

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

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Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: Permit 51017

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**1.0**
Columbia River	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**3.9**
Columbia River	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**1.9**
Columbia River	**3N**	**28E**	**WM**	**20**	**NW NW**	**5903**	**0.2**
Columbia River	**3N**	**28E**	**WM**	**20**	**SW NW**	**5903**	**3.5**
						Total	**10.5**

Remarks: _____

_____

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3rd of 6 Primary Water Rights

Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **Permit 60952** _____

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) RECEIVED APR 20 2007 WATER RESOURCES DEPT. SALEM, OREGON	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**60952** Certificate Number	Butter Creek Decree Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	 Name of Decree	 Page Number
☐	Permit for which Proof has been Approved	 Permit Number	 Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	 Previous Transfer Number	 Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Caroline E. Rogers**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Irrigation**
- Priority Date(s): **1869 & 1880**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Butter Creek**

  Tributary to: **Umatilla River**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Supplemental Certs. 35811, Cert. 35783 & Permits 51017 & 46499**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **60952**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**Butter Creek 1869 & 1880**	**3N**	**28E**	**WM**	**19**	**NE SW**		**10 ft S & 1800 ft E from the W ¼ Corner Section 19**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: 60952

The following information ***must be provided*** *only for those places of use that* ***are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)*** *Attach additional pages as necessary.*

Government lot and donation land claim numbers must be included in the tables below ***only*** *if the information is reflected on the existing water right.*

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Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Butter Creek 1869 & 1880	**3N**	**28E**	**WM**	**18**	**NE SE**	**6000**	**15.6**
Butter Creek 1869 & 1880	**3N**	**28E**	**WM**	**18**	**SW SE**	**6200**	**12.5**
Butter Creek 1869 & 1880	**3N**	**28E**	**WM**	**19**	**NW NE**	**6200**	**(4.1 + 2.0) 6.1**
Butter Creek 1869 & 1880	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**2.8**
Butter Creek 1869 & 1880	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**6.0**
Butter Creek 1869 & 1880	**3N**	**28E**	**WM**	**19**	**SE NW**	**6200**	**6.1**
						Total	**49.1**

Certificate Number or other identifying number: 60952

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
(NOTE: Complete this table ***only*** *if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

*If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 60952

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Butter Creek	**3N**	**28E**	**WM**	**17**	**NW SW**	**5901**	**12.2**
Butter Creek	**3N**	**28E**	**WM**	**17**	**SW SW**	**5902**	**(2.5+ 0.5) 3.0**
Butter Creek	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**(15.4 +2.9) 18.3**
Butter Creek	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.1**
Butter Creek	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**10.2**
Butter Creek	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**1.0**
Butter Creek	**3N**	**28E**	**WM**	**20**	**SW NW**	**5903**	**4.3**
						Total	**49.1**

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Remarks: _____

1st of 4 Supplemental Water Rights for 3rd of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 35811

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☒ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**35811** Certificate Number	**G-438** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Fred Davis and Tresa Davis**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **November 21, 1956**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Two Pit Wells**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 60952 Supplemental Certs. 35783, Permits 51017 & 46499**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **35811**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**#1 Pit Well Nov. 21, 1956**	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**850 ft N & 1370 ft E from SW orner of SE ¼ NW ¼ Section 19**
N/A	**#2 Pit Well Nov. 21, 1956**	**3N**	**28E**	**WM**	**19**	**SE NE**	**6200**	**1240 ft N & 100 ft E from SW orner of SE ¼ NW ¼ Section 19**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
#1 Pit Well	60 ft x 40 ft x 20 ft deep pit	N/A	N/A	N/A	N/A	16 ft	16 ft	N/A	20 ft
#2 Pit Well	This Pit Well was abandon many years ago and was constructed similar to #1								

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Certificate Number or other identifying number: 35811

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#1 & #2 Pit Well Nov. 21, 1956	**3N**	**28E**	**WM**	**19**	**NW NE**	**6200**	**4.1**
#1 & #2 Pit Well Nov. 21, 1956	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**2.8**
#1 & #2 Pit Well Nov. 21, 1956	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**6.0**
#1 & #2 Pit Well Nov. 21, 1956	**3N**	**28E**	**WM**	**19**	**SE NW**	**6200**	**6.1**
						Total	**19.0**

Certificate Number or other identifying number: 35811

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
#3 Pit Well*	**3N**	**28E**	**WM**	**19**	**NW NW**	**6200**	**1670 ft N & 2160 ft E from W ¼ Corner Section 19**

***Pit Wells #1 &#2 are less than 1320 ft from Pit Well #3**

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

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*If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Yes	**Pit Well #3 No Well Log**	**60 ft x 40 ft x 20 ft deep pit**	**N/A**	**N/A**	**N/A**	**N/A**	**16 ft**	**16 ft**	**N/A**	**20 ft**

Certificate Number or other identifying number: 35811

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well	**3N**	**28E**	**WM**	**17**	**SW SW**	**5902**	**0.5**
#3 Pit Well	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**2.9**
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.1**
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**10.2**
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**1.0**
#3 Pit Well	**3N**	**28E**	**WM**	**20**	**SW NW**	**5903**	**4.3**
						Total	**19.0**

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Remarks: _____

2nd of 4 Supplemental Water Rights for 3rd of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 35783

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**35783** Certificate Number	**G-2597** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Fred E. Davis**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **February 24, 1964**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: #3 **Pit Well**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 60952 Supplemental Certs. 35811, Permits 51017 & 46499**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **35783**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**#3 Pit Well Feb. 24, 1964**	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**1670 ft N & 2160 ft E from W ¼ Corner of Section 19**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
#3 Pit Well	**60 ft x 40 ft x 20 ft deep pit**	**N/A**	**N/A**	**N/A**	**N/A**	**16 ft**	**16 ft**	**N/A**	**20 ft**

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Certificate Number or other identifying number: 35783

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well Feb. 24, 1964	**3N**	**28E**	**WM**	**19**	**NW NE**	**6200**	**4.1**
#3 Pit Well Feb. 24, 1964	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**2.8**
Feb. #3 Pit Well Nov. 24, 1964	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**6.0**
#3 Pit Well Feb. 24, 1964	**3N**	**28E**	**WM**	**19**	**SE NW**	**6200**	**6.1**
						Total	**19.0**

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Certificate Number or other identifying number: 35783

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using*

the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 35783

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well	**3N**	**28E**	**WM**	**17**	**SW SW**	**5902**	**0.5**
#3 Pit Well	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**2.9**
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.1**
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**10.2**
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**1.0**
#3 Pit Well	**3N**	**28E**	**WM**	**20**	**SW NW**	**5903**	**4.3**
						Total	**19.0**

Remarks: _____

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3rd of 4 Supplemental Water Rights for 3rd of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **Permit 51017**

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	Certificate Number	**51017** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Kent R. and Shannon K. Madison**
- County: **Umatilla & Morrow**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **April 2, 1990**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Columbia River**

  Tributary to: **Pacific Ocean**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 60952 Supplemental Certs. 35811, Cert. 35783 & Permit 46499**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **Permit 51017**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**Columbia River April 2, 1990**	**4N**	**25E**	**WM**	**2**	**Lot 7 NE NW**		**150 ft S & 2990 ft W from NE Corner Section 2**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: Permit 51017

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**18**	**NE SE**	**6000**	**15.6**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**18**	**SW SE**	**6200**	**12.5**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**19**	**NW NE**	**6200**	**(4.1+ 2.0) 6.1**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**2.8**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**6.0**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**19**	**SE NW**	**6200**	**6.1**
						Total	**49.1**

Certificate Number or other identifying number: Permit 51017

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

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*If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: Permit 51017

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River	**3N**	**28E**	**WM**	**17**	**NW SW**	**5901**	**12.2**
Columbia River	**3N**	**28E**	**WM**	**17**	**SW SW**	**5902**	**(2.5+ 0.5) 3.0**
Columbia River	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**(15.4+2.9) 18.3**
Columbia River	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.1**
Columbia River	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**10.2**
Columbia River	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**1.0**
Columbia River	**3N**	**28E**	**WM**	**20**	**SW NW**	**5903**	**4.3**
						Total	**49.1**

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Remarks: _____

4th of 4 Supplemental Water Rights for 3rd of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **Permit 46499**

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right		46499
		Certificate Number	Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right		
		Name of Decree	Page Number
☐	Permit for which Proof has been Approved		
		Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed		
		Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **John Madison**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **October 16, 1978**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Butter Creek**

  Tributary to: **Umatilla River**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 60952 Supplemental Certs. 35811, Cert. 35783 & Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **Permit 46499**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer** (i.e., **list only the portion of the water right you propose to transfer.**) Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**Butter Creek Oct. 16, 1978**	**3N**	**28E**	**WM**	**19**	**NE SW**		**10 ft S & 1800 ft E from W ¼ Corner Section 19**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: Permit 46499

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Butter Creek Oct. 16, 1978	**3N**	**28E**	**WM**	**18**	**NE SE**	**6000**	**15.6**
Butter Creek Oct. 16, 1978	**3N**	**28E**	**WM**	**18**	**SW SE**	**6200**	**12.5**
Butter Creek Oct. 16, 1978	**3N**	**28E**	**WM**	**19**	**NW NE**	**6200**	**(4.1+ 2.0) 6.1**
Butter Creek Oct. 16, 1978	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**2.8**
Butter Creek Oct. 16, 1978	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**6.0**
Butter Creek Oct. 16, 1978	**3N**	**28E**	**WM**	**19**	**SE NW**	**6200**	**6.1**
						Total	**49.1**

Certificate Number or other identifying number: Permit 46499

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

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*If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: Permit 46499

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Butter Creek	**3N**	**28E**	**WM**	**17**	**NW SW**	**5901**	**12.2**
Butter Creek	**3N**	**28E**	**WM**	**17**	**SW SW**	**5902**	**(2.5 + 0.5)3.0**
Butter Creek	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**(15.4+2.9) 18.3**
Butter Creek	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.1**
Butter Creek	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**10.2**
Butter Creek	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**1.0**
Butter Creek	**3N**	**28E**	**WM**	**20**	**SW NW**	**5903**	**4.3**
						Total	**49.1**

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Remarks: _____

4th of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 35811

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☒ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**35811** Certificate Number	**G-438** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Fred Davis and Tresa Davis**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Irrigation**
- Priority Date(s): **November 21, 1956**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Two Pit Wells**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Supplemental Certs. 35783, & Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **35811**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**#1 Pit Well Nov. 21, 1956**	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**850 ft N & 1370 ft E from SW Corner of SE ¼ NW ¼ Section 19**
N/A	**#2 Pit Well Nov. 21, 1956**	**3N**	**28E**	**WM**	**19**	**SE NW**	**6200**	**1240 ft N & 100 ft E from SW Corner of SE ¼ NW ¼ Section 19**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
#1 Pit Well	60 ft x 40 ft x 20 ft deep pit	N/A	N/A	N/A	N/A	16 ft	16 ft	N/A	20 ft
#2 Pit Well	This Pit Well was abandon many years ago and was constructed similar to #1								

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Certificate Number or other identifying number: 35811

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#1 & #2 Pit Well Nov. 21, 1956	**3N**	**28E**	**WM**	**19**	**NW NE**	**6200**	**4.0**
#1 & #2 Pit Well Nov. 21, 1956	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**1.4**
#1 & #2 Pit Well Nov. 21, 1956	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**2.6**
						Total	**8.0**

Certificate Number or other identifying number: 35811

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
#3 Pit Well*	**3N**	**28E**	**WM**	**19**	**NW NW**	**6200**	**1670 ft N & 2160 ft E from W ¼ Corner Section 19**

***Pit Wells #1 & #2 are less than 1320 ft from Pit Well #3**

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

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*If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Yes	**Pit Well #3 No Well Log**	**60 ft x 40 ft x 20 ft deep pit**	**N/A**	**N/A**	**N/A**	**N/A**	**16 ft**	**16 ft**	**N/A**	**20 ft**

Certificate Number or other identifying number: 35811

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**5.4**
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**2.6**
						Total	**8.0**

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Remarks: _____

1st of 2 Supplemental Water Rights for 4th of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 35783

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**35783** Certificate Number	**G-2597** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Fred E. Davis**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **February 24, 1964**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: #3 **Pit Well**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 35811, Supplemental & Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **35783**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**#3 Pit Well Feb. 24, 1964**	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**1670 ft N & 2160 ft E from W ¼ Corner of Section 19**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
#3 Pit Well	**60 ft x 40 ft x 20 ft deep pit**	**N/A**	**N/A**	**N/A**	**N/A**	**16 ft**	**16 ft**	**N/A**	**20 ft**

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Certificate Number or other identifying number: 35783

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well Feb. 24, 1964	**3N**	**28E**	**WM**	**19**	**NW NE**	**6200**	**4.0**
#3 Pit Well Feb. 24, 1964	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**1.4**
#3 Pit Well Feb. 24, 1964	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**2.6**
						Total	**8.0**

Certificate Number or other identifying number: 35783

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using*

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the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 35783

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**5.4**
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**2.6**
						Total	**8.0**

Remarks: _____

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2nd of 2 Supplemental Water Rights for 4th of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **Permit 51017**

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	Certificate Number	51017 Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Kent R. and Shannon K. Madison**
- County: **Umatilla & Morrow**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **April 2, 1990**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Columbia River**

  Tributary to: **Pacific Ocean**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 35811 Supplemental Cert. 35783**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **Permit 51017**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**Columbia River April 2, 1990**	**4N**	**25E**	**WM**	**2**	**Lot 7 NE NW**		**150 ft S & 2990 ft W from NE Corner Section 2**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: Permit 51017

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**19**	**NW NE**	**6200**	**4.0**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**1.4**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**2.6**
						Total	**8.0**

Certificate Number or other identifying number: Permit 51017

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using*

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the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: Permit 51017

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**5.4**
Columbia River	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**2.6**
						Total	**8.0**

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Remarks: _____

5th of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 28737

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**28737** Certificate Number	**25159** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Gaylord M. Madison**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation***

  *** This water right is listed as Supplemental for the areas we want to transfer from. Greg Nelson with OWRD found a note in the file from Larry Jebousek past OWRD employee saying that it should be considered Primary Irrigation**

- Priority Date(s): **September 30, 1957**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **North Spring**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers:* **Supplemental Certs. 80822, 80823, & Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **28737**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	North Spring September 30, 1957	**3N**	**28E**	**WM**	**30**	**SW NE**	**8200**	**None listed on Certificate**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: 28737

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
North Spring Sept. 30,1957	**3N**	**28E**	**WM**	**30**	**NE NE**	**8200**	**16.7**
North Spring Sept. 30,1957	**3N**	**28E**	**WM**	**30**	**SE NE**	**8200**	**5.0**
						Total	**21.7**

Certificate Number or other identifying number: 28737

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

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Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 28737

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Unnamed Spring	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**12.3**
Unnamed Spring	**3N**	**28E**	**WM**	**20**	**NW NW**	**5903**	**9.4**
							21.7

Remarks: _____

_____

_____

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1st of 3 Supplemental Water Rights for 5th of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 80822

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**80822** Certificate Number	**G-7207** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Madison Ranches, Inc.**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **May 26, 1977**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **A Pit Well (Fish Well)**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 28737 Supplemental Certs. 80823, & Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **80822**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**970 ft S & 1950 ft W from NE Corner Section 30**

- Does the water right being transferred involve a ground water source(s)?

  ☒ Yes ☐ No *(Surface water source only.)*

  *If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

  *A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  or

  *B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Pit Well (Fish Well)	**4 ft**	**4 ft concrete Tiles**	**20 ft + 600 ft of 12 in leach line**	**Last 4 ft is 4 dia tile with 4 in opening**	**16 ft**	**2 ft Start of Irr. Season dry by July 1st**	**16 ft**	**4 ft steel lid**	**20 ft**

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Certificate Number or other identifying number: 80822

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NE NE**	**8200**	**16.7**
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**SE NE**	**8200**	**5.0**
						Total	**21.7**

Certificate Number or other identifying number: 80822

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

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*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 80822

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**12.3**
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**20**	**NW NW**	**5903**	**9.4**
						Total	**21.7**

Remarks: _____

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2nd of 3 Supplemental Water Rights for 5th of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **80823** _____

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**80823** Certificate Number	**G-7615** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Madison Ranches, Inc.**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **June 14, 1977**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **A Pit Well (Fish Well)**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 28737 Supplemental Certs. 80822, & Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **80823**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer** (i.e., **list only the portion of the water right you propose to transfer.**) Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Pit Well June 14, 1977	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**970 ft S & 1950 ft W from NE Corner Section 30**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Pit Well (Fish Well)	**4 ft**	**4 ft concrete Tiles**	**20 ft + 600 ft of 12 in leach line**	**Last 4 ft is 4 dia tile with 4 in opening**	**16 ft**	**2 ft Start of Irr. Season dry by July 1st**	**16 ft**	**4 ft steel lid**	**20 ft**

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Certificate Number or other identifying number: 80823

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well June 14, 1977	**3N**	**28E**	**WM**	**30**	**NE NE**	**8200**	**16.7**
Pit Well June 14, 1977	**3N**	**28E**	**WM**	**30**	**SE NE**	**8200**	**5.0**
						Total	**21.7**

Certificate Number or other identifying number: 80823

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

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*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 80823

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**12.3**
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**20**	**NW NW**	**5903**	**9.4**
						Total	**21.7**

Remarks: _____

_____

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3rd of 3 Supplemental Water Rights for 5th of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **Permit 51017**

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	Certificate Number	**51017** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Kent R. and Shannon K. Madison**
- County: **Umatilla & Morrow**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **April 2, 1990**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Columbia River**

  Tributary to: **Pacific Ocean**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 28737 Supplemental Cert. 80822, & 80823**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **Permit 51017**

The following information ***must be provided*** *only for those points of diversion or appropriation that* ***are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)*** *Attach additional pages as necessary.*

Government lot and donation land claim numbers must be included in the tables below ***only*** *if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**Columbia River April 2, 1990**	**4N**	**25E**	**WM**	**2**	**Lot 7 NE NW**		**150 ft S & 2990 ft W from NE Corner Section 2**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is* ***clearly labeled*** *and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is* ***not*** *available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
Wells in this listing must be ***clearly tied*** *to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: Permit 51017

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**30**	**NE NE**	**8200**	**16.7**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**30**	**SE NE**	**8200**	**5.0**
Columbia River April 2, 1990						**Total**	**21.7**

Certificate Number or other identifying number: Permit 51017

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using*

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the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: Permit 51017

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**12.3**
Columbia River	**3N**	**28E**	**WM**	**20**	**NW NW**	**5903**	**9.4**
						Total	**21.7**

Remarks: _____

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6th of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 32597

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**32597** Certificate Number	**26265** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	 Name of Decree	 Page Number
☐	Permit for which Proof has been Approved	 Permit Number	 Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	 Previous Transfer Number	 Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Gaylord M. Madison**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Irrigation**
- Priority Date(s): **July 13, 1959**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Unnamed Spring**

Tributary to: **Butter Creek**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Supplemental Certs. 80822, 80823,**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **32597**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Unnamed Spring July 13, 1959	**3N**	**28E**	**WM**	**30**	**SW NE**	**8200**	**1370 ft S & 1800 ft W from NE Corner Section 30**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: 32597

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Unnamed Spring July 13, 1959	**3N**	**28E**	**WM**	**30**	**SE NE**	**8200**	**0.4**

Certificate Number or other identifying number: 32597

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

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Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 32597

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Unnamed Spring	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.4**

Remarks: _____

_____

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1st of 2 Supplemental Water Rights for 6th of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **80822** _____

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**80822** Certificate Number	**G-7207** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Madison Ranches, Inc.**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **May 26, 1977**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **A Pit Well (Fish Well)**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 32597 Supplemental Certs. 80823,**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **80822**

The following information ***must be provided*** *only for those points of diversion or appropriation that* ***are involved in the transfer*** *(i.e.,* ***list only the portion of the water right you propose to transfer.)*** *Attach additional pages as necessary.*

Government lot and donation land claim numbers must be included in the tables below ***only*** *if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**970 ft S & 1950 ft W from NE Corner Section 30**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "****Yes****", for each authorized point of appropriation (well) involved, you must either:*

A. Supply a copy of the well log(s) for each point of appropriation that is ***clearly labeled*** *and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. If a well log is ***not*** *available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
Wells in this listing must be ***clearly tied*** *to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Pit Well (Fish Well)	**4 ft**	**4 ft concrete Tiles**	**20 ft + 600 ft of 12 in leach line**	**Last 4 ft is 4 dia tile with 4 in opening**	**16 ft**	**2 ft Start of Irr. Season dry by July 1st**	**16 ft**	**4 ft steel lid**	**20 ft**

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Certificate Number or other identifying number: 80822

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**SE NE**	**8200**	**0.4**

Certificate Number or other identifying number: 80822

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

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Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 80822

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.4**

Remarks: _____

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2nd of 2 Supplemental Water Rights for 6th of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **80823**

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**80823** Certificate Number	**G-7615** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	 Name of Decree	 Page Number
☐	Permit for which Proof has been Approved	 Permit Number	 Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	 Previous Transfer Number	 Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Madison Ranches, Inc.**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **June 14, 1977**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **A Pit Well (Fish Well)**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 32597 Supplemental Certs. 80822,**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **80823**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**970 ft S & 1950 ft W from NE Corner Section 30**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Pit Well (Fish Well)	**4 ft**	**4 ft concrete Tiles**	**20 ft + 600 ft of 12 in leach line**	**Last 4 ft is 4 dia tile with 4 in opening**	**16 ft**	**2 ft Start of Irr. Season dry by July 1st**	**16 ft**	**4 ft steel lid**	**20 ft**

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Certificate Number or other identifying number: 80823

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**SE NE**	**8200**	**0.4**

Certificate Number or other identifying number: 80823

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

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Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 80823

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.4**

Remarks: _____

_____

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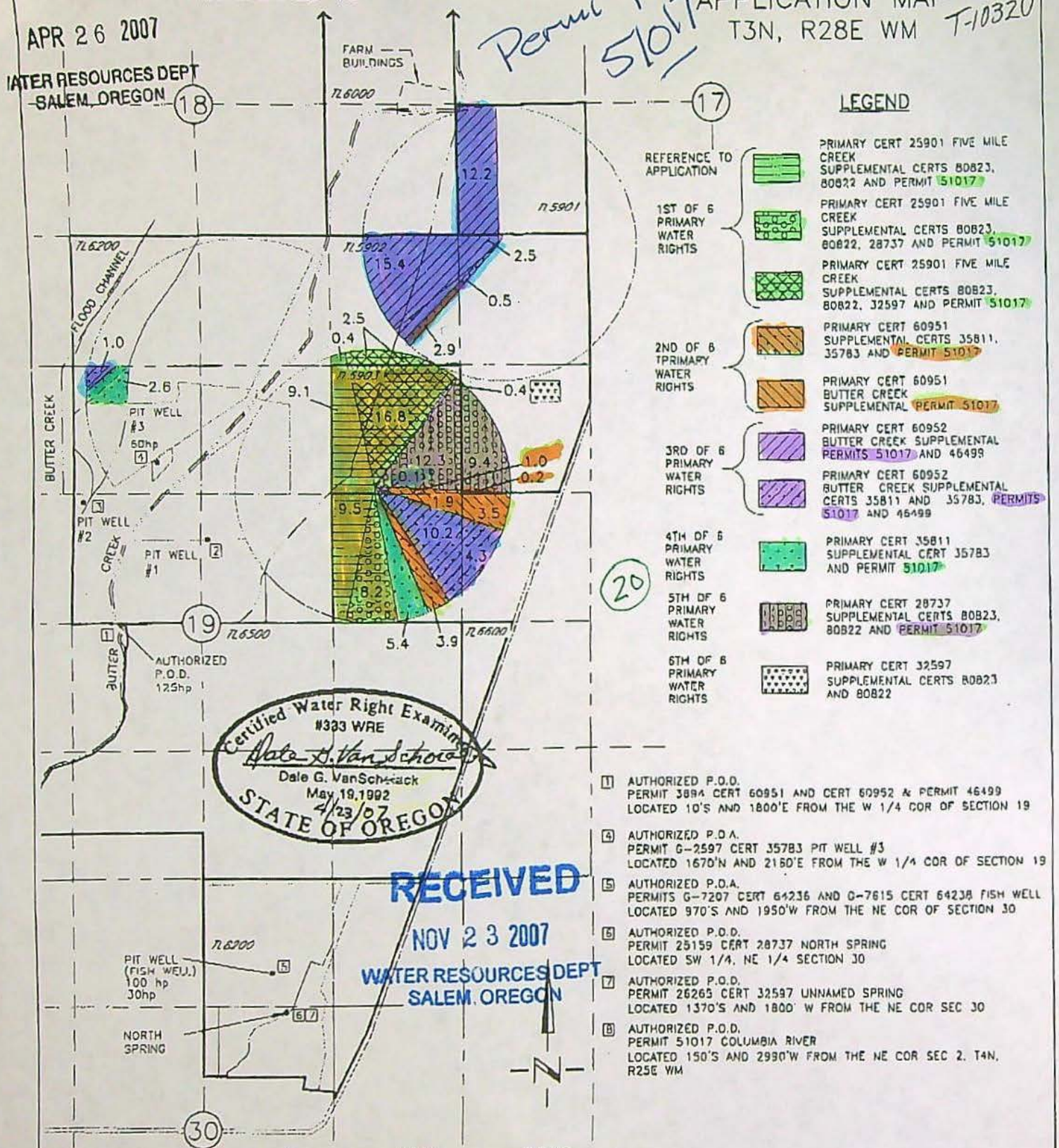
ACREAGE WATER IS BEING TRANSFERRED TO

SCOTT MADISON APPLICATION MAP

T3N, R28E WM

Permit 51017

T-10320



LEGEND

- REFERENCE TO APPLICATION — PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 80823, 80822 AND PERMIT 51017
- 1ST OF 6 PRIMARY WATER RIGHTS — PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 80823, 80822, 28737 AND PERMIT 51017
- PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 80823, 80822, 32597 AND PERMIT 51017
- 2ND OF 6 PRIMARY WATER RIGHTS — PRIMARY CERT 60951 SUPPLEMENTAL CERTS 35811, 35783 AND PERMIT 51017
- PRIMARY CERT 60951 BUTTER CREEK SUPPLEMENTAL PERMIT 51017
- 3RD OF 6 PRIMARY WATER RIGHTS — PRIMARY CERT 60952 BUTTER CREEK SUPPLEMENTAL PERMITS 51017 AND 46499
- PRIMARY CERT 60952 BUTTER CREEK SUPPLEMENTAL CERTS 35811 AND 35783, PERMITS 51017 AND 46499
- 4TH OF 6 PRIMARY WATER RIGHTS — PRIMARY CERT 35811 SUPPLEMENTAL CERT 35783 AND PERMIT 51017
- 5TH OF 6 PRIMARY WATER RIGHTS — PRIMARY CERT 28737 SUPPLEMENTAL CERTS 80823, 80822 AND PERMIT 51017
- 6TH OF 6 PRIMARY WATER RIGHTS — PRIMARY CERT 32597 SUPPLEMENTAL CERTS 80823 AND 80822

Certified Water Right Examiner
#333 WRE
Dale G. VanSchoack
May 19, 1992
4/23/07
STATE OF OREGON

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[1] AUTHORIZED P.O.D.
PERMIT 3894 CERT 60951 AND CERT 60952 & PERMIT 46499
LOCATED 10'S AND 1800'E FROM THE W 1/4 COR OF SECTION 19

[4] AUTHORIZED P.O.A.
PERMIT G-2597 CERT 35783 PIT WELL #3
LOCATED 1670'N AND 2150'E FROM THE W 1/4 COR OF SECTION 19

[5] AUTHORIZED P.O.A.
PERMITS G-7207 CERT 64236 AND G-7615 CERT 64238 FISH WELL
LOCATED 970'S AND 1950'W FROM THE NE COR OF SECTION 30

[6] AUTHORIZED P.O.D.
PERMIT 25159 CERT 28737 NORTH SPRING
LOCATED SW 1/4, NE 1/4 SECTION 30

[7] AUTHORIZED P.O.D.
PERMIT 26265 CERT 32597 UNNAMED SPRING
LOCATED 1370'S AND 1800' W FROM THE NE COR SEC 30

[8] AUTHORIZED P.O.D.
PERMIT 51017 COLUMBIA RIVER
LOCATED 150'S AND 2990'W FROM THE NE COR SEC 2, T4N, R25E 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.

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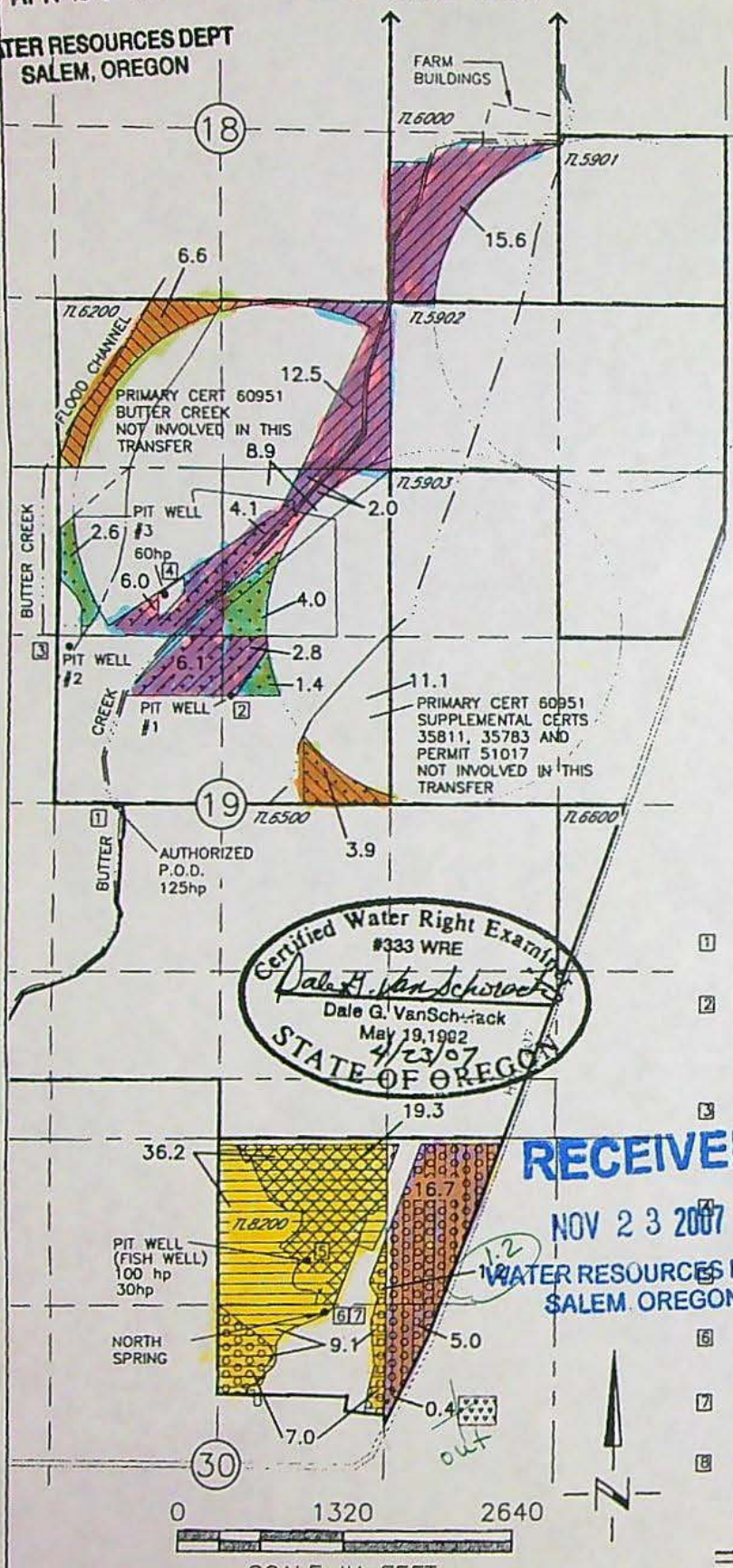
SCOTT MADISON APPLICATION MAP T-10320

T3N, R28E WM

Permit 51017

ACREAGE WATER IS BEING TRANSFERRED FROM



Certified Water Right Examiner
#333 WRE
Dale G. VanSchoack
May 19,1992
4/23/07
STATE OF OREGON

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LEGEND

REFERENCE TO APPLICATION	PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 80823, 80822 AND PERMIT 51017
1ST OF 6 PRIMARY WATER RIGHTS	PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 80823, 80822, 28737 AND PERMIT 51017
	PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 80823, 80822, 32597 AND PERMIT 51017
2ND OF 6 TPRIMARY WATER RIGHTS	PRIMARY CERT 60951 BUTTER CREEK SUPPLEMENTAL PERMIT 51017
	PRIMARY CERT 60951 SUPPLEMENTAL CERTS 35811, 35783 AND PERMIT 51017
3RD OF 6 PRIMARY WATER RIGHTS	PRIMARY CERT 60952 BUTTER CREEK SUPPLEMENTAL PERMITS 51017 AND 46499
	PRIMARY CERT 60952 BUTTER CREEK SUPPLEMENTAL CERTS 35811, 35783 AND PERMITS 51017, 46499
4TH OF 6 PRIMARY WATER RIGHTS	PRIMARY CERT 35811 SUPPLEMENTAL CERT 35783 AND PERMIT 51017
5TH OF 6 PRIMARY WATER RIGHTS	PRIMARY CERT 28737 SUPPLEMENTAL CERTS 80823, 80822 AND PERMIT 51017
6TH OF 6 PRIMARY WATER RIGHTS	PRIMARY CERT 32597 SUPPLEMENTAL CERTS 80823 AND 80822

[1] AUTHORIZED P.O.D.
PERMIT 3694 CERT 60951 AND CERT 60952 & PERMIT 46499
LOCATED 10'S AND 1800'E FROM THE W 1/4 COR OF SECTION 19

[2] AUTHORIZED P.O.A.
PERMIT G-438 CERT 35811 PIT WELL #1 (TO BE TRANSFERRED TO PIT WELL #3)
LOCATED 850'N AND 1370'E FROM THE SW COR, SE 1/4, NW 1/4 OF SECTION 19

[3] AUTHORIZED P.O.A.
PERMIT G-438 CERT 35811 PIT WELL #2 (NO LONGER EXISTS) (TO BE TRANSFERRED TO PIT WELL #3)
LOCATED 1240'N AND 100'E FROM THE SW COR, SE 1/4, NW 1/4 OF SECTION 19

[4] AUTHORIZED P.O.A.
PERMIT G-2597 CERT 35783 PIT WELL #3
LOCATED 1670'N AND 2160'E FROM THE W 1/4 COR OF SECTION 19

[5] AUTHORIZED P.O.A.
PERMITS G-7207 CERT 64236 AND G-7615 CERT 64238 FISH WELL
LOCATED 970'S AND 1950'W FROM THE NE COR OF SECTION 30

[6] AUTHORIZED P.O.D.
PERMIT 25159 CERT 28737 NORTH SPRING
LOCATED SW 1/4, NE 1/4 SECTION 30

[7] AUTHORIZED P.O.D.
PERMIT 26265 CERT 32597 UNNAMED SPRING
LOCATED 1370'S AND 1800' W FROM THE NE COR SEC 30

[8] AUTHORIZED P.O.D.
PERMIT 51017 COLUMBIA RIVER
LOCATED 150'S AND 2990'W FROM THE NE COR SEC 2, T4N, R25E 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.

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STATE OF OREGON

COUNTY OF MORROW

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

KENT R. AND SHANNON K. MADISON
HCR 70, BOX 301 503-376-8347
ECHO, OREGON 97826

to use the waters of COLUMBIA RIVER, a tributary of PACIFIC OCEAN, for IRRIGATION OF 7597.9 ACRES AND SUPPLEMENTAL IRRIGATION OF 2047.3 ACRES.

This Permit is issued approving Application 70272. The date of priority is APRIL 2, 1990. The use is limited to not more than 33.42 CUBIC FEET PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

LOT 7 (NE 1/4 NW 1/4), SECTION 2, T 4 N, R 25 E, W.M.; 150 FEET SOUTH AND 2990 FEET WEST FROM NE CORNER, SECTION 2.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-FORTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 4.5 acre-feet per acre for each acre irrigated during the period from March 1 to November 1 each year. It is further limited to a diversion of not to exceed 1.5 acre-feet per acre irrigated during the period from November 2 to the end of February, provided the use of water shall not exceed 4.5 acre-feet for each acre irrigated in any one year. The quantity of water allowed herein, together with any other existing right from this point of diversion shall not exceed the current capacity of the diversion system.

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The use allowed herein may be made any time when water can be put to beneficial use by irrigation, either for immediate crop growth or for forecast requirements to raise the soil moisture to field capacity in the soil profile to be utilized by plant growth in the subsequent growing season.

In the interest of conserving limited ground water and Butter Creek water supplies, the use of waters described as supplemental irrigation may be exercised at times when water is available at the primary source, provided the total quantity diverted from all sources of supply does not exceed the limitation allowed herein. Lands listed as being supplemental irrigation may be considered as primary irrigation if at time of final proof it is determined no primary right exists for these lands.

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

A description of the proposed place of use under this Permit is as follows:

T-9672 ΔPOU (Temp.) V.60 p.509 T-9650 ΔPOU (Temp.) V. 62 p.85

T-8857A POU/APOD

	PRIMARY	SUPPLEMENTAL
NE 1/4 NW 1/4		40.0 ACRES
NW 1/4 NW 1/4	6.0 ACRES	34.0 ACRES

SECTION 1
TOWNSHIP 2 NORTH, RANGE 27 EAST, W.M.

~~SIGNED. Sec Misc. Rec. Vol. 5 Page 224~~ AMENDED by special order
V. 54 pg. 49 change (POU)

Permit modified (Change to P.O.U.) V 49 P 481

T-10320

Application 70272 Water Resources Department PERMIT 51017

T 9540 AMENDED V 59 p 20 T-7242 T 8068

T 10320

NE 1/4	NE 1/4	8.0 ACRES
SW 1/4	NE 1/4	22.0 ACRES
SE 1/4	NE 1/4	38.0 ACRES
SE 1/4	NW 1/4	3.0 ACRES
NE 1/4	SW 1/4	38.0 ACRES
NW 1/4	SW 1/4	30.0 ACRES
SW 1/4	SW 1/4	40.0 ACRES
SE 1/4	SW 1/4	40.0 ACRES
NE 1/4	SE 1/4	40.0 ACRES
NW 1/4	SE 1/4	40.0 ACRES
SW 1/4	SE 1/4	40.0 ACRES
SE 1/4	SE 1/4	40.0 ACRES

SECTION 1

SE 1/4	SW 1/4	30.0 ACRES
SW 1/4	SE 1/4	40.0 ACRES

SECTION 2

NE 1/4	NE 1/4	40.0 ACRES
NW 1/4	NE 1/4	40.0 ACRES
SW 1/4	NE 1/4	40.0 ACRES
SE 1/4	NE 1/4	40.0 ACRES
NE 1/4	NW 1/4	40.0 ACRES
NW 1/4	NW 1/4	40.0 ACRES
SW 1/4	NW 1/4	40.0 ACRES
SE 1/4	NW 1/4	40.0 ACRES
NE 1/4	SW 1/4	40.0 ACRES
NW 1/4	SW 1/4	40.0 ACRES
SW 1/4	SW 1/4	40.0 ACRES
SE 1/4	SW 1/4	40.0 ACRES
NE 1/4	SE 1/4	40.0 ACRES
NW 1/4	SE 1/4	40.0 ACRES
SW 1/4	SE 1/4	40.0 ACRES
SE 1/4	SE 1/4	40.0 ACRES

SECTION 11

NE 1/4	NE 1/4	40.0 ACRES
NW 1/4	NE 1/4	40.0 ACRES
SW 1/4	NE 1/4	40.0 ACRES
SE 1/4	NE 1/4	40.0 ACRES
NE 1/4	NW 1/4	40.0 ACRES
NW 1/4	NW 1/4	40.0 ACRES
SW 1/4	NW 1/4	40.0 ACRES
SE 1/4	NW 1/4	40.0 ACRES
NE 1/4	SW 1/4	40.0 ACRES
NW 1/4	SW 1/4	40.0 ACRES
SW 1/4	SW 1/4	40.0 ACRES
SE 1/4	SW 1/4	40.0 ACRES
NE 1/4	SE 1/4	40.0 ACRES
NW 1/4	SE 1/4	40.0 ACRES

SECTION 12

NE 1/4	NE 1/4	40.0 ACRES
NW 1/4	NE 1/4	40.0 ACRES
SW 1/4	NE 1/4	40.0 ACRES
SE 1/4	NE 1/4	40.0 ACRES
NE 1/4	NW 1/4	40.0 ACRES
NW 1/4	NW 1/4	40.0 ACRES
SW 1/4	NW 1/4	40.0 ACRES
SE 1/4	NW 1/4	40.0 ACRES
NE 1/4	SW 1/4	30.0 ACRES
NW 1/4	SW 1/4	40.0 ACRES
SW 1/4	SW 1/4	40.0 ACRES
NE 1/4	SE 1/4	40.0 ACRES
NW 1/4	SE 1/4	40.0 ACRES
SW 1/4	SE 1/4	40.0 ACRES
SE 1/4	SE 1/4	40.0 ACRES

SECTION 13

NE 1/4	NE 1/4	40.0	ACRES
NW 1/4	NE 1/4	40.0	ACRES
SW 1/4	NE 1/4	40.0	ACRES
SE 1/4	NE 1/4	40.0	ACRES
NE 1/4	NW 1/4	40.0	ACRES
NW 1/4	NW 1/4	40.0	ACRES
SW 1/4	NW 1/4	40.0	ACRES
SE 1/4	NW 1/4	40.0	ACRES
NE 1/4	SW 1/4	40.0	ACRES
NW 1/4	SW 1/4	40.0	ACRES
SE 1/4	SW 1/4	40.0	ACRES
NE 1/4	SE 1/4	40.0	ACRES
NW 1/4	SE 1/4	40.0	ACRES
SE 1/4	SE 1/4	40.0	ACRES
		SECTION 14	

NE 1/4	NW 1/4	40.0	ACRES
NW 1/4	NW 1/4	40.0	ACRES
SW 1/4	NW 1/4	40.0	ACRES
SE 1/4	NW 1/4	40.0	ACRES
		SECTION 15	

NE 1/4	NE 1/4	40.0	ACRES
NW 1/4	NE 1/4	40.0	ACRES
SW 1/4	NE 1/4	40.0	ACRES
SE 1/4	NE 1/4	40.0	ACRES
NE 1/4	NW 1/4	40.0	ACRES
NW 1/4	NW 1/4	40.0	ACRES
SW 1/4	NW 1/4	40.0	ACRES
SE 1/4	NW 1/4	40.0	ACRES
NE 1/4	SW 1/4	40.0	ACRES
NW 1/4	SW 1/4	40.0	ACRES
SW 1/4	SW 1/4	40.0	ACRES
SE 1/4	SW 1/4	40.0	ACRES
NE 1/4	SE 1/4	40.0	ACRES
NW 1/4	SE 1/4	40.0	ACRES
SW 1/4	SE 1/4	40.0	ACRES
SE 1/4	SE 1/4	40.0	ACRES
		SECTION 16	

NE 1/4	NE 1/4	40.0	ACRES
NW 1/4	NE 1/4	40.0	ACRES
SW 1/4	NE 1/4	40.0	ACRES
SE 1/4	NE 1/4	40.0	ACRES
NE 1/4	NW 1/4	40.0	ACRES
SE 1/4	NW 1/4	40.0	ACRES
NE 1/4	SW 1/4	40.0	ACRES
SW 1/4	SW 1/4	40.0	ACRES
SE 1/4	SW 1/4	40.0	ACRES
NE 1/4	SE 1/4	40.0	ACRES
NW 1/4	SE 1/4	40.0	ACRES
SW 1/4	SE 1/4	40.0	ACRES
SE 1/4	SE 1/4	40.0	ACRES
		SECTION 23	

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NE 1/4 NE 1/4	40.0 ACRES	
NW 1/4 NE 1/4	40.0 ACRES	
SW 1/4 NE 1/4	37.0 ACRES	3.0 ACRES
SE 1/4 NE 1/4	32.9 ACRES	7.1 ACRES
NE 1/4 SE 1/4		40.0 ACRES
NW 1/4 SE 1/4		40.0 ACRES
SW 1/4 SE 1/4		40.0 ACRES
SE 1/4 SE 1/4		40.0 ACRES

SECTION 24

NE 1/4 NE 1/4		40.0 ACRES
NW 1/4 NE 1/4		40.0 ACRES
SW 1/4 NE 1/4	18.4 ACRES	21.6 ACRES
SE 1/4 NE 1/4	19.6 ACRES	20.4 ACRES
NE 1/4 NW 1/4	3.8 ACRES	36.2 ACRES
NW 1/4 NW 1/4	37.3 ACRES	2.7 ACRES
SW 1/4 NW 1/4	37.6 ACRES	2.4 ACRES
SE 1/4 NW 1/4	5.4 ACRES	34.6 ACRES
NE 1/4 SW 1/4	40.0 ACRES	
NW 1/4 SW 1/4	40.0 ACRES	
SW 1/4 SW 1/4	40.0 ACRES	
SE 1/4 SW 1/4	40.0 ACRES	
NE 1/4 SE 1/4	2.0 ACRES	38.0 ACRES
NW 1/4 SE 1/4	34.0 ACRES	6.0 ACRES
SW 1/4 SE 1/4	14.0 ACRES	26.0 ACRES
SE 1/4 SE 1/4		40.0 ACRES

SECTION 25

NE 1/4 NE 1/4	40.0 ACRES
NW 1/4 NE 1/4	40.0 ACRES
SW 1/4 NE 1/4	40.0 ACRES
SE 1/4 NE 1/4	40.0 ACRES
NE 1/4 NW 1/4	40.0 ACRES
NW 1/4 NW 1/4	40.0 ACRES
SW 1/4 NW 1/4	40.0 ACRES
SE 1/4 NW 1/4	40.0 ACRES
NE 1/4 SW 1/4	40.0 ACRES
NW 1/4 SW 1/4	40.0 ACRES
SW 1/4 SW 1/4	40.0 ACRES
SE 1/4 SW 1/4	40.0 ACRES
NE 1/4 SE 1/4	40.0 ACRES
NW 1/4 SE 1/4	40.0 ACRES
SW 1/4 SE 1/4	40.0 ACRES
SE 1/4 SE 1/4	40.0 ACRES

SECTION 26

NE 1/4 NE 1/4	40.0 ACRES
NW 1/4 NE 1/4	40.0 ACRES
SW 1/4 NE 1/4	40.0 ACRES
SE 1/4 NE 1/4	40.0 ACRES
NE 1/4 NW 1/4	40.0 ACRES
NW 1/4 NW 1/4	40.0 ACRES
SW 1/4 NW 1/4	40.0 ACRES
SE 1/4 NW 1/4	40.0 ACRES
NE 1/4 SW 1/4	40.0 ACRES
NW 1/4 SW 1/4	40.0 ACRES
NE 1/4 SE 1/4	40.0 ACRES
NW 1/4 SE 1/4	40.0 ACRES
SW 1/4 SE 1/4	40.0 ACRES
SE 1/4 SE 1/4	40.0 ACRES

SECTION 34

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NE 1/4 NW 1/4	40.0 ACRES	
NW 1/4 NW 1/4	40.0 ACRES	
SW 1/4 NW 1/4	40.0 ACRES	
SE 1/4 NW 1/4	40.0 ACRES	
	SECTION 35	
NE 1/4 NE 1/4		40.0 ACRES
NW 1/4 NE 1/4		40.0 ACRES
SW 1/4 NE 1/4		40.0 ACRES
SE 1/4 NE 1/4		40.0 ACRES
NE 1/4 NW 1/4	30.0 ACRES	10.0 ACRES
NW 1/4 NW 1/4	40.0 ACRES	
SW 1/4 NW 1/4	36.0 ACRES	4.0 ACRES
SE 1/4 NW 1/4		40.0 ACRES
NE 1/4 SW 1/4		40.0 ACRES
NW 1/4 SW 1/4	26.0 ACRES	14.0 ACRES
SW 1/4 SW 1/4	19.0 ACRES	21.0 ACRES
SE 1/4 SW 1/4		40.0 ACRES
NE 1/4 SE 1/4		40.0 ACRES
NW 1/4 SE 1/4		40.0 ACRES
SW 1/4 SE 1/4		40.0 ACRES
SE 1/4 SE 1/4	4.0 ACRES	36.0 ACRES
	SECTION 36	

TOWNSHIP 3 NORTH, RANGE 27 EAST, W.M.

NE 1/4 NW 1/4	40.4 ACRES	
NW 1/4 NW 1/4	32.0 ACRES	
SW 1/4 NW 1/4	32.3 ACRES	
SE 1/4 NW 1/4	40.0 ACRES	
NE 1/4 SW 1/4	40.0 ACRES	
NW 1/4 SW 1/4	32.5 ACRES	
SW 1/4 SW 1/4	32.7 ACRES	
SE 1/4 SW 1/4	40.0 ACRES	
	SECTION 6	
NE 1/4 NW 1/4	40.0 ACRES	
NW 1/4 NW 1/4	33.0 ACRES	
SW 1/4 NW 1/4	33.3 ACRES	
SE 1/4 NW 1/4	40.0 ACRES	
NE 1/4 SW 1/4	40.0 ACRES	
NW 1/4 SW 1/4	33.8 ACRES	
SW 1/4 SW 1/4	34.3 ACRES	
SE 1/4 SW 1/4	40.0 ACRES	
	SECTION 7	
SW 1/4 NE 1/4	3.0 ACRES	
SE 1/4 NW 1/4	37.0 ACRES	
NE 1/4 SW 1/4	25.0 ACRES	
NW 1/4 SW 1/4	40.0 ACRES	
SW 1/4 SW 1/4	40.0 ACRES	
SE 1/4 SW 1/4	12.0 ACRES	
	SECTION 17	
SE 1/4 NE 1/4		40.0 ACRES
NE 1/4 NW 1/4	40.0 ACRES	
NW 1/4 NW 1/4	35.3 ACRES	
SW 1/4 NW 1/4	34.8 ACRES	
SE 1/4 NW 1/4	38.0 ACRES	
NE 1/4 SW 1/4	20.0 ACRES	
NW 1/4 SW 1/4	40.0 ACRES	
SW 1/4 SW 1/4	35.2 ACRES	
SE 1/4 SW 1/4	28.5 ACRES	11.5 ACRES
NE 1/4 SE 1/4	4.0 ACRES	36.0 ACRES -15.6
SW 1/4 SE 1/4		40.0 ACRES -12.5
SE 1/4 SE 1/4	40.0 ACRES	
	SECTION 18	

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NE 1/4 NE 1/4	40.0 ACRES	
NW 1/4 NE 1/4	1.9 ACRES	38.1 ACRES
SW 1/4 NE 1/4		40.0 ACRES
SE 1/4 NE 1/4	40.0 ACRES	
NE 1/4 NW 1/4	3.8 ACRES	36.2 ACRES
NW 1/4 NW 1/4	34.7 ACRES	0.7 ACRE
SW 1/4 NW 1/4	35.7 ACRES	
SE 1/4 NW 1/4	0.6 ACRE	39.4 ACRES
NE 1/4 SW 1/4		40.0 ACRES
NW 1/4 SW 1/4		36.0 ACRES
SW 1/4 SW 1/4		33.0 ACRES
SE 1/4 SW 1/4		22.0 ACRES
NE 1/4 SE 1/4	8.0 ACRES	31.0 ACRES
NW 1/4 SE 1/4	40.0 ACRES	
SW 1/4 SE 1/4	0.6 ACRE	39.4 ACRES
SE 1/4 SE 1/4	4.2 ACRES	28.8 ACRES
	SECTION 19	
NE 1/4 NW 1/4	2.0 ACRES	
NW 1/4 NW 1/4	36.0 ACRES	
SW 1/4 NW 1/4	15.0 ACRES	
NW 1/4 SW 1/4		7.0 ACRES
	SECTION 20	
NE 1/4 NE 1/4		18.9 ACRES
NW 1/4 NE 1/4		40.0 ACRES
SW 1/4 NE 1/4		39.0 ACRES
SE 1/4 NE 1/4		5.0 ACRES
NW 1/4 NW 1/4		16.0 ACRES
SW 1/4 NW 1/4		38.0 ACRES
SE 1/4 NW 1/4		40.0 ACRES
NE 1/4 SW 1/4		40.0 ACRES
NW 1/4 SW 1/4	1.1 ACRES	36.0 ACRES
SW 1/4 SW 1/4	0.9 ACRE	36.4 ACRES
SE 1/4 SW 1/4		40.0 ACRES
NE 1/4 SE 1/4	40.0 ACRES	
NW 1/4 SE 1/4	26.2 ACRES	13.8 ACRES
SW 1/4 SE 1/4	40.0 ACRES	
SE 1/4 SE 1/4	40.0 ACRES	
	SECTION 30	
NE 1/4 NW 1/4		22.0 ACRES
NW 1/4 NW 1/4		38.0 ACRES
SW 1/4 NW 1/4		39.0 ACRES
SE 1/4 NW 1/4		3.0 ACRES
NW 1/4 SW 1/4	8.1 ACRES	18.6 ACRES
SW 1/4 SW 1/4		7.5 ACRES
	SECTION 31	

TOWNSHIP 3 NORTH, RANGE 28 EAST, W.M.

Diversion screening facilities shall be designed, installed, and operated to Oregon Department of Fish and Wildlife specifications.

Actual construction work shall begin on or before July 5, 1991, and shall be completed on or before October 1, 1992. Complete application of the water to the use shall be made on or before October 1, 1993.

B ext. 10-1-93
B+C to 10-1-95, 10-1-96

During the development phase of this project, the permit holder shall provide a report to the Department on or about January 30 each year, including an analysis of project efficiencies, water use and crop yields.

Failure to comply with any of the provisions of this permit may result in action including, but not limited to restrictions on the use, civil penalties, or cancellation of the permit.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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

Issued this date, July 3, 1990.

BC 5

/s/ WILLIAM H. YOUNG
Water Resources Department
William H. Young
Director

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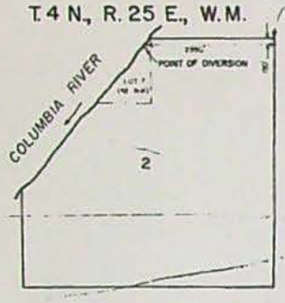
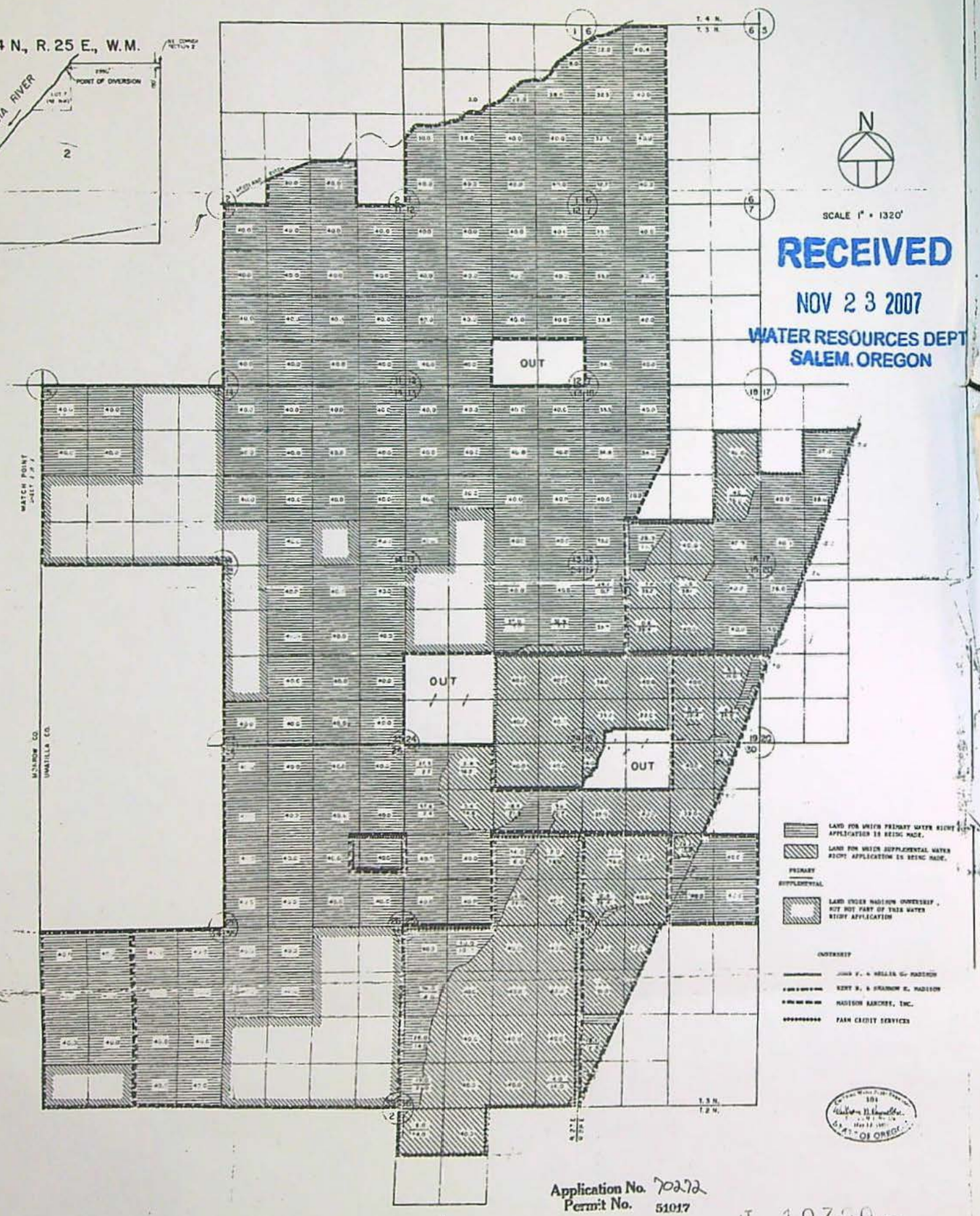
T. 2 N. & T. 3 N., R. 27 E., W.M.

T. 3 N., R. 28 E., W.M.

T. 4 N., R. 25 E., W.M.





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Application No. 70272
Permit No. 51017

T 10320

SHEET 1 OF 2

Barry Norris

From: Igloria, Ronan V. [Ronan.Igloria@hdrinc.com]
Sent: Tuesday, December 04, 2007 7:07 AM
To: Barry Norris
Subject: Stakeholder formation

Hi Barry - I've been talking more with our outreach leads and they have some ideas on the stakeholder formation that I think would be good for us to talk about before you "finalize" anything with the group. I'll be talking with my team further on Wednesday afternoon about this, but some of the questions they are thinking about are:

1. Getting a manageable size that is representative of the wide constituency interested in this project and is most able to meet the purpose of OWRD.
2. Making the role/responsibilities clear for the group; establishing a clear process for how to become a member of the stakeholder committee (e.g. have an application process and have the OWRD Director formally "approve" the participants).
3. Thinking through how information is disseminated.

Can we check in again late Wednesday or Thursday this week about this, and perhaps include our outreach experts in the discussion?

Thanks.
Ronan

Ronan Igloria, P.E., CWRE
HDR ONE COMPANY | *Many Solutions*
1001 SW 5th Ave. Suite 1800 | Portland, OR | 97204-1134
Phone: 503-423-3770 | Fax: 503-423-3737
Email: Ronan.Igloria@hdrinc.com

Barry Norris

From: Brenda Bateman
Sent: Monday, December 03, 2007 1:00 PM
To: Barry Norris; Brandi Elmer
Subject: FW: Oregon Water Supply & Conservation Initiative

Barry-
I just remembered I had responded to inquiries from the League of Women Voters about the OWSCI in November (see below). Should we invite them to the Dec. 20 meeting as well?
-Brenda B.

-----Original Message-----
From: Brenda Bateman
Sent: Sunday, November 11, 2007 4:17 PM
To: 'ZULUDAR@aol.com'
Subject: Re: Oregon Water Supply & Conservation Initiative

Hi Peggy-

You're right. The document on the website will need to be updated, although it's the only one we have right now!. As I understand it, all of the numbers will hinge on which RFPs are ultimately accepted. The RFPs came in with different dollar figures, so we'll know how much funding is available for the other programs once the proposals are selected and awarded around the first of December. I'll hoping that will kick off a process that allows us to update our info and move the rest of the programs forward.

If you want to check back in early December, I may have some better numbers for you.

~Brenda Bateman
Sent from my BlackBerry...

----- Original Message -----
From: ZULUDAR@aol.com <ZULUDAR@aol.com>
To: Brenda Bateman
Sent: Mon Nov 05 16:59:52 2007
Subject: Re: Oregon Water Supply & Conservation Initiative

Thanks, Brenda. I had already checked the website. The doc you suggested I review doesn't reflect the final funding allocations. Is it possible to learn exactly where the $750,000 is going? I got the $100,000 for conservation & believe you have an RFP w/results due July 2008. But how much was for matching funding, for instance? I don't think the doc on the web is current. Thanks. P

Hi Peggy-

Thanks very much for your note. Debbie asked me to get you some updates about the Oregon Water Supply and Conservation Initiative. The Governor had recommended a total budget of $900K for the entire initiative; the Legislature approved $750K total. The Department is still going to try to implement the entire recommended program and plans to dedicate approximately $100,000 to a statewide analysis of conservation opportunities. In addition, there are four other components, including an assessment of water needs, an inventory of potential storage sites, an estimate of basin yields, and matching funding for community-based and regional water supply planning.

You can find more complete descriptions of each of these components on our website: http://www.wrd.state.or.us/OWRD/LAW/owsci.shtml.

Please do not hesitate to contact me if you have additional questions.
Best Regards,
Brenda Bateman

Brenda Ortigoza Bateman, Ph.D.
Senior Policy Coordinator
Oregon Water Resources Dept.
725 Summer St., NE Suite A
Salem, OR 97301-1271
Tel: 503-986-0879
E-mail: Brenda.O.Bateman@wrd.state.or.us

From: ZULUDAR@aol.com [mailto:ZULUDAR@aol.com]
Sent: Monday, November 05, 2007 12:00 PM
To: Debbie Colbert
Subject: Water Supply & Conservation Initiative

Debbie: Could you send me the information of the final funding breakdown for this initiative? The League is especially interested in what's happening on the Conservation side. Thanks. P

Peggy Lynch, League of Women Voters
Natural Resources Coordinator
PMB 291
946 NW Circle Blvd.
Corvallis, OR 97330-1410
phone: 541-745-1025
call first fax: 541-745-1025
ZULUDAR@aol.com

STATE OF OREGON

COUNTY OF MORROW

ORDER APPROVING A CHANGE IN PLACE OF USE FOR A PERMIT

Pursuant to ORS 537.211, after notice was given and no objections were filed, and finding that no injury to existing water rights would result, this order approves, as conditioned or limited herein, PERMIT AMENDMENT NOTICE T-7442 submitted by

KENT AND SHANNON MADISON
HC 70 BOX 301
ECHO, OREGON 97826.

The water use permit to be modified is Permit 51017 with a date of priority of APRIL 2, 1990. The permit allows the use of the COLUMBIA RIVER, a tributary of the PACIFIC OCEAN, for IRRIGATION 2047.3 ACRES. The amount of water to which this permit is entitled is limited to an amount actually beneficially used and shall not exceed 33.42 cubic foot per second, if available at the authorized point of diversion: LOT 7 (NE¼ NW¼), SECTION 2, T 4 N, R 25 E, WM; 150 FEET SOUTH AND 2990 FEET WEST FROM THE NE CORNER, SECTION 2, or its equivalent in case of rotation, measured at the point of diversion from the source.

The amount of water used for irrigation, together with the amount secured under an other right existing for the same lands, is limited to ONE-FORTIETH of one cubic foot per second per acre or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 4½ acre-feet for each acre irrigated during the during the period from March 1 to November 1 each year. It further limited to a diversion of not to exceed 1½ acre-foot per acre irrigated during the period from November 2, to the end of February, provided the use of water shall not exceed 4½ acre-feet for each acre irrigated in any one year. The quantity of water allowed herein, together with any other existing right from this point of diversion shall not exceed the current capacity of the diversion system.

The use allowed herein may be made any time when water can be put to beneficial irrigation, either for immediate crop growth or for forecast requirements to raise the soil moisture to field capacity in the soil profile to be utilized by plant growth in the subsequent growing season.

In the interest of conserving limited ground water and Butter Creek water supplies, the use of waters described as supplemental irrigation may be exercised at times when water is available at the primary source, provided the total quantity diverted from all sources of supply does not exceed the limitation allowed herein. Lands listed as being supplemental may be considered as primary irrigation if at time of final proof it is determined no primary right exists for these lands.

The use shall conform to any reasonable rotation system ordered by the proper state officer.

The authorized place of use is located as follows:

	PRIMARY	SUPPLEMENTAL
NE¼ NW¼		40.0 ACRES
NW¼ NW¼	6.0 ACRES	34.0 ACRES

SECTION 1
TOWNSHIP 2 NORTH, RANGE 27 EAST, W.M.

NE¼ NE¼	8.0 ACRES
SW¼ NE¼	22.0 ACRES
SE¼ NE¼	38.0 ACRES
SE¼ NW¼	3.0 ACRES
NE¼ SW¼	38.0 ACRES
NW¼ SW¼	30.0 ACRES
SW¼ SW¼	40.0 ACRES
SE¼ SW¼	40.0 ACRES
NE¼ SE¼	40.0 ACRES
NW¼ SE¼	40.0 ACRES
SW¼ SE¼	40.0 ACRES
SE¼ SE¼	40.0 ACRES

SECTION 1

SE¼ SW¼	30.0 ACRES
SW¼ SE¼	40.0 ACRES

SECTION 2

NE¼ NE¼	40.0 ACRES
NW¼ NE¼	40.0 ACRES
SW¼ NE¼	40.0 ACRES
SE¼ NE¼	40.0 ACRES
NE¼ NW¼	40.0 ACRES
NW¼ NW¼	40.0 ACRES
SW¼ NW¼	40.0 ACRES
SE¼ NW¼	40.0 ACRES
NE¼ SW¼	40.0 ACRES
NW¼ SW¼	40.0 ACRES
SW¼ SW¼	40.0 ACRES
SE¼ SW¼	40.0 ACRES
NE¼ SE¼	40.0 ACRES
NW¼ SE¼	40.0 ACRES
SW¼ SE¼	40.0 ACRES
SE¼ SE¼	40.0 ACRES

SECTION 11

	PRIMARY	SUPPLEMENTAL
NE¼ NE¼	40.0 ACRES	
NW¼ NE¼	40.0 ACRES	
SW¼ NE¼	40.0 ACRES	
SE¼ NE¼	40.0 ACRES	
NE¼ NW¼	40.0 ACRES	
NW¼ NW¼	40.0 ACRES	
SW¼ NW¼	40.0 ACRES	
SE¼ NW¼	40.0 ACRES	
NE¼ SW¼	40.0 ACRES	
NW¼ SW¼	40.0 ACRES	
SW¼ SW¼	40.0 ACRES	
SE¼ SW¼	40.0 ACRES	
NE¼ SE¼	40.0 ACRES	
NW¼ SE¼	40.0 ACRES	
	SECTION 12	
NE¼ NE¼	40.0 ACRES	
NW¼ NE¼	40.0 ACRES	
SW¼ NE¼	40.0 ACRES	
SE¼ NE¼	40.0 ACRES	
NE¼ NW¼	40.0 ACRES	
NW¼ NW¼	40.0 ACRES	
SW¼ NW¼	40.0 ACRES	
SE¼ NW¼	40.0 ACRES	
NE¼ SW¼	30.0 ACRES	
NW¼ SW¼	40.0 ACRES	
SW¼ SW¼	40.0 ACRES	
NE¼ SE¼	40.0 ACRES	
NW¼ SE¼	40.0 ACRES	
SW¼ SE¼	40.0 ACRES	
SE¼ SE¼	40.0 ACRES	
	SECTION 13	
NE¼ NE¼	40.0 ACRES	
NW¼ NE¼	40.0 ACRES	
SW¼ NE¼	40.0 ACRES	
SE¼ NE¼	40.0 ACRES	
NE¼ NW¼	40.0 ACRES	
NW¼ NW¼	40.0 ACRES	
SW¼ NW¼	40.0 ACRES	
SE¼ NW¼	40.0 ACRES	
NE¼ SW¼	40.0 ACRES	
NW¼ SW¼	40.0 ACRES	
SE¼ SW¼	40.0 ACRES	
NE¼ SE¼	40.0 ACRES	
NW¼ SE¼	40.0 ACRES	
SE¼ SE¼	40.0 ACRES	
	SECTION 14	
NE¼ NW¼	40.0 ACRES	
NW¼ NW¼	40.0 ACRES	
SW¼ NW¼	40.0 ACRES	
SE¼ NW¼	40.0 ACRES	
	SECTION 15	

	PRIMARY	SUPPLEMENTAL
NE¼ NE¼	40.0 ACRES	
NW¼ NE¼	40.0 ACRES	
SW¼ NE¼	40.0 ACRES	
SE¼ NE¼	40.0 ACRES	
NE¼ NW¼	40.0 ACRES	
NW¼ NW¼	40.0 ACRES	
SW¼ NW¼	40.0 ACRES	
SE¼ NW¼	40.0 ACRES	
NE¼ SW¼	40.0 ACRES	
NW¼ SW¼	40.0 ACRES	
SW¼ SW¼	40.0 ACRES	
SE¼ SW¼	40.0 ACRES	
NE¼ SE¼	40.0 ACRES	
NW¼ SE¼	40.0 ACRES	
SW¼ SE¼	40.0 ACRES	
SE¼ SE¼	40.0 ACRES	
	SECTION 16	
NE¼ NE¼	40.0 ACRES	
NW¼ NE¼	40.0 ACRES	
SW¼ NE¼	40.0 ACRES	
SE¼ NE¼	40.0 ACRES	
NE¼ NW¼	40.0 ACRES	
SE¼ NW¼	40.0 ACRES	
NE¼ SW¼	40.0 ACRES	
SW¼ SW¼	40.0 ACRES	
SE¼ SW¼	40.0 ACRES	
NE¼ SE¼	40.0 ACRES	
NW¼ SE¼	40.0 ACRES	
SW¼ SE¼	40.0 ACRES	
SE¼ SE¼	40.0 ACRES	
	SECTION 23	
NE¼ NE¼	40.0 ACRES	
NW¼ NE¼	40.0 ACRES	
SW¼ NE¼	37.0 ACRES	3.0 ACRES
SE¼ NE¼	32.9 ACRES	7.1 ACRES
NE¼ SE¼		40.0 ACRES
NW¼ SE¼		40.0 ACRES
SW¼ SE¼		40.0 ACRES
SE¼ SE¼		40.0 ACRES
	SECTION 24	

	PRIMARY	SUPPLEMENTAL
NE¼ NE¼		40.0 ACRES
NW¼ NE¼		40.0 ACRES
SW¼ NE¼	18.4 ACRES	21.6 ACRES
SE¼ NE¼	19.6 ACRES	20.4 ACRES
NE¼ NW¼	3.8 ACRES	36.2 ACRES
NW¼ NW¼	37.3 ACRES	2.7 ACRES
SW¼ NW¼	37.6 ACRES	2.4 ACRES
SE¼ NW¼	5.4 ACRES	34.6 ACRES
NE¼ SW¼	40.0 ACRES	
NW¼ SW¼	40.0 ACRES	
SW¼ SW¼	40.0 ACRES	
SE¼ SW¼	40.0 ACRES	
NE¼ SE¼	2.0 ACRES	38.0 ACRES
NW¼ SE¼	34.0 ACRES	6.0 ACRES
SW¼ SE¼	14.0 ACRES	26.0 ACRES
SE¼ SE¼		40.0 ACRES

SECTION 25

NE¼ NE¼	40.0 ACRES
NW¼ NE¼	40.0 ACRES
SW¼ NE¼	40.0 ACRES
SE¼ NE¼	40.0 ACRES
NE¼ NW¼	40.0 ACRES
NW¼ NW¼	40.0 ACRES
SW¼ NW¼	40.0 ACRES
SE¼ NW¼	40.0 ACRES
NE¼ SW¼	40.0 ACRES
NW¼ SW¼	40.0 ACRES
SW¼ SW¼	40.0 ACRES
SE¼ SW¼	40.0 ACRES
NE¼ SE¼	40.0 ACRES
NW¼ SE¼	40.0 ACRES
SW¼ SE¼	40.0 ACRES
SE¼ SE¼	40.0 ACRES

SECTION 26

NE¼ NE¼	40.0 ACRES
NW¼ NE¼	40.0 ACRES
SW¼ NE¼	40.0 ACRES
SE¼ NE¼	40.0 ACRES
NE¼ NW¼	40.0 ACRES
NW¼ NW¼	40.0 ACRES
SW¼ NW¼	40.0 ACRES
SE¼ NW¼	40.0 ACRES
NE¼ SW¼	40.0 ACRES
NW¼ SW¼	40.0 ACRES
NE¼ SE¼	40.0 ACRES
NW¼ SE¼	40.0 ACRES
SW¼ SE¼	40.0 ACRES
SE¼ SE¼	40.0 ACRES

SECTION 34

	PRIMARY	SUPPLEMENTAL
NE¼ NW¼	40.0 ACRES	
NW¼ NW¼	40.0 ACRES	
SW¼ NW¼	40.0 ACRES	
SE¼ NW¼	40.0 ACRES	
	SECTION 35	
NE¼ NE¼		40.0 ACRES
NW¼ NE¼		40.0 ACRES
SW¼ NE¼		40.0 ACRES
SE¼ NE¼		40.0 ACRES
NE¼ NW¼	30.0 ACRES	10.0 ACRES
NW¼ NW¼	40.0 ACRES	
SW¼ NW¼	36.0 ACRES	4.0 ACRES
SE¼ NW¼		40.0 ACRES
NE¼ SW¼		40.0 ACRES
NW¼ SW¼	26.0 ACRES	14.0 ACRES
SW¼ SW¼	19.0 ACRES	21.0 ACRES
SE¼ SW¼		40.0 ACRES
NE¼ SE¼		40.0 ACRES
NW¼ SE¼		40.0 ACRES
SW¼ SE¼		40.0 ACRES
SE¼ SE¼	4.0 ACRES	36.0 ACRES
	SECTION 36	

TOWNSHIP 3 NORTH, RANGE 27 EAST, W.M.

NE¼ NW¼	40.4 ACRES
NW¼ NW¼	32.0 ACRES
SW¼ NW¼	32.3 ACRES
SE¼ NW¼	40.0 ACRES
NE¼ SW¼	40.0 ACRES
NW¼ SW¼	32.5 ACRES
SW¼ SW¼	32.7 ACRES
SE¼ SW¼	40.0 ACRES
	SECTION 6
NE¼ NW¼	40.0 ACRES
NW¼ NW¼	33.0 ACRES
SW¼ NW¼	33.3 ACRES
SE¼ NW¼	40.0 ACRES
NE¼ SW¼	40.0 ACRES
NW¼ SW¼	33.8 ACRES
SW¼ SW¼	34.3 ACRES
SE¼ SW¼	40.0 ACRES
	SECTION 7
SW¼ NE¼	3.0 ACRES
SE¼ NW¼	37.0 ACRES
NE¼ SW¼	25.0 ACRES
NW¼ SW¼	40.0 ACRES
SW¼ SW¼	40.0 ACRES
SE¼ SW¼	12.0 ACRES
	SECTION 17

	PRIMARY	SUPPLEMENTAL
SE¼ NE¼		40.0 ACRES
NE¼ NW¼	40.0 ACRES	
NW¼ NW¼	35.3 ACRES	
SW¼ NW¼	34.8 ACRES	
SE¼ NW¼	38.0 ACRES	
NE¼ SW¼	20.0 ACRES	
NW¼ SW¼	40.0 ACRES	
SW¼ SW¼	35.2 ACRES	
SE¼ SW¼	28.5 ACRES	11.5 ACRES
NE¼ SE¼	4.0 ACRES	36.0 ACRES
SW¼ SE¼		40.0 ACRES
SE¼ SE¼	40.0 ACRES	
	SECTION 18	
NE¼ NE¼	40.0 ACRES	
NW¼ NE¼	1.9 ACRES	38.1 ACRES
SW¼ NE¼		40.0 ACRES
SE¼ NE¼	40.0 ACRES	
NE¼ NW¼	3.8 ACRES	36.2 ACRES
NW¼ NW¼	34.7 ACRES	0.7 ACRE
SW¼ NW¼	35.7 ACRES	
SE¼ NW¼	0.6 ACRE	39.4 ACRES
NE¼ SW¼		40.0 ACRES
NW¼ SW¼		36.0 ACRES
SW¼ SW¼		33.0 ACRES
SE¼ SW¼		22.0 ACRES
NE¼ SE¼	8.0 ACRES	31.0 ACRES
NW¼ SE¼	40.0 ACRES	
SW¼ SE¼	0.6 ACRE	39.4 ACRES
SE¼ SE¼	4.2 ACRES	28.8 ACRES
	SECTION 19	
NE¼ NW¼	2.0 ACRES	
NW¼ NW¼	36.0 ACRES	
SW¼ NW¼	15.0 ACRES	
NW¼ SW¼		7.0 ACRES
	SECTION 20	
NE¼ NE¼		18.9 ACRES
NW¼ NE¼		40.0 ACRES
SW¼ NE¼		39.0 ACRES
SE¼ NE¼		5.0 ACRES
NW¼ NW¼		16.0 ACRES
SW¼ NW¼		38.0 ACRES
SE¼ NW¼		40.0 ACRES
NE¼ SW¼		40.0 ACRES
NW¼ SW¼	1.1 ACRES	36.0 ACRES
SW¼ SW¼	0.9 ACRE	36.4 ACRES
SE¼ SW¼		40.0 ACRES
NE¼ SE¼	40.0 ACRES	
NW¼ SE¼	26.2 ACRES	13.8 ACRES
SW¼ SE¼	40.0 ACRES	
SE¼ SE¼	40.0 ACRES	
	SECTION 30	

	PRIMARY	SUPPLEMENTAL
NE¼ NW¼		22.0 ACRES
NW¼ NW¼		38.0 ACRES
SW¼ NW¼		39.0 ACRES
SE¼ NW¼		3.0 ACRES
NW¼ SW¼	8.1 ACRES	18.6 ACRES
SW¼ SW¼		7.5 ACRES

SECTION 31
TOWNSHIP 3 NORTH, RANGE 28 EAST, W.M.

The right to use the water for the above purpose is restricted to beneficial use on the lands or place of use described

The applicant proposes to change the place of use point of diversion to:

	PRIMARY	SUPPLEMENTAL
NE¼ NW¼		40.0 ACRES
NW¼ NW¼	6.0 ACRES	34.0 ACRES

SECTION 1
TOWNSHIP 2 NORTH, RANGE 27 EAST, W.M.

*	NE¼ NE¼	31.25 ACRES
*	NW¼ NE¼	31.25 ACRES
*	SW¼ NE¼	31.25 ACRES
*	SE¼ NE¼	31.25 ACRES
*	NE¼ NW¼	31.25 ACRES
*	NW¼ NW¼	31.25 ACRES
*	SW¼ NW¼	31.25 ACRES
*	SE¼ SW¼	31.25 ACRES

SECTION 24
TOWNSHIP 3 NORTH, RANGE 26 EAST, W.M.

*	NE¼ NE¼	2.19 ACRES
*	SW¼ NE¼	20.48 ACRES
*	SE¼ NE¼	31.00 ACRES
*	SE¼ NW¼	1.77 ACRES
*	NE¼ SW¼	28.18 ACRES
*	NW¼ SW¼	24.43 ACRES
*	SW¼ SW¼	33.77 ACRES
*	SE¼ SW¼	38.79 ACRES
*	NE¼ SE¼	37.83 ACRES
*	NW¼ SE¼	39.58 ACRES
*	SW¼ SE¼	24.42 ACRES
*	SE¼ SE¼	33.14 ACRES

SECTION 1

SE¼ SW¼	30.0 ACRES
SW¼ SE¼	40.0 ACRES

SECTION 2

		PRIMARY	SUPPLEMENTAL
	NE¼ NE¼	40.0 ACRES	
	NW¼ NE¼	40.0 ACRES	
	SW¼ NE¼	40.0 ACRES	
	SE¼ NE¼	40.0 ACRES	
	NE¼ NW¼	40.0 ACRES	
	NW¼ NW¼	40.0 ACRES	
	SW¼ NW¼	40.0 ACRES	
	SE¼ NW¼	40.0 ACRES	
	NE¼ SW¼	40.0 ACRES	
	NW¼ SW¼	40.0 ACRES	
	SW¼ SW¼	40.0 ACRES	
	SE¼ SW¼	40.0 ACRES	
	NE¼ SE¼	40.0 ACRES	
	NW¼ SE¼	40.0 ACRES	
	SW¼ SE¼	40.0 ACRES	
	SE¼ SE¼	40.0 ACRES	
		SECTION 11	
	NE¼ NE¼	40.0 ACRES	
*	NW¼ NE¼	37.74 ACRES	
	SW¼ NE¼	40.0 ACRES	
	SE¼ NE¼	40.0 ACRES	
*	NE¼ NW¼	32.82 ACRES	
	NW¼ NW¼	40.0 ACRES	
	SW¼ NW¼	40.0 ACRES	
	SE¼ NW¼	40.0 ACRES	
	NE¼ SW¼	40.0 ACRES	
	NW¼ SW¼	40.0 ACRES	
	SW¼ SW¼	40.0 ACRES	
	SE¼ SW¼	40.0 ACRES	
	NE¼ SE¼	40.0 ACRES	
	NW¼ SE¼	40.0 ACRES	
		SECTION 12	
	NE¼ NE¼	40.0 ACRES	
	NW¼ NE¼	40.0 ACRES	
	SW¼ NE¼	40.0 ACRES	
	SE¼ NE¼	40.0 ACRES	
	NE¼ NW¼	40.0 ACRES	
	NW¼ NW¼	40.0 ACRES	
	SW¼ NW¼	40.0 ACRES	
	SE¼ NW¼	40.0 ACRES	
	NE¼ SW¼	30.0 ACRES	
	NW¼ SW¼	40.0 ACRES	
	SW¼ SW¼	40.0 ACRES	
	NE¼ SE¼	40.0 ACRES	
	NW¼ SE¼	40.0 ACRES	
	SW¼ SE¼	40.0 ACRES	
	SE¼ SE¼	40.0 ACRES	
		SECTION 13	

		PRIMARY	SUPPLEMENTAL
	NE¼ NE¼	40.0 ACRES	
	NW¼ NE¼	40.0 ACRES	
	SW¼ NE¼	40.0 ACRES	
	SE¼ NE¼	40.0 ACRES	
	NE¼ NW¼	40.0 ACRES	
	NW¼ NW¼	40.0 ACRES	
	SW¼ NW¼	40.0 ACRES	
	SE¼ NW¼	40.0 ACRES	
	NE¼ SW¼	40.0 ACRES	
	NW¼ SW¼	40.0 ACRES	
	SE¼ SW¼	40.0 ACRES	
	NE¼ SE¼	40.0 ACRES	
	NW¼ SE¼	40.0 ACRES	
	SE¼ SE¼	40.0 ACRES	
		SECTION 14	
	NE¼ NW¼	40.0 ACRES	
	NW¼ NW¼	40.0 ACRES	
	SW¼ NW¼	40.0 ACRES	
	SE¼ NW¼	40.0 ACRES	
		SECTION 15	
	NE¼ NE¼	40.0 ACRES	
	NW¼ NE¼	40.0 ACRES	
	SW¼ NE¼	40.0 ACRES	
	SE¼ NE¼	40.0 ACRES	
	NE¼ NW¼	40.0 ACRES	
*	NW¼ NW¼	42.73 ACRES	
*	SW¼ NW¼	42.73 ACRES	
	SE¼ NW¼	40.0 ACRES	
	NE¼ SW¼	40.0 ACRES	
	NW¼ SW¼	40.0 ACRES	
	SW¼ SW¼	40.0 ACRES	
	SE¼ SW¼	40.0 ACRES	
	NE¼ SE¼	40.0 ACRES	
	NW¼ SE¼	40.0 ACRES	
	SW¼ SE¼	40.0 ACRES	
	SE¼ SE¼	40.0 ACRES	
		SECTION 16	
*	NE¼ NE¼	34.52 ACRES	
*	NW¼ NE¼	27.61 ACRES	
*	SW¼ NE¼	28.52 ACRES	
*	SE¼ NE¼	34.52 ACRES	
*	NE¼ NW¼	33.34 ACRES	
*	NW¼ NW¼	32.58 ACRES	
*	SW¼ NW¼	34.50 ACRES	
*	SE¼ NW¼	38.56 ACRES	
*	NE¼ SW¼	3.26 ACRES	
*	NW¼ SW¼	2.13 ACRES	
		SECTION 17	

		PRIMARY	SUPPLEMENTAL
*	NE¼ NE¼	31.25 ACRES	
*	NW¼ NE¼	31.25 ACRES	
*	SW¼ NE¼	31.25 ACRES	
*	SE¼ NE¼	31.25 ACRES	
*	NE¼ NW¼	31.25 ACRES	
*	NW¼ NW¼	31.25 ACRES	
*	SW¼ NW¼	31.25 ACRES	
*	SE¼ NW¼	31.25 ACRES	
		SECTION 19	
	NE¼ NE¼	40.0 ACRES	
	NW¼ NE¼	40.0 ACRES	
	SW¼ NE¼	40.0 ACRES	
	SE¼ NE¼	40.0 ACRES	
	NE¼ NW¼	40.0 ACRES	
	SE¼ NW¼	40.0 ACRES	
	NE¼ SW¼	40.0 ACRES	
	SW¼ SW¼	40.0 ACRES	
	SE¼ SW¼	40.0 ACRES	
	NE¼ SE¼	40.0 ACRES	
	NW¼ SE¼	40.0 ACRES	
	SW¼ SE¼	40.0 ACRES	
	SE¼ SE¼	40.0 ACRES	
		SECTION 23	
	NE¼ NE¼	40.0 ACRES	
	NW¼ NE¼	40.0 ACRES	
	SW¼ NE¼	37.0 ACRES	3.0 ACRES
	SE¼ NE¼	32.9 ACRES	7.1 ACRES
	NE¼ SE¼		40.0 ACRES
	NW¼ SE¼		40.0 ACRES
	SW¼ SE¼		40.0 ACRES
	SE¼ SE¼		40.0 ACRES
		SECTION 24	
	NE¼ NE¼		40.0 ACRES
	NW¼ NE¼		40.0 ACRES
	SW¼ NE¼	18.4 ACRES	21.6 ACRES
	SE¼ NE¼	19.6 ACRES	20.4 ACRES
	NE¼ NW¼	3.8 ACRES	36.2 ACRES
	NW¼ NW¼	37.3 ACRES	2.7 ACRES
	SW¼ NW¼	37.6 ACRES	2.4 ACRES
	SE¼ NW¼	5.4 ACRES	34.6 ACRES
	NE¼ SW¼	40.0 ACRES	
	NW¼ SW¼	40.0 ACRES	
	SW¼ SW¼	40.0 ACRES	
	SE¼ SW¼	40.0 ACRES	
	NE¼ SE¼	2.0 ACRES	38.0 ACRES
	NW¼ SE¼	34.0 ACRES	6.0 ACRES
	SW¼ SE¼	14.0 ACRES	26.0 ACRES
	SE¼ SE¼		40.0 ACRES
		SECTION 25	

		PRIMARY	SUPPLEMENTAL
*	NE¼ NE¼	13.50 ACRES	
*	NW¼ NE¼	1.50 ACRES	
*	SW¼ NE¼	3.50 ACRES	
*	SE¼ NE¼	36.97 ACRES	
*	NE¼ NW¼	31.25 ACRES	
*	NW¼ NW¼	31.25 ACRES	
*	SW¼ NW¼	31.25 ACRES	
*	SE¼ NW¼	31.25 ACRES	
*	NE¼ SW¼	31.25 ACRES	
*	NW¼ SW¼	31.25 ACRES	
*	SW¼ SW¼	31.25 ACRES	
*	SE¼ SW¼	31.25 ACRES	
*	NE¼ SE¼	29.02 ACRES	
*	SE¼ SE¼	24.13 ACRES	
		SECTION 26	
*	NE¼ NE¼	31.25 ACRES	
*	NW¼ NE¼	31.25 ACRES	
*	SW¼ NE¼	31.25 ACRES	
*	SE¼ NE¼	31.25 ACRES	
*	SW¼ NW¼	31.25 ACRES	
*	SE¼ NW¼	31.25 ACRES	
*	NE¼ SW¼	31.25 ACRES	
*	NW¼ SW¼	31.25 ACRES	
*	NE¼ SE¼	31.25 ACRES	
*	NW¼ SE¼	31.25 ACRES	
*	SW¼ SE¼	31.25 ACRES	
*	SE¼ SE¼	31.25 ACRES	
*		SECTION 34	
*	NE¼ NW¼	31.25 ACRES	
*	NW¼ NW¼	31.25 ACRES	
*	SW¼ NW¼	31.25 ACRES	
*	SE¼ NW¼	31.25 ACRES	
		SECTION 35	
	NE¼ NE¼		40.0 ACRES
	NW¼ NE¼		40.0 ACRES
	SW¼ NE¼		40.0 ACRES
	SE¼ NE¼		40.0 ACRES
*	NE¼ NW¼	1.88 ACRES	10.0 ACRES
*	SW¼ NW¼	3.35 ACRES	4.0 ACRES
*	SE¼ NW¼		40.0 ACRES
*	NE¼ SW¼		40.0 ACRES
*	NW¼ SW¼	4.35 ACRES	14.0 ACRES
*	SW¼ SW¼	1.44 ACRES	21.0 ACRES
	SE¼ SW¼		40.0 ACRES
	NE¼ SE¼		40.0 ACRES
	NW¼ SE¼		40.0 ACRES
	SW¼ SE¼		40.0 ACRES
	SE¼ SE¼	4.0 ACRES	36.0 ACRES
		SECTION 36	

TOWNSHIP 3 NORTH, RANGE 27 EAST, W.M.

	PRIMARY	SUPPLEMENTAL
NE¼ NW¼	30.79 ACRES	
NW¼ NW¼	27.00 ACRES	
SW¼ NW¼	22.03 ACRES	
SE¼ NW¼	35.00 ACRES	
NE¼ SW¼	25.00 ACRES	
NW¼ SW¼	19.19 ACRES	
SW¼ SW¼	28.83 ACRES	
SE¼ SW¼	40.00 ACRES	
	SECTION 6	
NE¼ NW¼	40.0 ACRES	
NW¼ NW¼	33.0 ACRES	
SW¼ NW¼	33.3 ACRES	
SE¼ NW¼	40.0 ACRES	
NE¼ SW¼	40.0 ACRES	
NW¼ SW¼	33.8 ACRES	
SW¼ SW¼	34.3 ACRES	
SE¼ SW¼	40.0 ACRES	
	SECTION 7	
SW¼ NE¼	3.0 ACRES	
SE¼ NW¼	37.0 ACRES	
NE¼ SW¼	25.0 ACRES	
NW¼ SW¼	40.0 ACRES	
SW¼ SW¼	40.0 ACRES	
SE¼ SW¼	12.0 ACRES	
	SECTION 17	
SE¼ NE¼		40.0 ACRES
NE¼ NW¼	40.0 ACRES	
NW¼ NW¼	35.3 ACRES	
SW¼ NW¼	34.8 ACRES	
SE¼ NW¼	38.0 ACRES	
NE¼ SW¼	20.0 ACRES	
NW¼ SW¼	40.0 ACRES	
SW¼ SW¼	35.2 ACRES	
SE¼ SW¼	28.5 ACRES	11.5 ACRES
NE¼ SE¼	4.0 ACRES	36.0 ACRES
SW¼ SE¼		40.0 ACRES
SE¼ SE¼	40.0 ACRES	
	SECTION 18	

	PRIMARY	SUPPLEMENTAL
NE¼ NE¼	40.0 ACRES	
NW¼ NE¼	1.9 ACRES	38.1 ACRES
SW¼ NE¼		40.0 ACRES
SE¼ NE¼	40.0 ACRES	
NE¼ NW¼	3.8 ACRES	36.2 ACRES
NW¼ NW¼	34.7 ACRES	0.7 ACRE
SW¼ NW¼	35.7 ACRES	
SE¼ NW¼	0.6 ACRE	39.4 ACRES
NE¼ SW¼		40.0 ACRES
NW¼ SW¼		36.0 ACRES
SW¼ SW¼		33.0 ACRES
SE¼ SW¼		22.0 ACRES
NE¼ SE¼	8.0 ACRES	31.0 ACRES
NW¼ SE¼	40.0 ACRES	
SW¼ SE¼	0.6 ACRE	39.4 ACRES
SE¼ SE¼	4.2 ACRES	28.8 ACRES
	SECTION 19	
NE¼ NW¼	2.0 ACRES	
NW¼ NW¼	36.0 ACRES	
SW¼ NW¼	15.0 ACRES	
NW¼ SW¼		7.0 ACRES
	SECTION 20	
NE¼ NE¼		18.9 ACRES
NW¼ NE¼		40.0 ACRES
SW¼ NE¼		39.0 ACRES
SE¼ NE¼		5.0 ACRES
NW¼ NW¼		16.0 ACRES
SW¼ NW¼		38.0 ACRES
SE¼ NW¼		40.0 ACRES
NE¼ SW¼		40.0 ACRES
NW¼ SW¼	1.1 ACRES	36.0 ACRES
SW¼ SW¼	0.9 ACRE	36.4 ACRES
SE¼ SW¼		40.0 ACRES
NE¼ SE¼	40.0 ACRES	
NW¼ SE¼	26.2 ACRES	13.8 ACRES
SW¼ SE¼	40.0 ACRES	
SE¼ SE¼	40.0 ACRES	
	SECTION 30	
NE¼ NW¼		22.0 ACRES
NW¼ NW¼		38.0 ACRES
SW¼ NW¼		39.0 ACRES
SE¼ NW¼		3.0 ACRES
NW¼ SW¼	8.1 ACRES	18.6 ACRES
SW¼ SW¼		7.5 ACRES
	SECTION 31	

TOWNSHIP 3 NORTH, RANGE 28 EAST, W.M.

* = place of use involved in change

THIS CHANGE TO AN EXISTING WATER USE PERMIT MAY BE MADE PROVIDED THE FOLLOWING CONDITION IS MET BY THE PERMIT HOLDERS:

1. The former place of use shall no longer be irrigated as a part of this water right.

Permit 51017, in the names of Kent R. and Shannon K. Madison, is amended as described herein. All other terms and condition of the permit remain the same.

WITNESS the signature of the Water Resources Director, affixed 12/18/95.

Martha O. Pagel, Director

STATE OF OREGON

COUNTY OF MORROW

ORDER APPROVING A CHANGE IN PLACE OF USE

Pursuant to ORS 537.211, after notice was given and no objections were filed, and finding that no injury to existing water rights would result, this order approves, as conditioned or limited herein, PERMIT AMENDMENT 8068 submitted by

KENT R. AND SHANNON K. MADISON
29299 MADISON ROAD
ECHO, OREGON 97826.

The permit to be modified is Permit 51017 with a date of priority of APRIL 2, 1990. The permit allows the use of the COLUMBIA RIVER, a tributary of the PACIFIC OCEAN, for IRRIGATION OF 7597.9 ACRES AND SUPPLEMENTAL IRRIGATION OF 2047.3 ACRES. The amount of water to which this permit is entitled is limited to an amount actually beneficially used and shall not exceed 33.42 cubic feet per second, if available at the authorized point of diversion: LOT 7(NE¼ NW¼), SECTION 2, T 4 N, R 25 E, W.M.; 150 FEET SOUTH AND 2990 FEET WEST FROM THE NE CORNER OF SECTION 2 , or its equivalent in case of rotation, measured at the point of diversion from the source.

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2).

Pursuant to ORS 536.075 and OAR 137-004-080 and OAR 690-01-005 you may either petition for judicial review or petition the Director for reconsideration of this order.

The amount of water used for irrigation, together with the amount secured under an other right existing for the same lands, is limited to ONE-FORTIETH of one cubic foot per second per acre or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 4½ acre-feet for each acre irrigated during the period from March 1 to November 1 each year. It further limited to a diversion of not to exceed 1½ acre-feet per acre irrigated during the period from November 2 to the end of February, provided the use of water shall not exceed 4½ acre-feet for each acre irrigated in any one year. The quantity of water allowed herein, together with any other existing right from this point of diversion shall not exceed the current capacity of the diversion system.

The use allowed herein may be made any time when water can be put to beneficial use by irrigation, either for immediate crop growth or for forecast requirements to raise the soil moisture to field capacity in the soil profile to be utilized by plant growth in the subsequent growing season.

In the interest of conserving limited ground water and Butter Creek water supplies, the use of waters described as supplemental irrigation may be exercised at times when water is available at the primary source, provided the total quantity diverted from all sources of supply does not exceed the limitation allowed herein. Lands listed as being supplemental irrigation may be considered as primary irrigation if at time of final proof it is determined no primary right exists for these lands.

The use shall conform to any reasonable rotation system ordered by the proper state officer.

The authorized place of use is located as follows:

	PRIMARY	SUPPLEMENTAL
NE¼ NW¼		40.0 ACRES
NW¼ NW¼	4.55 ACRES	34.0 ACRES

SECTION 1

TOWNSHIP 2 NORTH, RANGE 27 EAST, W.M.

	PRIMARY	SUPPLEMENTAL
NE¼ NE¼	31.25 ACRES	
NW¼ NE¼	31.25 ACRES	
SW¼ NE¼	31.25 ACRES	
SE¼ NE¼	31.25 ACRES	
NE¼ NW¼	31.25 ACRES	
NW¼ NW¼	31.25 ACRES	
SW¼ NW¼	31.25 ACRES	
SE¼ NW¼	31.25 ACRES	

SECTION 24

TOWNSHIP 3 NORTH, RANGE 26 EAST, W.M.

NE¼ NE¼	2.19 ACRES	
SW¼ NE¼	20.48 ACRES	
SE¼ NE¼	31.0 ACRES	
SE¼ NW¼	1.77 ACRES	
NE¼ SW¼	28.18 ACRES	
NW¼ SW¼	24.43 ACRES	
SW¼ SW¼	33.77 ACRES	
SE¼ SW¼	38.79 ACRES	
NE¼ SE¼	37.83 ACRES	
NW¼ SE¼	39.58 ACRES	
SW¼ SE¼	24.42 ACRES	
SE¼ SE¼	33.14 ACRES	

SECTION 1

SE¼ SW¼	30.0 ACRES	
SW¼ SE¼	40.0 ACRES	

SECTION 2

	PRIMARY	SUPPLEMENTAL
NE¼ NE¼	40.0 ACRES	
NW¼ NE¼	40.0 ACRES	
SW¼ NE¼	40.0 ACRES	
SE¼ NE¼	40.0 ACRES	
NE¼ NW¼	40.0 ACRES	
NW¼ NW¼	40.0 ACRES	
SW¼ NW¼	40.0 ACRES	
SE¼ NW¼	40.0 ACRES	
NE¼ SW¼	40.0 ACRES	
NW¼ SW¼	40.0 ACRES	
SW¼ SW¼	40.0 ACRES	
SE¼ SW¼	40.0 ACRES	
NE¼ SE¼	40.0 ACRES	
NW¼ SE¼	40.0 ACRES	
SW¼ SE¼	40.0 ACRES	
SE¼ SE¼	40.0 ACRES	

SECTION 11

NE¼ NE¼	40.0 ACRES	
NW¼ NE¼	37.74 ACRES	
SW¼ NE¼	40.0 ACRES	
SE¼ NE¼	40.0 ACRES	
NE¼ NW¼	32.82 ACRES	
NW¼ NW¼	40.0 ACRES	
SW¼ NW¼	40.0 ACRES	
SE¼ NW¼	40.0 ACRES	
NE¼ SW¼	40.0 ACRES	
NW¼ SW¼	40.0 ACRES	
SW¼ SW¼	40.0 ACRES	
SE¼ SW¼	40.0 ACRES	
NE¼ SE¼	40.0 ACRES	
NW¼ SE¼	40.0 ACRES	

SECTION 12

	PRIMARY	SUPPLEMENTAL
NE¼ NE¼	40.0 ACRES	
NW¼ NE¼	40.0 ACRES	
SW¼ NE¼	40.0 ACRES	
SE¼ NE¼	40.0 ACRES	
NE¼ NW¼	40.0 ACRES	
NW¼ NW¼	40.0 ACRES	
SW¼ NW¼	40.0 ACRES	
SE¼ NW¼	40.0 ACRES	
NE¼ SW¼	30.0 ACRES	
NW¼ SW¼	40.0 ACRES	
SW¼ SW¼	40.0 ACRES	
NE¼ SE¼	40.0 ACRES	
NW¼ SE¼	40.0 ACRES	
SW¼ SE¼	40.0 ACRES	
SE¼ SE¼	40.0 ACRES	
	SECTION 13	
NE¼ NE¼	40.0 ACRES	
NW¼ NE¼	40.0 ACRES	
SW¼ NE¼	40.0 ACRES	
SE¼ NE¼	40.0 ACRES	
NE¼ NW¼	40.0 ACRES	
NW¼ NW¼	40.0 ACRES	
SW¼ NW¼	40.0 ACRES	
SE¼ NW¼	40.0 ACRES	
NE¼ SW¼	40.0 ACRES	
NW¼ SW¼	40.0 ACRES	
SE¼ SW¼	40.0 ACRES	
NE¼ SE¼	40.0 ACRES	
NW¼ SE¼	40.0 ACRES	
SE¼ SE¼	40.0 ACRES	
	SECTION 14	
NE¼ NW¼	40.0 ACRES	
NW¼ NW¼	40.0 ACRES	
SW¼ NW¼	40.0 ACRES	
SE¼ NW¼	40.0 ACRES	
	SECTION 15	

	PRIMARY	SUPPLEMENTAL
NE¼ NE¼	40.0 ACRES	
NW¼ NE¼	40.0 ACRES	
SW¼ NE¼	40.0 ACRES	
SE¼ NE¼	40.0 ACRES	
NE¼ NW¼	40.0 ACRES	
NW¼ NW¼	42.73 ACRES	
SW¼ NW¼	42.73 ACRES	
SE¼ NW¼	40.0 ACRES	
NE¼ SW¼	40.0 ACRES	
NW¼ SW¼	40.0 ACRES	
SW¼ SW¼	40.0 ACRES	
SE¼ SW¼	40.0 ACRES	
NE¼ SE¼	40.0 ACRES	
NW¼ SE¼	40.0 ACRES	
SW¼ SE¼	40.0 ACRES	
SE¼ SE¼	40.0 ACRES	
	SECTION 16	
NE¼ NE¼	34.52 ACRES	
NW¼ NE¼	27.61 ACRES	
SW¼ NE¼	28.52 ACRES	
SE¼ NE¼	34.52 ACRES	
NE¼ NW¼	33.34 ACRES	
NW¼ NW¼	32.58 ACRES	
SW¼ NW¼	34.50 ACRES	
SE¼ NW¼	38.56 ACRES	
NE¼ SW¼	3.26 ACRES	
NW¼ SW¼	2.13 ACRES	
	SECTION 17	

	PRIMARY	SUPPLEMENTAL
NE¼ NE¼	31.25 ACRES	
NW¼ NE¼	31.25 ACRES	
SW¼ NE¼	31.25 ACRES	
SE¼ NE¼	31.25 ACRES	
NE¼ NW¼	31.25 ACRES	
NW¼ NW¼	31.25 ACRES	
SW¼ NW¼	31.25 ACRES	
SE¼ NW¼	31.25 ACRES	
	SECTION 19	
NE¼ NE¼	40.0 ACRES	
NW¼ NE¼	40.0 ACRES	
SW¼ NE¼	40.0 ACRES	
SE¼ NE¼	40.0 ACRES	
NE¼ NW¼	40.0 ACRES	
SE¼ NW¼	40.0 ACRES	
NE¼ SW¼	40.0 ACRES	
SW¼ SW¼	40.0 ACRES	
SE¼ SW¼	40.0 ACRES	
NE¼ SE¼	40.0 ACRES	
NW¼ SE¼	40.0 ACRES	
SW¼ SE¼	40.0 ACRES	
SE¼ SE¼	40.0 ACRES	
	SECTION 23	
NE¼ NE¼	40.0 ACRES	
NW¼ NE¼	40.0 ACRES	
SW¼ NE¼	37.0 ACRES	3.0 ACRES
SE¼ NE¼	32.9 ACRES	7.1 ACRES
NE¼ SE¼		40.0 ACRES
NW¼ SE¼		40.0 ACRES
SW¼ SE¼		40.0 ACRES
SE¼ SE¼		40.0 ACRES
	SECTION 24	

	PRIMARY	SUPPLEMENTAL
NE¼ NE¼		40.0 ACRES
NW¼ NE¼		40.0 ACRES
SW¼ NE¼	18.4 ACRES	21.6 ACRES
SE¼ NE¼	19.6 ACRES	20.4 ACRES
NE¼ NW¼	3.8 ACRES	36.2 ACRES
NW¼ NW¼	37.3 ACRES	2.7 ACRES
SW¼ NW¼	37.6 ACRES	2.4 ACRES
SE¼ NW¼	5.4 ACRES	34.6 ACRES
NE¼ SW¼	40.0 ACRES	
NW¼ SW¼	40.0 ACRES	
SW¼ SW¼	40.0 ACRES	
SE¼ SW¼	40.0 ACRES	
NE¼ SE¼	2.0 ACRES	38.0 ACRES
NW¼ SE¼	34.0 ACRES	6.0 ACRES
SW¼ SE¼	14.0 ACRES	26.0 ACRES
SE¼ SE¼		40.0 ACRES

SECTION 25

NE¼ NE¼	13.5 ACRES
NW¼ NE¼	1.5 ACRES
SW¼ NE¼	3.5 ACRES
SE¼ NE¼	40.00 ACRES
NE¼ NW¼	31.25 ACRES
NW¼ NW¼	31.25 ACRES
SW¼ NW¼	31.25 ACRES
SE¼ NW¼	31.25 ACRES
NE¼ SW¼	31.25 ACRES
NW¼ SW¼	31.25 ACRES
SW¼ SW¼	31.25 ACRES
SE¼ SW¼	31.25 ACRES
NE¼ SE¼	29.02 ACRES
SE¼ SE¼	24.13 ACRES

SECTION 26

	PRIMARY	SUPPLEMENTAL
NE¼ NE¼	31.25 ACRES	
NW¼ NE¼	31.25 ACRES	
SW¼ NE¼	31.25 ACRES	
SE¼ NE¼	31.25 ACRES	
SW¼ NW¼	31.25 ACRES	
SE¼ NW¼	31.25 ACRES	
NE¼ SW¼	31.25 ACRES	
NW¼ SW¼	31.25 ACRES	
NE¼ SE¼	31.25 ACRES	
NW¼ SE¼	31.25 ACRES	
SW¼ SE¼	31.25 ACRES	
SE¼ SE¼	31.25 ACRES	
	SECTION 34	
NE¼ NW¼	31.25 ACRES	
NW¼ NW¼	31.25 ACRES	
SW¼ NW¼	31.25 ACRES	
SE¼ NW¼	31.25 ACRES	
	SECTION 35	
NE¼ NE¼		40.0 ACRES
NW¼ NE¼		40.0 ACRES
SW¼ NE¼		40.0 ACRES
SE¼ NE¼		40.0 ACRES
NE¼ NW¼	1.88 ACRES	10.0 ACRES
SW¼ NW¼	3.35 ACRES	4.0 ACRES
SE¼ NW¼		40.0 ACRES
NE¼ SW¼		40.0 ACRES
NW¼ SW¼	4.35 ACRES	14.0 ACRES
SW¼ SW¼	1.14 ACRES	21.0 ACRES
SE¼ SW¼		40.0 ACRES
NE¼ SE¼		40.0 ACRES
NW¼ SE¼		40.0 ACRES
SW¼ SE¼		40.0 ACRES
SE¼ SE¼	4.0 ACRES	36.0 ACRES
	SECTION 36	

TOWNSHIP 3 NORTH, RANGE 27 EAST, W.M.

	PRIMARY	SUPPLEMENTAL
NE¼ NW¼	30.79 ACRES	
NW¼ NW¼	27.0 ACRES	
SW¼ NW¼	22.03 ACRES	
SE¼ NW¼	35.0 ACRES	
NE¼ SW¼	25.0 ACRES	
NW¼ SW¼	19.19 ACRES	
SW¼ SW¼	28.83 ACRES	
SE¼ SW¼	40.0 ACRES	
	SECTION 6	
NE¼ NW¼	40.0 ACRES	
NW¼ NW¼	33.0 ACRES	
SW¼ NW¼	33.3 ACRES	
SE¼ NW¼	40.0 ACRES	
NE¼ SW¼	40.0 ACRES	
NW¼ SW¼	33.8 ACRES	
SW¼ SW¼	34.3 ACRES	
SE¼ SW¼	40.0 ACRES	
	SECTION 7	
SW¼ NE¼	3.0 ACRES	
SE¼ NW¼	37.0 ACRES	
NE¼ SW¼	25.0 ACRES	
NW¼ SW¼	40.0 ACRES	
SW¼ SW¼	40.0 ACRES	
SE¼ SW¼	12.0 ACRES	
	SECTION 17	

	PRIMARY	SUPPLEMENTAL
SE¼ NE¼		40.0 ACRES
NE¼ NW¼	40.0 ACRES	
NW¼ NW¼	35.3 ACRES	
SW¼ NW¼	34.8 ACRES	
SE¼ NW¼	38.0 ACRES	
NE¼ SW¼	20.0 ACRES	
NW¼ SW¼	40.0 ACRES	
SW¼ SW¼	35.2 ACRES	
SE¼ SW¼	28.5 ACRES	11.5 ACRES
NE¼ SE¼	4.0 ACRES	36.0 ACRES
SW¼ SE¼		40.0 ACRES
SE¼ SE¼	40.0 ACRES	
	SECTION 18	
NE¼ NE¼	40.0 ACRES	
NW¼ NE¼	1.9 ACRES	38.1 ACRES
SW¼ NE¼		40.0 ACRES
SE¼ NE¼	40.0 ACRES	
NE¼ NW¼	3.8 ACRES	36.2 ACRES
NW¼ NW¼	34.7 ACRES	0.7 ACRE
SW¼ NW¼	35.7 ACRES	
SE¼ NW¼	0.6 ACRE	39.4 ACRES
NE¼ SW¼		40.0 ACRES
NW¼ SW¼		36.0 ACRES
SW¼ SW¼		33.0 ACRES
SE¼ SW¼		22.0 ACRES
NE¼ SE¼	8.0 ACRES	31.0 ACRES
NW¼ SE¼	40.0 ACRES	
SW¼ SE¼	0.6 ACRE	39.4 ACRES
SE¼ SE¼	4.2 ACRES	28.8 ACRES
	SECTION 19	
NE¼ NW¼	2.0 ACRES	
NW¼ NW¼	36.0 ACRES	
SW¼ NW¼	15.0 ACRES	
NW¼ SW¼		7.0 ACRES
	SECTION 20	

	PRIMARY	SUPPLEMENTAL
NE¼ NE¼		18.9 ACRES
NW¼ NE¼		40.0 ACRES
SW¼ NE¼		39.0 ACRES
SE¼ NE¼		5.0 ACRES
NW¼ NW¼		16.0 ACRES
SW¼ NW¼		38.0 ACRES
SE¼ NW¼		40.0 ACRES
NE¼ SW¼		40.0 ACRES
NW¼ SW¼	1.1 ACRES	36.0 ACRES
SW¼ SW¼	0.9 ACRE	36.4 ACRES
SE¼ SW¼		40.0 ACRES
NE¼ SE¼	40.0 ACRES	
NW¼ SE¼	26.2 ACRES	13.8 ACRES
SW¼ SE¼	40.0 ACRES	
SE¼ SE¼	40.0 ACRES	
	SECTION 30	
NE¼ NW¼		22.0 ACRES
NW¼ NW¼		38.0 ACRES
SW¼ NW¼		39.0 ACRES
SE¼ NW¼		3.0 ACRES
NW¼ SW¼	8.1 ACRES	18.6 ACRES
SW¼ SW¼		7.5 ACRES
	SECTION 31	

TOWNSHIP 3 NORTH, RANGE 28 EAST, W.M.

The right to use the water for the above purpose is restricted to beneficial use on the lands or place of use described

The applicant proposes to change the place of use to:

	PRIMARY	SUPPLEMENTAL
NE¼ NW¼		40.0 ACRES
NW¼ NW¼	4.55 ACRES	34.0 ACRES

SECTION 1

TOWNSHIP 2 NORTH, RANGE 27 EAST, W.M.

NE¼ NE¼	31.25 ACRES
NW¼ NE¼	31.25 ACRES
SW¼ NE¼	31.25 ACRES
SE¼ NE¼	31.25 ACRES
NE¼ NW¼	31.25 ACRES
NW¼ NW¼	31.25 ACRES
SW¼ NW¼	31.25 ACRES
SE¼ NW¼	31.25 ACRES
*NE¼ SW¼	0.6 ACRE
*NW¼ SW¼	0.6 ACRE
*SW¼ SW¼	31.7 ACRES
*SE¼ SW¼	32.8 ACRES

SECTION 24

*NE¼ NW¼	26.0 ACRES
*NW¼ NW¼	25.0 ACRES
*SW¼ NW¼	32.3 ACRES
*SE¼ NW¼	33.4 ACRES
*NE¼ SW¼	23.9 ACRES
*NW¼ SW¼	23.0 ACRES

SECTION 25

TOWNSHIP 3 NORTH, RANGE 26 EAST, W.M.

	PRIMARY	SUPPLEMENTAL
NE¼ NE¼	2.19 ACRES	
SW¼ NE¼	20.48 ACRES	
SE¼ NE¼	31.0 ACRES	
SE¼ NW¼	1.77 ACRES	
NE¼ SW¼	28.18 ACRES	
NW¼ SW¼	24.43 ACRES	
SW¼ SW¼	33.77 ACRES	
SE¼ SW¼	38.79 ACRES	
NE¼ SE¼	37.83 ACRES	
NW¼ SE¼	39.58 ACRES	
SW¼ SE¼	24.42 ACRES	
SE¼ SE¼	33.14 ACRES	
	SECTION 1	
*SE¼ SW¼	25.3 ACRES	
*SW¼ SE¼	26.9 ACRES	
	SECTION 2	
*NE¼ NE¼	36.4 ACRES	
*NW¼ NE¼	37.1 ACRES	
*SW¼ NE¼	13.8 ACRES	
*SE¼ NE¼	38.6 ACRES	
*NE¼ NW¼	36.5 ACRES	
*NW¼ NW¼	1.2 ACRES	
*SW¼ NW¼	33.8 ACRES	
*SE¼ NW¼	36.6 ACRES	
*NE¼ SW¼	34.3 ACRES	
*NW¼ SW¼	26.1 ACRES	
*SW¼ SW¼	37.3 ACRES	
SE¼ SW¼	40.0 ACRES	
*NE¼ SE¼	34.0 ACRES	
NW¼ SE¼	40.0 ACRES	
*SW¼ SE¼	33.2 ACRES	
*SE¼ SE¼	20.3 ACRES	
	SECTION 11	

	PRIMARY	SUPPLEMENTAL
*NE¼ NE¼	19.8 ACRES	
NW¼ NE¼	37.74 ACRES	
*SW¼ NE¼	34.4 ACRES	
*SE¼ NE¼	37.8 ACRES	
NE¼ NW¼	32.82 ACRES	
*NW¼ NW¼	29.9 ACRES	
*SW¼ NW¼	33.5 ACRES	
*SE¼ NW¼	35.7 ACRES	
*NE¼ SW¼	34.4 ACRES	
*NW¼ SW¼	39.8 ACRES	
*SW¼ SW¼	30.7 ACRES	
*SE¼ SW¼	23.8 ACRES	
*NE¼ SE¼	36.2 ACRES	
*NW¼ SE¼	6.4 ACRES	

SECTION 12

NE¼ NE¼	40.0 ACRES	
NW¼ NE¼	40.0 ACRES	
SW¼ NE¼	40.0 ACRES	
SE¼ NE¼	40.0 ACRES	
NE¼ NW¼	40.0 ACRES	
NW¼ NW¼	40.0 ACRES	
SW¼ NW¼	40.0 ACRES	
SE¼ NW¼	40.0 ACRES	
NE¼ SW¼	30.0 ACRES	
NW¼ SW¼	40.0 ACRES	
SW¼ SW¼	40.0 ACRES	
NE¼ SE¼	40.0 ACRES	
NW¼ SE¼	40.0 ACRES	
SW¼ SE¼	40.0 ACRES	
SE¼ SE¼	40.0 ACRES	

SECTION 13

	PRIMARY	SUPPLEMENTAL
NE¼ NE¼	40.0 ACRES	
NW¼ NE¼	40.0 ACRES	
SW¼ NE¼	40.0 ACRES	
SE¼ NE¼	40.0 ACRES	
NE¼ NW¼	40.0 ACRES	
NW¼ NW¼	40.0 ACRES	
SW¼ NW¼	40.0 ACRES	
SE¼ NW¼	40.0 ACRES	
NE¼ SW¼	40.0 ACRES	
NW¼ SW¼	40.0 ACRES	
SE¼ SW¼	40.0 ACRES	
NE¼ SE¼	40.0 ACRES	
NW¼ SE¼	40.0 ACRES	
SE¼ SE¼	40.0 ACRES	
	SECTION 14	
NE¼ NW¼	40.0 ACRES	
NW¼ NW¼	40.0 ACRES	
SW¼ NW¼	40.0 ACRES	
SE¼ NW¼	40.0 ACRES	
	SECTION 15	
NE¼ NE¼	40.0 ACRES	
NW¼ NE¼	40.0 ACRES	
SW¼ NE¼	40.0 ACRES	
SE¼ NE¼	40.0 ACRES	
NE¼ NW¼	40.0 ACRES	
NW¼ NW¼	42.73 ACRES	
SW¼ NW¼	42.73 ACRES	
SE¼ NW¼	40.0 ACRES	
NE¼ SW¼	40.0 ACRES	
NW¼ SW¼	40.0 ACRES	
SW¼ SW¼	40.0 ACRES	
SE¼ SW¼	40.0 ACRES	
NE¼ SE¼	40.0 ACRES	
NW¼ SE¼	40.0 ACRES	
SW¼ SE¼	40.0 ACRES	
SE¼ SE¼	40.0 ACRES	
	SECTION 16	

	PRIMARY	SUPPLEMENTAL
NE¼ NE¼	34.52 ACRES	
NW¼ NE¼	27.61 ACRES	
SW¼ NE¼	28.52 ACRES	
SE¼ NE¼	34.52 ACRES	
NE¼ NW¼	33.34 ACRES	
NW¼ NW¼	32.58 ACRES	
SW¼ NW¼	34.50 ACRES	
SE¼ NW¼	38.56 ACRES	
NE¼ SW¼	3.26 ACRES	
NW¼ SW¼	2.13 ACRES	

SECTION 17

NE¼ NE¼	31.25 ACRES
NW¼ NE¼	31.25 ACRES
SW¼ NE¼	31.25 ACRES
SE¼ NE¼	31.25 ACRES
NE¼ NW¼	31.25 ACRES
NW¼ NW¼	31.25 ACRES
SW¼ NW¼	31.25 ACRES
SE¼ NW¼	31.25 ACRES

SECTION 19

NE¼ NE¼	40.0 ACRES
NW¼ NE¼	40.0 ACRES
SW¼ NE¼	40.0 ACRES
SE¼ NE¼	40.0 ACRES
NE¼ NW¼	40.0 ACRES
SE¼ NW¼	40.0 ACRES
NE¼ SW¼	40.0 ACRES
SW¼ SW¼	40.0 ACRES
SE¼ SW¼	40.0 ACRES
NE¼ SE¼	40.0 ACRES
NW¼ SE¼	40.0 ACRES
SW¼ SE¼	40.0 ACRES
SE¼ SE¼	40.0 ACRES

SECTION 23

	PRIMARY	SUPPLEMENTAL
NE¼ NE¼	40.0 ACRES	
NW¼ NE¼	40.0 ACRES	
SW¼ NE¼	37.0 ACRES	3.0 ACRES
SE¼ NE¼	32.9 ACRES	7.1 ACRES
NE¼ SE¼		40.0 ACRES
NW¼ SE¼		40.0 ACRES
SW¼ SE¼		40.0 ACRES
SE¼ SE¼		40.0 ACRES

SECTION 24

NE¼ NE¼		40.0 ACRES
NW¼ NE¼		40.0 ACRES
SW¼ NE¼	18.4 ACRES	21.6 ACRES
SE¼ NE¼	19.6 ACRES	20.4 ACRES
NE¼ NW¼	3.8 ACRES	36.2 ACRES
NW¼ NW¼	37.3 ACRES	2.7 ACRES
SW¼ NW¼	37.6 ACRES	2.4 ACRES
SE¼ NW¼	5.4 ACRES	34.6 ACRES
NE¼ SW¼	40.0 ACRES	
NW¼ SW¼	40.0 ACRES	
SW¼ SW¼	40.0 ACRES	
SE¼ SW¼	40.0 ACRES	
NE¼ SE¼	2.0 ACRES	38.0 ACRES
NW¼ SE¼	34.0 ACRES	6.0 ACRES
SW¼ SE¼	14.0 ACRES	26.0 ACRES
SE¼ SE¼		40.0 ACRES

SECTION 25

	PRIMARY	SUPPLEMENTAL
NE¼ NE¼	13.5 ACRES	
NW¼ NE¼	1.5 ACRES	
SW¼ NE¼	3.5 ACRES	
SE¼ NE¼	40.00 ACRES	
NE¼ NW¼	31.25 ACRES	
NW¼ NW¼	31.25 ACRES	
SW¼ NW¼	31.25 ACRES	
SE¼ NW¼	31.25 ACRES	
NE¼ SW¼	31.25 ACRES	
NW¼ SW¼	31.25 ACRES	
SW¼ SW¼	31.25 ACRES	
SE¼ SW¼	31.25 ACRES	
NE¼ SE¼	29.02 ACRES	
SE¼ SE¼	24.13 ACRES	
	SECTION 26	
*NE¼ NE¼	34.75 ACRES	
*NW¼ NE¼	20.75 ACRES	
*SW¼ NE¼	13.15 ACRES	
*SE¼ NE¼	34.25 ACRES	
SW¼ NW¼	31.25 ACRES	
SE¼ NW¼	31.25 ACRES	
*NE¼ SW¼	39.45 ACRES	
*NW¼ SW¼	38.75 ACRES	
*SW¼ SW¼	28.1 ACRES	
*SE¼ SW¼	36.2 ACRES	
*NE¼ SE¼	39.65 ACRES	
*NW¼ SE¼	33.75 ACRES	
*SW¼ SE¼	20.45 ACRES	
*SE¼ SE¼	37.35 ACRES	
	SECTION 34	

	PRIMARY	SUPPLEMENTAL
*NW¼ NE¼	3.4 ACRES	
*SW¼ NE¼	1.8 ACRES	
NE¼ NW¼	31.25 ACRES	
NW¼ NW¼	31.25 ACRES	
SW¼ NW¼	31.25 ACRES	
SE¼ NW¼	31.25 ACRES	
*NW¼ SW¼	22.6 ACRES	
*SW¼ SW¼	17.2 ACRES	

SECTION 35

NE¼ NE¼		40.0 ACRES
NW¼ NE¼		40.0 ACRES
SW¼ NE¼		40.0 ACRES
SE¼ NE¼		40.0 ACRES
NE¼ NW¼	1.88 ACRES	10.0 ACRES
SW¼ NW¼	3.35 ACRES	4.0 ACRES
SE¼ NW¼		40.0 ACRES
NE¼ SW¼		40.0 ACRES
NW¼ SW¼	4.35 ACRES	14.0 ACRES
SW¼ SW¼	1.14 ACRES	21.0 ACRES
SE¼ SW¼		40.0 ACRES
NE¼ SE¼		40.0 ACRES
NW¼ SE¼		40.0 ACRES
SW¼ SE¼		40.0 ACRES
SE¼ SE¼	4.0 ACRES	36.0 ACRES

SECTION 36

TOWNSHIP 3 NORTH, RANGE 27 EAST, W.M.

NE¼ NW¼	30.79 ACRES
NW¼ NW¼	27.0 ACRES
SW¼ NW¼	22.03 ACRES
SE¼ NW¼	35.0 ACRES
NE¼ SW¼	25.0 ACRES
NW¼ SW¼	19.19 ACRES
SW¼ SW¼	28.83 ACRES
SE¼ SW¼	40.0 ACRES

SECTION 6

	PRIMARY	SUPPLEMENTAL
*NE¼ NW¼	35.1 ACRES	
*NW¼ NW¼	31.9 ACRES	
*SW¼ NW¼	29.2 ACRES	
*SE¼ NW¼	25.4 ACRES	
*NE¼ SW¼	32.2 ACRES	
*NW¼ SW¼	24.0 ACRES	
*SW¼ SW¼	22.8 ACRES	
*SE¼ SW¼	31.6 ACRES	
	SECTION 7	
SW¼ NE¼	3.0 ACRES	
SE¼ NW¼	37.0 ACRES	
NE¼ SW¼	25.0 ACRES	
NW¼ SW¼	40.0 ACRES	
SW¼ SW¼	40.0 ACRES	
SE¼ SW¼	12.0 ACRES	
	SECTION 17	
SE¼ NE¼		40.0 ACRES
NE¼ NW¼	40.0 ACRES	
NW¼ NW¼	35.3 ACRES	
SW¼ NW¼	34.8 ACRES	
SE¼ NW¼	38.0 ACRES	
NE¼ SW¼	20.0 ACRES	
NW¼ SW¼	40.0 ACRES	
SW¼ SW¼	35.2 ACRES	
SE¼ SW¼	28.5 ACRES	11.5 ACRES
NE¼ SE¼	4.0 ACRES	36.0 ACRES
SW¼ SE¼		40.0 ACRES
SE¼ SE¼	40.0 ACRES	
	SECTION 18	

	PRIMARY	SUPPLEMENTAL
NE¼ NE¼	40.0 ACRES	
NW¼ NE¼	1.9 ACRES	38.1 ACRES
SW¼ NE¼		40.0 ACRES
SE¼ NE¼	40.0 ACRES	
NE¼ NW¼	3.8 ACRES	36.2 ACRES
NW¼ NW¼	34.7 ACRES	0.7 ACRE
SW¼ NW¼	35.7 ACRES	
SE¼ NW¼	0.6 ACRE	39.4 ACRES
NE¼ SW¼		40.0 ACRES
NW¼ SW¼		36.0 ACRES
SW¼ SW¼		33.0 ACRES
SE¼ SW¼		22.0 ACRES
NE¼ SE¼	8.0 ACRES	31.0 ACRES
NW¼ SE¼	40.0 ACRES	
SW¼ SE¼	0.6 ACRE	39.4 ACRES
SE¼ SE¼	4.2 ACRES	28.8 ACRES
	SECTION 19	
NE¼ NW¼	2.0 ACRES	
NW¼ NW¼	36.0 ACRES	
SW¼ NW¼	15.0 ACRES	
NW¼ SW¼		7.0 ACRES
	SECTION 20	

	PRIMARY	SUPPLEMENTAL
NE¼ NE¼		18.9 ACRES
NW¼ NE¼		40.0 ACRES
SW¼ NE¼		39.0 ACRES
SE¼ NE¼		5.0 ACRES
NW¼ NW¼		16.0 ACRES
SW¼ NW¼		38.0 ACRES
SE¼ NW¼		40.0 ACRES
NE¼ SW¼		40.0 ACRES
NW¼ SW¼	1.1 ACRES	36.0 ACRES
SW¼ SW¼	0.9 ACRE	36.4 ACRES
SE¼ SW¼		40.0 ACRES
NE¼ SE¼	40.0 ACRES	
NW¼ SE¼	26.2 ACRES	13.8 ACRES
SW¼ SE¼	40.0 ACRES	
SE¼ SE¼	40.0 ACRES	
	SECTION 30	
NE¼ NW¼		22.0 ACRES
NW¼ NW¼		38.0 ACRES
SW¼ NW¼		39.0 ACRES
SE¼ NW¼		3.0 ACRES
NW¼ SW¼	8.1 ACRES	18.6 ACRES
SW¼ SW¼		7.5 ACRES
	SECTION 31	

TOWNSHIP 3 NORTH, RANGE 28 EAST, W.M.

* = PLACE OF USE INVOLVED IN THE CHANGE

THIS CHANGE TO AN EXISTING WATER PERMIT MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

1. The former place of use shall no longer be irrigated as a part of this water right.

2. All other terms and conditions of the permit remain the same.

Permit 51017, in the name of KENT R. AND SHANNON K. MADISON, is amended as described herein.

WITNESS the signature of the Water Resources Director, affixed JAN 19 2000.

For Martha O. Pagel, Director

STATE OF OREGON

COUNTY OF MORROW

ORDER APPROVING A CHANGE IN PLACE OF USE AND AN ADDITIONAL POINT OF DIVERSION

Pursuant to ORS 537.211, after notice was given and finding that no injury to existing water rights would result, this order approves, as conditioned or limited herein, PERMIT AMENDMENT 8857 submitted by

KENT R. AND SHANNON K. MADISON
29299 MADISON ROAD
ECHO, OREGON 97826.

The permit to be modified is Permit 51017 with a date of priority of APRIL 2, 1990. The permit allows the use of the COLUMBIA RIVER, a tributary of the PACIFIC OCEAN, for IRRIGATION OF 7597.9 ACRES AND SUPPLEMENTAL IRRIGATION OF 2047.3 ACRES. The amount of water to which this permit is entitled is limited to an amount actually beneficially used and shall not exceed 33.42 cubic feet per second, if available at the authorized point of diversion: LOT 7(NE¼ NW¼), SECTION 2, T 4 N, R 25 E, W.M.; 150 FEET SOUTH AND 2990 FEET WEST FROM THE NE CORNER OF SECTION 2 , or its equivalent in case of rotation, measured at the point of diversion from the source.

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2).

Pursuant to ORS 536.075 and OAR 137-004-080 and OAR 690-01-005 you may either petition for judicial review or petition the Director for reconsideration of this order.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to ONE-FORTIETH of one cubic foot per second per acre or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 4½ acre-feet for each acre irrigated during the period from March 1 to November 1 each year. It is further limited to a diversion of not to exceed 1½ acre-feet per acre irrigated during the period from November 2 to the end of February, provided the use of water shall not exceed 4½ acre-feet for each acre irrigated in any one year. The quantity of water allowed herein, together with any other existing right from this point of diversion shall not exceed the current capacity of the diversion system.

The use allowed herein may be made any time when water can be put to beneficial use by irrigation, either for immediate crop growth or for forecast requirements to raise the soil moisture to field capacity in the soil profile to be utilized by plant growth in the subsequent growing season.

In the interest of conserving limited ground water and Butter Creek water supplies, the use of waters described as supplemental irrigation may be exercised at times when water is available at the primary source, provided the total quantity diverted from all sources of supply does not exceed the limitation allowed herein. Lands listed as being supplemental irrigation may be considered as primary irrigation if at time of final proof it is determined no primary right exists for these lands.

The use shall conform to any reasonable rotation system ordered by the proper state officer.

The authorized place of use is located as follows:

	PRIMARY	SUPPLEMENTAL
NE¼ NW¼		40.00 ACRES
NW¼ NW¼	4.55 ACRES	34.00 ACRES

SECTION 1

TOWNSHIP 2 NORTH, RANGE 27 EAST, W.M.

NE¼ NE¼	31.25 ACRES
NW¼ NE¼	31.25 ACRES
SW¼ NE¼	31.25 ACRES
SE¼ NE¼	31.25 ACRES
NE¼ NW¼	31.25 ACRES
NW¼ NW¼	31.25 ACRES
SW¼ NW¼	31.25 ACRES
SE¼ NW¼	31.25 ACRES
NE¼ SW¼	0.60 ACRE
NW¼ SW¼	0.60 ACRE
SW¼ SW¼	31.70 ACRES
SE¼ SW¼	32.80 ACRES

SECTION 24

NE¼ NW¼	26.00 ACRES
NW¼ NW¼	25.00 ACRES
SW¼ NW¼	32.30 ACRES
SE¼ NW¼	33.40 ACRES
NE¼ SW¼	23.90 ACRES
NW¼ SW¼	23.00 ACRES

SECTION 25

TOWNSHIP 3 NORTH, RANGE 26 EAST, W.M.

	PRIMARY	SUPPLEMENTAL
NE¼ NE¼	2.19 ACRES	
SW¼ NE¼	20.48 ACRES	
SE¼ NE¼	31.00 ACRES	
SE¼ NW¼	1.77 ACRES	
NE¼ SW¼	28.18 ACRES	
NW¼ SW¼	24.43 ACRES	
SW¼ SW¼	33.77 ACRES	
SE¼ SW¼	38.79 ACRES	
NE¼ SE¼	37.83 ACRES	
NW¼ SE¼	39.58 ACRES,	
SW¼ SE¼	24.42 ACRES	
SE¼ SE¼	33.14 ACRES	
	SECTION 1	
SE¼ SW¼	25.30 ACRES	
SW¼ SE¼	26.90 ACRES	
	SECTION 2	
NE¼ NE¼	36.40 ACRES	
NW¼ NE¼	37.10 ACRES	
SW¼ NE¼	13.80 ACRES	
SE¼ NE¼	38.60 ACRES	
NE¼ NW¼	36.50 ACRES	
NW¼ NW¼	1.20 ACRES	
SW¼ NW¼	33.80 ACRES	
SE¼ NW¼	36.60 ACRES	
NE¼ SW¼	34.30 ACRES	
NW¼ SW¼	26.10 ACRES	
SW¼ SW¼	37.30 ACRES	
SE¼ SW¼	40.00 ACRES	
NE¼ SE¼	34.00 ACRES	
NW¼ SE¼	40.00 ACRES	
SW¼ SE¼	33.20 ACRES	
SE¼ SE¼	20.30 ACRES	
	SECTION 11	

	PRIMARY	SUPPLEMENTAL
NE¼ NE¼	19.80 ACRES	
NW¼ NE¼	37.74 ACRES	
SW¼ NE¼	34.40 ACRES	
SE¼ NE¼	37.80 ACRES	
NE¼ NW¼	32.82 ACRES	
NW¼ NW¼	29.90 ACRES	
SW¼ NW¼	33.50 ACRES	
SE¼ NW¼	35.70 ACRES	
NE¼ SW¼	34.40 ACRES	
NW¼ SW¼	39.80 ACRES	
SW¼ SW¼	30.70 ACRES	
SE¼ SW¼	23.80 ACRES	
NE¼ SE¼	36.20 ACRES	
NW¼ SE¼	6.40 ACRES	
	SECTION 12	
NE¼ NE¼	40.00 ACRES	
NW¼ NE¼	40.00 ACRES	
SW¼ NE¼	40.00 ACRES	
SE¼ NE¼	40.00 ACRES	
NE¼ NW¼	40.00 ACRES	
NW¼ NW¼	40.00 ACRES	
SW¼ NW¼	40.00 ACRES	
SE¼ NW¼	40.00 ACRES	
NE¼ SW¼	30.00 ACRES	
NW¼ SW¼	40.00 ACRES	
SW¼ SW¼	40.00 ACRES	
NE¼ SE¼	40.00 ACRES	
NW¼ SE¼	40.00 ACRES	
SW¼ SE¼	40.00 ACRES	
SE¼ SE¼	40.00 ACRES	
	SECTION 13	

	PRIMARY	SUPPLEMENTAL
NE¼ NE¼	40.00 ACRES	
NW¼ NE¼	40.00 ACRES	
SW¼ NE¼	40.00 ACRES	
SE¼ NE¼	40.00 ACRES	
NE¼ NW¼	40.00 ACRES	
NW¼ NW¼	40.00 ACRES	
SW¼ NW¼	40.00 ACRES	
SE¼ NW¼	40.00 ACRES	
NE¼ SW¼	40.00 ACRES	
NW¼ SW¼	40.00 ACRES	
SE¼ SW¼	40.00 ACRES	
NE¼ SE¼	40.00 ACRES	
NW¼ SE¼	40.00 ACRES	
SE¼ SE¼	40.00 ACRES	
	SECTION 14	
NE¼ NW¼	40.00 ACRES	
NW¼ NW¼	40.00 ACRES	
SW¼ NW¼	40.00 ACRES	
SE¼ NW¼	40.00 ACRES	
	SECTION 15	
NE¼ NE¼	40.00 ACRES	
NW¼ NE¼	40.00 ACRES	
SW¼ NE¼	40.00 ACRES	
SE¼ NE¼	40.00 ACRES	
NE¼ NW¼	40.00 ACRES	
NW¼ NW¼	42.73 ACRES	
SW¼ NW¼	42.73 ACRES	
SE¼ NW¼	40.00 ACRES	
NE¼ SW¼	40.00 ACRES	
NW¼ SW¼	40.00 ACRES	
SW¼ SW¼	40.00 ACRES	
SE¼ SW¼	40.00 ACRES	
NE¼ SE¼	40.00 ACRES	
NW¼ SE¼	40.00 ACRES	
SW¼ SE¼	40.00 ACRES	
SE¼ SE¼	40.00 ACRES	
	SECTION 16	

	PRIMARY	SUPPLEMENTAL
NE¼ NE¼	34.52 ACRES	
NW¼ NE¼	27.61 ACRES	
SW¼ NE¼	28.52 ACRES	
SE¼ NE¼	34.52 ACRES	
NE¼ NW¼	33.34 ACRES	
NW¼ NW¼	32.58 ACRES	
SW¼ NW¼	34.50 ACRES	
SE¼ NW¼	38.56 ACRES	
NE¼ SW¼	3.26 ACRES	
NW¼ SW¼	2.13 ACRES	
	SECTION 17	
NE¼ NE¼	31.25 ACRES	
NW¼ NE¼	31.25 ACRES	
SW¼ NE¼	31.25 ACRES	
SE¼ NE¼	31.25 ACRES	
NE¼ NW¼	31.25 ACRES	
NW¼ NW¼	31.25 ACRES	
SW¼ NW¼	31.25 ACRES	
SE¼ NW¼	31.25 ACRES	
	SECTION 19	
NE¼ NE¼	40.00 ACRES	
NW¼ NE¼	40.00 ACRES	
SW¼ NE¼	40.00 ACRES	
SE¼ NE¼	40.00 ACRES	
NE¼ NW¼	40.00 ACRES	
SE¼ NW¼	40.00 ACRES	
NE¼ SW¼	40.00 ACRES	
SW¼ SW¼	40.00 ACRES	
SE¼ SW¼	40.00 ACRES	
NE¼ SE¼	40.00 ACRES	
NW¼ SE¼	40.00 ACRES	
SW¼ SE¼	40.00 ACRES	
SE¼ SE¼	40.00 ACRES	
	SECTION 23	

	PRIMARY	SUPPLEMENTAL
NE¼ NE¼	40.00 ACRES	
NW¼ NE¼	40.00 ACRES	
SW¼ NE¼	37.00 ACRES	3.00 ACRES
SE¼ NE¼	32.90 ACRES	7.10 ACRES
NE¼ SE¼		40.00 ACRES
NW¼ SE¼		40.00 ACRES
SW¼ SE¼		40.00 ACRES
SE¼ SE¼		40.00 ACRES
	SECTION 24	
NE¼ NE¼		40.00 ACRES
NW¼ NE¼		40.00 ACRES
SW¼ NE¼	18.40 ACRES	21.60 ACRES
SE¼ NE¼	19.60 ACRES	20.40 ACRES
NE¼ NW¼	3.80 ACRES	36.20 ACRES
NW¼ NW¼	37.30 ACRES	2.70 ACRES
SW¼ NW¼	37.60 ACRES	2.40 ACRES
SE¼ NW¼	5.40 ACRES	34.60 ACRES
NE¼ SW¼	40.00 ACRES	
NW¼ SW¼	40.00 ACRES	
SW¼ SW¼	40.00 ACRES	
SE¼ SW¼	40.00 ACRES	
NE¼ SE¼	2.00 ACRES	38.00 ACRES
NW¼ SE¼	34.00 ACRES	6.00 ACRES
SW¼ SE¼	14.00 ACRES	26.00 ACRES
SE¼ SE¼		40.00 ACRES
	SECTION 25	
NE¼ NE¼	13.50 ACRES	
NW¼ NE¼	1.50 ACRES	
SW¼ NE¼	3.50 ACRES	
SE¼ NE¼	40.00 ACRES	
NE¼ NW¼	31.25 ACRES	
NW¼ NW¼	31.25 ACRES	
SW¼ NW¼	31.25 ACRES	
SE¼ NW¼	31.25 ACRES	
NE¼ SW¼	31.25 ACRES	
NW¼ SW¼	31.25 ACRES	
SW¼ SW¼	31.25 ACRES	
SE¼ SW¼	31.25 ACRES	
NE¼ SE¼	29.02 ACRES	
SE¼ SE¼	24.13 ACRES	
	SECTION 26	

	PRIMARY	SUPPLEMENTAL
NE¼ NE¼	34.75 ACRES	
NW¼ NE¼	20.75 ACRES	
SW¼ NE¼	13.15 ACRES	
SE¼ NE¼	34.25 ACRES	
SW¼ NW¼	31.25 ACRES	
SE¼ NW¼	31.25 ACRES	
NE¼ SW¼	39.45 ACRES	
NW¼ SW¼	38.75 ACRES	
SW¼ SW¼	28.10 ACRES	
SE¼ SW¼	36.20 ACRES	
NE¼ SE¼	39.65 ACRES	
NW¼ SE¼	33.75 ACRES	
SW¼ SE¼	20.45 ACRES	
SE¼ SE¼	37.35 ACRES	
	SECTION 34	
NW¼ NE¼	3.40 ACRES	
SW¼ NE¼	1.80 ACRES	
NE¼ NW¼	31.25 ACRES	
NW¼ NW¼	31.25 ACRES	
SW¼ NW¼	31.25 ACRES	
SE¼ NW¼	31.25 ACRES	
NW¼ SW¼	22.60 ACRES	
SW¼ SW¼	17.20 ACRES	
	SECTION 35	
NE¼ NE¼		40.00 ACRES
NW¼ NE¼		40.00 ACRES
SW¼ NE¼		40.00 ACRES
SE¼ NE¼		40.00 ACRES
NE¼ NW¼	1.88 ACRES	10.00 ACRES
SW¼ NW¼	3.35 ACRES	4.00 ACRES
SE¼ NW¼		40.00 ACRES
NE¼ SW¼		40.00 ACRES
NW¼ SW¼	4.35 ACRES	14.00 ACRES
SW¼ SW¼	1.14 ACRES	21.00 ACRES
SE¼ SW¼		40.00 ACRES
NE¼ SE¼		40.00 ACRES
NW¼ SE¼		40.00 ACRES
SW¼ SE¼		40.00 ACRES
SE¼ SE¼	4.00 ACRES	36.00 ACRES
	SECTION 36	

TOWNSHIP 3 NORTH, RANGE 27 EAST, W.M.

	PRIMARY	SUPPLEMENTAL
NE¼ NW¼	30.79 ACRES	
NW¼ NW¼	27.00 ACRES	
SW¼ NW¼	22.03 ACRES	
SE¼ NW¼	35.00 ACRES	
NE¼ SW¼	25.00 ACRES	
NW¼ SW¼	19.19 ACRES	
SW¼ SW¼	28.83 ACRES	
SE¼ SW¼	40.00 ACRES	
	SECTION 6	
NE¼ NW¼	35.10 ACRES	
NW¼ NW¼	31.90 ACRES	
SW¼ NW¼	29.20 ACRES	
SE¼ NW¼	25.40 ACRES	
NE¼ SW¼	32.20 ACRES	
NW¼ SW¼	24.00 ACRES	
SW¼ SW¼	22.80 ACRES	
SE¼ SW¼	31.60 ACRES	
	SECTION 7	
SW¼ NE¼	3.00 ACRES	
SE¼ NW¼	37.00 ACRES	
NE¼ SW¼	25.00 ACRES	
NW¼ SW¼	40.00 ACRES	
SW¼ SW¼	40.00 ACRES	
SE¼ SW¼	12.00 ACRES	
	SECTION 17	
SE¼ NE¼		40.00 ACRES
NE¼ NW¼	40.00 ACRES	
NW¼ NW¼	35.30 ACRES	
SW¼ NW¼	34.80 ACRES	
SE¼ NW¼	38.00 ACRES	
NE¼ SW¼	20.00 ACRES	
NW¼ SW¼	40.00 ACRES	
SW¼ SW¼	35.20 ACRES	
SE¼ SW¼	28.50 ACRES	11.50 ACRES
NE¼ SE¼	4.00 ACRES	36.00 ACRES
SW¼ SE¼		40.00 ACRES
SE¼ SE¼	40.00 ACRES	
	SECTION 18	

	PRIMARY	SUPPLEMENTAL
NE¼ NE¼	40.00 ACRES	
NW¼ NE¼	1.90 ACRES	38.10 ACRES
SW¼ NE¼		40.00 ACRES
SE¼ NE¼	40.00 ACRES	
NE¼ NW¼	3.80 ACRES	36.20 ACRES
NW¼ NW¼	34.70 ACRES	0.70 ACRE
SW¼ NW¼	35.70 ACRES	
SE¼ NW¼	0.60 ACRE	39.40 ACRES
NE¼ SW¼		40.00 ACRES
NW¼ SW¼		36.00 ACRES
SW¼ SW¼		33.00 ACRES
SE¼ SW¼		22.00 ACRES
NE¼ SE¼	8.00 ACRES	31.00 ACRES
NW¼ SE¼	40.00 ACRES	
SW¼ SE¼	0.60 ACRE	39.40 ACRES
SE¼ SE¼	4.20 ACRES	28.80 ACRES
	SECTION 19	
NE¼ NW¼	2.00 ACRES	
NW¼ NW¼	36.00 ACRES	
SW¼ NW¼	15.00 ACRES	
NW¼ SW¼		7.00 ACRES
	SECTION 20	
NE¼ NE¼		18.90 ACRES
NW¼ NE¼		40.00 ACRES
SW¼ NE¼		39.00 ACRES
SE¼ NE¼		5.00 ACRES
NW¼ NW¼		16.00 ACRES
SW¼ NW¼		38.00 ACRES
SE¼ NW¼		40.00 ACRES
NE¼ SW¼		40.00 ACRES
NW¼ SW¼	1.10 ACRES	36.00 ACRES
SW¼ SW¼	0.90 ACRE	36.40 ACRES
SE¼ SW¼		40.00 ACRES
NE¼ SE¼	40.00 ACRES	
NW¼ SE¼	26.20 ACRES	13.80 ACRES
SW¼ SE¼	40.00 ACRES	
SE¼ SE¼	40.00 ACRES	
	SECTION 30	

	PRIMARY	SUPPLEMENTAL
NE¼ NW¼		22.00 ACRES
NW¼ NW¼		38.00 ACRES
SW¼ NW¼		39.00 ACRES
SE¼ NW¼		3.00 ACRES
NW¼ SW¼	8.10 ACRES	18.60 ACRES
SW¼ SW¼		7.50 ACRES

SECTION 31

TOWNSHIP 3 NORTH, RANGE 28 EAST, W.M.

The right to use the water for the above purpose is restricted to beneficial use on the lands or place of use described

The applicant proposes to change the place of use to:

	PRIMARY	SUPPLEMENTAL
NE¼ NW¼		40.00 ACRES
NW¼ NW¼	4.55 ACRES	34.00 ACRES

SECTION 1

TOWNSHIP 2 NORTH, RANGE 27 EAST, W.M.

*NE¼ NE¼	31.30 ACRES
*NW¼ NE¼	31.30 ACRES
*SW¼ NE¼	31.20 ACRES
*SE¼ NE¼	31.20 ACRES
*NE¼ NW¼	31.30 ACRES
*NW¼ NW¼	31.30 ACRES
*SW¼ NW¼	31.20 ACRES
*SE¼ NW¼	31.20 ACRES
*NE¼ SW¼	31.30 ACRES
*NW¼ SW¼	31.30 ACRES
*SW¼ SW¼	31.20 ACRES
*SE¼ SW¼	31.20 ACRES
*NE¼ SE¼	31.30 ACRES
*NW¼ SE¼	31.30 ACRES
*SW¼ SE¼	31.20 ACRES
*SE¼ SE¼	31.20 ACRES

SECTION 5

	PRIMARY	SUPPLEMENTAL
*NE¼ NE¼	31.30 ACRES	
*NW¼ NE¼	31.30 ACRES	
*SW¼ NE¼	31.20 ACRES	
*SE¼ NE¼	31.20 ACRES	
*NE¼ NW¼	35.50 ACRES	
*NW¼ NW¼	35.50 ACRES	
*SW¼ NW¼	25.70 ACRES	
*SE¼ NW¼	25.70 ACRES	
	SECTION 6	
*NE¼ NE¼	24.40 ACRES	
*SE¼ NE¼	0.20 ACRE	
	SECTION 7	
*NE¼ NE¼	31.30 ACRES	
*NW¼ NE¼	31.30 ACRES	
*SW¼ NE¼	31.20 ACRES	
*SE¼ NE¼	31.20 ACRES	
	SECTION 8	

TOWNSHIP 2 NORTH, RANGE 28 EAST, W.M.

NE¼ NE¼	31.25 ACRES	
NW¼ NE¼	31.25 ACRES	
SW¼ NE¼	31.25 ACRES	
SE¼ NE¼	31.25 ACRES	
NE¼ NW¼	31.25 ACRES	
NW¼ NW¼	31.25 ACRES	
SW¼ NW¼	31.25 ACRES	
SE¼ NW¼	31.25 ACRES	
NE¼ SW¼	0.60 ACRE	
NW¼ SW¼	0.60 ACRE	
SW¼ SW¼	31.70 ACRES	
SE¼ SW¼	32.80 ACRES	
	SECTION 24	

	PRIMARY	SUPPLEMENTAL
NE¼ NW¼	26.00 ACRES	
NW¼ NW¼	25.00 ACRES	
SW¼ NW¼	32.30 ACRES	
SE¼ NW¼	33.40 ACRES	
NE¼ SW¼	23.90 ACRES	
NW¼ SW¼	23.00 ACRES	
	SECTION 25	

TOWNSHIP 3 NORTH, RANGE 26 EAST, W.M.

NE¼ NE¼	2.19 ACRES	
*SW¼ NE¼	18.48 ACRES	
*SE¼ NE¼	16.70 ACRES	
*SE¼ NW¼	0.07 ACRE	
*NE¼ SW¼	26.88 ACRES	
*NW¼ SW¼	22.13 ACRES	
SW¼ SW¼	33.77 ACRES	
*SE¼ SW¼	36.99 ACRES	
NE¼ SE¼	37.83 ACRES	
NW¼ SE¼	39.58 ACRES	
SW¼ SE¼	24.42 ACRES	
*SE¼ SE¼	31.14 ACRES	
	SECTION 1	
SE¼ SW¼	25.30 ACRES	
SW¼ SE¼	26.90 ACRES	
	SECTION 2	

	PRIMARY	SUPPLEMENTAL
NE¼ NE¼	36.40 ACRES	
NW¼ NE¼	37.10 ACRES	
*SW¼ NE¼	11.80 ACRES	
*SE¼ NE¼	37.50 ACRES	
NE¼ NW¼	36.50 ACRES	
NW¼ NW¼	1.20 ACRES	
SW¼ NW¼	33.80 ACRES	
SE¼ NW¼	36.60 ACRES	
NE¼ SW¼	34.30 ACRES	
NW¼ SW¼	26.10 ACRES	
*SW¼ SW¼	29.40 ACRES	
SE¼ SW¼	40.00 ACRES	
NE¼ SE¼	34.00 ACRES	
NW¼ SE¼	40.00 ACRES	
SW¼ SE¼	33.20 ACRES	
SE¼ SE¼	20.30 ACRES	
	SECTION 11	
NE¼ NE¼	19.80 ACRES	
*NW¼ NE¼	33.24 ACRES	
*SW¼ NE¼	33.10 ACRES	
SE¼ NE¼	37.80 ACRES	
NE¼ NW¼	32.82 ACRES	
*NW¼ NW¼	27.20 ACRES	
*SW¼ NW¼	29.00 ACRES	
SE¼ NW¼	35.70 ACRES	
*NE¼ SW¼	28.80 ACRES	
NW¼ SW¼	39.80 ACRES	
*SW¼ SW¼	29.90 ACRES	
*SE¼ SW¼	18.90 ACRES	
NE¼ SE¼	36.20 ACRES	
NW¼ SE¼	6.40 ACRES	
	SECTION 12	

	PRIMARY	SUPPLEMENTAL
*NE¼ NE¼	29.80 ACRES	
*NW¼ NE¼	32.20 ACRES	
*SW¼ NE¼	33.40 ACRES	
*SE¼ NE¼	36.10 ACRES	
*NE¼ NW¼	35.60 ACRES	
*NW¼ NW¼	37.50 ACRES	
*SW¼ NW¼	34.20 ACRES	
*SE¼ NW¼	21.00 ACRES	
*NE¼ SW¼	0.50 ACRE	
*NW¼ SW¼	35.50 ACRES	
*SW¼ SW¼	10.10 ACRES	
*NE¼ SE¼	32.30 ACRES	
*NW¼ SE¼	30.40 ACRES	
*SW¼ SE¼	35.60 ACRES	
*SE¼ SE¼	29.00 ACRES	
	SECTION 13	
*NE¼ NE¼	33.90 ACRES	
*NW¼ NE¼	39.20 ACRES	
*SW¼ NE¼	32.30 ACRES	
*SE¼ NE¼	33.60 ACRES	
*NE¼ NW¼	30.40 ACRES	
*NW¼ NW¼	21.00 ACRES	
*SW¼ NW¼	9.70 ACRES	
*SE¼ NW¼	32.50 ACRES	
NE¼ SW¼	40.00 ACRES	
*NW¼ SW¼	15.50 ACRES	
*SE¼ SW¼	3.90 ACRES	
*NE¼ SE¼	39.60 ACRES	
*NW¼ SE¼	16.60 ACRES	
*SE¼ SE¼	12.70 ACRES	
	SECTION 14	
*NW¼ NW¼	13.60 ACRES	
*SW¼ NW¼	15.50 ACRES	
	SECTION 15	

	PRIMARY	SUPPLEMENTAL
*NE¼ NE¼	33.90 ACRES	
*NW¼ NE¼	12.70 ACRES	
*SW¼ NE¼	13.40 ACRES	
*SE¼ NE¼	38.00 ACRES	
*NE¼ NW¼	37.70 ACRES	
*NW¼ NW¼	25.53 ACRES	
*SW¼ NW¼	24.53 ACRES	
*SE¼ NW¼	37.40 ACRES	
*NE¼ SW¼	30.70 ACRES	
*NW¼ SW¼	31.40 ACRES	
*SW¼ SW¼	32.50 ACRES	
*SE¼ SW¼	31.90 ACRES	
	SECTION 16	
NE¼ NE¼	34.52 ACRES	
NW¼ NE¼	27.61 ACRES	
SW¼ NE¼	28.52 ACRES	
SE¼ NE¼	34.52 ACRES	
NE¼ NW¼	33.34 ACRES	
NW¼ NW¼	32.58 ACRES	
SW¼ NW¼	34.50 ACRES	
SE¼ NW¼	38.56 ACRES	
NE¼ SW¼	3.26 ACRES	
NW¼ SW¼	2.13 ACRES	
	SECTION 17	
NE¼ NE¼	31.25 ACRES	
NW¼ NE¼	31.25 ACRES	
SW¼ NE¼	31.25 ACRES	
SE¼ NE¼	31.25 ACRES	
NE¼ NW¼	31.25 ACRES	
NW¼ NW¼	31.25 ACRES	
SW¼ NW¼	31.25 ACRES	
SE¼ NW¼	31.25 ACRES	
*NE¼ SE¼	37.70 ACRES	
*NW¼ SE¼	18.30 ACRES	
*SW¼ SE¼	18.00 ACRES	
*SE¼ SE¼	37.30 ACRES	
	SECTION 19	

	PRIMARY	SUPPLEMENTAL
*SW¼ NE¼	31.30 ACRES	
*SE¼ NW¼	31.30 ACRES	
*NE¼ SW¼	31.20 ACRES	
*NW¼ SW¼	6.90 ACRES	
*SW¼ SW¼	6.90 ACRES	
*NW¼ SE¼	31.20 ACRES	
	SECTION 20	
*NE¼ NE¼	26.10 ACRES	
*NW¼ NE¼	24.70 ACRES	
*SW¼ NE¼	34.00 ACRES	
*SE¼ NE¼	35.00 ACRES	
*NE¼ SE¼	2.00 ACRES	
*NW¼ SE¼	1.90 ACRES	
	SECTION 23	
*NE¼ NE¼	17.50 ACRES	
*NW¼ NE¼	33.90 ACRES	
*SW¼ NE¼	28.70 ACRES	3.00 ACRES
*SE¼ NE¼	17.50 ACRES	7.10 ACRES
NE¼ SE¼		40.00 ACRES
NW¼ SE¼		40.00 ACRES
SW¼ SE¼		40.00 ACRES
SE¼ SE¼		40.00 ACRES
	SECTION 24	
NE¼ NE¼		40.00 ACRES
NW¼ NE¼		40.00 ACRES
SW¼ NE¼		21.60 ACRES
*SE¼ NE¼		0.10 ACRE
NE¼ NW¼	3.80 ACRES	36.20 ACRES
*NW¼ NW¼	12.40 ACRES	2.70 ACRES
*SW¼ NW¼	20.50 ACRES	2.40 ACRES
SE¼ NW¼		34.60 ACRES
*NE¼ SW¼	7.90 ACRES	
NW¼ SW¼	40.00 ACRES	
*SW¼ SW¼	36.90 ACRES	
*SE¼ SW¼	5.70 ACRES	
NE¼ SE¼		38.00 ACRES
NW¼ SE¼		6.00 ACRES
SW¼ SE¼		26.00 ACRES
SE¼ SE¼		40.00 ACRES
	SECTION 25	

	PRIMARY	SUPPLEMENTAL
NE¼ NE¼	13.50 ACRES	
NW¼ NE¼	1.50 ACRES	
SW¼ NE¼	3.50 ACRES	
SE¼ NE¼	40.00 ACRES	
*NE¼ NW¼	5.15 ACRES	
*NW¼ NW¼	21.25 ACRES	
*SW¼ NW¼	28.25 ACRES	
*SE¼ NW¼	11.45 ACRES	
NE¼ SW¼	31.25 ACRES	
NW¼ SW¼	31.25 ACRES	
SW¼ SW¼	31.25 ACRES	
SE¼ SW¼	31.25 ACRES	
NE¼ SE¼	29.02 ACRES	
SE¼ SE¼	24.13 ACRES	
	SECTION 26	
*NW¼ NW¼	20.20 ACRES	
*SW¼ NW¼	19.30 ACRES	
*NE¼ SW¼	5.30 ACRES	
*NW¼ SW¼	18.10 ACRES	
*SW¼ SW¼	17.70 ACRES	
*SE¼ SW¼	8.60 ACRES	
*NE¼ SE¼	5.50 ACRES	
*NW¼ SE¼	27.70 ACRES	
*SW¼ SE¼	37.00 ACRES	
*SE¼ SE¼	8.80 ACRES	
	SECTION 27	
*NE¼ NE¼	37.40 ACRES	
*NW¼ NE¼	5.80 ACRES	
*SW¼ NE¼	5.80 ACRES	
*SE¼ NE¼	36.50 ACRES	
*NE¼ SE¼	38.10 ACRES	
*NW¼ SE¼	7.00 ACRES	
*SW¼ SE¼	6.90 ACRES	
*SE¼ SE¼	37.20 ACRES	
	SECTION 28	

	PRIMARY	SUPPLEMENTAL
NE¼ NE¼	34.75 ACRES	
NW¼ NE¼	20.75 ACRES	
SW¼ NE¼	13.15 ACRES	
SE¼ NE¼	34.25 ACRES	
*SW¼ NW¼	5.95 ACRES	
*SE¼ NW¼	10.35 ACRES	
NE¼ SW¼	39.45 ACRES	
*NW¼ SW¼	36.15 ACRES	
SW¼ SW¼	28.10 ACRES	
SE¼ SW¼	36.20 ACRES	
NE¼ SE¼	39.65 ACRES	
NW¼ SE¼	33.75 ACRES	
SW¼ SE¼	20.45 ACRES	
SE¼ SE¼	37.35 ACRES	
	SECTION 34	
NW¼ NE¼	3.40 ACRES	
SW¼ NE¼	1.80 ACRES	
NE¼ NW¼	31.25 ACRES	
NW¼ NW¼	31.25 ACRES	
SW¼ NW¼	31.25 ACRES	
SE¼ NW¼	31.25 ACRES	
NW¼ SW¼	22.60 ACRES	
SW¼ SW¼	17.20 ACRES	
	SECTION 35	
NE¼ NE¼		40.00 ACRES
NW¼ NE¼		40.00 ACRES
SW¼ NE¼		40.00 ACRES
SE¼ NE¼		40.00 ACRES
NE¼ NW¼	1.88 ACRES	10.00 ACRES
SW¼ NW¼	3.35 ACRES	4.00 ACRES
SE¼ NW¼		40.00 ACRES
NE¼ SW¼		40.00 ACRES
NW¼ SW¼	4.35 ACRES	14.00 ACRES
SW¼ SW¼	1.14 ACRES	21.00 ACRES
SE¼ SW¼		40.00 ACRES
NE¼ SE¼		40.00 ACRES
NW¼ SE¼		40.00 ACRES
SW¼ SE¼		40.00 ACRES
SE¼ SE¼	4.00 ACRES	36.00 ACRES
	SECTION 36	

TOWNSHIP 3 NORTH, RANGE 27 EAST, W.M.

	PRIMARY	SUPPLEMENTAL
*NE¼ NW¼	28.69 ACRES	
*NW¼ NW¼	25.00 ACRES	
SW¼ NW¼	22.03 ACRES	
SE¼ NW¼	35.00 ACRES	
NE¼ SW¼	25.00 ACRES	
NW¼ SW¼	19.19 ACRES	
SW¼ SW¼	28.83 ACRES	
*SE¼ SW¼	28.70 ACRES	
	SECTION 6	
*NE¼ NW¼	34.70 ACRES	
NW¼ NW¼	31.90 ACRES	
SW¼ NW¼	29.20 ACRES	
*SE¼ NW¼	23.50 ACRES	
*NE¼ SW¼	31.10 ACRES	
NW¼ SW¼	24.00 ACRES	
SW¼ SW¼	22.80 ACRES	
*SE¼ SW¼	30.10 ACRES	
	SECTION 7	
SW¼ NE¼	3.00 ACRES	
SE¼ NW¼	37.00 ACRES	
NE¼ SW¼	25.00 ACRES	
NW¼ SW¼	40.00 ACRES	
SW¼ SW¼	40.00 ACRES	
SE¼ SW¼	12.00 ACRES	
	SECTION 17	
SE¼ NE¼		40.00 ACRES
*NE¼ NW¼	35.60 ACRES	
*NW¼ NW¼	34.00 ACRES	
*SW¼ NW¼	33.50 ACRES	
*SE¼ NW¼	17.40 ACRES	
NE¼ SW¼	20.00 ACRES	
*NW¼ SW¼	39.10 ACRES	
*SW¼ SW¼	0.90 ACRE	
SE¼ SW¼	28.50 ACRES	11.50 ACRES
NE¼ SE¼	4.00 ACRES	36.00 ACRES
SW¼ SE¼		40.00 ACRES
SE¼ SE¼	40.00 ACRES	
	SECTION 18	

	PRIMARY	SUPPLEMENTAL
NE¼ NE¼	40.00 ACRES	
NW¼ NE¼	1.90 ACRES	38.10 ACRES
SW¼ NE¼		40.00 ACRES
SE¼ NE¼	40.00 ACRES	
NE¼ NW¼	3.80 ACRES	36.20 ACRES
*NW¼ NW¼		0.70 ACRE
SE¼ NW¼	0.60 ACRE	39.40 ACRES
NE¼ SW¼		40.00 ACRES
NW¼ SW¼		36.00 ACRES
SW¼ SW¼		33.00 ACRES
SE¼ SW¼		22.00 ACRES
NE¼ SE¼	8.00 ACRES	31.00 ACRES
NW¼ SE¼	40.00 ACRES	
SW¼ SE¼	0.60 ACRE	39.40 ACRES
SE¼ SE¼	4.20 ACRES	28.80 ACRES
	SECTION 19	
NE¼ NW¼	2.00 ACRES	
NW¼ NW¼	36.00 ACRES	
SW¼ NW¼	15.00 ACRES	
NW¼ SW¼		7.00 ACRES
	SECTION 20	
NE¼ NE¼		18.90 ACRES
NW¼ NE¼		40.00 ACRES
SW¼ NE¼		39.00 ACRES
SE¼ NE¼		5.00 ACRES
NW¼ NW¼		16.00 ACRES
SW¼ NW¼		38.00 ACRES
SE¼ NW¼		40.00 ACRES
NE¼ SW¼		40.00 ACRES
NW¼ SW¼	1.10 ACRES	36.00 ACRES
SW¼ SW¼	0.90 ACRE	36.40 ACRES
SE¼ SW¼		40.00 ACRES
*NE¼ SE¼	20.40 ACRES	
*NW¼ SE¼	11.80 ACRES	13.80 ACRES
*SW¼ SE¼	16.70 ACRES	
*SE¼ SE¼	28.00 ACRES	
	SECTION 30	

	PRIMARY	SUPPLEMENTAL
NE¼ NW¼		22.00 ACRES
NW¼ NW¼		38.00 ACRES
SW¼ NW¼		39.00 ACRES
SE¼ NW¼		3.00 ACRES
*NE¼ SW¼	35.70 ACRES	
*NW¼ SW¼	15.90 ACRES	18.60 ACRES
*SW¼ SW¼	9.10 ACRES	7.50 ACRES
*SE¼ SW¼	37.00 ACRES	
*NW¼ SE¼	9.00 ACRES	
*SW¼ SE¼	9.00 ACRES	
	SECTION 31	
*NE¼ SW¼	31.30 ACRES	
*NW¼ SW¼	31.30 ACRES	
*SW¼ SW¼	31.20 ACRES	
*SE¼ SW¼	31.20 ACRES	
*NE¼ SE¼	31.30 ACRES	
*NW¼ SE¼	31.30 ACRES	
*SW¼ SE¼	31.20 ACRES	
*SE¼ SE¼	31.20 ACRES	
	SECTION 32	

TOWNSHIP 3 NORTH, RANGE 28 EAST, W.M.

* = PLACE OF USE INVOLVED IN THE CHANGE

The applicant proposes an additional point of diversion located:

LOT 4 (NW¼ SW¼), SECTION 13, T 5 N, R 27 E, W.M.; 2270 FEET NORTH AND 940 FEET EAST FROM THE SW CORNER OF SECTION 13.

THIS CHANGE TO AN EXISTING WATER PERMIT MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

1. The quantity of water diverted at the new point of diversion, together with that diverted at the old point of diversion, shall not exceed the quantity of water lawfully available at the original point of diversion.

2. The water user shall install and maintain headgates, in-line flow meters, weirs, or other suitable devices for measuring and recording the quantity of water diverted under this permit. The type and plans of the headgates and measuring devices must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

3. The measuring and recording devices shall be located:

   a. At the proposed additional point of diversion from the Columbia River, and,

   b. At the point where Columbia River water under this permit enters the permit holder's farm system, and,

   c. At the point where Columbia River water under this permit leaves North Farm area toward Lamb-Weston plant and South Farm, and,

   d. At the point where the Columbia River water under this permit enters the Lamb-Weston plant effluent disposal system, and,

   e. At the points where both pipelines carrying Columbia River water under this permit from Lamb-Weston plant area enter South Farm.

4. The water user shall allow the watermaster access to the measuring devices; provided however, where the measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

5. The former place of use shall no longer be irrigated as a part of this water right.

6. All other terms and conditions of the permit remain the same.

7. The water user shall install and maintain a fish screen or fish by-pass device. The type and plans of the screen or by-pass device must be approved by the Oregon Department of Fish and Wildlife prior to beginning of construction and shall be installed under the supervision of the Department of Fish and Wildlife.

Permit 51017, in the name of KENT R. AND SHANNON K. MADISON, is amended as described herein.

WITNESS the signature of the Water Resources Director, affixed MAY 2 1 2002

for Paul R. Cleary

STATE OF OREGON

INTEROFFICE MEMO

TO: FILES 31906 AND 20625

DATE: FEBRUARY 26, 1985

FROM: LARRY JEBOUSEK LWJ

SUBJECT: SUPPLEMENTAL DESIGNATION

Application 20625 was filed January 2, 1945, in the name of Ralph G. Saylor, requesting a permit to use water from Butter Creek for "irrigation" of 121.0 acres in the SW 1/4 of Section 30, Township 3 North, Range 28 East. Permit 16132 was issued on April 16, 1945, allowing for the use of up to 2.42 cubic foot second from "Butter Creek Flood Water" for "irrigation (supplemental)" of the said 121.0 acres. The supplemental designation appears to have been arbitrarily added (with no mention of this to the applicant) due to the existence of Permits E-106 and 1546, the old Teel Project. Certificate 20259 was issued February 26, 1954 to Mr. Saylor for the use of 2.27 cfs from Butter Creek Flood Water for the "supplemental irrigation" of 113.4 acres. The project under Permits E-106 and 1546 was not developed, and their cancellations were authorized by O.D. Teel - see Special Order Volume 10, page 111 - June 22, 1959.

Application 31906 was filed September 30, 1957 in the name of Gaylord M. Madison requesting a permit to use the water from the North and South Springs for "irrigation and supplemental irrigation" of 88.0 acres. Permit 25159 was issued November 29, 1957 approving the application, allowing for "supplemental irrigation" only. Once again, the "primary" rights of record at the time were, in part, the same Teel permits which were never developed and later cancelled. Also, as in the earlier case, the change to entirely supplemental appears to have been arbitrary, with no explanation to the applicant. Certificate 28737 was issued July 13, 1959 to Mr. Madison, describing the right to the use of 1.69 cfs from the North and South Springs for the supplemental irrigation of 84.3 acres.

For the purpose of administration of the rights described under Certificates 20259 and 28737, to the extent that a valid primary right does not exist at this time for the lands involved, this office will consider them as being the primary source of supply.

cc: Larry Nunn, Watermaster, District 5

7168C

11-125-1367

legal owner shall be addressed to the legal owner at the owner's last address of record in the office of the county assessor of the county in which the lands are located. The notice shall contain a complete description of the water right and of the lands to which the water right is appurtenant. The notice shall state that the legal owner or the occupant has a period of 60 days from the date of the mailing of the notice within which to protest the proposed cancellation of the water right. [1955 c.670 §2; 1985 c.673 §97; 1989 c.699 §2; 1991 c.249 §53]

540.640 [Repealed by 1955 c.671 §1]

540.641 Cancellation if no protest; procedure for cancellation if owner or occupant files protest. (1) If the legal owner or the occupant receiving notice as provided in ORS 540.631 fails to protest the proposed cancellation of the water right within the 60-day period prescribed in the notice, the Water Resources Commission may enter an order canceling the water right.

(2) If the legal owner or the occupant receiving notice as provided in ORS 540.631 files a protest against the proposed cancellation of the water right with the commission within the 60-day period prescribed in the notice, the commission shall fix a time and place for a hearing on the protest. The commission shall cause written notice of the hearing to be given at least 10 days prior to the hearing to the person protesting the cancellation of the water right and to any other person who in the opinion of the commission is an interested party to the proceeding. The hearing shall be held by the commission and shall be conducted under the provisions of ORS chapter 183 pertaining to contested cases. After the hearing the commission shall enter an order canceling the water right, canceling in part or modifying the water right, or declaring that the water right shall not be canceled or modified. [1955 c.670 §3; 1975 c.581 §26c; 1983 c.807 §3; 1985 c.673 §98]

540.650 Issuance of new water right certificate for water rights not canceled. If the order of the Water Resources Commission or the final decree on the appeal therefrom under ORS 540.641 cancels in part or modifies the water right, that portion of the water right not canceled or continued as modified shall be reaffirmed by a new water right certificate issued by the commission. Such certificate shall be of the same character as that described in ORS 539.140. The certificate shall be recorded and transmitted to the owner of the water right as provided in ORS 539.140. [1955 c.670 §4; 1979 c.67 §6; 1985 c.673 §99]

540.660 Affidavit of watermaster that circumstances prevent use of water right in accordance with terms of certificate; procedures for cancellation of right. (1) If a watermaster has reason to believe that circumstances exist that prevent a water right from being exercised according to the terms and conditions of the water right certificate issued under ORS 537.250 or 539.140, such as the land to which the water right is appurtenant is covered by an impermeable surface, or the diversion mechanism used to appropriate water under a water right is no longer operable, the watermaster shall file an affidavit with the Water Resources Director. The affidavit shall state that to the best of the watermaster's knowledge, there is no physical way the water may be applied to a beneficial use in accordance with the terms and conditions of the water right certificate.

(2) If the watermaster files an affidavit under subsection (1) of this section each year for five consecutive years, the affidavits shall constitute prima facie evidence that the water has not been applied to a beneficial use for five years and the Water Resources Commission shall initiate proceedings under ORS 540.631 to cancel the water right.

(3) The Water Resources Department shall provide notice of the affidavit filed with the Water Resources Director under subsection (1) of this section. The department shall provide such notice in the following manner:

(a) If there are 25 or fewer record owners of the land, the department shall mail a copy of the affidavit to each record owner.

(b) If there are more than 25 record owners, the department shall provide general notice by publication according to the procedures established in ORS 193.010 to 193.100.

(c) If the land is within the boundaries of an irrigation district, the department shall mail a copy of the affidavit to the irrigation district.

(4) As used in this section, "record owner" means the person shown as the owner of the land in the county deed records established under ORS chapter 93. [1987 c.339 §1]

540.670 Effect of cancellation of primary water right on supplemental right; change from supplemental to primary right; priority date. (1) The cancellation of a primary water right for nonuse under ORS 540.641 shall not also cancel a supplemental water right unless the supplemental water right also has not been used beneficially for five or more years.

(2) If the Water Resources Commission cancels a primary water right under ORS 540.641 the commission may issue a new water right certificate changing the supple-

mental water right to a primary right if the commission finds that the change would not result in injury to existing water rights.

(3) A supplemental right changed to a primary right under subsection (2) of this section shall retain the priority date of the supplemental right. [1987 c.339 §2]

PROHIBITED ACTS; INJUNCTIONS

540.710 Interference with headgate, or use of water denied by watermaster or other authority; evidence of guilt. No person shall willfully open, close, change or interfere with any lawfully established headgate or water box without authority, or willfully use water or conduct water into or through the ditch of the person which has been lawfully denied the person by the watermaster or other competent authority. The possession or use of water when the same shall have been lawfully denied by the watermaster or other competent authority shall be prima facie evidence of the guilt of the person using it.

540.720 Unauthorized use or waste of water; evidence of guilt of user. No person shall use without authorization water to which another person is entitled, or willfully waste water to the detriment of another. The possession or use of such water without legal right shall be prima facie evidence of the guilt of the person using it.

540.730 Obstruction interfering with use of works or access thereto prohibited. Whenever any appropriator of water has the lawful right of way for the storage, diversion, or carriage of water, no person shall place or maintain any obstruction that shall interfere with the use of the works, or prevent convenient access thereto.

540.740 Injunctive relief against action of watermaster. Any person who may be injured by the action of any watermaster may appeal to the circuit court for an injunction. The injunction shall only be issued in case it can be shown at the hearing that the watermaster has failed to carry into effect the order of the Water Resources Commission or decrees of the court determining the existing rights to the use of water. [Amended by 1985 c.673 §100]

540.750 Injunction suits; notice and hearing to authorize restraining order; time of hearing. In suits for injunction affecting the use of water from streams upon which the rights to water have been determined, no restraining order shall be granted before hearing had after at least three days' notice thereof, served upon all parties defendant. All suits for injunction involving the use of water shall be heard, either in term time or during vacation, not later than 15 days after issues joined, unless for good cause shown further time be allowed.

PENALTIES

540.990 Penalties. (1) Violation of any provision of ORS 540.440 is punishable, upon conviction, by a fine of not less than $25 nor more than $150, together with the costs and disbursements of the action, and in default of the payment of the fine and costs, by confinement in the county jail one day for each $2 thereof. Justice courts shall have concurrent jurisdiction with the circuit courts in the trial of all proceedings under this subsection.

(2) Violation of any provision of ORS 540.370 (2), 540.570 (5), 540.710, 540.720 or 540.730 is punishable, upon conviction, by a fine of not less than $10 nor more than $250, or by imprisonment in the county jail for not more than six months, or both. Justice courts shall have concurrent jurisdiction with the circuit courts in the trial of all violations under this subsection. [Amended by 2001 c.788 §§7,13; 2003 c.14 §§344,345; 2003 c.705 §§19,21]

(c) Remand the application to the Department to seek resolution of the issues identified in the comments and, if the issues are not resolved, to initiate a contested case proceeding pursuant to the applicable provisions of ORS 183.310 to 183.550.

Stat. Auth.: ORS 536.025 & ORS 536.027
Stats. Implemented: ORS 540.510 - ORS 540.532
Hist.: f & cert. ef. 5-1-2003; f & cert. ef. 10-06-06

690-380-2300
Changes in Character of Use

Water may only be used for the authorized purposes in the water right except as provided under ORS 540.510(3) and (8) and ORS 540.520(8) and (9) or as approved by the Department through a water right transfer, certificate of registration modification under OAR Chapter 690, Division 382, or pursuant to OAR 690-380-2340.

Stat. Auth.: ORS 536.025 & ORS 536.027
Stats. Implemented: ORS 540.510 - ORS 540.532
Hist.: f & cert. ef. 5-1-2003; f & cert. ef. 10-06-06

690-380-2320
Transfer from Supplemental Use to Primary Use

A transfer application for a change in use from supplemental use to primary use may be submitted. A transfer will be allowed only to the extent the applicant can establish the quantity of water historically used under the supplemental water right. A right cannot be enlarged through this process. The primary water right shall be canceled before or at the same time as the issuance of the transfer order changing the supplemental use to primary.

Stat. Auth.: ORS 536.025 & ORS 536.027
Stats. Implemented: ORS 540.510 - ORS 540.530
Hist.: f & ef 6-11-87; f & cert. ef. 7-11-96; Renumbered from 690-015-0030 by WRD 4-2003, f & cert. ef. 5-1-2003

690-380-2330
Substitution of Supplemental Ground Water Right for Primary Surface Water Right

See ORS 540.524

(1) As provided in ORS 540.524, the holder of both a primary surface water right certificate and a supplemental ground water right certificate or permit may substitute the use of the supplemental water right for the primary water right. This rule does not authorize a change in place of use, character of use, point of diversion or point of appropriation.

(2) A substitution may not be made under section (1) of this rule if the use of the supplemental ground water right results in an enlargement of the primary surface water right.

(3) An application shall be submitted on a form provided by the Department with the appropriate fee as established under ORS 536.050. The Department may request additional information if necessary to assist with the injury evaluation.

(4) Upon receiving an application, the Department shall provide notice, accept protests and conduct hearings on protests in the manner described in ORS 540.520(5) to (7) and OAR 690-380-4000 to 690-380-4200.

* May be able to use existing Final Proof Maps - See 690-380-3100(1)(j

Subs - No Proof necessary. Don't have to submit COBU (or have a Certificate issued) ... unless another change like POU or POD is also involved.

* Subs require Newspaper Notice.

Dorothy Pedersen

From: Molly Reid [MReid@GSIWaterSolutions.com]
Sent: Wednesday, July 25, 2007 2:11 PM
To: Dorothy Pedersen
Subject: RE: Certificate 28737, T9644 language

Dorothy: The client wishes to change his spring POD to a hydraulically connected well, and then potentially take this same "supplemental" spring surface water right (Certificate 28737) and make it primary as the original primary water right was never proved up on. Certificate 28737 has been used as a primary water right since the 1950's and I don't think anyone caught the supplemental designation or changed it when the original primary permit for waters from Camas Creek was never finished and therefore went away. It would be good to know from folks in Salem if they are treating this water right as primary or supplemental and if a character of use change will be needed. I need to know what to tell the client. Thanks for your help. Molly

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From: Dorothy Pedersen [mailto:pedersdi@wrd.state.or.us]
Sent: Wednesday, July 25, 2007 1:39 PM
To: Molly Reid
Subject: RE: Certificate 28737, T9644 language

Molly,

By a change "from surface water to groundwater", to you mean a change from use of a surface water point of diversion to a groundwater point of appropriation (hydraulically connected well)? That would be a $400.00 change in POD, in addition to the $400.00 for a change in character of use. There is no way to actually change an "S" right to a "G" right with a character of use change, however, as long as certain criteria are met, it is possible to draw out the "surface water source" through hydraulically connected wells.

Or are you thinking of a substitution of a supplemental groundwater right for a primary surface water right? That would be a "substitution", for which the fee is $280.00. In that case, the certificates would not be changed—the supplemental groundwater right would simply be allowed to be used in preference to the surface water primary.

Let me know more about the specifics of what is being proposed if this doesn't answer your question.

Thanks,
Dorothy

Dorothy Pedersen
(503) 986-0890

From: Molly Reid [mailto:MReid@GSIWaterSolutions.com]
Sent: Wednesday, July 25, 2007 10:38 AM
To: Dorothy Pedersen
Subject: RE: Certificate 28737, T9644 language

Thank you Dorothy for your e-mail. Am I to understand that if the client wishes to change the character of use from surface water to groundwater, and from supplemental to primary, that the fee would be $400, or would it be $800. It would make sense that they both be lumped into one change (character of use). I just want to be clear in my understanding. Thanks.

From: Dorothy Pedersen [mailto:pedersdi@wrd.state.or.us]
Sent: Tuesday, July 24, 2007 3:29 PM
To: Molly Reid
Subject: RE: Certificate 28737, T9644 language

Hi Molly,

I can answer some of your questions.

The note about the supplemental irrigation designation was in the water right (Application S-31906/Permit S-25159/Certificate 28737) file.

As this is somewhat of a special case, I'll have to consult with others before giving you an answer on whether the transfer process could be used to convert some or all of the "supplemental" right to primary, and if so, how.

In general though, there could be more than one type of character of use change in a transfer (such as supplemental to primary irrigation and irrigation to industrial, and they would be lumped as one category of change (character of use) when calculating fees.

Have a good afternoon,
Dorothy

Dorothy Pedersen
(503) 986-0890

From: Molly Reid [mailto:MReid@GSIWaterSolutions.com]
Sent: Friday, July 20, 2007 1:25 PM
To: PEDERSEN Dorothy I
Subject: Certificate 28737, T9644 language

Hi Dorothy: I am working on a transfer application for a client that involves a portion of certificate 28737. In Scott Madison's temporary transfer order (T-9644) Bernadette noted that a "portion of the water right is listed as supplemental irrigation – a note in the file indicates that it should be considered primary irrigation." Was this something that was noted in the transfer file, or in the water right certificate file? The current client is filing a surface water to groundwater transfer application on the south spring of this water right, and I noted that the water right is a supplemental right without the benefit of a primary in existence. So, does the client also have to file another character of use change (supplemental to primary), or is there something in this certificate 28737 file that notes the whole or part of the right should be primary? Any help you can provide me would be greatly appreciated. I need to let the client know if he has to file one or two character of use changes. By the way, can two character of use changes be filed on one application, if it involves only one water right? Thanks for your help. Molly

Molly Reid
Water Resource Analyst

GSI Water Solutions, Inc
1020 N. Center Parkway, Suite F
Kennewick, WA 99336
Ph:509 735-7135
Fax: 509 735-7067
email: mreid@gsiwatersolutions.com

BEFORE THE STATE ENGINEER OF OREGON

Marion County

IN THE MATTER OF THE CANCELATION OF CERTAIN PERMITS OF PARTIES VOLUNTARILY AUTHORIZING SUCH CANCELATION

ORDER

It appearing that the parties whose names appear in the following tabulation have authorized the cancelation of their respective permits, the numbers of which appear opposite their names:

NAME	APPLICATION NUMBER	PERMIT NUMBER
Gilchrist Timber Company	U-148	U-141
Brooks-Scanlon, Inc.	U-391	U-366
Louis M. Hughet	U-479	U-435
Louis M. Hughet	U-481	U-437
Louis M. Hughet	U-482	U-438
M. M. McDole	U-548	U-500
Mildred F. Cramer	U-608	U-556
Luther W. Cramer	U-609	U-557
City of Ontario	U-660	U-603
Margaret Bailey Rea	U-775	U-691
Margaret Bailey Rea	U-776	U-692
R. A. Long	U-757	U-709
Jamie F. Marsh	U-811	U-719
Claud J. White	U-827	U-737
L. I. Jacobs	U-868	U-755
George H. Merrick	U-874	U-758
William G. Ross and Son	G-83	G-14
J. C. and Lotta J. Clemens	G-103	G-21
J. C. and Lotta J. Clemens	G-104	G-22
Ray and Velma Maddy	G-131	G-36
Dean J. Hall	G-84	G-70
C. I. Drummond	G-115	G-74
Cecil C. Moore	G-163	G-94
Norma Terry Garris	G-215	G-134
W. O. White	G-230	G-142
City of Bend	G-268	G-177
Russell W. Girvin	G-269	G-186
Oscar E. Hoffman	G-285	G-205
John E. O'Toole	G-289	G-208
August A. Strecker	G-319	G-238
Ross H. Levanger	G-370	G-246
State Finance Company	G-385	G-260
E. D. Glidewell	G-420	G-290

NAME	APPLICATION NUMBER	PERMIT NUMBER
John Ransom	G-196	G-295
Riley and Sewell	G-300	G-298
Henry C. and Ramona Fitchett	G-310	G-326
Mildred F. Ritter	G-392	G-328
Joseph B. Weller	G-495	G-396
Luther W. Cramer	G-474	G-423
Emma Boettcher	G-536	G-445
Walter H. Frohreich	G-537	G-446
Imogene Turner	G-290	G-461
LaVinnia M. and Woodrow K. Black	G-562	G-474
Earl E. and Nancy Leona Lash	G-53	G-484
Portland Mortgage Company	G-573	G-492
Oregon-Washington Railroad and Navigation Co. and Union Pacific Railroad Co.	G-623	G-545
Walter C. Weaver, Jr.	G-654	G-567
J. Leslie Davis	G-668	G-574
Thomas A. and Flora A. Klarin	G-673	G-578
Weyerhaeuser Timber Co.	G-680	G-582
Sidney C. Stenerodden	G-681	G-611
Leland C. and Bertha E. Gove	G-733	G-634
Dale and Lillian Eisenmann	G-743	G-668
City of Canby	G-782	G-680
John A. and William F. Marshall	G-13	G-693
Joseph R. Brown	G-745	G-718
Maude Brown	G-746	G-719
Beverly M. Cannon	G-747	G-720
Benjamin F. Cannon	G-748	G-721
Marian E. Oliver	G-752	G-722
Adolph C. Titze	G-838	G-736
Pacific Power and Light Company	G-885	G-780
Pacific Power and Light Company	G-1204	G-971
William N. Mills	G-1381	G-1251
Louis E. Frick	G-1473	G-1312
Teel Irrigation District	R-2938	R-242
Clyde C. Dunlap and Gale Scutt	R-20953	R-821
D. B. Stump	R-24917	R-1047
Donald Pieren	R-25113	R-1070
S. Conley Davis	R-25485	R-1108
John Edward Coleman	R-26995	R-1381
Henry C. Schattenkerk	R-27366	R-1387
Stephen A. and Joan K. Bristol	R-28493	R-1568
Amos A. and Dorma U. Horner	R-28815	R-1576
Neely E. Williams	R-28967	R-1595
Wm. Ede, et al.	R-28855	R-1581
Floyd and Dorothy Hoffman	R-27221	R-1626
Harry McAllister	R-29513	R-1704
V. R. and Lela R. Bonhan	R-29794	R-1721
Vernon L. Salter	R-29813	R-1737
Fred Aebischer	R-30251	R-1746
Dan Carnegie	R-30130	R-1784
William R. and Marian Mayfield	R-30201	R-1788
G. Keith & Margaret E. Hutchings	R-30432	R-1838
Frances Kreilich	R-31427	R-2010
Huggard and Hahn	R-31570	R-2023

NAME	APPLICATION NUMBER	PERMIT NUMBER
Teel Irrigation District	415	E-106
Town of Paisley	2771	1454
Teel Irrigation District	2832	1546
Eldon Hutchinson	9113	5986
City of Seaside	11403	7863
Bay City Water Commission	13296	9539
State Highway Commission	16694	12482
City of Estacada	18989	14606
Oregon State Game Commission	19107	14712
J. Q. Freeman	19129	14730
Oregon State Highway Commission	19721	15293
Oregon State Game Commission	20474	15986
John A. Ratzeburg	20724	16226
Herbert Fagerlund	21518	16874
Lewis H. Williams	21588	16964
Brooks-Scanlon, Inc.	21608	16977
J. D. Hogue	21631	16997
Harold E. Hennings	21780	17134
Walter S. Tracey	22745	17933
City of Monmouth	22132	18320
Alfred J. Small	23734	18740
Edd C. Briggs	23783	18881
D. B. Stump	24918	19587
Donald Pieren	25114	19761
L. M. Hankins and Son	25119	19764
Lost and Boulder Ditch Company	24974	19941
Wm. Henry Anderson & Harry J. Anderson, Jr.	25285	19970
Herbert O. Waibel	25156	20206
W. J. and Mable I. Groshong	26450	20739
S. Vaughn and Sons Lumber Co.	27128	21340
John Edward Coleman	26996	21514
Everett & Lillian Reinhart	27471	21625
Leo C. Eriksen	27575	21716
Charles A. Tom	27592	21737
Charles Stanley	27336	21934
J. H. Powers	28303	22253
Sidney Newton	28200	22352
Lloyd P. Love	28442	22491
O. E. Thornton	28519	22502
Lawrence F. Gray	28696	22595
Gardiner Lumber Company	22957	22634
Amos A. and Dorma J. Horner	28816	22678
Floyd and Dorothy Hoffman	27222	22965
Wm. Ede, et al.	28856	22697
Neely E. Williams	28968	22782
C. L. Burbank	26843	23261
C. W. Hutchison	29581	23297
Ora and Hazel Jones	29634	23343
Willard I. Powell	29676	23370
Norman Connell	29716	23394
V. R. and Lela R. Bonham	29795	23450
Vernon L. Salter	29814	23513
Cleo. S. Wimmer	29821	23514
Chas. Passmore	29851	23518
Del Rio Orchards	29852	23519
Godfred Losli	29859	23523

NAME	APPLICATION NUMBER	PERMIT NUMBER
Fred Aebischer	30252	23570
Ernest N. Palmer	29961	23602
Nevan A. Helfrich	29979	23613
Gordon and Louise Williams	30015	23635
Earl and Inez N. Frye	29126	23669
Dan Carnegie	30131	23777
Nelson Stutsman	30139	23782
William R. and D. Marian Mayfield	30202	23799
William E. Doyle	30220	23825
Harry G. and Lottie P. Carlson	30249	23841
Margaret E. Bamber	30255	23843
Dr. George H. Bodner	30312	23861
Allie M. and Walter L. Myers	30069	23941
T. R. Parker	30461	23993
J. P. Talbot	30476	24004
G. Keith and Margaret E. Hutchings	30433	24070
Clarence L. Wobber	30768	24156
Koennecke Realty Corporation	30799	24249
Mildred Campbell Deardorff	30848	24323
Oregon State Highway Department	30964	24354
Donald E. Boyer	30434	24436
Cyril Vandehey	31233	24614
Francis R. Holt	31454	24803
Frances Kreilich	31428	24838
Huggard and Hahn	31571	24910
A. F. Harrsch	31585	24918
U. S. Army Engineers	31759	25045
Adolph Deininger	31925	25173
I. B. Deland	31951	25236
Oregon Lumber Company	32031	25267
Lane W. Crossley	32131	25348
Seal Rock Water District	30303	25358
Louis E. Frick	32958	26044

That portion of application No. 20666, permit No. 16167 in the names of J. K. McCall, R. L. McCall and J. C. McCall covering the irrigation of 40 acres in Section 16, Township 9 South, Range 1 East, W.M.

That portion of application No. 24552, permit No. 21652 in the name of Daniel Van Otten covering the irrigation of 141.6 acres in the north-half of Section 14, Township 6 South, Range 5 West, W.M.

IT IS ORDERED that said permits be and the same hereby are canceled in accordance with the provisions of ORS 537.260.

Dated at Salem, Oregon this 22nd day of June, 1959.

Lewis A. Stanley

LEWIS A. STANLEY
State Engineer

RECEIVED
SEP 3 1957
STATE ENGINEER
SALEM, OREGON

Permit No. 25159

*APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Oregon

I, GayLord M. Madison
(Name of applicant)

of RFD #1. Echo, Oregon
(Mailing address)

State of Oregon, do hereby make application for a permit to appropriate the following described public waters of the State of Oregon, SUBJECT TO EXISTING RIGHTS:

If the applicant is a corporation, give date and place of incorporation

1. The source of the proposed appropriation is 2 spring areas
(Name of stream)
, a tributary of Butter Creek

2. The amount of water which the applicant intends to apply to beneficial use is
cubic feet per second.
(If water is to be used from more than one source, give quantity from each)

**3. The use to which the water is to be applied is Irrigation & supplemental irrigation
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located ft. (N. or S.) and ft. (E. or W.) from the corner of North Spring area N 67° 36' E. 3546.0 ft.
(Section or subdivision)
South Spring area S80° 20' 3084.0 ft.
both from W¼ corner Sec. 30, T. 3N. R. 28 E.
(If preferable, give distance and bearing to section corner)
(If there is more than one point of diversion, each must be described. Use separate sheet if necessary)
being within the North - SW¼ NE¼ South - NW¼ SE¼ (Give smallest legal subdivision) of Sec. 30, Tp. 3N (N or S.)
R. 28 E. (E. or W.), W. M., in the county of Umatilla

5. The (Main ditch, canal or pipe line) to be (Miles or feet)
in length, terminating in the (Smallest legal subdivision) of Sec. , Tp. (N or S.)
R. (E. or W.), W. M., the proposed location being shown throughout on the accompanying map.

DESCRIPTION OF WORKS

Diversion Works—

6. (a) Height of dam None feet, length on top feet, length at bottom feet; material to be used and character of construction
(Loose rock, concrete, masonry, rock and brush, timber crib, etc., waterway over or around dam)

(b) Description of headgate
(Timber, concrete, etc., number and size of openings)

(c) If water is to be pumped give general description Chev trk. motor & case 28 h.p.
(Size and type of pump)
both gas. 5x4 Pacific & 4x3 Pacific
(Size and type of engine or motor to be used, total head water is to be lifted, etc.)

*A different form of application is provided where storage works are contemplated.

**Application for permits to appropriate water for the generation of electricity, with the exception of municipalities, must be made to the Hydroelectric Commission. Either of the above forms may be secured, without cost, together with instructions by addressing the State Engineer, Salem, Oregon.

25159

Canal System or Pipe Line—

7. (a) Give dimensions at each point of canal where materially changed in size, stating miles from headgate. At headgate: width on top (at water line) ..... feet; width on bottom ..... feet; depth of water ..... feet; grade ..... feet fall per one thousand feet.

(b) At ..... miles from headgate: width on top (at water line) ..... feet; width on bottom ..... feet; depth of water ..... feet; grade ..... feet fall per one thousand feet.

(c) Length of pipe, ... ft.; size at intake, ... in.; size at ..... ft. from intake ..... in.; size at place of use ..... in.; difference in elevation between intake and place of use, ... ft. Is grade uniform? ..... Estimated capacity ..... sec. ft.

8. Location of area to be irrigated, or place of use

Township North or South	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
3 N	28 E.	30	NW¼ SE¼	15.9 from South Spr.
			NE¼ NE¼	22.4 " North Spr.
			NW¼ NE¼	1.8 " " "
			SW¼ NE¼	10.9 " " "
			SE¼ SE¼	5.4 " " "
			SE¼ NW¼	23.9 " " "
		20	NW¼ SW¼	7.5 " " "
			SW¼ SW¼	0.2 " " "

(If more space required, attach separate sheet)

(a) Character of soil .....

(b) Kind of crops raised Pasture and hay

Power or Mining Purposes—

9. (a) Total amount of power to be developed ..... theoretical horsepower

(b) Quantity of water to be used for power ..... sec. ft.

(c) Total fall to be utilized ..... (Head) feet

(d) The nature of the works by means of which the power is to be developed .....

(e) Such works to be located in ..... (Legal subdivision) of Sec. ..... Tp. ..... (No. N or S.), R. ..... (No. E or W.), W. M.

(f) Is water to be returned to any stream? ..... (Yes or No)

(g) If so, name stream and locate point of return .....

..... , Sec. ..... , Tp. ..... (No. N or S.) , R. ..... (No. E or W.) , W. M.

(h) The use to which power is to be applied is .....

(i) The nature of the mines to be served .....

25159

25159

Municipal or Domestic Supply—

10. (a) To supply the city of .....

(Name city) ..... County, having a present population of .....

and an estimated population of ..... in 19.....

(b) If for domestic use state number of families to be supplied .....

(Answer questions 11, 12, 13, and 14 in all cases)

11. Estimated cost of proposed works, $ 10,000

12. Construction work will begin on or before Started

13. Construction work will be completed on or before October 1, 1958

14. The water will be completely applied to the proposed use on or before October 1, 1959

Gaylord M Madison

(Signature of applicant)

Remarks: .....

STATE OF OREGON, }
County of Marion, } ss.

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for .....

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before ..... , 19 .

WITNESS my hand this ..... day of ..... , 19 .

STATE ENGINEER

By .....

ASSISTANT

PERMIT

STATE OF OREGON, }
County of Marion, } ss.

This is to certify that I have examined the foregoing application and do hereby grant the same, SUBJECT TO EXISTING RIGHTS and the following limitations and conditions:

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed 1.76 cubic feet per second measured at the point of diversion from the stream, or its equivalent in case of rotation with other water users, from South spring and North spring, being 0.32 c.f.s. from South spring and 1.44 c.f.s. from North spring

The use to which this water is to be applied is supplemental irrigation

If for irrigation, this appropriation shall be limited to 1/50 of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 4 acre feet per acre for each acre irrigated during the irrigation season of each year; provided further that the amount of water allowed herein, together with the amount secured under any other right existing for the same lands shall not exceed the limitation allowed herein,

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

The priority date of this permit is September 30, 1957

Actual construction work shall begin on or before November 29, 1958 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1959

Complete application of the water to the proposed use shall be made on or before October 1, 1960

WITNESS my hand this 29th day of November, 1957

STATE ENGINEER

Application No. 31906
Permit No. 25159

PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

This instrument was first received in the office of the State Engineer at Salem, Oregon, on the 30th day of September, 1957, at 9:20 o'clock A. M.

Returned to applicant:

Approved:
November 29, 1957

Recorded in book No. 67 of Permits on page 25159

LEWIS A. STANLEY
STATE ENGINEER

Drainage Basin No. 7 page 6 A

Fees 23.20

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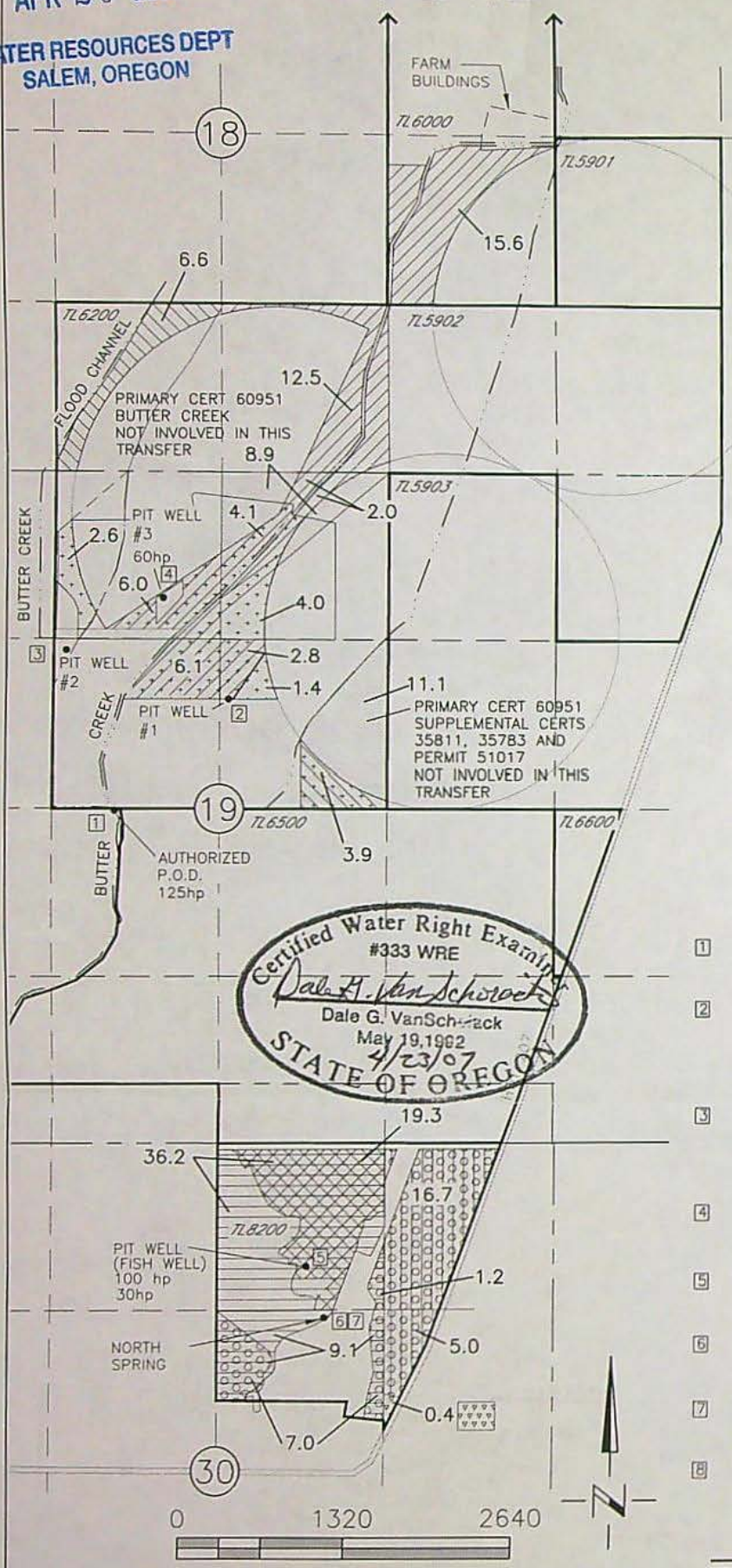
SCOTT MADISON APPLICATION MAP T-10320

T3N, R28E WM

ACREAGE WATER IS BEING TRANSFERRED FROM



LEGEND

REFERENCE TO APPLICATION		PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 80823, 80822 AND PERMIT 51017
1ST OF 6 PRIMARY WATER RIGHTS		PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 80823, 80822, 28737 AND PERMIT 51017
		PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 80823, 80822, 32597 AND PERMIT 51017
2ND OF 6 PRIMARY WATER RIGHTS		PRIMARY CERT 60951 BUTTER CREEK SUPPLEMENTAL PERMIT 51017
		PRIMARY CERT 60951 SUPPLEMENTAL CERTS 35811, 35783 AND PERMIT 51017
3RD OF 6 PRIMARY WATER RIGHTS		PRIMARY CERT 60952 BUTTER CREEK SUPPLEMENTAL PERMITS 51017 AND 46499
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1. AUTHORIZED P.O.D.
PERMIT 3694 CERT 60951 AND CERT 60952 & PERMIT 46499
LOCATED 10'S AND 1800'E FROM THE W 1/4 COR OF SECTION 19

2. AUTHORIZED P.O.A.
PERMIT G-438 CERT 35811 PIT WELL #1 (TO BE TRANSFERRED TO PIT WELL #3)
LOCATED 850'N AND 1370'E FROM THE SW COR, SE 1/4, NW 1/4 OF SECTION 19

3. AUTHORIZED P.O.A.
PERMIT G-438 CERT 35811 PIT WELL #2 (NO LONGER EXISTS) (TO BE TRANSFERRED TO PIT WELL #3)
LOCATED 1240'N AND 100'E FROM THE SW COR, SE 1/4, NW 1/4 OF SECTION 19

4. AUTHORIZED P.O.A.
PERMIT G-2597 CERT 35783 PIT WELL #3
LOCATED 1670'N AND 2160'E FROM THE W 1/4 COR OF SECTION 19

5. AUTHORIZED P.O.A.
PERMITS G-7207 CERT 64236 AND G-7615 CERT 64238 FISH WELL
LOCATED 970'S AND 1950'W FROM THE NE COR OF SECTION 30

6. AUTHORIZED P.O.D.
PERMIT 25159 CERT 28737 NORTH SPRING
LOCATED SW 1/4, NE 1/4 SECTION 30

7. AUTHORIZED P.O.D.
PERMIT 26265 CERT 32597 UNNAMED SPRING
LOCATED 1370'S AND 1800' W FROM THE NE COR SEC 30

8. AUTHORIZED P.O.D.
PERMIT 51017 COLUMBIA RIVER
LOCATED 150'S AND 2990'W FROM THE NE COR SEC 2, T4N, R25E 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.

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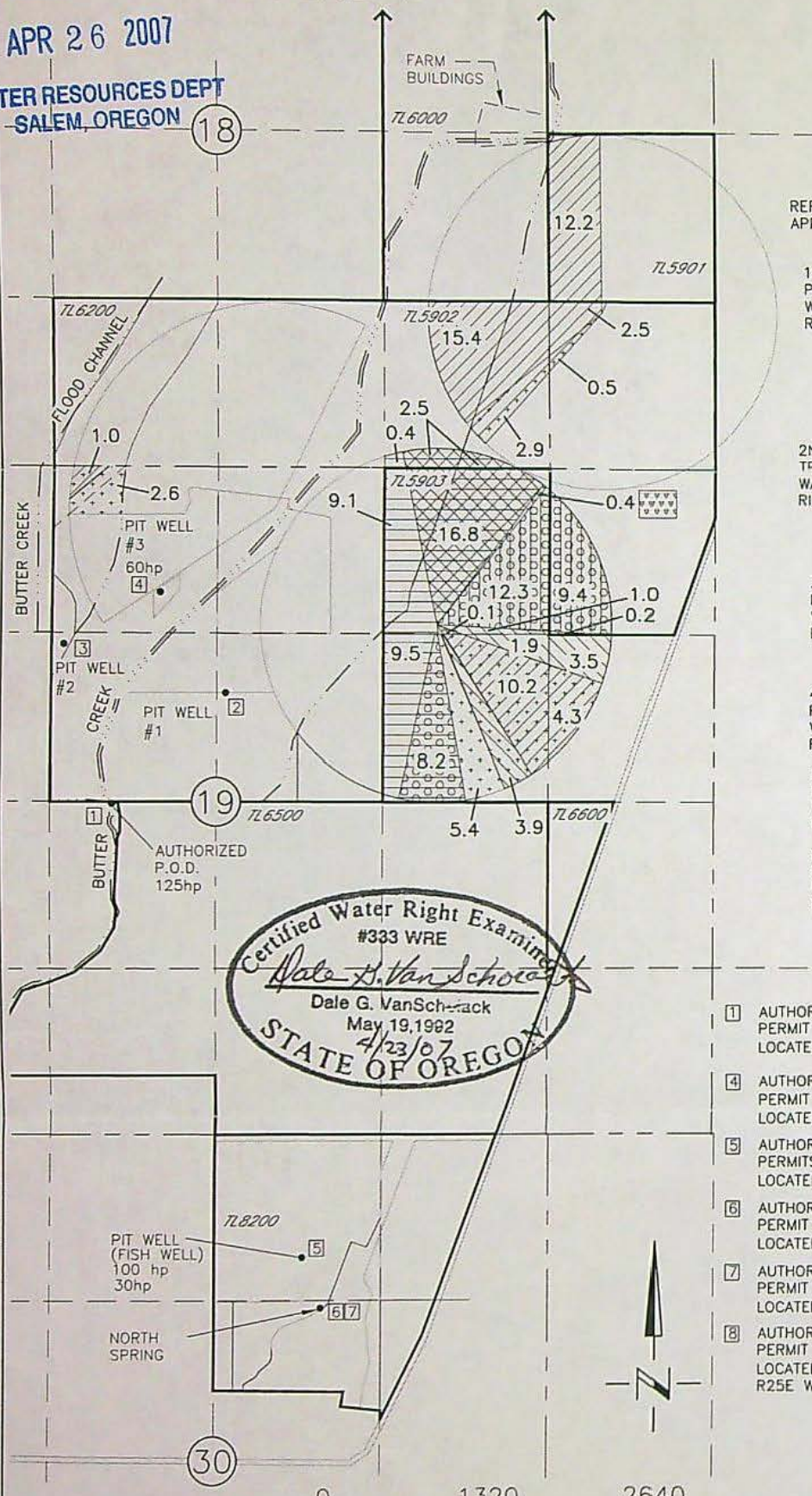
SALEM, OREGON

ACREAGE WATER IS BEING TRANSFERRED TO

SCOTT MADISON APPLICATION MAP

T3N, R28E WM

T-10320



Certified Water Right Examiner
#333 WRE
Dale G. VanSchoack
May 19, 1992
4/23/07
STATE OF OREGON

LEGEND

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[8] AUTHORIZED P.O.D.
PERMIT 51017 COLUMBIA RIVER
LOCATED 150'S AND 2990'W FROM THE NE COR SEC 2, T4N, R25E WM

0 1320 2640

SCALE IN FEET

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STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

Madison Ranches, Inc.
Echo, Oregon 97826

confirms the right to use the waters of a PIT WELL in the Butter Creek BASIN for SUPPLEMENTAL IRRIGATION of 210.2 acres.

This right was perfected under Permit G-7207. The date of priority is May 26, 1977. The amount of water to which this right is entitled is limited to an amount actually beneficially used, and shall not exceed 0.92 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NW ¼ NE ¼ SECTION 30, T 3N, R 28E, W.M.; 970 FEET SOUTH AND 1950 FEET WEST FROM THE NORTHEAST CORNER OF SECTION 30.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. This right is limited to any deficiency in the available supply of any prior right for the same land and shall not exceed the limitation allowed herein. This right is limited to appropriation of water only to the extent that it does not impair or substantially interfere with existing surface water rights of others.

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

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

NE ¼ SE ¼	31.0 ACRES
NW ¼ SE ¼	40.0 ACRES
SW ¼ SE ¼	39.4 ACRES
SE ¼ SE ¼	28.7 ACRES

SECTION 19

NE ¼ SE ¼	16.7 ACRES
NW ¼ NE ¼	37.4 ACRES
SW ¼ NE ¼	11.6 ACRES
SE ¼ NE ¼	5.4 ACRES

SECTION 30
TOWNSHIP 3 NORTH, RANGE 28 EAST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 64236, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered SEP 13 2004, approving Transfer Application T-9701.

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

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

WITNESS the signature of the Water Resources Director,

affixed September 13, 2004.

for Phillip C. Ward, Acting Director

Recorded in State Record of Water Right Certificates numbered 80822.

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

Madison Ranches, Inc.
Echo, Oregon 97826

confirms the right to use the waters of a PIT WELL in the Butter Creek BASIN for SUPPLEMENTAL IRRIGATION of 210.2 acres.

This right was perfected under Permit G-7615. The date of priority is June 14, 1977. The amount of water to which this right is entitled is limited to an amount actually beneficially used, and shall not exceed 0.55 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NW ¼ NE ¼ SECTION 30, T 3N, R 28E, W.M.; 970 FEET SOUTH AND 1950 FEET WEST FROM THE NORTHEAST CORNER OF SECTION 30.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. This right is limited to any deficiency in the available supply of any prior right for the same land and shall not exceed the limitation allowed herein. This right is limited to appropriation of water only to the extent that it does not impair or substantially interfere with existing surface water rights of others.

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

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

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SECTION 19

NE ¼ SE ¼	16.7 ACRES
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SW ¼ NE ¼	11.6 ACRES
SE ¼ NE ¼	5.4 ACRES

SECTION 30
TOWNSHIP 3 NORTH, RANGE 28 EAST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 64238, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered SEP 13 2004, approving Transfer Application T-9701.

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

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

WITNESS the signature of the Water Resources Director,

affixed September 13, 2004.

By Phillip C. Ward, Acting Director

Recorded in State Record of Water Right Certificates numbered 80823.

ANDERSON ENGINEERING
& SURVEYING, INC.
P.O. Box 28
17681 Hwy. 395
Lakeview, OR 97630
(541) 947-4407 FAX 947-2321

JOB
SHEET NO. OF
CALCULATED BY DATE
CHECKED BY DATE
SCALE

35811

SECTION 19

SW NE 3.9

NW NE 4.1 + 4.0

EXISTING SW NE 2.8 + 1.4

NE NW 6.0 + 2.6

SE NW 6.1

30 9/10

TO

SECTION 19

SE NE 3.9 + 10 2/10 + 5 4/10

NE NE 0 1/10

NE NW 1 0/10 + 2 6/10

~~3~~

17

SW SW 0 5/10

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18 SE SE 2.9

20 SW NW 4 3/10

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JOB _____

SHEET NO. _____ OF _____

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SCALE _____

Permit 51017

Changes To

Section 18 SE SE 2.9 +18 3/4

19 NE NE 25.9 +12 3/4 +1.0 +0 1/4

SE NE 17.7 +3 3/4 +1 3/4 +10 1/2

NE NW 1.0 +5 1/4 +2 1/2

20

NW NW 0 1/2 +9 1/4

SW NW 3 1/2 +4 3/4

17

NW SW - 12.2

SW SW 3.0

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SCALE

$$\frac{210.2}{0.92} = \frac{141.6}{X}$$

Permit 51017 — Existing

SEC 30
NW NE 37.4
SW NE 9.1
NE NE 16.7
SE NE 5.0 + .4

2 Permit does not show .4 — only 5

SECTION 18
SE SW 6.6
NE SE 15.6
SW SE 12.5

SECTION 19
SW NE 3.9
NW NE 6.1 + 1.0
SW NE 2.8 + 1.4
NE NW 6.0 2.6
SE NW 6.1

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JOB MADISON 2007-027
SHEET NO. _____ OF _____
CALCULATED BY _____ DATE _____
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SCALE _____

CERTIFICATE 60952

From!

	18	NE SE	15 6
		SW SE	12 5 / 28.1
	19	NW NE	6 1
		SW NE	2 8
		NE NW	6 0
		SE NW	6 1
			49.1 / 21.0
To!	17	NW SW	12 2
		SW SW	3 0
	18	SE SE	18 3
	19	NE NE	0. 1
		SE NE	10 2
		NE NW	1 0
	20	SW NW	4 3
			49.1

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163.4 remains

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JOB 2007-027
SHEET NO. _____ OF _____
CALCULATED BY _____ DATE _____
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SCALE _____

CERTIFICATE

25901
60951
60952
35811
28737
32597

Permit

51017
46499

~~25~~ 25901

32597
NW NE - 19.3
SE NE - 0.4

28737

~~64236~~
a
80823

(64236)
80822

60951

35783
+
60952

Permit 51017

35811

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SCALE

SURFACE WATER

25901 46.5 Acres
No change

32597 19.7
No change

28737 $29^{9}/_{-}$
No change

60951 $10^{5}/_{-}$
No change

~~35811~~

60952 $49^{1}/_{-}$
No change

GROUND WATER

80822 $68^{6}/_{-}$
No change

80823 $68^{6}/_{-}$
No change

35811 $-30^{9}/_{-}$
Change to
P.T well
#3

35783 $-30^{9}/_{-}$
No change

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PERMIT

S51017 $136^{2}/_{-}$
No change

S46499 $49^{1}/_{-}$
No change

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ANDERSON ENGINEERING
& SURVEYING, INC.
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Lakeview, OR 97630
(541) 947-4407 FAX 947-2321

JOB Madison T-10320
SHEET NO. 2007-027 OF
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CHECKED BY DATE
SCALE

Permit 51017

From

Sec 19

NW NE 4.0 + 6.1
SW NE 1.4 + 3.9 + 2.8
NE NW 2.6 + 6.0
SE NW 6.1

(18)
SE SW 6.6
NE SE 15.6
SW SE 12.5

TO

S 19

SE NE 5.4
+NE NW 2.6 + 1.0
+NE NE 12.3 + 25.9 + 1.0 + 0.1
+SE NE 17.7 + 3.9 + 1.9 + 10.2
~~SW NW 43~~

17

NW SW 12.2
SW SW 3.0

Sec 30

NE NE 16.7
SE NE 5.0
NW NE 37.4
SW NE 9.1

135.8

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SALEM, OREGON

S 20 + 0.2
NW NW 9.4
SW NW - 3.5
43

S 18

SE SE 2.9
+ 18.3

135.0

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Supp. Permit S-46499

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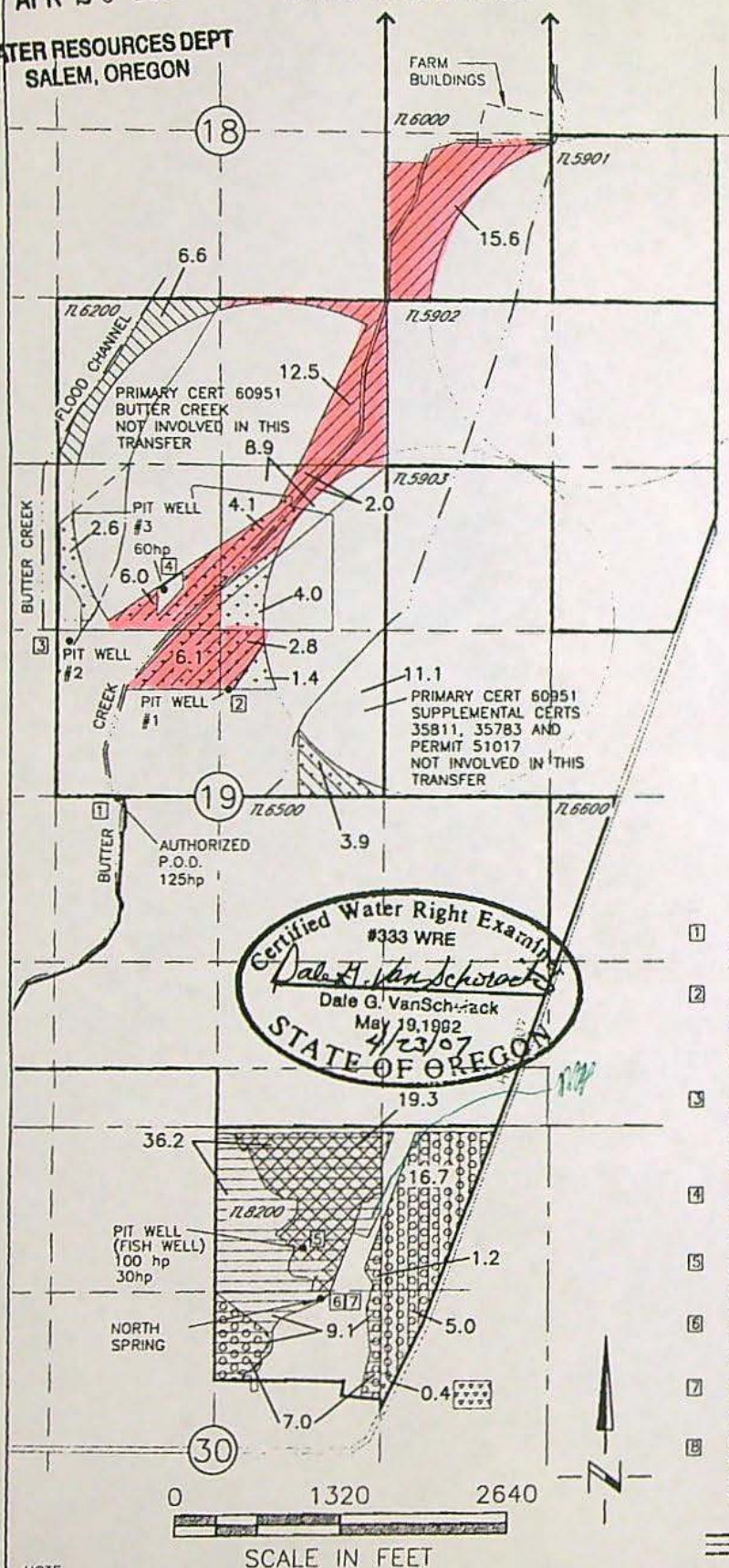

Certified Water Right Examiner
#333 WRE
Dale A. VanSchaack
Dale G. VanSchaack
May 19,1992
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LEGEND

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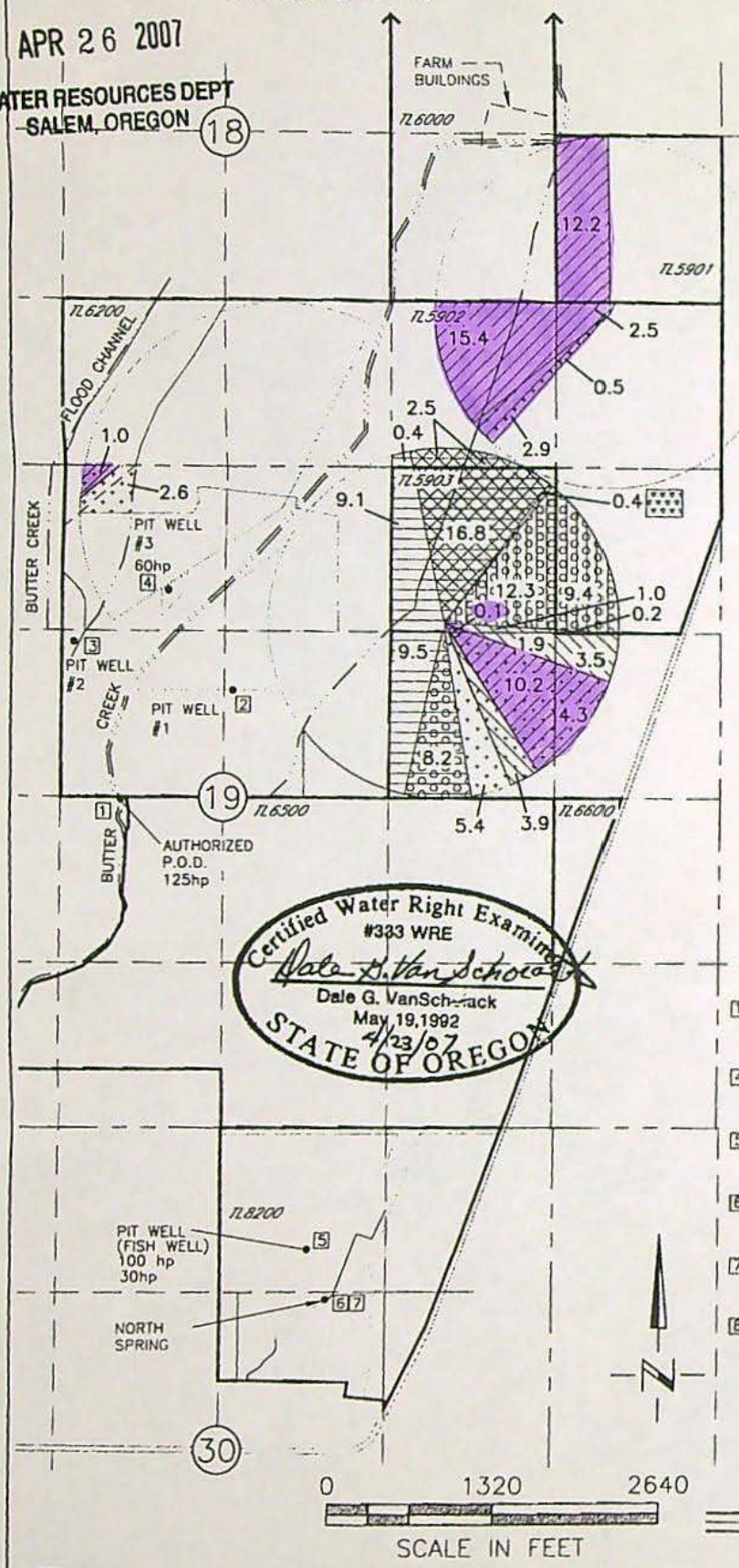

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LOCATED 150'S AND 2990'W FROM THE NE COR SEC 2, T4N, R25E WM

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.

SCM Consultants, Inc.
A Tetra Tech Company

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Permit 46499

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WATER RESOURCES DEPT
SALEM, OREGON

STATE OF OREGON

MORROW AND UMATILLA COUNTIES

PERMIT TO APPROPRIATE THE PUBLIC WATERS

This is to certify that I have examined APPLICATION 57999 and do hereby grant the same SUBJECT TO EXISTING RIGHTS INCLUDING THE APPROPRIATE MINIMUM FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD and the following limitations and conditions:

This permit is issued to John Madison, of Route 1, Box 35, Echo, Oregon 97826, Agent for Frank N. Mueller, Top Cut Feedlots, Inc. by Brent Horn, Lowell Saylor, John Madison, Madison Ranches, Inc. by Gaylord Madison, Frank Pedro, Clausie H. Ammon by Bob Hale, Douglas Hale, Glenn Cochran, Jerry Myers, Mike McCarty, Ed Johnson, Frank Mader, Bob Hawkins, Bud Graham, Edward Burl Wattenburger, Jr., Earl W. Wattenburger by Eldon Witherrite, Leo Ashbeck, John B. Correa, Sidney R. Britt and Mabel Vey, for the use of the waters of Butter Creek, a tributary of Umatilla River, for the PURPOSE of supplemental irrigation. The use allowed herein may be made at any time between September 2 and December 30 of each year that water can be put to beneficial use by irrigation, either for immediate crop growth or for forecast requirements to raise soil moisture to field capacity in the soil profile to be utilized by plant growth in the subsequent growing season, that the PRIORITY OF THE RIGHT dates from October 16, 1978, and is limited to the amount of water which can be applied to beneficial use and shall not exceed 108.7 cubic feet per second measured at the point of diversion from the stream, or its equivalent in case of rotation with other water users.

The POINTS OF DIVERSION are to be LOCATED: Diversion A - 1,650 feet North and 100 feet East from the S 1/4 Corner of Section 18, being within the NW 1/4 SE 1/4 of Section 18, Township 3 North, Range 28 East, WM; Diversion B - 10 feet South and 1,800 feet East from the W 1/4 Corner of Section 19, being within the NE 1/4 SW 1/4 of Section 19, Township 3 North, Range 28 East, WM; Diversion C - 2,620 feet North and 620 feet East from the W 1/4 Corner of Section 30, being within the NW 1/4 NW 1/4 of Section 30, Township 3 North, Range 28 East, WM; Diversion D - 320 feet North and 820 feet West from the E 1/4 Corner of Section 25, being within the SE 1/4 NE 1/4 of Section 25, Township 3 North, Range 27 East, WM; Diversion E - 340 feet South and 50 feet West from the N 1/4 Corner of Section 36, being within the NE 1/4 NW 1/4 of Section 36, Township 3 North, Range 27 East, WM; Diversion F - 2,150 feet North and 860 feet East from the Southwest Corner of Section 36, being within the NW 1/4 SW 1/4 of Section 36, Township 3 North, Range 27 East, WM; Diversion G - 1,290 feet South and 80 feet West from the Northeast Corner of Section 2, being within the NE 1/4 NE 1/4 of Section 2, Township 2 North, Range 27 East, WM; Diversion H - 50 feet South and 350 feet West from the E 1/4 Corner of Section 2, being within the NE 1/4 SE 1/4 of Section 2, Township 2 North, Range 27 East, WM; Diversion J - 1,400 feet South and 300 feet East from the N 1/4 Corner of Section 11, being within the SW 1/4 NE 1/4 of Section 11, Township 2 North, Range 27 East, WM; Diversion Ja - 390 feet North and 150 feet West from the Center Quarter Corner of Section 11, being within the SE 1/4 NW 1/4 of Section 11, Township 2 North, Range 27 East, WM; Diversion K - 970 feet North and 450 feet West from the S 1/4 Corner of Section 11, being within the SE 1/4 SW 1/4 of Section 11, Township 2 North, Range 27 East, WM; Diversion L - 1,430 feet South and 1,630 feet East from the Northwest Corner of Section 14, being within the SE 1/4 NW 1/4 of Section 14, Township 2 North, Range 27 East, WM; Diversion M - 1,090 feet North and 320 feet East from the Southwest Corner of Section 14, being within the SW 1/4 SW 1/4 of Section 14, Township 2 North, Range 27 East, WM; Diversion N - 310 feet North and 260 feet East from the Southwest Corner of Section 14, being within the SW 1/4 SW 1/4 of Section 14, Township 2 North, Range 27 East, WM; Diversion O - 340 feet North and 170 feet East from the W 1/4 Corner of Section 27, being within the SW 1/4 NW 1/4 of Section 27, Township 2 North, Range 27 East, WM.

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T-9672 ΔPou (Temp) V.60 p.509

Temp T-8709 ΔPou
sp V55 p 554

T-9350 Δ Pou/AF V.51 p.39
T-9284 Δ Pou
Temp T-9927 Δ Pou

108.7 cfs (÷) 5420.07 Ac = 0.020055092 cfs/Ac

Transfer = 49.1 Ac (x) 0.020055092 cfs/Ac = 0.984704995 cfs = 0.98 cfs

49.1 Ac (÷) 50 = 0.982 cfs (one-fiftieth)

Diversion P - 20 feet North and 40 feet West from the W 1/4 Corner of Section 27, being within the SE 1/4 NE 1/4 of Section 28, Township 2 North, Range 27 East, WM; Diversion Q - 200 feet North and 1,340 feet West from the Southeast Corner of Section 28, being within the SW 1/4 SE 1/4 of Section 28, Township 2 North, Range 27 East, WM; Diversion R - 250 feet North and 380 feet East from the W 1/4 Corner of Section 34, being within the SW 1/4 NW 1/4 of Section 34, Township 2 North, Range 27 East, WM; Diversion S - 2,500 feet North and 380 feet East from the Southwest Corner of Section 34, being within the NW 1/4 SW 1/4 of Section 34, Township 2 North, Range 27 East, WM; Diversion T - 1,360 feet North and 1,500 feet East from the Southwest Corner of Section 34, being within the NE 1/4 SW 1/4 of Section 34, Township 2 North, Range 27 East, WM; Diversion U - North 87 degrees 10 minutes East 2,700 feet from the Southwest Corner of Section 34, being within the SE 1/4 SW 1/4 of Section 34, Township 2 North, Range 27 East, WM; Diversion V - 320 feet South and 2,400 feet West from the Northeast Corner of Section 3, being within the NW 1/4 NE 1/4 of Section 3, Township 1 North, Range 27 East, WM; Diversion W - 1,500 feet South and 2,030 feet West from the Northeast Corner of Section 3, being within the SW 1/4 NE 1/4 of Section 3, Township 1 North, Range 27 East, WM; Diversion X - 375 feet North and 1,420 feet West from the Northeast Corner of Section 10, being within the SW 1/4 SE 1/4 of Section 3, Township 1 North, Range 27 East, WM; Diversion Y - 1,450 feet South and 720 feet West from the Northeast Corner of Section 10, being within the SE 1/4 NE 1/4 of Section 10, Township 1 North, Range 27 East, WM; Diversion Z - 50 feet North and 1,260 feet West from the E 1/4 Corner of Section 10, being within the SE 1/4 NE 1/4 of Section 10, Township 1 North, Range 27 East, WM; Diversion AA - 1,620 feet South and 1,280 feet West from the Northeast Corner of Section 15, being within the SE 1/4 NE 1/4 of Section 15, Township 1 North, Range 27 East, WM; Diversion BB - 2,790 feet North and 500 feet West from the Southeast Corner of Section 15, being within the SE 1/4 NE 1/4 of Section 15, Township 1 North, Range 27 East, WM; Diversion CC - 700 feet North and 530 feet East from the Southwest Corner of Section 14, being within the SW 1/4 SW 1/4 of Section 14, Township 1 North, Range 27 East, WM; Diversion DD - South 86 degrees 15 minutes East 3,230 seconds from the W 1/4 Corner of Section 23, being within the NW 1/4 SE 1/4 of Section 23, Township 1 North, Range 27 East, WM; Diversion EE - 1,540 feet North and 470 feet West from the S 1/4 Corner of Section 24, being within the NE 1/4 SW 1/4 of Section 24, Township 1 North, Range 27 East, WM; Diversion FF - 960 feet South and 340 feet west from the Northeast Corner of Section 30, being within the NE 1/4 NE 1/4 of Section 30, Township 1 North, Range 28 East, WM; Diversion GG - 750 feet South and 170 feet West from the Northeast Corner of Section 28, being within the NE 1/4 NE 1/4 of Section 28, Township 1 North, Range 28 East, WM, in the Counties of Morrow and Umatilla.

A description of the PLACE OF USE under the permit, and to which such right is appurtenant, is as follows:

Frank N. Mueller, Owner
W.B. Hamilton Decree
Certificate 2668

Township 3 North Range 28 East, WM Section 8	NE 1/4	SW 1/4	40.0 acres
	SE 1/4	NW 1/4	40.0 acres
	SW 1/4	NE 1/4	5.0 acres
	NW 1/4	SE 1/4	15.0 acres

> 100.0 ac

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Total ACreage =
~~5316.77 AC~~
5420.07 Ac

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100.0

Top Cut Feedlot, Inc., Owner
R.B. Stanfield Decree
Certificate 2691

Township 3 North	Range 28 East, WM	Section 7	SE 1/4	NE 1/4	19.0 acres
			NE 1/4	SE 1/4	31.0 acres
			SW 1/4	SE 1/4	40.0 acres
			SE 1/4	SE 1/4	16.0 acres
		Section 8	SW 1/4	NW 1/4	20.0 acres
			NW 1/4	SW 1/4	38.0 acres
		Section 18	NE 1/4	NE 1/4	7.5 acres
			NW 1/4	NE 1/4	40.0 acres

106.0 AC ~~95.0 AC~~

105.5 AC

Lowell Saylor, Owner
Jesse Moore Decree
Certificate 2679

Township 3 North	Range 28 East, WM	Section 8	SW 1/4	SW 1/4	40.0 acres
			SE 1/4	SW 1/4	35.0 acres
		Section 17	NW 1/4	NW 1/4	40.0 acres
			SW 1/4	NW 1/4	21.5 acres
			SE 1/4	NW 1/4	2.0 acres
			NE 1/4	NW 1/4	28.0 acres

75.0 AC

91.5 AC

Wallace A. Thomson Decree
Certificate 2696

Township 3 North	Range 27 East, WM	Section 36	NE 1/4	NE 1/4	40.0 acres
			NW 1/4	NE 1/4	40.0 acres
			SW 1/4	NE 1/4	40.0 acres
			SE 1/4	NE 1/4	40.0 acres
			NE 1/4	NW 1/4	10.0 acres
			SW 1/4	NW 1/4	4.0 acres
			SE 1/4	NW 1/4	40.0 acres

214.0 AC

Hugh Stanfield Decree
Certificate 2690

Township 3 North	Range 27 East, WM	Section 25	NE 1/4	SE 1/4	38.0 acres
			NW 1/4	SE 1/4	6.0 acres
			SW 1/4	SE 1/4	26.0 acres
			SE 1/4	SE 1/4	40.0 acres

110.0 AC

J.B. Saylor Decree
Certificate 2687

Township 2 North	Range 27 East, WM	Section 1	NE 1/4	NW 1/4	40.0 acres
			NW 1/4	NW 1/4	34.0 acres

74.0 AC

Township 3 North	Range 27 East, WM	Section 36	NE 1/4	SW 1/4	40.0 acres
			NW 1/4	SW 1/4	14.0 acres
			SW 1/4	SW 1/4	21.0 acres
			SE 1/4	SW 1/4	40.0 acres
			NE 1/4	SE 1/4	40.0 acres
			NW 1/4	SE 1/4	40.0 acres
			SW 1/4	SE 1/4	40.0 acres
			SE 1/4	SE 1/4	36.0 acres

271.0 AC

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1047.0

Township 3 North	Range 28 East, WM	Section 30	SW 1/4	SW 1/4	12.0 acres
			SE 1/4	SW 1/4	27.0 acres
		Section 31	NE 1/4	NW 1/4	22.0 acres
			NW 1/4	NW 1/4	38.0 acres
			SW 1/4	NW 1/4	39.0 acres
			SE 1/4	NW 1/4	3.0 acres

Caroline E. Rogers Decree
Certificate 2683

Township 3 North	Range 28 East, WM	Section 18	SE 1/4	NE 1/4	40.0 acres
			SE 1/4	SW 1/4	11.5 acres
			NE 1/4	SE 1/4	36.0 acres
			SW 1/4	SE 1/4	40.0 acres
		Section 19	NW 1/4	NE 1/4	15.0 acres
			SW 1/4	NE 1/4	3.0 acres
			NE 1/4	NW 1/4	22.0 acres
			SE 1/4	NW 1/4	35.0 acres

Madison Ranch Owner
Jesse Moore Decree
Certificate 49217

Township 3 North	Range 28 East, WM	Section 19	NE 1/4	SW 1/4	13.0 acres
			NW 1/4	SW 1/4	13.0 acres
			SW 1/4	SW 1/4	33.0 acres
			SE 1/4	SW 1/4	1.4 acres
		Section 30	NW 1/4	NW 1/4	16.0 acres
Township 3 North	Range 27 East, WM	Section 24	SE 1/4	SE 1/4	6.0 acres
		Section 25	NE 1/4	NE 1/4	16.0 acres

Hugh Stanfield Decree
Certificate 2690

Township 3 North	Range 28 East, WM	Section 30	SW 1/4	NW 1/4	38.0 acres

M.S. Corrigal Decree
Certificate 22981

Township 3 North	Range 27 East, WM	Section 25	SE 1/4	NE 1/4	20.4 acres

Frank Pedro, Owner
Jesse Moore Decree
Transfer 4381, Special Order
Volume 33, Page 128

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500.3

Township 3 North	Range 26 East, WM	Section 19	SW 1/4	SW 1/4	2.0 acres	
			SE 1/4	SW 1/4	4.6 acres	> 6.6 AC
		Section 30	NE 1/4	NW 1/4	40.0 acres	
			NW 1/4	NW 1/4	24.0 acres	> 64.0 AC

Clausie H. Ammon, Owner
R.N. Stanfield Decree
Certificate 2692

Township 2 North	Range 27 East, WM	Section 1	NE 1/4	NE 1/4	18.0 acres	
			NW 1/4	NE 1/4	40.0 acres	
			SW 1/4	NE 1/4	39.0 acres	
			SE 1/4	NE 1/4	5.0 acres	
			SW 1/4	NW 1/4	40.0 acres	
			SE 1/4	NW 1/4	40.0 acres	
			NE 1/4	SW 1/4	40.0 acres	
			NW 1/4	SW 1/4	40.0 acres	
			NW 1/4	SE 1/4	17.0 acres	279.0 AC
		Section 2	SE 1/4	NE 1/4	5.0 acres	
			NE 1/4	SE 1/4	36.0 acres	
			NW 1/4	SE 1/4	6.0 acres	> 47.0 AC

Hale Brothers, Owner
R.N. Stanfield Decree
Certificate 2692

Township 2 North	Range 27 East, WM	Section 1	SW 1/4	SW 1/4	40.0 acres	
			SE 1/4	SW 1/4	37.5 acres	
			SW 1/4	SE 1/4	2.5 acres	> 80.0 AC
		Section 2	SW 1/4	SE 1/4	28.0 acres	
			SE 1/4	SE 1/4	40.0 acres	> 68.0 AC
		Section 11	NE 1/4	NE 1/4	40.0 acres	
			NW 1/4	NE 1/4	40.0 acres	
			SW 1/4	NE 1/4	40.0 acres	
			SE 1/4	NE 1/4	40.0 acres	
			NE 1/4	SW 1/4	40.0 acres	> 200.0 AC
		Section 12	NE 1/4	NW 1/4	10.0 acres	
			NW 1/4	NW 1/4	40.0 acres	
			SW 1/4	NW 1/4	31.0 acres	> 81.0 AC

Glenn Cochran, Owner
Grant Buchanan Decree
Certificate 2655

Township 2 North	Range 27 East, WM	Section 11	NE 1/4	NW 1/4	18.0 acres	
			SW 1/4	NW 1/4	1.0 acre	
			SE 1/4	NW 1/4	39.0 acres	> 58.0 AC

Jerry Myers, Owner
Susan Thomson Decree
Certificate 2697

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883.4

Township 2 North	Range 27 East, WM	Section 11	SW 1/4	SW 1/4	20.0 acres	215.0 AC
			SE 1/4	SW 1/4	40.0 acres	
			NE 1/4	SE 1/4	40.0 acres	
			NW 1/4	SE 1/4	40.0 acres	
			SW 1/4	SE 1/4	40.0 acres	
			SE 1/4	SE 1/4	35.0 acres	
		Section 12	NW 1/4	SW 1/4	15.0 acres	
		Section 14	NE 1/4	NE 1/4	5.0 acres	115.0 AC
			NW 1/4	NE 1/4	30.0 acres	
			NE 1/4	NW 1/4	40.0 acres	
			NW 1/4	NW 1/4	40.0 acres	
		Section 15	NE 1/4	NE 1/4	30.0 acres	— 30.0

James F. Thomson Decree
Certificate 2698

Township 2 North	Range 27 East, WM	Section 10	SE 1/4	SE 1/4	6.0 acres	— 6.0

Mike McCarty, Owner
James A. McCarty Decree
Certificate 2675

Township 2 North	Range 27 East, WM	Section 15	SW 1/4	NE 1/4	24.0 acres	142.5 AC
			SE 1/4	NE 1/4	40.0 acres	
			NE 1/4	SE 1/4	40.0 acres	
			NW 1/4	SE 1/4	38.5 acres	

Elizabeth McCarty Decree
Certificate 2676

Township 2 North	Range 27 East, WM	Section 14	SW 1/4	NE 1/4	13.0 acres	149.5 AC
			SW 1/4	NW 1/4	40.0 acres	
			SE 1/4	NW 1/4	35.5 acres	
			NE 1/4	SW 1/4	16.0 acres	
			NW 1/4	SW 1/4	40.0 acres	
			SW 1/4	SW 1/4	3.0 acres	

M.S. Corrigal Decree
Certificate 22981

Township 2 North	Range 27 East, WM	Section 15	NE 1/4	SW 1/4	2.5 acres	23.9 AC
			SE 1/4	SW 1/4	21.4 acres	

Ed Johnson, Owner
C.P. Bowman Decree
Certificate 2653
Transfer 3491

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681.9 ~~660.9~~

Township 2 North	Range 27 East, WM	Section 15	SW 1/4	SE 1/4	40.0 acres	80.0 AC
			SE 1/4	SE 1/4	40.0 acres	
		Section 22	NE 1/4	NE 1/4	40.0 acres	498.5 AC
			NW 1/4	NE 1/4	40.0 acres	
			SW 1/4	NE 1/4	40.0 acres	
			SE 1/4	NE 1/4	35.0 acres	
			NE 1/4	NW 1/4	40.0 acres	
			NW 1/4	NW 1/4	16.0 acres	
			SW 1/4	NW 1/4	37.5 acres	
			SE 1/4	NW 1/4	40.0 acres	
			NE 1/4	SW 1/4	40.0 acres	
			NW 1/4	SW 1/4	40.0 acres	
			SW 1/4	SW 1/4	40.0 acres	
			SE 1/4	SW 1/4	40.0 acres	
			NW 1/4	SE 1/4	37.0 acres	
			SW 1/4	SE 1/4	13.0 acres	
		Section 27	NE 1/4	NW 1/4	31.0 acres	107.0 AC
			NW 1/4	NW 1/4	40.0 acres	
			SW 1/4	NW 1/4	34.5 acres	
			SE 1/4	NW 1/4	1.5 acres	

Frank Mader, Owner
M.S. Corrigal Decree
Certificate 22961

Township 2 North	Range 27 East, WM	Section 21	NE 1/4	SE 1/4	2.5 acres	31.0 AC
			SE 1/4	SE 1/4	28.5 acres	
		Section 28	NE 1/4	NE 1/4	40.0 acres	102.8 AC
			NW 1/4	NE 1/4	8.5 acres	
			SW 1/4	NE 1/4	14.3 acres	
			SE 1/4	NE 1/4	40.0 acres	

Bob Hawkins, Owner
E.P. Jarman Decree
Certificate 2673

Township 2 North	Range 27 East, WM	Section 28	NE 1/4	SE 1/4	29.6 acres	102.1 AC
			NW 1/4	SE 1/4	24.5 acres	
			SW 1/4	SE 1/4	23.0 acres	
			SE 1/4	SE 1/4	25.0 acres	
		Section 33	NE 1/4	NE 1/4	36.0 acres	76.0 AC
			NW 1/4	NE 1/4	8.0 acres	
			SE 1/4	NE 1/4	32.0 acres	

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Bud Graham, Owner
A.H. Sunderman Decree
Certificate 44542

Township 2 North	Range 27 East, WM	Section 33	NE 1/4	SE 1/4	11.4 acres	55.8 AC
		Section 34	NW 1/4	NW 1/4	6.0 acres	
			SW 1/4	NW 1/4	35.0 acres	
			SE 1/4	NW 1/4	3.4 acres	

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1053.2

~~973.2~~

Township 2 North	Range 27 East, WM	Section 34	NE 1/4	SW 1/4	32.1 acres	108.3
			NW 1/4	SW 1/4	39.2 acres	
			SE 1/4	SW 1/4	37.0 acres	

Burl J. Wattenburger, Owner
W.J. Wattenburger Decree
Transfer 2944, Special Order
Volume 32, Page 384

Township 2 North	Range 27 East, WM	Section 34	SW 1/4	SE 1/4	33.4 acres	127.5 AC
			SE 1/4	SE 1/4	0.4 acre	
Township 1 North	Range 27 East, WM	Section 3	NE 1/4	NE 1/4	1.0 acre	
			NW 1/4	NE 1/4	20.4 acres	
			SW 1/4	NE 1/4	23.8 acres	
			SE 1/4	NE 1/4	3.3 acres	
			NE 1/4	SE 1/4	10.5 acres	
			NW 1/4	SE 1/4	34.7 acres	

Mary Wattenburger Decree
Certificate 2706

Township 2 North	Range 27 East, WM	Section 34	SW 1/4	SW 1/4	8.3 acres	8.3 AC

Earl W. Wattenburger
W.J. Wattenburger Decree
Transfer 3333, Special Order
Volume 32, Page 381

Township 1 North	Range 27 East, WM	Section 3	SW 1/4	SE 1/4	35.3 acres	122.0 AC
			SE 1/4	SE 1/4	13.2 acres	
		Section 10	NE 1/4	NE 1/4	10.4 acres	
			NW 1/4	NE 1/4	32.0 acres	
			SW 1/4	NE 1/4	20.0 acres	
			SE 1/4	NE 1/4	11.1 acres	

Leo Ashbeck, Owner
T.D. Matthews Decree
Certificate 2674

Township 1 North	Range 27 East, WM	Section 10	NE 1/4	SE 1/4	19.8 acres	145.6 AC
			NW 1/4	SE 1/4	27.9 acres	
			SW 1/4	SE 1/4	38.1 acres	
			SE 1/4	SE 1/4	20.3 acres	
		Section 15	NE 1/4	NE 1/4	25.3 acres	
			NW 1/4	NE 1/4	14.2 acres	

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511.7 ~~503.4~~

John B. Correa, Owner
T.D. Matthews Decree
Certificate 2674

Township 1 North	Range 27 East, WM	Section 15	SW 1/4	NE 1/4	1.5 acres
			SE 1/4	NE 1/4	4.3 acres

5.8 AC

George W. Vincent Decree
Certificate 49074
Transfer 4301, Special Order
Volume 32, Page 642

Township 1 North	Range 27 East, WM	Section 14	SW 1/4	NW 1/4	4.0 acres
			NW 1/4	SW 1/4	22.0 acres
			SW 1/4	SW 1/4	33.5 acres
			SE 1/4	SW 1/4	16.0 acres

75.5 AC

		Section 15	SW 1/4	NE 1/4	9.0 acres
			SE 1/4	NE 1/4	34.0 acres
			NE 1/4	SE 1/4	20.0 acres
			SE 1/4	SE 1/4	0.5 acre

63.5 AC

		Section 23	SW 1/4	NE 1/4	12.5 acres
			NE 1/4	NW 1/4	39.0 acres
			NW 1/4	NW 1/4	9.0 acres
			SE 1/4	NW 1/4	13.0 acres

73.5 AC

Sid Britt, Owner
James T. Ayers Decree
Certificate 2649

Township 1 North	Range 27 East, WM	Section 23	SW 1/4	NE 1/4	6.0 acres
			SE 1/4	NE 1/4	7.5 acres
			NE 1/4	SE 1/4	30.0 acres
			NW 1/4	SE 1/4	9.0 acres
		Section 24	NE 1/4	SW 1/4	5.5 acres
			NW 1/4	SW 1/4	31.0 acres

89.0 AC

Mrs. Mabel Vey, Owner
Mary A. Barker Decree
Certificate 2651

Township 1 North	Range 27 East, WM	Section 24	SW 1/4	SW 1/4	18.6 acres
			SE 1/4	SW 1/4	34.6 acres
			SW 1/4	SE 1/4	20.7 acres
			SE 1/4	SE 1/4	9.7 acres

83.8 AC

		Section 25	NE 1/4	NE 1/4	36.3 acres
			NW 1/4	NE 1/4	16.77 acres
			NE 1/4	NW 1/4	3.8 acres

56.87 AC

Township 1 North	Range 28 East, WM	Section 30	NE 1/4	NE 1/4	10.5 acres
			NW 1/4	NE 1/4	12.3 acres
			SE 1/4	NE 1/4	1.7 acres
			NE 1/4	NW 1/4	25.9 acres
			NW 1/4	NW 1/4	30.5 acres

80.9 AC

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528.87

Mrs. Mabel Vey, Owner
Antoine Vey Decree
Certificate 2699

Township 1 North	Range 28 East, WM	Section 28	NE 1/4	NE 1/4	2.5 acres
			NW 1/4	NE 1/4	11.0 acres
			NE 1/4	NW 1/4	10.0 acres
			NW 1/4	NW 1/4	32.5 acres
		Section 29	NE 1/4	NE 1/4	14.0 acres
			NW 1/4	NE 1/4	17.0 acres
			NE 1/4	NW 1/4	12.5 acres
			NW 1/4	NW 1/4	2.5 acres
			SW 1/4	NW 1/4	6.0 acres
			SE 1/4	NW 1/4	5.5 acres

56.0 AC

57.5 AC

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 1/50 of one cubic foot per second per acre, from direct flow and shall be further limited to a diversion of not to exceed 1.0 acre-foot per acre for each acre irrigated during the period from September 2 to December 30, provided further that the right allowed herein, together with the amount secured under any other right existing for the same lands shall not exceed 4.0 acre-feet for each acre irrigated in any one year. The use of water authorized herein shall not establish priority of right as against future appropriations of surface water for beneficial uses or for storage for such beneficial uses, other than similar rights for irrigation from September 2 to December 30, and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

Actual construction work shall begin on or before May 19, 1983 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1984.

Complete application of the water to the proposed use shall be made on or before October 1, 1985.

WITNESS my hand this 19th day of May, 1982.

/s/ JAMES E. SEXSON
WATER RESOURCES DIRECTOR

APPLICATION 57999 PERMIT 46499

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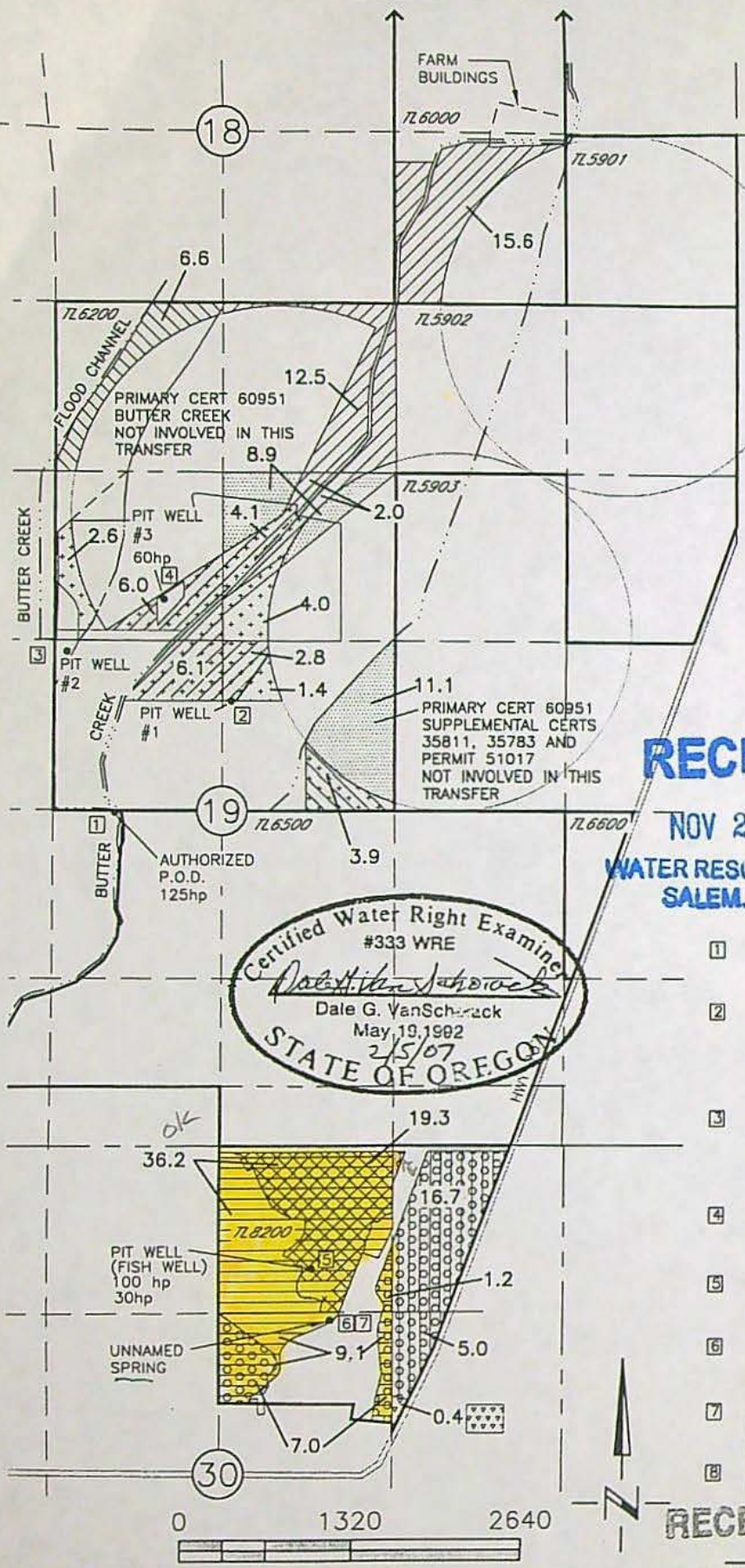
113.5

CERT 25901

ACREAGE WATER IS BEING TRANSFERRED FROM

SCOTT MADISON APPLICATION MAP
T3N, R28E WM



LEGEND

REFERENCE TO APPLICATION

1ST OF 6 PRIMARY WATER RIGHTS
- PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 64238, 64236 AND PERMIT 51017
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2ND OF 6 TPRIMARY WATER RIGHTS
- PRIMARY CERT 60951 BUTTER CREEK SUPPLEMENTAL PERMIT 51017
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Certified Water Right Examiner
#333 WRE
Dale G. VanSchoorack
May 19, 1992
2/5/07
STATE OF OREGON

1 AUTHORIZED P.O.D.
PERMIT 3694 CERT 60951 AND CERT 60952 & PERMIT 46499
LOCATED 10'S AND 1800'E FROM THE W 1/4 COR OF SECTION 19

2 AUTHORIZED P.O.A.
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LOCATED 850'N AND 1370'E FROM THE SW COR, SE 1/4, NW 1/4 OF SECTION 19

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LOCATED 1240'N AND 100'E FROM THE SW COR, SE 1/4, NW 1/4 OF SECTION 19

4 AUTHORIZED P.O.A.
PERMIT G-2597 CERT 35783 PIT WELL #3
LOCATED 1670'N AND 2160'E FROM THE W 1/4 COR OF SECTION 19

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LOCATED 970'S AND 1950'W FROM THE NE COR OF SECTION 30

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LOCATED SW 1/4, NE 1/4 SECTION 30

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LOCATED 1370'S AND 1800' W FROM THE NE COR SEC 30

8 AUTHORIZED P.O.D.
PERMIT 51017 COLUMBIA RIVER
LOCATED 150'S AND 2990'W FROM THE NE COR SEC 2, T4N, R31E WM

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WATER RESOURCES DEPT
SALEM, OREGON

NOTE:
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L 10320

CERT 25901

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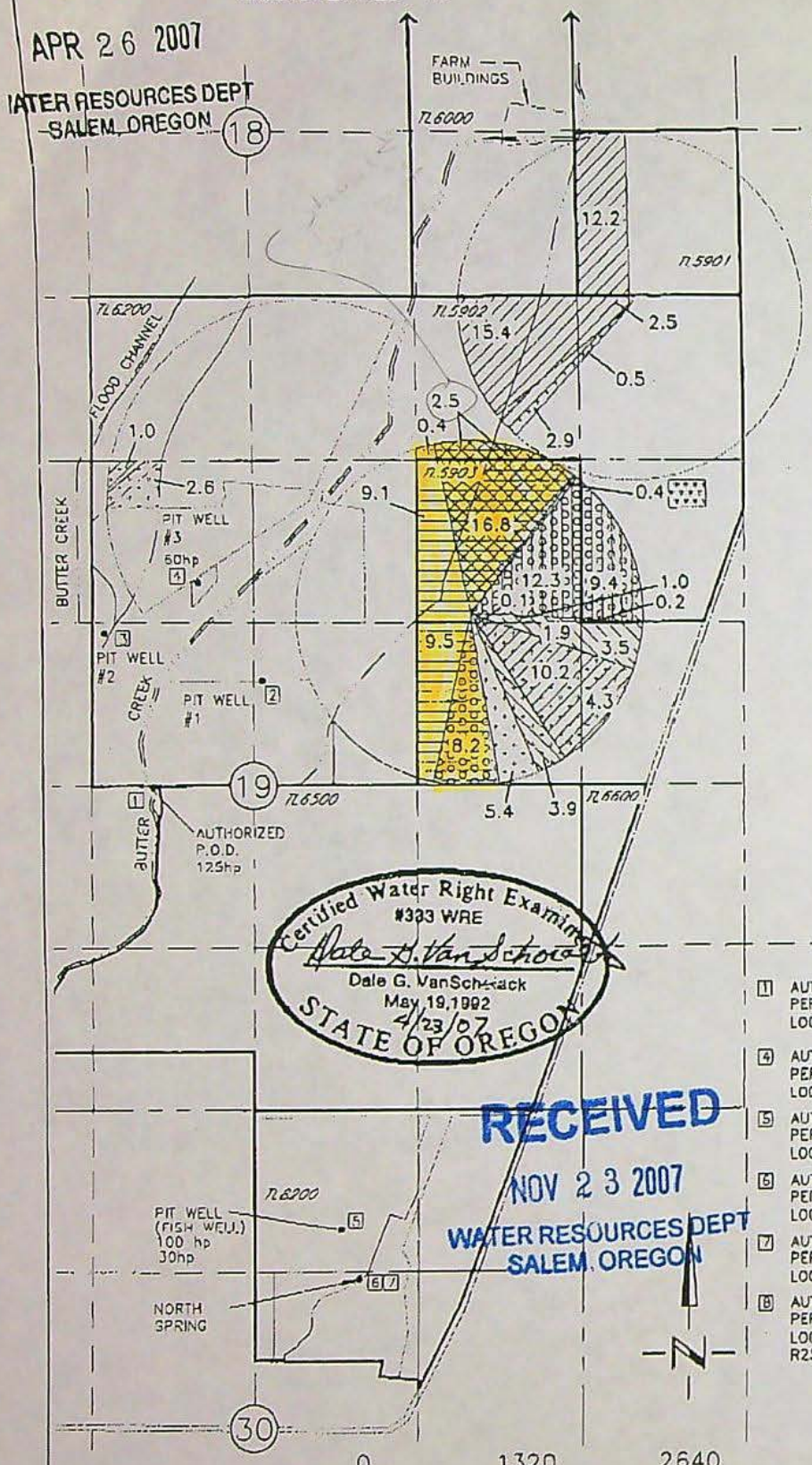
WATER RESOURCES DEPT
SALEM, OREGON

ACREAGE WATER IS BEING TRANSFERRED TO

SCOTT MADISON APPLICATION MAP

T3N, R28E WM T-10320



LEGEND

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Cert—1M—10-58

R.R. Cert # 83694

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

This Is to Certify, That A. B. THOMPSON, OWNER, AND BERT PULLOR, OWNER OF CONTRACT TO PURCHASE of Echo, State of Oregon, has a right to the use of 97826

the waters of Five Mile Creek

for the purpose of Irrigation and Supplemental Irrigation

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Grant County, and the said decree entered of record at Salem, in the Order Record of the STATE ENGINEER, in Volume 15, at page 461; that the priority of the right thereby confirmed dates from 1908

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 1/40 cubic foot per second per acre irrigated to June 1 and 1/80 cubic foot per second per acre thereafter; further limited to one acre-foot per calendar month to June 1 and four acre-feet per acre during season April 1 to Sept. 30, measured at point of diversion.

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

RR
primary = 75.5 AC
suppl. = 38.0 AC
Total = 113.5 AC

38 acres ~~primary~~ supplemental

	Transfer	R.R. Prim	Supp
40.0 acres in SW¼NW¼		2.0	38.0
5.0 acres in SE¼NW¼		5.0	—
40.0 acres in NW¼NE¼	-37.4	2.6	—
40.0 acres in SW¼NE¼	-9.1	30.9	—
35.0 acres in SE¼NW¼		35.0	—
160.0 Section 30, T. 3 N., R. 28 E., W. M.	46.5	75.5	38.0

primary. (See Note) below

(NOTE: 38 acres in the SW¼NW¼ have a primary right under the Butter Creek Decree with priority dates of 1864 and 1898 as confirmed by certificate No. 2690.)

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And said right shall be subject to all other conditions and limitations contained in said decree.

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 1st *day of* May, 1959.

LEWIS A. STANLEY

State Engineer

Recorded in State Record of Water Right Certificates, Volume 17, *page* 25901

T 10320

T-9644 TEMPORARY TCC 2009 V.64 Pg. 435

T-10320

32597 Supp. + Primary

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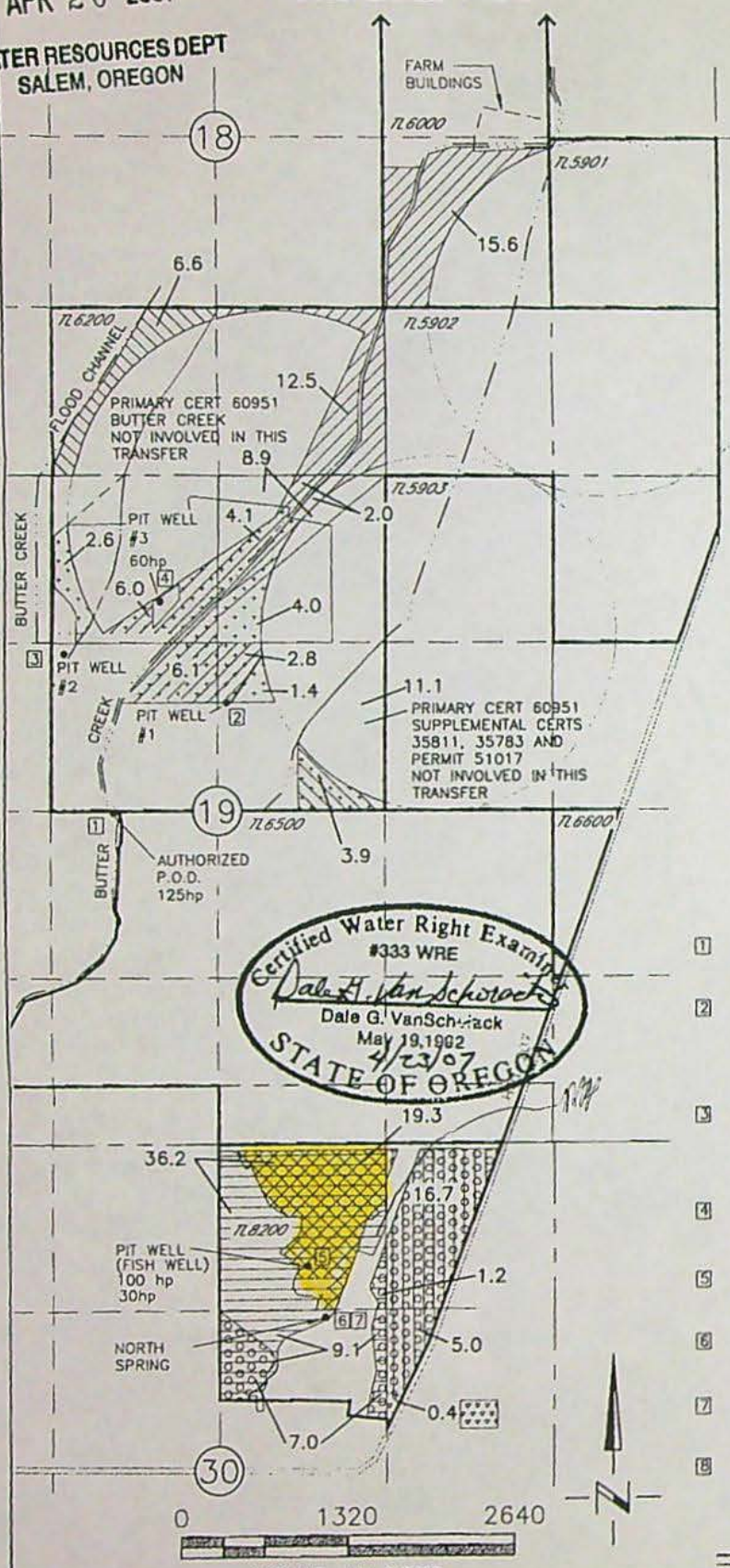
SCOTT MADISON APPLICATION MAP T-10320
T3N, R28E WM

ACREAGE WATER IS BEING TRANSFERRED FROM



Certified Water Right Examiner
#333 WRE
Dale G. VanSchaack
May 19,1992
4/23/07
STATE OF OREGON

LEGEND

REFERENCE TO APPLICATION	PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 80823, 80822 AND PERMIT 51017
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NOTE
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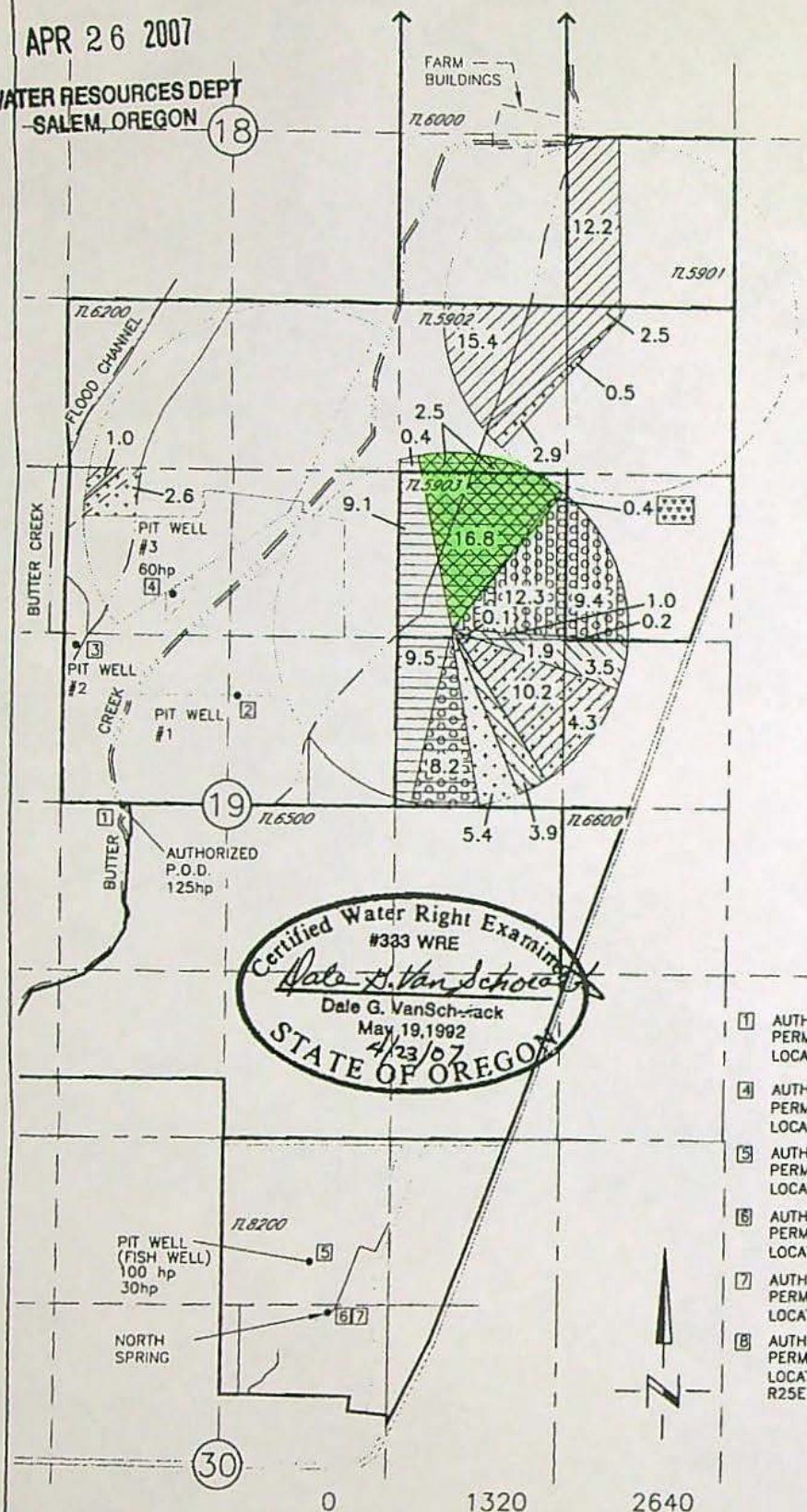
ACREAGE WATER IS BEING TRANSFERRED TO

SCOTT MADISON APPLICATION MAP

T3N, R28E WM T-10320



Certified Water Right Examiner
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Dale G. VanSchoack
May 19, 1992
4/23/07
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LEGEND

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0 1320 2640
SCALE IN FEET

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Permit A—4M—5-64 SP*12907-119

R. R. Cert # 83695

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

This Is to Certify, That GAYLORD M. MADISON 37826

of R.F.D. #1, Echo, 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 an unnamed spring

a tributary of Butter Creek for the purpose of irrigation of 0.4 acres and supplemental irrigation of ~~31.5~~ 12.2 acres

under Permit No. 26265 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 July 13, 1959

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 ~~0.64~~ 0.25 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 SW¼ NE¼, Section 30, T. 3 N., R. 28 E., W. 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 one-fiftieth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 4 acre feet per acre for each acre irrigated during the irrigation season of each year,

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

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

Transfer 19.3 acres — 0.39 cfs

Supplemental	Primary		RR Prim	RR Supp
21.6		acres NW¼ NE¼		2.3
9.9		acres SW¼ NE¼		9.9
	0.4	acre SE¼ NE¼	0.4	
Section 30			0.4 ac	12.2 ac

T. 3 N., R. 28 E., W. M.

= 0.25 cfs remaining

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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 date. November 17, 1965

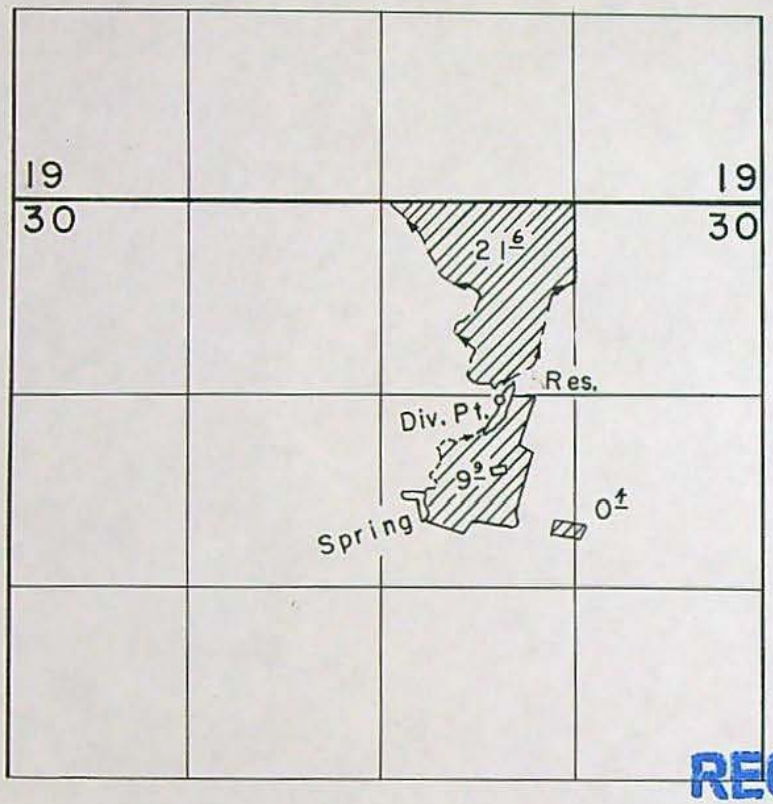
CHRIS L. WHEELER
State Engineer

Recorded in State Record of Water Right Certificates, Volume 24, page 32597

T 10320

V.64 pg. 435
T-9644 TEMPORARY → 2009

T. 3N. R. 28 E. W. M.



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SALEM, OREGON

FINAL PROOF SURVEY
UNDER

Application No. 33223 Permit No. 26265
IN NAME OF

Gaylord M. Madison

Surveyed Aug 21 1964, by C.J. Gardner

T 10320

NZ-2F-173 1964-N

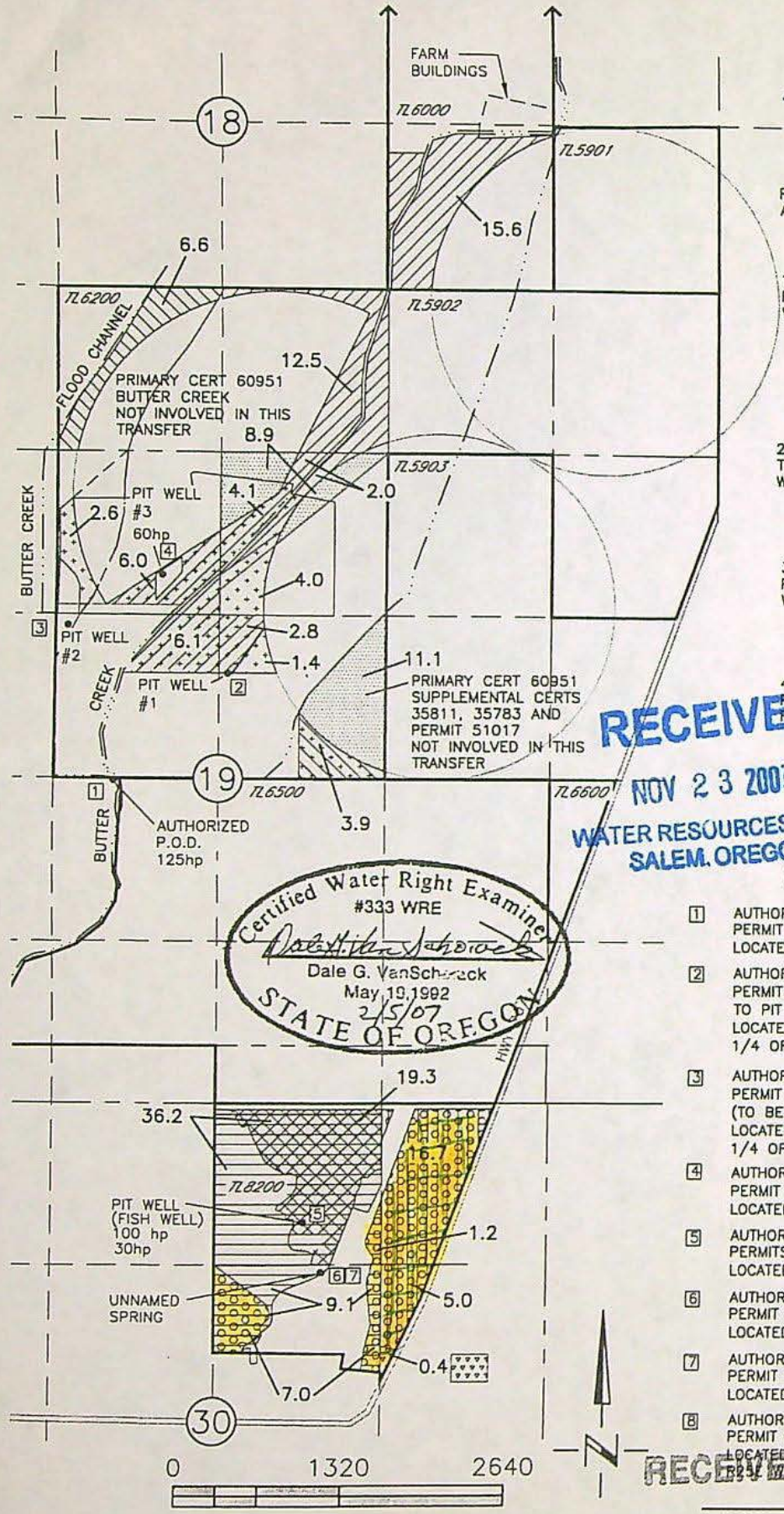
SCOTT MADISON APPLICATION MAP

Supp + Primary

T3N, R28E WM

Cert 28737

ACREAGE WATER IS BEING TRANSFERRED FROM



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3/31/04

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10320

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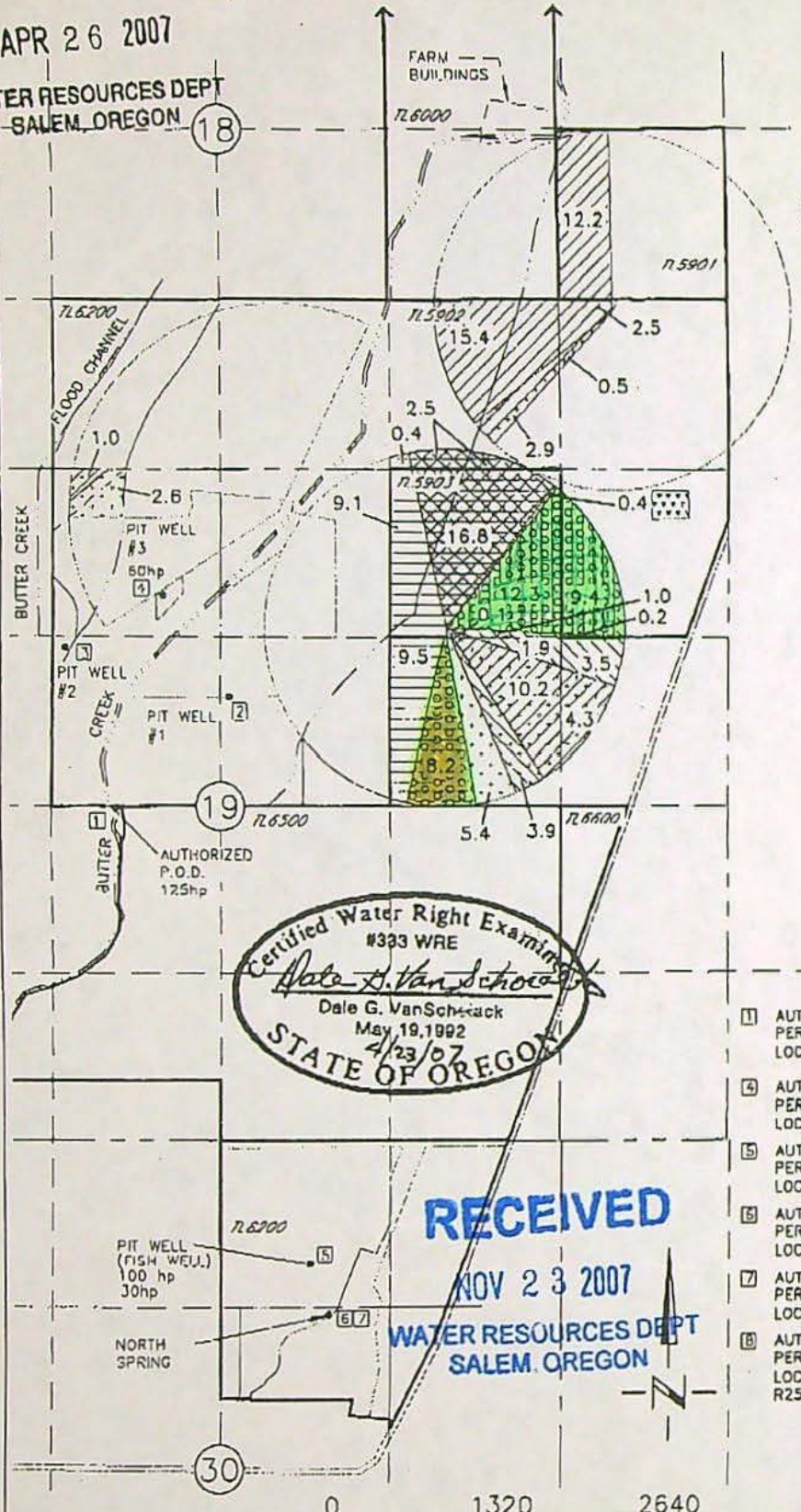
WATER RESOURCES DEPT
SALEM, OREGON

ACREAGE WATER IS BEING TRANSFERRED TO

SCOTT MADISON APPLICATION MAP

T3N, R28E WM T-10320

Cert 28737



LEGEND

- REFERENCE TO APPLICATION — PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 80823, 80822 AND PERMIT 51017
- 1ST OF 6 PRIMARY WATER RIGHTS — PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 80823, 80822, 28737 AND PERMIT 51017
- PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 80823, 80822, 32597 AND PERMIT 51017
- 2ND OF 6 PRIMARY WATER RIGHTS — PRIMARY CERT 60951 SUPPLEMENTAL CERTS 35811, 35783 AND PERMIT 51017
- PRIMARY CERT 60951 BUTTER CREEK SUPPLEMENTAL PERMIT 51017
- 3RD OF 6 PRIMARY WATER RIGHTS — PRIMARY CERT 60952 BUTTER CREEK SUPPLEMENTAL PERMITS 51017 AND 46499
- PRIMARY CERT 60952 BUTTER CREEK SUPPLEMENTAL CERTS 35811 AND 35783, PERMITS 51017 AND 46499
- 4TH OF 6 PRIMARY WATER RIGHTS — No ~~No~~ PRIMARY CERT 35811 SUPPLEMENTAL CERT ~~35783~~ AND PERMIT 51017
- 5TH OF 6 PRIMARY WATER RIGHTS — PRIMARY CERT 28737 SUPPLEMENTAL CERTS 80823, 80822 AND PERMIT 51017
- 6TH OF 6 PRIMARY WATER RIGHTS — PRIMARY CERT 32597 SUPPLEMENTAL CERTS 80823 AND 80822

Certified Water Right Examiner
#333 WRE
Dale G. VanSchoack
May 19, 1992
4/23/07
STATE OF OREGON

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NOV 23 2007
WATER RESOURCES DEPT
SALEM, OREGON

[1] AUTHORIZED P.O.D.
PERMIT 3894 CERT 60951 AND CERT 60952 & PERMIT 46499
LOCATED 10'S AND 1800'E FROM THE W 1/4 COR OF SECTION 19

[4] AUTHORIZED P.O.A.
PERMIT G-2597 CERT 35783 PIT WELL #3
LOCATED 1670'N AND 2160'E FROM THE W 1/4 COR OF SECTION 19

[5] AUTHORIZED P.O.A.
PERMITS G-7207 CERT 64236 AND G-7615 CERT 64238 FISH WELL
LOCATED 970'S AND 1950'W FROM THE NE COR OF SECTION 30

[6] AUTHORIZED P.O.D.
PERMIT 25159 CERT 28737 NORTH SPRING
LOCATED SW 1/4, NE 1/4 SECTION 30

[7] AUTHORIZED P.O.D.
PERMIT 26265 CERT 32597 UNNAMED SPRING
LOCATED 1370'S AND 1800' W FROM THE NE COR SEC 30

[8] AUTHORIZED P.O.D.
PERMIT 51017 COLUMBIA RIVER
LOCATED 150'S AND 2990'W FROM THE NE COR SEC 2, T4N, R25E WM

SCM Consultants, Inc.
A Tetra Tech Company

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.

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PRINTED BY: Roger.Willard on 04/23/07 10:01 AM

Permit A—4M—1-61 State Printing 32580

R.R. Cert # 83696

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

This Is to Certify, That GAYLORD M. MADISON 77826

of Route 1, Echo, 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 South Spring and North Spring

a tributary of Butter Creek for the supplemental irrigation of ~~84.3~~ acres Need to determine Prim vs Supp on RR?

under Permit No. 25159 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 September 30, 1957

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 ~~1.69~~ 1.1 cubic foot per second; being 0.28 c.f.s. from south spring and ~~1.41~~ 0.82 c.f.s. from north spring,

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the SW¼ NE¼, and NW¼ SE¼, Section 30, T. 3 N., R. 28 E., W.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 one-fiftieth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 4 acre feet per acre for each acre irrigated during the irrigation season of each year,

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

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

RR South	RR North	Trans Supp	South Spring	North Spring	
				7.0	acres NW¼ SW¼
	7.0		Section 20		
	2.2			18.9	acres NE¼ NE¼
	0.6	1.2		1.8	acres NW¼ NE¼
	7.8	7.0		14.8	acres SW¼ NE¼
	0.0			5.0	acres SE¼ NE¼
	~~23.0~~			23.0	acres NW¼ SE¼
13.8			13.8		acres NW¼ SE¼
			Section 30		
			T. 3 N., R. 28 E., W.M.		

0.02 cfs/ac

North Spring → −16.7 −1.2 −7.0 −5.0

Trans Primary: North Spring 16.7 5.0

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SALEM, OREGON

primary 21.7 ac prim = 0.43 cfs

13.8 ac 40.6 ac
0.28 1.69 cfs 0.82 cfs RR
1.1 cfs remaining

8.2 ac 0.16 cfs

29.9 ac
0.59 cfs transferred

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 date. JUNE 9 1961

LEWIS A. STANLEY
State Engineer

Recorded in State Record of Water Right Certificates, Volume 20, page 28737

T 10320

South Spring
0.28 cfs / 13.8 ac = 0.020284 cfs/ac

North Spring
1.41 cfs / 70.5 ac = 0.02 cfs/ac

Does per a note in file? Need finding

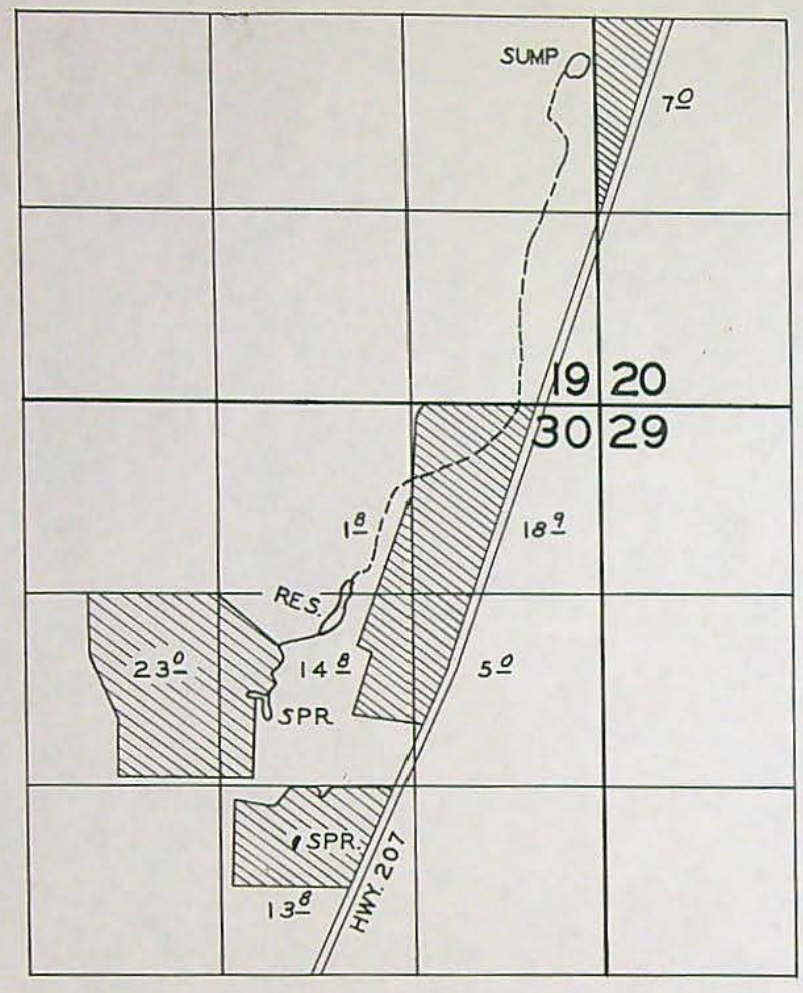
Transfer says a portion is primary

T-9644

T-8770 Δ POA/APOA/POD V57P845(ver)

T.10320

T. 3N. R. 28E. W.M.



RECEIVED
NOV 23 2007
WATER RESOURCES DEPT
SALEM, OREGON

FINAL PROOF SURVEY
UNDER

Application No. 31906 Permit No. 25159
IN NAME OF

GAYLORD M. MADISON T 10320

Surveyed JULY 21 1960, by K. H. Jackson

NZ-2F-173
-68
-2P-104

Superceeded by 80822

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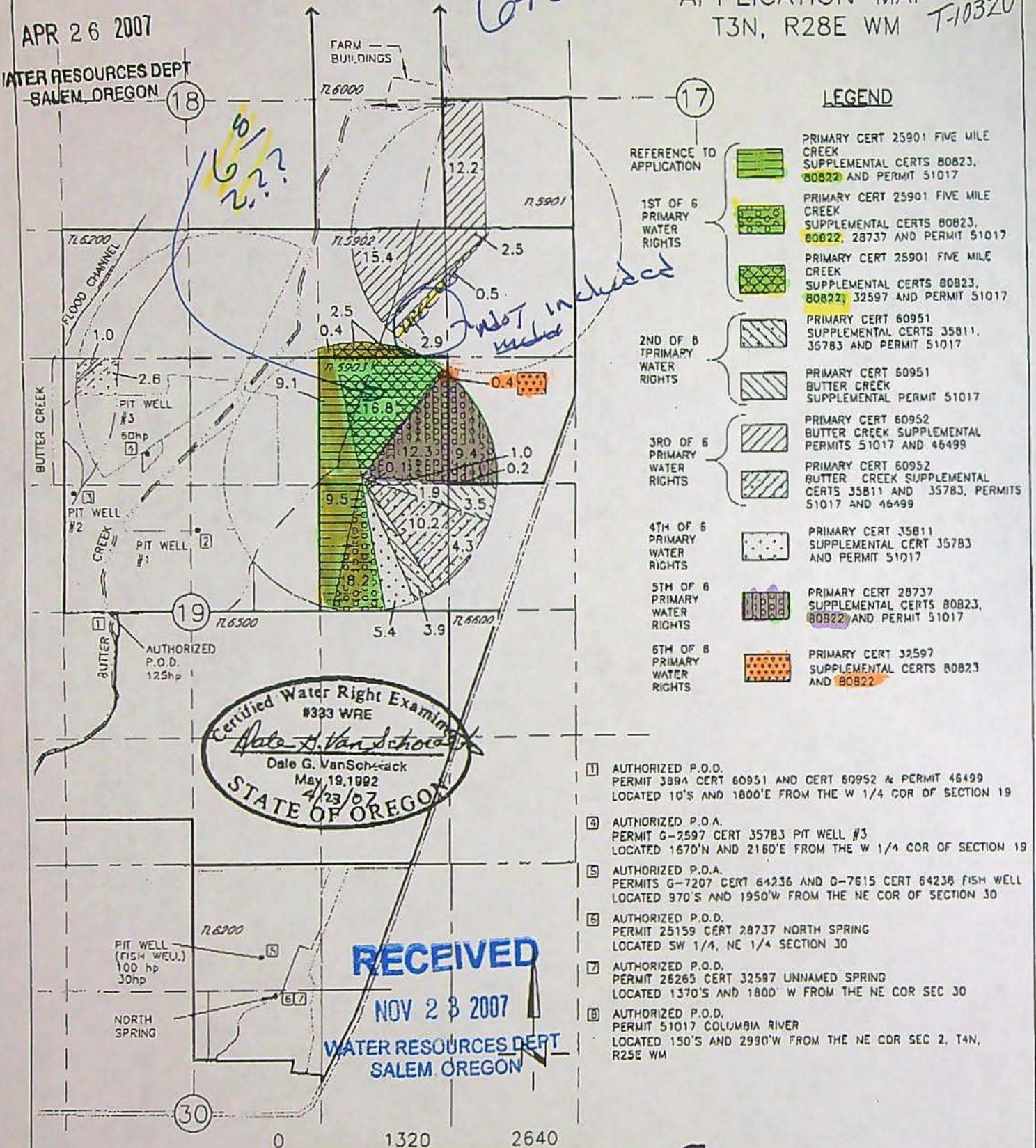
WATER RESOURCES DEPT
SALEM, OREGON

ACREAGE WATER IS BEING TRANSFERRED TO

CERT 64236

SCOTT MADISON APPLICATION MAP

T3N, R28E WM T-10320



LEGEND

- REFERENCE TO APPLICATION
- 1ST OF 6 PRIMARY WATER RIGHTS
  - PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 80823, 80822 AND PERMIT 51017
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  - PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 80823, 80822, 32597 AND PERMIT 51017
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- 6TH OF 6 PRIMARY WATER RIGHTS
  - PRIMARY CERT 32597 SUPPLEMENTAL CERTS 80823 AND 80822

Certified Water Right Examiner
#323 WRE
Dale G. VanSchoack
May 19, 1992
4/23/07
STATE OF OREGON

[1] AUTHORIZED P.O.D.
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LOCATED 10'S AND 1800'E FROM THE W 1/4 COR OF SECTION 19

[4] AUTHORIZED P.O.A.
PERMIT G-2597 CERT 35783 PIT WELL #3
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[5] AUTHORIZED P.O.A.
PERMITS G-7207 CERT 64236 AND G-7615 CERT 64238 FISH WELL
LOCATED 970'S AND 1950'W FROM THE NE COR OF SECTION 30

[6] AUTHORIZED P.O.D.
PERMIT 25159 CERT 28737 NORTH SPRING
LOCATED SW 1/4, NE 1/4 SECTION 30

[7] AUTHORIZED P.O.D.
PERMIT 26265 CERT 32597 UNNAMED SPRING
LOCATED 1370'S AND 1800' W FROM THE NE COR SEC 30

[8] AUTHORIZED P.O.D.
PERMIT 51017 COLUMBIA RIVER
LOCATED 150'S AND 2990'W FROM THE NE COR SEC 2, T4N, R25E WM

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WATER RESOURCES DEPT
SALEM, OREGON

NOTE:
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A Tetra Tech Company

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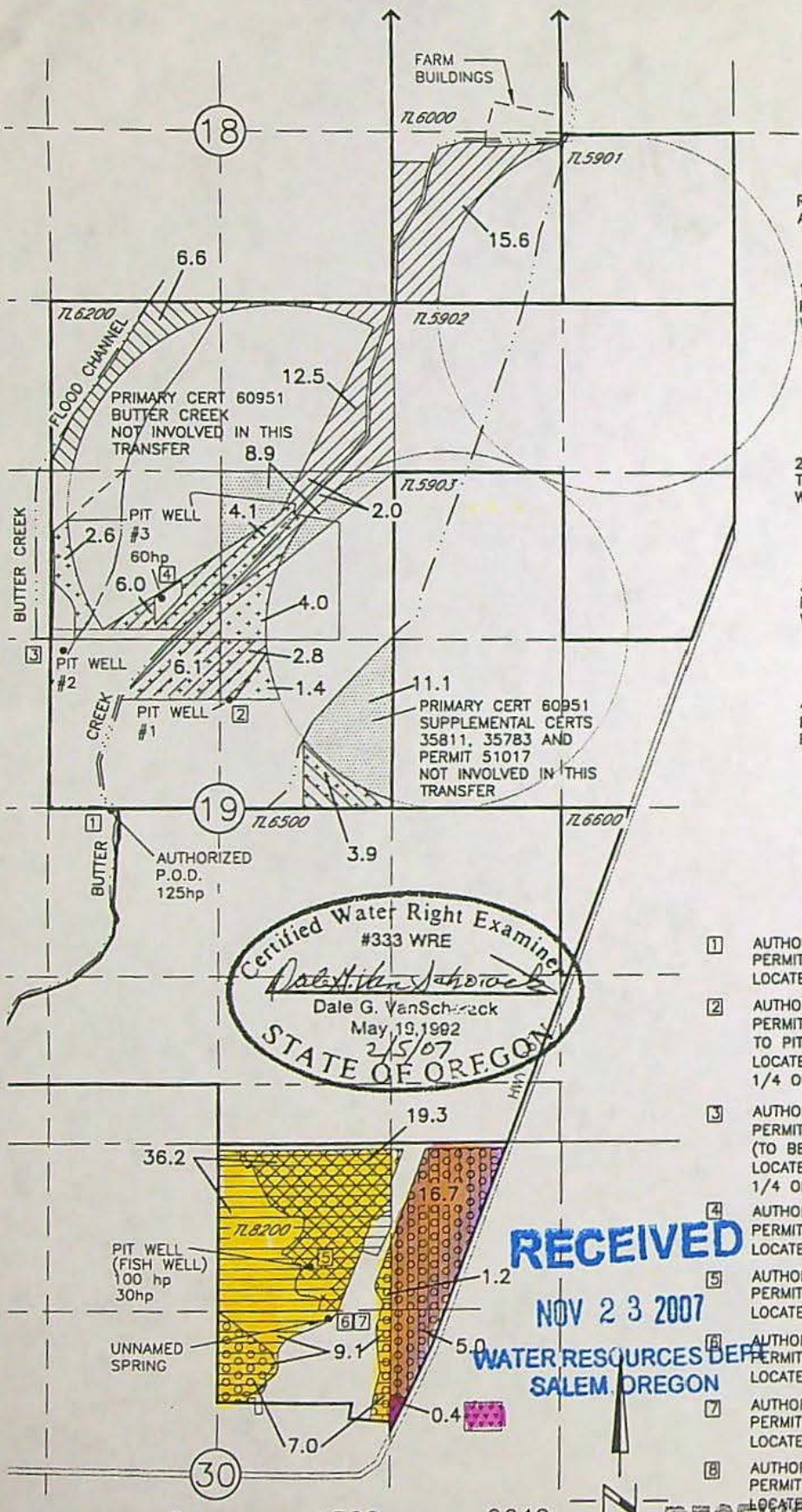
SCOTT MADISON APPLICATION MAP

T3N, R28E WM

80822

CERT ~~64236~~

ACREAGE WATER IS BEING TRANSFERRED FROM



LEGEND

REFERENCE TO APPLICATION	PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 64238, ~~64236~~ AND PERMIT 51017
1ST OF 6 PRIMARY WATER RIGHTS	PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 64238, ~~64236~~, 28737 AND PERMIT 51017
	PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 64238, ~~64236~~, 32597 AND PERMIT 51017
2ND OF 6 TPRIMARY WATER RIGHTS	PRIMARY CERT 60951 BUTTER CREEK SUPPLEMENTAL PERMIT 51017
	PRIMARY CERT 60951 SUPPLEMENTAL CERTS 35811, 35783 AND PERMIT 51017
3RD OF 6 PRIMARY WATER RIGHTS	PRIMARY CERT 60952 BUTTER CREEK SUPPLEMENTAL PERMITS 51017 AND 46499
	PRIMARY CERT 60952 BUTTER CREEK SUPPLEMENTAL CERTS 35811, 35783 AND PERMITS 51017, 46499
4TH OF 6 PRIMARY WATER RIGHTS	PRIMARY CERT 35811 SUPPLEMENTAL CERT 35783 AND PERMIT 51017
5TH OF 6 PRIMARY WATER RIGHTS	PRIMARY CERT 28737 SUPPLEMENTAL CERTS 64238, ~~64236~~ AND PERMIT 51017
6TH OF 6 PRIMARY WATER RIGHTS	PRIMARY CERT 32597 SUPPLEMENTAL CERTS 64238, ~~64236~~ AND PERMIT 51017

80822

1. AUTHORIZED P.O.D.
PERMIT 3694 CERT 60951 AND CERT 60952 & PERMIT 46499
LOCATED 10'S AND 1800'E FROM THE W 1/4 COR OF SECTION 19

2. AUTHORIZED P.O.A.
PERMIT G-438 CERT 35811 PIT WELL #1 (TO BE TRANSFERRED TO PIT WELL #3)
LOCATED 850'N AND 1370'E FROM THE SW COR, SE 1/4, NW 1/4 OF SECTION 19

3. AUTHORIZED P.O.A.
PERMIT G-438 CERT 35811 PIT WELL #2 (NO LONGER EXISTS) (TO BE TRANSFERRED TO PIT WELL #3)
LOCATED 1240'N AND 100'E FROM THE SW COR, SE 1/4, NW 1/4 OF SECTION 19

4. AUTHORIZED P.O.A.
PERMIT G-2597 CERT 35783 PIT WELL #3
LOCATED 1670'N AND 2160'E FROM THE W 1/4 COR OF SECTION 19

5. AUTHORIZED P.O.A.
PERMITS G-7207 CERT 64236 AND G-7615 CERT 64238 FISH WELL
LOCATED 970'S AND 1950'W FROM THE NE COR OF SECTION 30

6. AUTHORIZED P.O.D.
PERMIT 25159 CERT 28737 NORTH SPRING
LOCATED SW 1/4, NE 1/4 SECTION 30

7. AUTHORIZED P.O.D.
PERMIT 26265 CERT 32597 UNNAMED SPRING
LOCATED 1370'S AND 1800' W FROM THE NE COR SEC 30

8. AUTHORIZED P.O.D.
PERMIT 51017 COLUMBIA RIVER
LOCATED 150'S AND 2990'W FROM THE NE COR SEC 2, T4N, R25E WM

Certified Water Right Examiner
#333 WRE
Dale G. VanScheeck
May 19, 1992
2/5/07
STATE OF OREGON

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SALEM, OREGON

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WATER RESOURCES DEPT
SALEM, OREGON

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SCM Consultants, Inc.
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3/31/04

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T 10320

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MADISON RANCHES, INC.
ECHO, OREGON 97826

confirms the right to use the waters of A PIT WELL in the BUTTER CREEK BASIN for the purpose of THE SUPPLEMENTAL IRRIGATION OF 286.6 ACRES.

The right has been perfected under Permit G-7207. The date of priority is MAY 26, 1977. The right is limited to not more than 1.25 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NW 1/4 NE 1/4, SECTION 30, T 3 N, R 28 E, W.M.; 970 FEET SOUTH AND 1950 FEET WEST FROM THE NORTHEAST CORNER OF SECTION 30.

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 a diversion of ONE-EIGHTIETH of one cubic foot per second per acre (or its equivalent) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year. This right is limited to any deficiency in the available supply of any prior right for the same land and shall not exceed the limitation allowed herein. This right is limited to appropriation of water only to the extent that it does not impair or substantially interfere with existing surface water rights of others.

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

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

NE 1/4 SE 1/4	31.0 ACRES	
NW 1/4 SE 1/4	40.0 ACRES	
SW 1/4 SE 1/4	39.4 ACRES	
SE 1/4 SE 1/4	28.7 ACRES	
SECTION 19		
NE 1/4 NE 1/4	16.7 ACRES	- 16.7
NW 1/4 NE 1/4	37.4 ACRES	- 37.4
SW 1/4 NE 1/4	14.7 ACRES	- 9.1
SE 1/4 NE 1/4	5.4 ACRES	- 5.0 - 0.4
SW 1/4 NW 1/4	36.0 ACRES	
SE 1/4 NW 1/4	37.3 ACRES	
SECTION 30		

TOWNSHIP 3 NORTH, RANGE 28 EAST, W.M.

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WATER RESOURCES DEPT
SALEM, OREGON

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

WITNESS the signature of the Water Resources Director, affixed this date MAY 25, 1990.

Cancelled due to T-9701; Sp. Or. Vol. 61 P. 451

Superseded by Cert No. 80822 (RR)

superseded by cert 80822.

/s/ WILLIAM H. YOUNG
Water Resources Director

Recorded in State Record of Water Right Certificates numbered 64236

G-8167.TES

T-9644; Sp. Or. Vol. 64 P. 435 (TEMP. TRANSFER)

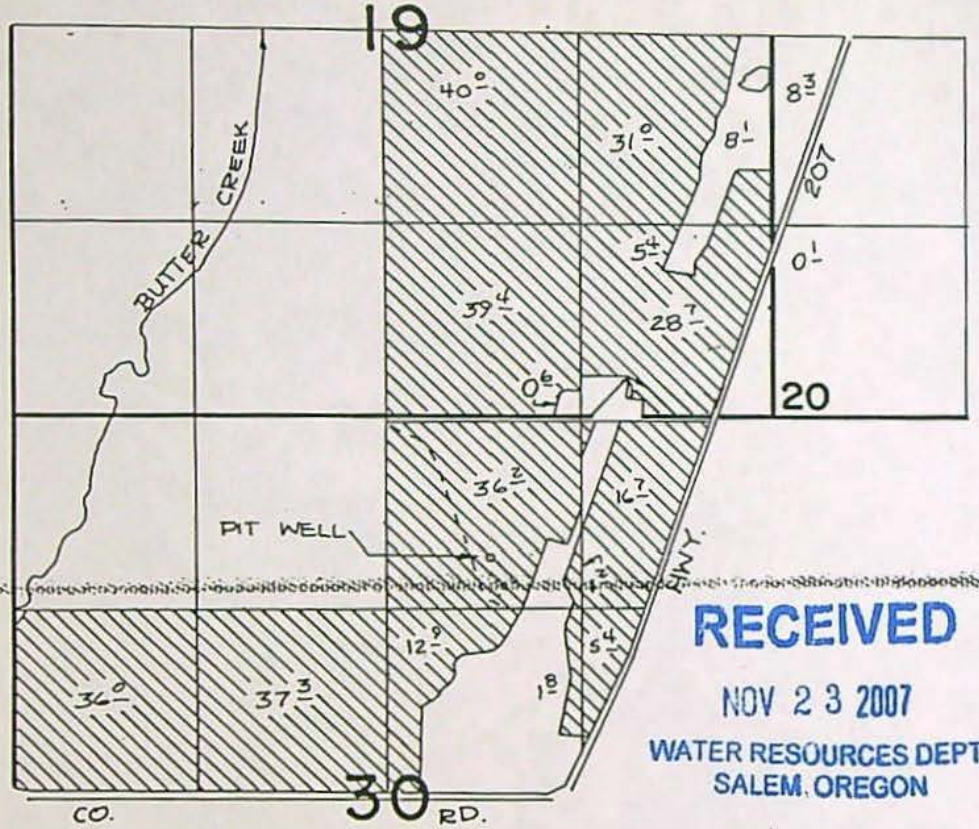
V57 P268 (Project)

T-8770 Δ POA/APOA/POD

T 10320

T-11737

T. 3N., R. 28E., W.M.



PIT WELL IS LOCATED 970' S. AND 1950' W. FROM THE NE. CORNER OF SECTION 30.

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WATER RESOURCES DEPT
SALEM, OREGON

SCALE: 1" = 1320'

FINAL PROOF SURVEY

UNDER

G-8167 G-7207
Application No. G-8213 Permit No. G-7615
IN NAME OF

MADISON RANCHES, INC.

Surveyed JULY 15, 1983, by Steven D. Applegate

T 10320

128R, 157L

I.L.C.

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MADISON RANCHES, INC.
ECHO, OREGON 97826

confirms the right to use the waters of A PIT WELL in the BUTTER CREEK BASIN for the purpose of THE SUPPLEMENTAL IRRIGATION OF 286.6 ACRES.

The right has been perfected under Permit G-7615. The date of priority is JUNE 14, 1977. The right is limited to not more than 0.75 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NW 1/4 NE 1/4, SECTION 30, T 3 N, R 28 E, W.M.; 970 FEET SOUTH AND 1950 FEET WEST FROM THE NORTHEAST CORNER OF SECTION 30.

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 a diversion of ONE-EIGHTIETH of one cubic foot per second per acre (or its equivalent) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year. This right is limited to any deficiency in the available supply of any prior right for the same land and shall not exceed the limitation allowed herein. This right is limited to appropriation of water only to the extent that it does not impair or substantially interfere with existing surface water rights of others.

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

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

NE 1/4 SE 1/4	31.0 ACRES
NW 1/4 SE 1/4	40.0 ACRES
SW 1/4 SE 1/4	39.4 ACRES
SE 1/4 SE 1/4	28.7 ACRES
SECTION 19	
NE 1/4 NE 1/4	16.7 ACRES
NW 1/4 NE 1/4	37.4 ACRES
SW 1/4 NE 1/4	14.7 ACRES
SE 1/4 NE 1/4	5.4 ACRES
SW 1/4 NW 1/4	36.0 ACRES
SE 1/4 NW 1/4	37.3 ACRES
SECTION 30	

TOWNSHIP 3 NORTH, RANGE 28 EAST, W.M.

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SALEM, OREGON

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

WITNESS the signature of the Water Resources Director, affixed this date MAY 25, 1990.

/s/ WILLIAM H. YOUNG
Water Resources Director

Cancelled due to T-9701; Sp. Or. Vol. 61 P. 451

Superseded by Cert. No. 80823

Recorded in State Record of Water Right Certificates numbered 64238

G-8213.TES

T-9644 T-9701

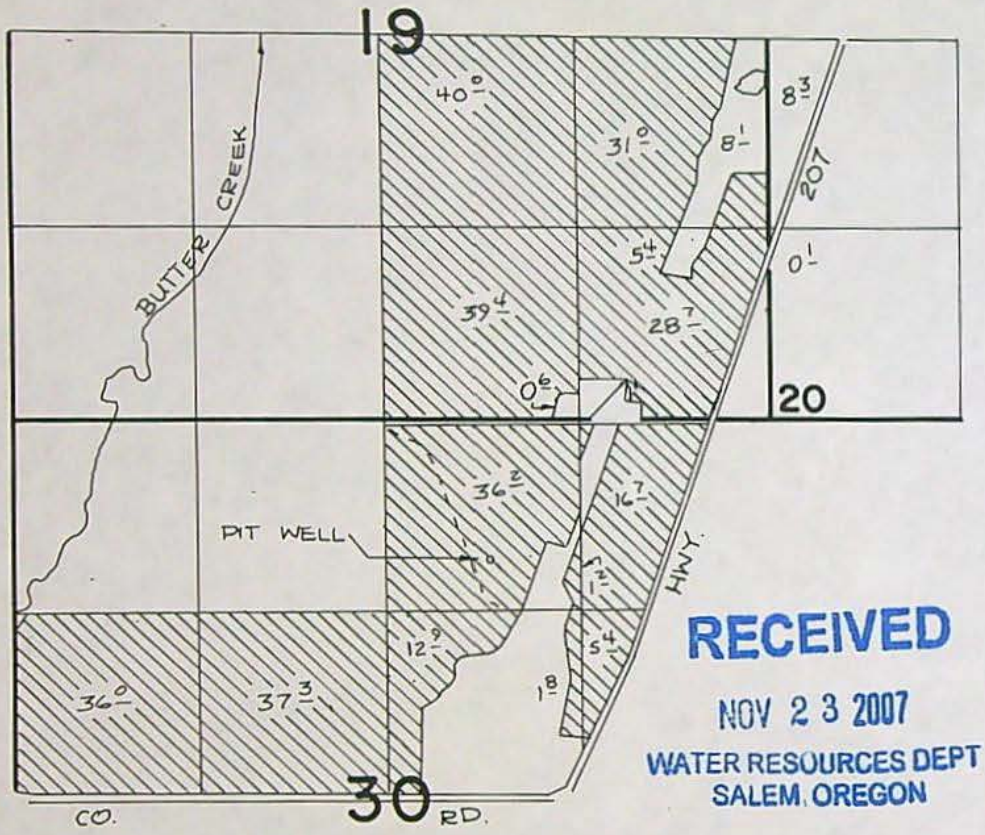
V. 64 pg. 435

T. 10320

T 10320

V57 P268 (revised)
T-8770 Δ POA/APOA/POD

T. 3N., R. 28E., W.M.



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PIT WELL IS LOCATED 970' S. AND 1950' W. FROM THE NE. CORNER OF SECTION 30.

SCALE: 1" = 1320'

FINAL PROOF SURVEY

UNDER

Application No. G-8167 G-8213 Permit No. G-7207 G-7615

IN NAME OF

MADISON RANCHES, INC.

Surveyed July 15, 1983, by Steven D. Applegate

T 10320

128R, 157 J.L.C.

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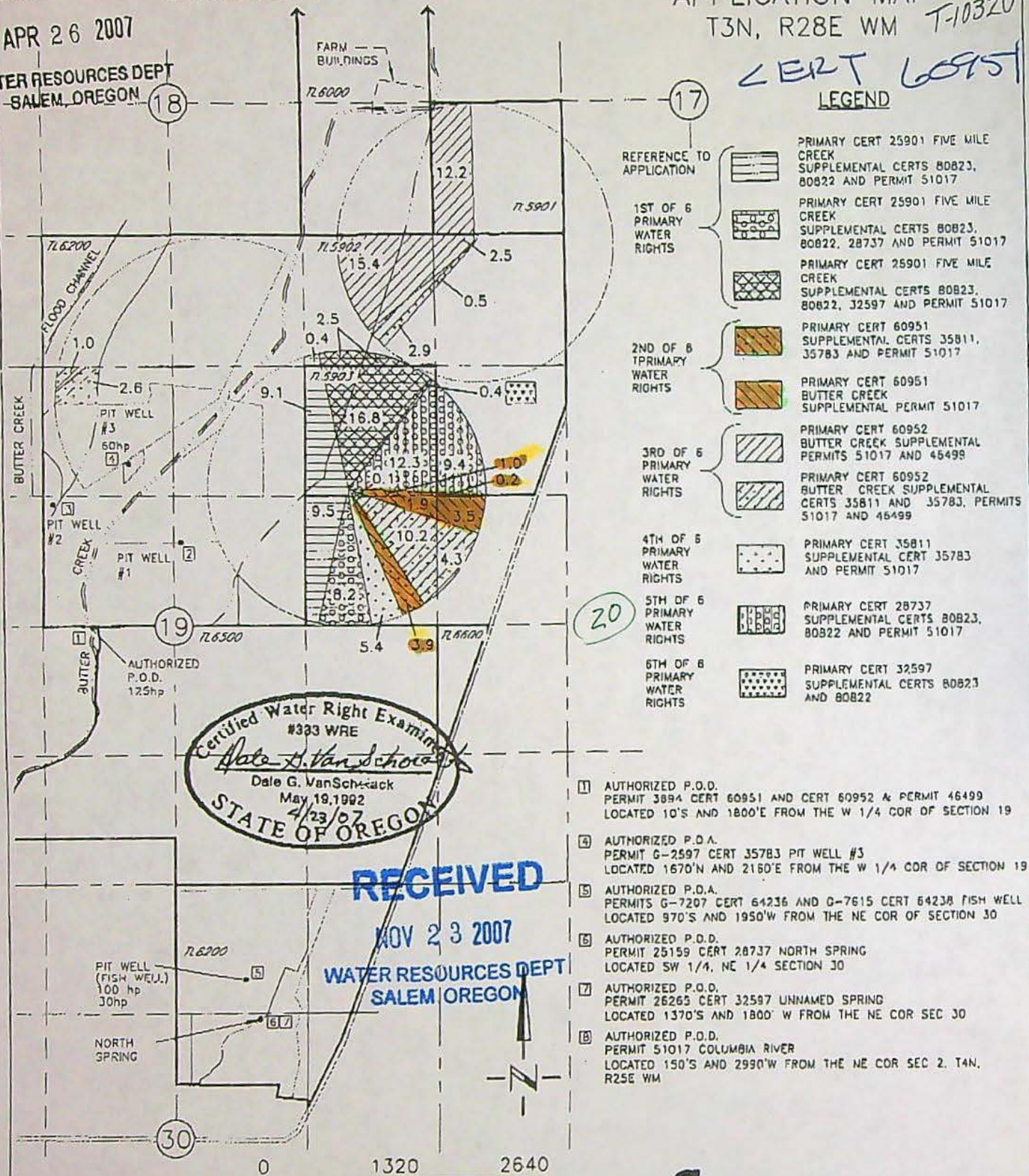
WATER RESOURCES DEPT
SALEM, OREGON

ACREAGE WATER IS BEING TRANSFERRED TO

SCOTT MADISON APPLICATION MAP

T3N, R28E WM T-10320

CERT 60951



LEGEND

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RECEIVED
NOV 23 2007
WATER RESOURCES DEPT
SALEM OREGON

SCM Consultants, Inc.
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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.

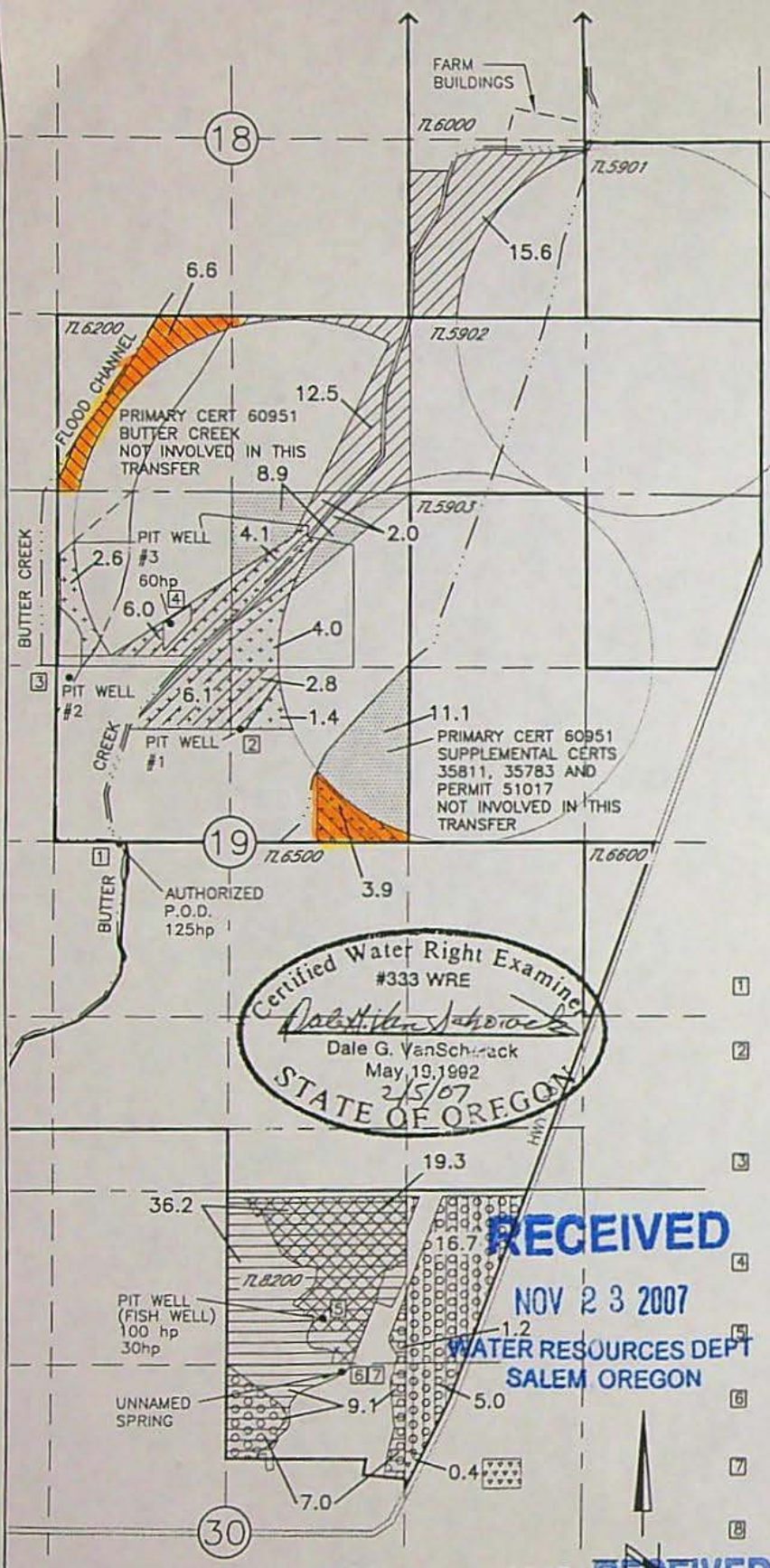
DRAWING: H:\CAD\AG\3522\329\3522002TRSFP07.dwg
PRINTED BY: Roger.Willard on 04/23/07 10:01 AM

SCOTT MADISON APPLICATION MAP

T3N, R28E WM

CERT 60951

ACREAGE WATER IS BEING TRANSFERRED FROM



LEGEND

REFERENCE TO APPLICATION	PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 64238, 64236 AND PERMIT 51017
1ST OF 6 PRIMARY WATER RIGHTS	PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 64238, 64236, 28737 AND PERMIT 51017
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1. AUTHORIZED P.O.D.
PERMIT 3694 CERT 60951 AND CERT 60952 & PERMIT 46499
LOCATED 10'S AND 1800'E FROM THE W 1/4 COR OF SECTION 19

2. AUTHORIZED P.O.A.
PERMIT G-438 CERT 35811 PIT WELL #1 (TO BE TRANSFERRED TO PIT WELL #3)
LOCATED 850'N AND 1370'E FROM THE SW COR, SE 1/4, NW 1/4 OF SECTION 19

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8. AUTHORIZED P.O.D.
PERMIT 51017 COLUMBIA RIVER
LOCATED 150'S AND 2990'W FROM THE NE COR SEC 2, T4N, R25E WM

Certified Water Right Examiner
#333 WRE
Dale G. VanSchoorack
May 19, 1992
2/5/07
STATE OF OREGON

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SALEM OREGON

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3/31/04

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T 10320

R.R. Cert # 83699

Remain = 40.5 AC (0.51 cfs)

Trans = 10.5 AC (0.13 cfs)

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

THOMAS RICHARDS AND SONS
ECHO, OREGON

~~0.025 cfs/ac~~ 0.0125 cfs/ac

confirms the right to use the waters of BUTTER CREEK, a tributary of UMATILLA RIVER, for the purpose of IRRIGATION OF 51.0 ACRES.

The right has been perfected under Permit 3694. The date of priority is MAY 17, 1917. The right is limited to not more than 0.64 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NE 1/4 SW 1/4, SECTION 19, T 3 N, R 25 (28E) E, W.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 ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated during the irrigation season of each year.

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

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

RR	Trans	
4.0		NE 1/4 SE 1/4 4.0 ACRES
10.4	6.6	SE 1/4 SW 1/4 17.0 ACRES
		SECTION 18
11.1	3.9	NW 1/4 NE 1/4 15.0 ACRES
15.0		SW 1/4 NE 1/4 15.0 ACRES
		SECTION 19
40.5 - RR	10.5 - Trans	TOWNSHIP 3 NORTH, RANGE 28 EAST, W.M.

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WATER RESOURCES DEPT
SALEM, OREGON

This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 8591, Volume 8, State Record of Water Right Certificates, NOT canceled by the provisions of an order of the Water Resources Director entered on OCTOBER 17, 1988.

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

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The right is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed this date APRIL 27, 1989.

/s/ WILLIAM H. YOUNG
Water Resources Director

Recorded in State Record of Water Right Certificates numbered 60951

5547A.BE

Permit A—4M—7-67 SP*44033-119

Supp Cert. 35783

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

0.84 cfs / 120 ac = 0.007 cfs/ac

R.R. Cert # 83701

This Is to Certify, That FRED E. DAVIS

of Route 1, Echo, 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 a well

a tributary of Butter Creek (Umatilla River) for the purpose of supplemental irrigation of 120.0 89.1 acres

under Permit No. G-2597 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 February 24, 1964

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.84 0.62 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 NE¼ NW¼, Section 19, T. 3 N., R. 28 E., W. M. Well located 1670 feet North and 2160 feet East from the W¼ Corner, Section 19.

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

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

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

Transfer

RR

13.7	21.8 acres	NW¼ NE¼	8.1
31.7	39.8 acres	SW¼ NE¼	8.1
11.4	20.0 acres	NE¼ NW¼	8.1
32.3	38.4 acres	SE¼ NW¼	6.1
89.1 ac	Section 19 T. 3 N., R. 28 E., W. M.		30.9 ac
0.62 cfs			0.22 cfs

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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 date. February 28, 1969

CHRIS L. KELLER
State Engineer

T 10320

Recorded in State Record of Water Right Certificates, Volume 27, page 35783

T-3644 V.64 P.435
TEMPORARY → 2009

CERT 35783

SCOTT MADISON APPLICATION MAP
T3N, R28E WM

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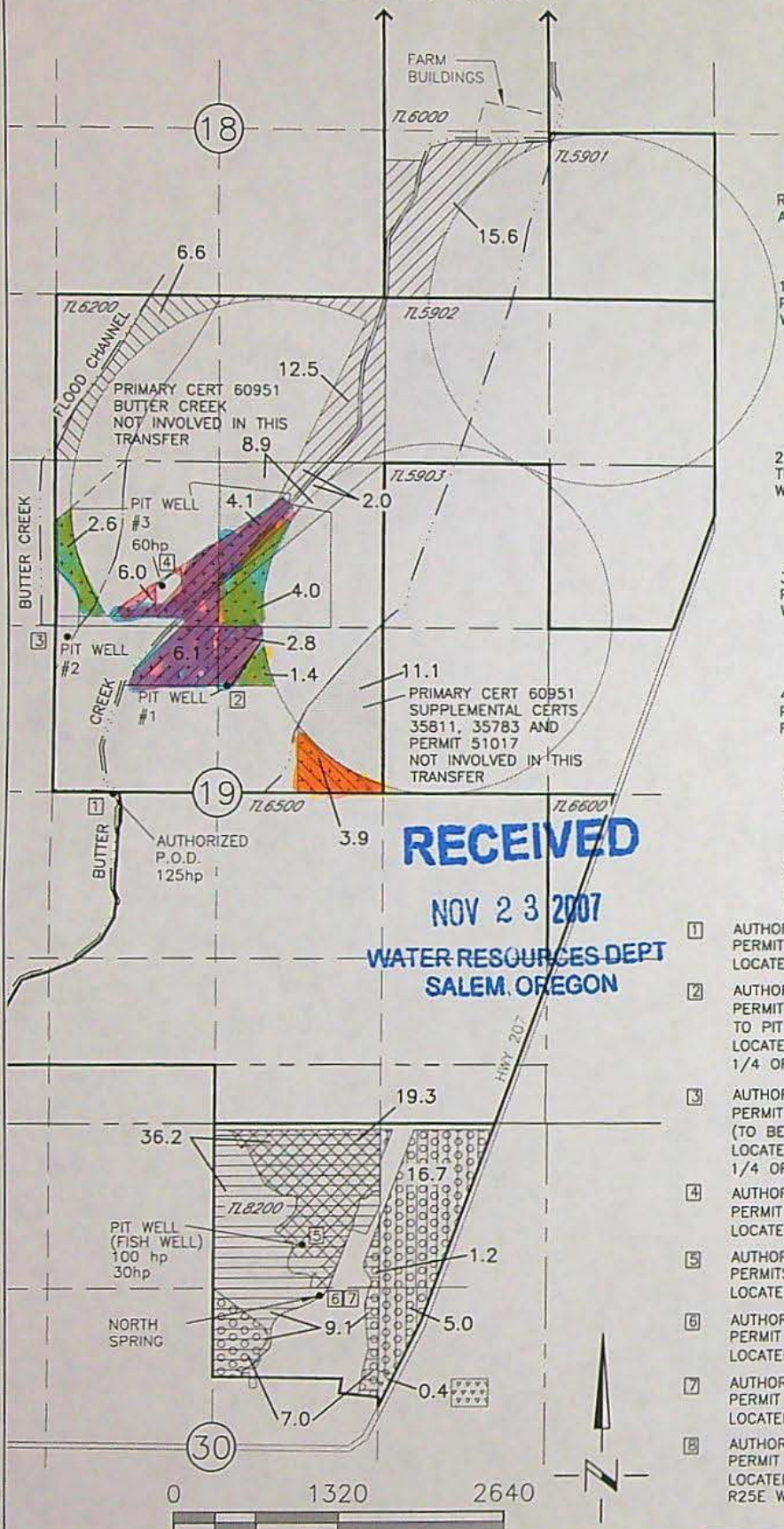

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Cert 35783

SCOTT MADISON APPLICATION MAP
T3N, R28E WM

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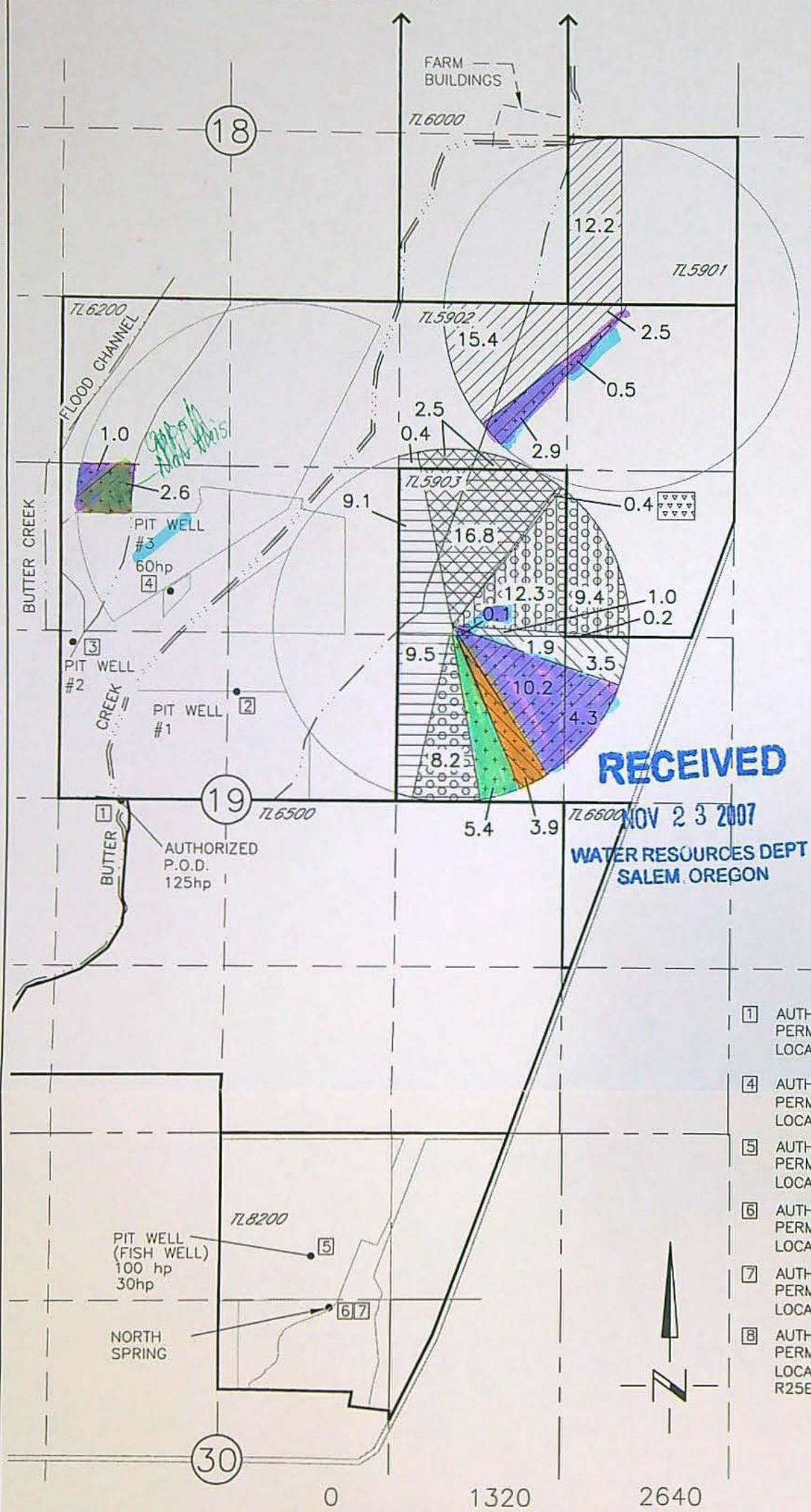

SCALE IN FEET

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Cert. 60952

R.R. Cert # 83702

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

1869 2 cfs / 202.5 ac = 0.0098765 cfs/ac
1880 1.4 cfs / 202.5 ac = 0.0069135 cfs/ac

THIS CERTIFICATE ISSUED TO

CAROLINE E. ROGERS
ECHO, OREGON

confirms the right to use the waters of BUTTER CREEK, a tributary of UMATILLA RIVER, for the purpose of IRRIGATION OF ~~202.5~~ 153.7 ACRES, DOMESTIC AND STOCK.

The right has been confirmed by decree of the Circuit Court of the State of Oregon for UMATILLA County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 3, at page 250. The date of priority is 1869 FOR ~~2~~ 1.52 CUBIC FEET PER SECOND AND 1880 FOR ~~1.40~~ 1.06 CUBIC FEET PER SECOND.

The right is limited to not more than ~~3.40~~ 2.58 CUBIC FEET PER SECOND.

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

RR	Trans		
40.0	—	SE 1/4 NE 1/4 40.0 ACRES	
11.5	—	SE 1/4 SW 1/4 11.5 ACRES	
20.4	15.6	NE 1/4 SE 1/4 36.0 ACRES	— 15.6
27.5	12.5	SW 1/4 SE 1/4 40.0 ACRES	— 12.5
		SECTION 18	
8.9	6.1	NW 1/4 NE 1/4 15.0 ACRES	— 6 1/8
0.2	2.8	SW 1/4 NE 1/4 3.0 ACRES	— 2 8/8
16.0	6.0	NE 1/4 NW 1/4 22.0 ACRES	6
28.9	6.1	SE 1/4 NW 1/4 35.0 ACRES	6 1/8
		SECTION 19	
153.4 ac	49.1 ac	TOWNSHIP 3 NORTH, RANGE 28 EAST, W.M.	
1.52 cfs 1869	0.48 cfs 1869		
1.06 cfs 1880	0.34 cfs 1880		
2.58 cfs	0.82 cfs		

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This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 2683, Volume 3, State Record of Water Right Certificates, NOT canceled by the provisions of an order of the Water Resources Director entered on OCTOBER 17, 1988.

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

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described and shall be subject to all other conditions and limitations contained in said decree.

WITNESS the signature of the Water Resources Director, affixed this date APRIL 27, 1989.

/s/ WILLIAM H. YOUNG
Water Resources Director

Recorded in State Record of Water Right Certificates numbered 60952

5547B.BE

LERT 60952

SCOTT MADISON APPLICATION MAP
T3N, R28E WM

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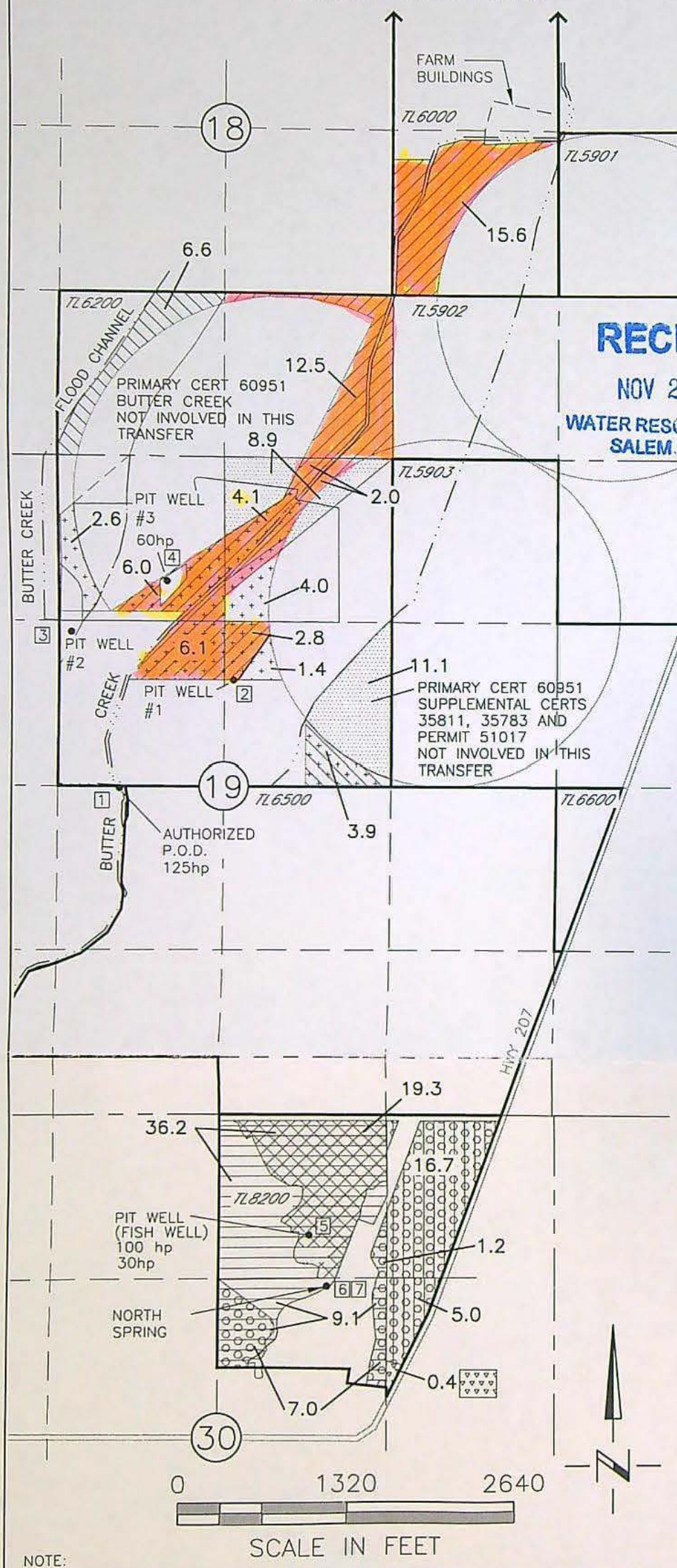

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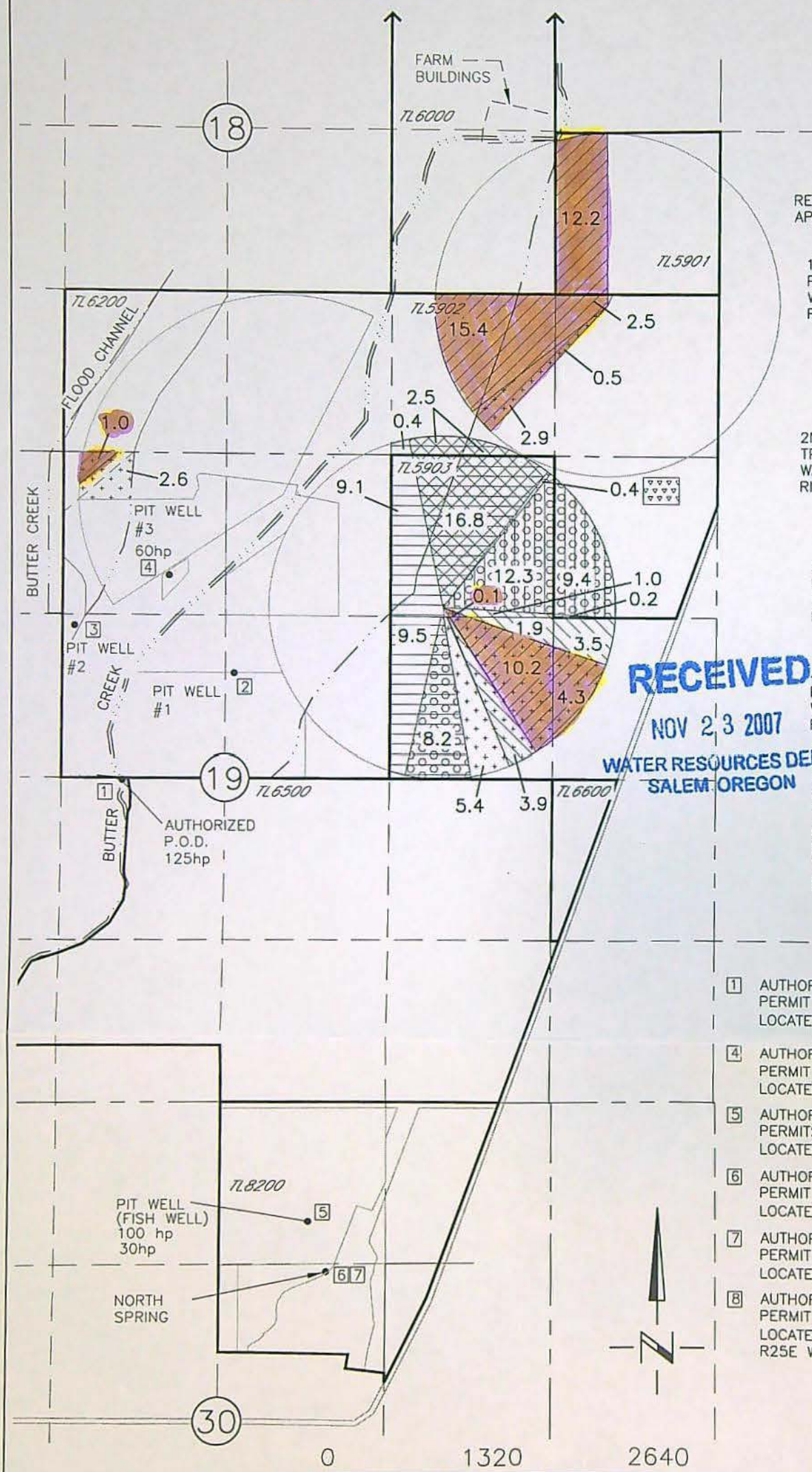

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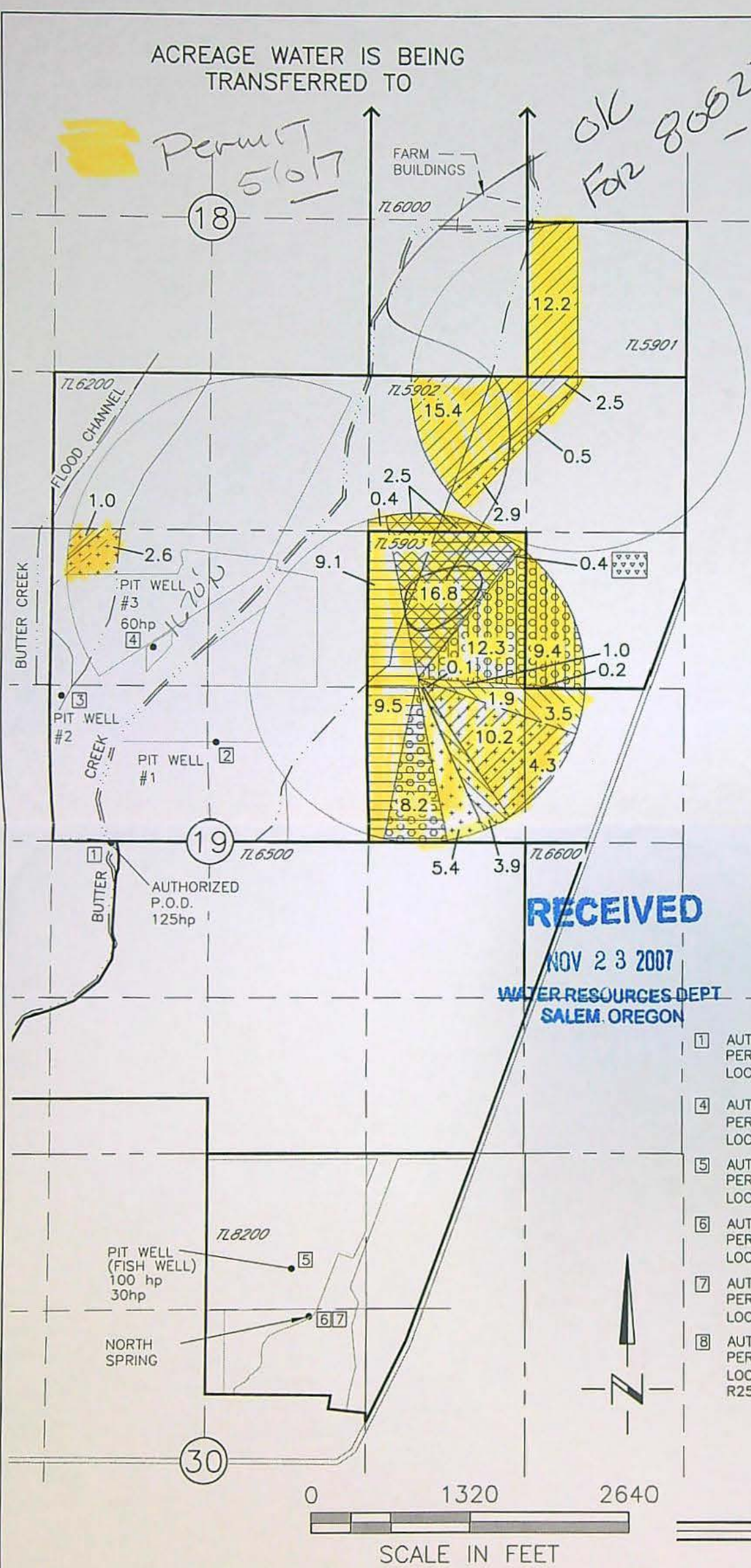
SCOTT MADISON APPLICATION MAP
T3N, R28E WM

ACREAGE WATER IS BEING TRANSFERRED TO

Permit 51017

OK for 80823



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WATER RESOURCES DEPT
SALEM, OREGON

LEGEND

REFERENCE TO APPLICATION

1ST OF 6 PRIMARY WATER RIGHTS
- PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 64238, 64236 AND PERMIT 51017
- PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 64238, 64236, 28737 AND PERMIT 51017
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2ND OF 6 TPRIMARY WATER RIGHTS
- PRIMARY CERT 60951 SUPPLEMENTAL CERTS 35811, 35783 AND PERMIT 51017
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- PRIMARY CERT 60952 BUTTER CREEK SUPPLEMENTAL PERMITS 51017 AND 46499
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1 AUTHORIZED P.O.D.
PERMIT 3694 CERT 60951 AND CERT 60952 & PERMIT 46499
LOCATED 10'S AND 1800'E FROM THE W 1/4 COR OF SECTION 19

4 AUTHORIZED P.O.A.
PERMIT G-2597 CERT 35783 PIT WELL #3
LOCATED 1670'N AND 2160'E FROM THE W 1/4 COR OF SECTION 19

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6 AUTHORIZED P.O.D.
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LOCATED SW 1/4, NE 1/4 SECTION 30

7 AUTHORIZED P.O.D.
PERMIT 26265 CERT 32597 UNNAMED SPRING
LOCATED 1370'S AND 1800' W FROM THE NE COR SEC 30

8 AUTHORIZED P.O.D.
PERMIT 51017 COLUMBIA RIVER
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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.

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Permit A—GM—7-67 SP-44233-119

L. Jaramillo 12-20-07

R.R. Cert # 83700

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

This Is to Certify, That FRED DAVIS and TRESA DAVIS

of Echo, 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 two wells

a tributary of Butter Creek (Umatilla River) for the purpose of irrigation and supplemental irrigation of 120 acres

under Permit No. G-438 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 November 21, 1956

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 1.50 cubic feet per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the SW¼ NE¼, SE¼ NW¼, Section 19, T. 3 N., R. 28 E., W. M. Wells located: No. 1 – 850 feet North and 1370 feet East; No. 2 – 1240 feet North and 100 feet East; both from the SW Corner, SE¼ NW¼, Section 19.

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

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

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

R.R.-Pri.	Trans. Suppl.		Transfer Primary	Remain Right Primary
13.7	60952 4.1	21.8 acres NW¼ NE¼	4.0	
31.7	3.9 60951 60952 2.8	39.8 acres SW¼ NE¼	1.4	
11.4	60952 6.0	20.0 acres NE¼ NW¼	2.6	
32.3	60952 6.1	38.4 acres SE¼ NW¼		
89.1 Ac	22.9 Ac (Suppl)	Section 19 T. 3 N., R. 28 E., W. M.	8.0 Ac (primary)	
1.11 cfs	0.29 cfs		0.1 cfs	

This certificate is issued to correct and supersede the Certificate of Water Right issued to Fred and Tresa Davis and recorded at page 28480, Volume 20, State Record of Water Right Certificates, so as to correctly show the location of point of diversion.

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

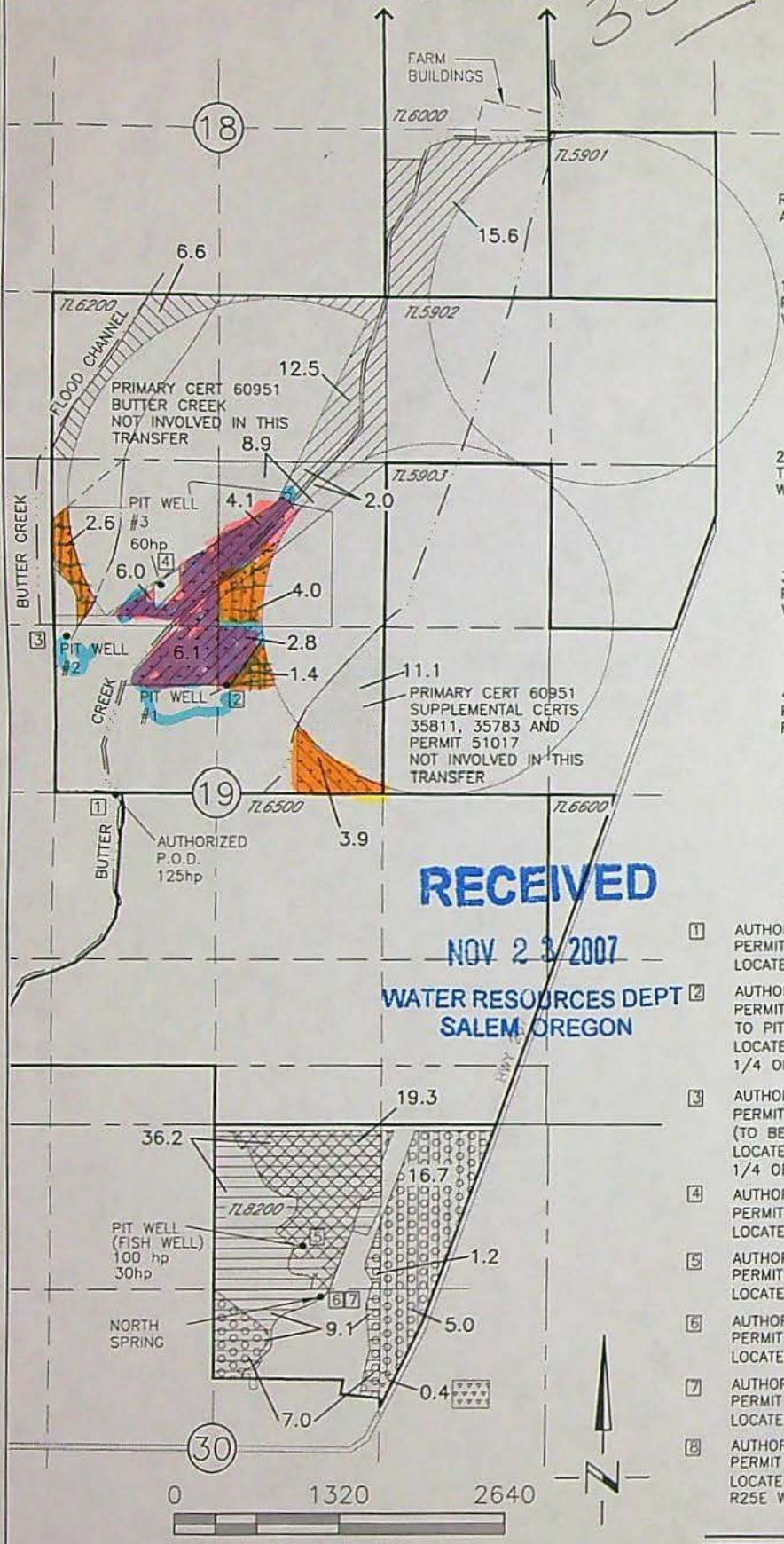
WITNESS the signature of the State Engineer, affixed this date. March 14, 1969

CHRIS L. WHEELER
State Engineer

Recorded in State Record of Water Right Certificates, Volume 27, page 35811

SCOTT MADISON APPLICATION MAP
T3N, R28E WM

ACREAGE WATER IS BEING TRANSFERRED FROM CERT 35811



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Dorothy Pedersen

From: Dorothy Pedersen
Sent: Tuesday, January 22, 2008 10:35 AM
To: 'Darryl Anderson'
Cc: Salem Opeifa
Subject: T-10320 wrap up

Hi Darryl,

We sent out the T-10320 DPD on December 31, 2007 and asked for a report of ownership and lien information (ROLI) in the previous three months (stock language). The applicant's agent responded that a ROLI had already been submitted. I emailed him that since the ROLI was significantly more than 3 months old, we needed a new one or confirmation from the Assessor that nothing had changed. I believe I cc'd you.

We now have the new ROLI which looks identical to the previous one with the exception of the date, and a letter of consent from the lienholder, Bank of Eastern Oregon. The only thing missing is a letter from the trustee, Pioneer Title Company, and possibly permission from the permittees of the supplemental permits. I will follow up on those items.

It looks as though you have completed all the deliverables, so go ahead and invoice the T-10320 project.

Thanks,
Dorothy

Dorothy I. Pedersen
Transfer Program Advisor
(503) 986-0890
Oregon Water Resources Department
725 Summer St. NE, Suite A
Salem, OR 97301-1266

Dorothy Pedersen

From: Dorothy Pedersen
Sent: Wednesday, January 09, 2008 12:44 PM
To: 'Bill Porfily'
Cc: 'DarrylA@andersonengineering.com'
Subject: RE: Scott Madison Transfer T-10320

Bill,

I checked the T-10320 file and find that a report of ownership and lien information dated January 27, 2006 was submitted with the transfer application, as well as an affidavit of consent from Nellie Madison and a copy of the notification of the transfer sent to the Bank of Eastern Oregon.

OAR 3690-380-4010(5) requires the applicant, upon receipt of the draft preliminary determination, to submit a report of ownership and lien information that has been prepared within the prior three months, as well as copies of written notification that has been sent to all identified lienholders.

Since the January 27, 2006 report of ownership and lien information was dated significantly more than 3 months prior to December 31, 2007 when the draft preliminary determination was issued, you may either submit a second report of ownership and lien information targeted to show the ownership and lien information current during the 3 months prior to Dec. 31, 2007, or submit documentation from the County Assessor showing that the ownership as listed on the earlier report is still current.

In addition, the documentation you provided includes two Line of Credit Instruments, recorded by the County as 2003-4490287 and 2003-449-0288. Both of them include the following statement:

Conveyance and Grant. For valuable consideration, represented in the Note dated September 26, 2003, in the original principal amount of $600,000.00 from Grantor to Lender, Grantor conveys to Trustee for the benefit of Lender as Beneficiary all of the Grantor's right, title, and interest in and to the following described real property, together with all existing or subsequently erected or affixed buildings, improvements and fixtures; all easements, rights of way, and appurtenances; all water, water rights and ditch rights (including stock in utilities with ditch or irrigation rights); and all other rights, royalties, and profits relatingt to the real property, including, without limitation all minerals, oil, gas, geothermal and similar matters.....

The Mortgage recorded in Reel 253, Page 1547 includes:

Grant of Mortgage. For valuable considieration, Grantor mortgages and conveys to Lender all of Grantor's right, title, and interest in and to the following described real property, together with all existing or subsequently erected or affixed buildings, improvements and fixtures, all easements, rights of way, and appurtenances; all water, water rights, watercourses and ditch rights.....

From the above statements, the Department concludes that the Trustee (Pioneer Title Company) and the Lender (Bank of Eastern Oregon) hold the interest in the water rights.

Therefore, please provide the following requested item under each of the Deeds of Trust indicated below:

1. Line of Credit Instrument dated September 26, 2003, (recorded at 2003-4490287)
Grantor = Scott Madison and Mary Madison
Trustee = Pioneer Title Company

→ Please provide a statement on the Trustee's letterhead (or a notarized statement if no letterhead is available) that expresses either consent to the proposed transfer **or** trustee's lack of interest in the proposed transfer.

2. Line of Credit Instrument dated September 26, 2003, (recorded at 2003-4490288)

Grantor = Nellie Madison
Trustee = Pioneer Title Company

→ Please provide a statement on the Trustee's letterhead (or a notarized statement if no letterhead is available) that expresses either consent to the proposed transfer **or** trustee's lack of interest in the proposed transfer.

3. Mortgage dated May 6, 1994 (recorded in Reel 253, Page 1547)
Grantor = Scott J. Madison and Mary M. Madison
Lender = Bank of Eastern Oregon

→ Please provide a statement on the Lender's letterhead (or a notarized statement if no letterhead is available) that expresses either consent to the proposed transfer **or** lender's lack of interest in the proposed transfer.

Once we receive this information, the Department can be assured that all interest holders in the water have been properly notified of the proposed transfer.

Thank you for all of your assistance in this matter. It is greatly appreciated. Please feel free to contact me at (503) 986-0890 if you have any questions.

From: Bill Porfily [mailto:bporfily@my180.net]
Sent: Friday, January 04, 2008 10:12 AM
To: Dorothy Pedersen
Subject: Scott Madison Transfer T-10320

Dorothy

I received copy of the Draft of the Preliminary Determination for the above mentioned transfer and transmittal letter. The transmittal letter requests a report of ownership and lien information. My record shows that we included a lot book report with the application. Would you please check to see if I really did include these documents?

Porfily

Dorothy Pedersen

From: Darryl Anderson [darryla@andersonengineering.com]
Sent: Monday, September 17, 2007 8:07 AM
To: Dorothy Pedersen
Subject: RE: T-10320 resume processing

Thanks Dorothy:

I am going to see my Daughter Tomorrow thru next Monday, she is in Alabama. I will get started back on it then.

Darryl Anderson
Anderson Engineering and Surveying inc.
Lakeview, Oregon 97630
541-947-4407

-----Original Message-----
From: Dorothy Pedersen [mailto:pedersdi@wrd.state.or.us]
Sent: Friday, September 14, 2007 12:18 PM
To: Darryl Anderson
Subject: T-10320 resume processing

Hi Darryl,

We got the word that Scott Madison wants to continue processing T-10320, based on the revised application received April 20, 2007 (I believe I emailed to you already) and the revised maps received April 26, 2007 (attached).

We have the watermaster review, but not the groundwater review for this one. If you want to start working on your review and drafting the first documents, I'll check on the groundwater review and get it to you as soon as it is completed.

It will be good to get this one moving again!

Have a good afternoon,
Dorothy

Dorothy I. Pedersen
Field Services Division
Oregon Water Resources Department
Dorothy.I.PEDERSEN@wrd.state.or.us
503-986-0890

Dorothy Pedersen

From: Dorothy Pedersen
Sent: Friday, September 14, 2007 12:18 PM
To: 'Darryl Anderson'
Subject: T-10320 resume processing

Attachments: 10320-04.26.07-map.pdf

10320-04.26.07-map.pdf (85 KB)...

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Have a good afternoon,
Dorothy

Dorothy I. Pedersen
Field Services Division
Oregon Water Resources Department
Dorothy.I.PEDERSEN@wrd.state.or.us
503-986-0890

Dorothy Pedersen

From: Dorothy Pedersen
Sent: Friday, September 14, 2007 12:24 PM
To: Mike Zwart
Cc: Doug Woodcock
Subject: T-10320 groundwater review

Attachments: 10320-Supplemental_Form_A Amended 04-20-07.doc; 10320-04.26.07-map.pdf

10320-Supplemental_Form_A Amen... 10320-04.26.07-map.pdf (85 KB)...

Hi Mike,

I just realized that we don't yet have the groundwater review in the file for T-10320. That is a Reimbursement Authority transfer for a POA change and POU change for several rights. The transfer application has been amended some since it was received, so I've attached the latest revision and maps.

Could you let me know approximately when you may be able to complete the review? I have the file, in case you need any additional materials from it.

Thank you,
Dorothy

Dorothy I. Pedersen
Field Services Division
Oregon Water Resources Department
Dorothy.I.PEDERSEN@wrd.state.or.us
503-986-0890

Oregon Water Resources Department

FAXED
9/14/07
D-Lp

State of Oregon
Water Resources Department
725 Summer Street NE, Suite A, Salem, OR. 97301-1271
Phone: 503-986-0900
http://www.wrd.state.or.us

FAX TRANSMITTAL

To: Darryl Anderson **Fax Number:** (541) 947-2321

Date: 9/14/07 **Pages:** 3 **, including cover sheet**

From: Dorothy Pedersen **Phone: 503-986-0** 890

Comments:

We got the go ahead to continue processing T-10320 for Scott Madison, based on the attached revised maps and the revised Supplemental Form A that I had emailed you about April 20, 2007. The GW staff review for POA change should be done next week. Let me know when you can have the DPD cover letter and contact list to me.

Thanks,
Dorothy

DIRECTOR'S OFFICE
- Water Resources Commission
- Legislation and Rules
- Public Information

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- Transfers
- Hydrographics

NORTHWEST REGION
- District 16 Watermaster

ADMINISTRATIVE SERVICES
- Fiscal / Accounting
- Human Resources / Personnel
- Water Development Loan Fund
- Support Services

Fax: 503-986-0903 or 503-986-0904

TECHNICAL SERVICES
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- Enforcement
- Ground Water
- Information Services
- GIS/Mapping
- Water Use Reporting

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- Adjudications
- Hydroelectric
- Certificates / Final Proofs
- Hearings / Contested Cases

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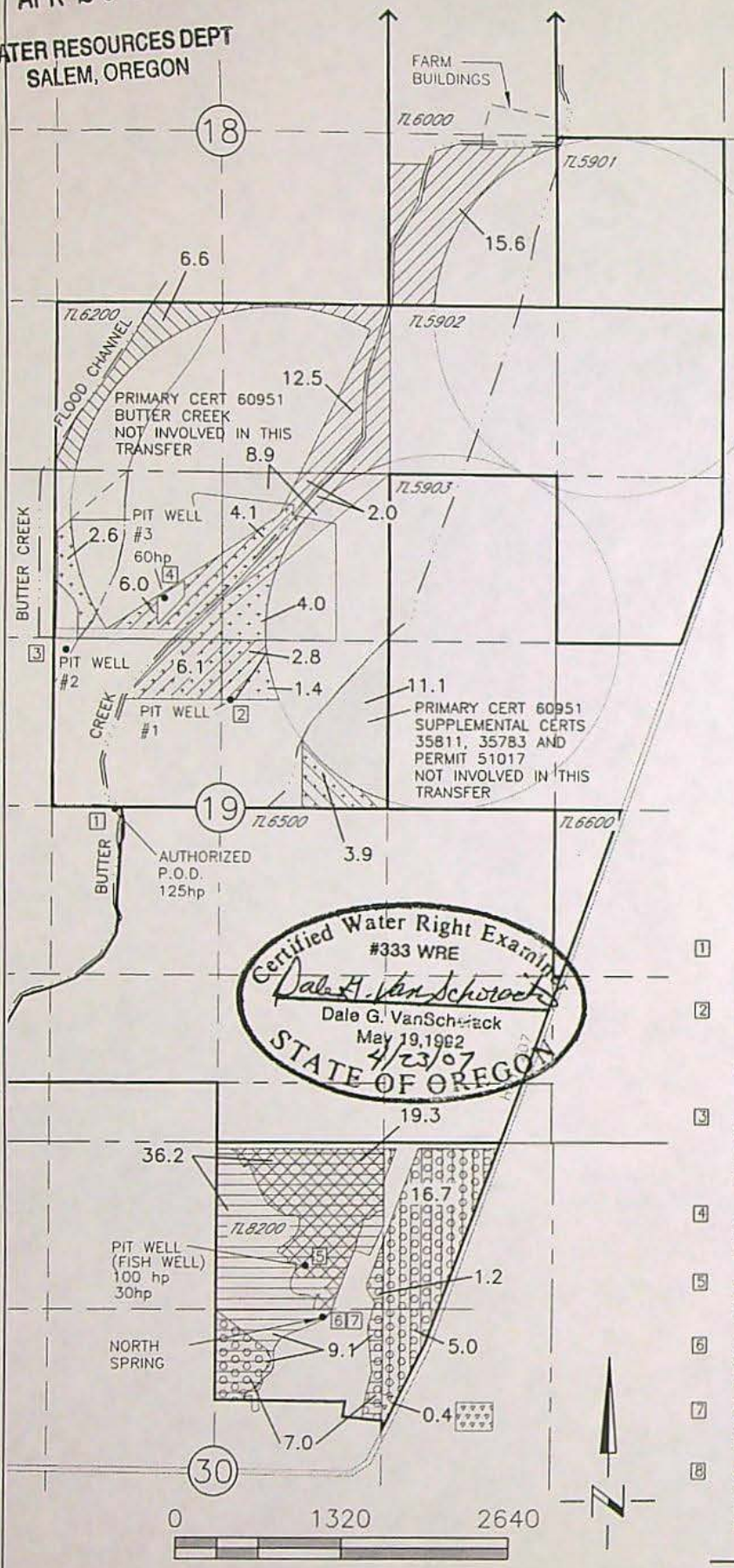

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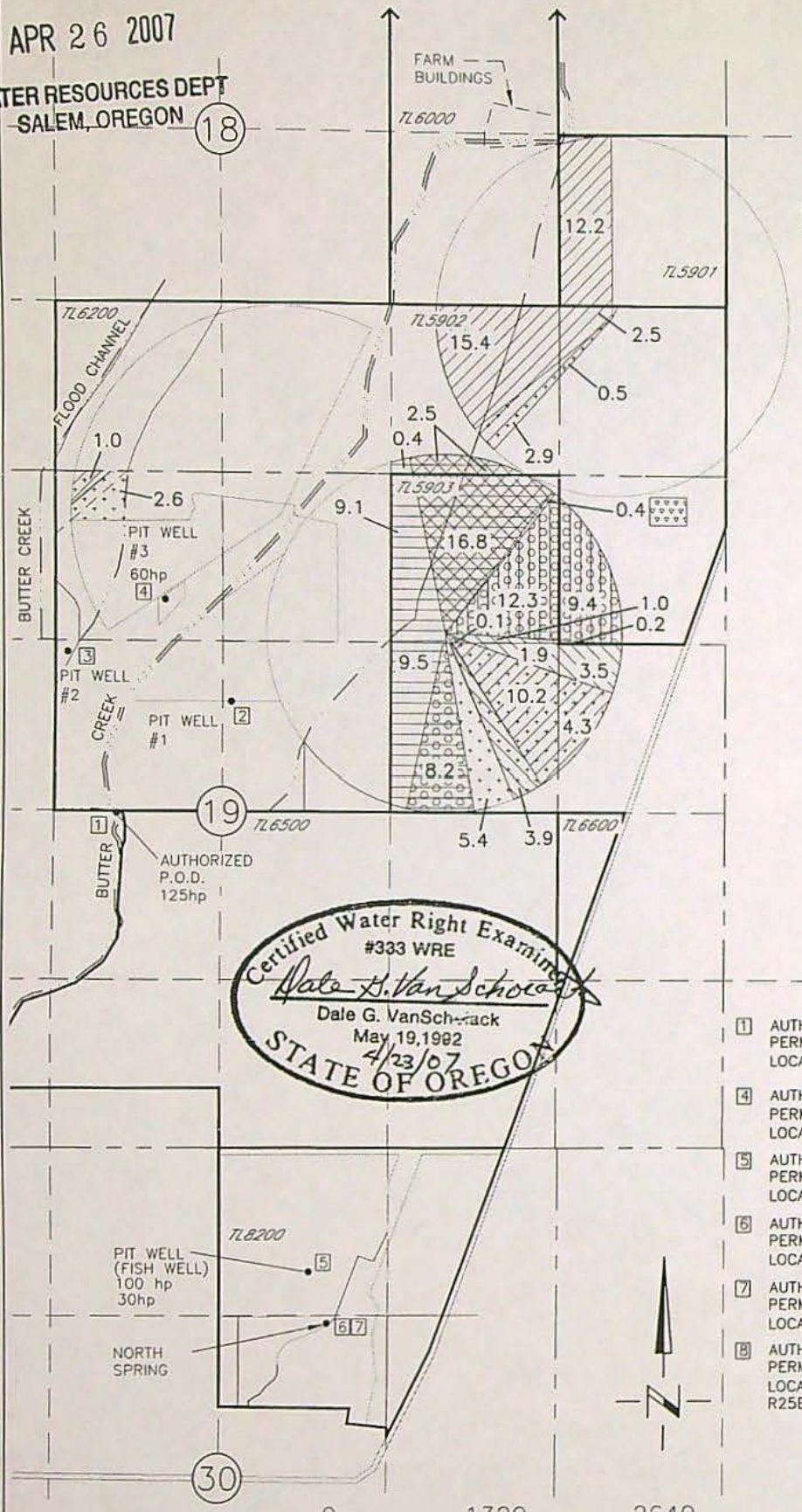

Certified Water Right Examiner
#333 WRE
Dale G. VanSchoack
Dale G. VanSchoack
May 19,1992
4/23/07
STATE OF OREGON

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PRINTED BY: Roger.Willard on 04/23/07 10:01 AM

Dorothy Pedersen

From: Dorothy Pedersen
Sent: Wednesday, July 18, 2007 8:52 AM
To: 'Darryl Anderson'
Subject: T-10320 watermaster review

Attachments: 10320-wm-rev.pdf

10320-wm-rev.pdf
(30 KB)

Hi Darryl,

T-10320 for Scott Madison is still on hold, but we just received a watermaster review for it, so please add it to your file of materials for the project. As I recall, there is a possibility that this application may be amended or even pulled out of Reimbursement Authority, so we are just holding to find out what the applicant decides to do. At this point we still don't know what his decision will be, so just file the review.

Thanks,
Dorothy

Dorothy I. Pedersen
Field Services Division
Oregon Water Resources Department
Dorothy.I.PEDERSEN@wrd.state.or.us
503-986-0890

Dorothy Pedersen

From: Dorothy Pedersen
Sent: Friday, May 04, 2007 4:35 PM
To: 'Darryl Anderson'
Subject: T-10320 revisions

Darryl,

I received word from the watermaster in Umatilla County that Scott Madison may be making yet more revisions to the T-10320 application, and may just use a temporary transfer initially, and follow up with the permanent transfer later. Therefore, he is considering terminating the Reimbursement Authority project at this point. We don't know that for sure, but please put your work on the project on hold until we hear whether he has decided.

Sorry for the interruptions on this one.

Have a good weekend,

Dorothy

Dorothy I. Pedersen
Field Services Division
Oregon Water Resources Department
Dorothy.I.PEDERSEN@wrd.state.or.us
503-986-0890

Dorothy Pedersen

From: Dorothy Pedersen
Sent: Friday, April 13, 2007 11:58 AM
To: 'Darryl Anderson'
Subject: FW: Scott Madison Transfer corrections (T-10320)

Hi Darryl,

This is a heads up that one of our watermasters took a look at the revised materials recently received for T-10320 and found that there are still some deficiencies, so he is following up with Bill Porfily. I'll forward you the further revisions when we receive them, so don't worry about spending too much time on that project until we get the last versions of things.

Thanks,
Dorothy

Dorothy Pedersen
(503) 986-0890

From: Frank Dye
Sent: Friday, April 13, 2007 10:46 AM
To: bporfily@my180.net
Cc: Dorothy Pedersen
Subject: Scott Madison Transfer corrections

Hello Bill,
Thanks for the corrections you made to T-10320. I have found some additional corrections that need to be made. I apologize for not catching some of these the first time. Here they are:

1. pg. 10 cert. 32597 source should be Unnamed Spring (not North Spring)
2. pg. 12,13,14,15 cert. 28737 source should be North Spring (not unnamed spring). Note on pg 13 the 1/41/4 should be SWNE only
3. Cert. 64236 is now cert. 80822 so everywhere you have used 64236 needs to be changed to 80822 including the map
   (pages 7-bottom, 12-bottom, 16,17, 20, 22-bottom, 27-bottom, 92-bottom, 96, 97, 98, 99, 100, 102-bottom,107-bottom, 112-bottom, 116, 117, 118, 119, 120, 122- bottom) & map
4. Cert.64238 is now cert. 80823 so everywhere you have used 64238 needs to be changed to 80823 including the map
   (pages 7-bottom, 12-bottom, 17-bottom, 21, 22, 23, 24, 25, 27-bottom, 92-bottom, 97-bottom, 101, 102, 103, 104, 105,107-bottom, 112-bottom, 117-bottom, 121, 122, 123, 124, 125) & map
5. pg. 34, cert. at top of page should be 60951
6. pg. 57 at the bottom it should be permit 46499, (not 6499)
7. pg. 93 the North Spring location 1/41/4 should be SWNE (not NWSE)
8. pg. 112, 117, 122 at the bottom, delete permit 51017

Thanks Bill, again sorry I wasn't more thorough with corrections the first time we met, but this should take care of it! Would you please email me the revised copies once again, including the maps. If you have any questions give me a call or email. Thanks,
Frank

Dorothy Pedersen

From: Dorothy Pedersen
Sent: Wednesday, April 11, 2007 4:36 PM
To: 'Darryl Anderson'
Subject: FW: Scott Madison Transfer T-10320
Attachments: To transfer Application Map.pdf; From Transfer Application Map.pdf

Hi Darryl,

Attached are the pdf files of the revised maps for T-10320, to add to your file.

Dorothy

Dorothy Pedersen
(503) 986-0890

From: Biil Porfily [mailto:bporfily@my180.net]
Sent: Tuesday, April 10, 2007 2:41 PM
To: Dorothy Pedersen
Subject: RE: Scott Madison Transfer T-10320

Dorothy

Attached are "pdf" map for S. Madison T-10320. They do not have the CWRE Seal on them. The hard copies will have the seal and the ones I e-mailed earlier had the seal.

From: Dorothy Pedersen [mailto:pedersdi@wrd.state.or.us]
Sent: Tuesday, April 10, 2007 1:38 PM
To: Biil Porfily
Subject: RE: Scott Madison Transfer T-10320

Bill,

I am forwarding the revised materials to the Reimbursement Authority contractor, as well as printing them for the T-10320 file, and will be looking for the hard copies of the maps. Is it possible for you to submit the map in ".pdf" format? That is the approved electronic format.

Thanks,
Dorothy

Dorothy Pedersen
(503) 986-0890

From: Biil Porfily [mailto:bporfily@my180.net]
Sent: Monday, April 09, 2007 11:15 AM
To: Tony Justus; Dorothy Pedersen
Cc: 'Dale VanSchoiack'
Subject: Scott Madison Transfer T-10320

I have attached the above mentioned Transfer Application Form A with the suggested changes of the H20Master office. I have also attached copies of the amended map. On the application and map we eliminated the supplemental Permit 51017 from the 6 of 6 primary water rights.

We on the map and application change the name of the Unnamed Spring to the North Spring.

Dorothy- I will send you hard copies of the maps.

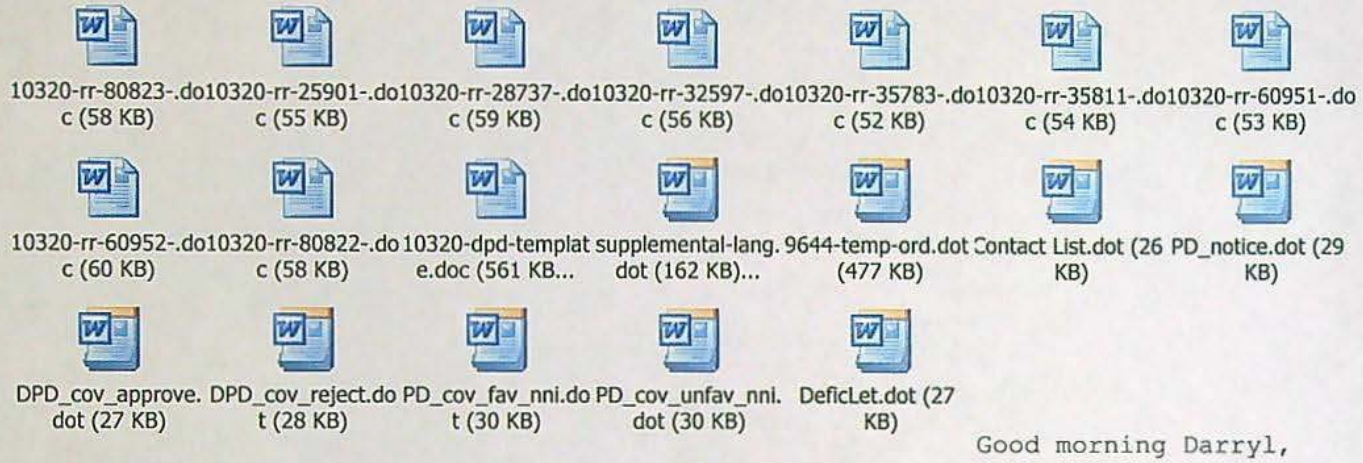
If you have any question please call.

Porfily

Dorothy Pedersen

From: Dorothy Pedersen [Dorothy.I.PEDERSEN@wrd.state.or.us]
Sent: Monday, March 19, 2007 7:28 AM
To: 'Darryl Anderson'
Subject: Templates for T-10320 (Scott Madison)

Attachments: 10320-rr-80823-.doc; 10320-rr-25901-.doc; 10320-rr-28737-.doc; 10320-rr-32597-.doc; 10320-rr-35783-.doc; 10320-rr-35811-.doc; 10320-rr-60951-.doc; 10320-rr-60952-.doc; 10320-rr-80822-.doc; 10320-dpd-template.doc; supplemental-lang.dot; 9644-temp-ord.dot; Contact List.dot; PD_notice.dot; DPD_cov_approve.dot; DPD_cov_reject.dot; PD_cov_fav_nni.dot; PD_cov_unfav_nni.dot; DeficLet.dot



Good morning Darryl,

Attached are templates for T-10320. This permanent transfer is very similar to temporary transfer T-9644, so I have included the final order document for T-9644, thinking it may be of some help as an example. You may even be able to do some copying and pasting from it.

The new DPD template has prompts for many extra types of information that may or may not apply to a particular transfer. You may delete any of the prompt that do not apply, and use information from the "supplemental language" document as needed, to help you deal with special circumstances that do apply.

DO NOT MAKE ANY CHANGES TO THE FOOTERS! The footers contain bookmarks that are needed for some macros to work. The Department will make any edits that are needed to the footers.

Note that Certificates 64236 has been superseded by Certificate 80822 and Certificate 64238 has been superseded by Certificate 80823. In Finding #1 you will list the certificates actually on the application, then please make a finding right after Finding # 1 to state that these certificates have been superseded by the new ones.

The remaining right certificates already have point of diversion and place of use information from the original certificate, so you'll just have to edit it and delete what is being transferred and then tweak the condition language so that it matches what is in the original certificate.

This application looks well put together, so hopefully everything will match up as you check through it. I'll send you the watermaster's review soon.

Thanks,
Dorothy

Dorothy I. Pedersen
Field Services Division

MEMO

Date: 2-20-07

To: Lisa Paschke

From: Dorothy Pedersen

RE: T- 10320

Ship file to contractor under Reimbursement Authority
Charge to PCA #47119
Number of copied pages 222

Send (overnight) to:

Anderson Engineering & Surveying
Attn: Darryl Anderson
P.O. Box 28
Lakeview, OR 97630

Shipping Checklist for Reimbursement Authority File

File T- 10320 Applicant: Scott Madison

Agent/Contact: William Porfily

Ship to Contractor: Anderson

Items included:

- ☒ Copy of front of file folder
- ☒ Reimbursement Authority Estimate Application
- ☒ Transfer Application form
- ☒ Transfer map
- ☒ Evidence of use affidavit
- ☒ Supporting documentation for evidence of use
- ☒ Land-use Information form
- ☐ Lot book report (or deed if instream or temporary transfer, or application received before 7/1/03)
- ☒ Certificate or copy of decree for each right to be transferred
- ☒ Final Proof map or decree map for each right to be transferred
- ☒ Well logs (if change in POA, SW POD-to-GW POA change)
- ☐ Watermaster review (all transfers)
- ☐ ODFW review (if change in POD)
- ☐ GW review (if ΔPOA, or POD-to-POA change)
- ☐ _____
- ☒ Final Deliverable cover sheet
- ☒ Itemized Estimate sheet for contractor

Additional things to check:

- ☒ All regular application processing fees paid
- ☒ Reimbursement Authority $125 fee paid for preparing estimate
- ☒ Date of WRD initial Public Notice 2-27-07

Number of sheets copied 222

File contents copied by Bill Porfily/Lisa + Sarah Date 2-14-07

Reimbursement Authority
Final Deliverables Cover Sheet
for
Transfers

Transfer # 10320 Applicant: Scott Madison

The following items have been submitted electronically*:

- ☐ Contact List
- ☐ Draft Preliminary Determination (DPD)
- ☐ DPD Cover Letter
- ☐ PD Notice
- ☐ PD Cover Letter
- ☐ Remaining Right Certificates (one for each right that is not entirely affected by the transfer)
- ☐ Instream Water Right Certificate (if required)

*NOTE: Transfer documents should be submitted in MS Word format preferably, or "rich text" format.

The following items are enclosed:

- ☐ Marked copy of transfer application
- ☐ (for POU changes) Plat Card Report marked to indicate any other rights on the "From" lands
- ☐ (for POU changes) Plat Card Report marked to indicate rights overlapping proposed POU
- ☐ Notes or sketches, maps, etc. from evaluation of changes, injury evaluation, etc. that will help document what was considered in reaching the findings and determination in the Preliminary Determination.
- ☐ Copies of each certificate that is only partially included in the transfer, marked as needed to show what portion of the right is being affected, and what remains unchanged.

☐ **Signature of Contractor:** _____ **Date:** _____

For WRD use only:

WRD approval by: _____ **Date:** _____

Reimbursement Authority Process
Itemized Estimate Sheet
for
Water Rights Transfer

Application Number T-10320

Name of Applicant: Scott Madison

Proposed Timeline

02/27/2007	Public Notice (start of 30-day comment period).
04/03/2007	Completion of draft preliminary determination--1 week after contracts signed and removal of deficiencies, but not before the end of the Public Notice comment period and receipt of all agency reviews (Watermaster, groundwater and ODFW as applicable).
05/07/2007	Deadline for applicant review of draft preliminary determination--30 days or more after draft PD mailed to applicant, depending on issues to be resolved.
5 working days after DPD comments received	**Completion of contract work:** Submittal of PD cover letter, PD public notice (and remaining rights certificates if applicable)--within 5 business days after comments received from applicant that the draft is satisfactory, or after the end of the period for applicant to comment on draft PD and remedy deficiencies.

*For purposes of water right transfers, all deliverables must be in **Microsoft Word** except remaining right certificates for which electronic copies of the existing certificates are currently available in WordPerfect.*

Estimate

	Item	Time
1	Review of application for completeness.	
2	Review of "From" lands to confirm consistency with existing right(s) and ownership.	
3	Review of "To" lands for conflicts and preparation of draft deficiency letter (*if necessary*).	
4	Preparation of draft preliminary determination, DPD cover letter and contact list.	
5	Preparation of PD public notice, PD cover letter (and remaining right certificate(s) if necessary), and processing documentation.	
	Total Estimated Time:	

(Indicate the estimated amount of time, in ½ hour increments, needed to complete each item listed.)

Prior to preparing an estimate, contact Department staff if work could not be performed consistent with the proposed timeline. In developing the estimate, review the transfer application, transfer map, existing certificate, and final proof map. Pay particular attention to the clarity of the existing rights and the complexity of the request.

Name of Consultant: Anderson Engineering & Surveying

Authorized Representative: _____ Date: _____

Revised 11/5/2004 DIP

WATER RESOURCES DEPARTMENT

REIMBURSEMENT AUTHORITY ESTIMATE APPLICATION

House Bill 2551(2003 Oregon Laws) authorizes the Oregon Water Resources Department to expedite or enhance regulatory processes voluntarily requested under the agreement. The voluntary agreement can be entered into with any person requesting services and agreeing to pay the Department's costs of providing the service.

The Department has established a pool of qualified contractors to perform expedited services for water right transfers, water right permits extensions, and water right certificates.

The purpose of this application is to obtain an estimate from the next qualified contractor in the appropriate pool. There is a non-refundable application fee of $125.00 per request. The contractor will provide an estimate of the cost and of the time required to process and develop a recommendation on the request of a: *(check one)*:

REQUEST	TYPE	FILE NUMBER
XX		
☐		
☐		

Original

$125.00 Receipt Authority

$1050 Transfer fees

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WATER RESOURCES DEPT
SALEM, OREGON

Name: (Please Print)	Scott M
Address:	75512
	Echo, (
Phone:	(541)37
Fax	
E-Mail Address:	

I understand the following:

- There is a non-refundable application fee of $125.00 per request.
- That upon receipt of my non-refundable application fee in the amount of **$ 125.00**, OWRD will assign my request to the next contractor in the pool of contractors performing expedited services.
- That this fee covers the copying, the mailing cost, as well as the cost for the contractor to evaluate and provide the estimate for processing of the request.
- That OWRD will provide all pertinent information to the assigned contractor within three (3) business days.
- That OWRD will, within fourteen (14) days, notify me in writing of the estimates of costs and time frame for the expedited service.
- That upon receiving the estimates I may agree or decline to enter into a formal contract to pay the estimated cost in advance to initiate the expedited service.
- An incomplete or inaccurate application may delay the process and increase the cost to process my request.
- Expedited processing does not guarantee a favorable review of my request.

I certify that I am the *(check one)* ☐ Applicant ☐ Applicant's Representative ☐ Other *(Please specify)*_____

Signature: _____ **Name:** Scott Madison

OWRD USE ONLY

Contractor Assigned: RECEIVED	**Total Amount Paid: $**
OWRD Approval:	

FEB 14 2007

WATER RESOURCES DEPT
SALEM, OREGON

T 10320

Revised: 6/21/2004

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

Application for Water Right
Transfer

Please type or print legibly in dark ink. If your application is incomplete or inaccurate, we will return it to you. If any requested information does not apply to your application, insert "N/A" to indicate "Not Applicable." As you complete this form, please refer to notes and guidance included on the application. A summary of review criteria and procedures that are generally applicable to these applications is available at www.wrd.state.or.us/OWRD/PUBS/forms.shtml.

COPY

1. TYPE OF TRANSFER APPLICATION

Please check one

- ☒ Permanent Transfer
- ☐ Temporary Transfer
  - total number of years: ____
  - (begin year: _____)
  - (end year: _____)
- ☐ Instream Transfer
  - ☐ Permanent
  - ☐ Time-Limited
- ☐ Drought Transfer
- ☐ Other

2. APPLICANT INFORMATION

Name: **Scott** (First) **Madison** (Last)

Address: **75512 Highway 207**

Echo, (City) **OR** (State) **97826** (Zip)

Phone: **(541)376-8214** (Home) _____ (Work) **(541)379-2209 Cell** (Other)

Fax: _____ E-Mail address: _____

3. AGENT INFORMATION

(The agent listed is authorized to represent the applicant in all matters relating to this transfer application.)

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Name: **William I. Porfily** (First) (Last)

Address: **P.O. Box 643**

Stanfield (City) **OR** (State) **97875** (Zip)

Phone: _____ (Home) **(541)449-1327** (Work) **(541)-561-7259** (Other)

Fax: **(541)449-1327** E-Mail address: **bporfily@my180.net**

- If an agent is listed above, please check ***one*** of the following:
  - ☐ Please send all correspondence to Agent. Send *copies* of correspondence to Applicant; ***or***
  - ☒ Please send all correspondence to Applicant. Send *copies* of correspondence to Agent.

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4. PROPOSED CHANGE(S) TO WATER RIGHT(S)

- List **all** water rights to be affected by this transfer. Indicate the certificate, permit, decree or other identifying number(s) in the table below: *(Attach additional pages as necessary.)*

	Application / Decree	Permit / Previous Transfer	Certificate
1.	**John Day River Decree**	**(Five Mile Creek)**	**25901**
2.		**3694**	**60951**
3.	**Butter Creek Decree**		**60952**
4.		**G-438**	**35811**
5.		**25159**	**28737**
6.		**26265**	**32597**

DO NOT LIST Permits 51017 49499

- Check **all** proposed change(s) included in this transfer application:

XX Place of Use ☐ Point of Diversion ☐ Additional Point of Diversion

☐ Character of Use **XX** Point of Appropriation ☐ Additional Point of Appropriation

☐ Instream Transfer ☐ Surface Water source to Ground Water source

- Reason(s) for change(s): **I currently have these water rights involved in a 5 year temporary transfer, T-9644. This application is for a permanent transfer of the same use as is authorized under transfer T-9644**

5. WATER DELIVERY SYSTEM

- Describe the ***current*** water delivery system ***or*** the system that ***was in place*** at some time *within the last 5 years*. Include information on the pumps, canals, pipelines and sprinklers used to divert, convey and apply the water at the authorized place of use. If the transfer involves multiple rights that have independent systems, describe each system separately.

The description must be sufficient to demonstrate that the full quantity of water to be transferred can be conveyed from the authorized source and applied at the authorized location and that the applicant is ready, willing, and able to exercise the right.

Please refer to Irrigation System Map included with this application

- System capacity: **12.1** cubic feet per second (cfs). If the transfer involves multiple rights that have independent systems, describe the capacity for each system separately.

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6. EVIDENCE OF BENEFICIAL WATER USE

- Attach one or more **Evidence of Use Affidavits** (Supplemental Form B) demonstrating that each of the right(s) involved in the transfer have been exercised in the last five years in accordance with the terms and conditions of the right or that a presumption of forfeiture for non-use could be rebutted. The Evidence of Use Affidavit(s) **must include supporting documentation** such as the following:

  - ► Copies of receipts from sales of irrigated crops or for expenditures relating to use of water;
  - ► Records such as Farm Service Agency crop reports, irrigation district records, an NRCS farm management plan, or records of other water suppliers;
  - ► Dated aerial photographs of the lands or other photographs containing sufficient detail to establish location and date of the photograph; ***or***
  - ► If the right has **not** been used during the past five years, documentation that the presumption of forfeiture would be rebutted under ORS 540.610(2).

7. AFFECTED DISTRICTS AND LOCAL GOVERNMENTS

- Are any of the water rights proposed for transfer located within or served by an irrigation or other water district? ☒ Yes ☐ No **Supplemental Permit 51017 is delivered to my farm though the Columbia Improvement District System out side of the District Boundaries**
- Will any of the water rights be located within or served by an irrigation or other water district after the proposed transfer? ☒ Yes ☐ No **Supplemental Permit 51017 is delivered to my farm though the Columbia Improvement District System out side of the District Boundaries**
- Is 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? ☐ Yes ☒ No

  *If "**Yes**", for any of the above, list the name and mailing address of the district, agency and/or entity:*

  Columbia Improvement District , P.O. Box 47, Boardman, OR 97818

- List the name and mailing address of all affected local governments (e.g., county, city, municipal corporation, and tribal governments within whose jurisdiction the rights are located).

  Umatilla County, 216 SE 4th, Pendleton, OR 97801

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8. LAND OWNERSHIP

- Does the applicant own the lands **FROM** which the right is being transferred? ☐ Yes ☒ No

*If "**No**", provide the following information. **For Temporary Transfers**, also include a **notarized statement granting consent** to the transfer from **each** of the landowners:*

Names of Current Landowner(s): **Nellie** (First) **Madison*** (Last)

Address: **28647 Madison Rd.**

Echo, (City) **OR** (State) **97826** (Zip)

***Nellie Madison owns only a portion of the area of water rights being transferred with this transfer.**

Does the applicant own the lands **TO** which the right is being transferred?

☒ Yes ☐ No ☐ N/A - *NOT APPLICABLE TO INSTREAM TRANSFERS*

*If "**No**", provide the following information:*

Names of Receiving Landowner(s): _____ (First) _____ (Last)

Address: _____

_____ (City) _____ (State) _____ (Zip)

- Check ***one*** of the following:

☐ The receiving landowner will be responsible for completion of the proposed changes after the final order is issued. All notices and correspondence should be sent to this landowner.

☒ The applicant will remain responsible for completion of changes. Notices and correspondence should continue to be sent to the applicant and applicant's agent.

☐ N/A. *(Not applicable. Application is for an Instream Water Right Transfer.)*

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9. ATTACHMENTS

Check each of the following attachments included with this application.
The application will be returned if all required attachments are <u>not</u> included.

Supplemental Form A – Description of Proposed Change(s) to a Water Right

☒ A **separate** Supplemental Form A is enclosed for **each** water right to be affected by this transfer.

Supplemental Form B – Evidence of Use Affidavit(s)

☒ At least one Evidence of Use Affidavit documenting that the right has been used during the last five years or that the right is not subject to forfeiture under ORS 540.610 is attached. The affidavit provided must be the original (not a copy), **and**

☒ The Evidence of Use Affidavit **must** be accompanied by **supporting documentation.**

Map

☒ *Water Right Transfer*
The map must be prepared by a Certified Water Right Examiner and meet the requirements of OAR 690-380-3100 unless a waiver has been granted. The map provided must be the original, not a copy.

☐ *Temporary Transfer or Historical POD Change*
A map meeting the requirements of OAR 690-380-3100 must be included but need **not** be prepared by a Certified Water Right Examiner.

Water Well Report(s)/Well Log(s):

☐ The application is for a change in point of appropriation or change from surface water to ground water and copies of all water well reports are attached.

☐ Water well reports are not available and a description of construction details including well depth, static water level, and information necessary to establish the ground water body developed or proposed to be developed is attached.

☒ N/A. The application does **not** involve a change in point of appropriation or a change from surface water to ground water, so water well reports are **not** required.)

Land Use Information Form:

☐ Enclosed; ***or***

☒ Not Required if **all** of the following are met:
- ❶ In EFU zone or irrigation district,
- ❷ Change in place of use only,
- ❸ No structural changes needed, including diversion works, delivery facilities, other structures, ***and***
- ❹ Irrigation only.

Fees:

☒ Amount enclosed: $ **1050**
See the Department's Fee Schedule at www.wrd.state.or.us or call (503) 986-0900.

<u>Instream Water Right Transfers, also include:</u>

Supplemental Form C – Instream Water Right Transfer

☐ Complete this form to describe the desired nature and attributes for the proposed instream water right.

<u>Temporary Transfers, also include:</u>

Recorded Deed:

☐ The applicant must submit a copy of the current deed of record for the land **from** which the authorized place of use or point of diversion/appropriation is being moved.

Affidavit of Consent:

☐ If the applicant is **NOT** the owner of record for the land **from** which the authorized place of use or point of diversion/appropriation is being moved, a notarized statement from the actual owner of record consenting to the proposed transfer must be submitted.

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T 10320

WATER RESOURCES DEPT
SALEM, OREGON

Before submitting your application to the Department, be sure you have:

- Answered each question completely.
- Included all the required attachments.
- Provided original signatures for **all** named deed holders, or other parties, with an interest in the water right.
- Included a check payable to the Oregon Water Resources Department for the appropriate amount.

10. SIGNATURES

- **Check *one* of the following, as appropriate, and sign the application in the signature box below:**

☒ In accordance with OAR 690-380-3000(13)(a), **I (we) understand that prior to Department approval of a permanent transfer and upon my receipt of a draft Preliminary Determination for the proposed transfer, I (we) will be required *[pursuant to OAR 690-380-4010(5)]* to provide the following landownership information and evidence demonstrating that I (we) are authorized to pursue the transfer:**

(a) A **report of ownership and lien information** that has been prepared by a title company *within the last three months;*

(b) A **copy of written notification** of the proposed transfer provided by the applicant to **all lien holders** on the subject lands unless the report of ownership and lien information shows that a water right conveyance agreement has been recorded for the subject lands. *If a water right conveyance agreement has been recorded for the subject lands, **a copy of the agreement and identification of the owner of the lands at the time the agreement was recorded** must be submitted*; **and**

(c) If the landowner identified in the report of ownership and lien information is **not** the applicant, a **notarized statement consenting to the transfer** *(attached)* signed by the landowner identified in the report or an authorized representative of the entity to whom the interest in the water right has been conveyed as identified in a water right conveyance agreement or other documentation demonstrating that the applicant is authorized to pursue the transfer in the absence of the consent of the landowner.

☐ **I (we) affirm that the applicant is a municipality, as defined in ORS 540.510(3)(b), and that the right is in the name of the municipality or a predecessor.** Therefore, pursuant to OAR 690-380-3000(13)(b), the applicant is **NOT** required to provide the above described report of ownership and lien information.

☐ **I (we) affirm that the applicant is an entity with the authority to condemn property and is acquiring the property to which the water right proposed for transfer is appurtenant by condemnation.** Documentation is provided with this application supporting this statement. Therefore, pursuant to OAR 690-380-3000(13)(c), the applicant is **NOT** required to provide the above described report of ownership and lien information. *(NOTE: Such an entity may only apply for a transfer under this subsection if it has filed a condemnation action to acquire the property.)*

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

applicant signature	Scott Madison name (print)	1-8-07 date
applicant signature	Mary Madison name (print)	2-8-07 date

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25901

1st of 6 Primary Water Rights

Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **25901**

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will not be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old *and* new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will not be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach *Supplemental Form C*) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**25901** Certificate Number	**John Day River Decree** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **A.B Thompson, owner and Bert Pullor owner of Contract to purchase.**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Irrigation**
- Priority Date(s): **1908**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

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- Source(s) of Water to be Affected by Transfer: **Five Mile Creek**

Tributary to: **John Day River**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Certs. 32597, 28737, 64236, , Permit 51017**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **25901**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Five Mile Creek 1908							**No Diversion was describe in the Cert.**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth

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Certificate Number or other identifying number: 25901

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Five Mile Creek 1908	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**(36.2 + 1.2) 37.4**
Five Mile Creek 1908	**3N**	**28E**	**WM**	**30**	**SW NE**	**8200**	**9.1**
						Total	**46.5**

ok

Certificate Number or other identifying number: 25901

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

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*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 25901

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Five Mile Creek	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**(2.4+0.4) 2.9**
Five Mile Creek	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**(9.1+16.8) 25.9**
Five Mile Creek	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**(9.5+8.2) 17.7**
Five Mile Creek						**Total**	**46.5**

MAP shows 2.5 This should be 25 OK

Remarks: _____

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1st of 5 Supplemental Water Rights for
1st of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

32597

*List only **one** water right per page. A **separate Supplemental Form A must be completed for each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **32597**

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**32597** Certificate Number	**26265** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Gaylord M. Madison**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **July 13, 1959**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Unnamed Spring**

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Tributary to: **Butter Creek**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 25901 Supplemental Certs. 28737, 64236, 64238, Permit 51017**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **32597**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer** (i.e., **list only the portion of the water right you propose to transfer.**) Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Unnamed Spring July 13, 1959	**3N**	**28E**	**WM**	**30**	**SW NE**	**8200**	**1370 ft S & 1800 ft W from NE Corner Section 30**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: 32597

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Unnamed Spring July 13, 1959	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**19.3**

Certificate Number or other identifying number: 32597

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

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Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: ~~25901~~ 32597

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Unnamed Spring	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**2.5**
Unnamed Spring	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**16.8**
						Total	**19.3**

Remarks: _____

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2nd of 5 Supplemental Water Rights for 1st of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

28737

- Certificate Number or other identifying number: 28737

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**28737** Certificate Number	**25159** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Gaylord M. Madison**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **September 30, 1957**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Unnamed Spring**

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Tributary to: **Butter Creek**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 25901 Supplemental Certs. 32597, 64236, 64238, Permit 51017**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **28737**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Unnamed Spring September 30, 1957	**3N**	**28E**	**WM**	**30**	**SW NE & NW SE**	**8200**	**None listed on Certificate**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

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SALEM, OREGON

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: 28737

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
~~Unnamed~~ North Spring Sept. 30,1957	3N	28E	WM	30	NW NE	8200	1.2
~~Unnamed~~ Spring Sept. 30,1957	3N	28E	WM	30	SW NE	8200	7.0
						Total	8.2

Certificate Number or other identifying number: 28737

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

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Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 28737

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
North ~~Unnamed~~ Spring	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**8.2**

Remarks: _____

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3rd of 5 Supplemental Water Rights for
1st of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: ~~64236~~ 80822

64236 80822

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**64236** Certificate Number	**G-7207** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Madison Ranches, Inc.**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **May 26, 1977**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

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- Source(s) of Water to be Affected by Transfer: **A Pit Well (Fish Well)**

Tributary to: **Butter Creek**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 25901 Supplemental Certs. 32597, 28737, 64238, Permit 51017**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **64236**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Pit (Fish) Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**970 ft S & 1950 ft W from NE Corner Section 30**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

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Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Pit Well (Fish Well)	4 ft	4 ft concrete Tiles	20 ft + 600 ft of 12 in leach line	Last 4 ft is 4 dia tile with 4 in opening	16 ft	2 ft Start of Irr. Season dry by July 1st	16 ft	4 ft steel lid	20 ft

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Certificate Number or other identifying number: 64236

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**(36.2 + 1.2)37.4**
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**SW NE**	**8200**	**9.1**
						Total	**46.5**

Certificate Number or other identifying number: 64236

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

*If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

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*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 64236

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**(2.5 + 0.4)2.9**
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**(9.1+ 6.8) 25.9**
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**(9.5+8.2)17.7**
						Total	**46.5**

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Remarks: _____

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4th of 5 Supplemental Water Rights for
1st of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: ~~64238~~ 90823

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**64238** Certificate Number	**G-7615** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Madison Ranches, Inc.**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **June 14, 1977**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **A Pit Well (Fish Well)**

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Tributary to: **Butter Creek**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 25901 Supplemental Certs. 32597, 28737, 64236, Permit 51017**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **64238**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**970 ft S & 1950 ft W from NE Corner Section 30**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Pit Well (Fish Well)	4 ft	4 ft concrete Tiles	20 ft + 600 ft of 12 in leach line	Last 4 ft is 4 dia tile with 4 in opening	16 ft	2 ft Start of Irr. Season dry by July 1st	16 ft	4 ft steel lid	20 ft

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Certificate Number or other identifying number: 64238

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**(36.2 + 1.2) 37.4**
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**SW NE**	**8200**	**9.1**
						Total	**46.5**

Certificate Number or other identifying number: 64238

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

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Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 64238

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**(2.5 + 0.4)2.9**
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**(9.1+16.8) 25.9**
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**(9.5+8.2)17.7**
						Total	**46.5**

Needs 16.5 DV Fix

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5th of 5 Supplemental Water Rights for 1st of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **Permit 51017**

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

Permit 51017

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	Certificate Number	**51017** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Kent ans Ahannon K. Madison**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **April 2, 1990**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Columbia River**

Tributary to: **Pacific Ocean**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 25901 Supplemental Certs. 32597, 28737, 64236, 64238**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **Permit 51017**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Columbia River April 2, 1990	**4N**	**25E**	**WM**	**2**	**Lot 7 NE NW**		**150 ft S & 2990 ft W from the NE Corner Section 2**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

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Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: Permit 51017

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**(36.2+ 1.2) 37.4**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**30**	**SW NE**	**8200**	**9.1**
						Total	**46.5**

Supplemental 70C
Supplemental 70C

Certificate Number or other identifying number: Permit 51017

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

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Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: Permit 51017

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**(2.5=0.4) 2.9**
Columbia River	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**(9.1+16.8) 25.9**
Columbia River	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**17.7**
						Total	**46.5**

Remarks: _____

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2nd of 6 Primary Water Rights

Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **60951**

60951/9609

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) RECEIVED NOV 23 2007 WATER RESOURCES DEPT SALEM, OREGON T 10320	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.) RECEIVED FEB 14 2007 WATER RESOURCES DEPT SALEM, OREGON

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**60951** Certificate Number	**3694** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Thomas Richards and Sons**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Irrigation**
- Priority Date(s): **May 17, 1917**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Butter Creek**

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Tributary to: **Umatilla River**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Supplemental Certs. 35811, 35783, & Permit 51017**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **60951**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Butter Creek May 17, 1917	**3N**	**25E***	**W M**	**19**	**NE SW**	**6200**	**10 ft S & 1800 ft E from the W ¼ coner Section 19**

*** The Certificate reads 25 E, It should read 28E**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: 25901 60951

The following information ***must be provided*** *only for those places of use that* ***are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)*** *Attach additional pages as necessary.*

Government lot and donation land claim numbers must be included in the tables below ***only*** *if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Butter Creek May 17, 1917	**3N**	**28E**	**WM**	**18**	**SE SW**	**6200**	**6.6**
Butter Creek May 17, 1917	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**3.9**
						Total	**10.5**

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Certificate Number or other identifying number: 60951

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
(NOTE: Complete this table ***only*** *if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

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*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 60951

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Butter Creek	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**1.0**
Butter Creek	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**3.9**
Butter Creek	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**1.9**
Butter Creek	**3N**	**28E**	**WM**	**20**	**NW NW**	**5903**	**0.2**
Butter Creek	**3N**	**28E**	**WM**	**20**	**SW NW**	**5903**	**3.5**
						Total	**10.5**

Remarks: _____

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1st of 3 Supplemental Water Rights for 2nd of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 35811

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☒ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**35811** Certificate Number	**G-438** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Fred Davis and Tresa Davis**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **November 21, 1956**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Two Pit Wells**

Tributary to: **Butter Creek**

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*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 60951 Supplemental Certs. 35783, & Permit 51017**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **35811**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**#1 Pit Well Nov. 21, 1956**	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**850 ft N & 1370 ft E from SW Corner of SE ¼ NW ¼ Section 19**
N/A	**#2 Pit Well Nov. 21, 1956**	**3N**	**28E**	**WM**	**19**	**SE NE**	**6200**	**1240 ft N & 100 ft E from SW Corner of SE ¼ NW ¼ Section 19**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – *(Only needed if no well log is available.)*
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
#1 Pit Well	60 ft x 40 ft x 20 ft deep Pit	N/A	N/A	N/A	N/A	16 ft	16 ft	N/A	20 ft
#2 Pit Well	This Pit Well caved in many years ago and was constructed similar to #1								

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Certificate Number or other identifying number: 35811

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#1 & #2 Pit Well Nov. 21, 1956	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**3.9**

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3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
#3 Pit Well*	**3N**	**28E**	**WM**	**19**	**NW NW**	**6200**	**1670 ft N & 2160 ft E from W ¼ Corner Section 19**

***Pit Wells #1 &#2 are less than 1320 ft from Pit Well #3**

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

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*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Yes	**Pit Well #3 No Well Log**	**60 ft x 40 ft x 20 ft deep pit**	**N/A**	**N/A**	**N/A**	**N/A**	**16 ft**	**16 ft**	**N/A**	**20 ft**

Certificate Number or other identifying number: 35811

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**3.9**

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2nd of 3 Supplemental Water Rights for 2nd of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 35783

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**35783** Certificate Number	**G-2597** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Fred E. Davis**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **November 24, 1964**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

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- Source(s) of Water to be Affected by Transfer: #3 **Pit Well**

Tributary to: **Butter Creek**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 60951 Supplemental Certs. 35811, & Permit 51017**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: 35783

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**#3 Pit Well Nov. 24, 1964**	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**1670 ft N & 2160 ft E from W ¼ Corner of Section 19**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
#3 Pit Well	**60 ft x 40 ft x 20 ft deep pit**	**N/A**	**N/A**	**N/A**	**N/A**	**16 ft**	**16 ft**	**N/A**	**20 ft**

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Certificate Number or other identifying number: 35783

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well Nov. 24, 1964	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**3.9**

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Certificate Number or other identifying number: 35783

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

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Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 35783

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**3.9**

Remarks: _____

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3rd of 3 Supplemental Water Rights
2nd of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **Permit 51017**

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	Certificate Number	**51017** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Kent R. and Shannon K. Madison**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **April 2, 1990**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

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- Source(s) of Water to be Affected by Transfer: **Columbia River**

Tributary to: **Pacific Ocean**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 60951 Supplemental Certs. 35811, & Cert. 35783**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **Permit 51017**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**Columbia River April 2, 1990**	**4N**	**25E**	**WM**	**2**	**Lot 7 NE NW**		**150 ft S & 2990 ft W from NE Corner Section 2**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: Permit 51017

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**18**	**SE SW**	**6200**	**6.6**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**3.9**
						Total	**10.5**

Certificate Number or other identifying number: Permit 51017

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

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Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: **Permit 51017**

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**1.0**
Columbia River	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**3.9**
Columbia River	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**1.9**
Columbia River	**3N**	**28E**	**WM**	**20**	**NW NW**	**5903**	**0.2**
Columbia River	**3N**	**28E**	**WM**	**20**	**SW NW**	**5903**	**3.5**
						Total	**10.5**

Remarks: _____

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3rd of 6 Primary Water Rights

Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

CERTIFICATE

- Certificate Number or other identifying number: **Permit 60952**

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**60952** Certificate Number	Butter Creek Decree Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Caroline E. Rogers**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Irrigation**
- Priority Date(s): **1869 & 1880**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

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- Source(s) of Water to be Affected by Transfer: **Butter Creek**

Tributary to: **Umatilla River**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Supplemental Certs. 35811, Cert. 35783 & Permits 51017 & 46499**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **60952**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**Butter Creek 1869 & 1880**	**3N**	**28E**	**WM**	**19**	**NE SW**		**10 ft S & 1800 ft E from the W ¼ Corner Section 19**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: 60952

The following information ***must be provided*** *only for those places of use that* ***are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)*** *Attach additional pages as necessary.*

Government lot and donation land claim numbers must be included in the tables below ***only*** *if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Butter Creek 1869 & 1880	**3N**	**28E**	**WM**	**18**	**NE SE**	**6000**	**15.6**
Butter Creek 1869 & 1880	**3N**	**28E**	**WM**	**18**	**SW SE**	**6200**	**12.5**
Butter Creek 1869 & 1880	**3N**	**28E**	**WM**	**19**	**NW NE**	**6200**	**(4.1 + 2.0) 6.1**
Butter Creek 1869 & 1880	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**2.8**
Butter Creek 1869 & 1880	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**6.0**
Butter Creek 1869 & 1880	**3N**	**28E**	**WM**	**19**	**SE NW**	**6200**	**6.1**
						Total	**49.1**

Certificate Number or other identifying number: 60952

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
(NOTE: Complete this table ***only*** *if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

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*If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 60952

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Butter Creek	**3N**	**28E**	**WM**	**17**	**NW SW**	**5901**	**12.2**
Butter Creek	**3N**	**28E**	**WM**	**17**	**SW SW**	**5902**	**(2.5+ 0.5) 3.0**
Butter Creek	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**(15.4 +2.9) 18.3**
Butter Creek	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.1**
Butter Creek	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**10.2**
Butter Creek	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**1.0**
Butter Creek	**3N**	**28E**	**WM**	**20**	**SW NW**	**5903**	**4.3**
						Total	**49.1**

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1st of 4 Supplemental Water Rights for 3rd of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **35811**

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☒ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**35811** Certificate Number	**G-438** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Fred Davis and Tresa Davis**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **November 21, 1956**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Two Pit Wells**

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Tributary to: **Butter Creek**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 60952 Supplemental Certs. 35783, Permits 51017 & 6499**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **35811**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**#1 Pit Well Nov. 21, 1956**	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**850 ft N & 1370 ft E from SW orner of SE ¼ NW ¼ Section 19**
N/A	**#2 Pit Well Nov. 21, 1956**	**3N**	**28E**	**WM**	**19**	**SE NE**	**6200**	**1240 ft N & 100 ft E from SW orner of SE ¼ NW ¼ Section 19**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

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Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
#1 Pit Well	60 ft x 40 ft x 20 ft deep pit	N/A	N/A	N/A	N/A	16 ft	16 ft	N/A	20 ft
#2 Pit Well	This Pit Well was abandon many years ago and was constructed similar to #1								

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Certificate Number or other identifying number: 35811

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#1 & #2 Pit Well Nov. 21, 1956	3N	28E	WM	19	NW NE	6200	4.1
#1 & #2 Pit Well Nov. 21, 1956	3N	28E	WM	19	SW NE	6200	2.8
#1 & #2 Pit Well Nov. 21, 1956	3N	28E	WM	19	NE NW	6200	6.0
#1 & #2 Pit Well Nov. 21, 1956	3N	28E	WM	19	SE NW	6200	6.1
						Total	19.0

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Certificate Number or other identifying number: 35811

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
#3 Pit Well*	3N	28E	WM	19	NW NW	6200	1670 ft N & 2160 ft E from W ¼ Corner Section 19

***Pit Wells #1 &#2 are less than 1320 ft from Pit Well #3**

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

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*If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Yes	**Pit Well #3 No Well Log**	**60 ft x 40 ft x 20 ft deep pit**	**N/A**	**N/A**	**N/A**	**N/A**	**16 ft**	**16 ft**	**N/A**	**20 ft**

Certificate Number or other identifying number: 35811

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well	**3N**	**28E**	**WM**	**17**	**SW SW**	**5902**	**0.5**
#3 Pit Well	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**2.9**
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.1**
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**10.2**
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**1.0**
#3 Pit Well	**3N**	**28E**	**WM**	**20**	**SW NW**	**5903**	**4.3**
						Total	**19.0**

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2nd of 4 Supplemental Water Rights for 3rd of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 35783

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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35783

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**35783** Certificate Number	**G-2597** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Fred E. Davis**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **November 24, 1964**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: #3 **Pit Well**

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Tributary to: **Butter Creek**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 60952 Supplemental Certs. 35811, Permits 51017 & 46499**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **35783**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**#3 Pit Well Nov. 24, 1964**	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**1670 ft N & 2160 ft E from W ¼ Corner of Section 19**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
#3 Pit Well	**60 ft x 40 ft x 20 ft deep pit**	**N/A**	**N/A**	**N/A**	**N/A**	**16 ft**	**16 ft**	**N/A**	**20 ft**

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Certificate Number or other identifying number: 35783

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well Nov. 24, 1964	3N	28E	WM	19	NW NE	6200	4.1
#3 Pit Well Nov. 24, 1964	3N	28E	WM	19	SW NE	6200	2.8
#3 Pit Well Nov. 24, 1964	3N	28E	WM	19	NE NW	6200	6.0
#3 Pit Well Nov. 24, 1964	3N	28E	WM	19	SE NW	6200	6.1
						Total	19.0

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Certificate Number or other identifying number: 35783

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using*

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the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 35783

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well	**3N**	**28E**	**WM**	**17**	**SW SW**	**5902**	**0.5**
#3 Pit Well	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**2.9**
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.1**
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**10.2**
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**1.0**
#3 Pit Well	**3N**	**28E**	**WM**	**20**	**SW NW**	**5903**	**4.3**
						Total	**19.0**

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Remarks: _____

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P 51017

3rd of 4 Supplemental Water Rights for 3rd of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **Permit 51017**

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right		**51017**
		Certificate Number	Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right		
		Name of Decree	Page Number
☐	Permit for which Proof has been Approved		
		Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed		
		Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Kent R. and Shannon K. Madison**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **April 2, 1990**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Columbia River**

Tributary to: **Pacific Ocean**

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*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 60952 Supplemental Certs. 35811, Cert. 35783 & Permit 46499**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **Permit 51017**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**Columbia River April 2, 1990**	**4N**	**25E**	**WM**	**2**	**Lot 7 NE NW**		**150 ft S & 2990 ft W from NE Corner Section 2**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: Permit 51017

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**18**	**NE SE**	**6000**	**15.6**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**18**	**SW SE**	**6200**	**12.5**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**19**	**NW NE**	**6200**	**(4.1+ 2.0) 6.1**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**2.8**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**6.0**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**19**	**SE NW**	**6200**	**6.1**
						Total	**49.1**

Certificate Number or other identifying number: Permit 51017

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

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*If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: Permit 51017

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River	**3N**	**28E**	**WM**	**17**	**NW SW**	**5901**	**12.2**
Columbia River	**3N**	**28E**	**WM**	**17**	**SW SW**	**5902**	**(2.5+ 0.5) 3.0**
Columbia River	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**(15.4+2.9) 18.3**
Columbia River	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.1**
Columbia River	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**10.2**
Columbia River	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**1.0**
Columbia River	**3N**	**28E**	**WM**	**20**	**SW NW**	**5903**	**4.3**
						Total	**49.1**

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Remarks: _____

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4th of 4 Supplemental Water Rights for 3rd of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A must be completed for each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **Permit 46499**

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	Certificate Number	**46499** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **John Madison**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **October 16, 1978**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Butter Creek**

Tributary to: **Umatilla River**

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*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 60952 Supplemental Certs. 35811, Cert. 35783 & Permit 51017**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **Permit 46499**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**Butter Creek Oct. 16, 1978**	**3N**	**28E**	**WM**	**19**	**NE SW**		**10 ft S & 1800 ft E from W ¼ Corner Section 19**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: Permit 46499

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Butter Creek Oct. 16, 1978	**3N**	**28E**	**WM**	**18**	**NE SE**	**6000**	**15.6**
Butter Creek Oct. 16, 1978	**3N**	**28E**	**WM**	**18**	**SW SE**	**6200**	**12.5**
Butter Creek Oct. 16, 1978	**3N**	**28E**	**WM**	**19**	**NW NE**	**6200**	**(4.1+ 2.0) 6.1**
Butter Creek Oct. 16, 1978	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**2.8**
Butter Creek Oct. 16, 1978	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**6.0**
Butter Creek Oct. 16, 1978	**3N**	**28E**	**WM**	**19**	**SE NW**	**6200**	**6.1**
						Total	**49.1**

Certificate Number or other identifying number: Permit 46499

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

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*If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: Permit 46499

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Butter Creek	**3N**	**28E**	**WM**	**17**	**NW SW**	**5901**	**12.2**
Butter Creek	**3N**	**28E**	**WM**	**17**	**SW SW**	**5902**	**(2.5 + 0.5)3.0**
Butter Creek	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**(15.4+2.9) 18.3**
Butter Creek	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.1**
Butter Creek	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**10.2**
Butter Creek	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**1.0**
Butter Creek	**3N**	**28E**	**WM**	**20**	**SW NW**	**5903**	**4.3**
						Total	**49.1**

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4th of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

35811

- Certificate Number or other identifying number: **35811** _____

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☒ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**35811** Certificate Number	**G-438** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Fred Davis and Tresa Davis**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Irrigation**
- Priority Date(s): **November 21, 1956**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Two Pit Wells**

Tributary to: **Butter Creek**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Supplemental Certs. 35783, & Permit 51017**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **35811**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**#1 Pit Well Nov. 21, 1956**	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**850 ft N & 1370 ft E from SW Corner of SE ¼ NW ¼ Section 19**
N/A	**#2 Pit Well Nov. 21, 1956**	**3N**	**28E**	**WM**	**19**	**SE NE**	**6200**	**1240 ft N & 100 ft E from SW Corner of SE ¼ NW ¼ Section 19**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

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Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
#1 Pit Well	60 ft x 40 ft x 20 ft deep pit	N/A	N/A	N/A	N/A	16 ft	16 ft	N/A	20 ft
#2 Pit Well	This Pit Well was abandon many years ago and was constructed similar to #1								

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Certificate Number or other identifying number: 35811

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#1 & #2 Pit Well Nov. 21, 1956	**3N**	**28E**	**WM**	**19**	**NW NE**	**6200**	**4.0**
#1 & #2 Pit Well Nov. 21, 1956	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**1.4**
#1 & #2 Pit Well Nov. 21, 1956	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**2.6**
						Total	**8.0**

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Certificate Number or other identifying number: 35811

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
#3 Pit Well*	**3N**	**28E**	**WM**	**19**	**NW NW**	**6200**	**1670 ft N & 2160 ft E from W ¼ Corner Section 19**

***Pit Wells #1 & #2 are less than 1320 ft from Pit Well #3**

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

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*If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Yes	**Pit Well #3 No Well Log**	**60 ft x 40 ft x 20 ft deep pit**	**N/A**	**N/A**	**N/A**	**N/A**	**16 ft**	**16 ft**	**N/A**	**20 ft**

Certificate Number or other identifying number: 35811

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**5.4**
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**2.6**
						Total	**8.0**

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1st of 2 Supplemental Water Rights for 4th of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

35783

- Certificate Number or other identifying number: 35783

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use:
☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.)	☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	☐ **Irrigation**
☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.)		☐ **Municipal**
☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.)		☐ **Quasi-municipal**
☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.)		☐ **Commercial**
☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)		☐ **Industrial**
		☐ **Instream** (complete and attach ***Supplemental Form C***)
		☐ **Domestic** (indicate number of households) _____
		☐ **Other** _____
		☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.)
		☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**35783** Certificate Number	**G-2597** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Fred E. Davis**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **November 24, 1964**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

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- Source(s) of Water to be Affected by Transfer: #3 **Pit Well**

Tributary to: **Butter Creek**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 35811, Supplemental & Permit 51017**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: 35783

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**#3 Pit Well Nov. 24, 1964**	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**1670 ft N & 2160 ft E from W ¼ Corner of Section 19**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
#3 Pit Well	**60 ft x 40 ft x 20 ft deep pit**	**N/A**	**N/A**	**N/A**	**N/A**	**16 ft**	**16 ft**	**N/A**	**20 ft**

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Certificate Number or other identifying number: 35783

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well Nov. 24, 1964	**3N**	**28E**	**WM**	**19**	**NW NE**	**6200**	**4.0**
#3 Pit Well Nov. 24, 1964	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**1.4**
#3 Pit Well Nov. 24, 1964	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**2.6**
						Total	**8.0**

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Certificate Number or other identifying number: 35783

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

*If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using*

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the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 35783

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**5.4**
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**2.6**
						Total	**8.0**

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Remarks: _____

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2nd of 2 Supplemental Water Rights for 4th of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **Permit 51017**

P 51017

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use:
☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.)	☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	☐ **Irrigation**
☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.)		☐ **Municipal**
☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.)		☐ **Quasi-municipal**
☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.)		☐ **Commercial**
☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)		☐ **Industrial**
		☐ **Instream** (complete and attach *Supplemental Form C*)
		☐ **Domestic** (indicate number of households) _____
		☐ **Other** _____
		☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.)
		☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	_____ Certificate Number	**51017** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	_____ Name of Decree	_____ Page Number
☐	Permit for which Proof has been Approved	_____ Permit Number	_____ Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	_____ Previous Transfer Number	_____ Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Kent R. and Shannon K. Madison**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **April 2, 1990**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

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- Source(s) of Water to be Affected by Transfer: **Columbia River**

Tributary to: **Pacific Ocean**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 35811 Supplemental Cert. 35783**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **Permit 51017**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**Columbia River April 2, 1990**	**4N**	**25E**	**WM**	**2**	**Lot 7 NE NW**		**150 ft S & 2990 ft W from NE Corner Section 2**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: Permit 51017

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**19**	**NW NE**	**6200**	**4.0**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**1.4**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**2.6**
						Total	**8.0**

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Certificate Number or other identifying number: Permit 51017

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using*

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the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: Permit 51017

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**5.4**
Columbia River	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**2.6**
						Total	**8.0**

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5th of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 28737

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**28737** Certificate Number	**25159** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Gaylord M. Madison**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation***

*** This water right is listed as Supplemental for the areas we want to transfer from. Greg Nelson with OWRD found a note in the file from Larry Jebousek past OWRD employee saying that it should be considered Primary Irrigation**

- Priority Date(s): **September 30, 1957**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

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- Source(s) of Water to be Affected by Transfer: **Unnamed Spring**

Tributary to: **Butter Creek**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers:* **Supplemental Certs. 64236, 64238, & Permit 51017**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **28737**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Unnamed Spring September 30, 1957	**3N**	**28E**	**WM**	**30**	**SW NE & NW SE**	**8200**	**None listed on Certificate**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

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Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: 28737

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
~~Unnamed~~ Spring Sept. 30,1957	3N	28E	WM	30	NE NE	8200	16.7
~~Unnamed~~ Spring Sept. 30,1957	3N	28E	WM	30	SE NE	8200	5.0
						Total	21.7

Certificate Number or other identifying number: 28737

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

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Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 28737

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Unnamed Spring	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**12.3**
Unnamed Spring	**3N**	**28E**	**WM**	**20**	**NW NW**	**5903**	**9.4**
							21.7

Remarks: _____

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1st of 3 Supplemental Water Rights for 5th of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: ~~64236~~ 80822

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**64236** Certificate Number	**G-7207** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Madison Ranches, Inc.**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **May 26, 1977**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **A Pit Well (Fish Well)**

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Tributary to: **Butter Creek**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 28737 Supplemental Certs. 64238, & Permit 51017**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **64236**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**970 ft S & 1950 ft W from NE Corner Section 30**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Pit Well (Fish Well)	**4 ft**	**4 ft concrete Tiles**	**20 ft + 600 ft of 12 in leach line**	**Last 4 ft is 4 dia tile with 4 in opening**	**16 ft**	**2 ft Start of Irr. Season dry by July 1st**	**16 ft**	**4 ft steel lid**	**20 ft**

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Certificate Number or other identifying number: 64236

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NE NE**	**8200**	**16.7**
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**SE NE**	**8200**	**5.0**
						Total	**21.7**

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Certificate Number or other identifying number: 64236

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

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*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 64236

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**12.3**
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**20**	**NW NW**	**5903**	**9.4**
						Total	**21.7**

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Remarks: _____

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2nd of 3 Supplemental Water Rights for 5th of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: ~~64238~~ 80823

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use:
☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.)	☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	☐ **Irrigation**
☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.)		☐ **Municipal**
☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.)		☐ **Quasi-municipal**
☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.)		☐ **Commercial**
☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)		☐ **Industrial**
		☐ **Instream** (complete and attach ***Supplemental Form C***)
		☐ **Domestic** (indicate number of households) _____
		☐ **Other** _____
		☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.)
		☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**64238** Certificate Number	**G-7615** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Madison Ranches, Inc.**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **June 14, 1977**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

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- Source(s) of Water to be Affected by Transfer: **A Pit Well (Fish Well)**

Tributary to: **Butter Creek**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 28737 Supplemental Certs. 64236, & Permit 51017**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **64238**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**970 ft S & 1950 ft W from NE Corner Section 30**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

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or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Pit Well (Fish Well)	**4 ft**	**4 ft concrete Tiles**	**20 ft + 600 ft of 12 in leach line**	**Last 4 ft is 4 dia tile with 4 in opening**	**16 ft**	**2 ft Start of Irr. Season dry by July 1st**	**16 ft**	**4 ft steel lid**	**20 ft**

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Certificate Number or other identifying number: 64238

The following information ***must be provided*** *only for those places of use that* ***are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)*** *Attach additional pages as necessary.*

Government lot and donation land claim numbers must be included in the tables below ***only*** *if the information is reflected on the existing water right.*

FROM CERTIFICATE 80823 OR 64238 HAS NE-NE

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NE NE**	**8200**	**16.7**
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**SE NE**	**8200**	**5.0**
						Total	**21.7**

Certificate Number or other identifying number: 64238

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

(NOTE: Complete this table ***only*** *if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

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If "No", describe the anticipated construction for the proposed well(s) in the following table:

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 64238

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**12.3**
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**20**	**NW NW**	**5903**	**9.4**
						Total	**21.7**

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Remarks: _____

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3rd of 3 Supplemental Water Rights for 5th of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **Permit 51017**

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	Certificate Number	**51017** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Kent R. and Shannon K. Madison**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **April 2, 1990**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

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- Source(s) of Water to be Affected by Transfer: **Columbia River**

Tributary to: **Pacific Ocean**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 28737 Supplemental Cert. 64236, & 64238**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **Permit 51017**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**Columbia River April 2, 1990**	**4N**	**25E**	**WM**	**2**	**Lot 7 NE NW**		**150 ft S & 2990 ft W from NE Corner Section 2**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: Permit 51017

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**30**	**NE NE**	**8200**	**16.7**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**30**	**SE NE**	**8200**	**5.0**
Columbia River April 2, 1990						**Total**	**21.7**

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Certificate Number or other identifying number: Permit 51017

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using*

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the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: Permit 51017

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**12.3**
Columbia River	**3N**	**28E**	**WM**	**20**	**NW NW**	**5903**	**9.4**
						Total	**21.7**

Remarks: _____

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6th of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 32597

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**32597** Certificate Number	**26265** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Gaylord M. Madison**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Irrigation**
- Priority Date(s): **July 13, 1959**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Unnamed Spring**

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Tributary to: **Butter Creek**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Supplemental Certs. 64236, 64238, Permit 51017**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **32597**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer** (i.e., **list only the portion of the water right you propose to transfer.**) Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Unnamed Spring July 13, 1959	**3N**	**28E**	**WM**	**30**	**SW NE**	**8200**	**1370 ft S & 1800 ft W from NE Corner Section 30**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for **each** authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for **each** point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (**NOTE:** You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: 32597

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Unnamed Spring July 13, 1959	**3N**	**28E**	**WM**	**30**	**SE NE**	**8200**	**0.4**

Certificate Number or other identifying number: 32597

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

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Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 32597

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Unnamed Spring	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.4**

Remarks: _____

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1st of 3 Supplemental Water Rights for 6th of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: ~~64236~~ 80822

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**64236** Certificate Number	**G-7207** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Madison Ranches, Inc.**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **May 26, 1977**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **A Pit Well (Fish Well)**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

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For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 32597 Supplemental Certs. 64238, & Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **64236**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**970 ft S & 1950 ft W from NE Corner Section 30**

- Does the water right being transferred involve a ground water source(s)?

  ☒ Yes ☐ No *(Surface water source only.)*

  *If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

  A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  or

  B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Pit Well (Fish Well)	**4 ft**	**4 ft concrete Tiles**	**20 ft + 600 ft of 12 in leach line**	**Last 4 ft is 4 dia tile with 4 in opening**	**16 ft**	**2 ft Start of Irr. Season dry by July 1st**	**16 ft**	**4 ft steel lid**	**20 ft**

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Certificate Number or other identifying number: 64236

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**SE NE**	**8200**	**0.4**

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Certificate Number or other identifying number: 64236

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

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Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 64236

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.4**

Remarks: _____

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2nd of 3 Supplemental Water Rights for 6th of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: ~~64238~~ 90523

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**64238** Certificate Number	**G-7615** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Madison Ranches, Inc.**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **June 14, 1977**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **A Pit Well (Fish Well)**

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Tributary to: **Butter Creek**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 32597 Supplemental Certs. 64236, & Permit 51017**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **64238**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**970 ft S & 1950 ft W from NE Corner Section 30**

- Does the water right being transferred involve a ground water source(s)?

  ☒ Yes ☐ No *(Surface water source only.)*

  *If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

  A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  or

  B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Pit Well (Fish Well)	**4 ft**	**4 ft concrete Tiles**	**20 ft + 600 ft of 12 in leach line**	**Last 4 ft is 4 dia tile with 4 in opening**	**16 ft**	**2 ft Start of Irr. Season dry by July 1st**	**16 ft**	**4 ft steel lid**	**20 ft**

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Certificate Number or other identifying number: 64238

The following information ***must be provided*** *only for those places of use that* ***are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)*** *Attach additional pages as necessary.*

Government lot and donation land claim numbers must be included in the tables below ***only*** *if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**SE NE**	**8200**	**0.4**

Certificate Number or other identifying number: 64238

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
(NOTE: Complete this table ***only*** *if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

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Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 64238

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.4**

Remarks: _____

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3rd of 3 Supplemental Water Rights for 6th of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **Permit 51017**

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	Certificate Number	**51017** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Kent R. and Shannon K. Madison**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **April 2, 1990**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Columbia River**

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Tributary to: **Pacific Ocean**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 32597 Supplemental Cert 64236, & 64238**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **Permit 51017**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer** (i.e., **list only the portion of the water right you propose to transfer.**) Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**Columbia River April 2, 1990**	**4N**	**25E**	**WM**	**2**	**Lot 7 NE NW**		**150 ft S & 2990 ft W from NE Corner Section 2**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: Permit 51017

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**30**	**SE NE**	**8200**	**0.4**

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Certificate Number or other identifying number: Permit 51017

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

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T 10320

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: Permit 51017

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.4**

Remarks: _____

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SALEM, OREGON

T 10320

Dorothy Pedersen

From: Dorothy Pedersen
Sent: Friday, May 04, 2007 9:17 AM
To: Tony Justus
Subject: RE: T10320

Tony,

The current status of the T-10320 project is on hold. I told the Reimbursement Authority contractor on April 13th to hold off work on the project pending receipt of revised application materials. If Mr. Madison wants to go forward with Reimbursement Authority, the contractor should be given a chance to look over the revisions and indicate whether the changes would translate into additional processing time or not. Then Mr. Madison could decide whether to go forward with Reimbursement Authority or not. If he decides to wait and let the Department process the transfer, we will have the contractor invoice for the work performed on the project to date and then refund any unused deposited funds to Mr. Madison.

Dorothy

Dorothy Pedersen
(503) 986-0890

From: Tony Justus
Sent: Wednesday, May 02, 2007 9:39 AM
To: 'Dorothy Pedersen'
Cc: Frank Dye
Subject: T10320

FYI Dorothy, Frank and I met this morning with the applicant, Madison. Our concern is his ability to deliver water in the way proposed by the application. We are OK with the acres picked up and placed in pie shapes but we are concerned about the acres not transferred, that they can not be delivered appropriately. Mr. Madison is going to talk to his CWRE about picking up all the acres and placing them back in pie shapes. It would mean a modification to the application to add more acres, wr's and pages.

Will the application need to be rebid by the consultant?

If Mr. Madison decided to process the transfer through the Department instead of Receipts Authority, can he get the money he has sent returned?

He has time left on his temp transfer so could decide to let WRD do the processing. He may, however, decide to go forward with Receipts Authority and understands there may be additional fees.

Dorothy Pedersen

From: Biil Porfily [bporfily@my180.net]
Sent: Tuesday, April 24, 2007 9:46 AM
To: Frank Dye
Cc: Dorothy Pedersen; 'VanSchoiack, Dale'
Subject: RE: Scott Madison Transfer corrections
Attachments: 04-23-07 Amenended Trans. Application Map-TO.pdf; 04-23-07 Amenended Trans. Application Map-FROM.pdf

Frank

Attached are the transfer maps for T-10320 S. Madison. We have change the two Certificates # as per your request. We will be mailing D. Pedersen hard copies with CWRE Seal.

From: Frank Dye [mailto:dyefe@wrd.state.or.us]
Sent: Friday, April 13, 2007 10:46 AM
To: bporfily@my180.net
Cc: Dorothy Pedersen
Subject: Scott Madison Transfer corrections

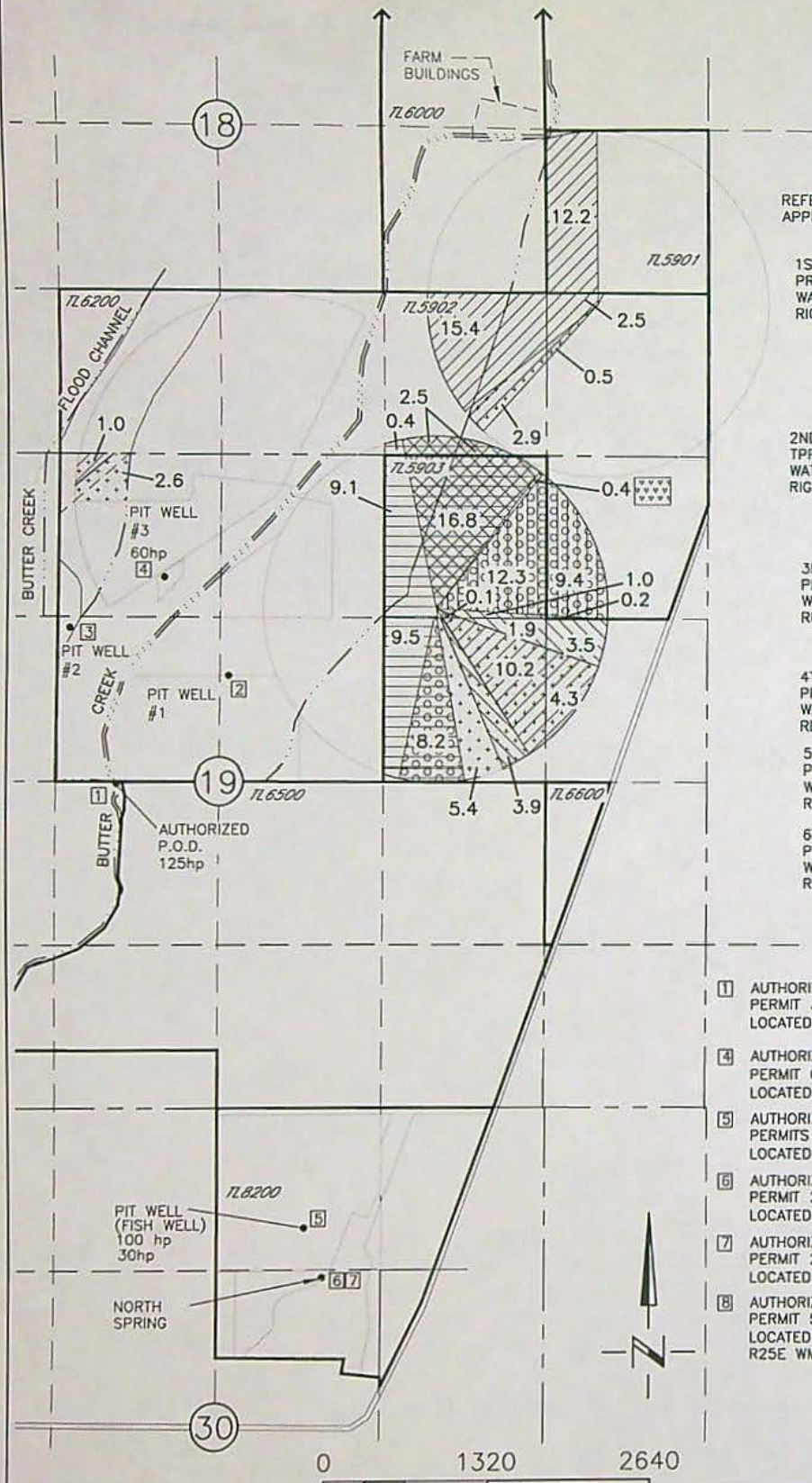
Hello Bill,
Thanks for the corrections you made to T-10320. I have found some additional corrections that need to be made. I apologize for not catching some of these the first time. Here they are:

1. pg. 10 cert. 32597 source should be Unnamed Spring (not North Spring)
2. pg. 12,13,14,15 cert. 28737 source should be North Spring (not unnamed spring). Note on pg 13 the 1/41/4 should be SWNE only
3. Cert. 64236 is now cert. 80822 so everywhere you have used 64236 needs to be changed to 80822 including the map
   (pages 7-bottom, 12-bottom, 16,17, 20, 22-bottom, 27-bottom, 92-bottom, 96, 97, 98, 99, 100, 102-bottom,107-bottom, 112-bottom, 116, 117, 118, 119, 120, 122- bottom) & map
4. Cert.64238 is now cert. 80823 so everywhere you have used 64238 needs to be changed to 80823 including the map
   (pages 7-bottom, 12-bottom, 17-bottom, 21, 22, 23, 24, 25, 27-bottom, 92-bottom, 97-bottom, 101, 102, 103, 104, 105,107-bottom, 112-bottom, 117-bottom, 121, 122, 123, 124, 125) & map
5. pg. 34, cert. at top of page should be 60951
6. pg. 57 at the bottom it should be permit 46499, (not 6499)
7. pg. 93 the North Spring location 1/41/4 should be SWNE (not NWSE)
8. pg. 112, 117, 122 at the bottom, delete permit 51017

Thanks Bill, again sorry I wasn't more thorough with corrections the first time we met, but this should take care of it! Would you please email me the revised copies once again, including the maps. If you have any questions give me a call or email. Thanks,
Frank

SCOTT MADISON APPLICATION MAP
T3N, R28E WM

ACREAGE WATER IS BEING TRANSFERRED TO



LEGEND

REFERENCE TO APPLICATION

1ST OF 6 PRIMARY WATER RIGHTS
- PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 80823, 80822 AND PERMIT 51017
- PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 80823, 80822, 28737 AND PERMIT 51017
- PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 80823, 80822, 32597 AND PERMIT 51017

2ND OF 6 TPRIMARY WATER RIGHTS
- PRIMARY CERT 60951 SUPPLEMENTAL CERTS 35811, 35783 AND PERMIT 51017
- PRIMARY CERT 60951 BUTTER CREEK SUPPLEMENTAL PERMIT 51017

3RD OF 6 PRIMARY WATER RIGHTS
- PRIMARY CERT 60952 BUTTER CREEK SUPPLEMENTAL PERMITS 51017 AND 46499
- PRIMARY CERT 60952 BUTTER CREEK SUPPLEMENTAL CERTS 35811 AND 35783, PERMITS 51017 AND 46499

4TH OF 6 PRIMARY WATER RIGHTS
- PRIMARY CERT 35811 SUPPLEMENTAL CERT 35783 AND PERMIT 51017

5TH OF 6 PRIMARY WATER RIGHTS
- PRIMARY CERT 28737 SUPPLEMENTAL CERTS 80823, 80822 AND PERMIT 51017

6TH OF 6 PRIMARY WATER RIGHTS
- PRIMARY CERT 32597 SUPPLEMENTAL CERTS 80823 AND 80822

[1] AUTHORIZED P.O.D.
PERMIT 3694 CERT 60951 AND CERT 60952 & PERMIT 46499
LOCATED 10'S AND 1800'E FROM THE W 1/4 COR OF SECTION 19

[4] AUTHORIZED P.O.A.
PERMIT G-2597 CERT 35783 PIT WELL #3
LOCATED 1670'N AND 2160'E FROM THE W 1/4 COR OF SECTION 19

[5] AUTHORIZED P.O.A.
PERMITS G-7207 CERT 64236 AND G-7615 CERT 64238 FISH WELL
LOCATED 970'S AND 1950'W FROM THE NE COR OF SECTION 30

[6] AUTHORIZED P.O.D.
PERMIT 25159 CERT 28737 NORTH SPRING
LOCATED SW 1/4, NE 1/4 SECTION 30

[7] AUTHORIZED P.O.D.
PERMIT 26265 CERT 32597 UNNAMED SPRING
LOCATED 1370'S AND 1800' W FROM THE NE COR SEC 30

[8] AUTHORIZED P.O.D.
PERMIT 51017 COLUMBIA RIVER
LOCATED 150'S AND 2990'W FROM THE NE COR SEC 2, T4N, R25E 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.

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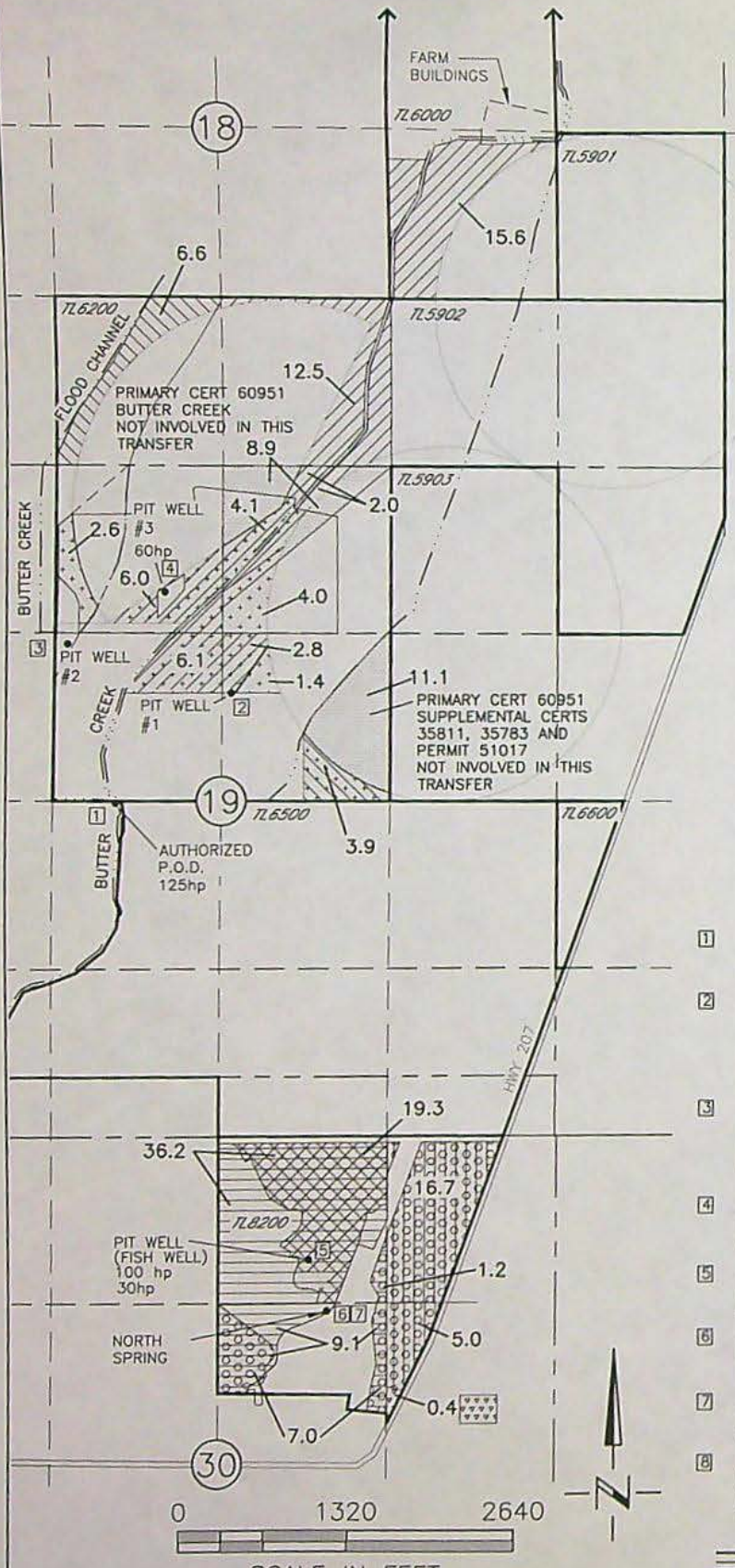
PRINTED BY: Roger.Willard on 04/24/07 06:19 AM

SCOTT MADISON APPLICATION MAP
T3N, R28E WM

ACREAGE WATER IS BEING TRANSFERRED FROM



SCALE IN FEET

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LEGEND

REFERENCE TO APPLICATION	PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 80823, 80822 AND PERMIT 51017
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2ND OF 6 TPRIMARY WATER RIGHTS	PRIMARY CERT 60951 BUTTER CREEK SUPPLEMENTAL PERMIT 51017
	PRIMARY CERT 60951 SUPPLEMENTAL CERTS 35811, 35783 AND PERMIT 51017
3RD OF 6 PRIMARY WATER RIGHTS	PRIMARY CERT 60952 BUTTER CREEK SUPPLEMENTAL PERMITS 51017 AND 46499
	PRIMARY CERT 60952 BUTTER CREEK SUPPLEMENTAL CERTS 35811, 35783 AND PERMITS 51017, 46499
4TH OF 6 PRIMARY WATER RIGHTS	PRIMARY CERT 35811 SUPPLEMENTAL CERT 35783 AND PERMIT 51017
5TH OF 6 PRIMARY WATER RIGHTS	PRIMARY CERT 28737 SUPPLEMENTAL CERTS 80823, 80822 AND PERMIT 51017
6TH OF 6 PRIMARY WATER RIGHTS	PRIMARY CERT 32597 SUPPLEMENTAL CERTS 80823 AND 80822

1. AUTHORIZED P.O.D.
PERMIT 3694 CERT 60951 AND CERT 60952 & PERMIT 46499
LOCATED 10'S AND 1800'E FROM THE W 1/4 COR OF SECTION 19

2. AUTHORIZED P.O.A.
PERMIT G-438 CERT 35811 PIT WELL #1 (TO BE TRANSFERRED TO PIT WELL #3)
LOCATED 850'N AND 1370'E FROM THE SW COR, SE 1/4, NW 1/4 OF SECTION 19

3. AUTHORIZED P.O.A.
PERMIT G-438 CERT 35811 PIT WELL #2 (NO LONGER EXISTS) (TO BE TRANSFERRED TO PIT WELL #3)
LOCATED 1240'N AND 100'E FROM THE SW COR, SE 1/4, NW 1/4 OF SECTION 19

4. AUTHORIZED P.O.A.
PERMIT G-2597 CERT 35783 PIT WELL #3
LOCATED 1670'N AND 2160'E FROM THE W 1/4 COR OF SECTION 19

5. AUTHORIZED P.O.A.
PERMITS G-7207 CERT 64236 AND G-7615 CERT 64238 FISH WELL
LOCATED 970'S AND 1950'W FROM THE NE COR OF SECTION 30

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PERMIT 25159 CERT 28737 NORTH SPRING
LOCATED SW 1/4, NE 1/4 SECTION 30

7. AUTHORIZED P.O.D.
PERMIT 26265 CERT 32597 UNNAMED SPRING
LOCATED 1370'S AND 1800' W FROM THE NE COR SEC 30

8. AUTHORIZED P.O.D.
PERMIT 51017 COLUMBIA RIVER
LOCATED 150'S AND 2990'W FROM THE NE COR SEC 2, T4N, R25E WM

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From: Frank Dye
Sent: Friday, April 13, 2007 10:46 AM
To: bporfily@my180.net
Cc: Dorothy Pedersen
Subject: Scott Madison Transfer corrections

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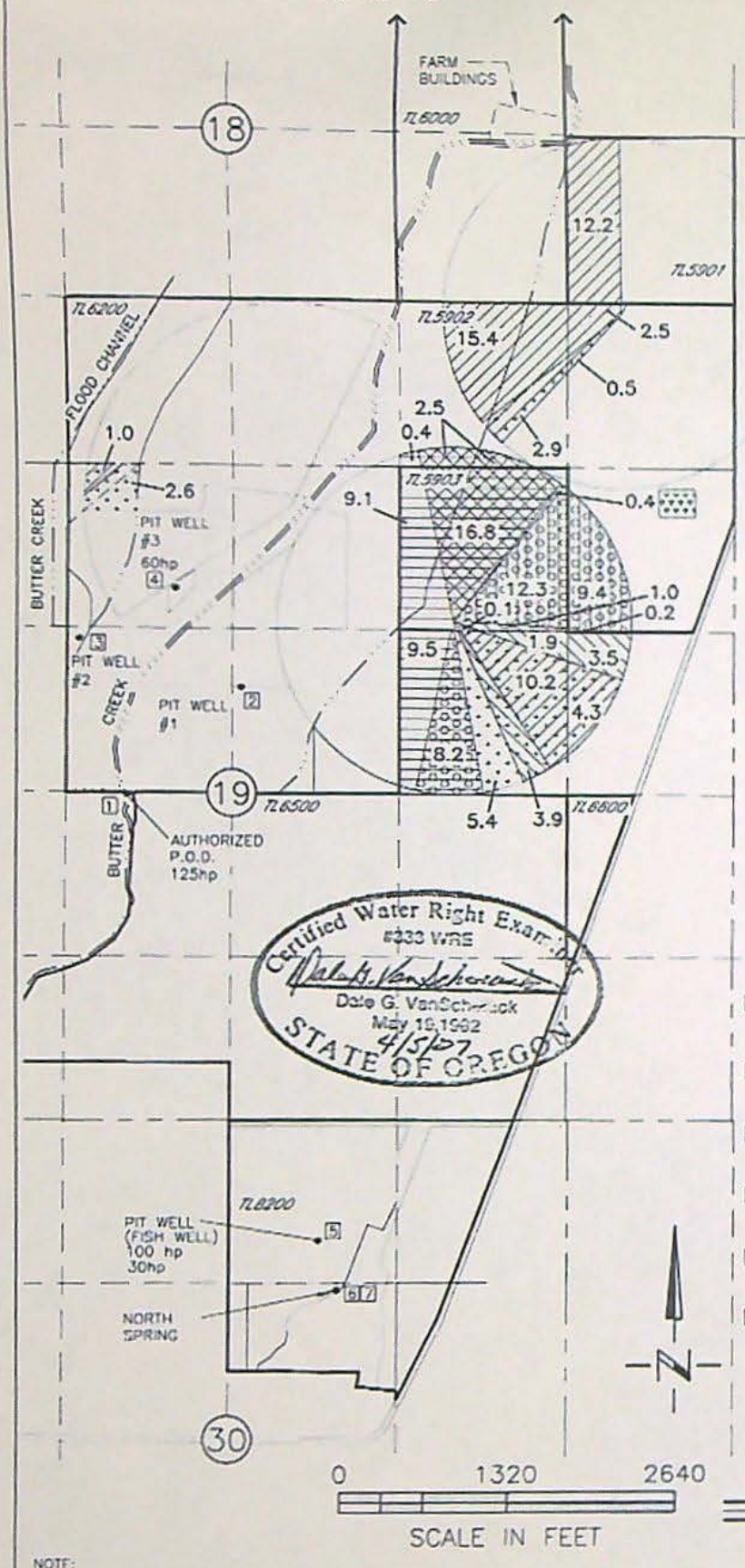
Frank

SCOTT MADISON APPLICATION MAP T3N, R28E WM

ACREAGE WATER IS BEING TRANSFERRED TO



LEGEND

REFERENCE TO APPLICATION		PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 64238, 64236 AND PERMIT 51017
1ST OF 6 PRIMARY WATER RIGHTS		PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 64238, 64236, 28737 AND PERMIT 51017
		PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 64238, 64236, 32597 AND PERMIT 51017
2ND OF 6 TPRIMARY WATER RIGHTS		PRIMARY CERT 60951 SUPPLEMENTAL CERTS 35811, 35783 AND PERMIT 51017
		PRIMARY CERT 60951 BUTTER CREEK SUPPLEMENTAL PERMIT 51017
3RD OF 6 PRIMARY WATER RIGHTS		PRIMARY CERT 60952 BUTTER CREEK SUPPLEMENTAL PERMITS 51017 AND 46499
		PRIMARY CERT 60952 BUTTER CREEK SUPPLEMENTAL CERTS 35811 AND 35783, PERMITS 51017 AND 46499
4TH OF 6 PRIMARY WATER RIGHTS		PRIMARY CERT 35811 SUPPLEMENTAL CERT 35783 AND PERMIT 51017
5TH OF 6 PRIMARY WATER RIGHTS		PRIMARY CERT 28737 SUPPLEMENTAL CERTS 64238, 64236 AND PERMIT 51017
6TH OF 6 PRIMARY WATER RIGHTS		PRIMARY CERT 32597 SUPPLEMENTAL CERTS 64238 AND 64236

[1] AUTHORIZED P.O.D.
PERMIT 3694 CERT 60951 AND CERT 60952 & PERMIT 46499
LOCATED 10'S AND 1800'E FROM THE W 1/4 COR OF SECTION 19

[4] AUTHORIZED P.O.A.
PERMIT G-2597 CERT 35783 PIT WELL #3
LOCATED 1670'N AND 2160'E FROM THE W 1/4 COR OF SECTION 19

[5] AUTHORIZED P.O.A.
PERMITS G-7207 CERT 64236 AND G-7615 CERT 64238 FISH WELL
LOCATED 970'S AND 1950'W FROM THE NE COR OF SECTION 30

[6] AUTHORIZED P.O.D.
PERMIT 25159 CERT 28737 NORTH SPRING
LOCATED SW 1/4, NE 1/4 SECTION 30

[7] AUTHORIZED P.O.D.
PERMIT 26265 CERT 32597 UNNAMED SPRING
LOCATED 1370'S AND 1800' W FROM THE NE COR SEC 30

[5] AUTHORIZED P.O.D.
PERMIT 51017 COLUMBIA RIVER
LOCATED 150'S AND 2990'W FROM THE NE COR SEC 2, T4N, R25E WM

NOTE:
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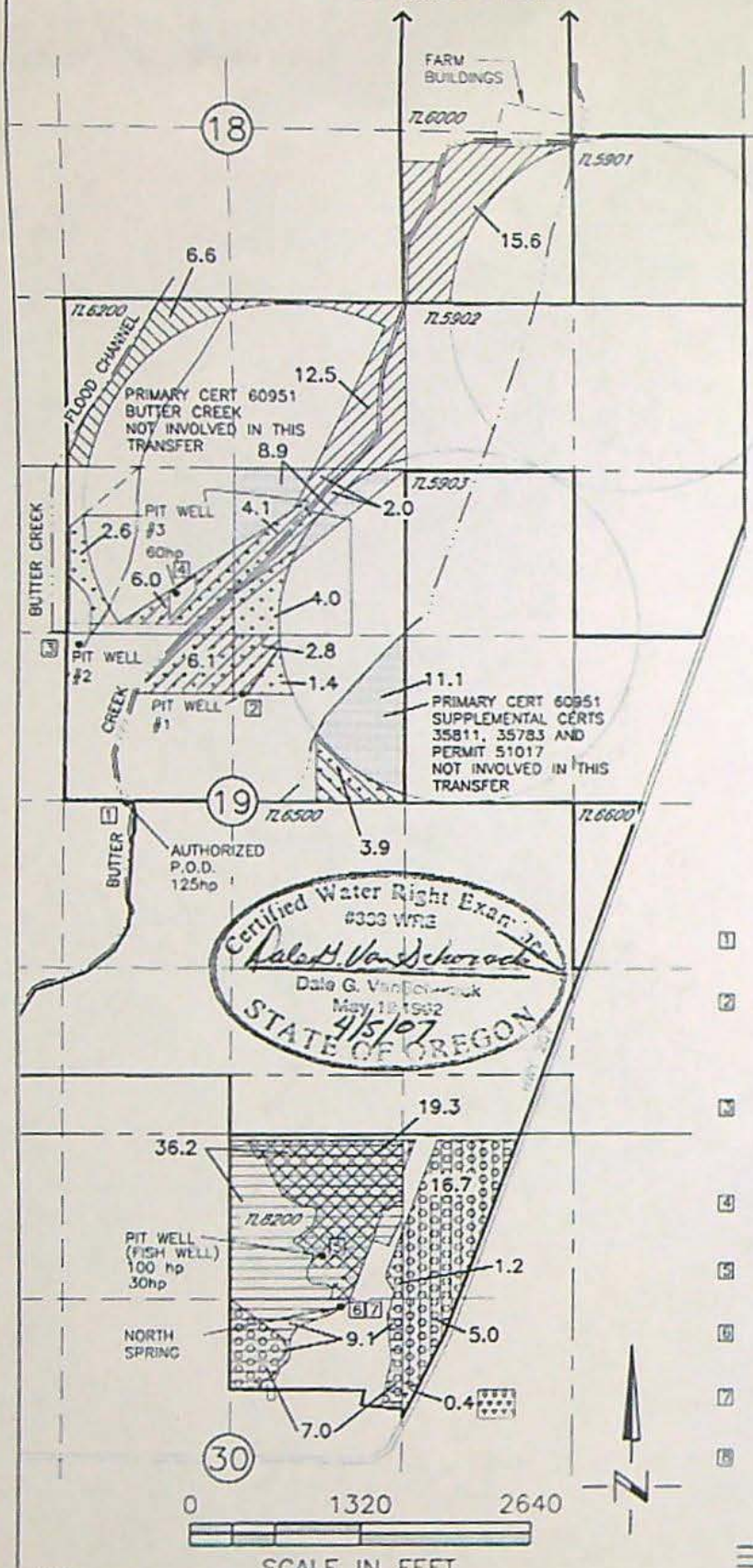
SCOTT MADISON APPLICATION MAP T3N, R28E WM

ACREAGE WATER IS BEING TRANSFERRED FROM



Certified Water Right Examiner
#333 WRE
Dale G. VanSchoorack
May 18, 1982
4/5/07
STATE OF OREGON

LEGEND

REFERENCE TO APPLICATION	PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 64238, 64236 AND PERMIT 51017
1ST OF 6 PRIMARY WATER RIGHTS	PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 64238, 64236, 28737 AND PERMIT 51017
	PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 64238, 64236, 32597 AND PERMIT 51017
2ND OF 6 TPRIMARY WATER RIGHTS	PRIMARY CERT 60951 BUTTER CREEK SUPPLEMENTAL PERMIT 51017
	PRIMARY CERT 60951 SUPPLEMENTAL CERTS 35811, 35783 AND PERMIT 51017
3RD OF 6 PRIMARY WATER RIGHTS	PRIMARY CERT 60952 BUTTER CREEK SUPPLEMENTAL PERMITS 51017 AND 46499
	PRIMARY CERT 60952 BUTTER CREEK SUPPLEMENTAL CERTS 35811, 35783 AND PERMITS 51017, 46499
4TH OF 6 PRIMARY WATER RIGHTS	PRIMARY CERT 35811 SUPPLEMENTAL CERT 35783 AND PERMIT 51017
5TH OF 6 PRIMARY WATER RIGHTS	PRIMARY CERT 28737 SUPPLEMENTAL CERTS 64238, 64236 AND PERMIT 51017
6TH OF 6 PRIMARY WATER RIGHTS	PRIMARY CERT 32597 SUPPLEMENTAL CERTS 64238 AND 64236

[1] AUTHORIZED P.O.D.
PERMIT J694 CERT 60951 AND CERT 60952 & PERMIT 46499
LOCATED 10'S AND 1800'E FROM THE W 1/4 COR OF SECTION 19

[2] AUTHORIZED P.O.A.
PERMIT G-438 CERT 35811 PIT WELL #1 (TO BE TRANSFERRED TO PIT WELL #3)
LOCATED 850'N AND 1370'E FROM THE SW COR, SE 1/4, NW 1/4 OF SECTION 19

[3] AUTHORIZED P.O.A.
PERMIT G-438 CERT 35811 PIT WELL #2 (NO LONGER EXISTS) (TO BE TRANSFERRED TO PIT WELL #3)
LOCATED 1240'N AND 100'E FROM THE SW COR, SE 1/4, NW 1/4 OF SECTION 19

[4] AUTHORIZED P.O.A.
PERMIT G-2597 CERT 35783 PIT WELL #3
LOCATED 1670'N AND 2160'E FROM THE W 1/4 COR OF SECTION 19

[5] AUTHORIZED P.O.A.
PERMITS G-7207 CERT 64236 AND G-7615 CERT 64238 FISH WELL
LOCATED 970'S AND 1950'W FROM THE NE COR OF SECTION 30

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LOCATED SW 1/4, NE 1/4 SECTION 30

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[8] AUTHORIZED P.O.D.
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LOCATED 150'S AND 2990'W FROM THE NE COR SEC 2, T4N, R25E WM

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Dorothy Pedersen

From: Biil Porfily [bporfily@my180.net]
Sent: Monday, April 09, 2007 11:15 AM
To: Tony Justus; Dorothy Pedersen
Cc: 'Dale VanSchoiack'
Subject: Scott Madison Transfer T-10320
Attachments: Supplemental_Form_A Amended 04-03-07.doc; Tansfer T-10320 Ameneded Map.tif

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I have attached the above mentioned Transfer Application Form A with the suggested changes of the H20Master office. I have also attached copies of the amended map. On the application and map we eliminated the supplemental Permit 51017 from the 6 of 6 primary water rights.

We on the map and application change the name of the Unnamed Spring to the North Spring.

Dorothy- I will send you hard copies of the maps.

If you have any question please call.

Porfily

Application Superseded by application received 4/20/07

1st of 6 Primary Water Rights

Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 25901

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**25901** (Certificate Number)	**John Day River Decree** (Permit Number or Decree Name)
☐	Adjudicated, Non-certificated Right	(Name of Decree)	(Page Number)
☐	Permit for which Proof has been Approved	(Permit Number)	(Date Claim of Beneficial Use Submitted)
☐	Transferred Right for which Proof has been Filed	(Previous Transfer Number)	(Date Claim of Beneficial Use Submitted)

- Name on Permit, Certificate, or Decree: **A.B Thompson, owner and Bert Pullor owner of Contract to purchase.**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Irrigation**
- Priority Date(s): **1908**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Five Mile Creek**

  Tributary to: **John Day River**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Certs. 32597, 28737, 64236, , Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **25901**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Five Mile Creek 1908							**No Diversion was describe in the Cert.**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth

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Certificate Number or other identifying number: 25901

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Five Mile Creek 1908	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**(36.2 + 1.2) 37.4**
Five Mile Creek 1908	**3N**	**28E**	**WM**	**30**	**SW NE**	**8200**	**9.1**
						Total	**46.5**

Certificate Number or other identifying number: 25901

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

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*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 25901

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Five Mile Creek	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**(2.5+0.4) 2.9**
Five Mile Creek	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**(9.1+16.8) 25.9**
Five Mile Creek	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**(9.5+8.2) 17.7**
Five Mile Creek						**Total**	**46.5**

Remarks: _____

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1st of 5 Supplemental Water Rights for
1st of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 32597

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**32597** Certificate Number	**26265** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Gaylord M. Madison**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **July 13, 1959**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Unnamed Spring**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 25901 Supplemental Certs. 28737, 64236, 64238, Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **32597**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Unnamed Spring July 13, 1959	**3N**	**28E**	**WM**	**30**	**SW NE**	**8200**	**1370 ft S & 1800 ft W from NE Corner Section 30**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: 32597

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Unnamed Spring July 13, 1959	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**19.3**

Certificate Number or other identifying number: 32597

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

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Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 32597

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
North Spring	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**2.5**
North Spring	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**16.8**
						Total	**19.3**

Remarks: _____

_____

_____

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2nd of 5 Supplemental Water Rights for 1st of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 28737

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**28737** Certificate Number	**25159** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Gaylord M. Madison**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **September 30, 1957**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Unnamed Spring**

Tributary to: **Butter Creek**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 25901 Supplemental Certs. 32597, 64236, 64238, Permit 51017**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **28737**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer** (i.e., **list only the portion of the water right you propose to transfer.**) Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Unnamed Spring September 30, 1957	**3N**	**28E**	**WM**	**30**	**SW NE & NW SE**	**8200**	**None listed on Certificate**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: 28737

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Unnamed Spring Sept. 30,1957	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**1.2**
Unnamed Spring Sept. 30,1957	**3N**	**28E**	**WM**	**30**	**SW NE**	**8200**	**7.0**
						Total	**8.2**

Certificate Number or other identifying number: 28737

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

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Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 28737

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Unnamed Spring	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**8.2**

Remarks: _____

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3rd of 5 Supplemental Water Rights for 1st of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 64236

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**64236** Certificate Number	**G-7207** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Madison Ranches, Inc.**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **May 26, 1977**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **A Pit Well (Fish Well)**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 25901 Supplemental Certs. 32597, 28737, 64238, Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: ___80822 _____

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Pit (Fish) Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**970 ft S & 1950 ft W from NE Corner Section 30**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Pit Well (Fish Well)	4 ft	4 ft concrete Tiles	20 ft + 600 ft of 12 in leach line	Last 4 ft is 4 dia tile with 4 in opening	16 ft	2 ft Start of Irr. Season dry by July 1st	16 ft	4 ft steel lid	20 ft

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Certificate Number or other identifying number: 80822

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**(36.2 + 1.2)37.4**
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**SW NE**	**8200**	**9.1**
						Total	**46.5**

Certificate Number or other identifying number: 80822

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

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*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 64236

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**(2.5 + 0.4)2.9**
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**(9.1+ 16.8) 25.9**
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**(9.5+8.2)17.7**
						Total	**46.5**

Remarks: _____

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4th of 5 Supplemental Water Rights for 1st of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 64238

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) RECEIVED APR 09 2007 WATER RESOURCES DEPT. SALEM, OREGON	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**64238** Certificate Number	**G-7615** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Madison Ranches, Inc.**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **June 14, 1977**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **A Pit Well (Fish Well)**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 25901 Supplemental Certs. 32597, 28737, 64236, Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **64238**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**970 ft S & 1950 ft W from NE Corner Section 30**

- Does the water right being transferred involve a ground water source(s)?

  ☒ Yes ☐ No *(Surface water source only.)*

  *If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

  *A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  or

  *B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Pit Well (Fish Well)	4 ft	4 ft concrete Tiles	20 ft + 600 ft of 12 in leach line	Last 4 ft is 4 dia tile with 4 in opening	16 ft	2 ft Start of Irr. Season dry by July 1st	16 ft	4 ft steel lid	20 ft

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Certificate Number or other identifying number: 64238

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**(36.2 + 1.2) 37.4**
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**SW NE**	**8200**	**9.1**
						Total	**46.5**

Certificate Number or other identifying number: 64238

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

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Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 64238

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**(2.5 + 0.4)2.9**
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**(9.1+16.8) 25.9**
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**(9.5+8.2)17.7**
						Total	**46.5**

Remarks: _____

_____

_____

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5th of 5 Supplemental Water Rights for 1st of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **Permit 51017**

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	Certificate Number	**51017** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Kent ans Ahannon K. Madison**
- County: **Umatilla & Morrow**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **April 2, 1990**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Columbia River**

Tributary to: **Pacific Ocean**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 25901 Supplemental Certs. 32597, 28737, 64236, 64238**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **Permit 51017**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Columbia River April 2, 1990	**4N**	**25E**	**WM**	**2**	**Lot 7 NE NW**		**150 ft S & 2990 ft W from the NE Corner Section 2**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: Permit 51017

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**(36.2+ 1.2) 37.4**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**30**	**SW NE**	**8200**	**9.1**
						Total	**46.5**

Certificate Number or other identifying number: Permit 51017

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

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Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: Permit 51017

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**(2.5=0.4) 2.9**
Columbia River	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**(9.1+16.8) 25.9**
Columbia River	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**17.7**
						Total	**46.5**

Remarks: _____

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2nd of 6 Primary Water Rights

Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 60951

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**60951** Certificate Number	**3694** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	 Name of Decree	 Page Number
☐	Permit for which Proof has been Approved	 Permit Number	 Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	 Previous Transfer Number	 Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Thomas Richards and Sons**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Irrigation**
- Priority Date(s): **May 17, 1917**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Butter Creek**

  Tributary to: **Umatilla River**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Supplemental Certs. 35811, 35783, & Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **60951**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Butter Creek May 17, 1917	**3N**	**25E***	**W M**	**19**	**NE SW**	**6200**	**10 ft S & 1800 ft E from the W ¼ coner Section 19**

*** The Certificate reads 25 E, It should read 28E**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: 68951

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Butter Creek May 17, 1917	**3N**	**28E**	**WM**	**18**	**SE SW**	**6200**	**6.6**
Butter Creek May 17, 1917	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**3.9**
						Total	**10.5**

Certificate Number or other identifying number: 60951

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

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*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 60951

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Butter Creek	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**1.0**
Butter Creek	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**3.9**
Butter Creek	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**1.9**
Butter Creek	**3N**	**28E**	**WM**	**20**	**NW NW**	**5903**	**0.2**
Butter Creek	**3N**	**28E**	**WM**	**20**	**SW NW**	**5903**	**3.5**
						Total	**10.5**

Remarks: _____

_____

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1st of 3 Supplemental Water Rights for 2nd of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 35811

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☒ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**35811** Certificate Number	**G-438** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Fred Davis and Tresa Davis**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **November 21, 1956**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Two Pit Wells**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 60951 Supplemental Certs. 35783, & Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **35811**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**#1 Pit Well Nov. 21, 1956**	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**850 ft N & 1370 ft E from SW Corner of SE ¼ NW ¼ Section 19**
N/A	**#2 Pit Well Nov. 21, 1956**	**3N**	**28E**	**WM**	**19**	**SE NE**	**6200**	**1240 ft N & 100 ft E from SW Corner of SE ¼ NW ¼ Section 19**

- Does the water right being transferred involve a ground water source(s)?
  ☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
#1 Pit Well	60 ft x 40 ft x 20 ft deep Pit	N/A	N/A	N/A	N/A	16 ft	16 ft	N/A	20 ft
#2 Pit Well	This Pit Well caved in many years ago and was constructed similar to #1								

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Certificate Number or other identifying number: 35811

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#1 & #2 Pit Well Nov. 21, 1956	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**3.9**

Certificate Number or other identifying number: 35811

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
#3 Pit Well*	**3N**	**28E**	**WM**	**19**	**NW NW**	**6200**	**1670 ft N & 2160 ft E from W ¼ Corner Section 19**

***Pit Wells #1 &#2 are less than 1320 ft from Pit Well #3**

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

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*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Yes	**Pit Well #3 No Well Log**	**60 ft x 40 ft x 20 ft deep pit**	**N/A**	**N/A**	**N/A**	**N/A**	**16 ft**	**16 ft**	**N/A**	**20 ft**

Certificate Number or other identifying number: 35811

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**3.9**

Remarks: _____

_____

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2nd of 3 Supplemental Water Rights for 2nd of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 35783

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**35783** Certificate Number	**G-2597** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Fred E. Davis**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **February 24, 1964**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: #3 **Pit Well**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 60951 Supplemental Certs. 35811, & Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **35783**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**#3 Pit Well Feb 24, 1964**	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**1670 ft N & 2160 ft E from W ¼ Corner of Section 19**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
#3 Pit Well	**60 ft x 40 ft x 20 ft deep pit**	**N/A**	**N/A**	**N/A**	**N/A**	**16 ft**	**16 ft**	**N/A**	**20 ft**

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Certificate Number or other identifying number: 35783

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well Feb. 24, 1964	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**3.9**

Certificate Number or other identifying number: 35783

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

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Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 35783

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**3.9**

Remarks: _____

_____

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3rd of 3 Supplemental Water Rights
2nd of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **Permit 51017** _____

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	Certificate Number	51017 Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Kent R. and Shannon K. Madison**
- County: **Umatilla & Morrow**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **April 2, 1990**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Columbia River**

  Tributary to: **Pacific Ocean**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 60951 Supplemental Certs. 35811, & Cert. 35783**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **Permit 51017**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**Columbia River April 2, 1990**	**4N**	**25E**	**WM**	**2**	**Lot 7 NE NW**		**150 ft S & 2990 ft W from NE Corner Section 2**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: Permit 51017

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**18**	**SE SW**	**6200**	**6.6**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**3.9**
						Total	**10.5**

Certificate Number or other identifying number: Permit 51017

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

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Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: Permit 51017

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**1.0**
Columbia River	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**3.9**
Columbia River	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**1.9**
Columbia River	**3N**	**28E**	**WM**	**20**	**NW NW**	**5903**	**0.2**
Columbia River	**3N**	**28E**	**WM**	**20**	**SW NW**	**5903**	**3.5**
						Total	**10.5**

Remarks: _____

_____

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3rd of 6 Primary Water Rights

Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A must be completed for each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **Permit 60952**

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**60952** Certificate Number	Butter Creek Decree Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	 Name of Decree	 Page Number
☐	Permit for which Proof has been Approved	 Permit Number	 Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	 Previous Transfer Number	 Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Caroline E. Rogers**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Irrigation**
- Priority Date(s): **1869 & 1880**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Butter Creek**

  Tributary to: **Umatilla River**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Supplemental Certs. 35811, Cert. 35783 & Permits 51017 & 46499**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **60952**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**Butter Creek 1869 & 1880**	**3N**	**28E**	**WM**	**19**	**NE SW**		**10 ft S & 1800 ft E from the W ¼ Corner Section 19**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: 60952

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Butter Creek 1869 & 1880	**3N**	**28E**	**WM**	**18**	**NE SE**	**6000**	**15.6**
Butter Creek 1869 & 1880	**3N**	**28E**	**WM**	**18**	**SW SE**	**6200**	**12.5**
Butter Creek 1869 & 1880	**3N**	**28E**	**WM**	**19**	**NW NE**	**6200**	**(4.1 + 2.0) 6.1**
Butter Creek 1869 & 1880	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**2.8**
Butter Creek 1869 & 1880	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**6.0**
Butter Creek 1869 & 1880	**3N**	**28E**	**WM**	**19**	**SE NW**	**6200**	**6.1**
						Total	**49.1**

Certificate Number or other identifying number: 60952

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

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- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed wells listed above.*

*If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 60952

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Butter Creek	**3N**	**28E**	**WM**	**17**	**NW SW**	**5901**	**12.2**
Butter Creek	**3N**	**28E**	**WM**	**17**	**SW SW**	**5902**	**(2.5+ 0.5) 3.0**
Butter Creek	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**(15.4 +2.9) 18.3**
Butter Creek	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.1**
Butter Creek	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**10.2**
Butter Creek	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**1.0**
Butter Creek	**3N**	**28E**	**WM**	**20**	**SW NW**	**5903**	**4.3**
						Total	**49.1**

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Remarks: _____

1st of 4 Supplemental Water Rights for 3rd of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 35811

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☒ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	35811 Certificate Number	G-438 Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Fred Davis and Tresa Davis**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **November 21, 1956**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Two Pit Wells**

Tributary to: **Butter Creek**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 60952 Supplemental Certs. 35783, Permits 51017 & 6499**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **35811**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**#1 Pit Well Nov. 21, 1956**	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**850 ft N & 1370 ft E from SW orner of SE ¼ NW ¼ Section 19**
N/A	**#2 Pit Well Nov. 21, 1956**	**3N**	**28E**	**WM**	**19**	**SE NE**	**6200**	**1240 ft N & 100 ft E from SW orner of SE ¼ NW ¼ Section 19**

- Does the water right being transferred involve a ground water source(s)?
  ☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
#1 Pit Well	60 ft x 40 ft x 20 ft deep pit	N/A	N/A	N/A	N/A	16 ft	16 ft	N/A	20 ft
#2 Pit Well	This Pit Well was abandon many years ago and was constructed similar to #1								

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Certificate Number or other identifying number: 35811

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#1 & #2 Pit Well Nov. 21, 1956	**3N**	**28E**	**WM**	**19**	**NW NE**	**6200**	**4.1**
#1 & #2 Pit Well Nov. 21, 1956	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**2.8**
#1 & #2 Pit Well Nov. 21, 1956	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**6.0**
#1 & #2 Pit Well Nov. 21, 1956	**3N**	**28E**	**WM**	**19**	**SE NW**	**6200**	**6.1**
						Total	**19.0**

Certificate Number or other identifying number: 35811

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
#3 Pit Well*	**3N**	**28E**	**WM**	**19**	**NW NW**	**6200**	**1670 ft N & 2160 ft E from W ¼ Corner Section 19**

***Pit Wells #1 &#2 are less than 1320 ft from Pit Well #3**

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

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*If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Yes	**Pit Well #3 No Well Log**	**60 ft x 40 ft x 20 ft deep pit**	**N/A**	**N/A**	**N/A**	**N/A**	**16 ft**	**16 ft**	**N/A**	**20 ft**

Certificate Number or other identifying number: 35811

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well	**3N**	**28E**	**WM**	**17**	**SW SW**	**5902**	**0.5**
#3 Pit Well	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**2.9**
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.1**
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**10.2**
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**1.0**
#3 Pit Well	**3N**	**28E**	**WM**	**20**	**SW NW**	**5903**	**4.3**
						Total	**19.0**

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Remarks: _____

2nd of 4 Supplemental Water Rights for 3rd of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 35783

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**35783** Certificate Number	**G-2597** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	 Name of Decree	 Page Number
☐	Permit for which Proof has been Approved	 Permit Number	 Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	 Previous Transfer Number	 Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Fred E. Davis**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **February 24, 1964**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: #3 **Pit Well**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 60952 Supplemental Certs. 35811, Permits 51017 & 46499**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **35783**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer** (i.e., **list only the portion of the water right you propose to transfer.**) Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**#3 Pit Well Feb. 24, 1964**	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**1670 ft N & 2160 ft E from W ¼ Corner of Section 19**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
#3 Pit Well	**60 ft x 40 ft x 20 ft deep pit**	**N/A**	**N/A**	**N/A**	**N/A**	**16 ft**	**16 ft**	**N/A**	**20 ft**

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Certificate Number or other identifying number: 35783

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well Feb. 24, 1964	3N	28E	WM	19	NW NE	6200	4.1
#3 Pit Well Feb. 24, 1964	3N	28E	WM	19	SW NE	6200	2.8
Feb. #3 Pit Well Nov. 24, 1964	3N	28E	WM	19	NE NW	6200	6.0
#3 Pit Well Feb. 24, 1964	3N	28E	WM	19	SE NW	6200	6.1
						Total	19.0

Certificate Number or other identifying number: 35783

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using*

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the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 35783

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well	**3N**	**28E**	**WM**	**17**	**SW SW**	**5902**	**0.5**
#3 Pit Well	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**2.9**
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.1**
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**10.2**
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**1.0**
#3 Pit Well	**3N**	**28E**	**WM**	**20**	**SW NW**	**5903**	**4.3**
						Total	**19.0**

Remarks: _____

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3rd of 4 Supplemental Water Rights for 3rd of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **Permit 51017**

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) RECEIVED APR 09 2007 WATER RESOURCES DEPT. SALEM, OREGON	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right		**51017**
		Certificate Number	Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right		
		Name of Decree	Page Number
☐	Permit for which Proof has been Approved		
		Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed		
		Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Kent R. and Shannon K. Madison**
- County: **Umatilla & Morrow**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **April 2, 1990**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Columbia River**

  Tributary to: **Pacific Ocean**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 60952 Supplemental Certs. 35811, Cert. 35783 & Permit 46499**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **Permit 51017**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**Columbia River April 2, 1990**	**4N**	**25E**	**WM**	**2**	**Lot 7 NE NW**		**150 ft S & 2990 ft W from NE Corner Section 2**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: Permit 51017

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**18**	**NE SE**	**6000**	**15.6**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**18**	**SW SE**	**6200**	**12.5**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**19**	**NW NE**	**6200**	**(4.1+ 2.0) 6.1**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**2.8**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**6.0**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**19**	**SE NW**	**6200**	**6.1**
						Total	**49.1**

Certificate Number or other identifying number: Permit 51017

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

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- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

*If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: Permit 51017

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River	**3N**	**28E**	**WM**	**17**	**NW SW**	**5901**	**12.2**
Columbia River	**3N**	**28E**	**WM**	**17**	**SW SW**	**5902**	**(2.5+ 0.5) 3.0**
Columbia River	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**(15.4+2.9) 18.3**
Columbia River	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.1**
Columbia River	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**10.2**
Columbia River	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**1.0**
Columbia River	**3N**	**28E**	**WM**	**20**	**SW NW**	**5903**	**4.3**
						Total	**49.1**

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Remarks: _____

4th of 4 Supplemental Water Rights for 3rd of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **Permit 46499**

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right		**46499**
		Certificate Number	Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right		
		Name of Decree	Page Number
☐	Permit for which Proof has been Approved		
		Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed		
		Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **John Madison**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **October 16, 1978**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Butter Creek**

  Tributary to: **Umatilla River**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 60952 Supplemental Certs. 35811, Cert. 35783 & Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **Permit 46499**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer** (i.e., list only the portion of the water right you propose to transfer.) Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**Butter Creek Oct. 16, 1978**	**3N**	**28E**	**WM**	**19**	**NE SW**		**10 ft S & 1800 ft E from W ¼ Corner Section 19**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: Permit 46499

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Butter Creek Oct. 16, 1978	**3N**	**28E**	**WM**	**18**	**NE SE**	**6000**	**15.6**
Butter Creek Oct. 16, 1978	**3N**	**28E**	**WM**	**18**	**SW SE**	**6200**	**12.5**
Butter Creek Oct. 16, 1978	**3N**	**28E**	**WM**	**19**	**NW NE**	**6200**	**(4.1+ 2.0) 6.1**
Butter Creek Oct. 16, 1978	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**2.8**
Butter Creek Oct. 16, 1978	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**6.0**
Butter Creek Oct. 16, 1978	**3N**	**28E**	**WM**	**19**	**SE NW**	**6200**	**6.1**
						Total	**49.1**

Certificate Number or other identifying number: Permit 46499

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

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*If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: Permit 46499

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Butter Creek	**3N**	**28E**	**WM**	**17**	**NW SW**	**5901**	**12.2**
Butter Creek	**3N**	**28E**	**WM**	**17**	**SW SW**	**5902**	**(2.5 + 0.5)3.0**
Butter Creek	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**(15.4+2.9) 18.3**
Butter Creek	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.1**
Butter Creek	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**10.2**
Butter Creek	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**1.0**
Butter Creek	**3N**	**28E**	**WM**	**20**	**SW NW**	**5903**	**4.3**
						Total	**49.1**

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Remarks: _____

4th of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 35811

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☒ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	35811 Certificate Number	G-438 Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Fred Davis and Tresa Davis**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Irrigation**
- Priority Date(s): **November 21, 1956**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Two Pit Wells**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Supplemental Certs. 35783, & Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **35811**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**#1 Pit Well Nov. 21, 1956**	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**850 ft N & 1370 ft E from SW Corner of SE ¼ NW ¼ Section 19**
N/A	**#2 Pit Well Nov. 21, 1956**	**3N**	**28E**	**WM**	**19**	**SE NW**	**6200**	**1240 ft N & 100 ft E from SW Corner of SE ¼ NW ¼ Section 19**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
#1 Pit Well	60 ft x 40 ft x 20 ft deep pit	N/A	N/A	N/A	N/A	16 ft	16 ft	N/A	20 ft
#2 Pit Well	This Pit Well was abandon many years ago and was constructed similar to #1								

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Certificate Number or other identifying number: 35811

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#1 & #2 Pit Well Nov. 21, 1956	**3N**	**28E**	**WM**	**19**	**NW NE**	**6200**	**4.0**
#1 & #2 Pit Well Nov. 21, 1956	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**1.4**
#1 & #2 Pit Well Nov. 21, 1956	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**2.6**
						Total	**8.0**

Certificate Number or other identifying number: 35811

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
#3 Pit Well*	**3N**	**28E**	**WM**	**19**	**NW NW**	**6200**	**1670 ft N & 2160 ft E from W ¼ Corner Section 19**

***Pit Wells #1 & #2 are less than 1320 ft from Pit Well #3**

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

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*If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Yes	**Pit Well #3 No Well Log**	**60 ft x 40 ft x 20 ft deep pit**	**N/A**	**N/A**	**N/A**	**N/A**	**16 ft**	**16 ft**	**N/A**	**20 ft**

Certificate Number or other identifying number: 35811

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**5.4**
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**2.6**
						Total	**8.0**

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Remarks: _____

1st of 2 Supplemental Water Rights for 4th of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed **for each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **35783**

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**35783** Certificate Number	**G-2597** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	 Name of Decree	 Page Number
☐	Permit for which Proof has been Approved	 Permit Number	 Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	 Previous Transfer Number	 Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Fred E. Davis**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **February 24, 1964**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: #3 **Pit Well**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 35811, Supplemental & Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **35783**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer** (i.e., **list only the portion of the water right you propose to transfer.**) Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**#3 Pit Well Feb. 24, 1964**	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**1670 ft N & 2160 ft E from W ¼ Corner of Section 19**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
#3 Pit Well	**60 ft x 40 ft x 20 ft deep pit**	**N/A**	**N/A**	**N/A**	**N/A**	**16 ft**	**16 ft**	**N/A**	**20 ft**

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Certificate Number or other identifying number: 35783

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well Feb. 24, 1964	**3N**	**28E**	**WM**	**19**	**NW NE**	**6200**	**4.0**
#3 Pit Well Feb. 24, 1964	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**1.4**
#3 Pit Well Feb. 24, 1964	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**2.6**
						Total	**8.0**

Certificate Number or other identifying number: 35783

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using*

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the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 35783

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**5.4**
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**2.6**
						Total	**8.0**

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Remarks: _____

2nd of 2 Supplemental Water Rights for 4th of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **Permit 51017**

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right		**51017**
		Certificate Number	Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right		
		Name of Decree	Page Number
☐	Permit for which Proof has been Approved		
		Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed		
		Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Kent R. and Shannon K. Madison**
- County: **Umatilla & Morrow**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **April 2, 1990**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Columbia River**

  Tributary to: **Pacific Ocean**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 35811 Supplemental Cert. 35783**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **Permit 51017**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**Columbia River April 2, 1990**	**4N**	**25E**	**WM**	**2**	**Lot 7 NE NW**		**150 ft S & 2990 ft W from NE Corner Section 2**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: Permit 51017

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**19**	**NW NE**	**6200**	**4.0**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**1.4**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**2.6**
						Total	**8.0**

Certificate Number or other identifying number: Permit 51017

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using*

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the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: Permit 51017

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**5.4**
Columbia River	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**2.6**
						Total	**8.0**

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Remarks: _____

5th of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 28737

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**28737** Certificate Number	**25159** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Gaylord M. Madison**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation***

  *** This water right is listed as Supplemental for the areas we want to transfer from. Greg Nelson with OWRD found a note in the file from Larry Jebousek past OWRD employee saying that it should be considered Primary Irrigation**

- Priority Date(s): **September 30, 1957**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **North Spring**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers:* **Supplemental Certs. 64236, 64238, & Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **28737**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	North Spring September 30, 1957	**3N**	**28E**	**WM**	**30**	**NW SE**	**8200**	**None listed on Certificate**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: 28737

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
North Spring Sept. 30,1957	**3N**	**28E**	**WM**	**30**	**NE NE**	**8200**	**16.7**
North Spring Sept. 30,1957	**3N**	**28E**	**WM**	**30**	**SE NE**	**8200**	**5.0**
						Total	**21.7**

Certificate Number or other identifying number: 28737

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

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Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 28737

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Unnamed Spring	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**12.3**
Unnamed Spring	**3N**	**28E**	**WM**	**20**	**NW NW**	**5903**	**9.4**
							21.7

Remarks: _____

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1st of 3 Supplemental Water Rights for 5th of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A must be completed for each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 64236

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) RECEIVED APR 09 2007 WATER RESOURCES DEPT. SALEM, OREGON	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	64236 Certificate Number	G-7207 Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	 Name of Decree	 Page Number
☐	Permit for which Proof has been Approved	 Permit Number	 Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	 Previous Transfer Number	 Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Madison Ranches, Inc.**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **May 26, 1977**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **A Pit Well (Fish Well)**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 28737 Supplemental Certs. 64238, & Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **64236**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**970 ft S & 1950 ft W from NE Corner Section 30**

- Does the water right being transferred involve a ground water source(s)?
  ☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Pit Well (Fish Well)	**4 ft**	**4 ft concrete Tiles**	**20 ft + 600 ft of 12 in leach line**	**Last 4 ft is 4 dia tile with 4 in opening**	**16 ft**	**2 ft Start of Irr. Season dry by July 1st**	**16 ft**	**4 ft steel lid**	**20 ft**

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Certificate Number or other identifying number: 64236

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NE NE**	**8200**	**16.7**
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**SE NE**	**8200**	**5.0**
						Total	**21.7**

Certificate Number or other identifying number: 64236

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

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*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 64236

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**12.3**
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**20**	**NW NW**	**5903**	**9.4**
						Total	**21.7**

Remarks: _____

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2nd of 3 Supplemental Water Rights for 5th of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 64238

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**64238** Certificate Number	**G-7615** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Madison Ranches, Inc.**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **June 14, 1977**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **A Pit Well (Fish Well)**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 28737 Supplemental Certs. 64236, & Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **64238**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Pit Well June 14, 1977	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**970 ft S & 1950 ft W from NE Corner Section 30**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Pit Well (Fish Well)	**4 ft**	**4 ft concrete Tiles**	**20 ft + 600 ft of 12 in leach line**	**Last 4 ft is 4 dia tile with 4 in opening**	**16 ft**	**2 ft Start of Irr. Season dry by July 1st**	**16 ft**	**4 ft steel lid**	**20 ft**

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Certificate Number or other identifying number: 64238

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well June 14, 1977	**3N**	**28E**	**WM**	**30**	**NE NE**	**8200**	**16.7**
Pit Well June 14, 1977	**3N**	**28E**	**WM**	**30**	**SE NE**	**8200**	**5.0**
						Total	**21.7**

Certificate Number or other identifying number: 64238

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

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*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 64238

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**12.3**
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**20**	**NW NW**	**5903**	**9.4**
						Total	**21.7**

Remarks:

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3rd of 3 Supplemental Water Rights for 5th of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **Permit 51017**

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) RECEIVED APR 09 2007 WATER RESOURCES DEPT. SALEM, OREGON	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	Certificate Number	51017 Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Kent R. and Shannon K. Madison**
- County: **Umatilla & Morrow**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **April 2, 1990**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Columbia River**

  Tributary to: **Pacific Ocean**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 28737 Supplemental Cert. 64236, & 64238**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **Permit 51017**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**Columbia River April 2, 1990**	**4N**	**25E**	**WM**	**2**	**Lot 7 NE NW**		**150 ft S & 2990 ft W from NE Corner Section 2**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: Permit 51017

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**30**	**NE NE**	**8200**	**16.7**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**30**	**SE NE**	**8200**	**5.0**
Columbia River April 2, 1990						**Total**	**21.7**

Certificate Number or other identifying number: Permit 51017

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using*

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the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: Permit 51017

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**12.3**
Columbia River	**3N**	**28E**	**WM**	**20**	**NW NW**	**5903**	**9.4**
						Total	**21.7**

Remarks: _____

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6th of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **32597**

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) RECEIVED APR 09 2007 WATER RESOURCES DEPT. SALEM, OREGON	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	32597 Certificate Number	26265 Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Gaylord M. Madison**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Irrigation**
- Priority Date(s): **July 13, 1959**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Unnamed Spring**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Supplemental Certs. 64236, 64238, Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **32597**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Unnamed Spring July 13, 1959	**3N**	**28E**	**WM**	**30**	**SW NE**	**8200**	**1370 ft S & 1800 ft W from NE Corner Section 30**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: 32597

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Unnamed Spring July 13, 1959	**3N**	**28E**	**WM**	**30**	**SE NE**	**8200**	**0.4**

Certificate Number or other identifying number: 32597

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

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Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 32597

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Unnamed Spring	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.4**

Remarks: _____

_____

_____

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1st of 2 Supplemental Water Rights for 6th of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A must be completed for each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 64236

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) RECEIVED APR 09 2007 WATER RESOURCES DEPT. SALEM, OREGON	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	64236 Certificate Number	G-7207 Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Madison Ranches, Inc.**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **May 26, 1977**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **A Pit Well (Fish Well)**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 32597 Supplemental Certs. 64238, & Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **64236**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**970 ft S & 1950 ft W from NE Corner Section 30**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Pit Well (Fish Well)	**4 ft**	**4 ft concrete Tiles**	**20 ft + 600 ft of 12 in leach line**	**Last 4 ft is 4 dia tile with 4 in opening**	**16 ft**	**2 ft Start of Irr. Season dry by July 1st**	**16 ft**	**4 ft steel lid**	**20 ft**

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Certificate Number or other identifying number: 64236

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**SE NE**	**8200**	**0.4**

Certificate Number or other identifying number: 64236

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

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Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 64236

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.4**

Remarks: _____

_____

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2nd of 2 Supplemental Water Rights for 6th of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A must be completed for each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 64238

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) RECEIVED APR 0 9 2007 WATER RESOURCES DEPT. SALEM, OREGON	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	64238 Certificate Number	G-7615 Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Madison Ranches, Inc.**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **June 14, 1977**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **A Pit Well (Fish Well)**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 32597 Supplemental Certs. 64236, & Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **64238**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**970 ft S & 1950 ft W from NE Corner Section 30**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Pit Well (Fish Well)	**4 ft**	**4 ft concrete Tiles**	**20 ft + 600 ft of 12 in leach line**	**Last 4 ft is 4 dia tile with 4 in opening**	**16 ft**	**2 ft Start of Irr. Season dry by July 1st**	**16 ft**	**4 ft steel lid**	**20 ft**

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Certificate Number or other identifying number: 64238

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**SE NE**	**8200**	**0.4**

Certificate Number or other identifying number: 64238

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

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Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 64238

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.4**

Remarks: _____

_____

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SALEM, OREGON

Dorothy Pedersen

From: Biil Porfily [bporfily@my180.net]
Sent: Tuesday, April 10, 2007 2:41 PM
To: Dorothy Pedersen
Subject: RE: Scott Madison Transfer T-10320
Attachments: To transfer Application Map.pdf; From Transfer Application Map.pdf

Dorothy

Attached are "pdf" map for S. Madison T-10320. They do not have the CWRE Seal on them. The hard copies will have the seal and the ones I e-mailed earlier had the seal.

From: Dorothy Pedersen [mailto:pedersdi@wrd.state.or.us]
Sent: Tuesday, April 10, 2007 1:38 PM
To: Biil Porfily
Subject: RE: Scott Madison Transfer T-10320

Bill,

I am forwarding the revised materials to the Reimbursement Authority contractor, as well as printing them for the T-10320 file, and will be looking for the hard copies of the maps. Is it possible for you to submit the map in ".pdf" format? That is the approved electronic format.

Thanks,
Dorothy

Dorothy Pedersen
(503) 986-0890

From: Biil Porfily [mailto:bporfily@my180.net]
Sent: Monday, April 09, 2007 11:15 AM
To: Tony Justus; Dorothy Pedersen
Cc: 'Dale VanSchoiack'
Subject: Scott Madison Transfer T-10320

I have attached the above mentioned Transfer Application Form A with the suggested changes of the H20Master office. I have also attached copies of the amended map. On the application and map we eliminated the supplemental Permit 51017 from the 6 of 6 primary water rights.

We on the map and application change the name of the Unnamed Spring to the North Spring.

Dorothy- I will send you hard copies of the maps.

If you have any question please call.

Porfily

Dorothy Pedersen

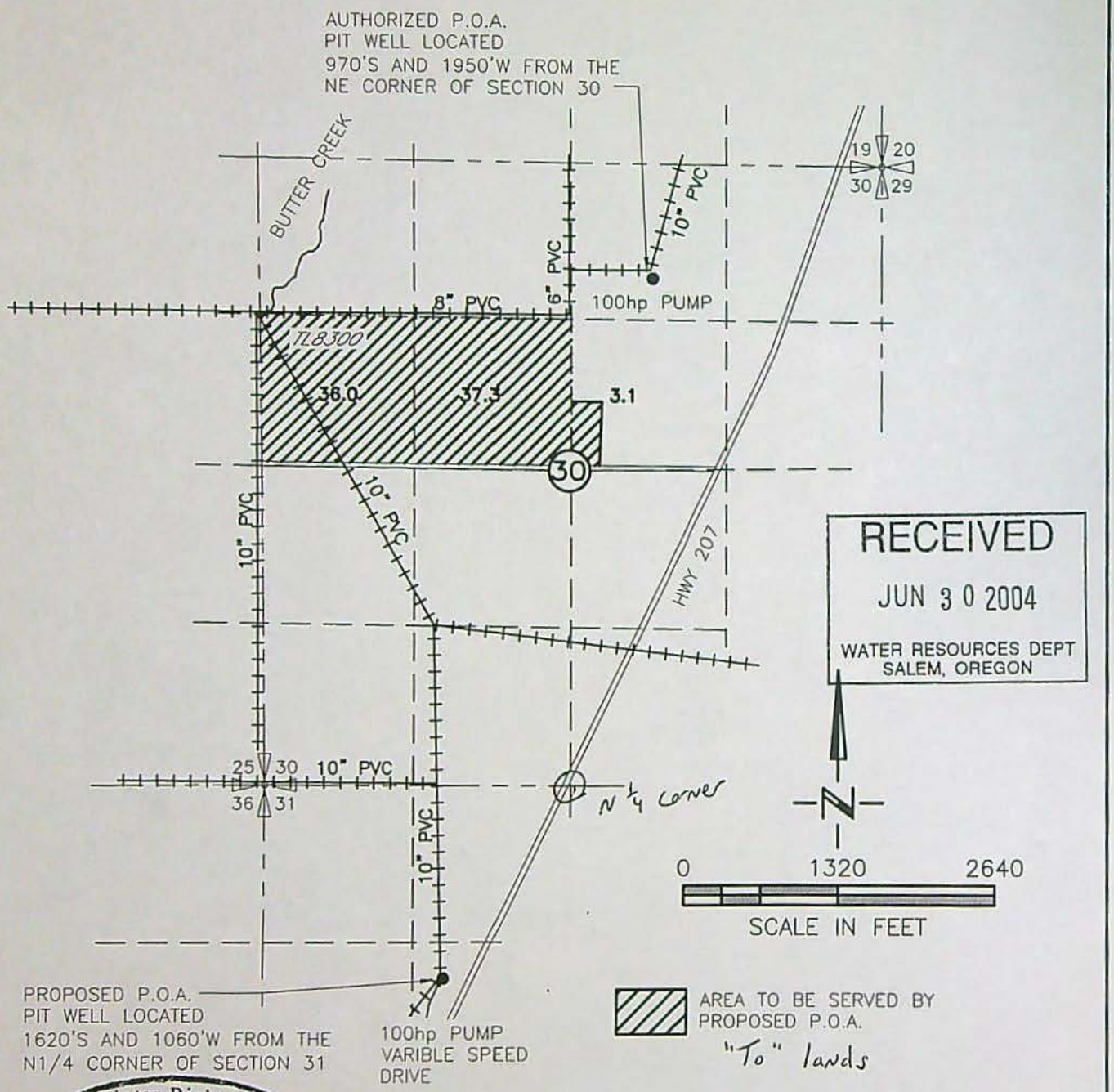
From: Tony Justus [Tony.G.Justus@wrd.state.or.us]
Sent: Wednesday, March 28, 2007 3:27 PM
To: 'Biil Porfily'
Cc: 'Frank Dye'; 'Dorothy Pedersen'
Subject: T-10320

Bill, Frank Dye has reviewed the application materials for Scott Madison's transfer. He has found several errors in the application materials. Would you want to come in and meet with Frank to identify those areas and provide a corrected application where appropriate?

TRANSFER APPLICATION MAP FOR KENT MADISON FOR PORTIONS OF PERMIT G-7207 CERT 64236 AND PERMIT G-7615 CERT 64238
T3N, R28E WM

property lines are missing

"From" lands not completely mapped



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Certified Water Right Examiner
#333 WRE
Dale G. VanSchoiack
Dale G. VanSchaack
May 19,1982
4/15/04
STATE OF OREGON

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APR 23 2005
WATER RESOURCES DEPT
SALEM, OREGON

SCM Consultants, Inc.
A Tetra Tech Company

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.

T-9701

DRAWING: H:\CAD\AG\3522\001\3522001FW.dwg
PRINTED BY: rogerw on 04/13/04 02:12 PM

Oregon
Theodore R. Kulongoski, Governor

Water Resources Department
North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1266
503-986-0900
FAX 503-986-0904

February 20, 2007

SCOTT MADISON
75512 HIGHWAY 207
ECHO OR 97826

WILLIAM PORFILY, AGENT
PO BOX 643
STANFIELD OR 97875

Reference: Transfer 10320

On February 14, 2007 we received your water right transfer application requesting place of use and point of appropriation changes. The application was accompanied by $1050. Our receipt 86246 is enclosed.

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

Your application will be examined to determine if additional information is needed. You will be contacted following this examination.

Except as provided under ORS 540.510(3) for municipalities, you may not use water for the new use, in the new place of use or from the new point of diversion until the transfer application has been approved. In order to avoid any possible forfeiture of the water right, you should continue to use the water as described by your existing water right. If the land is sold before the transfer is approved, the buyer's consent to the transfer will be required unless a recorded deed or other legal document clearly established that the water right was not conveyed in the sale.

We will notify you if additional information or corrections to the application or map are required.

If you have any questions, please call the Transfer Section, (503)986-0883.

cc: Watermaster #5
Dale Van Schoiack, CWRE
Tim Bailey, ODFW
Groundwater
Nellie Madison, Landowner
Columbia Improvement District

enclosure

1st of 6 Primary Water Rights

Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **25901** _____

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**25901** Certificate Number	**John Day River Decree** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	 Name of Decree	 Page Number
☐	Permit for which Proof has been Approved	 Permit Number	 Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	 Previous Transfer Number	 Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **A.B Thompson, owner and Bert Pullor owner of Contract to purchase.**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Irrigation**
- Priority Date(s): **1908**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Five Mile Creek**

  Tributary to: **John Day River**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Certs. 32597, 28737, 80822, , Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

- Certificate Number or other identifying number: **25901**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Five Mile Creek 1908							**No Diversion was describe in the Cert.**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth

Certificate Number or other identifying number: 25901

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Five Mile Creek 1908	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**(36.2 + 1.2) 37.4**
Five Mile Creek 1908	**3N**	**28E**	**WM**	**30**	**SW NE**	**8200**	**9.1**
						Total	**46.5**

Certificate Number or other identifying number: 25901

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 25901

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Five Mile Creek	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**(2.5+0.4) 2.9**
Five Mile Creek	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**(9.1+16.8) 25.9**
Five Mile Creek	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**(9.5+8.2) 17.7**
Five Mile Creek						**Total**	**46.5**

Remarks: _____

1st of 5 Supplemental Water Rights for
1st of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 32597

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**32597** Certificate Number	**26265** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	 Name of Decree	 Page Number
☐	Permit for which Proof has been Approved	 Permit Number	 Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	 Previous Transfer Number	 Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Gaylord M. Madison**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **July 13, 1959**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Unnamed Spring**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 25901 Supplemental Certs. 28737, 80822, 80823, Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

- Certificate Number or other identifying number: **32597**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Unnamed Spring July 13, 1959	**3N**	**28E**	**WM**	**30**	**SW NE**	**8200**	**1370 ft S & 1800 ft W from NE Corner Section 30**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

Certificate Number or other identifying number: 32597

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Unnamed Spring July 13, 1959	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**19.3**

Certificate Number or other identifying number: 32597

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 32597

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Unnamed Spring	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**2.5**
Unnamed Spring`	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**16.8**
						Total	**19.3**

Remarks: _____

_____

_____

2nd of 5 Supplemental Water Rights for 1st of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 28737

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**28737** Certificate Number	**25159** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Gaylord M. Madison**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **September 30, 1957**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **North Spring**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 25901 Supplemental Certs. 32597, 80822, 80823, Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

- Certificate Number or other identifying number: **28737**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	North Spring September 30, 1957	**3N**	**28E**	**WM**	**30**	**SW NE & NW SE**	**8200**	**None listed on Certificate**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

Certificate Number or other identifying number: 28737

The following information ***must be provided*** *only for those places of use that* ***are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)*** *Attach additional pages as necessary.*

Government lot and donation land claim numbers must be included in the tables below ***only*** *if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
North Spring Sept. 30,1957	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**1.2**
North Spring Sept. 30,1957	**3N**	**28E**	**WM**	**30**	**SW NE**	**8200**	**7.0**
						Total	**8.2**

Certificate Number or other identifying number: 28737

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
(NOTE: Complete this table ***only*** *if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and* ***clearly label*** *the corresponding well log(s) for each proposed well,* ***or*** *if well log(s) are* ***not*** *available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 28737

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
North Spring	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**8.2**

Remarks: _____

_____

_____

3rd of 5 Supplemental Water Rights for 1st of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 80822

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**80822** Certificate Number	**G-7207** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Madison Ranches, Inc.**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **May 26, 1977**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **A Pit Well (Fish Well)**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 25901 Supplemental Certs. 32597, 28737, 80823, Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

- Certificate Number or other identifying number: ___80822 _____

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Pit (Fish) Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**970 ft S & 1950 ft W from NE Corner Section 30**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Pit Well (Fish Well)	4 ft	4 ft concrete Tiles	20 ft + 600 ft of 12 in leach line	Last 4 ft is 4 dia tile with 4 in opening	16 ft	2 ft Start of Irr. Season dry by July 1st	16 ft	4 ft steel lid	20 ft

Certificate Number or other identifying number: 80822

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**(36.2 + 1.2)37.4**
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**SW NE**	**8200**	**9.1**
						Total	**46.5**

Certificate Number or other identifying number: 80822

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 80822

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**(2.5 + 0.4)2.9**
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**(9.1+ 16.8) 25.9**
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**(9.5+8.2)17.7**
						Total	**46.5**

Remarks: _____

_____

_____

4th of 5 Supplemental Water Rights for 1st of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 80823

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**80823** Certificate Number	**G-7615** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	 Name of Decree	 Page Number
☐	Permit for which Proof has been Approved	 Permit Number	 Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	 Previous Transfer Number	 Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Madison Ranches, Inc.**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **June 14, 1977**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **A Pit Well (Fish Well)**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 25901 Supplemental Certs. 32597, 28737, 80822, Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

- Certificate Number or other identifying number: **80823**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**970 ft S & 1950 ft W from NE Corner Section 30**

- Does the water right being transferred involve a ground water source(s)?

  ☒ Yes ☐ No *(Surface water source only.)*

  *If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

  *A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  or

  *B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Pit Well (Fish Well)	4 ft	4 ft concrete Tiles	20 ft + 600 ft of 12 in leach line	Last 4 ft is 4 dia tile with 4 in opening	16 ft	2 ft Start of Irr. Season dry by July 1st	16 ft	4 ft steel lid	20 ft

Certificate Number or other identifying number: 80823

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**(36.2 + 1.2) 37.4**
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**SW NE**	**8200**	**9.1**
						Total	**46.5**

Certificate Number or other identifying number: 80823

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 80823

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**(2.5 + 0.4)2.9**
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**(9.1+16.8) 25.9**
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**(9.5+8.2)17.7**
						Total	**46.5**

Remarks: _____

_____

_____

5th of 5 Supplemental Water Rights for 1st of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **Permit 51017**

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right		**51017**
		Certificate Number	Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right		
		Name of Decree	Page Number
☐	Permit for which Proof has been Approved		
		Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed		
		Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Kent ans Ahannon K. Madison**
- County: **Umatilla & Morrow**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **April 2, 1990**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Columbia River**

  Tributary to: **Pacific Ocean**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 25901 Supplemental Certs. 32597, 28737, 80822, 80823**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

- Certificate Number or other identifying number: **Permit 51017**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Columbia River April 2, 1990	**4N**	**25E**	**WM**	**2**	**Lot 7 NE NW**		**150 ft S & 2990 ft W from the NE Corner Section 2**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

Certificate Number or other identifying number: Permit 51017

The following information ***must be provided*** *only for those places of use that* ***are involved in the transfer*** *(i.e., list only the portion of the water right you propose to transfer.) Attach additional pages as necessary.*

Government lot and donation land claim numbers must be included in the tables below ***only*** *if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**(36.2+ 1.2) 37.4**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**30**	**SW NE**	**8200**	**9.1**
						Total	**46.5**

Certificate Number or other identifying number: Permit 51017

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

(NOTE: Complete this table ***only*** *if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and* ***clearly label*** *the corresponding well log(s) for each proposed well,* ***or*** *if well log(s) are* ***not*** *available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: Permit 51017

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**(2.5=0.4) 2.9**
Columbia River	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**(9.1+16.8) 25.9**
Columbia River	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**17.7**
						Total	**46.5**

Remarks: _____

_____

_____

2nd of 6 Primary Water Rights

Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 60951

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**60951** Certificate Number	**3694** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Thomas Richards and Sons**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Irrigation**
- Priority Date(s): **May 17, 1917**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Butter Creek**

  Tributary to: **Umatilla River**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Supplemental Certs. 35811, 35783, & Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

- Certificate Number or other identifying number: **60951**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Butter Creek May 17, 1917	**3N**	**25E***	**W M**	**19**	**NE SW**	**6200**	**10 ft S & 1800 ft E from the W ¼ coner Section 19**

*** The Certificate reads 25 E, It should read 28E**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

Certificate Number or other identifying number: 60951

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Butter Creek May 17, 1917	**3N**	**28E**	**WM**	**18**	**SE SW**	**6200**	**6.6**
Butter Creek May 17, 1917	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**3.9**
						Total	**10.5**

Certificate Number or other identifying number: 60951

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 60951

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Butter Creek	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**1.0**
Butter Creek	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**3.9**
Butter Creek	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**1.9**
Butter Creek	**3N**	**28E**	**WM**	**20**	**NW NW**	**5903**	**0.2**
Butter Creek	**3N**	**28E**	**WM**	**20**	**SW NW**	**5903**	**3.5**
						Total	**10.5**

Remarks: _____

_____

1st of 3 Supplemental Water Rights for 2nd of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 35811

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☒ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**35811** Certificate Number	**G-438** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Fred Davis and Tresa Davis**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **November 21, 1956**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Two Pit Wells**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 60951 Supplemental Certs. 35783, & Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

- Certificate Number or other identifying number: **35811**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**#1 Pit Well Nov. 21, 1956**	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**850 ft N & 1370 ft E from SW Corner of SE ¼ NW ¼ Section 19**
N/A	**#2 Pit Well Nov. 21, 1956**	**3N**	**28E**	**WM**	**19**	**SE NE**	**6200**	**1240 ft N & 100 ft E from SW Corner of SE ¼ NW ¼ Section 19**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
#1 Pit Well	60 ft x 40 ft x 20 ft deep Pit	N/A	N/A	N/A	N/A	16 ft	16 ft	N/A	20 ft
#2 Pit Well	This Pit Well caved in many years ago and was constructed similar to #1								

Certificate Number or other identifying number: 35811

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#1 & #2 Pit Well Nov. 21, 1956	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**3.9**

Certificate Number or other identifying number: 35811

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
#3 Pit Well*	**3N**	**28E**	**WM**	**19**	**NW NW**	**6200**	**1670 ft N & 2160 ft E from W ¼ Corner Section 19**

***Pit Wells #1 &#2 are less than 1320 ft from Pit Well #3**

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Yes	**Pit Well #3 No Well Log**	**60 ft x 40 ft x 20 ft deep pit**	**N/A**	**N/A**	**N/A**	**N/A**	**16 ft**	**16 ft**	**N/A**	**20 ft**

Certificate Number or other identifying number: 35811

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**3.9**

Remarks: _____

_____

2nd of 3 Supplemental Water Rights for 2nd of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 35783

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**35783** Certificate Number	**G-2597** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	 Name of Decree	 Page Number
☐	Permit for which Proof has been Approved	 Permit Number	 Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	 Previous Transfer Number	 Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Fred E. Davis**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **February 24, 1964**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: #3 **Pit Well**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 60951 Supplemental Certs. 35811, & Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

- Certificate Number or other identifying number: **35783**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**#3 Pit Well Feb 24, 1964**	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**1670 ft N & 2160 ft E from W ¼ Corner of Section 19**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
#3 Pit Well	**60 ft x 40 ft x 20 ft deep pit**	**N/A**	**N/A**	**N/A**	**N/A**	**16 ft**	**16 ft**	**N/A**	**20 ft**

Certificate Number or other identifying number: 35783

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well Feb. 24, 1964	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**3.9**

Certificate Number or other identifying number: 35783

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 35783

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**3.9**

Remarks: _____

_____

3rd of 3 Supplemental Water Rights
2nd of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **Permit 51017**

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right		**51017**
		Certificate Number	Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right		
		Name of Decree	Page Number
☐	Permit for which Proof has been Approved		
		Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed		
		Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Kent R. and Shannon K. Madison**
- County: **Umatilla & Morrow**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **April 2, 1990**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Columbia River**

  Tributary to: **Pacific Ocean**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 60951 Supplemental Certs. 35811, & Cert. 35783**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

- Certificate Number or other identifying number: **Permit 51017**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**Columbia River April 2, 1990**	**4N**	**25E**	**WM**	**2**	**Lot 7 NE NW**		**150 ft S & 2990 ft W from NE Corner Section 2**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

Certificate Number or other identifying number: Permit 51017

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**18**	**SE SW**	**6200**	**6.6**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**3.9**
						Total	**10.5**

Certificate Number or other identifying number: Permit 51017

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: **Permit 51017**

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**1.0**
Columbia River	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**3.9**
Columbia River	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**1.9**
Columbia River	**3N**	**28E**	**WM**	**20**	**NW NW**	**5903**	**0.2**
Columbia River	**3N**	**28E**	**WM**	**20**	**SW NW**	**5903**	**3.5**
						Total	**10.5**

Remarks: _____

_____

3rd of 6 Primary Water Rights

Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **Permit 60952**

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**60952** Certificate Number	Butter Creek Decree Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	 Name of Decree	 Page Number
☐	Permit for which Proof has been Approved	 Permit Number	 Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	 Previous Transfer Number	 Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Caroline E. Rogers**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Irrigation**
- Priority Date(s): **1869 & 1880**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Butter Creek**

  Tributary to: **Umatilla River**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Supplemental Certs. 35811, Cert. 35783 & Permits 51017 & 46499**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

- Certificate Number or other identifying number: **60952**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**Butter Creek 1869 & 1880**	**3N**	**28E**	**WM**	**19**	**NE SW**		**10 ft S & 1800 ft E from the W ¼ Corner Section 19**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

Certificate Number or other identifying number: 60952

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Butter Creek 1869 & 1880	**3N**	**28E**	**WM**	**18**	**NE SE**	**6000**	**15.6**
Butter Creek 1869 & 1880	**3N**	**28E**	**WM**	**18**	**SW SE**	**6200**	**12.5**
Butter Creek 1869 & 1880	**3N**	**28E**	**WM**	**19**	**NW NE**	**6200**	**(4.1 + 2.0) 6.1**
Butter Creek 1869 & 1880	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**2.8**
Butter Creek 1869 & 1880	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**6.0**
Butter Creek 1869 & 1880	**3N**	**28E**	**WM**	**19**	**SE NW**	**6200**	**6.1**
						Total	**49.1**

Certificate Number or other identifying number: 60952

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

*If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 60952

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Butter Creek	**3N**	**28E**	**WM**	**17**	**NW SW**	**5901**	**12.2**
Butter Creek	**3N**	**28E**	**WM**	**17**	**SW SW**	**5902**	**(2.5+ 0.5) 3.0**
Butter Creek	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**(15.4 +2.9) 18.3**
Butter Creek	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.1**
Butter Creek	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**10.2**
Butter Creek	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**1.0**
Butter Creek	**3N**	**28E**	**WM**	**20**	**SW NW**	**5903**	**4.3**
						Total	**49.1**

Remarks: _____

1st of 4 Supplemental Water Rights for 3rd of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 35811

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☒ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**35811** Certificate Number	**G-438** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Fred Davis and Tresa Davis**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **November 21, 1956**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Two Pit Wells**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 60952 Supplemental Certs. 35783, Permits 51017 & 46499**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

- Certificate Number or other identifying number: **35811**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**#1 Pit Well Nov. 21, 1956**	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**850 ft N & 1370 ft E from SW orner of SE ¼ NW ¼ Section 19**
N/A	**#2 Pit Well Nov. 21, 1956**	**3N**	**28E**	**WM**	**19**	**SE NE**	**6200**	**1240 ft N & 100 ft E from SW orner of SE ¼ NW ¼ Section 19**

- Does the water right being transferred involve a ground water source(s)?
  ☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
#1 Pit Well	60 ft x 40 ft x 20 ft deep pit	N/A	N/A	N/A	N/A	16 ft	16 ft	N/A	20 ft
#2 Pit Well	This Pit Well was abandon many years ago and was constructed similar to #1								

Certificate Number or other identifying number: 35811

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#1 & #2 Pit Well Nov. 21, 1956	**3N**	**28E**	**WM**	**19**	**NW NE**	**6200**	**4.1**
#1 & #2 Pit Well Nov. 21, 1956	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**2.8**
#1 & #2 Pit Well Nov. 21, 1956	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**6.0**
#1 & #2 Pit Well Nov. 21, 1956	**3N**	**28E**	**WM**	**19**	**SE NW**	**6200**	**6.1**
						Total	**19.0**

Certificate Number or other identifying number: 35811

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
#3 Pit Well*	**3N**	**28E**	**WM**	**19**	**NW NW**	**6200**	**1670 ft N & 2160 ft E from W ¼ Corner Section 19**

***Pit Wells #1 &#2 are less than 1320 ft from Pit Well #3**

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

*If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Yes	**Pit Well #3 No Well Log**	**60 ft x 40 ft x 20 ft deep pit**	**N/A**	**N/A**	**N/A**	**N/A**	**16 ft**	**16 ft**	**N/A**	**20 ft**

Certificate Number or other identifying number: 35811

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well	**3N**	**28E**	**WM**	**17**	**SW SW**	**5902**	**0.5**
#3 Pit Well	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**2.9**
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.1**
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**10.2**
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**1.0**
#3 Pit Well	**3N**	**28E**	**WM**	**20**	**SW NW**	**5903**	**4.3**
						Total	**19.0**

Remarks: _____

_____

2nd of 4 Supplemental Water Rights for 3rd of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 35783

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**35783** Certificate Number	**G-2597** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	 Name of Decree	 Page Number
☐	Permit for which Proof has been Approved	 Permit Number	 Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	 Previous Transfer Number	 Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Fred E. Davis**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **February 24, 1964**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: #3 **Pit Well**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 60952 Supplemental Certs. 35811, Permits 51017 & 46499**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

- Certificate Number or other identifying number: **35783**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**#3 Pit Well Feb. 24, 1964**	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**1670 ft N & 2160 ft E from W ¼ Corner of Section 19**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
#3 Pit Well	**60 ft x 40 ft x 20 ft deep pit**	**N/A**	**N/A**	**N/A**	**N/A**	**16 ft**	**16 ft**	**N/A**	**20 ft**

Certificate Number or other identifying number: 35783

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well Feb. 24, 1964	**3N**	**28E**	**WM**	**19**	**NW NE**	**6200**	**4.1**
#3 Pit Well Feb. 24, 1964	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**2.8**
Feb. #3 Pit Well Nov. 24, 1964	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**6.0**
#3 Pit Well Feb. 24, 1964	**3N**	**28E**	**WM**	**19**	**SE NW**	**6200**	**6.1**
						Total	**19.0**

Certificate Number or other identifying number: 35783

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using*

the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 35783

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well	**3N**	**28E**	**WM**	**17**	**SW SW**	**5902**	**0.5**
#3 Pit Well	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**2.9**
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.1**
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**10.2**
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**1.0**
#3 Pit Well	**3N**	**28E**	**WM**	**20**	**SW NW**	**5903**	**4.3**
						Total	**19.0**

Remarks: _____

3rd of 4 Supplemental Water Rights for 3rd of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **Permit 51017**

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	Certificate Number	51017 Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Kent R. and Shannon K. Madison**
- County: **Umatilla & Morrow**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **April 2, 1990**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Columbia River**

  Tributary to: **Pacific Ocean**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 60952 Supplemental Certs. 35811, Cert. 35783 & Permit 46499**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

- Certificate Number or other identifying number: **Permit 51017**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**Columbia River April 2, 1990**	**4N**	**25E**	**WM**	**2**	**Lot 7 NE NW**		**150 ft S & 2990 ft W from NE Corner Section 2**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

Certificate Number or other identifying number: Permit 51017

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**18**	**NE SE**	**6000**	**15.6**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**18**	**SW SE**	**6200**	**12.5**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**19**	**NW NE**	**6200**	**(4.1+ 2.0) 6.1**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**2.8**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**6.0**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**19**	**SE NW**	**6200**	**6.1**
						Total	**49.1**

Certificate Number or other identifying number: Permit 51017

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

*If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: Permit 51017

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River	**3N**	**28E**	**WM**	**17**	**NW SW**	**5901**	**12.2**
Columbia River	**3N**	**28E**	**WM**	**17**	**SW SW**	**5902**	**(2.5+ 0.5) 3.0**
Columbia River	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**(15.4+2.9) 18.3**
Columbia River	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.1**
Columbia River	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**10.2**
Columbia River	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**1.0**
Columbia River	**3N**	**28E**	**WM**	**20**	**SW NW**	**5903**	**4.3**
						Total	**49.1**

Remarks: _____

4th of 4 Supplemental Water Rights for 3rd of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **Permit 46499**

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right		**46499**
		Certificate Number	Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right		
		Name of Decree	Page Number
☐	Permit for which Proof has been Approved		
		Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed		
		Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **John Madison**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **October 16, 1978**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Butter Creek**

  Tributary to: **Umatilla River**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 60952 Supplemental Certs. 35811, Cert. 35783 & Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

- Certificate Number or other identifying number: **Permit 46499**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer** (i.e., **list only the portion of the water right you propose to transfer.**) Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**Butter Creek Oct. 16, 1978**	**3N**	**28E**	**WM**	**19**	**NE SW**		**10 ft S & 1800 ft E from W ¼ Corner Section 19**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

Certificate Number or other identifying number: Permit 46499

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Butter Creek Oct. 16, 1978	**3N**	**28E**	**WM**	**18**	**NE SE**	**6000**	**15.6**
Butter Creek Oct. 16, 1978	**3N**	**28E**	**WM**	**18**	**SW SE**	**6200**	**12.5**
Butter Creek Oct. 16, 1978	**3N**	**28E**	**WM**	**19**	**NW NE**	**6200**	**(4.1+ 2.0) 6.1**
Butter Creek Oct. 16, 1978	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**2.8**
Butter Creek Oct. 16, 1978	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**6.0**
Butter Creek Oct. 16, 1978	**3N**	**28E**	**WM**	**19**	**SE NW**	**6200**	**6.1**
						Total	**49.1**

Certificate Number or other identifying number: Permit 46499

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

*If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: Permit 46499

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Butter Creek	**3N**	**28E**	**WM**	**17**	**NW SW**	**5901**	**12.2**
Butter Creek	**3N**	**28E**	**WM**	**17**	**SW SW**	**5902**	**(2.5 + 0.5)3.0**
Butter Creek	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**(15.4+2.9) 18.3**
Butter Creek	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.1**
Butter Creek	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**10.2**
Butter Creek	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**1.0**
Butter Creek	**3N**	**28E**	**WM**	**20**	**SW NW**	**5903**	**4.3**
						Total	**49.1**

Remarks: _____

4th of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 35811

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☒ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	35811 Certificate Number	G-438 Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Fred Davis and Tresa Davis**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Irrigation**
- Priority Date(s): **November 21, 1956**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Two Pit Wells**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Supplemental Certs. 35783, & Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

- Certificate Number or other identifying number: **35811**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**#1 Pit Well Nov. 21, 1956**	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**850 ft N & 1370 ft E from SW Corner of SE ¼ NW ¼ Section 19**
N/A	**#2 Pit Well Nov. 21, 1956**	**3N**	**28E**	**WM**	**19**	**SE NW**	**6200**	**1240 ft N & 100 ft E from SW Corner of SE ¼ NW ¼ Section 19**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
#1 Pit Well	60 ft x 40 ft x 20 ft deep pit	N/A	N/A	N/A	N/A	16 ft	16 ft	N/A	20 ft
#2 Pit Well	This Pit Well was abandon many years ago and was constructed similar to #1								

Certificate Number or other identifying number: 35811

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#1 & #2 Pit Well Nov. 21, 1956	**3N**	**28E**	**WM**	**19**	**NW NE**	**6200**	**4.0**
#1 & #2 Pit Well Nov. 21, 1956	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**1.4**
#1 & #2 Pit Well Nov. 21, 1956	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**2.6**
						Total	**8.0**

Certificate Number or other identifying number: 35811

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
#3 Pit Well*	**3N**	**28E**	**WM**	**19**	**NW NW**	**6200**	**1670 ft N & 2160 ft E from W ¼ Corner Section 19**

***Pit Wells #1 & #2 are less than 1320 ft from Pit Well #3**

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

*If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Yes	**Pit Well #3 No Well Log**	**60 ft x 40 ft x 20 ft deep pit**	**N/A**	**N/A**	**N/A**	**N/A**	**16 ft**	**16 ft**	**N/A**	**20 ft**

Certificate Number or other identifying number: 35811

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**5.4**
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**2.6**
						Total	**8.0**

Remarks: _____

1st of 2 Supplemental Water Rights for 4th of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 35783

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**35783** Certificate Number	**G-2597** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	 Name of Decree	 Page Number
☐	Permit for which Proof has been Approved	 Permit Number	 Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	 Previous Transfer Number	 Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Fred E. Davis**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **February 24, 1964**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: #3 **Pit Well**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 35811, Supplemental & Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

- Certificate Number or other identifying number: **35783**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**#3 Pit Well Feb. 24, 1964**	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**1670 ft N & 2160 ft E from W ¼ Corner of Section 19**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
#3 Pit Well	**60 ft x 40 ft x 20 ft deep pit**	**N/A**	**N/A**	**N/A**	**N/A**	**16 ft**	**16 ft**	**N/A**	**20 ft**

Certificate Number or other identifying number: 35783

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well Feb. 24, 1964	**3N**	**28E**	**WM**	**19**	**NW NE**	**6200**	**4.0**
#3 Pit Well Feb. 24, 1964	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**1.4**
#3 Pit Well Feb. 24, 1964	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**2.6**
						Total	**8.0**

Certificate Number or other identifying number: 35783

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using*

the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 35783

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**5.4**
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**2.6**
						Total	**8.0**

Remarks: _____

_____

2nd of 2 Supplemental Water Rights for 4th of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **Permit 51017** _____

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right		**51017**
		Certificate Number	Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right		
		Name of Decree	Page Number
☐	Permit for which Proof has been Approved		
		Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed		
		Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Kent R. and Shannon K. Madison**
- County: **Umatilla & Morrow**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **April 2, 1990**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Columbia River**

  Tributary to: **Pacific Ocean**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 35811 Supplemental Cert. 35783**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

- Certificate Number or other identifying number: **Permit 51017**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**Columbia River April 2, 1990**	**4N**	**25E**	**WM**	**2**	**Lot 7 NE NW**		**150 ft S & 2990 ft W from NE Corner Section 2**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

Certificate Number or other identifying number: Permit 51017

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**19**	**NW NE**	**6200**	**4.0**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**1.4**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**2.6**
						Total	**8.0**

Certificate Number or other identifying number: Permit 51017

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using*

the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: Permit 51017

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**5.4**
Columbia River	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**2.6**
						Total	**8.0**

Remarks: _____

5th of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 28737

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**28737** Certificate Number	**25159** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Gaylord M. Madison**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation***

  *** This water right is listed as Supplemental for the areas we want to transfer from. Greg Nelson with OWRD found a note in the file from Larry Jebousek past OWRD employee saying that it should be considered Primary Irrigation**

- Priority Date(s): **September 30, 1957**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **North Spring**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers:* **Supplemental Certs. 80822, 80823, & Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

- Certificate Number or other identifying number: **28737**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	North Spring September 30, 1957	**3N**	**28E**	**WM**	**30**	**SW NE**	**8200**	**None listed on Certificate**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

Certificate Number or other identifying number: 28737

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
North Spring Sept. 30,1957	**3N**	**28E**	**WM**	**30**	**NE NE**	**8200**	**16.7**
North Spring Sept. 30,1957	**3N**	**28E**	**WM**	**30**	**SE NE**	**8200**	**5.0**
						Total	**21.7**

Certificate Number or other identifying number: 28737

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 28737

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Unnamed Spring	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**12.3**
Unnamed Spring	**3N**	**28E**	**WM**	**20**	**NW NW**	**5903**	**9.4**
							21.7

Remarks: _____

_____

_____

1st of 3 Supplemental Water Rights for 5th of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 80822

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**80822** Certificate Number	**G-7207** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Madison Ranches, Inc.**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **May 26, 1977**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **A Pit Well (Fish Well)**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 28737 Supplemental Certs. 80823, & Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

- Certificate Number or other identifying number: **80822**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**970 ft S & 1950 ft W from NE Corner Section 30**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Pit Well (Fish Well)	**4 ft**	**4 ft concrete Tiles**	**20 ft + 600 ft of 12 in leach line**	**Last 4 ft is 4 dia tile with 4 in opening**	**16 ft**	**2 ft Start of Irr. Season dry by July 1st**	**16 ft**	**4 ft steel lid**	**20 ft**

Certificate Number or other identifying number: 80822

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NE NE**	**8200**	**16.7**
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**SE NE**	**8200**	**5.0**
						Total	**21.7**

Certificate Number or other identifying number: 80822

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 80822

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**12.3**
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**20**	**NW NW**	**5903**	**9.4**
						Total	**21.7**

Remarks: _____

_____

_____

2nd of 3 Supplemental Water Rights for 5th of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **80823** _____

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**80823** Certificate Number	**G-7615** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Madison Ranches, Inc.**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **June 14, 1977**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **A Pit Well (Fish Well)**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 28737 Supplemental Certs. 80822, & Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

- Certificate Number or other identifying number: **80823**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Pit Well June 14, 1977	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**970 ft S & 1950 ft W from NE Corner Section 30**

- Does the water right being transferred involve a ground water source(s)?

  ☒ Yes ☐ No *(Surface water source only.)*

  *If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

  *A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  or

  *B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Pit Well (Fish Well)	**4 ft**	**4 ft concrete Tiles**	**20 ft + 600 ft of 12 in leach line**	**Last 4 ft is 4 dia tile with 4 in opening**	**16 ft**	**2 ft Start of Irr. Season dry by July 1st**	**16 ft**	**4 ft steel lid**	**20 ft**

Certificate Number or other identifying number: 80823

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well June 14, 1977	**3N**	**28E**	**WM**	**30**	**NE NE**	**8200**	**16.7**
Pit Well June 14, 1977	**3N**	**28E**	**WM**	**30**	**SE NE**	**8200**	**5.0**
						Total	**21.7**

Certificate Number or other identifying number: 80823

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 80823

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**12.3**
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**20**	**NW NW**	**5903**	**9.4**
						Total	**21.7**

Remarks: _____

_____

_____

3rd of 3 Supplemental Water Rights for 5th of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **Permit 51017**

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right		**51017**
		Certificate Number	Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right		
		Name of Decree	Page Number
☐	Permit for which Proof has been Approved		
		Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed		
		Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Kent R. and Shannon K. Madison**
- County: **Umatilla & Morrow**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **April 2, 1990**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Columbia River**

  Tributary to: **Pacific Ocean**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 28737 Supplemental Cert. 80822, & 80823**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

- Certificate Number or other identifying number: **Permit 51017**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**Columbia River April 2, 1990**	**4N**	**25E**	**WM**	**2**	**Lot 7 NE NW**		**150 ft S & 2990 ft W from NE Corner Section 2**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

Certificate Number or other identifying number: Permit 51017

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**30**	**NE NE**	**8200**	**16.7**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**30**	**SE NE**	**8200**	**5.0**
Columbia River April 2, 1990						**Total**	**21.7**

Certificate Number or other identifying number: Permit 51017

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using*

the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: Permit 51017

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**12.3**
Columbia River	**3N**	**28E**	**WM**	**20**	**NW NW**	**5903**	**9.4**
						Total	**21.7**

Remarks: _____

6th of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 32597

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**32597** Certificate Number	**26265** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	 Name of Decree	 Page Number
☐	Permit for which Proof has been Approved	 Permit Number	 Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	 Previous Transfer Number	 Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Gaylord M. Madison**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Irrigation**
- Priority Date(s): **July 13, 1959**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Unnamed Spring**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Supplemental Certs. 80822, 80823,**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

- Certificate Number or other identifying number: **32597**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer** (i.e., **list only the portion of the water right you propose to transfer.**) Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Unnamed Spring July 13, 1959	**3N**	**28E**	**WM**	**30**	**SW NE**	**8200**	**1370 ft S & 1800 ft W from NE Corner Section 30**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

Certificate Number or other identifying number: 32597

The following information ***must be provided*** *only for those places of use that* ***are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)*** *Attach additional pages as necessary.*

Government lot and donation land claim numbers must be included in the tables below ***only*** *if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Unnamed Spring July 13, 1959	**3N**	**28E**	**WM**	**30**	**SE NE**	**8200**	**0.4**

Certificate Number or other identifying number: 32597

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
(NOTE: Complete this table ***only*** *if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and* ***clearly label*** *the corresponding well log(s) for each proposed well,* ***or*** *if well log(s) are* ***not*** *available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 32597

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Unnamed Spring	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.4**

Remarks: _____

_____

_____

1st of 2 Supplemental Water Rights for 6th of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 80822

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**80822** Certificate Number	**G-7207** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	 Name of Decree	 Page Number
☐	Permit for which Proof has been Approved	 Permit Number	 Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	 Previous Transfer Number	 Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Madison Ranches, Inc.**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **May 26, 1977**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **A Pit Well (Fish Well)**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 32597 Supplemental Certs. 80823,**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

- Certificate Number or other identifying number: **80822**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**970 ft S & 1950 ft W from NE Corner Section 30**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Pit Well (Fish Well)	**4 ft**	**4 ft concrete Tiles**	**20 ft + 600 ft of 12 in leach line**	**Last 4 ft is 4 dia tile with 4 in opening**	**16 ft**	**2 ft Start of Irr. Season dry by July 1st**	**16 ft**	**4 ft steel lid**	**20 ft**

Certificate Number or other identifying number: 80822

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**SE NE**	**8200**	**0.4**

Certificate Number or other identifying number: 80822

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 80822

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.4**

Remarks: _____

_____

2nd of 2 Supplemental Water Rights for 6th of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 80823

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**80823** Certificate Number	**G-7615** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Madison Ranches, Inc.**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **June 14, 1977**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **A Pit Well (Fish Well)**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 32597 Supplemental Certs. 80822,**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

- Certificate Number or other identifying number: **80823**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**970 ft S & 1950 ft W from NE Corner Section 30**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Pit Well (Fish Well)	**4 ft**	**4 ft concrete Tiles**	**20 ft + 600 ft of 12 in leach line**	**Last 4 ft is 4 dia tile with 4 in opening**	**16 ft**	**2 ft Start of Irr. Season dry by July 1st**	**16 ft**	**4 ft steel lid**	**20 ft**

Certificate Number or other identifying number: 80823

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**SE NE**	**8200**	**0.4**

Certificate Number or other identifying number: 80823

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 80823

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.4**

Remarks: _____

_____

ANDERSON ENGINEERING
& SURVEYING, INC.
P.O. Box 28
17681 Hwy. 395
Lakeview, OR 97630
(541) 947-4407 FAX 947-2321

JOB Anderson 2007-027
SHEET NO. _____ OF _____
CALCULATED BY _____ DATE _____
CHECKED BY _____ DATE _____
SCALE _____

CERTIFICATE
35783

No Change in Diversion

SECTION 19

FROM SW NE 3.9 + 2.8 1.4
NW NE - 4.1 4°
NE NW 6.0 + 2.6
SE NW 6.1

TOTAL 30 9/

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SALEM OREGON

TO

SECTION 19
SE NE - 3.9 + 10 2/ + 5 4/
NE NE 0.1
NE NW 1.0 + 2.6

Sec 17
SW SW 0 5/

SECTION 18
SE SE 2.9

S 20
SW NW 4.3

30 9/
TOTAL

PRODUCT 204-1 (Single Sheets) 205-1 (Padded)

Oregon
Theodore R. Kulongoski, Governor

Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1271
503-986-0900
FAX 503-986-0904

Notice of Application for Water Right Transfer, Temporary Transfer, or Permit Amendment 02/27/2007

The Department seeks comment on the recently-filed application listed below. Any person may comment on the application. Comments must be received by the Department within 30 days of the date of this notice.

County:	UMATILLA
Transfer:	10320
Water Right:	CERT 25901,32597,28737,64236,64238,60951,35811 CERT 35783,60952, PERMIT S51017
Priority Date:	1908,1959,1957,1977,1990,1917,1956,1964, 1869,1880
Name:	SCOTT MADISON
Address:	75512 HIGHWAY 207; ECHO OR 97826
Change:	POU/POA
Source:	FIVE MILE CR/UNNAMED SP/SOUTH AND NORTH SP WELLS/COLUMIBA RIVER/BUTTER CREEK
Authorized POA:	T3N R28E 19,30 T4N R25E 2
Proposed POA:	T3N R28E 19
Authorized POU:	T3N R28E 18,19,30
Proposed POU:	T3N R28E 17,18,19,20

The holder of a water right may apply to permanently change an existing water use subject to transfer. A transfer application may involve any of the following changes: Point of diversion or appropriation (POD; POA); Additional point of diversion or appropriation (APOD; APOA); Historic POD (HIST); Place of use (POU); Character of use (USE); Instream (ISWR); Substitution (SUB); or Exchange (EXCH).

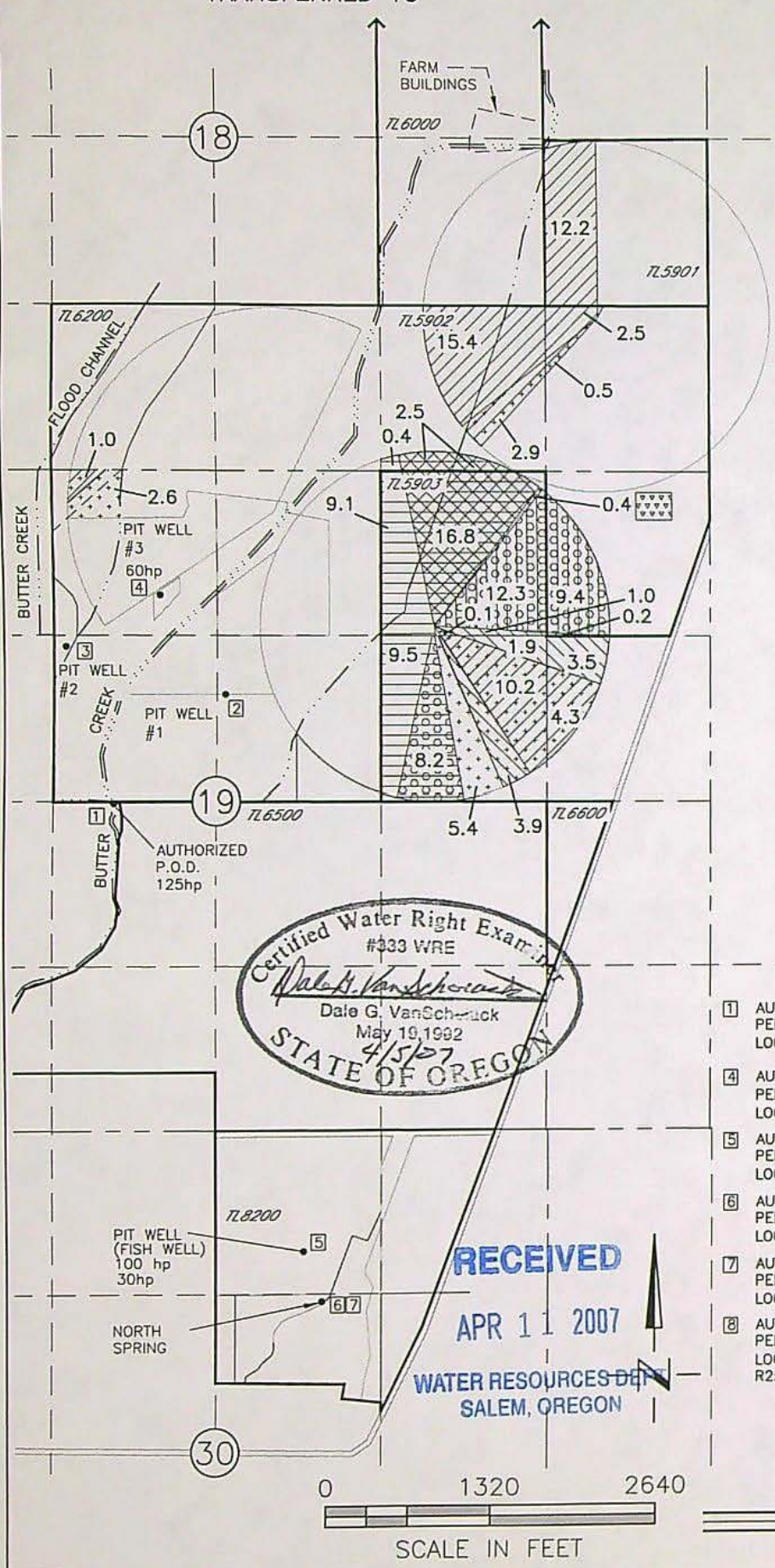
The holder of a water right subject to transfer may request to temporarily change the place of use of the water for up to 5 years and, if necessary to convey the water, to temporarily change the point of diversion or appropriation.

The holder of a water right permit may apply to change a point of diversion (POD) or appropriation (POA) or to change the place of use (POU).

Any person who provides comments within the comment period will receive a copy of the Department's preliminary determination of whether the application should be approved or rejected after the Department has completed a review of the application and will be provided an opportunity to protest the application and preliminary determination at that time. The Director may presume that the transfer would be allowed by, and compatible with comprehensive plans unless an affected local government informs the Director otherwise within 30 days of this notice. Comments should be sent to the Transfers Section at the Department's Salem office.

SCOTT MADISON
APPLICATION MAP
T3N, R28E WM

ACREAGE WATER IS BEING TRANSFERRED TO



LEGEND

REFERENCE TO APPLICATION	PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 64238, 64236 AND PERMIT 51017
1ST OF 6 PRIMARY WATER RIGHTS	PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 64238, 64236, 28737 AND PERMIT 51017
	PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 64238, 64236, 32597 AND PERMIT 51017
2ND OF 6 TPRIMARY WATER RIGHTS	PRIMARY CERT 60951 SUPPLEMENTAL CERTS 35811, 35783 AND PERMIT 51017
	PRIMARY CERT 60951 BUTTER CREEK SUPPLEMENTAL PERMIT 51017
3RD OF 6 PRIMARY WATER RIGHTS	PRIMARY CERT 60952 BUTTER CREEK SUPPLEMENTAL PERMITS 51017 AND 46499
	PRIMARY CERT 60952 BUTTER CREEK SUPPLEMENTAL CERTS 35811 AND 35783, PERMITS 51017 AND 46499
4TH OF 6 PRIMARY WATER RIGHTS	PRIMARY CERT 35811 SUPPLEMENTAL CERT 35783 AND PERMIT 51017
5TH OF 6 PRIMARY WATER RIGHTS	PRIMARY CERT 28737 SUPPLEMENTAL CERTS 64238, 64236 AND PERMIT 51017
6TH OF 6 PRIMARY WATER RIGHTS	PRIMARY CERT 32597 SUPPLEMENTAL CERTS 64238 AND 64236

Certified Water Right Examiner
#333 WRE
Dale G. VanScheuck
May 19,1992
4/5/07
STATE OF OREGON

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SALEM, OREGON

[1] AUTHORIZED P.O.D.
PERMIT 3694 CERT 60951 AND CERT 60952 & PERMIT 46499
LOCATED 10'S AND 1800'E FROM THE W 1/4 COR OF SECTION 19

[4] AUTHORIZED P.O.A.
PERMIT G-2597 CERT 35783 PIT WELL #3
LOCATED 1670'N AND 2160'E FROM THE W 1/4 COR OF SECTION 19

[5] AUTHORIZED P.O.A.
PERMITS G-7207 CERT 64236 AND G-7615 CERT 64238 FISH WELL
LOCATED 970'S AND 1950'W FROM THE NE COR OF SECTION 30

[6] AUTHORIZED P.O.D.
PERMIT 25159 CERT 28737 NORTH SPRING
LOCATED SW 1/4, NE 1/4 SECTION 30

[7] AUTHORIZED P.O.D.
PERMIT 26265 CERT 32597 UNNAMED SPRING
LOCATED 1370'S AND 1800' W FROM THE NE COR SEC 30

[8] AUTHORIZED P.O.D.
PERMIT 51017 COLUMBIA RIVER
LOCATED 150'S AND 2990'W FROM THE NE COR SEC 2, T4N, R25E 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.

SCM Consultants, Inc.
A Tetra Tech Company

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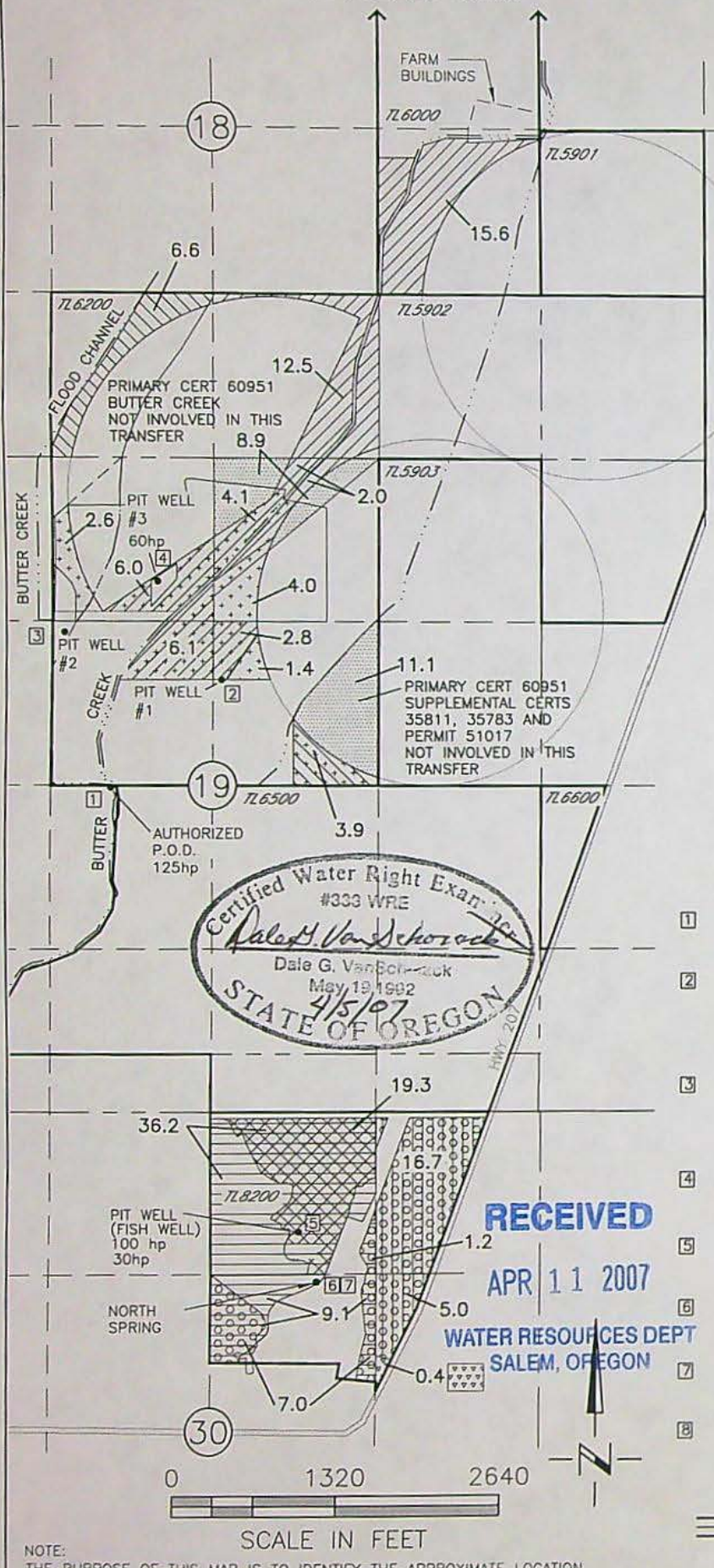
SCOTT MADISON APPLICATION MAP
T3N, R28E WM

ACREAGE WATER IS BEING TRANSFERRED FROM



Certified Water Right Examiner
#333 WRE
Dale G. VanSchoorack
May 19, 1992
4/5/07
STATE OF OREGON

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APR 11 2007
WATER RESOURCES DEPT
SALEM, OREGON

LEGEND

REFERENCE TO APPLICATION	PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 64238, 64236 AND PERMIT 51017
1ST OF 6 PRIMARY WATER RIGHTS	PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 64238, 64236, 28737 AND PERMIT 51017
	PRIMARY CERT 25901 FIVE MILE CREEK SUPPLEMENTAL CERTS 64238, 64236, 32597 AND PERMIT 51017
2ND OF 6 TPRIMARY WATER RIGHTS	PRIMARY CERT 60951 BUTTER CREEK SUPPLEMENTAL PERMIT 51017
	PRIMARY CERT 60951 SUPPLEMENTAL CERTS 35811, 35783 AND PERMIT 51017
3RD OF 6 PRIMARY WATER RIGHTS	PRIMARY CERT 60952 BUTTER CREEK SUPPLEMENTAL PERMITS 51017 AND 46499
	PRIMARY CERT 60952 BUTTER CREEK SUPPLEMENTAL CERTS 35811, 35783 AND PERMITS 51017, 46499
4TH OF 6 PRIMARY WATER RIGHTS	PRIMARY CERT 35811 SUPPLEMENTAL CERT 35783 AND PERMIT 51017
5TH OF 6 PRIMARY WATER RIGHTS	PRIMARY CERT 28737 SUPPLEMENTAL CERTS 64238, 64236 AND PERMIT 51017
6TH OF 6 PRIMARY WATER RIGHTS	PRIMARY CERT 32597 SUPPLEMENTAL CERTS 64238 AND 64236

[1] AUTHORIZED P.O.D.
PERMIT 3694 CERT 60951 AND CERT 60952 & PERMIT 46499
LOCATED 10'S AND 1800'E FROM THE W 1/4 COR OF SECTION 19

[2] AUTHORIZED P.O.A.
PERMIT G-438 CERT 35811 PIT WELL #1 (TO BE TRANSFERRED TO PIT WELL #3)
LOCATED 850'N AND 1370'E FROM THE SW COR, SE 1/4, NW 1/4 OF SECTION 19

[3] AUTHORIZED P.O.A.
PERMIT G-438 CERT 35811 PIT WELL #2 (NO LONGER EXISTS) (TO BE TRANSFERRED TO PIT WELL #3)
LOCATED 1240'N AND 100'E FROM THE SW COR, SE 1/4, NW 1/4 OF SECTION 19

[4] AUTHORIZED P.O.A.
PERMIT G-2597 CERT 35783 PIT WELL #3
LOCATED 1670'N AND 2160'E FROM THE W 1/4 COR OF SECTION 19

[5] AUTHORIZED P.O.A.
PERMITS G-7207 CERT 64236 AND G-7615 CERT 64238 FISH WELL
LOCATED 970'S AND 1950'W FROM THE NE COR OF SECTION 30

[6] AUTHORIZED P.O.D.
PERMIT 25159 CERT 28737 NORTH SPRING
LOCATED SW 1/4, NE 1/4 SECTION 30

[7] AUTHORIZED P.O.D.
PERMIT 26265 CERT 32597 UNNAMED SPRING
LOCATED 1370'S AND 1800' W FROM THE NE COR SEC 30

[8] AUTHORIZED P.O.D.
PERMIT 51017 COLUMBIA RIVER
LOCATED 150'S AND 2990'W FROM THE NE COR SEC 2, T4N, R25E 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.

SCM Consultants, Inc.
A Tetra Tech Company

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WILLIAM I. PORFILY
P.O. Box 643
Stanfield, OR 97875
(541) 449-1327
(541)561-7259 Cell
bporfily@my180.net

February 9, 2007 185

Dorothy Pedersen
Oregon Water Resources Dept.
725 Summer St. NE, Ste. A
Salem, OR 97301-2430

RE: Scott Madison Permanent Transfer Application

Dear Dorothy,

Enclosed are the original and a copy of Scott Madison Water Right Transfer Application, Map, Receipts Authority Request, Lot Book Report, Consent to Transfer Affidavit, and Transfer Affidavit (notice of transfer). The copy is for the Receipt Authority Contractor as; there is some text in the transfer that is in color to note special items.

The intent of this transfer application is to make permanent the five year Temporary Transfer T-9644 approved for Scott on May 9, 2005, as authorized in Special Order Volume 64 Page 435. If a copy of the order for approving T-9644 was provided to the Receipts Authority Contractor it would cut down the effort required to process this request as, the application intent is the same as the temporary transfer. Extra time was spent on the map and application clarifying some of the water rights being transferred from that which was submitted with the 2005 temporary transfer.

If you have any question or concerns about the transfer please contact me at (541) 449-1327.

Sincerely

William I Porfily

Enclosure:

Cc: Scott Madison, 75512 Hwy 207, Echo, OR 97826
Nellie Madison, 28647 Madison Rd., Echo, OR 97826

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FEB 14 2007
WATER RESOURCES DEPT
SALEM, OREGON

T 10320

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

Application for Water Right
Transfer

Please type or print legibly in dark ink. If your application is incomplete or inaccurate, we will return it to you. If any requested information does not apply to your application, insert "N/A" to indicate "Not Applicable." As you complete this form, please refer to notes and guidance included on the application. A summary of review criteria and procedures that are generally applicable to these applications is available at www.wrd.state.or.us/OWRD/PUBS/forms.shtml.

1. TYPE OF TRANSFER APPLICATION

Please check one

- ☒ Permanent Transfer
- ☐ Temporary Transfer
  - total number of years: _____
  - (begin year: _____)
  - (end year: _____)
- ☐ Instream Transfer
  - ☐ Permanent
  - ☐ Time-Limited
- ☐ Drought Transfer
- ☐ Other

2. APPLICANT INFORMATION

Name: **Scott** (First) **Madison** (Last)

Address: **75512 Highway 207**

Echo, (City) **OR** (State) **97826** (Zip)

Phone: **(541)376-8214** (Home) _____ (Work) **(541)379-2209 Cell** (Other)

Fax: _____ E-Mail address: _____

3. AGENT INFORMATION

(The agent listed is authorized to represent the applicant in all matters relating to this transfer application.)

Name: **William I. Porfily** (First) (Last)

Address: **P.O. Box 643**

Stanfield (City) **OR** (State) **97875** (Zip)

Phone: _____ (Home) **(541)449-1327** (Work) **(541)-561-7259** (Other)

Fax: **(541)449-1327** E-Mail address: **bporfily@my180.net**

- If an agent is listed above, please check ***one*** of the following:
  - ☐ Please send all correspondence to Agent. Send *copies* of correspondence to Applicant; ***or***
  - ☒ Please send all correspondence to Applicant. Send *copies* of correspondence to Agent.

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FEB 14 2007
WATER RESOURCES DEPT
SALEM, OREGON

T 10320

4. PROPOSED CHANGE(S) TO WATER RIGHT(S)

- List **all** water rights to be affected by this transfer. Indicate the certificate, permit, decree or other identifying number(s) in the table below: *(Attach additional pages as necessary.)*

	Application / Decree	Permit / Previous Transfer	Certificate
1.	**John Day River Decree**	**(Five Mile Creek)**	**25901**
2.		**3694**	**60951**
3.	**Butter Creek Decree**		**60952**
4.		**G-438**	**35811**
5.		**25159**	**28737**
6.		**26265**	**32597**

- Check **all** proposed change(s) included in this transfer application:

XX Place of Use ☐ Point of Diversion ☐ Additional Point of Diversion

☐ Character of Use **XX** Point of Appropriation ☐ Additional Point of Appropriation

☐ Instream Transfer ☐ Surface Water source to Ground Water source

- Reason(s) for change(s): **I currently have these water rights involved in a 5 year temporary transfer, T-9644. This application is for a permanent transfer of the same use as is authorized under transfer T-9644**

5. WATER DELIVERY SYSTEM

- Describe the ***current*** water delivery system ***or*** the system that ***was in place*** at some time *within the last 5 years*. Include information on the pumps, canals, pipelines and sprinklers used to divert, convey and apply the water at the authorized place of use. If the transfer involves multiple rights that have independent systems, describe each system separately.

The description must be sufficient to demonstrate that the full quantity of water to be transferred can be conveyed from the authorized source and applied at the authorized location and that the applicant is ready, willing, and able to exercise the right.

Please refer to Irrigation System Map included with this application

- System capacity: **12.1** cubic feet per second (cfs). If the transfer involves multiple rights that have independent systems, describe the capacity for each system separately.

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6. EVIDENCE OF BENEFICIAL WATER USE

- Attach one or more **Evidence of Use Affidavits** (Supplemental Form B) demonstrating that each of the right(s) involved in the transfer have been exercised in the last five years in accordance with the terms and conditions of the right or that a presumption of forfeiture for non-use could be rebutted. The Evidence of Use Affidavit(s) **must include supporting documentation** such as the following:

  - Copies of receipts from sales of irrigated crops or for expenditures relating to use of water;
  - Records such as Farm Service Agency crop reports, irrigation district records, an NRCS farm management plan, or records of other water suppliers;
  - Dated aerial photographs of the lands or other photographs containing sufficient detail to establish location and date of the photograph; ***or***
  - If the right has **not** been used during the past five years, documentation that the presumption of forfeiture would be rebutted under ORS 540.610(2).

7. AFFECTED DISTRICTS AND LOCAL GOVERNMENTS

- Are any of the water rights proposed for transfer located within or served by an irrigation or other water district? ☒ Yes ☐ No **Supplemental Permit 51017 is delivered to my farm though the Columbia Improvement District System out side of the District Boundaries**

- Will any of the water rights be located within or served by an irrigation or other water district after the proposed transfer? ☒ Yes ☐ No **Supplemental Permit 51017 is delivered to my farm though the Columbia Improvement District System out side of the District Boundaries**

- Is 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? ☐ Yes ☒ No

  *If "**Yes**", for any of the above, list the name and mailing address of the district, agency and/or entity:*

  Columbia Improvement District , P.O. Box 47, Boardman, OR 97818

- List the name and mailing address of all affected local governments (e.g., county, city, municipal corporation, and tribal governments within whose jurisdiction the rights are located).

  Umatilla County, 216 SE 4th, Pendleton, OR 97801

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8. LAND OWNERSHIP

- Does the applicant own the lands **FROM** which the right is being transferred? ☐ Yes ☒ No

*If "**No**", provide the following information. **For Temporary Transfers**, also include a **notarized statement granting consent** to the transfer from **each** of the landowners:*

Names of Current Landowner(s): **Nellie** (First) **Madison*** (Last)

Address: **28647 Madison Rd.**

Echo, (City) **OR** (State) **97826** (Zip)

***Nellie Madison owns only a portion of the area of water rights being transferred with this transfer.**

Does the applicant own the lands **TO** which the right is being transferred?

☒ Yes ☐ No ☐ N/A - *NOT APPLICABLE TO INSTREAM TRANSFERS*

*If "**No**", provide the following information:*

Names of Receiving Landowner(s): _____ (First) _____ (Last)

Address: _____

_____ (City) _____ (State) _____ (Zip)

- Check ***one*** of the following:

☐ The receiving landowner will be responsible for completion of the proposed changes after the final order is issued. All notices and correspondence should be sent to this landowner.

☒ The applicant will remain responsible for completion of changes. Notices and correspondence should continue to be sent to the applicant and applicant's agent.

☐ N/A. *(Not applicable. Application is for an Instream Water Right Transfer.)*

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9. ATTACHMENTS

Check each of the following attachments included with this application.
The application will be returned if all required attachments are not included.

Supplemental Form A –
Description of Proposed Change(s) to a Water Right

☒ A **separate** Supplemental Form A is enclosed for **each** water right to be affected by this transfer.

Supplemental Form B –
Evidence of Use Affidavit(s)

☒ At least one Evidence of Use Affidavit documenting that the right has been used during the last five years or that the right is not subject to forfeiture under ORS 540.610 is attached. The affidavit provided must be the original (not a copy), **and**

☒ The Evidence of Use Affidavit **must** be accompanied by **supporting documentation.**

Map

☒ *Water Right Transfer*
The map must be prepared by a Certified Water Right Examiner and meet the requirements of OAR 690-380-3100 unless a waiver has been granted. The map provided must be the original, not a copy.

☐ *Temporary Transfer or Historical POD Change*
A map meeting the requirements of OAR 690-380-3100 must be included but need **not** be prepared by a Certified Water Right Examiner.

Water Well Report(s)/Well Log(s):

☐ The application is for a change in point of appropriation or change from surface water to ground water and copies of all water well reports are attached.

☐ Water well reports are not available and a description of construction details including well depth, static water level, and information necessary to establish the ground water body developed or proposed to be developed is attached.

☒ N/A. The application does **not** involve a change in point of appropriation or a change from surface water to ground water, so water well reports are **not** required.)

Land Use Information Form:

☐ Enclosed; ***or***

☒ Not Required if **all** of the following are met:
1. In EFU zone or irrigation district,
2. Change in place of use only,
3. No structural changes needed, including diversion works, delivery facilities, other structures, ***and***
4. Irrigation only.

Fees:

☒ Amount enclosed: $ **1050**
See the Department's Fee Schedule at www.wrd.state.or.us or call (503) 986-0900.

Instream Water Right Transfers, also include:

Supplemental Form C –
Instream Water Right Transfer

☐ Complete this form to describe the desired nature and attributes for the proposed instream water right.

Temporary Transfers, also include:

Recorded Deed:

☐ The applicant must submit a copy of the current deed of record for the land **from** which the authorized place of use or point of diversion/appropriation is being moved.

Affidavit of Consent:

☐ If the applicant is **NOT** the owner of record for the land **from** which the authorized place of use or point of diversion/appropriation is being moved, a notarized statement from the actual owner of record consenting to the proposed transfer must be submitted.

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Before submitting your application to the Department, be sure you have:

- Answered each question completely.
- Included all the required attachments.
- Provided original signatures for **all** named deed holders, or other parties, with an interest in the water right.
- Included a check payable to the Oregon Water Resources Department for the appropriate amount.

10. SIGNATURES

- **Check *one* of the following, as appropriate, and sign the application in the signature box below:**

☒ In accordance with OAR 690-380-3000(13)(a), **I (we) understand that prior to Department approval of a permanent transfer and upon my receipt of a draft Preliminary Determination for the proposed transfer, I (we) will be required *[pursuant to OAR 690-380-4010(5)]* to provide the following landownership information and evidence demonstrating that I (we) are authorized to pursue the transfer:**

(a) A **report of ownership and lien information** that has been prepared by a title company *within the last three months;*

(b) A **copy of written notification** of the proposed transfer provided by the applicant to **all lien holders** on the subject lands unless the report of ownership and lien information shows that a water right conveyance agreement has been recorded for the subject lands. *If a water right conveyance agreement has been recorded for the subject lands, **a copy of the agreement and identification of the owner of the lands at the time the agreement was recorded** must be submitted*; **and**

(c) If the landowner identified in the report of ownership and lien information is **not** the applicant, a **notarized statement consenting to the transfer** *(attached)* signed by the landowner identified in the report or an authorized representative of the entity to whom the interest in the water right has been conveyed as identified in a water right conveyance agreement or other documentation demonstrating that the applicant is authorized to pursue the transfer in the absence of the consent of the landowner.

☐ **I (we) affirm that the applicant is a municipality, as defined in ORS 540.510(3)(b), and that the right is in the name of the municipality or a predecessor.** Therefore, pursuant to OAR 690-380-3000(13)(b), the applicant is **NOT** required to provide the above described report of ownership and lien information.

☐ **I (we) affirm that the applicant is an entity with the authority to condemn property and is acquiring the property to which the water right proposed for transfer is appurtenant by condemnation.** Documentation is provided with this application supporting this statement. Therefore, pursuant to OAR 690-380-3000(13)(c), the applicant is **NOT** required to provide the above described report of ownership and lien information. *(NOTE: Such an entity may only apply for a transfer under this subsection if it has filed a condemnation action to acquire the property.)*

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

applicant signature	Scott Madison name (print)	2-8-07 date
applicant signature	Mary Madison name (print)	2-8-07 date

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1st of 6 Primary Water Rights

Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **25901**

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**25901** Certificate Number	**John Day River Decree** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **A.B Thompson, owner and Bert Pullor owner of Contract to purchase.**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Irrigation**
- Priority Date(s): **1908**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Five Mile Creek**

  Tributary to: **John Day River**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Certs. 32597, 28737, 64236, , Permit 51017**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **25901**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Five Mile Creek 1908							**No Diversion was describe in the Cert.**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth

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Certificate Number or other identifying number: 25901

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Five Mile Creek 1908	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**(36.2 + 1.2) 37.4**
Five Mile Creek 1908	**3N**	**28E**	**WM**	**30**	**SW NE**	**8200**	**9.1**
						Total	**46.5**

Certificate Number or other identifying number: 25901

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

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*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 25901

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Five Mile Creek	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**(2.4+0.4) 2.9**
Five Mile Creek	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**(9.1+16.8) 25.9**
Five Mile Creek	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**(9.5+8.2) 17.7**
Five Mile Creek						**Total**	**46.5**

Remarks: _____

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1st of 5 Supplemental Water Rights for
1st of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 32597

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**32597** Certificate Number	**26265** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Gaylord M. Madison**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **July 13, 1959**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Unnamed Spring**

Tributary to: **Butter Creek**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 25901 Supplemental Certs. 28737, 64236, 64238, Permit 51017**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **32597**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Unnamed Spring July 13, 1959	**3N**	**28E**	**WM**	**30**	**SW NE**	**8200**	**1370 ft S & 1800 ft W from NE Corner Section 30**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: 32597

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Unnamed Spring July 13, 1959	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**19.3**

Certificate Number or other identifying number: 32597

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

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Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 25901

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Unnamed Spring	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**2.5**
Unnamed Spring	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**16.8**
						Total	**19.3**

Remarks: _____

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2nd of 5 Supplemental Water Rights for 1st of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **28737** _____

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**28737** Certificate Number	**25159** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Gaylord M. Madison**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **September 30, 1957**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Unnamed Spring**

Tributary to: **Butter Creek**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 25901 Supplemental Certs. 32597, 64236, 64238, Permit 51017**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **28737**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Unnamed Spring September 30, 1957	**3N**	**28E**	**WM**	**30**	**SW NE & NW SE**	**8200**	**None listed on Certificate**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: 28737

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Unnamed Spring Sept. 30,1957	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**1.2**
Unnamed Spring Sept. 30,1957	**3N**	**28E**	**WM**	**30**	**SW NE**	**8200**	**7.0**
						Total	**8.2**

Certificate Number or other identifying number: 28737

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

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Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 28737

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Unnamed Spring	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**8.2**

Remarks: _____

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3rd of 5 Supplemental Water Rights for 1st of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **64236** _____

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**64236** Certificate Number	**G-7207** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Madison Ranches, Inc.**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **May 26, 1977**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **A Pit Well (Fish Well)**

Tributary to: **Butter Creek**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 25901 Supplemental Certs. 32597, 28737, 64238, Permit 51017**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **64236**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer** (i.e., **list only the portion of the water right you propose to transfer.**) Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Pit (Fish) Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**970 ft S & 1950 ft W from NE Corner Section 30**

- Does the water right being transferred involve a ground water source(s)?

  ☒ Yes ☐ No *(Surface water source only.)*

  *If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

  A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  or

  B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Pit Well (Fish Well)	4 ft	4 ft concrete Tiles	20 ft + 600 ft of 12 in leach line	Last 4 ft is 4 dia tile with 4 in opening	16 ft	2 ft Start of Irr. Season dry by July 1st	16 ft	4 ft steel lid	20 ft

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Certificate Number or other identifying number: 64236

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**(36.2 + 1.2)37.4**
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**SW NE**	**8200**	**9.1**
						Total	**46.5**

Certificate Number or other identifying number: 64236

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

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*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 64236

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**(2.5 + 0.4)2.9**
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**(9.1+ 6.8) 25.9**
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**(9.5+8.2)17.7**
						Total	**46.5**

Remarks: _____

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4th of 5 Supplemental Water Rights for 1st of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **64238** _____

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**64238** Certificate Number	**G-7615** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Madison Ranches, Inc.**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **June 14, 1977**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **A Pit Well (Fish Well)**

Tributary to: **Butter Creek**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 25901 Supplemental Certs. 32597, 28737, 64236, Permit 51017**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **64238**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**970 ft S & 1950 ft W from NE Corner Section 30**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Pit Well (Fish Well)	4 ft	4 ft concrete Tiles	20 ft + 600 ft of 12 in leach line	Last 4 ft is 4 dia tile with 4 in opening	16 ft	2 ft Start of Irr. Season dry by July 1st	16 ft	4 ft steel lid	20 ft

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Certificate Number or other identifying number: 64238

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**(36.2 + 1.2) 37.4**
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**SW NE**	**8200**	**9.1**
						Total	**46.5**

Certificate Number or other identifying number: 64238

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

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Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 64238

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**(2.5 + 0.4)2.9**
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**(9.1+ 6.8) 25.9**
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**(9.5+8.2)17.7**
						Total	**46.5**

Remarks: _____

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5th of 5 Supplemental Water Rights for 1st of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **Permit 51017**

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	Certificate Number	**51017** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Kent ans Ahannon K. Madison**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **April 2, 1990**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Columbia River**

Tributary to: **Pacific Ocean**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 25901 Supplemental Certs. 32597, 28737, 64236, 64238**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **Permit 51017**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Columbia River April 2, 1990	**4N**	**25E**	**WM**	**2**	**Lot 7 NE NW**		**150 ft S & 2990 ft W from the NE Corner Section 2**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: Permit 51017

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**(36.2+ 1.2) 37.4**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**30**	**SW NE**	**8200**	**9.1**
						Total	**46.5**

Certificate Number or other identifying number: Permit 51017

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

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Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: **Permit 51017**

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**(2.5=0.4) 2.9**
Columbia River	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**(9.1+16.8) 25.9**
Columbia River	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**17.7**
						Total	**46.5**

Remarks: _____

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2nd of 6 Primary Water Rights

Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **60951** _____

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**60951** Certificate Number	**3694** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Thomas Richards and Sons**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Irrigation**
- Priority Date(s): **May 17, 1917**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Butter Creek**

Tributary to: **Umatilla River**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Supplemental Certs. 35811, 35783, & Permit 51017**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **60951**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Butter Creek May 17, 1917	**3N**	**25E***	**W M**	**19**	**NE SW**	**6200**	**10 ft S & 1800 ft E from the W ¼ coner Section 19**

*** The Certificate reads 25 E, It should read 28E**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: 25901

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Butter Creek May 17, 1917	**3N**	**28E**	**WM**	**18**	**SE SW**	**6200**	**6.6**
Butter Creek May 17, 1917	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**3.9**
						Total	**10.5**

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Certificate Number or other identifying number: 60951

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

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*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 60951

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Butter Creek	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**1.0**
Butter Creek	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**3.9**
Butter Creek	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**1.9**
Butter Creek	**3N**	**28E**	**WM**	**20**	**NW NW**	**5903**	**0.2**
Butter Creek	**3N**	**28E**	**WM**	**20**	**SW NW**	**5903**	**3.5**
						Total	**10.5**

Remarks: _____

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1st of 3 Supplemental Water Rights for 2nd of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **35811** _____

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☒ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**35811** Certificate Number	**G-438** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Fred Davis and Tresa Davis**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **November 21, 1956**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Two Pit Wells**

Tributary to: **Butter Creek**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 60951 Supplemental Certs. 35783, & Permit 51017**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **35811**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**#1 Pit Well Nov. 21, 1956**	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**850 ft N & 1370 ft E from SW Corner of SE ¼ NW ¼ Section 19**
N/A	**#2 Pit Well Nov. 21, 1956**	**3N**	**28E**	**WM**	**19**	**SE NE**	**6200**	**1240 ft N & 100 ft E from SW Corner of SE ¼ NW ¼ Section 19**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
#1 Pit Well	60 ft x 40 ft x 20 ft deep Pit	N/A	N/A	N/A	N/A	16 ft	16 ft	N/A	20 ft
#2 Pit Well	This Pit Well caved in many years ago and was constructed similar to #1								

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Certificate Number or other identifying number: 35811

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#1 & #2 Pit Well Nov. 21, 1956	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**3.9**

Certificate Number or other identifying number: 35811

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
#3 Pit Well*	**3N**	**28E**	**WM**	**19**	**NW NW**	**6200**	**1670 ft N & 2160 ft E from W ¼ Corner Section 19**

***Pit Wells #1 &#2 are less than 1320 ft from Pit Well #3**

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

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*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Yes	**Pit Well #3 No Well Log**	**60 ft x 40 ft x 20 ft deep pit**	**N/A**	**N/A**	**N/A**	**N/A**	**16 ft**	**16 ft**	**N/A**	**20 ft**

Certificate Number or other identifying number: 35811

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**3.9**

Remarks: _____

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2nd of 3 Supplemental Water Rights for 2nd of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 35783

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will not be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old *and* new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will not be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach *Supplemental Form C*) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**35783** Certificate Number	**G-2597** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Fred E. Davis**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **November 24, 1964**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: #3 **Pit Well**

Tributary to: **Butter Creek**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 60951 Supplemental Certs. 35811, & Permit 51017**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **35783**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**#3 Pit Well Nov. 24, 1964**	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**1670 ft N & 2160 ft E from W ¼ Corner of Section 19**

- Does the water right being transferred involve a ground water source(s)?

  ☒ Yes ☐ No *(Surface water source only.)*

  *If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

  *A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  or

  *B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
#3 Pit Well	**60 ft x 40 ft x 20 ft deep pit**	**N/A**	**N/A**	**N/A**	**N/A**	**16 ft**	**16 ft**	**N/A**	**20 ft**

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Certificate Number or other identifying number: 35783

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well Nov. 24, 1964	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**3.9**

Certificate Number or other identifying number: 35783

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

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Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 35783

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**3.9**

Remarks: _____

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3rd of 3 Supplemental Water Rights
2nd of 6 Primary Water Rights
Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **Permit 51017**

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right		**51017**
		Certificate Number	Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right		
		Name of Decree	Page Number
☐	Permit for which Proof has been Approved		
		Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed		
		Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Kent R. and Shannon K. Madison**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **April 2, 1990**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Columbia River**

Tributary to: **Pacific Ocean**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 60951 Supplemental Certs. 35811, & Cert. 35783**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **Permit 51017**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer** (i.e., **list only the portion of the water right you propose to transfer.**) Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**Columbia River April 2, 1990**	**4N**	**25E**	**WM**	**2**	**Lot 7 NE NW**		**150 ft S & 2990 ft W from NE Corner Section 2**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: Permit 51017

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**18**	**SE SW**	**6200**	**6.6**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**3.9**
						Total	**10.5**

Certificate Number or other identifying number: Permit 51017

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

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Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: Permit 51017

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**1.0**
Columbia River	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**3.9**
Columbia River	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**1.9**
Columbia River	**3N**	**28E**	**WM**	**20**	**NW NW**	**5903**	**0.2**
Columbia River	**3N**	**28E**	**WM**	**20**	**SW NW**	**5903**	**3.5**
						Total	**10.5**

Remarks: _____

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3rd of 6 Primary Water Rights

Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **Permit 60952**

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**60952** Certificate Number	Butter Creek Decree Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	 Name of Decree	 Page Number
☐	Permit for which Proof has been Approved	 Permit Number	 Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	 Previous Transfer Number	 Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Caroline E. Rogers**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Irrigation**
- Priority Date(s): **1869 & 1880**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Butter Creek**

  Tributary to: **Umatilla River**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Supplemental Certs. 35811, Cert. 35783 & Permits 51017 & 46499**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **60952**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer** (i.e., **list only the portion of the water right you propose to transfer.**) Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**Butter Creek 1869 & 1880**	**3N**	**28E**	**WM**	**19**	**NE SW**		**10 ft S & 1800 ft E from the W ¼ Corner Section 19**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: 60952

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Butter Creek 1869 & 1880	**3N**	**28E**	**WM**	**18**	**NE SE**	**6000**	**15.6**
Butter Creek 1869 & 1880	**3N**	**28E**	**WM**	**18**	**SW SE**	**6200**	**12.5**
Butter Creek 1869 & 1880	**3N**	**28E**	**WM**	**19**	**NW NE**	**6200**	**(4.1 + 2.0) 6.1**
Butter Creek 1869 & 1880	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**2.8**
Butter Creek 1869 & 1880	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**6.0**
Butter Creek 1869 & 1880	**3N**	**28E**	**WM**	**19**	**SE NW**	**6200**	**6.1**
						Total	**49.1**

Certificate Number or other identifying number: 60952

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

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*If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 60952

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Butter Creek	**3N**	**28E**	**WM**	**17**	**NW SW**	**5901**	**12.2**
Butter Creek	**3N**	**28E**	**WM**	**17**	**SW SW**	**5902**	**(2.5+ 0.5) 3.0**
Butter Creek	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**(15.4 +2.9) 18.3**
Butter Creek	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.1**
Butter Creek	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**10.2**
Butter Creek	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**1.0**
Butter Creek	**3N**	**28E**	**WM**	**20**	**SW NW**	**5903**	**4.3**
						Total	**49.1**

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Remarks: _____

1st of 4 Supplemental Water Rights for 3rd of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **35811**

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☒ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**35811** Certificate Number	**G-438** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Fred Davis and Tresa Davis**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **November 21, 1956**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Two Pit Wells**

Tributary to: **Butter Creek**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 60952 Supplemental Certs. 35783, Permits 51017 & 6499**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **35811**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**#1 Pit Well Nov. 21, 1956**	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**850 ft N & 1370 ft E from SW orner of SE ¼ NW ¼ Section 19**
N/A	**#2 Pit Well Nov. 21, 1956**	**3N**	**28E**	**WM**	**19**	**SE NE**	**6200**	**1240 ft N & 100 ft E from SW orner of SE ¼ NW ¼ Section 19**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
#1 Pit Well	60 ft x 40 ft x 20 ft deep pit	N/A	N/A	N/A	N/A	16 ft	16 ft	N/A	20 ft
#2 Pit Well	This Pit Well was abandon many years ago and was constructed similar to #1								

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Certificate Number or other identifying number: 35811

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#1 & #2 Pit Well Nov. 21, 1956	**3N**	**28E**	**WM**	**19**	**NW NE**	**6200**	**4.1**
#1 & #2 Pit Well Nov. 21, 1956	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**2.8**
#1 & #2 Pit Well Nov. 21, 1956	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**6.0**
#1 & #2 Pit Well Nov. 21, 1956	**3N**	**28E**	**WM**	**19**	**SE NW**	**6200**	**6.1**
						Total	**19.0**

Certificate Number or other identifying number: 35811

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
#3 Pit Well*	**3N**	**28E**	**WM**	**19**	**NW NW**	**6200**	**1670 ft N & 2160 ft E from W ¼ Corner Section 19**

***Pit Wells #1 &#2 are less than 1320 ft from Pit Well #3**

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

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*If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Yes	**Pit Well #3 No Well Log**	**60 ft x 40 ft x 20 ft deep pit**	**N/A**	**N/A**	**N/A**	**N/A**	**16 ft**	**16 ft**	**N/A**	**20 ft**

Certificate Number or other identifying number: 35811

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well	**3N**	**28E**	**WM**	**17**	**SW SW**	**5902**	**0.5**
#3 Pit Well	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**2.9**
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.1**
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**10.2**
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**1.0**
#3 Pit Well	**3N**	**28E**	**WM**	**20**	**SW NW**	**5903**	**4.3**
						Total	**19.0**

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Remarks: _____

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2nd of 4 Supplemental Water Rights for 3rd of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 35783

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will not be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old *and* new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will not be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach *Supplemental Form C*) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**35783** Certificate Number	**G-2597** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Fred E. Davis**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **November 24, 1964**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: #3 **Pit Well**

Tributary to: **Butter Creek**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 60952 Supplemental Certs. 35811, Permits 51017 & 46499**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **35783**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer** (i.e., **list only the portion of the water right you propose to transfer.**) Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**#3 Pit Well Nov. 24, 1964**	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**1670 ft N & 2160 ft E from W ¼ Corner of Section 19**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
#3 Pit Well	**60 ft x 40 ft x 20 ft deep pit**	**N/A**	**N/A**	**N/A**	**N/A**	**16 ft**	**16 ft**	**N/A**	**20 ft**

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Certificate Number or other identifying number: 35783

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well Nov. 24, 1964	**3N**	**28E**	**WM**	**19**	**NW NE**	**6200**	**4.1**
#3 Pit Well Nov. 24, 1964	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**2.8**
#3 Pit Well Nov. 24, 1964	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**6.0**
#3 Pit Well Nov. 24, 1964	**3N**	**28E**	**WM**	**19**	**SE NW**	**6200**	**6.1**
						Total	**19.0**

Certificate Number or other identifying number: 35783

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using*

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the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 35783

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well	**3N**	**28E**	**WM**	**17**	**SW SW**	**5902**	**0.5**
#3 Pit Well	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**2.9**
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.1**
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**10.2**
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**1.0**
#3 Pit Well	**3N**	**28E**	**WM**	**20**	**SW NW**	**5903**	**4.3**
						Total	**19.0**

Remarks: _____

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3rd of 4 Supplemental Water Rights for 3rd of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **Permit 51017**

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right		**51017**
		Certificate Number	Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right		
		Name of Decree	Page Number
☐	Permit for which Proof has been Approved		
		Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed		
		Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Kent R. and Shannon K. Madison**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **April 2, 1990**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Columbia River**

Tributary to: **Pacific Ocean**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 60952 Supplemental Certs. 35811, Cert. 35783 & Permit 46499**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **Permit 51017**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**Columbia River April 2, 1990**	**4N**	**25E**	**WM**	**2**	**Lot 7 NE NW**		**150 ft S & 2990 ft W from NE Corner Section 2**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: Permit 51017

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**18**	**NE SE**	**6000**	**15.6**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**18**	**SW SE**	**6200**	**12.5**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**19**	**NW NE**	**6200**	**(4.1+ 2.0) 6.1**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**2.8**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**6.0**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**19**	**SE NW**	**6200**	**6.1**
						Total	**49.1**

Certificate Number or other identifying number: Permit 51017

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

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*If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: Permit 51017

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River	**3N**	**28E**	**WM**	**17**	**NW SW**	**5901**	**12.2**
Columbia River	**3N**	**28E**	**WM**	**17**	**SW SW**	**5902**	**(2.5+ 0.5) 3.0**
Columbia River	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**(15.4+2.9) 18.3**
Columbia River	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.1**
Columbia River	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**10.2**
Columbia River	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**1.0**
Columbia River	**3N**	**28E**	**WM**	**20**	**SW NW**	**5903**	**4.3**
						Total	**49.1**

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Remarks: _____

4th of 4 Supplemental Water Rights for 3rd of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **Permit 46499**

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right		**46499**
		Certificate Number	Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right		
		Name of Decree	Page Number
☐	Permit for which Proof has been Approved		
		Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed		
		Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **John Madison**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **October 16, 1978**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Butter Creek**

  Tributary to: **Umatilla River**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 60952 Supplemental Certs. 35811, Cert. 35783 & Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **Permit 46499**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**Butter Creek Oct. 16, 1978**	**3N**	**28E**	**WM**	**19**	**NE SW**		**10 ft S & 1800 ft E from W ¼ Corner Section 19**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: Permit 46499

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Butter Creek Oct. 16, 1978	**3N**	**28E**	**WM**	**18**	**NE SE**	**6000**	**15.6**
Butter Creek Oct. 16, 1978	**3N**	**28E**	**WM**	**18**	**SW SE**	**6200**	**12.5**
Butter Creek Oct. 16, 1978	**3N**	**28E**	**WM**	**19**	**NW NE**	**6200**	**(4.1+ 2.0) 6.1**
Butter Creek Oct. 16, 1978	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**2.8**
Butter Creek Oct. 16, 1978	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**6.0**
Butter Creek Oct. 16, 1978	**3N**	**28E**	**WM**	**19**	**SE NW**	**6200**	**6.1**
						Total	**49.1**

Certificate Number or other identifying number: Permit 46499

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

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*If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: Permit 46499

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Butter Creek	**3N**	**28E**	**WM**	**17**	**NW SW**	**5901**	**12.2**
Butter Creek	**3N**	**28E**	**WM**	**17**	**SW SW**	**5902**	**(2.5 + 0.5)3.0**
Butter Creek	**3N**	**28E**	**WM**	**18**	**SE SE**	**5902**	**(15.4+2.9) 18.3**
Butter Creek	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.1**
Butter Creek	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**10.2**
Butter Creek	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**1.0**
Butter Creek	**3N**	**28E**	**WM**	**20**	**SW NW**	**5903**	**4.3**
						Total	**49.1**

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Remarks: _____

4th of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **35811** _____

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☒ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**35811** Certificate Number	**G-438** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Fred Davis and Tresa Davis**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Irrigation**
- Priority Date(s): **November 21, 1956**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Two Pit Wells**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Supplemental Certs. 35783, & Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **35811**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**#1 Pit Well Nov. 21, 1956**	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**850 ft N & 1370 ft E from SW Corner of SE ¼ NW ¼ Section 19**
N/A	**#2 Pit Well Nov. 21, 1956**	**3N**	**28E**	**WM**	**19**	**SE NE**	**6200**	**1240 ft N & 100 ft E from SW Corner of SE ¼ NW ¼ Section 19**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
#1 Pit Well	60 ft x 40 ft x 20 ft deep pit	N/A	N/A	N/A	N/A	16 ft	16 ft	N/A	20 ft
#2 Pit Well	This Pit Well was abandon many years ago and was constructed similar to #1								

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Certificate Number or other identifying number: 35811

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#1 & #2 Pit Well Nov. 21, 1956	**3N**	**28E**	**WM**	**19**	**NW NE**	**6200**	**4.0**
#1 & #2 Pit Well Nov. 21, 1956	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**1.4**
#1 & #2 Pit Well Nov. 21, 1956	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**2.6**
						Total	**8.0**

Certificate Number or other identifying number: 35811

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
#3 Pit Well*	**3N**	**28E**	**WM**	**19**	**NW NW**	**6200**	**1670 ft N & 2160 ft E from W ¼ Corner Section 19**

***Pit Wells #1 & #2 are less than 1320 ft from Pit Well #3**

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

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*If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Yes	**Pit Well #3 No Well Log**	**60 ft x 40 ft x 20 ft deep pit**	**N/A**	**N/A**	**N/A**	**N/A**	**16 ft**	**16 ft**	**N/A**	**20 ft**

Certificate Number or other identifying number: 35811

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**5.4**
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**2.6**
						Total	**8.0**

Remarks: _____

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1st of 2 Supplemental Water Rights for 4th of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **35783** _____

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**35783** Certificate Number	**G-2597** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Fred E. Davis**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **November 24, 1964**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **#3 Pit Well**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 35811, Supplemental & Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **35783**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**#3 Pit Well Nov. 24, 1964**	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**1670 ft N & 2160 ft E from W ¼ Corner of Section 19**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
#3 Pit Well	**60 ft x 40 ft x 20 ft deep pit**	**N/A**	**N/A**	**N/A**	**N/A**	**16 ft**	**16 ft**	**N/A**	**20 ft**

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Certificate Number or other identifying number: 35783

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well Nov. 24, 1964	**3N**	**28E**	**WM**	**19**	**NW NE**	**6200**	**4.0**
#3 Pit Well Nov. 24, 1964	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**1.4**
#3 Pit Well Nov. 24, 1964	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**2.6**
						Total	**8.0**

Certificate Number or other identifying number: 35783

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using*

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the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 35783

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**5.4**
#3 Pit Well	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**2.6**
						Total	**8.0**

Remarks: _____

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2nd of 2 Supplemental Water Rights for 4th of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **Permit 51017**

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	Certificate Number	**51017** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Kent R. and Shannon K. Madison**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **April 2, 1990**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Columbia River**

  Tributary to: **Pacific Ocean**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 35811 Supplemental Cert. 35783**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **Permit 51017**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**Columbia River April 2, 1990**	**4N**	**25E**	**WM**	**2**	**Lot 7 NE NW**		**150 ft S & 2990 ft W from NE Corner Section 2**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: Permit 51017

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**19**	**NW NE**	**6200**	**4.0**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**19**	**SW NE**	**6200**	**1.4**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**2.6**
						Total	**8.0**

Certificate Number or other identifying number: Permit 51017

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

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- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

*If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using*

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the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: Permit 51017

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River	**3N**	**28E**	**WM**	**19**	**SE NE**	**5903**	**5.4**
Columbia River	**3N**	**28E**	**WM**	**19**	**NE NW**	**6200**	**2.6**
						Total	**8.0**

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Remarks: _____

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5th of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 28737

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**28737** Certificate Number	**25159** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Gaylord M. Madison**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation***

  *** This water right is listed as Supplemental for the areas we want to transfer from. Greg Nelson with OWRD found a note in the file from Larry Jebousek past OWRD employee saying that it should be considered Primary Irrigation**

- Priority Date(s): **September 30, 1957**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Unnamed Spring**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers:* **Supplemental Certs. 64236, 64238, & Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **28737**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Unnamed Spring September 30, 1957	**3N**	**28E**	**WM**	**30**	**SW NE & NW SE**	**8200**	**None listed on Certificate**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: 28737

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Unnamed Spring Sept. 30,1957	**3N**	**28E**	**WM**	**30**	**NE NE**	**8200**	**16.7**
Unnamed Spring Sept. 30,1957	**3N**	**28E**	**WM**	**30**	**SE NE**	**8200**	**5.0**
						Total	**21.7**

Certificate Number or other identifying number: 28737

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

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Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 28737

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Unnamed Spring	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**12.3**
Unnamed Spring	**3N**	**28E**	**WM**	**20**	**NW NW**	**5903**	**9.4**
							21.7

Remarks: _____

_____

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1st of 3 Supplemental Water Rights for 5th of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 64236

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**64236** Certificate Number	**G-7207** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Madison Ranches, Inc.**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **May 26, 1977**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **A Pit Well (Fish Well)**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 28737 Supplemental Certs. 64238, & Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **64236**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**970 ft S & 1950 ft W from NE Corner Section 30**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Pit Well (Fish Well)	**4 ft**	**4 ft concrete Tiles**	**20 ft + 600 ft of 12 in leach line**	**Last 4 ft is 4 dia tile with 4 in opening**	**16 ft**	**2 ft Start of Irr. Season dry by July 1st**	**16 ft**	**4 ft steel lid**	**20 ft**

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Certificate Number or other identifying number: 64236

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NE NE**	**8200**	**16.7**
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**SE NE**	**8200**	**5.0**
						Total	**21.7**

Certificate Number or other identifying number: 64236

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

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*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 64236

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**12.3**
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**20**	**NW NW**	**5903**	**9.4**
						Total	**21.7**

Remarks: _____

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2nd of 3 Supplemental Water Rights for 5th of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **64238**

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**64238** Certificate Number	**G-7615** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Madison Ranches, Inc.**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **June 14, 1977**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **A Pit Well (Fish Well)**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 28737 Supplemental Certs. 64236, & Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **64238**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**970 ft S & 1950 ft W from NE Corner Section 30**

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Pit Well (Fish Well)	**4 ft**	**4 ft concrete Tiles**	**20 ft + 600 ft of 12 in leach line**	**Last 4 ft is 4 dia tile with 4 in opening**	**16 ft**	**2 ft Start of Irr. Season dry by July 1st**	**16 ft**	**4 ft steel lid**	**20 ft**

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Certificate Number or other identifying number: 64238

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NE NE**	**8200**	**16.7**
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**SE NE**	**8200**	**5.0**
						Total	**21.7**

Certificate Number or other identifying number: 64238

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

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*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 64238

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**12.3**
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**20**	**NW NW**	**5903**	**9.4**
						Total	**21.7**

Remarks: _____

_____

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3rd of 3 Supplemental Water Rights for 5th of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **Permit 51017**

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	Certificate Number	**51017** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Kent R. and Shannon K. Madison**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **April 2, 1990**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Columbia River**

  Tributary to: **Pacific Ocean**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 28737 Supplemental Cert. 64236, & 64238**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **Permit 51017**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**Columbia River April 2, 1990**	**4N**	**25E**	**WM**	**2**	**Lot 7 NE NW**		**150 ft S & 2990 ft W from NE Corner Section 2**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: Permit 51017

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**30**	**NE NE**	**8200**	**16.7**
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**30**	**SE NE**	**8200**	**5.0**
Columbia River April 2, 1990						**Total**	**21.7**

Certificate Number or other identifying number: Permit 51017

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using*

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the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: Permit 51017

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**12.3**
Columbia River	**3N**	**28E**	**WM**	**20**	**NW NW**	**5903**	**9.4**
						Total	**21.7**

Remarks: _____

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6th of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **32597**

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**32597** Certificate Number	**26265** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Gaylord M. Madison**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Irrigation**
- Priority Date(s): **July 13, 1959**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Unnamed Spring**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Supplemental Certs. 64236, 64238, Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **32597**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Unnamed Spring July 13, 1959	**3N**	**28E**	**WM**	**30**	**SW NE**	**8200**	**1370 ft S & 1800 ft W from NE Corner Section 30**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: 32597

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Unnamed Spring July 13, 1959	**3N**	**28E**	**WM**	**30**	**SE NE**	**8200**	**0.4**

Certificate Number or other identifying number: 32597

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

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Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 32597

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Unnamed Spring	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.4**

Remarks: _____

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1st of 3 Supplemental Water Rights for 6th of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **64236**

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**64236** Certificate Number	**G-7207** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Madison Ranches, Inc.**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **May 26, 1977**

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **A Pit Well (Fish Well)**

Tributary to: **Butter Creek**

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 32597 Supplemental Certs. 64238, & Permit 51017**

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **64236**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**970 ft S & 1950 ft W from NE Corner Section 30**

- Does the water right being transferred involve a ground water source(s)?

  ☒ Yes ☐ No *(Surface water source only.)*

  *If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

  A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  or

  B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Pit Well (Fish Well)	**4 ft**	**4 ft concrete Tiles**	**20 ft + 600 ft of 12 in leach line**	**Last 4 ft is 4 dia tile with 4 in opening**	**16 ft**	**2 ft Start of Irr. Season dry by July 1st**	**16 ft**	**4 ft steel lid**	**20 ft**

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Certificate Number or other identifying number: 64236

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**SE NE**	**8200**	**0.4**

Certificate Number or other identifying number: 64236

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

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Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 64236

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.4**

Remarks: _____

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2nd of 3 Supplemental Water Rights for 6th of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: 64238

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	**64238** Certificate Number	**G-7615** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Madison Ranches, Inc.**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **June 14, 1977**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **A Pit Well (Fish Well)**

  Tributary to: **Butter Creek**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 32597 Supplemental Certs. 64236, & Permit 51017**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **64238**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**NW NE**	**8200**	**970 ft S & 1950 ft W from NE Corner Section 30**

- Does the water right being transferred involve a ground water source(s)?

  ☒ Yes ☐ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Pit Well (Fish Well)	**4 ft**	**4 ft concrete Tiles**	**20 ft + 600 ft of 12 in leach line**	**Last 4 ft is 4 dia tile with 4 in opening**	**16 ft**	**2 ft Start of Irr. Season dry by July 1st**	**16 ft**	**4 ft steel lid**	**20 ft**

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Certificate Number or other identifying number: 64238

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:
(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well May 26, 1977	**3N**	**28E**	**WM**	**30**	**SE NE**	**8200**	**0.4**

Certificate Number or other identifying number: 64238

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☒ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

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Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: 64238

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Pit Well (Fish Well)	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.4**

Remarks: _____

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3rd of 3 Supplemental Water Rights for 6th of 6 Primary Water Rights

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: **Permit 51017**

1. TYPE OF CHANGE(S) PROPOSED

(Check ***all*** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.) ☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.) ☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.) ☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) ☒ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)	Proposed new use: ☐ **Irrigation** ☐ **Municipal** ☐ **Quasi-municipal** ☐ **Commercial** ☐ **Industrial** ☐ **Instream** (complete and attach ***Supplemental Form C***) ☐ **Domestic** (indicate number of households) _____ ☐ **Other** _____ ☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.) ☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

☒	Certificated Right	Certificate Number	**51017** Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: **Kent R. and Shannon K. Madison**
- County: **Umatilla**
- Authorized Use(s) to be Affected by Transfer: **Supplemental Irrigation**
- Priority Date(s): **April 2, 1990**

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: **Columbia River**

  Tributary to: **Pacific Ocean**

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  ☒ Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* **Primary Cert. 32597 Supplemental Cert 64236, & 64238**

  *Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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- Certificate Number or other identifying number: **Permit 51017**

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A	**Columbia River April 2, 1990**	**4N**	**25E**	**WM**	**2**	**Lot 7 NE NW**		**150 ft S & 2990 ft W from NE Corner Section 2**

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

or

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A									

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Certificate Number or other identifying number: Permit 51017

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River April 2, 1990	**3N**	**28E**	**WM**	**30**	**SE NE**	**8200**	**0.4**

Certificate Number or other identifying number: Permit 51017

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

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*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
N/A										

Certificate Number or other identifying number: Permit 51017

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Columbia River	**3N**	**28E**	**WM**	**19**	**NE NE**	**5903**	**0.4**

Remarks: _____

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Oregon Water Resources Department
Land Use Information Form

This information is needed to determine compatibility with local comprehensive plans as required by ORS 197.180. WRD will use this and other information to evaluate the water use application. THIS FORM IS NOT REQUIRED IF: 1) water is to be diverted, conveyed, and/or used only on federal lands; or 2) the application is for a water right transfer, allocation of conserved water, or exchange and all of the following apply: a) only the place of use is proposed for change, b) there are no structural changes, c) the use of water is for irrigation, and d) the use is located in an irrigation district or exclusive farm use zone.

To Be Completed By Applicant

This section must be completed by the individual or group that is filing an application with the Water Resources Department. Attach a copy of the map from the application to this form.

- A. Applicant

Name: **Scott Madison**
Address: **75512 Highway 207**
City: **Echo** State: **OR** Zip: **97826** Day Phone: **(541)376-8214**

- B. Land and Location

Please provide information as requested below for all tax lots on or through which water will be diverted, conveyed, or used. Check "diverted" if water is diverted (taken) from its source on tax lot, "conveyed" if water is conveyed (transported) on tax lot, and "used" if water will be put to beneficial use on tax lot. More than one box may be checked. (Attach extra sheets as necessary.) 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.

Tax Lot I.D.	Plan Designated (e.g. Rural Residential/RR-5)	Water to be: (Check all that apply)	Proposed Land Use
5901, 5902, 5903, 6200, 8200 T3N R28E	EFU	☒ Diverted ☒ Conveyed ☒ Used	
		☐ Diverted ☐ Conveyed ☐ Used	
		☐ Diverted ☐ Conveyed ☐ Used	
		☐ Diverted ☐ Conveyed ☐ Used	
		☐ Diverted ☐ Conveyed ☐ Used	
		☐ Diverted ☐ Conveyed ☐ Used	

List counties and cities where water is proposed to be diverted, conveyed, or used. **Umatilla County**

- C. Description of Proposed Use

Indicate the type of application to be filed with the Water Resources Department.

☐ Water Use Permit ☒ Water Right Transfer ☐ Allocation of Conserved Water ☐ Exchange

Indicate the intended use of water and describe the key characteristics of the project.

☐ Commercial ☐ Industrial ☐ Instream ☒ Irrigation
☐ Municipal ☐ Quasi-municipal ☐ Domestic (indicate number of households
☐ Other

Briefly describe: **I propose to transfer water right from place that I currently irrigate by flooding and wheel lines to area irrigated with center pivots.**

Indicate the source of the water to be used.

☐ Reservoir/Pond ☒ Ground Water **(Alluvial)** ☒ Surface Water **Butter Creek** (Source)

Indicate the estimated quantity of water the use will require: **5 cfs** ☒ CFS ☐ GPM ☐ Acre-Feet

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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 this case, only the city planning agency must complete this form.
Please request additional forms as needed or feel free to copy.

- A. Allowed Use

Check the appropriate box below and provide requested information.

☑ Land uses to be served by proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): 152.056. Go to section B "Approval" below.

☐ Land uses to be served by proposed water uses (including proposed construction) involve discretionary land use approvals as listed in the table below.

Please provide information as requested below for all tax lots on or through which water will be diverted, conveyed, or used. Check "diverted" if water is diverted (taken) from its source on tax lot, "conveyed" if water is conveyed (transported) on tax lot, and "used" if water will be put to beneficial use on tax lot. More than one box may be checked. (Attach extra sheets as necessary.) 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.

Type of Land Use Approval Needed (3.g. plan amendments, rezones, conditional use permits, etc.)	City Most Significant, Applicable Plan Policies & Ordinance Section References	Check the item that applies: Land Use Approval	
N/A	N/A	☐ Obtained ☐ Denied	☐ Being pursued ☐ Not being pursed
		☐ Obtained ☐ Denied	☐ Being pursued ☐ Not being pursed
		☐ Obtained ☐ Denied	☐ Being pursued ☐ Not being pursed
		☐ Obtained ☐ Denied	☐ Being pursued ☐ Not being pursed
		☐ Obtained ☐ Denied	☐ Being pursued ☐ Not being pursed
		☐ Obtained ☐ Denied	☐ Being pursued ☐ Not being pursed

Note: *Please attach documentation of applicable local land use approvals which have already been obtained. (Record of Action/land use decision and accompanying findings are sufficient.)*

- B. Approval

Please provide printed name and written signature.

Name: J.R. Cook Date: 2-7-07

Title: Asst. Planning Dir. Phone: 541. 278.6251

Signature:

- C. Additional Comments

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

Note: *If this form cannot be completed while the applicant waits, sign and detach the receipt stub as instructed below. You will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.*

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Water Right Transfer Supplemental Form B
AFFIDAVIT ATTESTING TO THE USE OF WATER

State of Oregon)
) ss
County of **Umatilla**)

I, **Scott Madison**, in my capacity as **Owner- Operator**,

mailing address: **75512 Highway 207, Echo, OR 97826**

telephone number (**541**) **376-8214**, being first duly sworn depose and say:

1. I attest that:

☒ Water was used during the previous five years on the entire authorized place of use of the water right proposed for transfer as described on the accompanying transfer application; **or**

☐ The water right was leased instream at some time within the last five years. The instream lease number is as follows: _____; **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.

2. My knowledge of the exercise or status of the water right is based on (check one):

☒ Personal observation ☐ Professional expertise

3. My knowledge is specific to the use of water at the following locations:

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

Please refer to attachment listing acres for each Primary Water Right involved in the attached transfer appication

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(continues on reverse side)

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

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4. The water right was exercised for the authorized purpose described below (e.g., crops grown):

The authorized use of the water rights involved in this transfer are for Irrigation and Supplemental irrigation. The last two years I have irrigated these acres under Temporary Transfer T-9644. I pump from Butter Creek using my 125 hp pump located in the NE¼SW¼Section 19 and my 100 hp and 30hp pumps at the Pit (Fish) Well to irrigate alfalfa and wheat using the system shown on the Irrigation System Map. When water was not available from Butter Creek I would use my pit wells. Because of the draught conditions the last 7 to 10 years I didn't have enough water to fully irrigate my farm.

5. The water delivery system used to apply water as authorized by the right is described below:

The Delivery system is shown on the Irrigation System Map. This system delivered water to 3 center pivots, wheel lines and hand lines. The total capacity of the system is 12.1 cfs.

6. One or more of the following documentation supporting the above statements is attached:

- ☐ Copy of a water right certificate that was issued within the last five years (not a remaining right certificate),
- ☐ Copies of receipts from sales of irrigated crops or for expenditures relating to the use of water,
- ☐ Records such as Farm Service Agency crop reports, irrigation district records, an NRCS farm management plan, or records of other water suppliers,
- ☒ Dated aerial photographs of the lands or other photographs containing sufficient detail to establish the location and date of the photograph,
- ☐ Dedicated power usage records or receipts,
- ☐ Instream lease number_____,
- ☐ Other: _____

_____

_____

_____

Signature of Affiant

2-8-07
Date

Signed and sworn to (or affirmed) before me this 8 day of Feb, 2007.

OFFICIAL SEAL
WILLIAM I PORFILY
NOTARY PUBLIC - OREGON
COMMISSION NO. 376112
MY COMMISSION EXPIRES JAN. 28, 2008

William I. Porfily
Notary Public for Oregon

My Commission Expires: Jan 28, 2008

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

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Attachment for Item 3

1st of 6
Certificate 25901

Township	Range	Section	Government Lot or DIC	1/4 1/4 Section	Tax Lot Number	Acres (if appropriate)
3 N	28 E WM	30		NW NE	8200	37.4
3 N	28 E WM	30		SW NE	8200	9.1
					Total	46.5

2nd of 6
Certificate 60951

Township	Range	Section	Government Lot or DIC	1/4 1/4 Section	Tax Lot Number	Acres (if appropriate)
3 N	28 E WM	19		SW NE	6200	3.9
3 N	28 E WM	18		SE SW	6200	6.6
					Total	10.5

3rd of 6
Certificate 60952

Township	Range	Section	Government Lot or DIC	1/4 1/4 Section	Tax Lot Number	Acres (if appropriate)
3 N	28 E WM	18		NE SE	6000	15.6
3 N	28 E WM	18		SW SE	6200	12.5
3 N	28 E WM	19		NW NE	6200	6.1
3 N	28 E WM	19		SW NE	6200	2.8
3 N	28 E WM	19		NE NW	6200	6.0
3 N	28 E WM	19		SE NW	6200	6.1
					Total	49.1

4th of 6
Certificate 35811

Township	Range	Section	Government Lot or DIC	1/4 1/4 Section	Tax Lot Number	Acres (if appropriate)
3 N	28 E WM	19		NW NE	6200	4.0
3 N	28 E WM	19		SW NE	6200	1.4
3 N	28 E WM	19		NE NW	6200	2.6
					Total	8.0

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5th of 6
Certificate 28737

Township	Range	Section	Government Lot or DIC	1/4 1/4 Section	Tax Lot Number	Acres (if appropriate)
3 N	28E WM	30		NE NE	8200	16.7
3 N	28 E WM	30		SE NE	8200	5.0
					Total	21.7

6th of 6
Certificate 32597

Township	Range	Section	Government Lot or DIC	1/4 1/4 Section	Tax Lot Number	Acres (if appropriate)
3 N	28E WM	30		SE NE	8200	0.4

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AFFIDAVIT OF CONSENT OF SCOTT MADISON WATER RIGHT TRANSFER APPLICATION

State of Oregon)
) SS
County of Umatilla)

I, Nellie Madison, the owner of Tax Lot 8200, of Section 30, Township 3 North, Range 28 East W.M. and the appurtenant Water Rights described in Water Right Certificates 25901, 32597 and 28737, being duly sworn, depose and say:

I consent to the Water Right Transfer Application (attached) changing the Place of Use for these Water Right Certificates being requested by my Son, Scott Madison

Date this 12th day of Feb, of 2007.

Nellie Madison

Nellie Madison personally appeared before me and the above statements are true to the best of her knowledge.

Notary Public of Oregon

My commission expires 12.05.07

OFFICIAL SEAL
DOREEN K QUICK
NOTARY PUBLIC-OREGON
COMMISSION NO. A374676
MY COMMISSION EXPIRES DEC. 5, 2007

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TRANSFER AFFIDAVIT

County of Umatilla)
) SS
State of Oregon)

I, William I. Porfily, working as a Water Right Consultant, being duly sworn, depose and say:

1. I filled out the attached water right transfer application for Scott Madison
.
2. The information contained in the attached application and map for transfer is true and accurate to the best of my knowledge;

3. I mailed to Bank of Eastern Oregon the attached letter, a copy of the transfer application and maps per the requirement of the application process "applicant must provide written notification of the transfer to each lien holder".

Date this 8 day of February of 2007.

William I. Porfily

William I. Porfily

William I. Porfily, Personally appeared before me and the above statements are true to the best of his knowledge.

OFFICIAL SEAL
VICKIE JO DAVIS
NOTARY PUBLIC-OREGON
COMMISSION NO. 389008
MY COMMISSION EXPIRES FEBRUARY 19, 2009

Vickie Jo Davis
Notary Public of Oregon

My commission expires Feb. 19, 2009

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02/07/07

T 10320

WILLIAM I. PORFILY
P.O. Box 643
Stanfield, OR 97875
(541) 449-1327
(541)561-7259 Cell
bporfily@my180.net

February 9, 2007 002

BANK OF EASTERN OREGON
P.O. Box 39
Heppner, Oregon 97836-0039

RE: WATER RIGHT TRANSFER APPLICATION
SCOTT MADISON AND NELLIE MADISON

Dear Bank of Eastern Oregon:

Scott Madison and Nellie Madison retained me to assist in the preparation of a water right transfer application. The transfer application requests to relocate 135.6 acres of water rights from flood and wheel line irrigation to two existing circles on the Kent place. This transfer proposes to replace and make permanent the 5 year temporary transfer that the Oregon Water Resources Department (OWRD) approved in 2005.

I have prepared the attached water right transfer application and map. Along with this application, the (OWRD) requires that anyone holding an encumbrance on the land involved in the water right transfer be notified.. A recent Lot Book Report from Pioneer Title Company indicates the Bank of Eastern Oregon having encumbrances on the land involved in the Temporary Transfer. Our desire is to meet the notification requirement with this letter and copy of the transfer application..

If you have any questions regarding this transfer or the transfer process, please contact me at (541) 561-7952 or (541) 449-1327.

Sincerely,

Bill

William I. Porfily

Enclosures

cc: Scott Madison, 75512 Hwy 207, Echo, OR 97826
Nellie Madison, 28647 Madison Rd., Echo, OR 97826

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PIONEER TITLE COMPANY

126 S. E. COURT AVENUE P.O. BOX 128 PHONE 276-4431
PENDLETON, OREGON 97801

BRANCH OFFICE
630 Hwy 395 S.
Hermiston, Oregon
567-7555

BRANCH OFFICE
178 South Main
Milton-Freewater, Oregon
938-3327

William Porfily
PO Box 643
Stanfield, OR 97875

OUR NO: 82690

YOUR NO: T-10320

DATE: 01/18/08

BUYER: MADISON

SELLER: Lot Book Report

STATEMENT

DATE	DESCRIPTION	AMOUNT	BALANCE
01/10/08	LOT BOOK REPORT GUARANTEE $0.00	$200.00	$200.00

PLEASE SHOW OUR NUMBER ON REMITTANCE

Received via email 1/22/08

PIONEER TITLE COMPANY

P.O Box 128
126 S.E. Court Ave.
Pendleton, OR 97801
Ph: (541) 276-4431
Fx: (541) 276-2007

PIONEER ESCROW, INC.
P.O Box 187 · 630 S. Hwy 395
Hermiston, OR 97838
Ph: (541) 567-9743
Fx: (541) 567-7801

PIONEER ESCROW, INC.
178 S. Main St.
Milton-Freewater, OR 97862
Ph: (541) 938-3327
Fx: (541) 938-5089

PIONEER ESCROW, INC.
P.O. Box 1538 · 132 S.E. Court Ave.
Pendleton, OR 97801
Ph: (541) 276-5114
Fx: (541) 276-0484

To: William Porfily
PO Box 643
Stanfield, OR 97875

Order No: 82690
Your No : T-10320
Owner : MADISON
Report : Lot Book Report

TYPE OF POLICY:	AMOUNTS	CODE	PREMIUMS
Lot Book Report Guarantee	$0.00		$200.00

We hereby certify that we have searched our Tract Indices as to the following described property:

SEE ATTACHED DESCRIPTION

And as of January 10, 2008, at 5 o'clock P.M., we find that the last document of record runs to:

Tract I

SCOTT MADISON and MARY MADISON, husband and wife
as tenants by entirety as to a fee simple interest

Tract II

NELLIE MADISON as to an undivided 1/2 in a fee simple interest

NELLIE MADISON, Trustee of the John F. Madison Trust
as to an undivided 1/2 in a fee simple interest

We also find the following monetary incumbrances appearing of record within ten years prior to the date of this search:

NOTE I: 2007-2008 Taxes, $552.13 paid in full.
Code No. 5-4, Map No. 3N-28, Tax Lot 5902, Serial No. 107285

NOTE II: 2007-2008 Taxes, $337.17 paid in full.
Code No. 5-4, Map No. 3N-28, Tax Lot 5903, Serial No. 107287

NOTE III: 2007-2008 Taxes, $2,470.56 paid in full.
Code No. 5-4, Map No. 3N-28, Tax Lot 6000, Serial No. 107290

NOTE IV: 2007-2008 Taxes, $1,028.39 paid in full.
Code No. 5-4, Map No. 3N-28, Tax Lot 6200, Serial No. 107304

NOTE V: 2007-2008 Taxes, $442.15 paid in full.
Code No. 5-4, Map No. 3N-28, Tax Lot 8200, Serial No. 107394

1. As disclosed by the tax rolls the premises herein described have been zoned or classified for special use. At any time that said land is disqualified for such use said property will be subject to additional taxes and interest.

2. City Liens, County Liens, Special Assessments if any.

3. Water Use Agreement, including the terms and provisions thereof, disclosed by memorandum,
   User : Madison Ranches, an Oregon Corp., Kent Madison, Shannon Madison, Scott Madison, Mary Madison, John Madison and Nellie Madison
   Supplier : Lamb Weston, Inc.
   Recorded : June 29, 1993, Microfilm Reel 237, Pg 1152, Office of Umatilla County Records.

4. Mortgage, including the terms and provisions thereof, given to secure a note for $300,000.00, with interest thereon,
   Mortgagor : Scott J. Madison and Mary M. Madison
   Mortgagee : Bank of Eastern Oregon
   Dated : May 6, 1994
   Recorded : May 17, 1994, Microfilm Reel 253, Pg 1547, Instrument No. 1994-194505, Office of Umatilla County Records.

5. Financing Statement, indicating a Security Agreement,
   Debtor : Scott Madison and Mary Madison
   Secured Party : Diversified Financial Services, LLC
   Recorded : May 2, 2003, Instrument No. 2003-4360209, Office of Umatilla County Records.

6. Line of Credit Trust Deed, including the terms and provisions thereof, given to secure an indebtedness of a revolving line of credit up to $600,000.00, with interest thereon,
   Grantor : Scott Madison and Mary Madison, husband and wife
   Trustee : Pioneer Title Company
   Beneficiary : Bank of Eastern Oregon
   Dated : September 26, 2003
   Recorded : October 6, 2003, Instrument No. 2003-4490287,
   Modified : April 20, 2004, Instrument No. 2004-4600627 and
   Modified : May 25, 2005, Instrument No. 2005-4820540, Office of Umatilla County Records.

7. Line of Credit Trust Deed, including the terms and provisions thereof, given to secure an indebtedness of a revolving line of credit up to $600,000.00, with interest thereon,
   Grantor : Nellie Madison
   Trustee : Pioneer Title Company
   Beneficiary : Bank of Eastern Oregon
   Dated : September 26, 2003
   Recorded : October 6, 2003, Instrument No. 2003-4490288,
   Modified : September 28, 2004, Instrument No. 2004-4700025 and
   Modified : May 25, 2005, Instrument No. 2005-4820541, Office of Umatilla County Records.

8. Oil and Gas Lease, including the terms and provisions thereof, disclosed by Memorandum,
   Lessor : Nellie G. Madison
   Lessee : Trident USA Corp.
   Dated : August 17, 2006
   Recorded : September 6, 2006, Instrument No. 2006-5070171 and
   Assigned : November 20, 2007, Instrument No. 2007-5280696, Office of Umatilla County Records.

9. Oil and Gas Lease, including the terms and provisions thereof, disclosed by Memorandum,
   Lessor : Scott Madison and Mary Madison
   Lessee : Trident USA Corp.
   Dated : August 17, 2006
   Recorded : September 6, 2006, Instrument No. 2006-5070172 and
   Assigned : November 20, 2007, Instrument No. 2007-5280696, Office of Umatilla County Records.

This is NOT A TITLE REPORT, since no examination has been made of the title to the above described property. Our search for apparent incumbrances was limited to our Tract Indices, and therefore above listings do not include additional matters which might have been disclosed by an examination of the record title. We assume no liability in connection with this report and will not be responsible for errors or omissions therein.

Very truly yours,

PIONEER TITLE COMPANY

Jeremy S. Parker
Title Examiner

Tract I:

TOWNSHIP 3 NORTH, RANGE 28, E.W.M.

Section 17: Southwest Quarter of the Southwest Quarter.

Section 18: Southeast Quarter of the Northeast Quarter.
Northeast Quarter of the Southeast Quarter.
South Half of the Southeast Quarter.
Southeast Quarter of the Southwest Quarter.

Section 19: East Half of the Northwest Quarter.
Northeast Quarter.

Section 20: All that portion of the West Half of the Northwest Quarter lying Westerly of Highway No. 207.

All being East of the Willamette Meridian, Umatilla County, Oregon.

Excepting therefrom any portion lying within the Highway right-of-way.

Tract II:

TOWNSHIP 3 NORTH, RANGE 28, E.W.M.

Section 30: That portion of the Northeast Quarter described as Beginning at the Northwest corner of the Southwest Quarter of the Northeast Quarter of said Section 30; thence South along the West line of said Southwest Quarter 700.13 feet to a 5/8" rebar; thence South 88° 20' 24" East 944.00 feet to a 5/8" rebar; thence South 15° 41' 49" West 183.25 feet to the Northeast corner of a large truck scale platform; thence continuing South 15° 41' 49" West along the East edge of said platform and said east edge projected, 237.88 feet to a 5/8" rebar; thence South 78° 29' 46" East 383.06 feet to a fence corner lying on the Westerly right of way line of State Highway No. 207 at engineers Station 344+58.55; thence Northeasterly along said Westerly right of way line, 2689 feet, more or less to a point on the North line of said Section 30; thence West 2200 feet more or less to the North Quarter corner of said Section 30; thence South 1320 feet, more or less to the point of beginning;

All Being East of the Willamette Meridian, County of Umatilla, State of Oregon.

PIONEER TITLE COMPANY

PRIVACY POLICY

An Agent of FIRST AMERICAN TITLE INSURANCE COMPANY OF OREGON
WE ARE COMMITTED TO SAFEGUARDING CUSTOMER INFORMATION

In order to better serve your needs now and in the future, we may ask you to provide us with certain information. We understand that you may be concerned about what we will do with such information, particularly any personal or financial information. We agree that you have a right to know how we will utilize the personal information you provide to us. Therefore, we have adopted this Privacy Policy to govern the use and handling of your personal information.

APPLICABILITY. This Privacy Policy governs our use of the information which you provide to us. It does not govern the manner in which we may use the information we have obtained from any other source, such as information obtained from a public record or from another person or entity.

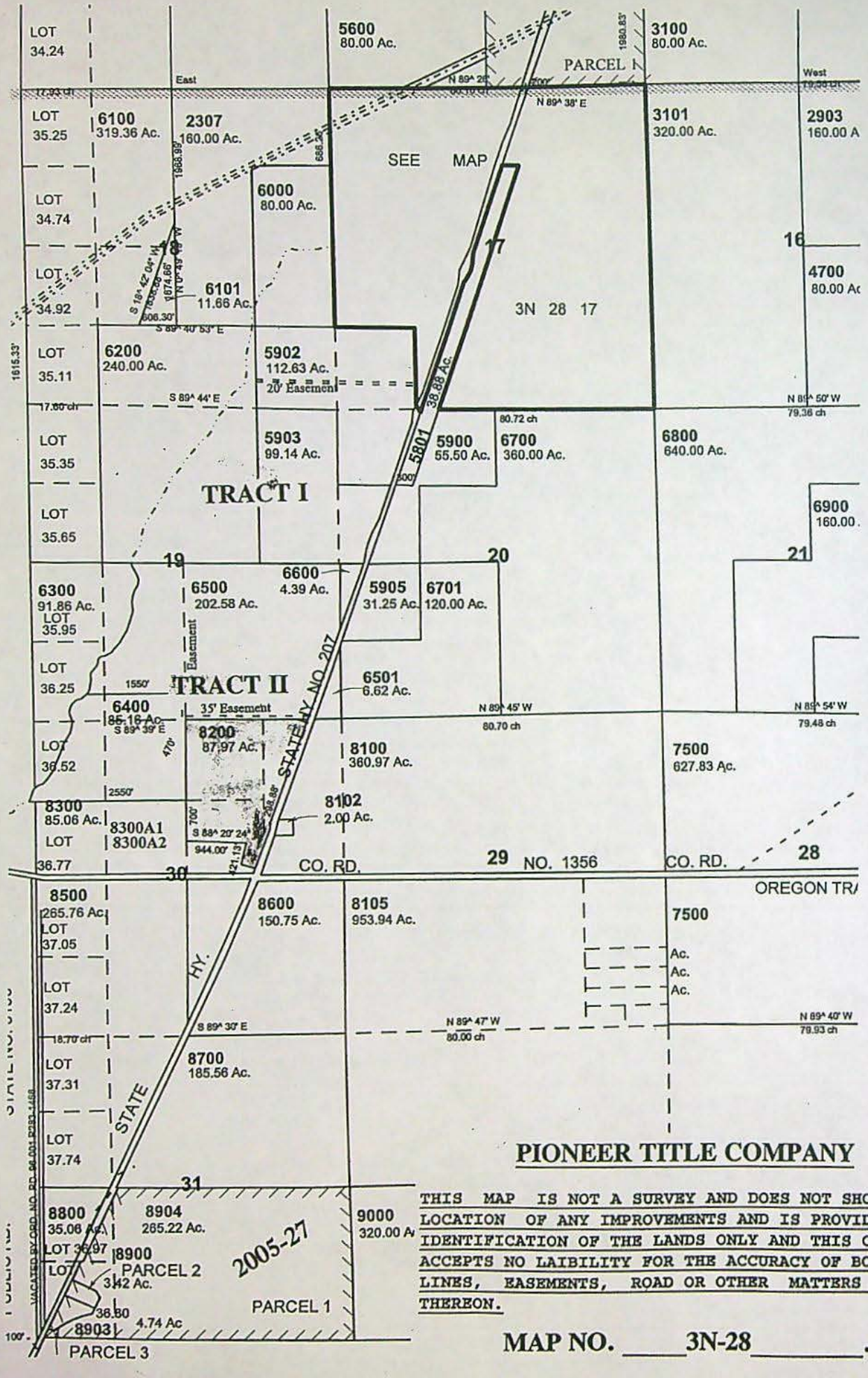
TYPES OF INFORMATION. Depending upon which our services your are utilizing, the types of nonpublic personal information that we may collect include:

A. Information we receive from you on applications, forms and in other communications to us, whether in writing, in person, by telephone or any other means;
B. Information about your transactions with us, our affiliated companies, or others; and
C. Information we receive from a consumer reporting agency.

USE OF INFORMATION. We request information from you for our own legitimate business purposes and not for the benefit of any non affiliated party. Therefore, we will not release your information to nonaffiliated parties except: (1) as necessary for use to provide the product or service you have requested to use; or (2) as permitted by law. We may however, store such information indefinitely, including the period after which any customer relationship has ceased. Such information may be used for any internal purposes, such as quality control efforts or customer analysis. We may also provide all of the types of nonpublic personal information listed above to one or more or our affiliated companies. Such affiliated companies include financial service providers, such as title insures, property and casualty insures, and trust and investment advisory companies,or companies involved in real estate services, such as appraisal companies, home warranty companies and escrow companies. Furthermore, we may also provide all the information we collect, as described above, to companies that perform marketing services on our behalf, on behalf of our affiliated companies, or to other financial institutions with whom we or our affiliated companies have joint marketing agreements.

FORMER CUSTOMERS. Even if you are no longer our customer, our Privacy Policy will continue to apply to you.

CONFIDENTIALITY AND SECURITY. We will use our best efforts to ensure that no unauthorized parties have access to any of your information. We restrict access to nonpublic personal information about you to those individuals and entitles who need to know that information to provide products or services to you. We will use our best efforts to train and oversee our employes and agents to ensure that your information will be handled responsibly and accordance with this Privacy Policy. We currently maintain physical, electronic, and procedural safeguards that comply with federal regulations to guard your nonpublic personal information.



PIONEER TITLE COMPANY

THIS MAP IS NOT A SURVEY AND DOES NOT SHOW THE LOCATION OF ANY IMPROVEMENTS AND IS PROVIDED FOR IDENTIFICATION OF THE LANDS ONLY AND THIS COMPANY ACCEPTS NO LAIBILITY FOR THE ACCURACY OF BOUNDARY LINES, EASEMENTS, ROAD OR OTHER MATTERS SHOWN THEREON.

MAP NO. 3N-28

AFTER RECORDING
RETURN TO:
KOTTKAMP & O'ROURKE
ATTORNEYS AT LAW
PO BOX 490
PENDLETON OR 97801

RECEIVED
JUN 16 1993
Ass'd.....

REEL 237 PAGE 1152

MEMORANDUM OF WATER USE AGREEMENT

183652

FILED
UMATILLA COUNTY CLERK
93 JUN 29 P 2:54

DATED: June 11, 1993.

BETWEEN: MADISON RANCHES, INC., an Oregon corporation, KENT MADISON and SHANNON MADISON, SCOTT MADISON and MARY MADISON, and JOHN MADISON and NELLIE MADISON ("User")

AND: LAMB-WESTON, INC., a Delaware corporation qualified to do business in the State of Oregon ("Supplier")

Pursuant to a Water Use Agreement dated July 30, 1990, Supplier agreed to deliver potato processing waste water to User for use on real property more particularly described in Exhibit A.

Supplier, under the Water Use Agreement, has a right of first refusal to rent or purchase User's land described on Exhibit A should User choose to rent or sell same.

The term of the Water Use Agreement is from May 24, 1990 to May 24, 2015 with the right to renew upon the same conditions for additional terms of five years unless otherwise terminated by either party pursuant to written notice to terminate at least one year prior to the end of any term.

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.

Until a change is requested, all tax statements related to the above-described property shall be sent to the following address: Kent Madison, HC 70, Box 301, Echo, Oregon 97826.

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//
//
//
//

6/29/93

REEL 237 PAGE 1153

IN WITNESS WHEREOF, the parties have caused this Memorandum to be executed as of the date and year first above written.

SUPPLIER:

LAMB-WESTON, INC.

By Richard Porter

USER:

MADISON RANCHES, INC.

By R. K. Madison

R. K. Madison
Kent Madison

Shannon Madison

Scott Madison

Mary Madison

John Madison

Nellie Madison

STATE OF ~~OREGON~~ WASHINGTON)
) ss.
County of ~~Umatilla~~ BENTON)

JUNE 17, 1993. Personally appeared RICHARD PORTER, who, being duly sworn, did say that he is the PRESIDENT of Lamb-Weston, Inc., a Delaware corporation, and that said instrument was signed in behalf of said corporation by authority of its board of directors; and he acknowledged said instrument ~~to be~~ its voluntary at and deed.

ANDREW S. BRASSINGTON NOTARY PUBLIC STATE OF WASHINGTON COMMISSION EXPIRES NOV. 15, 1994

Andrew S Brassington
Notary Public for ~~Oregon~~ WASHINGTON

My commission expires: 11-15-94

6/29/93

REEL 237 PAGE 1154

STATE OF OREGON)
) ss.
County of Umatilla)

June 24, 1993. Personally appeared Kent Madison, who, being duly sworn, did say that he is the President of Madison Ranches, Inc., a corporation, and that said instrument was signed in behalf of said corporation by authority of its board of directors; and he acknowledged said instrument to be its voluntary at and deed.

Before me:

M B Short
Notary Public for Oregon

My commission expires: 10-18-93

STATE OF OREGON)
) ss.
County of Umatilla)

June 24, 1993. Personally appeared the above named Kent Madison and acknowledged the foregoing instrument to be his voluntary act and deed.

Before me:

M B Short
Notary Public for Oregon

My commission expires: 10-18-93

STATE OF OREGON)
) ss.
County of Umatilla)

June 24, 1993. Personally appeared the above named Shannon Madison and acknowledged the foregoing instrument to be her voluntary act and deed.

Before me:

M B Short
Notary Public for Oregon

My commission expires: 10-18-93

6/29/93

REEL 237 PAGE 1155

STATE OF OREGON)
) ss.
County of Umatilla)

June 24, 1993. Personally appeared the above named Scott Madison and acknowledged the foregoing instrument to be his voluntary act and deed.

Before me:

N.B. SHORT NOTARY PUBLIC STATE OF OREGON

N B Short
Notary Public for Oregon

My commission expires: 10-18-93

STATE OF OREGON)
) ss.
County of Umatilla)

June 24, 1993. Personally appeared the above named Mary Madison and acknowledged the foregoing instrument to be her voluntary act and deed.

Before me:

N.B. SHORT NOTARY PUBLIC STATE OF OREGON

N B Short
Notary Public for Oregon

My commission expires: 10-18-93

STATE OF OREGON)
) ss.
County of Umatilla)

June 24, 1993. Personally appeared the above named John Madison and acknowledged the foregoing instrument to be his voluntary act and deed.

Before me:

N.B. SHORT NOTARY PUBLIC STATE OF OREGON

N B Short
Notary Public for Oregon

My commission expires: 10-18-93

6/29/93

REEL 237 PAGE 1156

STATE OF OREGON)
) ss.
County of Umatilla)

June 24, 1993. Personally appeared the above named Nellie Madison and acknowledged the foregoing instrument to be her voluntary act and deed.

Before me:

Notary Public for Oregon

My commission expires: 10-18-93

REEL 237 PAGE 1157

EXHIBIT A

WATER USE AGREEMENT
July 30, 1990
Madison/Lamb-Weston, Inc.

200

	PRIMARY	SUPPLEMENTAL
NE 1/4 NW 1/4		40.0 ACRES
NW 1/4 NW 1/4	6.0 ACRES	34.0 ACRES

SECTION 1

TOWNSHIP 2 NORTH, RANGE 27 EAST, W.M.

NE 1/4 NE 1/4	6.0 ACRES
NW 1/4 NE 1/4	22.0 ACRES
SW 1/4 NE 1/4	38.0 ACRES
SE 1/4 NE 1/4	3.0 ACRES
NE 1/4 NW 1/4	38.0 ACRES
NW 1/4 NW 1/4	30.0 ACRES
SW 1/4 NW 1/4	40.0 ACRES
SE 1/4 NW 1/4	40.0 ACRES
NE 1/4 SW 1/4	40.0 ACRES
NW 1/4 SW 1/4	40.0 ACRES
SW 1/4 SW 1/4	40.0 ACRES
SE 1/4 SW 1/4	40.0 ACRES

SECTION 1

NW 1/4 SW 1/4	30.0 ACRES
SW 1/4 SE 1/4	40.0 ACRES

SECTION 2

NE 1/4 NE 1/4	40.0 ACRES
NW 1/4 NE 1/4	40.0 ACRES
SW 1/4 NE 1/4	40.0 ACRES
SE 1/4 NE 1/4	40.0 ACRES
NE 1/4 NW 1/4	40.0 ACRES
NW 1/4 NW 1/4	40.0 ACRES
SW 1/4 NW 1/4	40.0 ACRES
SE 1/4 NW 1/4	40.0 ACRES
NE 1/4 SW 1/4	40.0 ACRES
NW 1/4 SW 1/4	40.0 ACRES
SW 1/4 SW 1/4	40.0 ACRES
SE 1/4 SW 1/4	40.0 ACRES
NE 1/4 SE 1/4	40.0 ACRES
NW 1/4 SE 1/4	40.0 ACRES
SW 1/4 SE 1/4	40.0 ACRES
SE 1/4 SE 1/4	40.0 ACRES

SECTION 11

NE 1/4 NE 1/4	40.0 ACRES
NW 1/4 NE 1/4	40.0 ACRES
SW 1/4 NE 1/4	40.0 ACRES
SE 1/4 NE 1/4	40.0 ACRES
NE 1/4 NW 1/4	40.0 ACRES
NW 1/4 NW 1/4	40.0 ACRES
SW 1/4 NW 1/4	40.0 ACRES
SE 1/4 NW 1/4	40.0 ACRES
NE 1/4 SW 1/4	40.0 ACRES
NW 1/4 SW 1/4	40.0 ACRES
SW 1/4 SW 1/4	40.0 ACRES
SE 1/4 SW 1/4	40.0 ACRES
NE 1/4 SE 1/4	40.0 ACRES
NW 1/4 SE 1/4	40.0 ACRES
SW 1/4 SE 1/4	40.0 ACRES
SE 1/4 SE 1/4	40.0 ACRES

SECTION 12

NOT

6/29/93

NE	1/4	NE 1/4	40.0 ACRES
NW	1/4	NE 1/4	40.0 ACRES
SW	1/4	NE 1/4	40.0 ACRES
SE	1/4	NE 1/4	40.0 ACRES
NE	1/4	NW 1/4	40.0 ACRES
NW	1/4	NW 1/4	40.0 ACRES
SW	1/4	NW 1/4	40.0 ACRES
SE	1/4	NW 1/4	40.0 ACRES
NE	1/4	SW 1/4	30.0 ACRES
NW	1/4	SW 1/4	40.0 ACRES
SW	1/4	SW 1/4	40.0 ACRES
SE	1/4	SW 1/4	40.0 ACRES
NE	1/4	SE 1/4	40.0 ACRES
NW	1/4	SE 1/4	40.0 ACRES
SW	1/4	SE 1/4	40.0 ACRES
			SECTION 13

NE	1/4	NE 1/4	40.0 ACRES
NW	1/4	NE 1/4	40.0 ACRES
SW	1/4	NE 1/4	40.0 ACRES
SE	1/4	NE 1/4	40.0 ACRES
NE	1/4	NW 1/4	40.0 ACRES
NW	1/4	NW 1/4	40.0 ACRES
SW	1/4	NW 1/4	40.0 ACRES
SE	1/4	NW 1/4	40.0 ACRES
NE	1/4	SW 1/4	40.0 ACRES
NW	1/4	SW 1/4	40.0 ACRES
SW	1/4	SW 1/4	40.0 ACRES
SE	1/4	SW 1/4	40.0 ACRES
NE	1/4	SE 1/4	40.0 ACRES
NW	1/4	SE 1/4	40.0 ACRES
SW	1/4	SE 1/4	40.0 ACRES
SE	1/4	SE 1/4	40.0 ACRES
			SECTION 14

NE	1/4	NW 1/4	40.0 ACRES
NW	1/4	NW 1/4	40.0 ACRES
SW	1/4	NW 1/4	40.0 ACRES
SE	1/4	NW 1/4	40.0 ACRES
			SECTION 15

NE	1/4	NE 1/4	40.0 ACRES
NW	1/4	NE 1/4	40.0 ACRES
SW	1/4	NE 1/4	40.0 ACRES
SE	1/4	NE 1/4	40.0 ACRES
NE	1/4	NW 1/4	40.0 ACRES
NW	1/4	NW 1/4	40.0 ACRES
SW	1/4	NW 1/4	40.0 ACRES
SE	1/4	NW 1/4	40.0 ACRES
NE	1/4	SW 1/4	40.0 ACRES
NW	1/4	SW 1/4	40.0 ACRES
SW	1/4	SW 1/4	40.0 ACRES
SE	1/4	SW 1/4	40.0 ACRES
NE	1/4	SE 1/4	40.0 ACRES
NW	1/4	SE 1/4	40.0 ACRES
SW	1/4	SE 1/4	40.0 ACRES
SE	1/4	SE 1/4	40.0 ACRES
			SECTION 16

Morrow County

NE 1/4 NE 1/4	40.0 ACRES	
NW 1/4 NE 1/4	40.0 ACRES	
SW 1/4 NE 1/4	40.0 ACRES	
SE 1/4 NE 1/4	40.0 ACRES	
NE 1/4 NW 1/4	40.0 ACRES	
NW 1/4 NW 1/4	40.0 ACRES	
SW 1/4 NW 1/4	40.0 ACRES	
SE 1/4 NW 1/4	40.0 ACRES	
NE 1/4 SW 1/4	40.0 ACRES	
NW 1/4 SW 1/4	40.0 ACRES	
SW 1/4 SW 1/4	40.0 ACRES	
SE 1/4 SW 1/4	40.0 ACRES	
NE 1/4 SE 1/4	40.0 ACRES	
NW 1/4 SE 1/4	40.0 ACRES	
SW 1/4 SE 1/4	40.0 ACRES	
SE 1/4 SE 1/4	40.0 ACRES	
	SECTION 23	

NE 1/4 NE 1/4	40.0 ACRES	
NW 1/4 NE 1/4	40.0 ACRES	
SW 1/4 NE 1/4	37.0 ACRES	3.0 ACRES
SE 1/4 NE 1/4	32.9 ACRES	7.1 ACRES
NE 1/4 NW 1/4		40.0 ACRES
NW 1/4 NW 1/4		40.0 ACRES
SW 1/4 NW 1/4		40.0 ACRES
SE 1/4 NW 1/4		40.0 ACRES
	SECTION 24	

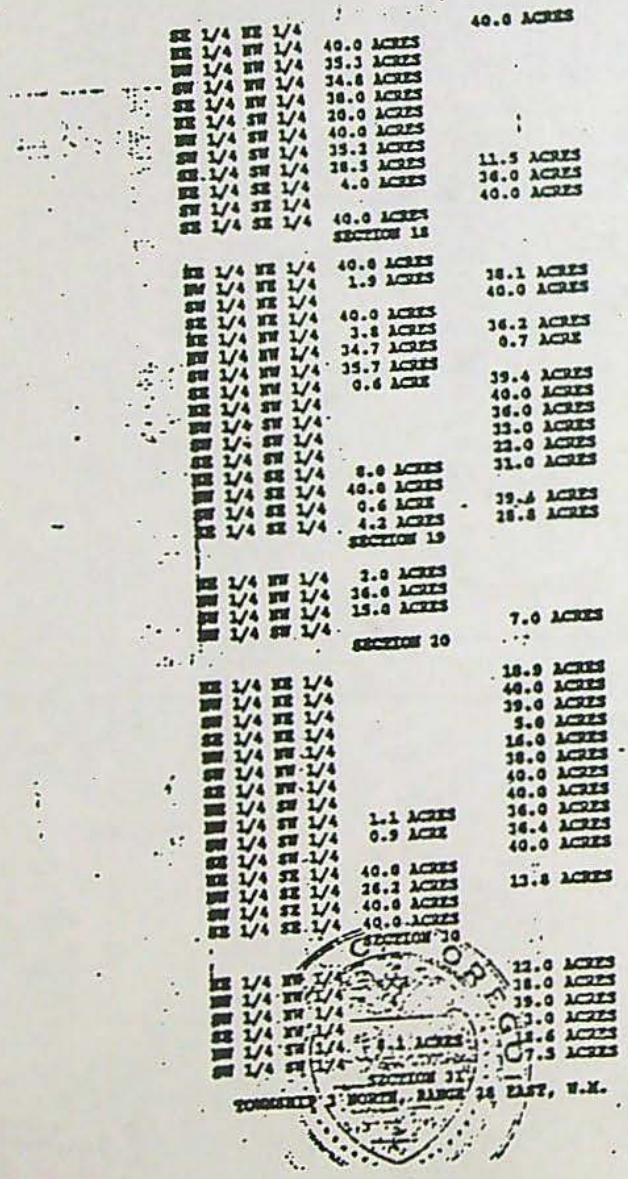
NE 1/4 NE 1/4		40.0 ACRES
NW 1/4 NE 1/4		40.0 ACRES
SW 1/4 NE 1/4	18.4 ACRES	21.6 ACRES
SE 1/4 NE 1/4	19.6 ACRES	20.4 ACRES
NE 1/4 NW 1/4	3.8 ACRES	36.2 ACRES
NW 1/4 NW 1/4	37.3 ACRES	2.7 ACRES
SW 1/4 NW 1/4	37.6 ACRES	2.4 ACRES
SE 1/4 NW 1/4	5.4 ACRES	34.6 ACRES
NE 1/4 SW 1/4	40.0 ACRES	
NW 1/4 SW 1/4	40.0 ACRES	
SW 1/4 SW 1/4	40.0 ACRES	
SE 1/4 SW 1/4	40.0 ACRES	
NE 1/4 SE 1/4	2.0 ACRES	38.0 ACRES
NW 1/4 SE 1/4	34.0 ACRES	6.0 ACRES
SW 1/4 SE 1/4	14.0 ACRES	26.0 ACRES
SE 1/4 SE 1/4		40.0 ACRES
	SECTION 25	

NE 1/4 NE 1/4	40.0 ACRES	
NW 1/4 NE 1/4	40.0 ACRES	
SW 1/4 NE 1/4	40.0 ACRES	
SE 1/4 NE 1/4	40.0 ACRES	
NE 1/4 NW 1/4	40.0 ACRES	
NW 1/4 NW 1/4	40.0 ACRES	
SW 1/4 NW 1/4	40.0 ACRES	
SE 1/4 NW 1/4	40.0 ACRES	
NE 1/4 SW 1/4	40.0 ACRES	
NW 1/4 SW 1/4	40.0 ACRES	
SW 1/4 SW 1/4	40.0 ACRES	
SE 1/4 SW 1/4	40.0 ACRES	
NE 1/4 SE 1/4	40.0 ACRES	
NW 1/4 SE 1/4	40.0 ACRES	
SW 1/4 SE 1/4	40.0 ACRES	
SE 1/4 SE 1/4	40.0 ACRES	
	SECTION 26	

NE	1/4	NW 1/4	40.0 ACRES	
NW	1/4	NW 1/4	40.0 ACRES	
SW	1/4	NW 1/4	40.0 ACRES	
SE	1/4	NW 1/4	40.0 ACRES	
NE	1/4	SW 1/4	40.0 ACRES	
NW	1/4	SW 1/4	40.0 ACRES	
SW	1/4	SW 1/4	40.0 ACRES	
SE	1/4	SW 1/4	40.0 ACRES	
NE	1/4	NE 1/4	40.0 ACRES	
NW	1/4	NE 1/4	40.0 ACRES	
SW	1/4	NE 1/4	40.0 ACRES	
SE	1/4	NE 1/4	40.0 ACRES	
			SECTION 34	
NE	1/4	NW 1/4	40.0 ACRES	
NW	1/4	NW 1/4	40.0 ACRES	
SW	1/4	NW 1/4	40.0 ACRES	
SE	1/4	NW 1/4	40.0 ACRES	
			SECTION 35	
NE	1/4	NE 1/4		40.0 ACRES
NW	1/4	NE 1/4		40.0 ACRES
SW	1/4	NE 1/4		40.0 ACRES
SE	1/4	NE 1/4		40.0 ACRES
NE	1/4	NW 1/4	30.0 ACRES	10.0 ACRES
NW	1/4	NW 1/4	40.0 ACRES	
SW	1/4	NW 1/4	36.0 ACRES	4.0 ACRES
SE	1/4	NW 1/4		40.0 ACRES
NE	1/4	SW 1/4		40.0 ACRES
NW	1/4	SW 1/4	26.0 ACRES	14.0 ACRES
SW	1/4	SW 1/4	19.0 ACRES	21.0 ACRES
SE	1/4	SW 1/4		40.0 ACRES
NE	1/4	SE 1/4		40.0 ACRES
NW	1/4	SE 1/4		40.0 ACRES
SW	1/4	SE 1/4		40.0 ACRES
SE	1/4	SE 1/4	4.0 ACRES	36.0 ACRES
			SECTION 36	

TOWNSHIP 3 NORTH, RANGE 27 EAST, W.M.

NE	1/4	NW 1/4	40.4 ACRES
NW	1/4	NW 1/4	32.0 ACRES
SW	1/4	NW 1/4	32.3 ACRES
SE	1/4	NW 1/4	40.0 ACRES
NE	1/4	SW 1/4	40.0 ACRES
NW	1/4	SW 1/4	32.5 ACRES
SW	1/4	SW 1/4	32.7 ACRES
SE	1/4	SW 1/4	40.0 ACRES
			SECTION 6
NE	1/4	NW 1/4	40.0 ACRES
NW	1/4	NW 1/4	33.0 ACRES
SW	1/4	NW 1/4	33.3 ACRES
SE	1/4	NW 1/4	40.0 ACRES
NE	1/4	SW 1/4	40.0 ACRES
NW	1/4	SW 1/4	33.5 ACRES
SW	1/4	SW 1/4	34.1 ACRES
SE	1/4	SW 1/4	40.0 ACRES
			SECTION 7
NE	1/4	NE 1/4	3.0 ACRES
NW	1/4	NE 1/4	37.0 ACRES
SW	1/4	NE 1/4	25.0 ACRES
SE	1/4	NE 1/4	40.0 ACRES
NE	1/4	SE 1/4	40.0 ACRES
NW	1/4	SE 1/4	12.0 ACRES
			SECTION 17


40.0 ACRES
40.0 ACRES
35.3 ACRES
34.8 ACRES
38.0 ACRES
20.0 ACRES
40.0 ACRES
35.2 ACRES
28.5 ACRES
4.0 ACRES
40.0 ACRES
SECTION 18
40.0 ACRES
1.9 ACRES
40.0 ACRES
3.8 ACRES
34.7 ACRES
35.7 ACRES
0.6 ACRE
8.0 ACRES
40.0 ACRES
0.6 ACRE
4.2 ACRES
SECTION 19
2.0 ACRES
16.0 ACRES
15.0 ACRES
SECTION 20
1.1 ACRES
0.9 ACRE
40.0 ACRES
26.2 ACRES
40.0 ACRES
40.0 ACRES
SECTION 29
8.1 ACRES
SECTION 32
11.5 ACRES
16.0 ACRES
40.0 ACRES
18.1 ACRES
40.0 ACRES
16.2 ACRES
0.7 ACRE
39.4 ACRES
40.0 ACRES
16.0 ACRES
11.0 ACRES
22.0 ACRES
11.0 ACRES
39.4 ACRES
28.8 ACRES
7.0 ACRES
18.9 ACRES
40.0 ACRES
39.0 ACRES
5.0 ACRES
16.0 ACRES
38.0 ACRES
40.0 ACRES
40.0 ACRES
16.0 ACRES
16.4 ACRES
40.0 ACRES
13.8 ACRES
22.0 ACRES
18.0 ACRES
19.0 ACRES
3.0 ACRES
13.6 ACRES
17.5 ACRES
TOWNSHIP 2 NORTH, RANGE 28 EAST, N.M.

SEE DEED

Sec 19 T2 NW. NE 6200, 5903
Sec 20 W2 NW 5900
+ 5902

RECORDATION REQUESTED BY:

BANK OF EASTERN OREGON
279 N MAIN ST
PO BOX 39
HEPPNER, OR 97836

FILED
UMATILLA COUNTY CLERK
96 MAY 17 AM 11: 26

WHEN RECORDED MAIL TO:

BANK OF EASTERN OREGON
279 N MAIN ST
PO BOX 39
HEPPNER, OR 97836

SEND TAX NOTICES TO:

BANK OF EASTERN OREGON
279 N MAIN ST
PO BOX 39
HEPPNER, OR 97836

AFTER RECORDING RETURN TO:
PIONEER TITLE CO.
126 S.E. COURT ST.
PENDLETON, OR 97801

STATE OF OREGON, COUNTY OF UMATILLA
Thomas L. Grout, County Clerk, certify this instrument was received and recorded on 05-17-94 at 11:26 in the record of document code type MS
Location 8253-1547
Document number 94-106585
Fee 30.00

Thomas L. Grout
Umatilla County Clerk
Received by Dimcwright Deputy

SPW

M94 253 PAGE 1547

MORTGAGE

THIS MORTGAGE IS DATED MAY 6, 1994, between SCOTT J MADISON and MARY M MADISON, whose address is HC 70 BOX 328, ECHO, OR 97826 (referred to below as "Grantor"); and BANK OF EASTERN OREGON, whose address is 279 N MAIN ST, PO BOX 39, HEPPNER, OR 97836 (referred to below as "Lender").

GRANT OF MORTGAGE. For valuable consideration, Grantor mortgages and conveys to Lender all of Grantor's right, title, and interest in and to the following described real property, together with all existing or subsequently erected or affixed buildings, improvements and fixtures; all easements, rights of way, and appurtenances; all water, water rights, watercourses and ditch rights (including stock in utilities with ditch or irrigation rights); and all other rights, royalties, and profits relating to the real property, including without limitation all minerals, oil, gas, geothermal and similar matters, located in MORROW County, State of Oregon (the "Real Property"):

SEE ATTACHED

The Real Property or its address is commonly known as HC 70 BOX 328, ECHO, OR 97826.

Grantor presently assigns to Lender all of Grantor's right, title, and interest in and to all leases of the Property and all Rents from the Property. In addition, Grantor grants to Lender a Uniform Commercial Code security interest in the Personal Property and Rents.

DEFINITIONS. The following words shall have the following meanings when used in this Mortgage. Terms not otherwise defined in this Mortgage shall have the meanings attributed to such terms in the Uniform Commercial Code. All references to dollar amounts shall mean amounts in lawful money of the United States of America.

Grantor. The word "Grantor" means SCOTT J MADISON and MARY M MADISON. The Grantor is the mortgagor under this Mortgage.

Guarantor. The word "Guarantor" means and includes without limitation, each and all of the guarantors, sureties, and accommodation parties in connection with the Indebtedness.

Improvements. The word "Improvements" means and includes without limitation all existing and future improvements, fixtures, buildings, structures, mobile homes affixed on the Real Property, facilities, additions, replacements and other construction on the Real Property.

Indebtedness. The word "Indebtedness" means all principal and interest payable under the Note and any amounts expended or advanced by Lender to discharge obligations of Grantor or expenses incurred by Lender to enforce obligations of Grantor under this Mortgage, together with interest on such amounts as provided in this Mortgage.

Lender. The word "Lender" means BANK OF EASTERN OREGON, its successors and assigns. The Lender is the mortgagee under this Mortgage.

Mortgage. The word "Mortgage" means this Mortgage between Grantor and Lender, and includes without limitation all assignments and security interest provisions relating to the Personal Property and Rents.

Note. The word "Note" means the promissory note or credit agreement dated May 6, 1994, in the original principal amount of $300,000.00 from Grantor to Lender, together with all renewals of, extensions of, modifications of, refinancings of, consolidations of, and substitutions for the promissory note or agreement. The maturity date of the Note is February 1, 2014. The rate of interest on the Note is subject to indexing, adjustment, renewal, or renegotiation.

Personal Property. The words "Personal Property" mean all equipment, fixtures, and other articles of personal property now or hereafter owned by Grantor, and now or hereafter attached or affixed to the Real Property; together with all accessions, parts, and additions to, all replacements of, and all substitutions for, any of such property; and together with all proceeds (including without limitation all insurance proceeds and refunds of premiums) from any sale or other disposition of the Property.

Property. The word "Property" means collectively the Real Property and the Personal Property.

Real Property. The words "Real Property" mean the property, interests and rights described above in the "Grant of Mortgage" section.

Related Documents. The words "Related Documents" mean and include without limitation all promissory notes, credit agreements, loan agreements, guaranties, security agreements, mortgages, deeds of trust, and all other instruments, agreements and documents, whether now or hereafter existing, executed in connection with the Indebtedness.

Rents. The word "Rents" means all present and future rents, revenues, income, issues, royalties, profits, and other benefits derived from the Property.

THIS MORTGAGE, INCLUDING THE ASSIGNMENT OF RENTS AND THE SECURITY INTEREST IN THE RENTS AND PERSONAL PROPERTY, IS GIVEN TO SECURE (1) PAYMENT OF THE INDEBTEDNESS AND (2) PERFORMANCE OF ALL OBLIGATIONS OF GRANTOR UNDER THIS MORTGAGE AND THE RELATED DOCUMENTS. THIS MORTGAGE IS GIVEN AND ACCEPTED ON THE FOLLOWING TERMS:

PAYMENT AND PERFORMANCE. Except as otherwise provided in this Mortgage, Grantor shall pay to Lender all amounts secured by this Mortgage as they become due, and shall strictly perform all of Grantor's obligations under this Mortgage.

POSSESSION AND MAINTENANCE OF THE PROPERTY. Grantor agrees that Grantor's possession and use of the Property shall be governed by the following provisions:

Possession and Use. Until in default, Grantor may remain in possession and control of and operate and manage the Property and collect the Rents from the Property. 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.

Duty to Maintain. Grantor shall maintain the Property in tenantable condition and promptly perform all repairs, replacements, and maintenance necessary to preserve its value.

Hazardous Substances. The terms "hazardous waste," "hazardous substance," "disposal," "release," and "threatened release," as used in this Mortgage, shall have the same meanings as set forth in the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended, 42 U.S.C. Section 9601, et seq. ("CERCLA"), the Superfund Amendments and Reauthorization Act of 1986, Pub. L. No. 99-499 ("SARA"), the Hazardous Materials Transportation Act, 49 U.S.C. Section 1801, et seq., the Resource Conservation and Recovery Act, 49 U.S.C. Section 6901, et seq., or other applicable state or Federal laws, rules, or regulations adopted pursuant to any of the foregoing. The terms "hazardous waste" and "hazardous substance" shall also include, without limitation, petroleum and petroleum by-products or any fraction thereof and asbestos. Grantor represents and warrants to Lender that: (a) During the period of Grantor's ownership of the Property, there has been no use, generation, manufacture, storage, treatment, disposal, release or threatened release of any hazardous waste or substance by any person on, under, or about the Property. (b) Grantor has no knowledge of, or reason to believe that there has been, except as previously disclosed to and acknowledged by Lender in writing, (i) any use, generation, manufacture, storage, treatment, disposal, release, or threatened release of any

hazardous waste or substance by any prior owners or occupants of the Property or (ii) any actual or threatened litigation or claims of any kind by any person relating to such matters; and (c) Except as previously disclosed to and acknowledged by Lender in writing, (i) neither Grantor nor any tenant, contractor, agent or other authorized user of the Property shall use, generate, manufacture, store, treat, dispose of, or release any hazardous waste or substance on, under, or about the Property and (ii) any such activity shall be conducted in compliance with all applicable federal, state, and local laws, regulations and ordinances, including without limitation those laws, regulations, and ordinances described above. Grantor authorizes Lender and its agents to enter upon the Property to make such inspections and tests, at Grantor's expense, as Lender may deem appropriate to determine compliance of the Property with this section of the Mortgage. Any inspections or tests made by Lender shall be for Lender's purposes only and shall not be construed to create any responsibility or liability on the part of Lender to Grantor or to any other person. The representations and warranties contained herein are based on Grantor's due diligence in investigating the Property for hazardous waste. Grantor hereby (a) releases and waives any future claims against Lender for indemnity or contribution in the event Grantor becomes liable for cleanup or other costs under any such laws, and (b) agrees to indemnify and hold harmless Lender against any and all claims, losses, liabilities, damages, penalties, and expenses which Lender may directly or indirectly sustain or suffer resulting from a breach of this section of the Mortgage or as a consequence of any use, generation, manufacture, storage, disposal, release or threatened release occurring prior to Grantor's ownership or interest in the Property, whether or not the same was or should have been known to Grantor. The provisions of this section of the Mortgage, including the obligation to indemnify, shall survive the payment of the Indebtedness and the satisfaction and reconveyance of the lien of this Mortgage and shall not be affected by Lender's acquisition of any interest in the Property, whether by foreclosure or otherwise.

Nuisance, Waste. Grantor shall not cause, conduct or permit any nuisance nor commit, permit, or suffer any stripping of or waste on or to the Property or any portion of the Property. Without limiting the generality of the foregoing, Grantor will not remove, or grant to any other party the right to remove, any timber, minerals (including oil and gas), soil, gravel or rock products without the prior written consent of Lender.

Removal of Improvements. Grantor shall not demolish or remove any Improvements from the Real Property without the prior written consent of Lender. As a condition to the removal of any Improvements, Lender may require Grantor to make arrangements satisfactory to Lender to replace such Improvements with Improvements of at least equal value.

Lender's Right to Enter. Lender and its agents and representatives may enter upon the Real Property at all reasonable times to attend to Lender's interests and to inspect the Property for purposes of Grantor's compliance with the terms and conditions of this Mortgage.

Compliance with Governmental Requirements. Grantor shall promptly comply with all laws, ordinances, and regulations, now or hereafter in effect, of all governmental authorities applicable to the use or occupancy of the Property, including without limitation, the Americans With Disabilities Act. Grantor may contest in good faith any such law, ordinance, or regulation and withhold compliance during any proceeding, including appropriate appeals, so long as Grantor has notified Lender in writing prior to doing so and so long as, in Lender's sole opinion, Lender's interests in the Property are not jeopardized. Lender may require Grantor to post adequate security or a surety bond, reasonably satisfactory to Lender, to protect Lender's interest.

Duty to Protect. Grantor agrees neither to abandon nor leave unattended the Property. Grantor shall do all other acts, in addition to those acts set forth above in this section, which from the character and use of the Property are reasonably necessary to protect and preserve the Property.

DUE ON SALE - CONSENT BY LENDER. Lender may, at its option, declare immediately due and payable all sums secured by this Mortgage upon the sale or transfer, without the Lender's prior written consent, of all or any part of the Real Property, or any interest in the Real Property. A "sale or transfer" means the conveyance of Real Property or any right, title or interest therein; whether legal, beneficial or equitable; whether voluntary or involuntary; whether by outright sale, deed, installment sale contract, land contract, contract for deed, leasehold interest with a term greater than three (3) years, lease-option contract, or by sale, assignment, or transfer of any beneficial interest in or to any land trust holding title to the Real Property, or by any other method of conveyance of Real Property interest. If any Grantor is a corporation, partnership or limited liability company, transfer also includes any change in ownership of more than twenty-five percent (25%) of the voting stock, partnership interests or limited liability company interests, as the case may be, of Grantor. However, this option shall not be exercised by Lender if such exercise is prohibited by federal law or by Oregon law.

TAXES AND LIENS. The following provisions relating to the taxes and liens on the Property are a part of this Mortgage.

Payment. Grantor shall pay when due (and in all events prior to delinquency) all taxes, payroll taxes, special taxes, assessments, water charges and sewer service charges levied against or on account of the Property, and shall pay when due all claims for work done on or for services rendered or material furnished to the Property. Grantor shall maintain the Property free of all liens having priority over or equal to the interest of Lender under this Mortgage, except for the lien of taxes and assessments not due, and except as otherwise provided in the following paragraph.

Right To Contest. Grantor may withhold payment of any tax, assessment, or claim in connection with a good faith dispute over the obligation to pay, so long as Lender's interest in the Property is not jeopardized. If a lien arises or is filed as a result of nonpayment, Grantor shall within fifteen (15) days after the lien arises or, if a lien is filed, within fifteen (15) days after Grantor has notice of the filing, secure the discharge of the lien, or if requested by Lender, deposit with Lender cash or a sufficient corporate surety bond or other security satisfactory to Lender in an amount sufficient to discharge the lien plus any costs and attorneys' fees or other charges that could accrue as a result of a foreclosure or sale under the lien. In any contest, Grantor shall defend itself and Lender and shall satisfy any adverse judgment before enforcement against the Property. Grantor shall name Lender as an additional obligee under any surety bond furnished in the contest proceedings.

Evidence of Payment. Grantor shall upon demand furnish to Lender satisfactory evidence of payment of the taxes or assessments and shall authorize the appropriate governmental official to deliver to Lender at any time a written statement of the taxes and assessments against the Property.

Notice of Construction. Grantor shall notify Lender at least fifteen (15) days before any work is commenced, any services are furnished, or any materials are supplied to the Property, if any mechanic's lien, materialmen's lien, or other lien could be asserted on account of the work, services, or materials. Grantor will upon request of Lender furnish to Lender advance assurances satisfactory to Lender that Grantor can and will pay the cost of such improvements.

PROPERTY DAMAGE INSURANCE. The following provisions relating to insuring the Property are a part of this Mortgage.

Maintenance of Insurance. Grantor shall procure and maintain policies of fire insurance with standard extended coverage endorsements on a replacement basis for the full insurable value covering all Improvements on the Real Property in an amount sufficient to avoid application of any coinsurance clause, and with a standard mortgagee clause in favor of Lender. Policies shall be written by such insurance companies and in such form as may be reasonably acceptable to Lender. Grantor shall deliver to Lender certificates of coverage from each insurer containing a stipulation that coverage will not be cancelled or diminished without a minimum of ten (10) days' prior written notice to Lender and not containing any disclaimer of the insurer's liability for failure to give such notice. Should the Real Property at any time become located in an area designated by the Director of the Federal Emergency Management Agency as a special flood hazard area, Grantor agrees to obtain and maintain Federal Flood Insurance, to the extent such insurance is required by Lender and is or becomes available, for the term of the loan and for the full unpaid principal balance of the loan, or the maximum limit of coverage that is available, whichever is less.

Application of Proceeds. Grantor shall promptly notify Lender of any loss or damage to the Property. Lender may make proof of loss if Grantor fails to do so within fifteen (15) days of the casualty. Whether or not Lender's security is impaired, Lender may, at its election, apply the proceeds to the reduction of the Indebtedness, payment of any lien affecting the Property, or the restoration and repair of the Property. If Lender elects to apply the proceeds to restoration and repair, Grantor shall repair or replace the damaged or destroyed Improvements in a manner satisfactory to Lender. Lender shall, upon satisfactory proof of such expenditure, pay or reimburse Grantor from the proceeds for the reasonable cost of repair or restoration if Grantor is not in default hereunder. Any proceeds which have not been disbursed within 180 days after their receipt and which Lender has not committed to the repair or restoration of the Property shall be used first to pay any amount owing to Lender under this Mortgage, then to prepay accrued interest, and the remainder, if any, shall be applied to the principal balance of the Indebtedness. If Lender holds any proceeds after payment in full of the Indebtedness, such proceeds shall be paid to Grantor.

Unexpired Insurance at Sale. Any unexpired insurance shall inure to the benefit of, and pass to, the purchaser of the Property covered by this Mortgage at any trustee's sale or other sale held under the provisions of this Mortgage, or at any foreclosure sale of such Property.

Grantor's Report on Insurance. Upon request of Lender, however not more than once a year, Grantor shall furnish to Lender a report on each existing policy of insurance showing: (a) the name of the insurer; (b) the risks insured; (c) the amount of the policy; (d) the property insured, the then current replacement value of such property, and the manner of determining that value; and (e) the expiration date of the policy. Grantor shall, upon request of Lender, have an independent appraiser satisfactory to Lender determine the cash value replacement cost of the Property.

TAX AND INSURANCE RESERVES. Subject to any limitations set by applicable law, Lender may require Grantor to maintain with Lender reserves for payment of annual taxes, assessments, and insurance premiums, which reserves shall be created by advance payment or monthly payments of a sum estimated by Lender to be sufficient to produce, at least fifteen (15) days before due, amounts at least equal to the taxes, assessments, and insurance premiums to be paid. If fifteen (15) days before payment is due the reserve funds are insufficient, Grantor shall upon demand pay any deficiency to Lender. The reserve funds shall be held by Lender as a general deposit from Grantor, which Lender may satisfy by payment of the taxes, assessments, and insurance premiums required to be paid by Grantor as they become due. Lender shall have the right to draw upon the reserve funds to pay such items, and Lender shall not be required to determine the validity or accuracy of any item before paying it. Nothing in the Mortgage shall be construed as requiring Lender to advance other monies for such purposes, and Lender shall not incur any liability for anything it may do or omit to do with respect to the reserve account. All amounts in the reserve account are hereby pledged to further secure the Indebtedness, and Lender is hereby authorized to withdraw and apply such amounts on the Indebtedness upon the occurrence of an Event of Default. Lender shall not be required to pay any interest or

earnings on the reserve funds unless required by law or agreed to by Lender in writing. Lender does not hold the reserve funds in trust for Grantor, and Lender is not Grantor's agent for payment of the taxes and assessments required to be paid by Grantor.

EXPENDITURES BY LENDER. If Grantor fails to comply with any provision of this Mortgage, or if any action or proceeding is commenced that would materially affect Lender's interests in the Property, Lender on Grantor's behalf may, but shall not be required to, take any action that Lender deems appropriate. Any amount that Lender expends in so doing will bear interest at the rate charged under the Note from the date incurred or paid by Lender to the date of repayment by Grantor. All such expenses, at Lender's option, will (a) be payable on demand, (b) be added to the balance of the Note and be apportioned among and be payable with any installment payments to become due during either (i) the term of any applicable insurance policy or (ii) the remaining term of the Note, or (c) be treated as a balloon payment which will be due and payable at the Note's maturity. This Mortgage also will secure payment of these amounts. The rights provided for in this paragraph shall be in addition to any other rights or any remedies to which Lender may be entitled on account of the default. Any such action by Lender shall not be construed as curing the default so as to bar Lender from any remedy that it otherwise would have had.

WARRANTY; DEFENSE OF TITLE. The following provisions relating to ownership of the Property are a part of this Mortgage.

Title. Grantor warrants that: (a) Grantor holds good and marketable title of record to the Property in fee simple, free and clear of all liens and encumbrances other than those set forth in the Real Property description or in any title insurance policy, title report, or final title opinion issued in favor of, and accepted by, Lender in connection with this Mortgage, and (b) Grantor has the full right, power, and authority to execute and deliver this Mortgage to Lender.

Defense of Title. Subject to the exception in the paragraph above, Grantor warrants and will forever defend the title to the Property against the lawful claims of all persons. In the event any action or proceeding is commenced that questions Grantor's title or the interest of Lender under this Mortgage, Grantor shall defend the action at Grantor's expense. Grantor may be the nominal party in such proceeding, but Lender shall be entitled to participate in the proceeding and to be represented in the proceeding by counsel of Lender's own choice, and Grantor will deliver, or cause to be delivered, to Lender such instruments as Lender may request from time to time to permit such participation.

Compliance With Laws. Grantor warrants that the Property and Grantor's use of the Property complies with all existing applicable laws, ordinances, and regulations of governmental authorities.

CONDEMNATION. The following provisions relating to condemnation of the Property are a part of this Mortgage.

Application of Net Proceeds. If all or any part of the Property is condemned by eminent domain proceedings or by any proceeding or purchase in lieu of condemnation, Lender may at its election require that all or any portion of the net proceeds of the award be applied to the Indebtedness or the repair or restoration of the Property. The net proceeds of the award shall mean the award after payment of all reasonable costs, expenses, and attorneys' fees incurred by Lender in connection with the condemnation.

Proceedings. If any proceeding in condemnation is filed, Grantor shall promptly notify Lender in writing, and Grantor shall promptly take such steps as may be necessary to defend the action and obtain the award. Grantor may be the nominal party in such proceeding, but Lender shall be entitled to participate in the proceeding and to be represented in the proceeding by counsel of its own choice, and Grantor will deliver or cause to be delivered to Lender such instruments as may be requested by it from time to time to permit such participation.

IMPOSITION OF TAXES, FEES AND CHARGES BY GOVERNMENTAL AUTHORITIES. The following provisions relating to governmental taxes, fees and charges are a part of this Mortgage:

Current Taxes, Fees and Charges. Upon request by Lender, Grantor shall execute such documents in addition to this Mortgage and take whatever other action is requested by Lender to perfect and continue Lender's lien on the Real Property. Grantor shall reimburse Lender for all taxes, as described below, together with all expenses incurred in recording, perfecting or continuing this Mortgage, including without limitation all taxes, fees, documentary stamps, and other charges for recording or registering this Mortgage.

Taxes. The following shall constitute taxes to which this section applies: (a) a specific tax upon this type of Mortgage or upon all or any part of the Indebtedness secured by this Mortgage; (b) a specific tax on Grantor which Grantor is authorized or required to deduct from payments on the Indebtedness secured by this type of Mortgage; (c) a tax on this type of Mortgage chargeable against the Lender or the holder of the Note; and (d) a specific tax on all or any portion of the Indebtedness or on payments of principal and interest made by Grantor.

Subsequent Taxes. If any tax to which this section applies is enacted subsequent to the date of this Mortgage, this event shall have the same effect as an Event of Default (as defined below), and Lender may exercise any or all of its available remedies for an Event of Default as provided below unless Grantor either (a) pays the tax before it becomes delinquent, or (b) contests the tax as provided above in the Taxes and Liens section and deposits with Lender cash or a sufficient corporate surety bond or other security satisfactory to Lender.

SECURITY AGREEMENT; FINANCING STATEMENTS. The following provisions relating to this Mortgage as a security agreement are a part of this Mortgage.

Security Agreement. This instrument shall constitute a security agreement to the extent any of the Property constitutes fixtures or other personal property, and Lender shall have all of the rights of a secured party under the Uniform Commercial Code as amended from time to time.

Security Interest. Upon request by Lender, Grantor shall execute financing statements and take whatever other action is requested by Lender to perfect and continue Lender's security interest in the Rents and Personal Property. In addition to recording this Mortgage in the real property records, Lender may, at any time and without further authorization from Grantor, file executed counterparts, copies or reproductions of this Mortgage as a financing statement. Grantor shall reimburse Lender for all expenses incurred in perfecting or continuing this security interest. Upon default, Grantor shall assemble the Personal Property in a manner and at a place reasonably convenient to Grantor and Lender and make it available to Lender within three (3) days after receipt of written demand from Lender.

Addresses. The mailing addresses of Grantor (debtor) and Lender (secured party), from which information concerning the security interest granted by this Mortgage may be obtained (each as required by the Uniform Commercial Code), are as stated on the first page of this Mortgage.

FURTHER ASSURANCES; ATTORNEY-IN-FACT. The following provisions relating to further assurances and attorney-in-fact are a part of this Mortgage.

Further Assurances. At any time, and from time to time, upon request of Lender, Grantor will make, execute and deliver, or will cause to be made, executed or delivered, to Lender or to Lender's designee, and when requested by Lender, cause to be filed, recorded, refiled, or rerecorded, as the case may be, at such times and in such offices and places as Lender may deem appropriate, any and all such mortgages, deeds of trust, security deeds, security agreements, financing statements, continuation statements, instruments of further assurance, certificates, and other documents as may, in the sole opinion of Lender, be necessary or desirable in order to effectuate, complete, perfect, continue, or preserve (a) the obligations of Grantor under the Note, this Mortgage, and the Related Documents, and (b) the liens and security interests created by this Mortgage as first and prior liens on the Property, whether now owned or hereafter acquired by Grantor. Unless prohibited by law or agreed to the contrary by Lender in writing, Grantor shall reimburse Lender for all costs and expenses incurred in connection with the matters referred to in this paragraph.

Attorney-in-Fact. If Grantor fails to do any of the things referred to in the preceding paragraph, Lender may do so for and in the name of Grantor and at Grantor's expense. For such purposes, Grantor hereby irrevocably appoints Lender as Grantor's attorney-in-fact for the purpose of making, executing, delivering, filing, recording, and doing all other things as may be necessary or desirable, in Lender's sole opinion, to accomplish the matters referred to in the preceding paragraph.

FULL PERFORMANCE. If Grantor pays all the Indebtedness when due, and otherwise performs all the obligations imposed upon Grantor under this Mortgage, Lender shall execute and deliver to Grantor a suitable satisfaction of this Mortgage and suitable statements of termination of any financing statement on file evidencing Lender's security interest in the Rents and the Personal Property. Grantor will pay, if permitted by applicable law, any reasonable termination fee as determined by Lender from time to time.

DEFAULT. Each of the following, at the option of Lender, shall constitute an event of default ("Event of Default") under this Mortgage:

Default on Indebtedness. Failure of Grantor to make any payment when due on the Indebtedness.

Default on Other Payments. Failure of Grantor within the time required by this Mortgage to make any payment for taxes or insurance, or any other payment necessary to prevent filing of or to effect discharge of any lien.

Compliance Default. Failure to comply with any other term, obligation, covenant or condition contained in this Mortgage, the Note or in any of the Related Documents. If such a failure is curable and if Grantor has not been given a notice of a breach of the same provision of this Mortgage within the preceding twelve (12) months, it may be cured (and no Event of Default will have occurred) if Grantor, after Lender sends written notice demanding cure of such failure: (a) cures the failure within fifteen (15) days; or (b) if the cure requires more than fifteen (15) days, immediately initiates steps sufficient to cure the failure and thereafter continues and completes all reasonable and necessary steps sufficient to produce compliance as soon as reasonably practical.

Breaches. Any warranty, representation or statement made or furnished to Lender by or on behalf of Grantor under this Mortgage, the Note or the Related Documents is, or at the time made or furnished was, false in any material respect.

Insolvency. The insolvency of Grantor, appointment of a receiver for any part of Grantor's property, any assignment for the benefit of creditors,

the commencement of any proceeding under any bankruptcy or insolvency laws by or against Grantor, or the dissolution or termination of Grantor's existence as a going business (if Grantor is a business). Except to the extent prohibited by federal law or Oregon law, the death of Grantor (if Grantor is an individual) also shall constitute an Event of Default under this Mortgage.

Foreclosure, Forfeiture, etc. Commencement of foreclosure or forfeiture proceedings, whether by judicial proceeding, self-help, repossession or any other method, by any creditor of Grantor or by any governmental agency against any of the Property. However, this subsection shall not apply in the event of a good faith dispute by Grantor as to the validity or reasonableness of the claim which is the basis of the foreclosure or forefeiture proceeding, provided that Grantor gives Lender written notice of such claim and furnishes reserves or a surety bond for the claim satisfactory to Lender.

Breach of Other Agreement. Any breach by Grantor under the terms of any other agreement between Grantor and Lender that is not remedied within any grace period provided therein, including without limitation any agreement concerning any indebtedness or other obligation of Grantor to Lender, whether existing now or later.

Events Affecting Guarantor. Any of the preceding events occurs with respect to any Guarantor of any of the Indebtedness or such Guarantor dies or becomes incompetent. Lender, at its option, may, but shall not be required to, permit the Guarantor's estate to assume unconditionally the obligations arising under the guaranty in a manner satisfactory to Lender, and, in doing so, cure the Event of Default.

Insecurity. Lender in good faith deems itself insecure.

RIGHTS AND REMEDIES ON DEFAULT. Upon the occurrence of any Event of Default and at any time thereafter, Lender, at its option, may exercise any one or more of the following rights and remedies, in addition to any other rights or remedies provided by law:

Accelerate Indebtedness. Lender shall have the right at its option without notice to Grantor to declare the entire Indebtedness immediately due and payable, including any prepayment penalty which Grantor would be required to pay.

UCC Remedies. With respect to all or any part of the Personal Property, Lender shall have all the rights and remedies of a secured party under the Uniform Commercial Code.

Collect Rents. Lender shall have the right, without notice to Grantor, to take possession of the Property and collect the Rents, including amounts past due and unpaid, and apply the net proceeds, over and above Lender's costs, against the Indebtedness. In furtherance of this right, Lender may require any tenant or other user of the Property to make payments of rent or use fees directly to Lender. If the Rents are collected by Lender, then Grantor irrevocably designates Lender as Grantor's attorney-in-fact to endorse instruments received in payment thereof in the name of Grantor and to negotiate the same and collect the proceeds. Payments by tenants or other users to Lender in response to Lender's demand shall satisfy the obligations for which the payments are made, whether or not any proper grounds for the demand existed. Lender may exercise its rights under this subparagraph either in person, by agent, or through a receiver.

Appoint Receiver. Lender shall have the right to have a receiver appointed to take possession of all or any part of the Property, with the power to protect and preserve the Property, to operate the Property preceding foreclosure or sale, and to collect the Rents from the Property and apply the proceeds, over and above the cost of the receivership, against the Indebtedness. The receiver may serve without bond if permitted by law. Lender's right to the appointment of a receiver shall exist whether or not the apparent value of the Property exceeds the Indebtedness by a substantial amount. Employment by Lender shall not disqualify a person from serving as a receiver.

Judicial Foreclosure. Lender may obtain a judicial decree foreclosing Grantor's interest in all or any part of the Property.

Nonjudicial Sale. If permitted by applicable law, Lender may foreclose Grantor's interest in all or in any part of the Personal Property or the Real Property by nonjudicial sale.

Deficiency Judgment. If permitted by applicable law, Lender may obtain a judgment for any deficiency remaining in the Indebtedness due to Lender after application of all amounts received from the exercise of the rights provided in this section.

Tenancy at Sufferance. If Grantor remains in possession of the Property after the Property is sold as provided above or Lender otherwise becomes entitled to possession of the Property upon default of Grantor, Grantor shall become a tenant at sufferance of Lender or the purchaser of the Property and shall, at Lender's option, either (a) pay a reasonable rental for the use of the Property, or (b) vacate the Property immediately upon the demand of Lender.

Other Remedies. Lender shall have all other rights and remedies provided in this Mortgage or the Note or available at law or in equity.

Sale of the Property. To the extent permitted by applicable law, Grantor hereby waives any and all right to have the property marshalled. In exercising its rights and remedies, Lender shall be free to sell all or any part of the Property together or separately, in one sale or by separate sales. Lender shall be entitled to bid at any public sale on all or any portion of the Property.

Notice of Sale. Lender shall give Grantor reasonable notice of the time and place of any public sale of the Personal Property or of the time after which any private sale or other intended disposition of the Personal Property is to be made. Reasonable notice shall mean notice given at least ten (10) days before the time of the sale or disposition.

Waiver; Election of Remedies. A waiver by any party of a breach of a provision of this Mortgage shall not constitute a waiver of or prejudice the party's rights otherwise to demand strict compliance with that provision or any other provision. Election by Lender to pursue any remedy shall not exclude pursuit of any other remedy, and an election to make expenditures or take action to perform an obligation of Grantor under this Mortgage after failure of Grantor to perform shall not affect Lender's right to declare a default and exercise its remedies under this Mortgage.

Attorneys' Fees; Expenses. If Lender institutes any suit or action to enforce any of the terms of this Mortgage, Lender shall be entitled to recover such sum as the court may adjudge reasonable as attorneys' fees at trial and on any appeal. Whether or not any court action is involved, all reasonable expenses incurred by Lender that in Lender's opinion are necessary at any time for the protection of its interest or the enforcement of its rights shall become a part of the Indebtedness payable on demand and shall bear interest from the date of expenditure until repaid at the Note rate. Expenses covered by this paragraph include, without limitation, however subject to any limits under applicable law, Lender's attorneys' fees and Lender's legal expenses whether or not there is a lawsuit, including attorneys' fees for bankruptcy proceedings (including efforts to modify or vacate any automatic stay or injunction), appeals and any anticipated post-judgment collection services, the cost of searching records, obtaining title reports (including foreclosure reports), surveyors' reports, and appraisal fees, and title insurance, to the extent permitted by applicable law. Grantor also will pay any court costs, in addition to all other sums provided by law.

NOTICES TO GRANTOR AND OTHER PARTIES. Any notice under this Mortgage, including without limitation any notice of default and any notice of sale to Grantor, shall be in writing and shall be effective when actually delivered, or when deposited with a nationally recognized overnight courier, or, if mailed, shall be deemed effective when deposited in the United States mail first class, registered mail, postage prepaid, directed to the addresses shown near the beginning of this Mortgage. Any party may change its address for notices under this Mortgage by giving formal written notice to the other parties, specifying that the purpose of the notice is to change the party's address. All copies of notices of foreclosure from the holder of any lien which has priority over this Mortgage shall be sent to Lender's address, as shown near the beginning of this Mortgage. For notice purposes, Grantor agrees to keep Lender informed at all times of Grantor's current address.

MISCELLANEOUS PROVISIONS. The following miscellaneous provisions are a part of this Mortgage:

Amendments. This Mortgage, together with any Related Documents, constitutes the entire understanding and agreement of the parties as to the matters set forth in this Mortgage. No alteration of or amendment to this Mortgage shall be effective unless given in writing and signed by the party or parties sought to be charged or bound by the alteration or amendment.

Annual Reports. If the Property is used for purposes other than Grantor's residence, Grantor shall furnish to Lender, upon request, a certified statement of net operating income received from the Property during Grantor's previous fiscal year in such form and detail as Lender shall require. "Net operating income" shall mean all cash receipts from the Property less all cash expenditures made in connection with the operation of the Property.

Applicable Law. This Mortgage has been delivered to Lender and accepted by Lender in the State of Oregon. This Mortgage shall be governed by and construed in accordance with the laws of the State of Oregon.

Caption Headings. Caption headings in this Mortgage are for convenience purposes only and are not to be used to interpret or define the provisions of this Mortgage.

Merger. There shall be no merger of the interest or estate created by this Mortgage with any other interest or estate in the Property at any time held by or for the benefit of Lender in any capacity, without the written consent of Lender.

Multiple Parties. All obligations of Grantor under this Mortgage shall be joint and several, and all references to Grantor shall mean each and every Grantor. This means that each of the persons signing below is responsible for all obligations in this Mortgage.

Severability. If a court of competent jurisdiction finds any provision of this Mortgage to be invalid or unenforceable as to any person or circumstance, such finding shall not render that provision invalid or unenforceable as to any other persons or circumstances. If feasible, any such offending provision shall be deemed to be modified to be within the limits of enforceability or validity; however, if the offending provision cannot be so modified, it shall be stricken and all other provisions of this Mortgage in all other respects shall remain valid and enforceable.

Successors and Assigns. Subject to the limitations stated in this Mortgage on transfer of Grantor's interest, this Mortgage shall be binding upon and inure to the benefit of the parties, their successors and assigns. If ownership of the Property becomes vested in a person other than Grantor, Lender, without notice to Grantor, may deal with Grantor's successors with reference to this Mortgage and the Indebtedness by way of forbearance or extension without releasing Grantor from the obligations of this Mortgage or liability under the Indebtedness.

Waiver of Homestead Exemption. Grantor hereby releases and waives all rights and benefits of the homestead exemption laws of the State of Oregon as to all Indebtedness secured by this Mortgage.

Waivers and Consents. Lender shall not be deemed to have waived any rights under this Mortgage (or under the Related Documents) unless such waiver is in writing and signed by Lender. No delay or omission on the part of Lender in exercising any right shall operate as a waiver of such right or any other right. A waiver by any party of a provision of this Mortgage shall not constitute a waiver of or prejudice the party's right otherwise to demand strict compliance with that provision or any other provision. No prior waiver by Lender, nor any course of dealing between Lender and Grantor, shall constitute a waiver of any of Lender's rights or any of Grantor's obligations as to any future transactions. Whenever consent by Lender is required in this Mortgage, the granting of such consent by Lender in any instance shall not constitute continuing consent to subsequent instances where such consent is required.

HIGHLY ERODIBLE LAND AND WETLAND CONSERVATION. "Borrower further agrees that the loan(s) secured by this instrument will be in default should any loan proceeds be used for a purpose that will contribute to excessive erosion of highly erodible land or to the conversion of wetland to produce or to make possible the production of an agricultural commodity, as further explained in 7 CFR Part 1940, Subpart G, Exhibit M."

EACH GRANTOR ACKNOWLEDGES HAVING READ ALL THE PROVISIONS OF THIS MORTGAGE, AND EACH GRANTOR AGREES TO ITS TERMS.

GRANTOR:

X _____
SCOTT J MADISON
ALSO KNOWN AS: SCOTT MADISON

X _____
MARY M MADISON
ALSO KNOWN AS: MARY MADISON

INDIVIDUAL ACKNOWLEDGMENT

STATE OF Oregon)
) SS
COUNTY OF Morrow)

OFFICIAL SEAL
TRICIA GUNDERSON
NOTARY PUBLIC - OREGON
COMMISSION NO.022709
MY COMMISSION EXPIRES MAR. 10, 1997

On this day before me, the undersigned Notary Public, personally appeared SCOTT J MADISON and MARY M MADISON, to me known to be the individuals described in and who executed the Mortgage, and acknowledged that they signed the Mortgage as their free and voluntary act and deed, for the uses and purposes therein mentioned.

Given under my hand and official seal this 13 day of May, 19 94.

By Tricia Gundersen Residing at Heppner OR

Notary Public in and for the State of Oregon My commission expires 3-10-97

LASER PRO, Reg. U.S. Pat. & T.M. Off., Ver. 3.10d (c) 1994 CFI ProServices, Inc. All rights reserved. [OR-G03 10039568.LN]

TOWNSHIP 3 NORTH, RANGE 28, EAST OF THE WILLAMETTE MERIDIAN

PARCEL A:

Section 18: Southeast Quarter of Northeast Quarter.
Northeast Quarter of Southeast Quarter.

PARCEL B:

Section 18: Southeast Quarter of Southwest Quarter.
Southwest Quarter of Southeast Quarter.

Section 19: East Half of Northwest Quarter.
West Half of Northeast Quarter.

ALSO easement over and across Southeast Quarter of Southeast Quarter of Section 18 and Southwest Quarter of Section 17, Township 3 North, Range 28, described as beginning at a point 525 feet North of Southwest corner of Southeast Quarter of Southeast Quarter of Section 18, Township 3 North, Range 28;
Thence North 20.00 feet to a point;
Thence East to West line of right of way of Buttercreek Highway, Highway No. 207;
Thence South along said West line of Buttercreek Highway 20.00 feet to a point;
Thence West to the point of beginning;

SUBJECT to any and all water rights of way and roads;

All being East of the Willamette Meridian, Umatilla County, Oregon.

PARCEL C:

Section 17: Southeast Quarter of Northwest Quarter lying Westerly of Highway No. 207;
Southwest Quarter lying Westerly of Highway 207.

Section 18: Southeast Quarter of Southeast Quarter.

Section 19: East Half of Northeast Quarter.

Section 20: West Half of Northwest Quarter, lying Westerly of Highway No. 207;

SUBJECT to any and all water rights of way, roads and highways;

All being East of the Willamette Meridian, Umatilla County, Oregon

*Including all water rights, permits and certificates. All irrigation equipment hereafter described, including but not limited to any replacements thereof or additions thereto: Unisloed Motor Model D-96034410275 Serial #9603441-837 BR226779; Berkley Pump Model B4KPBL Serial #7747623; Selectric Panel Serial #US06191 75 HP; (2) 1/4 Mile used wheellines with 5' Wheels and 4" pipe; Unisloed Motor 30 HP Serial #9603691-852 BR226778; Jacuzzi Pump Model 30GM4-1/E Serial #687019615; Marathon Electric Motor 125 HP Model XD405TTDS403BAWW Serial #19-03432-4/24-02; Cornell Pump Model 6RB-125-4 Serial #78241-13.1; Selectric Panel 125 HP #X-405145; Valley Irrigation System Model 6000 Serial #68159 1,243 feet long with a Towers electric drive.

	AMOUNT OF WATER	SOURCE
Permit #48450	280 acres	Umatilla River
Permit #48450	441.8 acres Primary	Columbia River
Permit #51017	281.20 acres supplemental	Columbia River
Permit #25920	40.0 acres	Umatilla River
Permit #464993	204.50 acres	Butter Creek
Certificate #35783	61.6 acres supplemental	Well, Butter Creek
Certificate #35811	98.2 acres primary & supplemental	Wells, Butter Creek

SCOTT J MADISON 5-13-74 DATE

MARY M MADISON 5-13-74 DATE

436 0209

[redacted]

RECEIVED
MAY 2 2003
UMATILLA COUNTY RECORDS

State of Oregon)
County of Umatilla)

This instrument was received and recorded on
05-02-03 at 3:24
in the record of instrument code type MG-UCC

Instrument Number 2003-4360209
Fee 31.00
Office of County Records

Records Officer

UCC FINANCING STATEMENT

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

A. NAME & PHONE OF CONTACT AT FILER (optional)
800-648-8026 JENNY JENSEN

B. SEND ACKNOWLEDGMENT TO: (Name and Address)

DIVERSIFIED FINANCIAL SERVICES, LLC
14010 FIRST NATIONAL BANK PARKWAY #205
OMAHA, NE 68154

2003-4360209 1 of 2

1. DEBTOR'S EXACT FULL LEGAL NAME - insert only one debtor name (1a or 1b) - do not abbreviate or combine names

1a. ORGANIZATION'S NAME

OR

1b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX
MADISON	SCOTT		

1c. MAILING ADDRESS	CITY	STATE	POSTAL CODE	COUNTRY
75512 HWY 207	ECHO	OR	97826	

1d. TAX ID #: SSN OR EIN	ADDL INFO RE ORGANIZATION DEBTOR	1e. TYPE OF ORGANIZATION	1f. JURISDICTION OF ORGANIZATION	1g. ORGANIZATIONAL ID #, if any
				NONE

2. ADDITIONAL DEBTOR'S EXACT FULL LEGAL NAME - insert only one debtor name (2a or 2b) - do not abbreviate or combine names

2a. ORGANIZATION'S NAME

OR

2b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX
MADISON	MARY		

2c. MAILING ADDRESS	CITY	STATE	POSTAL CODE	COUNTRY
75512 HWY 207	ECHO	OR	97826	

2d. TAX ID #: SSN OR EIN	ADDL INFO RE ORGANIZATION DEBTOR	2e. TYPE OF ORGANIZATION	2f. JURISDICTION OF ORGANIZATION	2g. ORGANIZATIONAL ID #, if any
				NONE

3. SECURED PARTY'S NAME (or NAME of TOTAL ASSIGNEE of ASSIGNOR S/P) - insert only one secured party name (3a or 3b)

3a. ORGANIZATION'S NAME
DIVERSIFIED FINANCIAL SERVICES, LLC

OR

3b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX

3c. MAILING ADDRESS	CITY	STATE	POSTAL CODE	COUNTRY
14010 FIRST NATIONAL BANK PARKWAY #205	OMAHA	NE	68154	

4. This FINANCING STATEMENT covers the following collateral:

1-USED 1990 MODEL 6000 VALLEY IRRIGATION PIVOT 1633' 11T W/ACC., FREIGHT & INSTALLATION (NON-TOWABLE)
1-USED 1990 MODEL 6000 VALLEY IRRIGATION PIVOT 1388' 10T W/ACC., FREIGHT & INSTALLATION (NON-TOWABLE)

5. ALTERNATIVE DESIGNATION (if applicable): LESSEE/LESSOR CONSIGNEE/CONSIGNOR BAILEE/BAILOR SELLER/BUYER AG. LIEN NON-UCC FILING

6. ☑ This FINANCING STATEMENT is to be filed (for record) (or recorded) in the REAL ESTATE RECORDS. Attach Addendum (if applicable)

7. Check to REQUEST SEARCH REPORT(S) on Debtor(s) (ADDITIONAL FEE) (optional) All Debtors Debtor 1 Debtor 2

8. OPTIONAL FILER REFERENCE DATA
95920-001

FILING OFFICE COPY — NATIONAL UCC FINANCING STATEMENT (FORM UCC1) (REV. 07/29/98)

71790
71764

MAY 0 2 2003

2003-4360209 2 of 2

UCC FINANCING STATEMENT ADDENDUM

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

9. NAME OF FIRST DEBTOR (1a or 1b) ON RELATED FINANCING STATEMENT

9a. ORGANIZATION'S NAME

OR

9b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME,SUFFIX
MADISON	SCOTT	

10. MISCELLANEOUS:

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

11. ADDITIONAL DEBTOR'S EXACT FULL LEGAL NAME - Insert only one name (11a or 11b) - do not abbreviate or combine names

11a. ORGANIZATION'S NAME

OR

11b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX

11c. MAILING ADDRESS	CITY	STATE	POSTAL CODE	COUNTRY

11d. TAX ID #: SSN OR EIN	ADD'L INFO RE ORGANIZATION DEBTOR	11e. TYPE OF ORGANIZATION	11f. JURISDICTION OF ORGANIZATION	11g. ORGANIZATIONAL ID #, if any
				☐ NONE

12. ☐ ADDITIONAL SECURED PARTY'S or ☐ ASSIGNOR S/P'S NAME - Insert only one name (12a or 12b)

12a. ORGANIZATION'S NAME

OR

12b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX

12c. MAILING ADDRESS	CITY	STATE	POSTAL CODE	COUNTRY

13. This FINANCING STATEMENT covers ☐ timber to be cut or ☐ as-extracted collateral, or is filed as a ☑ fixture filing.

14. Description of real estate:

SECTION 17, 18, 19, & 20
TOWNSHIP 3N
RANGE 28E
UMATILLA COUNTY, OR

16. Additional collateral description:

15. Name and address of a RECORD OWNER of above-described real estate (if Debtor does not have a record interest):

SCOTT MADISON

17. Check only if applicable and check only one box.

Debtor is a ☐ Trust or ☐ Trustee acting with respect to property held in trust or ☐ Decedent's Estate

18. Check only if applicable and check only one box.

☐ Debtor is a TRANSMITTING UTILITY

☐ Filed in connection with a Manufactured-Home Transaction — effective 30 years

☐ Filed in connection with a Public-Finance Transaction — effective 30 years

FILING OFFICE COPY — NATIONAL UCC FINANCING STATEMENT ADDENDUM (FORM UCC1Ad) (REV. 07/29/98)

2003 4490287

RECORDATION REQUESTED BY:
BANK OF EASTERN OREGON
HEPPNER BRANCH
279 N MAIN
P O BOX 39
HEPPNER, OR 97836

WHEN RECORDED MAIL TO:
BANK OF EASTERN OREGON
HEPPNER BRANCH
279 N MAIN
P O BOX 39
HEPPNER, OR 97836

SEND TAX NOTICES TO:
SCOTT J. MADISON
MARY M. MADISON
75512 HIGHWAY 207
ECHO, OR 97826

RECEIVED
OCT 06 2003
UMATILLA COUNTY RECORDS

SPACE ABOVE THI

2003-4490287 1 of 7

State of Oregon)
County of Umatilla)

This instrument was received and recorded on

10-06-03 at 3:00

in the record of instrument code type TD

Instrument Number 2003-4490287
Fee 56.00

Office of County Records

Records Officer

LINE OF CREDIT INSTRUMENT

LINE OF CREDIT DEED OF TRUST. (A) This Deed of Trust is a LINE OF CREDIT INSTRUMENT. (B) The maximum principal amount to be advanced pursuant to the Note is $600,000. (C) The term of the Note commences on the date of this Deed of Trust and ends on April 1, 2004.

THIS DEED OF TRUST is dated September 26, 2003, among SCOTT MADISON and MARY MADISON, husband and wife as tenants by the entirety ("Grantor"); BANK OF EASTERN OREGON, whose address is HEPPNER BRANCH, 279 N MAIN, P O BOX 39, HEPPNER, OR 97836 (referred to below sometimes as "Lender" and sometimes as "Beneficiary"); and PIONEER TITLE COMPANY, whose address is PO BOX 187, HERMISTON, OR 97838 (referred to below as "Trustee").

Conveyance and Grant. For valuable consideration, represented in the Note dated September 26, 2003, in the original principal amount of $600,000.00, from Grantor to Lender, Grantor conveys to Trustee for the benefit of Lender as Beneficiary all of Grantor's right, title, and interest in and to the following described real property, together with all existing or subsequently erected or affixed buildings, improvements and fixtures; all easements, rights of way, and appurtenances; all water, water rights and ditch rights (including stock in utilities with ditch or irrigation rights); and all other rights, royalties, and profits relating to the real property, including without limitation all minerals, oil, gas, geothermal and similar matters, (the "Real Property") located in UMATILLA County, State of Oregon:

TRACT I:

TOWNSHIP 3 NORTH, RANGE 28, E.W.M.

SECTION 18: SOUTHEAST QUARTER OF NORTHEAST QUARTER. NORTHEAST QUARTER OF SOUTHEAST QUARTER. 6000

ALL BEING EAST OF THE WILLAMETTE MERIDIAN, UMATILLA COUNTY, OREGON.

TRACT II:

TOWNSHIP 3 NORTH, RANGE 28, E.W.M.

SECTION 18: SOUTHEAST QUARTER OF SOUTHWEST QUARTER. SOUTHWEST QUARTER OF SOUTHEAST QUARTER. 6200

SECTION 19: EAST HALF OF NORTHWEST QUARTER. WEST HALF OF NORTHEAST QUARTER. 6200

AN EASEMENT OVER AND ACROSS SOUTHEAST QUARTER OF SOUTHEAST QUARTER OF SECTION 18 AND SOUTHWEST QUARTER OF SECTION 17, DESCRIBED AS BEGINNING AT A POINT 525 FEET NORTH OF SOUTHWEST CORNER OF SOUTHEAST QUARTER OF SOUTHEAST QUARTER OF SAID SECTION 18; THENCE NORTH 20.00 FEET; THENCE EAST TO THE WESTERLY RIGHT OF WAY LINE OF BUTTERCREEK HIGHWAY NO. 207; THENCE SOUTH ALONG SAID WESTERLY RIGHT OF WAY LINE, 20.00 FEET; THENCE WEST TO THE POINT OF BEGINNING.

ALL BEING EAST OF THE WILLAMETTE MERIDIAN, UMATILLA COUNTY, OREGON.

TRACT III:

TOWNSHIP 3 NORTH, RANGE 28, E.W.M.

SECTION 17: ALL THAT PORTION OF THE SOUTHEAST QUARTER OF NORTHWEST QUARTER AND OF THE SOUTHWEST QUARTER LYING WESTERLY OF HIGHWAY NO. 207. 5900, 5901, 5902, 5902

SECTION 18: SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER. 5902

SECTION 19: EAST HALF OF THE NORTHEAST QUARTER. 5903

SECTION 20: ALL THAT PORTION OF THE WEST HALF OF NORTHWEST QUARTER LYING WESTERLY OF HIGHWAY NO. 207; 5902, 5903

ALL BEING EAST OF THE WILLAMETTE MERIDIAN, UMATILLA COUNTY, OREGON.

The Real Property or its address is commonly known as 75512 HIGHWAY 207, ECHO, OR 97826.

Grantor presently assigns to Lender (also known as Beneficiary in this Deed of Trust) all of Grantor's right, title, and interest in and to all present and future leases of the Property and all Rents from the Property. In addition, Grantor grants to Lender a Uniform Commercial Code security interest in the Personal Property and Rents.

THIS DEED OF TRUST, INCLUDING THE ASSIGNMENT OF RENTS AND THE SECURITY INTEREST IN THE RENTS AND PERSONAL PROPERTY, IS GIVEN TO SECURE (1) PAYMENT OF THE INDEBTEDNESS AND (2) PERFORMANCE OF ANY AND ALL OBLIGATIONS UNDER THE NOTE, THE RELATED DOCUMENTS, AND THIS DEED OF TRUST. THIS DEED OF TRUST IS GIVEN AND ACCEPTED ON THE FOLLOWING TERMS:

Payment and Performance. Except as otherwise provided in this Deed of Trust, Grantor shall pay to Lender all amounts secured by this Deed of

Trust as they become due, and shall strictly and in a timely manner perform all of Grantor's obligations under the Note, this Deed of Trust, and the Related Documents.

Possession and Maintenance of the Property. Grantor agrees that Grantor's possession and use of the Property shall be governed by the following provisions:

Possession and Use. Until the occurrence of an Event of Default, Grantor may (a) remain in possession and control of the Property; (b) use, operate or manage the Property; and (c) collect the Rents from the Property. The following provisions relate to the use of the Property or to other limitations on the Property. 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.

Duty to Maintain. Grantor shall maintain the Property in tenantable condition and promptly perform all repairs, replacements, and maintenance necessary to preserve its value.

Compliance With Environmental Laws. Grantor represents and warrants to Lender that: (a) During the period of Grantor's ownership of the Property, there has been no use, generation, manufacture, storage, treatment, disposal, release or threatened release of any Hazardous Substance by any person on, under, about or from the Property; (b) Grantor has no knowledge of, or reason to believe that there has been, except as previously disclosed to and acknowledged by Lender in writing, (i) any breach or violation of any Environmental Laws, (ii) any use, generation, manufacture, storage, treatment, disposal, release or threatened release of any Hazardous Substance on, under, about or from the Property by any prior owners or occupants of the Property, or (iii) any actual or threatened litigation or claims of any kind by any person relating to such matters; and (c) Except as previously disclosed to and acknowledged by Lender in writing, (i) neither Grantor nor any tenant, contractor, agent or other authorized user of the Property shall use, generate, manufacture, store, treat, dispose of or release any Hazardous Substance on, under, about or from the Property; and (ii) any such activity shall be conducted in compliance with all applicable federal, state, and local laws, regulations and ordinances, including without limitation all Environmental Laws. Grantor authorizes Lender and its agents to enter upon the Property to make such inspections and tests, at Grantor's expense, as Lender may deem appropriate to determine compliance of the Property with this section of the Deed of Trust. Any inspections or tests made by Lender shall be for Lender's purposes only and shall not be construed to create any responsibility or liability on the part of Lender to Grantor or to any other person. The representations and warranties contained herein are based on Grantor's due diligence in investigating the Property for Hazardous Substances. Grantor hereby (a) releases and waives any future claims against Lender for indemnity or contribution in the event Grantor becomes liable for cleanup or other costs under any such laws; and (b) agrees to indemnify and hold harmless Lender against any and all claims, losses, liabilities, damages, penalties, and expenses which Lender may directly or indirectly sustain or suffer resulting from a breach of this section of the Deed of Trust or as a consequence of any use, generation, manufacture, storage, disposal, release or threatened release occurring prior to Grantor's ownership or interest in the Property, whether or not the same was or should have been known to Grantor. The provisions of this section of the Deed of Trust, including the obligation to indemnify, shall survive the payment of the Indebtedness and the satisfaction and reconveyance of the lien of this Deed of Trust and shall not be affected by Lender's acquisition of any interest in the Property, whether by foreclosure or otherwise.

Nuisance, Waste. Grantor shall not cause, conduct or permit any nuisance nor commit, permit, or suffer any stripping of or waste on or to the Property or any portion of the Property. Without limiting the generality of the foregoing, Grantor will not remove, or grant to any other party the right to remove, any timber, minerals (including oil and gas), coal, clay, scoria, soil, gravel or rock products without Lender's prior written consent.

Removal of Improvements. Grantor shall not demolish or remove any Improvements from the Real Property without Lender's prior written consent. As a condition to the removal of any Improvements, Lender may require Grantor to make arrangements satisfactory to Lender to replace such Improvements with Improvements of at least equal value.

Lender's Right to Enter. Lender and Lender's agents and representatives may enter upon the Real Property at all reasonable times to attend to Lender's interests and to inspect the Real Property for purposes of Grantor's compliance with the terms and conditions of this Deed of Trust.

Compliance with Governmental Requirements. Grantor shall promptly comply with all laws, ordinances, and regulations, now or hereafter in effect, of all governmental authorities applicable to the use or occupancy of the Property, including without limitation, the Americans With Disabilities Act. Grantor may contest in good faith any such law, ordinance, or regulation and withhold compliance during any proceeding, including appropriate appeals, so long as Grantor has notified Lender in writing prior to doing so and so long as, in Lender's sole opinion, Lender's interests in the Property are not jeopardized. Lender may require Grantor to post adequate security or a surety bond, reasonably satisfactory to Lender, to protect Lender's interest.

Duty to Protect. Grantor agrees neither to abandon or leave unattended the Property. Grantor shall do all other acts, in addition to those acts set forth above in this section, which from the character and use of the Property are reasonably necessary to protect and preserve the Property.

Taxes and Liens. The following provisions relating to the taxes and liens on the Property are part of this Deed of Trust:

Payment. Grantor shall pay when due (and in all events prior to delinquency) all taxes, special taxes, assessments, charges (including water and sewer), fines and impositions levied against or on account of the Property, and shall pay when due all claims for work done on or for services rendered or material furnished to the Property. Grantor shall maintain the Property free of all liens having priority over or equal to the interest of Lender under this Deed of Trust, except for the lien of taxes and assessments not due and except as otherwise provided in this Deed of Trust.

Right to Contest. Grantor may withhold payment of any tax, assessment, or claim in connection with a good faith dispute over the obligation to pay, so long as Lender's interest in the Property is not jeopardized. If a lien arises or is filed as a result of nonpayment, Grantor shall within fifteen (15) days after the lien arises or, if a lien is filed, within fifteen (15) days after Grantor has notice of the filing, secure the discharge of the lien, or if requested by Lender, deposit with Lender cash or a sufficient corporate surety bond or other security satisfactory to Lender in an amount sufficient to discharge the lien plus any costs and attorneys' fees, or other charges that could accrue as a result of a foreclosure or sale under the lien. In any contest, Grantor shall defend itself and Lender and shall satisfy any adverse judgment before enforcement against the Property. Grantor shall name Lender as an additional obligee under any surety bond furnished in the contest proceedings.

Evidence of Payment. Grantor shall upon demand furnish to Lender satisfactory evidence of payment of the taxes or assessments and shall authorize the appropriate governmental official to deliver to Lender at any time a written statement of the taxes and assessments against the Property.

Notice of Construction. Grantor shall notify Lender at least fifteen (15) days before any work is commenced, any services are furnished, or any materials are supplied to the Property, if any mechanic's lien, materialmen's lien, or other lien could be asserted on account of the work, services, or materials. Grantor will upon request of Lender furnish to Lender advance assurances satisfactory to Lender that Grantor can and will pay the cost of such improvements.

Property Damage Insurance. The following provisions relating to insuring the Property are a part of this Deed of Trust.

Maintenance of Insurance. Grantor shall procure and maintain policies of fire insurance with standard extended coverage endorsements on a replacement basis for the full insurable value covering all Improvements on the Real Property in an amount sufficient to avoid application of any coinsurance clause, and with a standard mortgagee clause in favor of Lender. Grantor shall also procure and maintain comprehensive general liability insurance in such coverage amounts as Lender may request with Trustee and Lender being named as additional insureds in such liability insurance policies. Additionally, Grantor shall maintain such other insurance, including but not limited to hazard, business interruption, and boiler insurance, as Lender may reasonably require. Policies shall be written in form, amounts, coverages and basis reasonably acceptable to Lender and issued by a company or companies reasonably acceptable to Lender. Grantor, upon request of Lender, will deliver to Lender from time to time the policies or certificates of insurance in form satisfactory to Lender, including stipulations that coverages will not be cancelled or diminished without at least ten (10) days prior written notice to Lender. Each insurance policy also shall include an endorsement providing that coverage in favor of Lender will not be impaired in any way by any act, omission or default of Grantor or any other person. Should the Real Property be located in an area designated by the Director of the Federal Emergency Management Agency as a special flood hazard area, Grantor agrees to obtain and maintain Federal Flood Insurance, if available, within 45 days after notice is given by Lender that the Property is located in a special flood hazard area, for the full unpaid principal balance of the loan and any prior liens on the property securing the loan, up to the maximum policy limits set under the National Flood Insurance Program, or as otherwise required by Lender, and to maintain such insurance for the term of the loan.

Application of Proceeds. Grantor shall promptly notify Lender of any loss or damage to the Property. Lender may make proof of loss if Grantor fails to do so within fifteen (15) days of the casualty. Whether or not Lender's security is impaired, Lender may, at Lender's election, receive and retain the proceeds of any insurance and apply the proceeds to the reduction of the Indebtedness, payment of any lien affecting the Property, or the restoration and repair of the Property. If Lender elects to apply the proceeds to restoration and repair, Grantor shall repair or replace the damaged or destroyed Improvements in a manner satisfactory to Lender. Lender shall, upon satisfactory proof of such expenditure, pay or reimburse Grantor from the proceeds for the reasonable cost of repair or restoration if Grantor is not in default under this Deed of Trust. Any proceeds which have not been disbursed within 180 days after their receipt and which Lender has not committed to the repair or restoration of the Property shall be used first to pay any amount owing to Lender under this Deed of Trust, then to pay accrued interest, and the remainder, if any, shall be applied to the principal balance of the Indebtedness. If Lender holds any proceeds after payment in full of the Indebtedness, such proceeds shall be paid to Grantor as Grantor's interests may appear.

Grantor's Report on Insurance. Upon request of Lender, however not more than once a year, Grantor shall furnish to Lender a report on each existing policy of insurance showing: (a) the name of the insurer; (b) the risks insured; (c) the amount of the policy; (d) the property insured, the then current replacement value of such property, and the manner of determining that value; and (e) the expiration date of the policy. Grantor shall, upon request of Lender, have an independent appraiser satisfactory to Lender determine the cash value replacement cost of the Property.

Lender's Expenditures. If any action or proceeding is commenced that would materially affect Lender's interest in the Property or if Grantor fails to comply with any provision of this Deed of Trust or any Related Documents, including but not limited to Grantor's failure to discharge or pay when due any amounts Grantor is required to discharge or pay under this Deed of Trust or any Related Documents, Lender on Grantor's behalf may (but shall not be obligated to) take any action that Lender deems appropriate, including but not limited to discharging or paying all taxes, liens, security interests, encumbrances and other claims, at any time levied or placed on the Property and paying all costs for insuring, maintaining and preserving the Property. All such expenditures incurred or paid by Lender for such purposes will then bear interest at the rate charged under the Note from the date incurred or paid by Lender to the date of repayment by Grantor. All such expenses will become a part of the Indebtedness and, at Lender's option, will (1) be payable on demand; (2) be added to the balance of the Note and be apportioned among and be payable with any installment payments to become due during either (a) the term of any applicable insurance policy; or (b) the remaining term of the Note; or (3) be treated as a balloon payment which will be due and payable at the Note's maturity. The Deed of Trust also will secure payment of these amounts. Such right shall be in addition to all other rights and remedies to which Lender may be entitled upon Default.

Warranty; Defense of Title. The following provisions relating to ownership of the Property are a part of this Deed of Trust:

Title. Grantor warrants that: (a) Grantor holds good and marketable title of record to the Property in fee simple, free and clear of all liens and encumbrances other than those set forth in the Real Property description or in any title insurance policy, title report, or final title opinion issued in favor of, and accepted by, Lender in connection with this Deed of Trust, and (b) Grantor has the full right, power, and authority to execute and deliver this Deed of Trust to Lender.

Defense of Title. Subject to the exception in the paragraph above, Grantor warrants and will forever defend the title to the Property against the lawful claims of all persons. In the event any action or proceeding is commenced that questions Grantor's title or the interest of Trustee or Lender under this Deed of Trust, Grantor shall defend the action at Grantor's expense. Grantor may be the nominal party in such proceeding, but Lender shall be entitled to participate in the proceeding and to be represented in the proceeding by counsel of Lender's own choice, and Grantor will deliver, or cause to be delivered, to Lender such instruments as Lender may request from time to time to permit such participation.

Compliance With Laws. Grantor warrants that the Property and Grantor's use of the Property complies with all existing applicable laws, ordinances, and regulations of governmental authorities.

Survival of Representations and Warranties. All representations, warranties, and agreements made by Grantor in this Deed of Trust shall survive the execution and delivery of this Deed of Trust, shall be continuing in nature, and shall remain in full force and effect until such time as Grantor's Indebtedness shall be paid in full.

Condemnation. The following provisions relating to condemnation proceedings are a part of this Deed of Trust:

Proceedings. If any proceeding in condemnation is filed, Grantor shall promptly notify Lender in writing, and Grantor shall promptly take such steps as may be necessary to defend the action and obtain the award. Grantor may be the nominal party in such proceeding, but Lender shall be entitled to participate in the proceeding and to be represented in the proceeding by counsel of its own choice, and Grantor will deliver or cause to be delivered to Lender such instruments and documentation as may be requested by Lender from time to time to permit such participation.

Application of Net Proceeds. If all or any part of the Property is condemned by eminent domain proceedings or by any proceeding or purchase in lieu of condemnation, Lender may at its election require that all or any portion of the net proceeds of the award be applied to the Indebtedness or the repair or restoration of the Property. The net proceeds of the award shall mean the award after payment of all reasonable costs, expenses, and attorneys' fees incurred by Trustee or Lender in connection with the condemnation.

Imposition of Taxes, Fees and Charges By Governmental Authorities. The following provisions relating to governmental taxes, fees and charges are a part of this Deed of Trust:

Current Taxes, Fees and Charges. Upon request by Lender, Grantor shall execute such documents in addition to this Deed of Trust and take whatever other action is requested by Lender to perfect and continue Lender's lien on the Real Property. Grantor shall reimburse Lender for all taxes, as described below, together with all expenses incurred in recording, perfecting or continuing this Deed of Trust, including without limitation all taxes, fees, documentary stamps, and other charges for recording or registering this Deed of Trust.

Taxes. The following shall constitute taxes to which this section applies: (a) a specific tax upon this type of Deed of Trust or upon all or any part of the Indebtedness secured by this Deed of Trust; (b) a specific tax on Grantor which Grantor is authorized or required to deduct from payments on the Indebtedness secured by this type of Deed of Trust; (c) a tax on this type of Deed of Trust chargeable against the Lender or the holder of the Note; and (d) a specific tax on all or any portion of the Indebtedness or on payments of principal and interest made by Grantor.

Subsequent Taxes. If any tax to which this section applies is enacted subsequent to the date of this Deed of Trust, this event shall have the same effect as an Event of Default, and Lender may exercise any or all of its available remedies for an Event of Default as provided below unless Grantor either (a) pays the tax before it becomes delinquent, or (b) contests the tax as provided above in the Taxes and Liens section and deposits with Lender cash or a sufficient corporate surety bond or other security satisfactory to Lender.

Security Agreement; Financing Statements. The following provisions relating to this Deed of Trust as a security agreement are a part of this Deed of Trust:

Security Agreement. This instrument shall constitute a Security Agreement to the extent any of the Property constitutes fixtures, and Lender shall have all of the rights of a secured party under the Uniform Commercial Code as amended from time to time.

Security Interest. Upon request by Lender, Grantor shall execute financing statements and take whatever other action is requested by Lender to perfect and continue Lender's security interest in the Rents and Personal Property. In addition to recording this Deed of Trust in the real property records, Lender may, at any time and without further authorization from Grantor, file executed counterparts, copies or reproductions of this Deed of Trust as a financing statement. Grantor shall reimburse Lender for all expenses incurred in perfecting or continuing this security interest. Upon default, Grantor shall not remove, sever or detach the Personal Property from the Property. Upon default, Grantor shall assemble any Personal Property not affixed to the Property in a manner and at a place reasonably convenient to Grantor and Lender and make it available to Lender within three (3) days after receipt of written demand from Lender to the extent permitted by applicable law.

Addresses. The mailing addresses of Grantor (debtor) and Lender (secured party) from which information concerning the security interest granted by this Deed of Trust may be obtained (each as required by the Uniform Commercial Code) are as stated on the first page of this Deed of Trust.

Further Assurances; Attorney-in-Fact. The following provisions relating to further assurances and attorney-in-fact are a part of this Deed of Trust:

Further Assurances. At any time, and from time to time, upon request of Lender, Grantor will make, execute and deliver, or will cause to be made, executed or delivered, to Lender or to Lender's designee, and when requested by Lender, cause to be filed, recorded, refiled, or rerecorded, as the case may be, at such times and in such offices and places as Lender may deem appropriate, any and all such mortgages, deeds of trust, security deeds, security agreements, financing statements, continuation statements, instruments of further assurance,

certificates, and other documents as may, in the sole opinion of Lender, be necessary or desirable in order to effectuate, complete, perfect, continue, or preserve (a) Grantor's obligations under the Note, this Deed of Trust, and the Related Documents, and (b) the liens and security interests created by this Deed of Trust as first and prior liens on the Property, whether now owned or hereafter acquired by Grantor. Unless prohibited by law or Lender agrees to the contrary in writing, Grantor shall reimburse Lender for all costs and expenses incurred in connection with the matters referred to in this paragraph.

Attorney-in-Fact. If Grantor fails to do any of the things referred to in the preceding paragraph, Lender may do so for and in the name of Grantor and at Grantor's expense. For such purposes, Grantor hereby irrevocably appoints Lender as Grantor's attorney-in-fact for the purpose of making, executing, delivering, filing, recording, and doing all other things as may be necessary or desirable, in Lender's sole opinion, to accomplish the matters referred to in the preceding paragraph.

Full Performance. If Grantor pays all the Indebtedness when due, and otherwise performs all the obligations imposed upon Grantor under this Deed of Trust, Lender shall execute and deliver to Trustee a request for full reconveyance and shall execute and deliver to Grantor suitable statements of termination of any financing statement on file evidencing Lender's security interest in the Rents and the Personal Property. Any reconveyance fee required by law shall be paid by Grantor, if permitted by applicable law.

Events of Default. Each of the following, at Lender's option, shall constitute an Event of Default under this Deed of Trust:

Payment Default. Grantor fails to make any payment when due under the Indebtedness.

Other Defaults. Grantor fails to comply with or to perform any other term, obligation, covenant or condition contained in this Deed of Trust or in any of the Related Documents or to comply with or to perform any term, obligation, covenant or condition contained in any other agreement between Lender and Grantor.

Compliance Default. Failure to comply with any other term, obligation, covenant or condition contained in this Deed of Trust, the Note or in any of the Related Documents. If such a failure is curable and if Grantor has not been given a notice of a breach of the same provision of this Deed of Trust within the preceding twelve (12) months, it may be cured (and no Event of Default will have occurred) if Grantor, after Lender sends written notice demanding cure of such failure: (a) cures the failure within fifteen (15) days; or (b) if the cure requires more than fifteen (15) days, immediately initiates steps sufficient to cure the failure and thereafter continues and completes all reasonable and necessary steps sufficient to produce compliance as soon as reasonably practical.

Default on Other Payments. Failure of Grantor within the time required by this Deed of Trust to make any payment for taxes or insurance, or any other payment necessary to prevent filing of or to effect discharge of any lien.

Default in Favor of Third Parties. Should Grantor default under any loan, extension of credit, security agreement, purchase or sales agreement, or any other agreement, in favor of any other creditor or person that may materially affect any of Grantor's property or Grantor's ability to repay the Indebtedness or perform their respective obligations under this Deed of Trust or any of the Related Documents.

False Statements. Any warranty, representation or statement made or furnished to Lender by Grantor or on Grantor's behalf under this Deed of Trust or the Related Documents is false or misleading in any material respect, either now or at the time made or furnished or becomes false or misleading at any time thereafter.

Defective Collateralization. This Deed of Trust or any of the Related Documents ceases to be in full force and effect (including failure of any collateral document to create a valid and perfected security interest or lien) at any time and for any reason.

Death or Insolvency. The death of Grantor, the insolvency of Grantor, the appointment of a receiver for any part of Grantor's property, any assignment for the benefit of creditors, any type of creditor workout, or the commencement of any proceeding under any bankruptcy or insolvency laws by or against Grantor.

Creditor or Forfeiture Proceedings. Commencement of foreclosure or forfeiture proceedings, whether by judicial proceeding, self-help, repossession or any other method, by any creditor of Grantor or by any governmental agency against any property securing the Indebtedness. This includes a garnishment of any of Grantor's accounts, including deposit accounts, with Lender. However, this Event of Default shall not apply if there is a good faith dispute by Grantor as to the validity or reasonableness of the claim which is the basis of the creditor or forfeiture proceeding and if Grantor gives Lender written notice of the creditor or forfeiture proceeding and deposits with Lender monies or a surety bond for the creditor or forfeiture proceeding, in an amount determined by Lender, in its sole discretion, as being an adequate reserve or bond for the dispute.

Breach of Other Agreement. Any breach by Grantor under the terms of any other agreement between Grantor and Lender that is not remedied within any grace period provided therein, including without limitation any agreement concerning any indebtedness or other obligation of Grantor to Lender, whether existing now or later.

Events Affecting Guarantor. Any of the preceding events occurs with respect to any guarantor, endorser, surety, or accommodation party of any of the Indebtedness or any guarantor, endorser, surety, or accommodation party dies or becomes incompetent, or revokes or disputes the validity of, or liability under, any Guaranty of the Indebtedness. In the event of a death, Lender, at its option, may, but shall not be required to, permit the guarantor's estate to assume unconditionally the obligations arising under the guaranty in a manner satisfactory to Lender, and, in doing so, cure any Event of Default.

Adverse Change. A material adverse change occurs in Grantor's financial condition, or Lender believes the prospect of payment or performance of the Indebtedness is impaired.

Insecurity. Lender in good faith believes itself insecure.

Right to Cure. If such a failure is curable and if Grantor has not been given a notice of a breach of the same provision of this Deed of Trust within the preceding twelve (12) months, it may be cured (and no Event of Default will have occurred) if Grantor, after Lender sends written notice demanding cure of such failure: (a) cures the failure within fifteen (15) days; or (b) if the cure requires more than fifteen (15) days, immediately initiates steps sufficient to cure the failure and thereafter continues and completes all reasonable and necessary steps sufficient to produce compliance as soon as reasonably practical.

Rights and Remedies on Default. If an Event of Default occurs under this Deed of Trust, at any time thereafter, Trustee or Lender may exercise any one or more of the following rights and remedies:

Election of Remedies. Election by Lender to pursue any remedy shall not exclude pursuit of any other remedy, and an election to make expenditures or to take action to perform an obligation of Grantor under this Deed of Trust, after Grantor's failure to perform, shall not affect Lender's right to declare a default and exercise its remedies.

Accelerate Indebtedness. Lender shall have the right at its option without notice to Grantor to declare the entire Indebtedness immediately due and payable, including any prepayment penalty which Grantor would be required to pay.

Foreclosure. With respect to all or any part of the Real Property, the Trustee shall have the right to foreclose by notice and sale, and Lender shall have the right to foreclose by judicial foreclosure, in either case in accordance with and to the full extent provided by applicable law. If this Deed of Trust is foreclosed by judicial foreclosure, Lender will be entitled to a judgment which will provide that if the foreclosure sale proceeds are insufficient to satisfy the judgment, execution may issue for the amount of the unpaid balance of the judgment.

UCC Remedies. With respect to all or any part of the Personal Property, Lender shall have all the rights and remedies of a secured party under the Uniform Commercial Code.

Collect Rents. Lender shall have the right, without notice to Grantor to take possession of and manage the Property and collect the Rents, including amounts past due and unpaid, and apply the net proceeds, over and above Lender's costs, against the Indebtedness. In furtherance of this right, Lender may require any tenant or other user of the Property to make payments of rent or use fees directly to Lender. If the Rents are collected by Lender, then Grantor irrevocably designates Lender as Grantor's attorney-in-fact to endorse instruments received in payment thereof in the name of Grantor and to negotiate the same and collect the proceeds. Payments by tenants or other users to Lender in response to Lender's demand shall satisfy the obligations for which the payments are made, whether or not any proper grounds for the demand existed. Lender may exercise its rights under this subparagraph either in person, by agent, or through a receiver.

Appoint Receiver. Lender shall have the right to have a receiver appointed to take possession of all or any part of the Property, with the power to protect and preserve the Property, to operate the Property preceding foreclosure or sale, and to collect the Rents from the Property and apply the proceeds, over and above the cost of the receivership, against the Indebtedness. The receiver may serve without bond if permitted by law. Lender's right to the appointment of a receiver shall exist whether or not the apparent value of the Property exceeds the Indebtedness by a substantial amount. Employment by Lender shall not disqualify a person from serving as a receiver.

Tenancy at Sufferance. If Grantor remains in possession of the Property after the Property is sold as provided above or Lender otherwise

becomes entitled to possession of the Property upon default of Grantor, Grantor shall become a tenant at sufferance of Lender or the purchaser of the Property and shall, at Lender's option, either (a) pay a reasonable rental for the use of the Property, or (b) vacate the Property immediately upon the demand of Lender.

Other Remedies. Trustee or Lender shall have any other right or remedy provided in this Deed of Trust or the Note or by law.

Notice of Sale. Lender shall give Grantor reasonable notice of the time and place of any public sale of the Personal Property or of the time after which any private sale or other intended disposition of the Personal Property is to be made. Reasonable notice shall mean notice given at least fifteen (15) days before the time of the sale or disposition. Any sale of the Personal Property may be made in conjunction with any sale of the Real Property.

Sale of the Property. To the extent permitted by applicable law, Grantor hereby waives any and all rights to have the Property marshalled. In exercising its rights and remedies, the Trustee or Lender shall be free to sell all or any part of the Property together or separately, in one sale or by separate sales. Lender shall be entitled to bid at any public sale on all or any portion of the Property.

Attorneys' Fees; Expenses. If Lender institutes any suit or action to enforce any of the terms of this Deed of Trust, Lender shall be entitled to recover such sum as the court may adjudge reasonable as attorneys' fees at trial and upon any appeal. Whether or not any court action is involved, and to the extent not prohibited by law, all reasonable expenses Lender incurs that in Lender's opinion are necessary at any time for the protection of its interest or the enforcement of its rights shall become a part of the Indebtedness payable on demand and shall bear interest at the Note rate from the date of the expenditure until repaid. Expenses covered by this paragraph include, without limitation, however subject to any limits under applicable law, Lender's attorneys' fees and Lender's legal expenses, whether or not there is a lawsuit, including attorneys' fees and expenses for bankruptcy proceedings (including efforts to modify or vacate any automatic stay or injunction), appeals, and any anticipated post-judgment collection services, the cost of searching records, obtaining title reports (including foreclosure reports), surveyors' reports, and appraisal fees, title insurance, and fees for the Trustee, to the extent permitted by applicable law. Grantor also will pay any court costs, in addition to all other sums provided by law.

Rights of Trustee. Trustee shall have all of the rights and duties of Lender as set forth in this section.

Powers and Obligations of Trustee. The following provisions relating to the powers and obligations of Trustee are part of this Deed of Trust:

Powers of Trustee. In addition to all powers of Trustee arising as a matter of law, Trustee shall have the power to take the following actions with respect to the Property upon the written request of Lender and Grantor: (a) join in preparing and filing a map or plat of the Real Property, including the dedication of streets or other rights to the public; (b) join in granting any easement or creating any restriction on the Real Property; and (c) join in any subordination or other agreement affecting this Deed of Trust or the interest of Lender under this Deed of Trust.

Obligations to Notify. Trustee shall not be obligated to notify any other party of a pending sale under any other trust deed or lien, or of any action or proceeding in which Grantor, Lender, or Trustee shall be a party, unless the action or proceeding is brought by Trustee.

Trustee. Trustee shall meet all qualifications required for Trustee under applicable law. In addition to the rights and remedies set forth above, with respect to all or any part of the Property, the Trustee shall have the right to foreclose by notice and sale, and Lender shall have the right to foreclose by judicial foreclosure, in either case in accordance with and to the full extent provided by applicable law.

Successor Trustee. Lender, at Lender's option, may from time to time appoint a successor Trustee to any Trustee appointed under this Deed of Trust by an instrument executed and acknowledged by Lender and recorded in the office of the recorder of UMATILLA County, State of Oregon. The instrument shall contain, in addition to all other matters required by state law, the names of the original Lender, Trustee, and Grantor, the book and page where this Deed of Trust is recorded, and the name and address of the successor trustee, and the instrument shall be executed and acknowledged by Lender or its successors in interest. The successor trustee, without conveyance of the Property, shall succeed to all the title, power, and duties conferred upon the Trustee in this Deed of Trust and by applicable law. This procedure for substitution of Trustee shall govern to the exclusion of all other provisions for substitution.

Notices. Any notice required to be given under this Deed of Trust, including without limitation any notice of default and any notice of sale shall be given in writing, and shall be effective when actually delivered, when actually received by telefacsimile (unless otherwise required by law), when deposited with a nationally recognized overnight courier, or, if mailed, when deposited in the United States mail, as first class, certified or registered mail postage prepaid, directed to the addresses shown near the beginning of this Deed of Trust. All copies of notices of foreclosure from the holder of any lien which has priority over this Deed of Trust shall be sent to Lender's address, as shown near the beginning of this Deed of Trust. Any party may change its address for notices under this Deed of Trust by giving formal written notice to the other parties, specifying that the purpose of the notice is to change the party's address. For notice purposes, Grantor agrees to keep Lender informed at all times of Grantor's current address. Unless otherwise provided or required by law, if there is more than one Grantor, any notice given by Lender to any Grantor is deemed to be notice given to all Grantors.

Miscellaneous Provisions. The following miscellaneous provisions are a part of this Deed of Trust:

Amendments. This Deed of Trust, together with any Related Documents, constitutes the entire understanding and agreement of the parties as to the matters set forth in this Deed of Trust. No alteration of or amendment to this Deed of Trust shall be effective unless given in writing and signed by the party or parties sought to be charged or bound by the alteration or amendment.

Annual Reports. If the Property is used for purposes other than Grantor's residence, Grantor shall furnish to Lender, upon request, a certified statement of net operating income received from the Property during Grantor's previous fiscal year in such form and detail as Lender shall require. "Net operating income" shall mean all cash receipts from the Property less all cash expenditures made in connection with the operation of the Property.

Caption Headings. Caption headings in this Deed of Trust are for convenience purposes only and are not to be used to interpret or define the provisions of this Deed of Trust.

Merger. There shall be no merger of the interest or estate created by this Deed of Trust with any other interest or estate in the Property at any time held by or for the benefit of Lender in any capacity, without the written consent of Lender.

Governing Law. This Deed of Trust will be governed by, construed and enforced in accordance with federal law and the laws of the State of Oregon. This Deed of Trust has been accepted by Lender in the State of Oregon.

Joint and Several Liability. All obligations of Grantor under this Deed of Trust shall be joint and several, and all references to Grantor shall mean each and every Grantor. This means that each Grantor signing below is responsible for all obligations in this Deed of Trust.

No Waiver by Lender. Lender shall not be deemed to have waived any rights under this Deed of Trust unless such waiver is given in writing and signed by Lender. No delay or omission on the part of Lender in exercising any right shall operate as a waiver of such right or any other right. A waiver by Lender of a provision of this Deed of Trust shall not prejudice or constitute a waiver of Lender's right otherwise to demand strict compliance with that provision or any other provision of this Deed of Trust. No prior waiver by Lender, nor any course of dealing between Lender and Grantor, shall constitute a waiver of any of Lender's rights or of any of Grantor's obligations as to any future transactions. Whenever the consent of Lender is required under this Deed of Trust, the granting of such consent by Lender in any instance shall not constitute continuing consent to subsequent instances where such consent is required and in all cases such consent may be granted or withheld in the sole discretion of Lender.

Severability. If a court of competent jurisdiction finds any provision of this Deed of Trust to be illegal, invalid, or unenforceable as to any person or circumstance, that finding shall not make the offending provision illegal, invalid, or unenforceable as to any other person or circumstance. If feasible, the offending provision shall be considered modified so that it becomes legal, valid and enforceable. If the offending provision cannot be so modified, it shall be considered deleted from this Deed of Trust. Unless otherwise required by law, the illegality, invalidity, or unenforceability of any provision of this Deed of Trust shall not affect the legality, validity or enforceability of any other provision of this Deed of Trust.

Successors and Assigns. Subject to any limitations stated in this Deed of Trust on transfer of Grantor's interest, this Deed of Trust shall be binding upon and inure to the benefit of the parties, their successors and assigns. If ownership of the Property becomes vested in a person other than Grantor, Lender, without notice to Grantor, may deal with Grantor's successors with reference to this Deed of Trust and the Indebtedness by way of forbearance or extension without releasing Grantor from the obligations of this Deed of Trust or liability under the Indebtedness.

Time is of the Essence. Time is of the essence in the performance of this Deed of Trust.

Waive Jury. All parties to this Deed of Trust hereby waive the right to any jury trial in any action, proceeding, or counterclaim brought by any party against any other party.

Waiver of Homestead Exemption. Grantor hereby releases and waives all rights and benefits of the homestead exemption laws of the State of Oregon as to all Indebtedness secured by this Deed of Trust.

Commercial Deed of Trust. Grantor agrees with Lender that this Deed of Trust is a commercial deed of trust and that Grantor will not change the use of the Property without Lender's prior written consent.

Definitions. The following capitalized words and terms shall have the following meanings when used in this Deed of Trust. Unless specifically stated to the contrary, all references to dollar amounts shall mean amounts in lawful money of the United States of America. Words and terms used in the singular shall include the plural, and the plural shall include the singular, as the context may require. Words and terms not otherwise defined in this Deed of Trust shall have the meanings attributed to such terms in the Uniform Commercial Code:

Beneficiary. The word "Beneficiary" means BANK OF EASTERN OREGON, and its successors and assigns.

Borrower. The word "Borrower" means SCOTT J. MADISON and MARY M. MADISON and includes all co-signers and co-makers signing the Note.

Deed of Trust. The words "Deed of Trust" mean this Line of Credit Instrument among Grantor, Lender, and Trustee, and includes without limitation all assignment and security interest provisions relating to the Personal Property and Rents.

Default. The word "Default" means the Default set forth in this Deed of Trust in the section titled "Default".

Environmental Laws. The words "Environmental Laws" mean any and all state, federal and local statutes, regulations and ordinances relating to the protection of human health or the environment, including without limitation the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended, 42 U.S.C. Section 9601, et seq. ("CERCLA"), the Superfund Amendments and Reauthorization Act of 1986, Pub. L. No. 99-499 ("SARA"), the Hazardous Materials Transportation Act, 49 U.S.C. Section 1801, et seq., the Resource Conservation and Recovery Act, 42 U.S.C. Section 6901, et seq., or other applicable state or federal laws, rules, or regulations adopted pursuant thereto or intended to protect human health or the environment.

Event of Default. The words "Event of Default" mean any of the events of default set forth in this Deed of Trust in the events of default section of this Deed of Trust.

Grantor. The word "Grantor" means SCOTT J. MADISON and MARY M. MADISON.

Guaranty. The word "Guaranty" means the guaranty from guarantor, endorser, surety, or accommodation party to Lender, including without limitation a guaranty of all or part of the Note.

Hazardous Substances. The words "Hazardous Substances" mean materials that, because of their quantity, concentration or physical, chemical or infectious characteristics, may cause or pose a present or potential hazard to human health or the environment when improperly used, treated, stored, disposed of, generated, manufactured, transported or otherwise handled. The words "Hazardous Substances" are used in their very broadest sense and include without limitation any and all hazardous or toxic substances, materials or waste as defined by or listed under the Environmental Laws. The term "Hazardous Substances" also includes, without limitation, petroleum, including crude oil and any fraction thereof and asbestos.

Improvements. The word "Improvements" means all existing and future improvements, buildings, structures, mobile homes affixed on the Real Property, facilities, additions, replacements and other construction on the Real Property.

Indebtedness. The word "Indebtedness" means all principal, interest, and other amounts, costs and expenses payable under the Note or Related Documents, together with all renewals of, extensions of, modifications of, consolidations of and substitutions for the Note or Related Documents and any amounts expended or advanced by Lender to discharge Grantor's obligations or expenses incurred by Trustee or Lender to enforce Grantor's obligations under this Deed of Trust, together with interest on such amounts as provided in this Deed of Trust.

Lender. The word "Lender" means BANK OF EASTERN OREGON, its successors and assigns.

Note. The word "Note" means the promissory note dated September 26, 2003, in the original principal amount of $600,000.00 from Grantor to Lender, together with all renewals of, extensions of, modifications of, refinancings of, consolidations of, and substitutions for the promissory note or agreement. The maturity date of the Note is April 1, 2004.

Personal Property. The words "Personal Property" mean all equipment, fixtures, and other articles of personal property now or hereafter owned by Grantor, and now or hereafter attached or affixed to the Real Property; together with all accessions, parts, and additions to, all replacements of, and all substitutions for, any of such property; and together with all proceeds (including without limitation all insurance proceeds and refunds of premiums) from any sale or other disposition of the Property.

Property. The word "Property" means collectively the Real Property and the Personal Property.

Real Property. The words "Real Property" mean the real property, interests and rights, as further described in this Deed of Trust.

Related Documents. The words "Related Documents" mean all promissory notes, credit agreements, loan agreements, environmental agreements, guaranties, security agreements, mortgages, deeds of trust, security deeds, collateral mortgages, and all other instruments, agreements and documents, whether now or hereafter existing, executed in connection with the Indebtedness.

Rents. The word "Rents" means all present and future rents, revenues, income, issues, royalties, profits, and other benefits derived from the Property.

Trustee. The word "Trustee" means PIONEER TITLE COMPANY, whose address is PO BOX 187, HERMISTON, OR 97838 and any substitute or successor trustees.

EACH GRANTOR ACKNOWLEDGES HAVING READ ALL THE PROVISIONS OF THIS DEED OF TRUST, AND EACH GRANTOR AGREES TO ITS TERMS.

GRANTOR:

x _____
SCOTT J. MADISON

x _____
MARY M. MADISON

INDIVIDUAL ACKNOWLEDGMENT

STATE OF Oregon)
) SS
COUNTY OF Morrow)

OFFICIAL SEAL
DINA RUIZ
NOTARY PUBLIC-OREGON
COMMISSION NO. 356075
MY COMMISSION EXPIRES MAY 23, 2006

On this day before me, the undersigned Notary Public, personally appeared **SCOTT J. MADISON and MARY M. MADISON**, to me known to be the individuals described in and who executed the Deed of Trust, and acknowledged that they signed the Deed of Trust as their free and voluntary act and deed, for the uses and purposes therein mentioned.

Given under my hand and official seal this 26th day of September, 2003.

By Dina Ruiz Residing at Ione Oregon

Notary Public in and for the State of Oregon My commission expires May 23, 2006

REQUEST FOR FULL RECONVEYANCE

(To be used only when obligations have been paid in full)

To: _____, Trustee

The undersigned is the legal owner and holder of all indebtedness secured by this Deed of Trust. All sums secured by this Deed of Trust have been fully paid and satisfied. You are hereby directed, upon payment to you of any sums owing to you under the terms of this Deed of Trust or pursuant to any applicable statute, to cancel the Note secured by this Deed of Trust (which is delivered to you together with this Deed of Trust), and to reconvey, without warranty, to the parties designated by the terms of this Deed of Trust, the estate now held by you under this Deed of Trust. Please mail the reconveyance and Related Documents to:

_____.

Date: _____ Beneficiary: _____

By: _____

Its: _____

LASER PRO Lending, Ver. 5.21.20.002 Copr. Harland Financial Solutions, Inc. 1997, 2003. All Rights Reserved. - OR R:\WINCFN\CFN\LPL\G01.FC TR-2624 PR-ROWRVL.OC

2004 4600627

2004-4600627 1 of 2

RECORDATION REQUESTED BY:
BANK OF EASTERN OREGON
HEPPNER BRANCH
279 N MAIN
P O BOX 39
HEPPNER, OR 97836

WHEN RECORDED MAIL TO:
BANK OF EASTERN OREGON
HEPPNER BRANCH
279 N MAIN
P O BOX 39
HEPPNER, OR 97836

RECEIVED
APR 20 2004
UMATILLA COUNTY RECORDS

SEND TAX NOTICES TO:
SCOTT J. MADISON
MARY M. MADISON
75512 HIGHWAY 207
ECHO, OR 97826

SPACE ABOVE THIS LINE IS FOR RECORDER'S USE ONLY

MODIFICATION OF DEED OF TRUST

THIS MODIFICATION OF DEED OF TRUST dated April 14, 2004, is made and executed between SCOTT MADISON and MARY MADISON, husband and wife as tenants by the entirety ("Grantor") and BANK OF EASTERN OREGON, HEPPNER BRANCH, 279 N MAIN, P O BOX 39, HEPPNER, OR 97836 ("Lender").

DEED OF TRUST. Lender and Grantor have entered into a Deed of Trust dated September 26, 2003 (the "Deed of Trust") which has been recorded in UMATILLA County, State of Oregon, as follows:

RECORDED IN UMATILLA COUNTY ON 10/06/03 IN DOC. #2003-4480287.

REAL PROPERTY DESCRIPTION. The Deed of Trust covers the following described real property located in UMATILLA County, State of Oregon:

TRACT I:

TOWNSHIP 3 NORTH, RANGE 28, E.W.M.

SECTION 18: SOUTHEAST QUARTER OF NORTHEAST QUARTER. NORTHEAST QUARTER OF SOUTHEAST QUARTER.

ALL BEING EAST OF THE WILLAMETTE MERIDIAN, UMATILLA COUNTY, OREGON.

TRACT II:

TOWNSHIP 3 NORTH, RANGE 28, E.W.M.

SECTION 18: SOUTHEAST QUARTER OF SOUTHWEST QUARTER. SOUTHWEST QUARTER OF SOUTHEAST QUARTER.

SECTION 19: EAST HALF OF NORTHWEST QUARTER. WEST HALF OF NORTHEAST QUARTER.

AN EASEMENT OVER AND ACROSS SOUTHEAST QUARTER OF SOUTHEAST QUARTER OF SECTION 18 AND SOUTHWEST QUARTER OF SECTION 17, DESCRIBED AS BEGINNING AT A POINT 525 FEET NORTH OF SOUTHWEST CORNER OF SOUTHEAST QUARTER OF SOUTHEAST QUARTER OF SAID SECTION 18; THENCE NORTH 20.00 FEET; THENCE EAST TO THE WESTERLY RIGHT OF WAY LINE OF BUTTERCREEK HIGHWAY NO. 207; THENCE SOUTH ALONG SAID WESTERLY RIGHT OF WAY LINE, 20.00 FEET; THENCE WEST TO THE POINT OF BEGINNING.

ALL BEING EAST OF THE WILLAMETTE MERIDIAN, UMATILLA COUNTY, OREGON.

TRACT III:

TOWNSHIP 3 NORTH, RANGE 28, E.W.M.

SECTION 17: ALL THAT PORTION OF THE SOUTHEAST QUARTER OF NORTHWEST QUARTER AND OF THE SOUTHWEST QUARTER LYING WESTERLY OF HIGHWAY NO. 207.

SECTION 18: SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER.

SECTION 19: EAST HALF OF THE NORTHEAST QUARTER.

SECTION 20: ALL THAT PORTION OF THE WEST HALF OF NORTHWEST QUARTER LYING WESTERLY OF HIGHWAY NO. 207;

ALL BEING EAST OF THE WILLAMETTE MERIDIAN, UMATILLA COUNTY, OREGON.

The Real Property or its address is commonly known as 75512 HIGHWAY 207, ECHO, OR 97826.

MODIFICATION. Lender and Grantor hereby modify the Deed of Trust as follows:

EXTEND MATURITY DATE FROM 04/01/04 TO 04/01/05.

CONTINUING VALIDITY. Except as expressly modified above, the terms of the original Deed of Trust shall remain unchanged and in full force and effect. Consent by Lender to this Modification does not waive Lender's right to require strict performance of the Deed of Trust as changed above nor obligate Lender to make any future modifications. Nothing in this Modification shall constitute a satisfaction of the promissory note or other credit agreement secured by the Deed of Trust (the "Note"). It is the intention of Lender to retain as liable all parties to the Deed of Trust and all parties, makers and endorsers to the Note, including accommodation parties, unless a party is expressly released by Lender in writing. Any maker or endorser, including accommodation makers, shall not be released by virtue of this Modification. If any person who signed the original Deed of Trust does not sign this Modification, then all persons signing below acknowledge that this Modification is given conditionally, based on the representation to Lender that the non-signing person consents to the changes and provisions of this Modification or otherwise will not be released by it. This waiver applies not only to any initial extension or modification, but also to all such subsequent actions.

GRANTOR ACKNOWLEDGES HAVING READ ALL THE PROVISIONS OF THIS MODIFICATION OF DEED OF TRUST AND GRANTOR AGREES TO ITS TERMS. THIS MODIFICATION OF DEED OF TRUST IS DATED APRIL 14, 2004.

GRANTOR:

X _____
SCOTT J. MADISON

X _____
MARY M. MADISON

LENDER:

BANK OF EASTERN OREGON

X _____
Authorized Officer

PIONEER TITLE CO.
126 SE Court, Pend. OR. 97801

(4)

APR 20 2004

INDIVIDUAL ACKNOWLEDGMENT

STATE OF Oregon)
) SS
COUNTY OF Morrow)

OFFICIAL SEAL
FRANCES M BARNETT
NOTARY PUBLIC-OREGON
COMMISSION NO. 353759
MY COMMISSION EXPIRES MARCH 8, 2006

On this day before me, the undersigned Notary Public, personally appeared SCOTT J. MADISON and MARY M. MADISON, to me known to be the individuals described in and who executed the Modification of Deed of Trust, and acknowledged that they signed the Modification as their free and voluntary act and deed, for the uses and purposes therein mentioned.

Given under my hand and official seal this 14th day of April, 20 04

By Frances M Barnett Residing at Ione

Notary Public in and for the State of Oregon My commission expires 3/8/06

LENDER ACKNOWLEDGMENT

STATE OF Oregon)
) SS
COUNTY OF Morrow)

OFFICIAL SEAL
FRANCES M BARNETT
NOTARY PUBLIC-OREGON
COMMISSION NO. 353759
MY COMMISSION EXPIRES MARCH 8, 2006

On this 14th day of April, 20 04, before me, the undersigned Notary Public, personally appeared _____ and known to me to be the _____ authorized agent for the Lender that executed the within and foregoing instrument and acknowledged said instrument to be the free and voluntary act and deed of the said Lender, duly authorized by the Lender through its board of directors or otherwise, for the uses and purposes therein mentioned, and on oath stated that he or she is authorized to execute this said instrument and that the seal affixed is the corporate seal of said Lender.

By Frances M Barnett Residing at Ione

Notary Public in and for the State of Oregon My commission expires 3/8/06

State of Oregon)
)
County of Umatilla)

This instrument was received and recorded on

04-20-04 at 11:00

in the record of instrument code type TD-M00

Instrument Number 2004-4600627
Fee 31.00

Office of County Records

Records Officer

2004-4600627 2 of 2

2005 4820540

2005-4820540 1 of 2

RECORDATION REQUESTED BY:
BANK OF EASTERN OREGON
HEPPNER BRANCH
279 N MAIN
P O BOX 39
HEPPNER, OR 97836

WHEN RECORDED MAIL TO:
BANK OF EASTERN OREGON
HEPPNER BRANCH
279 N MAIN
P O BOX 39
HEPPNER, OR 97836

SEND TAX NOTICES TO:
SCOTT J. MADISON
MARY M. MADISON
75512 HIGHWAY 207
ECHO, OR 97826

RECEIVED
MAY 25 2005
UMATILLA COUNTY
RECORDS

State of Oregon)
)
County of Umatilla)

This instrument was received and recorded on

05-25-05 at 11:00

in the record of instrument code type TD-MOD

Instrument Number 2005-4820540
Fee 31.00

Office of County Records

Records Officer

SPACE ABOVE THIS

MODIFICATION OF DEED OF TRUST

THIS MODIFICATION OF DEED OF TRUST dated April 29, 2005, is made and executed between between SCOTT MADISON and MARY MADISON, husband and wife as tenants by the entirety ("Grantor") and BANK OF EASTERN OREGON, whose address is HEPPNER BRANCH, 279 N MAIN, P O BOX 39, HEPPNER, OR 97836 ("Lender").

DEED OF TRUST. Lender and Grantor have entered into a Deed of Trust dated September 26, 2003 (the "Deed of Trust") which has been recorded in UMATILLA County, State of Oregon, as follows:

REORDED IN UMATILLA COUNTY ON 10/06/03 IN DOC. #2003-4490287.

REAL PROPERTY DESCRIPTION. The Deed of Trust covers the following described real property located in UMATILLA County, State of Oregon:

TRACT I:

TOWNSHIP 3 NORTH, RANGE 28, E.W.M.

SECTION 18: SOUTHEAST QUARTER OF NORTHEAST QUARTER. NORTHEAST QUARTER OF SOUTHEAST QUARTER.

ALL BEING EAST OF THE WILLAMETTE MERIDIAN, UMATILLA COUNTY, OREGON.

TRACT II:

TOWNSHIP 3 NORTH, RANGE 28, E.W.M.

SECTION 18: SOUTHEAST QUARTER OF SOUTHWEST QUARTER. SOUTHWEST QUARTER OF SOUTHEAST QUARTER.

SECTION 19: EAST HALF OF NORTHWEST QUARTER. WEST HALF OF NORTHEAST QUARTER.

AN EASEMENT OVER AND ACROSS SOUTHEAST QUARTER OF SOUTHEAST QUARTER OF SECTION 18 AND SOUTHWEST QUARTER OF SECTION 17, DESCRIBED AS BEGINNING AT A POINT 525 FEET NORTH OF SOUTHWEST CORNER OF SOUTHEAST QUARTER OF SOUTHEAST QUARTER OF SAID SECTION 18; THENCE NORTH 20.00 FEET; THENCE EAST TO THE WESTERLY RIGHT OF WAY LINE OF BUTTERCREEK HIGHWAY NO. 207; THENCE SOUTH ALONG SAID WESTERLY RIGHT OF WAY LINE, 20.00 FEET; THENCE WEST TO THE POINT OF BEGINNING.

ALL BEING EAST OF THE WILLAMETTE MERIDIAN, UMATILLA COUNTY, OREGON.

TRACT III:

TOWNSHIP 3 NORTH, RANGE 28, E.W.M.

SECTION 17: ALL THAT PORTION OF THE SOUTHEAST QUARTER OF NORTHWEST QUARTER AND OF THE SOUTHWEST QUARTER LYING WESTERLY OF HIGHWAY NO. 207.

SECTION 18: SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER.

SECTION 19: EAST HALF OF THE NORTHEAST QUARTER.

SECTION 20: ALL THAT PORTION OF THE WEST HALF OF NORTHWEST QUARTER LYING WESTERLY OF HIGHWAY NO. 207;

ALL BEING EAST OF THE WILLAMETTE MERIDIAN, UMATILLA COUNTY, OREGON.

The Real Property or its address is commonly known as 75512 HIGHWAY 207, ECHO, OR 97826.

MODIFICATION. Lender and Grantor hereby modify the Deed of Trust as follows:

EXTEND MATURITY DATE FROM 04-01-2005 TO 04-01-2023. CHANGE FROM LINE OF CREDIT INSTRUMENT AND ALL LANGUAGE PERTAINING TO THE LINE OF CREDIT INSTRUMENT TO A DEED OF TRUST. .

CONTINUING VALIDITY. Except as expressly modified above, the terms of the original Deed of Trust shall remain unchanged and in full force and effect. Consent by Lender to this Modification does not waive Lender's right to require strict performance of the Deed of Trust as changed above nor obligate Lender to make any future modifications. Nothing in this Modification shall constitute a satisfaction of the promissory note or other credit agreement secured by the Deed of Trust (the "Note"). It is the intention of Lender to retain as liable all parties to the Deed of Trust and all parties, makers and endorsers to the Note, including accommodation parties, unless a party is expressly released by Lender in writing. Any maker or endorser, including accommodation makers, shall not be released by virtue of this Modification. If any person who signed the original Deed of Trust does not sign this Modification, then all persons signing below acknowledge that this Modification is given conditionally, based on the representation to Lender that the non-signing person consents to the changes and provisions of this Modification or otherwise will not be released by it. This waiver applies not only to any initial extension or modification, but also to all such subsequent actions.

GRANTOR ACKNOWLEDGES HAVING READ ALL THE PROVISIONS OF THIS MODIFICATION OF DEED OF TRUST AND GRANTOR AGREES TO ITS TERMS. THIS MODIFICATION OF DEED OF TRUST IS DATED APRIL 29, 2005.

GRANTOR:

X _____
SCOTT J. MADISON

X _____
MARY M. MADISON

LENDER:

BANK OF EASTERN OREGON

X _____
Authorized Officer

MAY 25 2005

PIONEER TITLE CO. 76075
125 SE Court, Pend. OR. 97801

(2)

INDIVIDUAL ACKNOWLEDGMENT

STATE OF Oregon)
) SS
COUNTY OF Morrow)

OFFICIAL SEAL
SHARON L RIETMANN
NOTARY PUBLIC-OREGON
COMMISSION NO. 364100
MY COMMISSION EXPIRES DEC 23, 2006

On this day before me, the undersigned Notary Public, personally appeared SCOTT J. [illegible] and [illegible], to me known to be the individuals described in and who executed the Modification of Deed of Trust, and acknowledged that they signed the Modification as their free and voluntary act and deed, for the uses and purposes therein mentioned.

Given under my hand and official seal this 29th day of April, 20 05.

By Sharon L Rietmann Residing at Ione

Notary Public in and for the State of Oregon My commission expires Dec. 23, 2006

LENDER ACKNOWLEDGMENT

STATE OF Oregon)
) SS
COUNTY OF Morrow)

OFFICIAL SEAL
SHARON L RIETMANN
NOTARY PUBLIC-OREGON
COMMISSION NO. 364100
MY COMMISSION EXPIRES DEC 23, 2006

On this 29th day of April, 20 05, before me, the undersigned Notary Public, personally appeared Edward C Rollins and known to me to be the Loan Officer, authorized agent for the Lender that executed the within and foregoing instrument and acknowledged said instrument to be the free and voluntary act and deed of the said Lender, duly authorized by the Lender through its board of directors or otherwise, for the uses and purposes therein mentioned, and on oath stated that he or she is authorized to execute this said instrument and that the seal affixed is the corporate seal of said Lender.

By Sharon L Rietmann Residing at Ione

Notary Public in and for the State of Oregon My commission expires Dec. 23, 2006

LASER PRO Lending, Ver. 5.25.30.003 Copr. Harland Financial Solutions, Inc. 1997, 2005. All Rights Reserved. - OR H:\CFILPL\LB20.FC TR-1004 PR-MODIFY

2003 4490288

2003-4490288 1 of 7

RECORDATION REQUESTED BY:
BANK OF EASTERN OREGON
HEPPNER BRANCH
279 N MAIN
P O BOX 39
HEPPNER, OR 97836

WHEN RECORDED MAIL TO:
BANK OF EASTERN OREGON
HEPPNER BRANCH
279 N MAIN
P O BOX 39
HEPPNER, OR 97836

SEND TAX NOTICES TO:
NELLIE MADISON
75512 HIGHWAY 207
ECHO, OR 97826

RECEIVED
OCT 06 2003
UMATILLA COUNTY RECORDS

State of Oregon)
)
County of Umatilla)

This instrument was received and recorded on

10-06-03 at 3:00

in the record of instrument code type TD

Instrument Number 2003-4490288
Fee 58.00

Office of County Records

Records Officer

SPACE ABOVE THI

LINE OF CREDIT INSTRUMENT

LINE OF CREDIT DEED OF TRUST. (A) This Deed of Trust is a LINE OF CREDIT INSTRUMENT. (B) The maximum principal amount to be advanced pursuant to the Note is $600,000. (C) The term of the Note commences on the date of this Deed of Trust and ends on April 1, 2004.

THIS DEED OF TRUST is dated September 26, 2003, among NELLIE MADISON as to an undivided 1/2 interest. ("Grantor"); BANK OF EASTERN OREGON, whose address is HEPPNER BRANCH, 279 N MAIN, P O BOX 39, HEPPNER, OR 97836 (referred to below sometimes as "Lender" and sometimes as "Beneficiary"); and PIONEER TITLE COMPANY, whose address is PO BOX 187, HERMISTON, OR 97838 (referred to below as "Trustee").

Conveyance and Grant. For valuable consideration, represented in the Note dated September 26, 2003, in the original principal amount of $600,000.00, from Borrower to Lender, Grantor conveys to Trustee for the benefit of Lender as Beneficiary all of Grantor's right, title, and interest in and to the following described real property, together with all existing or subsequently erected or affixed buildings, improvements and fixtures; all easements, rights of way, and appurtenances; all water, water rights and ditch rights (including stock in utilities with ditch or irrigation rights); and all other rights, royalties, and profits relating to the real property, including without limitation all minerals, oil, gas, geothermal and similar matters, (the "Real Property") located in UMATILLA County, State of Oregon:

ALL THAT PORTION OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 20, TOWNSHIP 3 NORTH, RANGE 28, E.W.M., LYING WESTERLY OF STATE HIGHWAY NO. 207; 6600

THAT PORTION OF THE SOUTH HALF OF SECTION 19, TOWNSHIP 3 NORTH, RANGE 28, E.W.M., DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF THE SOUTHEAST QUARTER OF SECTION SAID SECTION 19; THENCE SOUTH ALONG THE EAST LINE OF SAID SOUTHEAST QUARTER 1300 FEET, MORE OR LESS TO A POINT ON THE WEST RIGHT OF WAY LINE OF STATE HIGHWAY NO. 207; THENCE SOUTHWESTERLY ALONG SAID RIGHT OF WAY LINE 1400 FEET MORE OR LESS TO THE SOUTH LINE OF SAID SECTION 19; THENCE WEST ALONG SAID SOUTH LINE 2200 FEET, MORE OR LESS TO THE SOUTH QUARTER CORNER OF SAID SECTION 19; THENCE NORTH ALONG THE NORTH-SOUTH CENTERLINE OF SAID SECTION 19, A DISTANCE OF 470 FEET; THENCE DUE WEST, 1550 FEET TO THE CENTERLINE OF BUTTER CREEK; THENCE NORTHEASTERLY ALONG SAID CENTERLINE, 2400 FEET MORE OR LESS TO A POINT ON THE EAST-WEST CENTERLINE OF SAID SECTION 19; THENCE EAST ALONG SAID EAST-WEST CENTERLINE 3440 FEET, MORE OR LESS TO THE POINT OF BEGINNING; 6500 F

THAT PORTION OF THE NORTHEAST QUARTER OF SECTION 30, TOWNSHIP 3 NORTH, RANGE 28, E.W.M., BEING DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 30; THENCE SOUTH ALONG THE WEST LINE OF SAID SOUTHWEST QUARTER 700.13 FEET TO A 5/8" REBAR; THENCE SOUTH 88° 20' 24" EAST 944.00 FEET TO A 5/8" REBAR; THENCE SOUTH 15° 41' 49" WEST 183.25 FEET TO THE NORTHEAST CORNER OF A LARGE TRUCK SCALE PLATFORM; THENCE CONTINUING SOUTH 15° 41' 49" WEST ALONG THE EAST EDGE OF SAID PLATFORM AND SAID EAST EDGE PROJECTED, 237.88 FEET TO A 5/8" REBAR; THENCE SOUTH 78° 29' 46" EAST 383.60 FEET TO A FENCE CORNER LYING ON THE WESTERLY RIGHT OF WAY LINE OF STATE HIGHWAY NO. 207 AT ENGINEERS STATION 344+58.55; THENCE NORTHEASTERLY ALONG SAID WESTERLY RIGHT OF WAY LINE, 2689 FEET, MORE OR LESS TO A POINT ON THE NORTH LINE OF SAID SECTION 30; THENCE WEST 2200 FEET MORE OR LESS TO THE NORTH QUARTER CORNER OF SAID SECTION 30; THENCE SOUTH 1320 FEET, MORE OR LESS TO THE POINT OF BEGINNING; 9200

ALL BEING EAST OF THE WILLAMETTE MERIDIAN, COUNTY OF UMATILLA, STATE OF OREGON;

The Real Property or its address is commonly known as HIGHWAY 207 & ECHO JUNCTION, ECHO, OR 97826.

Grantor presently assigns to Lender (also known as Beneficiary in this Deed of Trust) all of Grantor's right, title, and interest in and to all present and future leases of the Property and all Rents from the Property. In addition, Grantor grants to Lender a Uniform Commercial Code security interest in the Personal Property and Rents.

THIS DEED OF TRUST, INCLUDING THE ASSIGNMENT OF RENTS AND THE SECURITY INTEREST IN THE RENTS AND PERSONAL PROPERTY, IS GIVEN TO SECURE (1) PAYMENT OF THE INDEBTEDNESS AND (2) PERFORMANCE OF ANY AND ALL OBLIGATIONS UNDER THE NOTE, THE RELATED DOCUMENTS, AND THIS DEED OF TRUST. THIS DEED OF TRUST IS GIVEN AND ACCEPTED ON THE FOLLOWING TERMS:

Grantor's Representations and Warranties. Grantor warrants that: (a) this Deed of Trust is executed at Borrower's request and not at the request of Lender; (b) Grantor has the full power, right, and authority to enter into this Deed of Trust and to hypothecate the Property; (c) the provisions of this Deed of Trust do not conflict with, or result in a default under any agreement or other instrument binding upon Grantor and do not result in a violation of any law, regulation, court decree or order applicable to Grantor; (d) Grantor has established adequate means of obtaining from Borrower on a continuing basis information about Borrower's financial condition; and (e) Lender has made no representation to

PIONEER TITLE CO. OF UMATILLA COUNTY
126 SE Court, Pend. OR, 97801

OCT 06 2003

Grantor about Borrower (including without limitation the creditworthiness of Borrower).

Grantor's Waivers. Grantor waives all rights or defenses arising by reason of any "one action" or "anti-deficiency" law, or any other law which may prevent Lender from bringing any action against Grantor, including a claim for deficiency to the extent Lender is otherwise entitled to a claim for deficiency, before or after Lender's commencement or completion of any foreclosure action, either judicially or by exercise of a power of sale.

Payment and Performance. Except as otherwise provided in this Deed of Trust, Borrower shall pay to Lender all Indebtedness secured by this Deed of Trust as it becomes due, and Borrower and Grantor shall strictly perform all their respective obligations under the Note, this Deed of Trust, and the Related Documents.

Possession and Maintenance of the Property. Borrower and Grantor agree that Borrower's and Grantor's possession and use of the Property shall be governed by the following provisions:

Possession and Use. Until the occurrence of an Event of Default, Grantor may (a) remain in possession and control of the Property; (b) use, operate or manage the Property; and (c) collect the Rents from the Property. The following provisions relate to the use of the Property or to other limitations on the Property. 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.

Duty to Maintain. Grantor shall maintain the Property in tenantable condition and promptly perform all repairs, replacements, and maintenance necessary to preserve its value.

Compliance With Environmental Laws. Grantor represents and warrants to Lender that: (a) During the period of Grantor's ownership of the Property, there has been no use, generation, manufacture, storage, treatment, disposal, release or threatened release of any Hazardous Substance by any person on, under, about or from the Property; (b) Grantor has no knowledge of, or reason to believe that there has been, except as previously disclosed to and acknowledged by Lender in writing, (i) any breach or violation of any Environmental Laws, (ii) any use, generation, manufacture, storage, treatment, disposal, release or threatened release of any Hazardous Substance on, under, about or from the Property by any prior owners or occupants of the Property, or (iii) any actual or threatened litigation or claims of any kind by any person relating to such matters; and (c) Except as previously disclosed to and acknowledged by Lender in writing, (i) neither Grantor nor any tenant, contractor, agent or other authorized user of the Property shall use, generate, manufacture, store, treat, dispose of or release any Hazardous Substance on, under, about or from the Property; and (ii) any such activity shall be conducted in compliance with all applicable federal, state, and local laws, regulations and ordinances, including without limitation all Environmental Laws. Grantor authorizes Lender and its agents to enter upon the Property to make such inspections and tests, at Grantor's expense, as Lender may deem appropriate to determine compliance of the Property with this section of the Deed of Trust. Any inspections or tests made by Lender shall be for Lender's purposes only and shall not be construed to create any responsibility or liability on the part of Lender to Grantor or to any other person. The representations and warranties contained herein are based on Grantor's due diligence in investigating the Property for Hazardous Substances. Grantor hereby (a) releases and waives any future claims against Lender for indemnity or contribution in the event Grantor becomes liable for cleanup or other costs under any such laws; and (b) agrees to indemnify and hold harmless Lender against any and all claims, losses, liabilities, damages, penalties, and expenses which Lender may directly or indirectly sustain or suffer resulting from a breach of this section of the Deed of Trust or as a consequence of any use, generation, manufacture, storage, disposal, release or threatened release occurring prior to Grantor's ownership or interest in the Property, whether or not the same was or should have been known to Grantor. The provisions of this section of the Deed of Trust, including the obligation to indemnify, shall survive the payment of the Indebtedness and the satisfaction and reconveyance of the lien of this Deed of Trust and shall not be affected by Lender's acquisition of any interest in the Property, whether by foreclosure or otherwise.

Nuisance, Waste. Grantor shall not cause, conduct or permit any nuisance nor commit, permit, or suffer any stripping of or waste on or to the Property or any portion of the Property. Without limiting the generality of the foregoing, Grantor will not remove, or grant to any other party the right to remove, any timber, minerals (including oil and gas), coal, clay, scoria, soil, gravel or rock products without Lender's prior written consent.

Removal of Improvements. Grantor shall not demolish or remove any Improvements from the Real Property without Lender's prior written consent. As a condition to the removal of any Improvements, Lender may require Grantor to make arrangements satisfactory to Lender to replace such Improvements with Improvements of at least equal value.

Lender's Right to Enter. Lender and Lender's agents and representatives may enter upon the Real Property at all reasonable times to attend to Lender's interests and to inspect the Real Property for purposes of Grantor's compliance with the terms and conditions of this Deed of Trust.

Compliance with Governmental Requirements. Grantor shall promptly comply with all laws, ordinances, and regulations, now or hereafter in effect, of all governmental authorities applicable to the use or occupancy of the Property, including without limitation, the Americans With Disabilities Act. Grantor may contest in good faith any such law, ordinance, or regulation and withhold compliance during any proceeding, including appropriate appeals, so long as Grantor has notified Lender in writing prior to doing so and so long as, in Lender's sole opinion, Lender's interests in the Property are not jeopardized. Lender may require Grantor to post adequate security or a surety bond, reasonably satisfactory to Lender, to protect Lender's interest.

Duty to Protect. Grantor agrees neither to abandon or leave unattended the Property. Grantor shall do all other acts, in addition to those acts set forth above in this section, which from the character and use of the Property are reasonably necessary to protect and preserve the Property.

Taxes and Liens. The following provisions relating to the taxes and liens on the Property are part of this Deed of Trust:

Payment. Grantor shall pay when due (and in all events prior to delinquency) all taxes, special taxes, assessments, charges (including water and sewer), fines and impositions levied against or on account of the Property, and shall pay when due all claims for work done on or for services rendered or material furnished to the Property. Grantor shall maintain the Property free of all liens having priority over or equal to the interest of Lender under this Deed of Trust, except for the lien of taxes and assessments not due and except as otherwise provided in this Deed of Trust.

Right to Contest. Grantor may withhold payment of any tax, assessment, or claim in connection with a good faith dispute over the obligation to pay, so long as Lender's interest in the Property is not jeopardized. If a lien arises or is filed as a result of nonpayment, Grantor shall within fifteen (15) days after the lien arises or, if a lien is filed, within fifteen (15) days after Grantor has notice of the filing, secure the discharge of the lien, or if requested by Lender, deposit with Lender cash or a sufficient corporate surety bond or other security satisfactory to Lender in an amount sufficient to discharge the lien plus any costs and attorneys' fees, or other charges that could accrue as a result of a foreclosure or sale under the lien. In any contest, Grantor shall defend itself and Lender and shall satisfy any adverse judgment before enforcement against the Property. Grantor shall name Lender as an additional obligee under any surety bond furnished in the contest proceedings.

Evidence of Payment. Grantor shall upon demand furnish to Lender satisfactory evidence of payment of the taxes or assessments and shall authorize the appropriate governmental official to deliver to Lender at any time a written statement of the taxes and assessments against the Property.

Notice of Construction. Grantor shall notify Lender at least fifteen (15) days before any work is commenced, any services are furnished, or any materials are supplied to the Property, if any mechanic's lien, materialmen's lien, or other lien could be asserted on account of the work, services, or materials. Grantor will upon request of Lender furnish to Lender advance assurances satisfactory to Lender that Grantor can and will pay the cost of such improvements.

Property Damage Insurance. The following provisions relating to insuring the Property are a part of this Deed of Trust.

Maintenance of Insurance. Grantor shall procure and maintain policies of fire insurance with standard extended coverage endorsements on a replacement basis for the full insurable value covering all Improvements on the Real Property in an amount sufficient to avoid application of any coinsurance clause, and with a standard mortgagee clause in favor of Lender. Grantor shall also procure and maintain comprehensive general liability insurance in such coverage amounts as Lender may request with Trustee and Lender being named as additional insureds in such liability insurance policies. Additionally, Grantor shall maintain such other insurance, including but not limited to hazard, business interruption, and boiler insurance, as Lender may reasonably require. Policies shall be written in form, amounts, coverages and basis reasonably acceptable to Lender and issued by a company or companies reasonably acceptable to Lender. Grantor, upon request of Lender, will deliver to Lender from time to time the policies or certificates of insurance in form satisfactory to Lender, including stipulations that coverages will not be cancelled or diminished without at least ten (10) days prior written notice to Lender. Each insurance policy also shall

include an endorsement providing that coverage in favor of Lender will not be impaired in any way by any act, omission or default of Grantor or any other person. Should the Real Property be located in an area designated by the Director of the Federal Emergency Management Agency as a special flood hazard area, Grantor agrees to obtain and maintain Federal Flood Insurance, if available, within 45 days after notice is given by Lender that the Property is located in a special flood hazard area, for the full unpaid principal balance of the loan and any prior liens on the property securing the loan, up to the maximum policy limits set under the National Flood Insurance Program, or as otherwise required by Lender, and to maintain such insurance for the term of the loan.

Application of Proceeds. Grantor shall promptly notify Lender of any loss or damage to the Property. Lender may make proof of loss if Grantor fails to do so within fifteen (15) days of the casualty. Whether or not Lender's security is impaired, Lender may, at Lender's election, receive and retain the proceeds of any insurance and apply the proceeds to the reduction of the Indebtedness, payment of any lien affecting the Property, or the restoration and repair of the Property. If Lender elects to apply the proceeds to restoration and repair, Grantor shall repair or replace the damaged or destroyed Improvements in a manner satisfactory to Lender. Lender shall, upon satisfactory proof of such expenditure, pay or reimburse Grantor from the proceeds for the reasonable cost of repair or restoration if Grantor is not in default under this Deed of Trust. Any proceeds which have not been disbursed within 180 days after their receipt and which Lender has not committed to the repair or restoration of the Property shall be used first to pay any amount owing to Lender under this Deed of Trust, then to pay accrued interest, and the remainder, if any, shall be applied to the principal balance of the Indebtedness. If Lender holds any proceeds after payment in full of the Indebtedness, such proceeds shall be paid to Grantor as Grantor's interests may appear.

Grantor's Report on Insurance. Upon request of Lender, however not more than once a year, Grantor shall furnish to Lender a report on each existing policy of insurance showing: (a) the name of the insurer; (b) the risks insured; (c) the amount of the policy; (d) the property insured, the then current replacement value of such property, and the manner of determining that value; and (e) the expiration date of the policy. Grantor shall, upon request of Lender, have an independent appraiser satisfactory to Lender determine the cash value replacement cost of the Property.

Lender's Expenditures. If any action or proceeding is commenced that would materially affect Lender's interest in the Property or if Grantor fails to comply with any provision of this Deed of Trust or any Related Documents, including but not limited to Grantor's failure to discharge or pay when due any amounts Grantor is required to discharge or pay under this Deed of Trust or any Related Documents, Lender on Grantor's behalf may (but shall not be obligated to) take any action that Lender deems appropriate, including but not limited to discharging or paying all taxes, liens, security interests, encumbrances and other claims, at any time levied or placed on the Property and paying all costs for insuring, maintaining and preserving the Property. All such expenditures incurred or paid by Lender for such purposes will then bear interest at the rate charged under the Note from the date incurred or paid by Lender to the date of repayment by Grantor. All such expenses will become a part of the Indebtedness and, at Lender's option, will (1) be payable on demand; (2) be added to the balance of the Note and be apportioned among and be payable with any installment payments to become due during either (a) the term of any applicable insurance policy; or (b) the remaining term of the Note; or (3) be treated as a balloon payment which will be due and payable at the Note's maturity. The Deed of Trust also will secure payment of these amounts. Such right shall be in addition to all other rights and remedies to which Lender may be entitled upon Default.

Warranty; Defense of Title. The following provisions relating to ownership of the Property are a part of this Deed of Trust:

Title. Grantor warrants that: (a) Grantor holds good and marketable title of record to the Property in fee simple, free and clear of all liens and encumbrances other than those set forth in the Real Property description or in any title insurance policy, title report, or final title opinion issued in favor of, and accepted by, Lender in connection with this Deed of Trust, and (b) Grantor has the full right, power, and authority to execute and deliver this Deed of Trust to Lender.

Defense of Title. Subject to the exception in the paragraph above, Grantor warrants and will forever defend the title to the Property against the lawful claims of all persons. In the event any action or proceeding is commenced that questions Grantor's title or the interest of Trustee or Lender under this Deed of Trust, Grantor shall defend the action at Grantor's expense. Grantor may be the nominal party in such proceeding, but Lender shall be entitled to participate in the proceeding and to be represented in the proceeding by counsel of Lender's own choice, and Grantor will deliver, or cause to be delivered, to Lender such instruments as Lender may request from time to time to permit such participation.

Compliance With Laws. Grantor warrants that the Property and Grantor's use of the Property complies with all existing applicable laws, ordinances, and regulations of governmental authorities.

Survival of Representations and Warranties. All representations, warranties, and agreements made by Grantor in this Deed of Trust shall survive the execution and delivery of this Deed of Trust, shall be continuing in nature, and shall remain in full force and effect until such time as Borrower's Indebtedness shall be paid in full.

Condemnation. The following provisions relating to condemnation proceedings are a part of this Deed of Trust:

Proceedings. If any proceeding in condemnation is filed, Grantor shall promptly notify Lender in writing, and Grantor shall promptly take such steps as may be necessary to defend the action and obtain the award. Grantor may be the nominal party in such proceeding, but Lender shall be entitled to participate in the proceeding and to be represented in the proceeding by counsel of its own choice, and Grantor will deliver or cause to be delivered to Lender such instruments and documentation as may be requested by Lender from time to time to permit such participation.

Application of Net Proceeds. If all or any part of the Property is condemned by eminent domain proceedings or by any proceeding or purchase in lieu of condemnation, Lender may at its election require that all or any portion of the net proceeds of the award be applied to the Indebtedness or the repair or restoration of the Property. The net proceeds of the award shall mean the award after payment of all reasonable costs, expenses, and attorneys' fees incurred by Trustee or Lender in connection with the condemnation.

Imposition of Taxes, Fees and Charges By Governmental Authorities. The following provisions relating to governmental taxes, fees and charges are a part of this Deed of Trust:

Current Taxes, Fees and Charges. Upon request by Lender, Grantor shall execute such documents in addition to this Deed of Trust and take whatever other action is requested by Lender to perfect and continue Lender's lien on the Real Property. Grantor shall reimburse Lender for all taxes, as described below, together with all expenses incurred in recording, perfecting or continuing this Deed of Trust, including without limitation all taxes, fees, documentary stamps, and other charges for recording or registering this Deed of Trust.

Taxes. The following shall constitute taxes to which this section applies: (a) a specific tax upon this type of Deed of Trust or upon all or any part of the Indebtedness secured by this Deed of Trust; (b) a specific tax on Borrower which Borrower is authorized or required to deduct from payments on the Indebtedness secured by this type of Deed of Trust; (c) a tax on this type of Deed of Trust chargeable against the Lender or the holder of the Note; and (d) a specific tax on all or any portion of the Indebtedness or on payments of principal and interest made by Borrower.

Subsequent Taxes. If any tax to which this section applies is enacted subsequent to the date of this Deed of Trust, this event shall have the same effect as an Event of Default, and Lender may exercise any or all of its available remedies for an Event of Default as provided below unless Grantor either (a) pays the tax before it becomes delinquent, or (b) contests the tax as provided above in the Taxes and Liens section and deposits with Lender cash or a sufficient corporate surety bond or other security satisfactory to Lender.

Security Agreement; Financing Statements. The following provisions relating to this Deed of Trust as a security agreement are a part of this Deed of Trust:

Security Agreement. This instrument shall constitute a Security Agreement to the extent any of the Property constitutes fixtures, and Lender shall have all of the rights of a secured party under the Uniform Commercial Code as amended from time to time.

Security Interest. Upon request by Lender, Grantor shall execute financing statements and take whatever other action is requested by Lender to perfect and continue Lender's security interest in the Rents and Personal Property. In addition to recording this Deed of Trust in the real property records, Lender may, at any time and without further authorization from Grantor, file executed counterparts, copies or reproductions of this Deed of Trust as a financing statement. Grantor shall reimburse Lender for all expenses incurred in perfecting or continuing this security interest. Upon default, Grantor shall not remove, sever or detach the Personal Property from the Property. Upon default, Grantor shall assemble any Personal Property not affixed to the Property in a manner and at a place reasonably convenient to Grantor and Lender and make it available to Lender within three (3) days after receipt of written demand from Lender to the extent permitted by applicable law.

Addresses. The mailing addresses of Grantor (debtor) and Lender (secured party) from which information concerning the security interest granted by this Deed of Trust may be obtained (each as required by the Uniform Commercial Code) are as stated on the first page of this Deed of Trust.

Further Assurances; Attorney-in-Fact. The following provisions relating to further assurances and attorney-in-fact are a part of this Deed of Trust:

Further Assurances. At any time, and from time to time, upon request of Lender, Grantor will make, execute and deliver, or will cause to be made, executed or delivered, to Lender or to Lender's designee, and when requested by Lender, cause to be filed, recorded, refiled, or rerecorded, as the case may be, at such times and in such offices and places as Lender may deem appropriate, any and all such mortgages, deeds of trust, security deeds, security agreements, financing statements, continuation statements, instruments of further assurance, certificates, and other documents as may, in the sole opinion of Lender, be necessary or desirable in order to effectuate, complete, perfect, continue, or preserve (a) Borrower's and Grantor's obligations under the Note, this Deed of Trust, and the Related Documents, and (b) the liens and security interests created by this Deed of Trust as first and prior liens on the Property, whether now owned or hereafter acquired by Grantor. Unless prohibited by law or Lender agrees to the contrary in writing, Grantor shall reimburse Lender for all costs and expenses incurred in connection with the matters referred to in this paragraph.

Attorney-in-Fact. If Grantor fails to do any of the things referred to in the preceding paragraph, Lender may do so for and in the name of Grantor and at Grantor's expense. For such purposes, Grantor hereby irrevocably appoints Lender as Grantor's attorney-in-fact for the purpose of making, executing, delivering, filing, recording, and doing all other things as may be necessary or desirable, in Lender's sole opinion, to accomplish the matters referred to in the preceding paragraph.

Full Performance. If Borrower pays all the Indebtedness when due, and otherwise performs all the obligations imposed upon Grantor under this Deed of Trust, Lender shall execute and deliver to Trustee a request for full reconveyance and shall execute and deliver to Grantor suitable statements of termination of any financing statement on file evidencing Lender's security interest in the Rents and the Personal Property. Any reconveyance fee required by law shall be paid by Grantor, if permitted by applicable law.

Events of Default. Each of the following, at Lender's option, shall constitute an Event of Default under this Deed of Trust:

Payment Default. Borrower fails to make any payment when due under the Indebtedness.

Other Defaults. Borrower or Grantor fails to comply with or to perform any other term, obligation, covenant or condition contained in this Deed of Trust or in any of the Related Documents or to comply with or to perform any term, obligation, covenant or condition contained in any other agreement between Lender and Borrower or Grantor.

Compliance Default. Failure to comply with any other term, obligation, covenant or condition contained in this Deed of Trust, the Note or in any of the Related Documents. If such a failure is curable and if Borrower or Grantor has not been given a notice of a breach of the same provision of this Deed of Trust within the preceding twelve (12) months, it may be cured (and no Event of Default will have occurred) if Borrower or Grantor, after Lender sends written notice demanding cure of such failure: (a) cures the failure within fifteen (15) days; or (b) if the cure requires more than fifteen (15) days, immediately initiates steps sufficient to cure the failure and thereafter continues and completes all reasonable and necessary steps sufficient to produce compliance as soon as reasonably practical.

Default on Other Payments. Failure of Grantor within the time required by this Deed of Trust to make any payment for taxes or insurance, or any other payment necessary to prevent filing of or to effect discharge of any lien.

Default in Favor of Third Parties. Should Borrower or any Grantor default under any loan, extension of credit, security agreement, purchase or sales agreement, or any other agreement, in favor of any other creditor or person that may materially affect any of Grantor's property or Borrower's or any Grantor's ability to repay the Indebtedness or perform their respective obligations under this Deed of Trust or any of the Related Documents.

False Statements. Any warranty, representation or statement made or furnished to Lender by Borrower or Grantor or on Borrower's or Grantor's behalf under this Deed of Trust or the Related Documents is false or misleading in any material respect, either now or at the time made or furnished or becomes false or misleading at any time thereafter.

Defective Collateralization. This Deed of Trust or any of the Related Documents ceases to be in full force and effect (including failure of any collateral document to create a valid and perfected security interest or lien) at any time and for any reason.

Death or Insolvency. The death of Borrower or Grantor, the insolvency of Borrower or Grantor, the appointment of a receiver for any part of Borrower's or Grantor's property, any assignment for the benefit of creditors, any type of creditor workout, or the commencement of any proceeding under any bankruptcy or insolvency laws by or against Borrower or Grantor.

Creditor or Forfeiture Proceedings. Commencement of foreclosure or forfeiture proceedings, whether by judicial proceeding, self-help, repossession or any other method, by any creditor of Borrower or Grantor or by any governmental agency against any property securing the Indebtedness. This includes a garnishment of any of Borrower's or Grantor's accounts, including deposit accounts, with Lender. However, this Event of Default shall not apply if there is a good faith dispute by Borrower or Grantor as to the validity or reasonableness of the claim which is the basis of the creditor or forfeiture proceeding and if Borrower or Grantor gives Lender written notice of the creditor or forfeiture proceeding and deposits with Lender monies or a surety bond for the creditor or forfeiture proceeding, in an amount determined by Lender, in its sole discretion, as being an adequate reserve or bond for the dispute.

Breach of Other Agreement. Any breach by Borrower or Grantor under the terms of any other agreement between Borrower or Grantor and Lender that is not remedied within any grace period provided therein, including without limitation any agreement concerning any indebtedness or other obligation of Borrower or Grantor to Lender, whether existing now or later.

Events Affecting Guarantor. Any of the preceding events occurs with respect to any guarantor, endorser, surety, or accommodation party of any of the Indebtedness or any guarantor, endorser, surety, or accommodation party dies or becomes incompetent, or revokes or disputes the validity of, or liability under, any Guaranty of the Indebtedness. In the event of a death, Lender, at its option, may, but shall not be required to, permit the guarantor's estate to assume unconditionally the obligations arising under the guaranty in a manner satisfactory to Lender, and, in doing so, cure any Event of Default.

Adverse Change. A material adverse change occurs in Borrower's or Grantor's financial condition, or Lender believes the prospect of payment or performance of the Indebtedness is impaired.

Insecurity. Lender in good faith believes itself insecure.

Right to Cure. If such a failure is curable and if Borrower or Grantor has not been given a notice of a breach of the same provision of this Deed of Trust within the preceding twelve (12) months, it may be cured (and no Event of Default will have occurred) if Borrower or Grantor, after Lender sends written notice demanding cure of such failure: (a) cures the failure within fifteen (15) days; or (b) if the cure requires more than fifteen (15) days, immediately initiates steps sufficient to cure the failure and thereafter continues and completes all reasonable and necessary steps sufficient to produce compliance as soon as reasonably practical.

Rights and Remedies on Default. If an Event of Default occurs under this Deed of Trust, at any time thereafter, Trustee or Lender may exercise any one or more of the following rights and remedies:

Election of Remedies. Election by Lender to pursue any remedy shall not exclude pursuit of any other remedy, and an election to make expenditures or to take action to perform an obligation of Grantor under this Deed of Trust, after Grantor's failure to perform, shall not affect Lender's right to declare a default and exercise its remedies.

Accelerate Indebtedness. Lender shall have the right at its option without notice to Borrower or Grantor to declare the entire Indebtedness immediately due and payable, including any prepayment penalty which Borrower would be required to pay.

Foreclosure. With respect to all or any part of the Real Property, the Trustee shall have the right to foreclose by notice and sale, and Lender shall have the right to foreclose by judicial foreclosure, in either case in accordance with and to the full extent provided by applicable law. If this Deed of Trust is foreclosed by judicial foreclosure, Lender will be entitled to a judgment which will provide that if the foreclosure sale proceeds are insufficient to satisfy the judgment, execution may issue for the amount of the unpaid balance of the judgment.

UCC Remedies. With respect to all or any part of the Personal Property, Lender shall have all the rights and remedies of a secured party under the Uniform Commercial Code.

Collect Rents. Lender shall have the right, without notice to Borrower or Grantor to take possession of and manage the Property and collect the Rents, including amounts past due and unpaid, and apply the net proceeds, over and above Lender's costs, against the Indebtedness. In furtherance of this right, Lender may require any tenant or other user of the Property to make payments of rent or use fees directly to Lender. If the Rents are collected by Lender, then Grantor irrevocably designates Lender as Grantor's attorney-in-fact to endorse instruments received in payment thereof in the name of Grantor and to negotiate the same and collect the proceeds. Payments by tenants or other users to Lender in response to Lender's demand shall satisfy the obligations for which the payments are made, whether or not any

proper grounds for the demand existed. Lender may exercise its rights under this subparagraph either in person, by agent, or through a receiver.

Appoint Receiver. Lender shall have the right to have a receiver appointed to take possession of all or any part of the Property, with the power to protect and preserve the Property, to operate the Property preceding foreclosure or sale, and to collect the Rents from the Property and apply the proceeds, over and above the cost of the receivership, against the Indebtedness. The receiver may serve without bond if permitted by law. Lender's right to the appointment of a receiver shall exist whether or not the apparent value of the Property exceeds the Indebtedness by a substantial amount. Employment by Lender shall not disqualify a person from serving as a receiver.

Tenancy at Sufferance. If Grantor remains in possession of the Property after the Property is sold as provided above or Lender otherwise becomes entitled to possession of the Property upon default of Grantor, Grantor shall become a tenant at sufferance of Lender or the purchaser of the Property and shall, at Lender's option, either (a) pay a reasonable rental for the use of the Property, or (b) vacate the Property immediately upon the demand of Lender.

Other Remedies. Trustee or Lender shall have any other right or remedy provided in this Deed of Trust or the Note or by law.

Notice of Sale. Lender shall give Grantor reasonable notice of the time and place of any public sale of the Personal Property or of the time after which any private sale or other intended disposition of the Personal Property is to be made. Reasonable notice shall mean notice given at least fifteen (15) days before the time of the sale or disposition. Any sale of the Personal Property may be made in conjunction with any sale of the Real Property.

Sale of the Property. To the extent permitted by applicable law, Borrower and Grantor hereby waives any and all rights to have the Property marshalled. In exercising its rights and remedies, the Trustee or Lender shall be free to sell all or any part of the Property together or separately, in one sale or by separate sales. Lender shall be entitled to bid at any public sale on all or any portion of the Property.

Attorneys' Fees; Expenses. If Lender institutes any suit or action to enforce any of the terms of this Deed of Trust, Lender shall be entitled to recover such sum as the court may adjudge reasonable as attorneys' fees at trial and upon any appeal. Whether or not any court action is involved, and to the extent not prohibited by law, all reasonable expenses Lender incurs that in Lender's opinion are necessary at any time for the protection of its interest or the enforcement of its rights shall become a part of the Indebtedness payable on demand and shall bear interest at the Note rate from the date of the expenditure until repaid. Expenses covered by this paragraph include, without limitation, however subject to any limits under applicable law, Lender's attorneys' fees and Lender's legal expenses, whether or not there is a lawsuit, including attorneys' fees and expenses for bankruptcy proceedings (including efforts to modify or vacate any automatic stay or injunction), appeals, and any anticipated post-judgment collection services, the cost of searching records, obtaining title reports (including foreclosure reports), surveyors' reports, and appraisal fees, title insurance, and fees for the Trustee, to the extent permitted by applicable law. Grantor also will pay any court costs, in addition to all other sums provided by law.

Rights of Trustee. Trustee shall have all of the rights and duties of Lender as set forth in this section.

Powers and Obligations of Trustee. The following provisions relating to the powers and obligations of Trustee are part of this Deed of Trust:

Powers of Trustee. In addition to all powers of Trustee arising as a matter of law, Trustee shall have the power to take the following actions with respect to the Property upon the written request of Lender and Grantor: (a) join in preparing and filing a map or plat of the Real Property, including the dedication of streets or other rights to the public; (b) join in granting any easement or creating any restriction on the Real Property; and (c) join in any subordination or other agreement affecting this Deed of Trust or the interest of Lender under this Deed of Trust.

Obligations to Notify. Trustee shall not be obligated to notify any other party of a pending sale under any other trust deed or lien, or of any action or proceeding in which Grantor, Lender, or Trustee shall be a party, unless the action or proceeding is brought by Trustee.

Trustee. Trustee shall meet all qualifications required for Trustee under applicable law. In addition to the rights and remedies set forth above, with respect to all or any part of the Property, the Trustee shall have the right to foreclose by notice and sale, and Lender shall have the right to foreclose by judicial foreclosure, in either case in accordance with and to the full extent provided by applicable law.

Successor Trustee. Lender, at Lender's option, may from time to time appoint a successor Trustee to any Trustee appointed under this Deed of Trust by an instrument executed and acknowledged by Lender and recorded in the office of the recorder of UMATILLA County, State of Oregon. The instrument shall contain, in addition to all other matters required by state law, the names of the original Lender, Trustee, and Grantor, the book and page where this Deed of Trust is recorded, and the name and address of the successor trustee, and the instrument shall be executed and acknowledged by Lender or its successors in interest. The successor trustee, without conveyance of the Property, shall succeed to all the title, power, and duties conferred upon the Trustee in this Deed of Trust and by applicable law. This procedure for substitution of Trustee shall govern to the exclusion of all other provisions for substitution.

Notices. Any notice required to be given under this Deed of Trust, including without limitation any notice of default and any notice of sale shall be given in writing, and shall be effective when actually delivered, when actually received by telefacsimile (unless otherwise required by law), when deposited with a nationally recognized overnight courier, or, if mailed, when deposited in the United States mail, as first class, certified or registered mail postage prepaid, directed to the addresses shown near the beginning of this Deed of Trust. All copies of notices of foreclosure from the holder of any lien which has priority over this Deed of Trust shall be sent to Lender's address, as shown near the beginning of this Deed of Trust. Any party may change its address for notices under this Deed of Trust by giving formal written notice to the other parties, specifying that the purpose of the notice is to change the party's address. For notice purposes, Grantor agrees to keep Lender informed at all times of Grantor's current address. Unless otherwise provided or required by law, if there is more than one Grantor, any notice given by Lender to any Grantor is deemed to be notice given to all Grantors.

Miscellaneous Provisions. The following miscellaneous provisions are a part of this Deed of Trust:

Amendments. This Deed of Trust, together with any Related Documents, constitutes the entire understanding and agreement of the parties as to the matters set forth in this Deed of Trust. No alteration of or amendment to this Deed of Trust shall be effective unless given in writing and signed by the party or parties sought to be charged or bound by the alteration or amendment.

Annual Reports. If the Property is used for purposes other than Grantor's residence, Grantor shall furnish to Lender, upon request, a certified statement of net operating income received from the Property during Grantor's previous fiscal year in such form and detail as Lender shall require. "Net operating income" shall mean all cash receipts from the Property less all cash expenditures made in connection with the operation of the Property.

Caption Headings. Caption headings in this Deed of Trust are for convenience purposes only and are not to be used to interpret or define the provisions of this Deed of Trust.

Merger. There shall be no merger of the interest or estate created by this Deed of Trust with any other interest or estate in the Property at any time held by or for the benefit of Lender in any capacity, without the written consent of Lender.

Governing Law. This Deed of Trust will be governed by, construed and enforced in accordance with federal law and the laws of the State of Oregon. This Deed of Trust has been accepted by Lender in the State of Oregon.

Joint and Several Liability. All obligations of Borrower and Grantor under this Deed of Trust shall be joint and several, and all references to Grantor shall mean each and every Grantor, and all references to Borrower shall mean each and every Borrower. This means that each Borrower and Grantor signing below is responsible for all obligations in this Deed of Trust.

No Waiver by Lender. Lender shall not be deemed to have waived any rights under this Deed of Trust unless such waiver is given in writing and signed by Lender. No delay or omission on the part of Lender in exercising any right shall operate as a waiver of such right or any other right. A waiver by Lender of a provision of this Deed of Trust shall not prejudice or constitute a waiver of Lender's right otherwise to demand strict compliance with that provision or any other provision of this Deed of Trust. No prior waiver by Lender, nor any course of dealing between Lender and Grantor, shall constitute a waiver of any of Lender's rights or of any of Grantor's obligations as to any future transactions. Whenever the consent of Lender is required under this Deed of Trust, the granting of such consent by Lender in any instance shall not constitute continuing consent to subsequent instances where such consent is required and in all cases such consent may be granted or withheld in the sole discretion of Lender.

Severability. If a court of competent jurisdiction finds any provision of this Deed of Trust to be illegal, invalid, or unenforceable as to any circumstance, that finding shall not make the offending provision illegal, invalid, or unenforceable as to any other circumstance. If feasible, the offending provision shall be considered modified so that it becomes legal, valid and enforceable. If the offending provision cannot be so modified, it shall be considered deleted from this Deed of Trust. Unless otherwise required by law, the illegality, invalidity, or unenforceability of any provision of this Deed of Trust shall not affect the legality, validity or enforceability of any other provision of this Deed of Trust.

Successors and Assigns. Subject to any limitations stated in this Deed of Trust on transfer of Grantor's interest, this Deed of Trust shall be binding upon and inure to the benefit of the parties, their successors and assigns. If ownership of the Property becomes vested in a person other than Grantor, Lender, without notice to Grantor, may deal with Grantor's successors with reference to this Deed of Trust and the Indebtedness by way of forbearance or extension without releasing Grantor from the obligations of this Deed of Trust or liability under the Indebtedness.

Time is of the Essence. Time is of the essence in the performance of this Deed of Trust.

Waive Jury. All parties to this Deed of Trust hereby waive the right to any jury trial in any action, proceeding, or counterclaim brought by any party against any other party.

Waiver of Homestead Exemption. Grantor hereby releases and waives all rights and benefits of the homestead exemption laws of the State of Oregon as to all Indebtedness secured by this Deed of Trust.

Commercial Deed of Trust. Grantor agrees with Lender that this Deed of Trust is a commercial deed of trust and that Grantor will not change the use of the Property without Lender's prior written consent.

Definitions. The following capitalized words and terms shall have the following meanings when used in this Deed of Trust. Unless specifically stated to the contrary, all references to dollar amounts shall mean amounts in lawful money of the United States of America. Words and terms used in the singular shall include the plural, and the plural shall include the singular, as the context may require. Words and terms not otherwise defined in this Deed of Trust shall have the meanings attributed to such terms in the Uniform Commercial Code:

Beneficiary. The word "Beneficiary" means BANK OF EASTERN OREGON, and its successors and assigns.

Borrower. The word "Borrower" means SCOTT J. MADISON and MARY M. MADISON and includes all co-signers and co-makers signing the Note.

Deed of Trust. The words "Deed of Trust" mean this Line of Credit Instrument among Grantor, Lender, and Trustee, and includes without limitation all assignment and security interest provisions relating to the Personal Property and Rents.

Default. The word "Default" means the Default set forth in this Deed of Trust in the section titled "Default".

Environmental Laws. The words "Environmental Laws" mean any and all state, federal and local statutes, regulations and ordinances relating to the protection of human health or the environment, including without limitation the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended, 42 U.S.C. Section 9601, et seq. ("CERCLA"), the Superfund Amendments and Reauthorization Act of 1986, Pub. L. No. 99-499 ("SARA"), the Hazardous Materials Transportation Act, 49 U.S.C. Section 1801, et seq., the Resource Conservation and Recovery Act, 42 U.S.C. Section 6901, et seq., or other applicable state or federal laws, rules, or regulations adopted pursuant thereto or intended to protect human health or the environment.

Event of Default. The words "Event of Default" mean any of the events of default set forth in this Deed of Trust in the events of default section of this Deed of Trust.

Grantor. The word "Grantor" means NELLIE MADISON .

Guaranty. The word "Guaranty" means the guaranty from guarantor, endorser, surety, or accommodation party to Lender, including without limitation a guaranty of all or part of the Note.

Hazardous Substances. The words "Hazardous Substances" mean materials that, because of their quantity, concentration or physical, chemical or infectious characteristics, may cause or pose a present or potential hazard to human health or the environment when improperly used, treated, stored, disposed of, generated, manufactured, transported or otherwise handled. The words "Hazardous Substances" are used in their very broadest sense and include without limitation any and all hazardous or toxic substances, materials or waste as defined by or listed under the Environmental Laws. The term "Hazardous Substances" also includes, without limitation, petroleum, including crude oil and any fraction thereof and asbestos.

Improvements. The word "Improvements" means all existing and future improvements, buildings, structures, mobile homes affixed on the Real Property, facilities, additions, replacements and other construction on the Real Property.

Indebtedness. The word "Indebtedness" means all principal, interest, and other amounts, costs and expenses payable under the Note or Related Documents, together with all renewals of, extensions of, modifications of, consolidations of and substitutions for the Note or Related Documents and any amounts expended or advanced by Lender to discharge Grantor's obligations or expenses incurred by Trustee or Lender to enforce Grantor's obligations under this Deed of Trust, together with interest on such amounts as provided in this Deed of Trust.

Lender. The word "Lender" means BANK OF EASTERN OREGON, its successors and assigns.

Note. The word "Note" means the promissory note dated September 26, 2003, **in the original principal amount of $600,000.00** from Borrower to Lender, together with all renewals of, extensions of, modifications of, refinancings of, consolidations of, and substitutions for the promissory note or agreement. The maturity date of the Note is April 1, 2004.

Personal Property. The words "Personal Property" mean all equipment, fixtures, and other articles of personal property now or hereafter owned by Grantor, and now or hereafter attached or affixed to the Real Property; together with all accessions, parts, and additions to, all replacements of, and all substitutions for, any of such property; and together with all proceeds (including without limitation all insurance proceeds and refunds of premiums) from any sale or other disposition of the Property.

Property. The word "Property" means collectively the Real Property and the Personal Property.

Real Property. The words "Real Property" mean the real property, interests and rights, as further described in this Deed of Trust.

Related Documents. The words "Related Documents" mean all promissory notes, credit agreements, loan agreements, environmental agreements, guaranties, security agreements, mortgages, deeds of trust, security deeds, collateral mortgages, and all other instruments, agreements and documents, whether now or hereafter existing, executed in connection with the Indebtedness.

Rents. The word "Rents" means all present and future rents, revenues, income, issues, royalties, profits, and other benefits derived from the Property.

Trustee. The word "Trustee" means PIONEER TITLE COMPANY, whose address is PO BOX 187, HERMISTON, OR 97838 and any substitute or successor trustees.

GRANTOR ACKNOWLEDGES HAVING READ ALL THE PROVISIONS OF THIS DEED OF TRUST, AND GRANTOR AGREES TO ITS TERMS.

GRANTOR:

x Nellie Madison
NELLIE MADISON

INDIVIDUAL ACKNOWLEDGMENT

STATE OF Oregon)
) SS
COUNTY OF Morrow)

OFFICIAL SEAL
DINA RUIZ
NOTARY PUBLIC–OREGON
COMMISSION NO. 358076
MY COMMISSION EXPIRES MAY 23, 2006

On this day before me, the undersigned Notary Public, personally appeared NELLIE MADISON, to me known to be the individual described in and who executed the Deed of Trust, and acknowledged that he or she signed the Deed of Trust as his or her free and voluntary act and deed, for the uses and purposes therein mentioned.

Given under my hand and official seal this 26th day of September, 2003.

By Dina Ruiz Residing at Ione, Oregon

Notary Public in and for the State of Oregon My commission expires May 23, 2006

REQUEST FOR FULL RECONVEYANCE

(To be used only when obligations have been paid in full)

To: _____, Trustee

The undersigned is the legal owner and holder of all Indebtedness secured by this Deed of Trust. All sums secured by this Deed of Trust have been fully paid and satisfied. You are hereby directed, upon payment to you of any sums owing to you under the terms of this Deed of Trust or pursuant to any applicable statute, to cancel the Note secured by this Deed of Trust (which is delivered to you together with this Deed of Trust), and to reconvey, without warranty, to the parties designated by the terms of this Deed of Trust, the estate now held by you under this Deed of Trust. Please mail the reconveyance and Related Documents to:

_____.

Date: _____ Beneficiary: _____

By: _____

Its: _____

LASER PRO Lending, Ver. 5.23.30.002 Copr. Harland Financial Solutions, Inc. 1997, 2003. All Rights Reserved. - OR N:\WIN\CFI\LPL\G01.FC TR-2004 PR-HOMEVLOC

RECORDATION REQUESTED BY:
BANK OF EASTERN OREGON
HEPPNER BRANCH
279 N MAIN
P O BOX 39
HEPPNER, OR 97836

WHEN RECORDED MAIL TO:
BANK OF EASTERN OREGON
HEPPNER BRANCH
279 N MAIN
P O BOX 39
HEPPNER, OR 97836

SEND TAX NOTICES TO:
NELLIE MADISON
75512 HIGHWAY 207
ECHO, OR 97826

2004-4700025 1 of 2 1

449/288

RECEIVED
SEP 28 2004
UMATILLA COUNTY RECORDS

SPACE ABOVE THIS

County of Umatilla)

This instrument was received and recorded on

09-28-04 at 10:45

in the record of instrument code type TD-MOD

Instrument Number 2004-4700025
Fee 31.00

Office of County Records

Records Officer

MODIFICATION OF DEED OF TRUST

THIS MODIFICATION OF DEED OF TRUST dated April 14, 2004, is made and executed between NELLIE MADISON as to an undivided 1/2 interest. ("Grantor") and BANK OF EASTERN OREGON, HEPPNER BRANCH, 279 N MAIN, P O BOX 39, HEPPNER, OR 97836 ("Lender").

DEED OF TRUST. Lender and Grantor have entered into a Deed of Trust dated September 26, 2003 (the "Deed of Trust") which has been recorded in UMATILLA County, State of Oregon, as follows:

RECORDED IN UMATILLA COUNTY ON 10/06/2003 IN DOC. #2003-4490288.

REAL PROPERTY DESCRIPTION. The Deed of Trust covers the following described real property located in UMATILLA County, State of Oregon:

ALL THAT PORTION OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 20, TOWNSHIP 3 NORTH, RANGE 28, E.W.M., LYING WESTERLY OF STATE HIGHWAY NO. 207;

THAT PORTION OF THE SOUTH HALF OF SECTION 19, TOWNSHIP 3 NORTH, RANGE 28, E.W.M., DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF THE SOUTHEAST QUARTER OF SECTION SAID SECTION 19; THENCE SOUTH ALONG THE EAST LINE OF SAID SOUTHEAST QUARTER 1300 FEET, MORE OR LESS TO A POINT ON THE WEST RIGHT OF WAY LINE OF STATE HIGHWAY NO. 207; THENCE SOUTHWESTERLY ALONG SAID RIGHT OF WAY LINE 1400 FEET MORE OR LESS TO THE SOUTH LINE OF SAID SECTION 19; THENCE WEST ALONG SAID SOUTH LINE 2200 FEET, MORE OR LESS TO THE SOUTH QUARTER CORNER OF SAID SECTION 19; THENCE NORTH ALONG THE NORTH-SOUTH CENTERLINE OF SAID SECTION 19, A DISTANCE OF 470 FEET; THENCE DUE WEST, 1550 FEET TO THE CENTERLINE OF BUTTER CREEK; THENCE NORTHEASTERLY ALONG SAID CENTERLINE, 2400 FEET MORE OR LESS TO A POINT ON THE EAST-WEST CENTERLINE OF SAID SECTION 19; THENCE EAST ALONG SAID EAST-WEST CENTERLINE 3440 FEET, MORE OR LESS TO THE POINT OF BEGINNING;

THAT PORTION OF THE NORTHEAST QUARTER OF SECTION 30, TOWNSHIP 3 NORTH, RANGE 28, E.W.M., BEING DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 30; THENCE SOUTH ALONG THE WEST LINE OF SAID SOUTHWEST QUARTER 700.13 FEET TO A 5/8" REBAR; THENCE SOUTH 88° 20' 24" EAST 944.00 FEET TO A 5/8" REBAR; THENCE SOUTH 15° 41' 49" WEST 183.25 FEET TO THE NORTHEAST CORNER OF A LARGE TRUCK SCALE PLATFORM; THENCE CONTINUING SOUTH 15° 41' 49" WEST ALONG THE EAST EDGE OF SAID PLATFORM AND SAID EAST EDGE PROJECTED, 237.88 FEET TO A 5/8" REBAR; THENCE SOUTH 78° 29' 46" EAST 383.60 FEET TO A FENCE CORNER LYING ON THE WESTERLY RIGHT OF WAY LINE OF STATE HIGHWAY NO. 207 AT ENGINEERS STATION 344+58.55; THENCE NORTHEASTERLY ALONG SAID WESTERLY RIGHT OF WAY LINE, 2689 FEET, MORE OR LESS TO A POINT ON THE NORTH LINE OF SAID SECTION 30; THENCE WEST 2200 FEET MORE OR LESS TO THE NORTH QUARTER CORNER OF SAID SECTION 30; THENCE SOUTH 1320 FEET, MORE OR LESS TO THE POINT OF BEGINNING;

ALL BEING EAST OF THE WILLAMETTE MERIDIAN, COUNTY OF UMATILLA, STATE OF OREGON;

The Real Property or its address is commonly known as HIGHWAY 207 & ECHO JUNCTION, ECHO, OR 97826.

MODIFICATION. Lender and Grantor hereby modify the Deed of Trust as follows:

EXTEND MATURITY DATE FROM 04/01/04 TO 04/01/05.

CONTINUING VALIDITY. Except as expressly modified above, the terms of the original Deed of Trust shall remain unchanged and in full force and effect. Consent by Lender to this Modification does not waive Lender's right to require strict performance of the Deed of Trust as changed above nor obligate Lender to make any future modifications. Nothing in this Modification shall constitute a satisfaction of the promissory note or other credit agreement secured by the Deed of Trust (the "Note"). It is the intention of Lender to retain as liable all parties to the Deed of Trust and all parties, makers and endorsers to the Note, including accommodation parties, unless a party is expressly released by Lender in writing. Any maker or endorser, including accommodation makers, shall not be released by virtue of this Modification. If any person who signed the original Deed of Trust does not sign this Modification, then all persons signing below acknowledge that this Modification is given conditionally, based on the representation to Lender that the non-signing person consents to the changes and provisions of this Modification or otherwise will not be released by it. This waiver applies not only to any initial extension or modification, but also to all such subsequent actions.

GRANTOR ACKNOWLEDGES HAVING READ ALL THE PROVISIONS OF THIS MODIFICATION OF DEED OF TRUST AND GRANTOR AGREES TO ITS TERMS. THIS MODIFICATION OF DEED OF TRUST IS DATED APRIL 14, 2004.

GRANTOR:

X Nellie Madison
NELLIE MADISON

LENDER:

BANK OF EASTERN OREGON

X
Authorized Officer

OFFICIAL SEAL
SHARON L RIETMANN
NOTARY PUBLIC-OREGON
COMMISSION NO. 364100
MY COMMISSION EXPIRES DEC 23, 2006

PIONEER TITLE CO. CJR
126 SE Court, Pend. OR. 97801

SEP 28 2004

(24)

INDIVIDUAL ACKNOWLEDGMENT

STATE OF Oregon)
) SS
COUNTY OF Morrow)

OFFICIAL SEAL
SHARON L RIETMANN
NOTARY PUBLIC-OREGON
COMMISSION NO. 364100
MY COMMISSION EXPIRES DEC 23, 2006

On this day before me, the undersigned Notary Public, personally appeared NELLIE MADISON, to me known to be the individual described in and who executed the Modification of Deed of Trust, and acknowledged that he or she signed the Modification as his or her free and voluntary act and deed, for the uses and purposes therein mentioned.

Given under my hand and official seal this 28th day of July, 20 04.

By Sharon L Rietmann Residing at Ione, OR

Notary Public in and for the State of Oregon My commission expires Dec. 23, 2006

LENDER ACKNOWLEDGMENT

STATE OF Oregon)
) SS
COUNTY OF Morrow)

On this 28th day of July, 20 04, before me, the undersigned Notary Public, personally appeared Ed Rollins and known to me to be the Loan Officer, authorized agent for the Lender that executed the within and foregoing instrument and acknowledged said instrument to be the free and voluntary act and deed of the said Lender, duly authorized by the Lender through its board of directors or otherwise, for the uses and purposes therein mentioned, and on oath stated that he or she is authorized to execute this said instrument and that the seal affixed is the corporate seal of said Lender.

By Sharon L Rietmann Residing at Ione, OR

Notary Public in and for the State of Oregon My commission expires Dec. 23, 2006

LASER PRO Lending, Ver. 5.24.10.002 Copr. Harland Financial Solutions, Inc. 1997, 2004. All Rights Reserved. - OR C:\WINCPC\CFI\LPL\G201.FC TR-3464 PR-MDMFILOC

OFFICIAL SEAL
SHARON L RIETMANN
NOTARY PUBLIC-OREGON
COMMISSION NO. 364100
MMISSION EXPIRES DEC 23, 2006

2005 4820541

2005-4820541 1 of 2

RECORDATION REQUESTED BY:
BANK OF EASTERN OREGON
HEPPNER BRANCH
279 N MAIN
P O BOX 39
HEPPNER, OR 97836

WHEN RECORDED MAIL TO:
BANK OF EASTERN OREGON
HEPPNER BRANCH
279 N MAIN
P O BOX 39
HEPPNER, OR 97836

SEND TAX NOTICES TO:
NELLIE MADISON
75512 HIGHWAY 207
ECHO, OR 97826

RECEIVED
MAY 25 2005
UMATILLA COUNTY
RECORDS

State of Oregon)
)
County of Umatilla)

This instrument was received and recorded on

05-25-05 at 11:00

in the record of instrument code type TD-MOD

Instrument Number 2005-4820541
Fee 31.00

Office of County Records

Records Officer

SPACE ABOVE THI

MODIFICATION OF DEED OF TRUST

THIS MODIFICATION OF DEED OF TRUST dated April 29, 2005, is made and executed between between NELLIE MADISON as to an undivided 1/2 interest. ("Grantor") and BANK OF EASTERN OREGON, whose address is HEPPNER BRANCH, 279 N MAIN, P O BOX 39, HEPPNER, OR 97836 ("Lender").

DEED OF TRUST. Lender and Grantor have entered into a Deed of Trust dated September 26, 2003 (the "Deed of Trust") which has been recorded in UMATILLA County, State of Oregon, as follows:

RECORDED IN UMATILLA COUNTY ON 10/06/2003 IN DOC. #2003-4490288.

REAL PROPERTY DESCRIPTION. The Deed of Trust covers the following described real property located in UMATILLA County, State of Oregon:

ALL THAT PORTION OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 20, TOWNSHIP 3 NORTH, RANGE 28, E.W.M., LYING WESTERLY OF STATE HIGHWAY NO. 207;

THAT PORTION OF THE SOUTH HALF OF SECTION 19, TOWNSHIP 3 NORTH, RANGE 28, E.W.M., DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF THE SOUTHEAST QUARTER OF SECTION SAID SECTION 19; THENCE SOUTH ALONG THE EAST LINE OF SAID SOUTHEAST QUARTER 1300 FEET, MORE OR LESS TO A POINT ON THE WEST RIGHT OF WAY LINE OF STATE HIGHWAY NO. 207; THENCE SOUTHWESTERLY ALONG SAID RIGHT OF WAY LINE 1400 FEET MORE OR LESS TO THE SOUTH LINE OF SAID SECTION 19; THENCE WEST ALONG SAID SOUTH LINE 2200 FEET, MORE OR LESS TO THE SOUTH QUARTER CORNER OF SAID SECTION 19; THENCE NORTH ALONG THE NORTH-SOUTH CENTERLINE OF SAID SECTION 19, A DISTANCE OF 470 FEET; THENCE DUE WEST, 1550 FEET TO THE CENTERLINE OF BUTTER CREEK; THENCE NORTHEASTERLY ALONG SAID CENTERLINE, 2400 FEET MORE OR LESS TO A POINT ON THE EAST-WEST CENTERLINE OF SAID SECTION 19; THENCE EAST ALONG SAID EAST-WEST CENTERLINE 3440 FEET, MORE OR LESS TO THE POINT OF BEGINNING;

THAT PORTION OF THE NORTHEAST QUARTER OF SECTION 30, TOWNSHIP 3 NORTH, RANGE 28, E.W.M., BEING DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 30; THENCE SOUTH ALONG THE WEST LINE OF SAID SOUTHWEST QUARTER 700.13 FEET TO A 5/8" REBAR; THENCE SOUTH 88° 20' 24" EAST 944.00 FEET TO A 5/8" REBAR; THENCE SOUTH 15° 41' 49" WEST 183.25 FEET TO THE NORTHEAST CORNER OF A LARGE TRUCK SCALE PLATFORM; THENCE CONTINUING SOUTH 15° 41' 49" WEST ALONG THE EAST EDGE OF SAID PLATFORM AND SAID EAST EDGE PROJECTED, 237.88 FEET TO A 5/8" REBAR; THENCE SOUTH 78° 29' 46" EAST 383.60 FEET TO A FENCE CORNER LYING ON THE WESTERLY RIGHT OF WAY LINE OF STATE HIGHWAY NO. 207 AT ENGINEERS STATION 344+58.55; THENCE NORTHEASTERLY ALONG SAID WESTERLY RIGHT OF WAY LINE, 2689 FEET, MORE OR LESS TO A POINT ON THE NORTH LINE OF SAID SECTION 30; THENCE WEST 2200 FEET MORE OR LESS TO THE NORTH QUARTER CORNER OF SAID SECTION 30; THENCE SOUTH 1320 FEET, MORE OR LESS TO THE POINT OF BEGINNING;

ALL BEING EAST OF THE WILLAMETTE MERIDIAN, COUNTY OF UMATILLA, STATE OF OREGON;

The Real Property or its address is commonly known as HIGHWAY 207 & ECHO JUNCTION, ECHO, OR 97826.

MODIFICATION. Lender and Grantor hereby modify the Deed of Trust as follows:

EXTEND MATURITY DATE FROM 04-01-2005 TO 04-01-2023. CHANGE FROM LINE OF CREDIT INSTRUMENT AND ALL LANGUAGE PERTAINING TO THE LINE OF CREDIT INSTRUMENT TO A DEED OF TRUST. .

CONTINUING VALIDITY. Except as expressly modified above, the terms of the original Deed of Trust shall remain unchanged and in full force and effect. Consent by Lender to this Modification does not waive Lender's right to require strict performance of the Deed of Trust as changed above nor obligate Lender to make any future modifications. Nothing in this Modification shall constitute a satisfaction of the promissory note or other credit agreement secured by the Deed of Trust (the "Note"). It is the intention of Lender to retain as liable all parties to the Deed of Trust and all parties, makers and endorsers to the Note, including accommodation parties, unless a party is expressly released by Lender in writing. Any maker or endorser, including accommodation makers, shall not be released by virtue of this Modification. If any person who signed the original Deed of Trust does not sign this Modification, then all persons signing below acknowledge that this Modification is given conditionally, based on the representation to Lender that the non-signing person consents to the changes and provisions of this Modification or otherwise will not be released by it. This waiver applies not only to any initial extension or modification, but also to all such subsequent actions.

GRANTOR ACKNOWLEDGES HAVING READ ALL THE PROVISIONS OF THIS MODIFICATION OF DEED OF TRUST AND GRANTOR AGREES TO ITS TERMS. THIS MODIFICATION OF DEED OF TRUST IS DATED APRIL 29, 2005.

GRANTOR:

x Nellie Madison
NELLIE MADISON

LENDER:

BANK OF EASTERN OREGON

x
Authorized Officer

PIONEER TITLE CO. 76971 Mar
125 SE Court, Pend. OR. 97801

MAY 25 2005

(3)

INDIVIDUAL ACKNOWLEDGMENT

STATE OF Oregon)
) SS
COUNTY OF Morrow)

OFFICIAL SEAL
SHARON L RIETMANN
NOTARY PUBLIC-OREGON
COMMISSION NO. 364100
MY COMMISSION EXPIRES DEC 23, 2006

On this day before me, the undersigned Notary Public, personally appeared NELLIE MADISON, to me known to be the individual described in and who executed the Modification of Deed of Trust, and acknowledged that he or she signed the Modification as his or her free and voluntary act and deed, for the uses and purposes therein mentioned.

Given under my hand and official seal this 29th day of April, 20 05.

By Sharon L Rietmann Residing at Ione

Notary Public in and for the State of Oregon My commission expires Dec. 23, 2006

LENDER ACKNOWLEDGMENT

STATE OF Oregon)
) SS
COUNTY OF Morrow)

OFFICIAL SEAL
SHARON L RIETMANN
NOTARY PUBLIC-OREGON
COMMISSION NO. 364100
MY COMMISSION EXPIRES DEC 23, 2006

On this 29 day of April, 20 05, before me, the undersigned Notary Public, personally appeared Edward C Rollins and known to me to be the Loan Officer, authorized agent for the Lender that executed the within and foregoing instrument and acknowledged said instrument to be the free and voluntary act and deed of the said Lender, duly authorized by the Lender through its board of directors or otherwise, for the uses and purposes therein mentioned, and on oath stated that he or she is authorized to execute this said instrument and that the seal affixed is the corporate seal of said Lender.

By Sharon L Rietmann Residing at Ione

Notary Public in and for the State of Oregon My commission expires Dec. 23, 2006

LASER PRO Lending, Ver. 5.30.30.006 Copr. Harland Financial Solutions, Inc. 1997, 2005. All Rights Reserved. - OR H:\CFI\LPL\G201.FC TR-30644 PR-MODHVLZ0

2006 5070171

2006-5070171 1 of 1

State of Oregon)
)
County of Umatilla)

This instrument was received and recorded on

09-06-06 at 9:05

In the record of instrument code type DE-ML

Instrument Number 2006-5070171
Fee 28.00

Office of County Records

Records Officer

When recorded return to: Energy Investments, Inc.
143 Union Blvd., Suite #900
Lakewood, CO 80228

MEMORANDUM OF OIL AND GAS LEASE

It is hereby declared for Public notice, that TRIDENT USA CORP. has secured an OIL and GAS LEASE from the below listed Lessor(s) covering the below listed lands under the below listed terms;

LESSOR: Nellie G. Madison

EXECUTED BY: Nellie G. Madison

LEASE DATE: May 15, 2006

LEASE TERM: Ten (10) Years

LEGAL DESCRIPTION: T3N-R28E
Section 19: That portion of Government Lot 4 and the E/2 of the SW/4 lying East of Butter Creek; The SE/4 lying West of Highway No. 207.
Section 20: That Portion of the NW/4SW/4 lying West of State Highway No. 207.
Section 30: That portion of the NE/4 lying West of State Highway No. 207; EXCEPTING Therefrom a metes and bounds portion in the SW/4NE/4.

Consisting of 294.94 total acres, more or less - UMATILLA COUNTY, OR.

RECEIVED
SEP 06 2006
UMATILLA COUNTY RECORDS

The above referenced Oil and Gas Lease specifically grants, demises, leases and lets unto Lessee the exclusive right to investigate, explore, prospect, drill, mine and produce Oil, Gas and other Hydrocarbons, including all other products produced therefrom, lay pipelines, construct buildings, power stations, telephone lines and other structures thereon to produce, save, take care of, treat, transport, and own said products from said lands and also grants Lessee the right to store Natural Gas in and under Lessor's leased lands.

This Memorandum has been prepared by Stephen P. Chamberlain, of 143 Union Blvd., Suite #900, Lakewood, CO 80228, Agent for Trident USA Corp., preparer of this document and the above referenced original Oil and Gas Lease by and between the parties referenced herein above.

This Memorandum is sworn to and executed this 17 day of Aug., 2006.

By: Nellie G. Madison
Nellie G. Madison, Lessor

ACKNOWLEDGEMENT

State of Oregon

County of Umatilla

BEFORE ME, the undersigned, a Notary Public, in and for said County and State, on this 17th day of Aug., 2006, personally appeared Nellie G. Madison, to me known to be the identical person described in and who executed the within and foregoing instrument of writing and acknowledged to me that He duly executed the same as His free and voluntary act and deed for the uses and purposes therein set forth.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notary Seal last above written.

Doreen K Quick
Notary Public
Address: 305 E Main St
Hermiston, OR 97838

My Commission Expires: 12.05.07

OFFICIAL SEAL
DOREEN K QUICK
NOTARY PUBLIC-OREGON
COMMISSION NO. A374678
MY COMMISSION EXPIRES DEC. 5, 2007

SEP 06 2006

26
1

2006 5070172

2006-5070172 1 of 1

State of Oregon)
)
County of Umatilla)

This instrument was received and recorded on

09-06-06 at 9:06

in the record of instrument code type DE-ML

Instrument Number 2006-5070172
Fee 26.00

Office of County Records

Records Officer

When recorded return to: Energy Investments, Inc.
143 Union Blvd., Suite #900
Lakewood, CO 80228

MEMORANDUM OF OIL AND GAS LEASE

It is hereby declared for Public notice, that TRIDENT USA CORP. has secured an OIL and GAS LEASE from the below listed Lessor(s) covering the below listed lands under the below listed terms;

LESSOR: Scott Madison
Mary Madison

EXECUTED BY: Scott Madison
Mary Madison

RECEIVED
SEP 06 2006
UMATILLA COUNTY
RECORDS

LEASE DATE: May 15, 2006

LEASE TERM: Ten (10) Years

LEGAL DESCRIPTION: T3N-R28E
Section 17: SW/4 lying West of State Highway No. 207; SE/4NW/4 lying West of State Highway No. 207.
Section 18: S/2SE/4; SE/4SW/4; NE/4SE/4; SE/4NE/4.
Section 19: E/2NW/4; NE/4; S/2 lying East of Butter Creek; Excepting there from the south 470.00 feet of the SW/4.
Section 20: The NW/4NW/4 lying West of State Highway No. 207; The SW/4NW/4.

Consisting of 633.95 total acres, more or less - UMATILLA COUNTY, OR

The above referenced Oil and Gas Lease specifically grants, demises, leases and lets unto Lessee the exclusive right to investigate, explore, prospect, drill, mine and produce Oil, Gas and other Hydrocarbons, including all other products produced therefrom, lay pipelines, construct buildings, power stations, telephone lines and other structures thereon to produce, save, take care of, treat, transport, and own said products from said lands and also grants Lessee the right to store Natural Gas in and under Lessor's leased lands.

This Memorandum has been prepared by Stephen P. Chamberlain, of 143 Union Blvd., Suite #900, Lakewood, CO 80228, Agent for Trident USA Corp., preparer of this document and the above referenced original Oil and Gas Lease by and between the parties referenced herein above.

This Memorandum is sworn to and executed this 17 day of July, 2006.

By: _____
Scott Madison, Lessor

By: _____
Mary Madison, Lessor

ACKNOWLEDGEMENT

State of Oregon

County of Umatilla

BEFORE ME, the undersigned, a Notary Public, in and for said County and State, on this 17th day of July, 2006, personally appeared Scott Madison and Mary Madison, to me known to be the identical persons described in and who executed the within and foregoing instrument of writing and acknowledged to me that They duly executed the same as Their free and voluntary act and deed for the uses and purposes therein set forth.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notary Seal last above written.

Notary Public
Address: 365 E Main St
Hermiston, OR 97838

My Commission Expires: 12-05-07

OFFICIAL SEAL
DOREEN K QUICK
NOTARY PUBLIC-OREGON
COMMISSION NO. A374678
MY COMMISSION EXPIRES DEC. 5, 2007

SEP 06 2006

PIONEER TITLE COMPANY

126 S.E. Court Avenue P.O. Box 128 Phone 541-276-4431 / Fax 541-276-2007
PENDLETON, OREGON 97801

Pioneer Escrow, Inc.
178 S. Main
Milton-Freewater, OR 97862
Ph. 541-938-3327
Fx. 541-938-5089

Pioneer Escrow, Inc.
P.O. Box 187/630 S. Hwy 395
Hermiston, OR 97838
Ph. 541-567-9743
Fx. 541-567-7307

Pioneer Escrow, Inc.
132 S.E. Court Avenue P.O. Box 1538 Ph. 541-276-5114 / Fx. 541-276-0484
Pendleton, OR 97801

To: William Porfily
PO Box 643
Stanfield, OR 97875

Order No: 80643
Your No : n/a
Owner : MADISON
Report : Lot Book Report

TYPE OF POLICY:	AMOUNTS	CODE	PREMIUMS
Lot Book Report Guarantee	$0.00		$250.00

We hereby certify that we have searched our Tract Indices as to the following described property:

SEE ATTACHED DESCRIPTION

And as of January 27, 2006, at 5 o'clock P.M., we find that the last document of record runs to:

Tract I

SCOTT MADISON and MARY MADISON, husband and wife
as tenants by entirety as to a fee simple interest

Tract II

NELLIE MADISON as to an undivided 1/2 in a fee simple interest

NELLIE MADISON, Trustee of the John F. Madison Trust
as to an undivided 1/2 in a fee simple interest

We also find the following monetary incumbrances appearing of record within ten years prior to the date of this search:

NOTE I: 2006-2007 Taxes, $541.32 paid in full.
Code No. 5-4, Map No. 3N-28, Tax Lot 5902, Serial No. 107285

NOTE II: 2006-2007 Taxes, $427.68 paid in full.
Code No. 5-4, Map No. 3N-28, Tax Lot 5903, Serial No. 107287

NOTE III: 2006-2007 Taxes, $2,362.10 paid in full.
Code No. 5-4, Map No. 3N-28, Tax Lot 6000, Serial No. 107290

NOTE IV: 2006-2007 Taxes, $1,326.64 paid in full.
Code No. 5-4, Map No. 3N-28, Tax Lot 6200, Serial No. 107304

NOTE V: 2006-2007 Taxes, $257.56 paid in full.
Code No. 5-4, Map No. 3N-28, Tax Lot 8200, Serial No. 107394

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1. As disclosed by the tax rolls the premises herein described have been zoned or classified for special use. At any time that said land is disqualified for such use said property will be subject to additional taxes and interest.

2. City Liens, County Liens, Special Assessments if any.

3. Water Use Agreement, including the terms and provisions thereof, disclosed by memorandum between
   User : Madison Ranches, an Oregon Corp., Kent Madison, Shannon Madison, Scott Madison, Mary Madison, John Madison and Nellie Madison
   Supplier : Lamb Weston, Inc.,
   Recorded : June 29, 1993, Microfilm R-237, Pg-1152, Office of Umatilla County Records.

4. Mortgage, including the terms and provisions thereof, given to secure a note for $300,000.00, with interest thereon
   Mortgagor : Scott J. Madison and Mary M. Madison
   Mortgagee : Bank of Eastern Oregon
   Dated : May 6, 1994
   Recorded : May 17, 1994, Microfilm R-253, Pg-1547, Instrument No. 1994-194505, Office of County Umatilla County Records.

5. Financing Statement, indicating a Security Agreement between,
   Debtor : Scott Madison and Mary Madison
   Secured Party : Diversified Financial Services, LLC
   Recorded : May 2, 2003, Instrument No. 2003-4360209, Office of Umatilla County Records.

6. Line of Credit Trust Deed, including the terms and provisions thereof, given to secure an indebtedness of a revolving line of credit up to $600,000.00, with interest thereon,
   Grantor : Scott Madison and Mary Madison, husband and wife
   Trustee : Pioneer Title Company
   Beneficiary : Bank of Eastern Oregon
   Dated : September 26, 2003
   Recorded : October 6, 2003, Instrument No. 2003-4490287,
   Modified : April 20, 2004, Instrument No. 2004-4600627 &
   Modified : May 25, 2005, Instrument No. 2005-4820540, Office of Umatilla County Records.

7. Line of Credit Trust Deed, including the terms and provisions thereof, given to secure an indebtedness of a revolving line of credit up to $600,000.00, with interest thereon,
   Grantor : Nellie Madison
   Trustee : Pioneer Title Company
   Beneficiary : Bank of Eastern Oregon
   Dated : September 26, 2003
   Recorded : October 6, 2003, Instrument No. 2003-4490288,
   Modified : September 28, 2004, Instrument No. 2004-4700025 &
   Modified : May 25, 2005, Instrument No. 2005-4820541, Office of Umatilla County Records.

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8. Oil and Gas Lease, including the terms and provisions thereof, disclosed by Memorandum between,
   Lessor : Nellie G. Madison
   Lessee : Trident USA Corp.
   Dated : August 17, 2006
   Recorded : September 6, 2006, Instrument No. 2006-5070171, Office of Umatilla County Records.

9. Oil and Gas Lease, including the terms and provisions thereof, disclosed by Memorandum between,
   Lessor : Scott Madison and Mary Madison
   Lessee : Trident USA Corp.
   Dated : August 17, 2006
   Recorded : September 6, 2006, Instrument No. 2006-5070172, Office of Umatilla County Records.

This is NOT A TITLE REPORT, since no examination has been made of the title to the above described property. Our search for apparent incumbrances was limited to our Tract Indices, and therefore above listings do not include additional matters which might have been disclosed by an examination of the record title. We assume no liability in connection with this report and will not be responsible for errors or omissions therein.

Very truly yours,

PIONEER TITLE COMPANY

Jeremy S. Parker
Title Examiner

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TRACT I:

TOWNSHIP 3 NORTH, RANGE 28, E.W.M.

Section 17: Southwest Quarter of the Southwest Quarter.

Section 18: Southeast Quarter of the Northeast Quarter.
Northeast Quarter of the Southeast Quarter.
South Half of the Southeast Quarter.
Southeast Quarter of the Southwest Quarter.

Section 19: East Half of the Northwest Quarter.
Northeast Quarter.

Section 20: All that portion of the West Half of the Northwest Quarter lying Westerly of Highway No. 207.

All being East of the Willamette Meridian, Umatilla County, Oregon.

Excepting therefrom any portion lying within the highway right-of-way.

TRACT II:

TOWNSHIP 3 NORTH, RANGE 28, E.W.M.

Section 30: That portion of the Northeast Quarter described as Beginning at the Northwest corner of the Southwest Quarter of the Northeast Quarter of said Section 30; thence South along the West line of said Southwest Quarter 700.13 feet to a 5/8" rebar; thence South 88° 20' 24" East 944.00 feet to a 5/8" rebar; thence South 15° 41' 49" West 183.25 feet to the Northeast corner of a large truck scale platform; thence continuing South 15° 41' 49" West along the East edge of said platform and said east edge projected, 237.88 feet to a 5/8" rebar; thence South 78° 29' 46" East 383.06 feet to a fence corner lying on the Westerly right of way line of State Highway No. 207 at engineers Station 344+58.55; thence Northeasterly along said Westerly right of way line, 2689 feet, more or less to a point on the North line of said Section 30; thence West 2200 feet more or less to the North Quarter corner of said Section 30; thence South 1320 feet, more or less to the point of beginning;

All Being East of the Willamette Meridian, County of Umatilla, State of Oregon.

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PIONEER TITLE COMPANY

PRIVACY POLICY

An Agent of FIRST AMERICAN TITLE INSURANCE COMPANY OF OREGON
WE ARE COMMITTED TO SAFEGUARDING CUSTOMER INFORMATION

In order to better serve your needs now and in the future, we may ask you to provide us with certain information. We understand that you may be concerned about what we will do with such information, particularly any personal or financial information. We agree that you have a right to know how we will utilize the personal information you provide to us. Therefore, we have adopted this Privacy Policy to govern the use and handling of your personal information.

APPLICABILITY. This Privacy Policy governs our use of the information which you provide to us. It does not govern the manner in which we may use the information we have obtained from any other source, such as information obtained from a public record or from another person or entity.

TYPES OF INFORMATION. Depending upon which our services your are utilizing, the types of nonpublic personal information that we may collect include:

A. Information we receive from you on applications, forms and in other communications to us, whether in writing, in person, by telephone or any other means;
B. Information about your transactions with us, our affiliated companies, or others; and
C. Information we receive from a consumer reporting agency.

USE OF INFORMATION. We request information from you for our own legitimate business purposes and not for the benefit of any non affiliated party. Therefore, we will not release your information to nonaffiliated parties except: (1) as necessary for use to provide the product or service you have requested to use; or (2) as permitted by law. We may however, store such information indefinitely, including the period after which any customer relationship has ceased. Such information may be used for any internal purposes, such as quality control efforts or customer analysis. We may also provide all of the types of nonpublic personal information listed above to one or more or our affiliated companies. Such affiliated companies include financial service providers, such as title insures, property and casualty insures, and trust and investment advisory companies,or companies involved in real estate services, such as appraisal companies, home warranty companies and escrow companies. Furthermore, we may also provide all the information we collect, as described above, to companies that perform marketing services on our behalf, on behalf of our affiliated companies, or to other financial institutions with whom we or our affiliated companies have joint marketing agreements.

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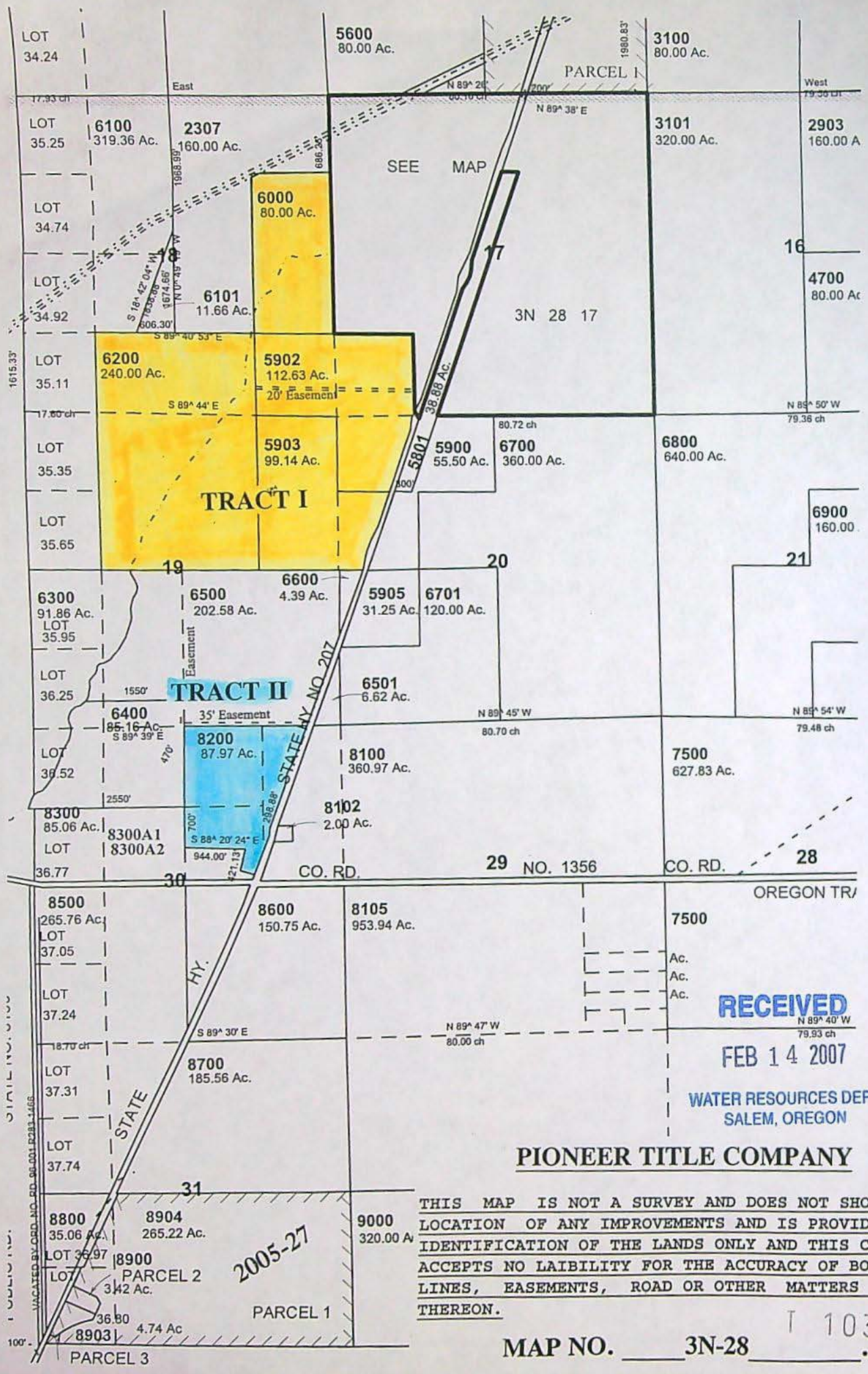
FORMER CUSTOMERS. Even if you are no longer our customer, our Privacy Policy will continue to apply to you.

CONFIDENTIALITY AND SECURITY. We will use our best efforts to ensure that no unauthorized parties have access to any of your information. We restrict access to nonpublic personal information about you to those individuals and entitles who need to know that information to provide products or services to you. We will use our best efforts to train and oversee our employes and agents to ensure that your information will be handled responsibly and accordance with this Privacy Policy. We currently maintain physical, electronic, and procedural safeguards that comply with federal regulations to guard your nonpublic personal information.

T 10320



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THIS MAP IS NOT A SURVEY AND DOES NOT SHOW THE LOCATION OF ANY IMPROVEMENTS AND IS PROVIDED FOR IDENTIFICATION OF THE LANDS ONLY AND THIS COMPANY ACCEPTS NO LAIBILITY FOR THE ACCURACY OF BOUNDARY LINES, EASEMENTS, ROAD OR OTHER MATTERS SHOWN THEREON.

T 10320

MAP NO. 3N-28

AFTER RECORDING
RETURN TO:
KOTTKAMP & O'ROURKE
ATTORNEYS AT LAW
PO BOX 490
PENDLETON OR 97801

RECEIVED
JUN 16 1993
Ass'd.....

REEL 237 PAGE 1152

MEMORANDUM OF WATER USE AGREEMENT

183652

FILED
UMATILLA COUNTY CLERK
93 JUN 29 P 2:54

DATED: June 11, 1993.

BETWEEN: MADISON RANCHES, INC., an Oregon corporation, KENT MADISON and SHANNON MADISON, SCOTT MADISON and MARY MADISON, and JOHN MADISON and NELLIE MADISON ("User")

AND: LAMB-WESTON, INC., a Delaware corporation qualified to do business in the State of Oregon ("Supplier")

Pursuant to a Water Use Agreement dated July 30, 1990, Supplier agreed to deliver potato processing waste water to User for use on real property more particularly described in Exhibit A.

Supplier, under the Water Use Agreement, has a right of first refusal to rent or purchase User's land described on Exhibit A should User choose to rent or sell same.

The term of the Water Use Agreement is from May 24, 1990 to May 24, 2015 with the right to renew upon the same conditions for additional terms of five years unless otherwise terminated by either party pursuant to written notice to terminate at least one year prior to the end of any term.

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.

Until a change is requested, all tax statements related to the above-described property shall be sent to the following address: Kent Madison, HC 70, Box 301, Echo, Oregon 97826.

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6/29/93

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REEL 237 PAGE 1153

IN WITNESS WHEREOF, the parties have caused this Memorandum to be executed as of the date and year first above written.

SUPPLIER:

LAMB-WESTON, INC.

By Richard Porter

USER:

MADISON RANCHES, INC.

By R. K. Madison

R. K. Madison
Kent Madison

Shannon Madison

Scott Madison

Mary Madison

John Madison

Nellie Madison

STATE OF ~~OREGON~~ WASHINGTON)
) ss.
County of ~~Umatilla~~ BENTON)

JUNE 17, 1993. Personally appeared RICHARD PORTER, who, being duly sworn, did say that he is the PRESIDENT of Lamb-Weston, Inc., a Delaware corporation, and that said instrument was signed in behalf of said corporation by authority of its board of directors; and he acknowledged said instrument to be its voluntary at and deed.

ANDREW S. BRASSINGTON NOTARY PUBLIC STATE OF WASHINGTON COMMISSION EXPIRES NOV. 15, 1994

Andrew S Brassington
Notary Public for ~~Oregon~~ WASHINGTON

My commission expires: 11-15-94

6/29/93

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REEL 237 PAGE 1154

STATE OF OREGON)
) ss.
County of Umatilla)

June 24, 1993. Personally appeared Kent Madison, who, being duly sworn, did say that he is the President of Madison Ranches, Inc., a corporation, and that said instrument was signed in behalf of said corporation by authority of its board of directors; and he acknowledged said instrument to be its voluntary at and deed.

Before me:

M B Short
Notary Public for Oregon

My commission expires: 10-18-93

STATE OF OREGON)
) ss.
County of Umatilla)

June 24, 1993. Personally appeared the above named Kent Madison and acknowledged the foregoing instrument to be his voluntary act and deed.

Before me:

M B Short
Notary Public for Oregon

My commission expires: 10-18-93

STATE OF OREGON)
) ss.
County of Umatilla)

June 24, 1993. Personally appeared the above named Shannon Madison and acknowledged the foregoing instrument to be her voluntary act and deed.

Before me:

M B Short
Notary Public for Oregon

My commission expires: 10-18-93

6/29/93

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SALEM, OREGON
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REEL 237 PAGE 1155

STATE OF OREGON)
) ss.
County of Umatilla)

June 24, 1993. Personally appeared the above named Scott Madison and acknowledged the foregoing instrument to be his voluntary act and deed.

Before me:

M B Short
Notary Public for Oregon

My commission expires: 10-18-93

STATE OF OREGON)
) ss.
County of Umatilla)

June 24, 1993. Personally appeared the above named Mary Madison and acknowledged the foregoing instrument to be her voluntary act and deed.

Before me:

M B Short
Notary Public for Oregon

My commission expires: 10-18-93

STATE OF OREGON)
) ss.
County of Umatilla)

June 24, 1993. Personally appeared the above named John Madison and acknowledged the foregoing instrument to be his voluntary act and deed.

Before me:

M B Short
Notary Public for Oregon

My commission expires: 10-18-93

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REEL 237 PAGE 1156

STATE OF OREGON)
) ss.
County of Umatilla)

June 24, 1993. Personally appeared the above named Nellie Madison and acknowledged the foregoing instrument to be her voluntary act and deed.

Before me:

M B Short
Notary Public for Oregon

My commission expires: 10-18-93

6/29/93

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REEL 237 PAGE 1157

EXHIBIT A

WATER USE AGREEMENT
July 30, 1990
Madison/Lamb-Weston, Inc.

200

	PRIMARY	SUPPLEMENTAL
NE 1/4 NW 1/4		40.0 ACRES
NW 1/4 NW 1/4	6.0 ACRES	34.0 ACRES
	SECTION 1	

TOWNSHIP 2 NORTH, RANGE 37 EAST, W.M.

NE 1/4 NE 1/4	6.0 ACRES
NW 1/4 NE 1/4	22.0 ACRES
SW 1/4 NE 1/4	38.0 ACRES
NE 1/4 NW 1/4	2.0 ACRES
NW 1/4 SW 1/4	38.0 ACRES
SW 1/4 SW 1/4	30.0 ACRES
NW 1/4 SE 1/4	40.0 ACRES
SW 1/4 SE 1/4	40.0 ACRES
SE 1/4 SE 1/4	40.0 ACRES
NE 1/4 SE 1/4	40.0 ACRES
NW 1/4 SE 1/4	40.0 ACRES
SW 1/4 SE 1/4	40.0 ACRES
SE 1/4 SE 1/4	40.0 ACRES
	SECTION 1
NE 1/4 SW 1/4	30.0 ACRES
NW 1/4 SE 1/4	40.0 ACRES
	SECTION 2
NE 1/4 NE 1/4	40.0 ACRES
NW 1/4 NE 1/4	40.0 ACRES
SW 1/4 NE 1/4	40.0 ACRES
SE 1/4 NE 1/4	40.0 ACRES
NE 1/4 NW 1/4	40.0 ACRES
NW 1/4 NW 1/4	40.0 ACRES
SW 1/4 NW 1/4	40.0 ACRES
SE 1/4 NW 1/4	40.0 ACRES
NE 1/4 SW 1/4	40.0 ACRES
NW 1/4 SW 1/4	40.0 ACRES
SW 1/4 SW 1/4	40.0 ACRES
SE 1/4 SW 1/4	40.0 ACRES
NE 1/4 SE 1/4	40.0 ACRES
NW 1/4 SE 1/4	40.0 ACRES
SW 1/4 SE 1/4	40.0 ACRES
SE 1/4 SE 1/4	40.0 ACRES
	SECTION 11
NE 1/4 NE 1/4	40.0 ACRES
NW 1/4 NE 1/4	40.0 ACRES
SW 1/4 NE 1/4	40.0 ACRES
SE 1/4 NE 1/4	40.0 ACRES
NE 1/4 NW 1/4	40.0 ACRES
NW 1/4 NW 1/4	40.0 ACRES
SW 1/4 NW 1/4	40.0 ACRES
SE 1/4 NW 1/4	40.0 ACRES
NE 1/4 SW 1/4	40.0 ACRES
NW 1/4 SW 1/4	40.0 ACRES
SW 1/4 SW 1/4	40.0 ACRES
SE 1/4 SW 1/4	40.0 ACRES
NE 1/4 SE 1/4	40.0 ACRES
NW 1/4 SE 1/4	40.0 ACRES
SW 1/4 SE 1/4	40.0 ACRES
SE 1/4 SE 1/4	40.0 ACRES
	SECTION 12

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NE	1/4	NE 1/4	40.0 ACRES
NW	1/4	NE 1/4	40.0 ACRES
SW	1/4	NE 1/4	40.0 ACRES
SE	1/4	NE 1/4	40.0 ACRES
NE	1/4	NW 1/4	40.0 ACRES
NW	1/4	NW 1/4	40.0 ACRES
SW	1/4	NW 1/4	40.0 ACRES
SE	1/4	NW 1/4	40.0 ACRES
NE	1/4	SW 1/4	30.0 ACRES
NW	1/4	SW 1/4	40.0 ACRES
SW	1/4	SW 1/4	40.0 ACRES
SE	1/4	SW 1/4	40.0 ACRES
NE	1/4	SE 1/4	40.0 ACRES
NW	1/4	SE 1/4	40.0 ACRES
SW	1/4	SE 1/4	40.0 ACRES
SE	1/4	SE 1/4	40.0 ACRES

SECTION 13

NE	1/4	NE 1/4	40.0 ACRES
NW	1/4	NE 1/4	40.0 ACRES
SW	1/4	NE 1/4	40.0 ACRES
SE	1/4	NE 1/4	40.0 ACRES
NE	1/4	NW 1/4	40.0 ACRES
NW	1/4	NW 1/4	40.0 ACRES
SW	1/4	NW 1/4	40.0 ACRES
SE	1/4	NW 1/4	40.0 ACRES
NE	1/4	SW 1/4	40.0 ACRES
NW	1/4	SW 1/4	40.0 ACRES
SW	1/4	SW 1/4	40.0 ACRES
SE	1/4	SW 1/4	40.0 ACRES
NE	1/4	SE 1/4	40.0 ACRES
NW	1/4	SE 1/4	40.0 ACRES
SW	1/4	SE 1/4	40.0 ACRES
SE	1/4	SE 1/4	40.0 ACRES

SECTION 14

NE	1/4	NW 1/4	40.0 ACRES
NW	1/4	NW 1/4	40.0 ACRES
SW	1/4	NW 1/4	40.0 ACRES
SE	1/4	NW 1/4	40.0 ACRES

SECTION 15

NE	1/4	NE 1/4	40.0 ACRES
NW	1/4	NE 1/4	40.0 ACRES
SW	1/4	NE 1/4	40.0 ACRES
SE	1/4	NE 1/4	40.0 ACRES
NE	1/4	NW 1/4	40.0 ACRES
NW	1/4	NW 1/4	40.0 ACRES
SW	1/4	NW 1/4	40.0 ACRES
SE	1/4	NW 1/4	40.0 ACRES
NE	1/4	SW 1/4	40.0 ACRES
NW	1/4	SW 1/4	40.0 ACRES
SW	1/4	SW 1/4	40.0 ACRES
SE	1/4	SW 1/4	40.0 ACRES
NE	1/4	SE 1/4	40.0 ACRES
NW	1/4	SE 1/4	40.0 ACRES
SW	1/4	SE 1/4	40.0 ACRES
SE	1/4	SE 1/4	40.0 ACRES

SECTION 16

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NE	1/4	NE 1/4	40.0 ACRES	
NW	1/4	NE 1/4	40.0 ACRES	
SW	1/4	NE 1/4	40.0 ACRES	
SE	1/4	NE 1/4	40.0 ACRES	
NE	1/4	NW 1/4	40.0 ACRES	
NW	1/4	NW 1/4	40.0 ACRES	
SW	1/4	NW 1/4	40.0 ACRES	
SE	1/4	NW 1/4	40.0 ACRES	
NE	1/4	SW 1/4	40.0 ACRES	
NW	1/4	SW 1/4	40.0 ACRES	
SW	1/4	SW 1/4	40.0 ACRES	
SE	1/4	SW 1/4	40.0 ACRES	
NE	1/4	SE 1/4	40.0 ACRES	
NW	1/4	SE 1/4	40.0 ACRES	
SW	1/4	SE 1/4	40.0 ACRES	
SE	1/4	SE 1/4	40.0 ACRES	
			SECTION 23	

NE	1/4	NE 1/4	40.0 ACRES	
NW	1/4	NE 1/4	40.0 ACRES	
SW	1/4	NE 1/4	37.0 ACRES	3.0 ACRES
SE	1/4	NE 1/4	33.9 ACRES	7.1 ACRES
NE	1/4	SE 1/4		40.0 ACRES
NW	1/4	SE 1/4		40.0 ACRES
SW	1/4	SE 1/4		40.0 ACRES
SE	1/4	SE 1/4		40.0 ACRES
			SECTION 24	

NE	1/4	NE 1/4		40.0 ACRES
NW	1/4	NE 1/4		40.0 ACRES
SW	1/4	NE 1/4	18.4 ACRES	21.6 ACRES
SE	1/4	NE 1/4	19.6 ACRES	20.4 ACRES
NE	1/4	NW 1/4	3.8 ACRES	36.2 ACRES
NW	1/4	NW 1/4	37.3 ACRES	2.7 ACRES
SW	1/4	NW 1/4	37.6 ACRES	2.4 ACRES
SE	1/4	NW 1/4	5.4 ACRES	34.6 ACRES
NE	1/4	SW 1/4	40.0 ACRES	
NW	1/4	SW 1/4	40.0 ACRES	
SW	1/4	SW 1/4	40.0 ACRES	
SE	1/4	SW 1/4	40.0 ACRES	
NE	1/4	SE 1/4	2.0 ACRES	38.0 ACRES
NW	1/4	SE 1/4	34.0 ACRES	6.0 ACRES
SW	1/4	SE 1/4	14.0 ACRES	26.0 ACRES
SE	1/4	SE 1/4		40.0 ACRES
			SECTION 25	

NE	1/4	NE 1/4	40.0 ACRES
NW	1/4	NE 1/4	40.0 ACRES
SW	1/4	NE 1/4	40.0 ACRES
SE	1/4	NE 1/4	40.0 ACRES
NE	1/4	NW 1/4	40.0 ACRES
NW	1/4	NW 1/4	40.0 ACRES
SW	1/4	NW 1/4	40.0 ACRES
SE	1/4	NW 1/4	40.0 ACRES
NE	1/4	SW 1/4	40.0 ACRES
NW	1/4	SW 1/4	40.0 ACRES
SW	1/4	SW 1/4	40.0 ACRES
SE	1/4	SW 1/4	40.0 ACRES
NE	1/4	SE 1/4	40.0 ACRES
NW	1/4	SE 1/4	40.0 ACRES
SW	1/4	SE 1/4	40.0 ACRES
SE	1/4	SE 1/4	40.0 ACRES
			SECTION 26

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NE 1/4 NE 1/4	40.0 ACRES		
NW 1/4 NE 1/4	40.0 ACRES		
SW 1/4 NE 1/4	40.0 ACRES		
SE 1/4 NE 1/4	40.0 ACRES		
NE 1/4 NW 1/4	40.0 ACRES		
NW 1/4 NW 1/4	40.0 ACRES		
SW 1/4 NW 1/4	40.0 ACRES		
SE 1/4 NW 1/4	40.0 ACRES		
NE 1/4 SW 1/4	40.0 ACRES		
NW 1/4 SW 1/4	40.0 ACRES		
NE 1/4 SW 1/4	40.0 ACRES		
NW 1/4 SW 1/4	40.0 ACRES		
SW 1/4 SW 1/4	40.0 ACRES		
SE 1/4 SW 1/4	40.0 ACRES		
	SECTION 34		
NE 1/4 NW 1/4	40.0 ACRES		
NW 1/4 NW 1/4	40.0 ACRES		
SW 1/4 NW 1/4	40.0 ACRES		
SE 1/4 NW 1/4	40.0 ACRES		
	SECTION 35		
NE 1/4 NE 1/4			40.0 ACRES
NW 1/4 NE 1/4			40.0 ACRES
SW 1/4 NE 1/4			40.0 ACRES
SE 1/4 NE 1/4			40.0 ACRES
NE 1/4 NW 1/4	30.0 ACRES		10.0 ACRES
NW 1/4 NW 1/4	40.0 ACRES		
SW 1/4 NW 1/4	36.0 ACRES		4.0 ACRES
SE 1/4 NW 1/4			40.0 ACRES
NE 1/4 SW 1/4			40.0 ACRES
NW 1/4 SW 1/4	26.0 ACRES		14.0 ACRES
SW 1/4 SW 1/4	19.0 ACRES		21.0 ACRES
SE 1/4 SW 1/4			40.0 ACRES
NE 1/4 SE 1/4			40.0 ACRES
NW 1/4 SE 1/4			40.0 ACRES
SW 1/4 SE 1/4			40.0 ACRES
SE 1/4 SE 1/4	4.0 ACRES		36.0 ACRES
	SECTION 36		

TOWNSHIP 3 NORTH, RANGE 27 EAST, W.M.

NE 1/4 NW 1/4	40.4 ACRES		
NW 1/4 NW 1/4	32.0 ACRES		
SW 1/4 NW 1/4	32.3 ACRES		
SE 1/4 NW 1/4	40.0 ACRES		
NE 1/4 SW 1/4	40.0 ACRES		
NW 1/4 SW 1/4	32.5 ACRES		
SW 1/4 SW 1/4	32.7 ACRES		
SE 1/4 SW 1/4	40.0 ACRES		
	SECTION 6		
NE 1/4 NW 1/4	40.0 ACRES		
NW 1/4 NW 1/4	33.0 ACRES		
SW 1/4 NW 1/4	33.3 ACRES		
SE 1/4 NW 1/4	36.0 ACRES		
NE 1/4 SW 1/4	40.0 ACRES		
NW 1/4 SW 1/4	33.3 ACRES		
SW 1/4 SW 1/4	34.1 ACRES		
SE 1/4 SW 1/4	40.0 ACRES		
	SECTION 7		
NE 1/4 NE 1/4	1.0 ACRES		
NW 1/4 NE 1/4	37.0 ACRES		
SW 1/4 NE 1/4	25.0 ACRES		
SE 1/4 NE 1/4	16.0 ACRES		
NE 1/4 SE 1/4	40.0 ACRES		
NW 1/4 SE 1/4	12.0 ACRES		
	SECTION 17		

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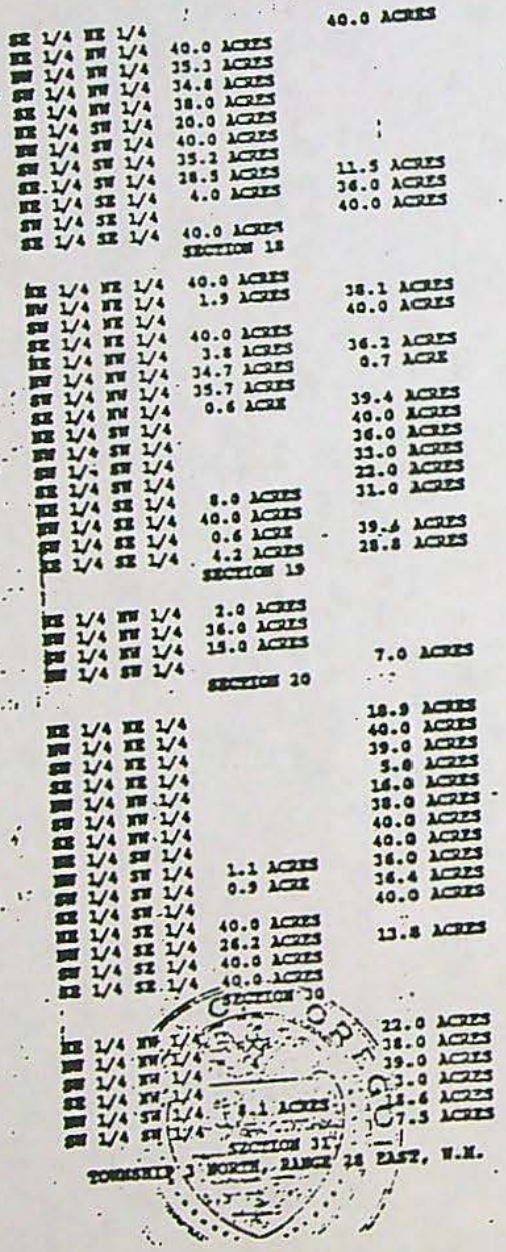
EL 237 PAGE 1161



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Sec 19 T2 NW NE 6200, 5903
Sec 20 W2 NW) 5900 3 + 5902

RECORDATION REQUESTED BY:

BANK OF EASTERN OREGON
279 N MAIN ST
PO BOX 39
HEPPNER, OR 97836

FILED
MORROW COUNTY CLERK
96 MAY 17 AM 11: 26

WHEN RECORDED MAIL TO:

BANK OF EASTERN OREGON
279 N MAIN ST
PO BOX 39
HEPPNER, OR 97836

SEND TAX NOTICES TO:

BANK OF EASTERN OREGON
279 N MAIN ST
PO BOX 39
HEPPNER, OR 97836

AFTER RECORDING RETURN TO:
PIONEER TITLE CO.
126 S.E. COURT ST.
PENDLETON, OR 97801

STATE OF OREGON, COUNTY OF UMATILLA
I, Thomas L. Grout, County Clerk, certify this instrument was received and recorded on 05-17-94 at 11:26 in the record of document code type MS

Location	8253-1547
Document number	94-194585
Fee	30.00

Thomas L. Grout
Umatilla County Clerk
Received by [signature] Deputy

BPW

DEED 253 PAGE 1547

MORTGAGE

THIS MORTGAGE IS DATED MAY 6, 1994, between SCOTT J MADISON and MARY M MADISON, whose address is HC 70 BOX 328, ECHO, OR 97826 (referred to below as "Grantor"); and BANK OF EASTERN OREGON, whose address is 279 N MAIN ST, PO BOX 39, HEPPNER, OR 97836 (referred to below as "Lender").

GRANT OF MORTGAGE. For valuable consideration, Grantor mortgages and conveys to Lender all of Grantor's right, title, and interest in and to the following described real property, together with all existing or subsequently erected or affixed buildings, improvements and fixtures; all easements, rights of way, and appurtenances; all water, water rights, watercourses and ditch rights (including stock in utilities with ditch or irrigation rights); and all other rights, royalties, and profits relating to the real property, including without limitation all minerals, oil, gas, geothermal and similar matters, located in MORROW County, State of Oregon (the "Real Property"):

SEE ATTACHED

The Real Property or its address is commonly known as HC 70 BOX 328, ECHO, OR 97826.

Grantor presently assigns to Lender all of Grantor's right, title, and interest in and to all leases of the Property and all Rents from the Property. In addition, Grantor grants to Lender a Uniform Commercial Code security interest in the Personal Property and Rents.

DEFINITIONS. The following words shall have the following meanings when used in this Mortgage. Terms not otherwise defined in this Mortgage shall have the meanings attributed to such terms in the Uniform Commercial Code. All references to dollar amounts shall mean amounts in lawful money of the United States of America.

Grantor. The word "Grantor" means SCOTT J MADISON and MARY M MADISON. The Grantor is the mortgagor under this Mortgage.

Guarantor. The word "Guarantor" means and includes without limitation, each and all of the guarantors, sureties, and accommodation parties in connection with the Indebtedness.

Improvements. The word "Improvements" means and includes without limitation all existing and future improvements, fixtures, buildings, structures, mobile homes affixed on the Real Property, facilities, additions, replacements and other construction on the Real Property.

Indebtedness. The word "Indebtedness" means all principal and interest payable under the Note and any amounts expended or advanced by Lender to discharge obligations of Grantor or expenses incurred by Lender to enforce obligations of Grantor under this Mortgage, together with interest on such amounts as provided in this Mortgage.

Lender. The word "Lender" means BANK OF EASTERN OREGON, its successors and assigns. The Lender is the mortgagee under this Mortgage.

Mortgage. The word "Mortgage" means this Mortgage between Grantor and Lender, and includes without limitation all assignments and security interest provisions relating to the Personal Property and Rents.

Note. The word "Note" means the promissory note or credit agreement dated May 6, 1994, in the original principal amount of $300,000.00 from Grantor to Lender, together with all renewals of, extensions of, modifications of, refinancings of, consolidations of, and substitutions for the promissory note or agreement. The maturity date of the Note is February 1, 2014. The rate of interest on the Note is subject to indexing, adjustment, renewal, or renegotiation.

Personal Property. The words "Personal Property" mean all equipment, fixtures, and other articles of personal property now or hereafter owned by Grantor, and now or hereafter attached or affixed to the Real Property; together with all accessions, parts, and additions to, all replacements of, and all substitutions for, any of such property; and together with all proceeds (including without limitation all insurance proceeds and refunds of premiums) from any sale or other disposition of the Property.

Property. The word "Property" means collectively the Real Property and the Personal Property.

Real Property. The words "Real Property" mean the property, interests and rights described above in the "Grant of Mortgage" section.

Related Documents. The words "Related Documents" mean and include without limitation all promissory notes, credit agreements, loan agreements, guaranties, security agreements, mortgages, deeds of trust, and all other instruments, agreements and documents, whether now or hereafter existing, executed in connection with the Indebtedness.

Rents. The word "Rents" means all present and future rents, revenues, income, issues, royalties, profits, and other benefits derived from the Property.

THIS MORTGAGE, INCLUDING THE ASSIGNMENT OF RENTS AND THE SECURITY INTEREST IN THE RENTS AND PERSONAL PROPERTY, IS GIVEN TO SECURE (1) PAYMENT OF THE INDEBTEDNESS AND (2) PERFORMANCE OF ALL OBLIGATIONS OF GRANTOR UNDER THIS MORTGAGE AND THE RELATED DOCUMENTS. THIS MORTGAGE IS GIVEN AND ACCEPTED ON THE FOLLOWING TERMS:

PAYMENT AND PERFORMANCE. Except as otherwise provided in this Mortgage, Grantor shall pay to Lender all amounts secured by this Mortgage as they become due, and shall strictly perform all of Grantor's obligations under this Mortgage.

POSSESSION AND MAINTENANCE OF THE PROPERTY. Grantor agrees that Grantor's possession and use of the Property shall be governed by the following provisions:

Possession and Use. Until in default, Grantor may remain in possession and control of and operate and manage the Property and collect the Rents from the Property. 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.

Duty to Maintain. Grantor shall maintain the Property in tenantable condition and promptly perform all repairs, replacements, and maintenance necessary to preserve its value.

Hazardous Substances. The terms "hazardous waste," "hazardous substance," "disposal," "release," and "threatened release," as used in this Mortgage, shall have the same meanings as set forth in the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended, 42 U.S.C. Section 9601, et seq. ("CERCLA"), the Superfund Amendments and Reauthorization Act of 1986, Pub. L. No. 99-499 ("SARA"), the Hazardous Materials Transportation Act, 49 U.S.C. Section 1801, et seq., the Resource Conservation and Recovery Act, 49 U.S.C. Section 6901, et seq., or other applicable state or Federal laws, rules, or regulations adopted pursuant to any of the foregoing. The terms "hazardous waste" and "hazardous substance" shall also include, without limitation, petroleum and petroleum by-products or any fraction thereof and asbestos. Grantor represents and warrants to Lender that: (a) During the period of Grantor's ownership of the Property, there has been no use, generation, manufacture, storage, treatment, disposal, release or threatened release of any hazardous waste or substance by any person on, under, or about the Property; (b) Grantor has no knowledge of, or reason to believe that there has been, except as previously disclosed to and acknowledged by Lender in writing, (i) any use, generation, manufacture, storage, treatment, disposal, release, or threatened release of any

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hazardous waste or substance by any prior owners or occupants of the Property or (ii) any actual or threatened litigation or claims of any kind by any person relating to such matters; and (c) Except as previously disclosed to and acknowledged by Lender in writing, (i) neither Grantor nor any tenant, contractor, agent or other authorized user of the Property shall use, generate, manufacture, store, treat, dispose of, or release any hazardous waste or substance on, under, or about the Property and (ii) any such activity shall be conducted in compliance with all applicable federal, state, and local laws, regulations and ordinances, including without limitation those laws, regulations, and ordinances described above. Grantor authorizes Lender and its agents to enter upon the Property to make such inspections and tests, at Grantor's expense, as Lender may deem appropriate to determine compliance of the Property with this section of the Mortgage. Any inspections or tests made by Lender shall be for Lender's purposes only and shall not be construed to create any responsibility or liability on the part of Lender to Grantor or to any other person. The representations and warranties contained herein are based on Grantor's due diligence in investigating the Property for hazardous waste. Grantor hereby (a) releases and waives any future claims against Lender for indemnity or contribution in the event Grantor becomes liable for cleanup or other costs under any such laws, and (b) agrees to indemnify and hold harmless Lender against any and all claims, losses, liabilities, damages, penalties, and expenses which Lender may directly or indirectly sustain or suffer resulting from a breach of this section of the Mortgage or as a consequence of any use, generation, manufacture, storage, disposal, release or threatened release occurring prior to Grantor's ownership or interest in the Property, whether or not the same was or should have been known to Grantor. The provisions of this section of the Mortgage, including the obligation to indemnify, shall survive the payment of the Indebtedness and the satisfaction and reconveyance of the lien of this Mortgage and shall not be affected by Lender's acquisition of any interest in the Property, whether by foreclosure or otherwise.

Nuisance, Waste. Grantor shall not cause, conduct or permit any nuisance nor commit, permit, or suffer any stripping of or waste on or to the Property or any portion of the Property. Without limiting the generality of the foregoing, Grantor will not remove, or grant to any other party the right to remove, any timber, minerals (including oil and gas), soil, gravel or rock products without the prior written consent of Lender.

Removal of Improvements. Grantor shall not demolish or remove any Improvements from the Real Property without the prior written consent of Lender. As a condition to the removal of any Improvements, Lender may require Grantor to make arrangements satisfactory to Lender to replace such Improvements with Improvements of at least equal value.

Lender's Right to Enter. Lender and its agents and representatives may enter upon the Real Property at all reasonable times to attend to Lender's interests and to inspect the Property for purposes of Grantor's compliance with the terms and conditions of this Mortgage.

Compliance with Governmental Requirements. Grantor shall promptly comply with all laws, ordinances, and regulations, now or hereafter in effect, of all governmental authorities applicable to the use or occupancy of the Property, including without limitation, the Americans With Disabilities Act. Grantor may contest in good faith any such law, ordinance, or regulation and withhold compliance during any proceeding, including appropriate appeals, so long as Grantor has notified Lender in writing prior to doing so and so long as, in Lender's sole opinion, Lender's interests in the Property are not jeopardized. Lender may require Grantor to post adequate security or a surety bond, reasonably satisfactory to Lender, to protect Lender's interest.

Duty to Protect. Grantor agrees neither to abandon nor leave unattended the Property. Grantor shall do all other acts, in addition to those acts set forth above in this section, which from the character and use of the Property are reasonably necessary to protect and preserve the Property.

DUE ON SALE - CONSENT BY LENDER. Lender may, at its option, declare immediately due and payable all sums secured by this Mortgage upon the sale or transfer, without the Lender's prior written consent, of all or any part of the Real Property, or any interest in the Real Property. A "sale or transfer" means the conveyance of Real Property or any right, title or interest therein; whether legal, beneficial or equitable; whether voluntary or involuntary; whether by outright sale, deed, installment sale contract, land contract, contract for deed, leasehold interest with a term greater than three (3) years, lease-option contract, or by sale, assignment, or transfer of any beneficial interest in or to any land trust holding title to the Real Property, or by any other method of conveyance of Real Property interest. If any Grantor is a corporation, partnership or limited liability company, transfer also includes any change in ownership of more than twenty-five percent (25%) of the voting stock, partnership interests or limited liability company interests, as the case may be, of Grantor. However, this option shall not be exercised by Lender if such exercise is prohibited by federal law or by Oregon law.

TAXES AND LIENS. The following provisions relating to the taxes and liens on the Property are a part of this Mortgage.

Payment. Grantor shall pay when due (and in all events prior to delinquency) all taxes, payroll taxes, special taxes, assessments, water charges and sewer service charges levied against or on account of the Property, and shall pay when due all claims for work done on or for services rendered or material furnished to the Property. Grantor shall maintain the Property free of all liens having priority over or equal to the interest of Lender under this Mortgage, except for the lien of taxes and assessments not due, and except as otherwise provided in the following paragraph.

Right To Contest. Grantor may withhold payment of any tax, assessment, or claim in connection with a good faith dispute over the obligation to pay, so long as Lender's interest in the Property is not jeopardized. If a lien arises or is filed as a result of nonpayment, Grantor shall within fifteen (15) days after the lien arises or, if a lien is filed, within fifteen (15) days after Grantor has notice of the filing, secure the discharge of the lien, or if requested by Lender, deposit with Lender cash or a sufficient corporate surety bond or other security satisfactory to Lender in an amount sufficient to discharge the lien plus any costs and attorneys' fees or other charges that could accrue as a result of a foreclosure or sale under the lien. In any contest, Grantor shall defend itself and Lender and shall satisfy any adverse judgment before enforcement against the Property. Grantor shall name Lender as an additional obligee under any surety bond furnished in the contest proceedings.

Evidence of Payment. Grantor shall upon demand furnish to Lender satisfactory evidence of payment of the taxes or assessments and shall authorize the appropriate governmental official to deliver to Lender at any time a written statement of the taxes and assessments against the Property.

Notice of Construction. Grantor shall notify Lender at least fifteen (15) days before any work is commenced, any services are furnished, or any materials are supplied to the Property, if any mechanic's lien, materialmen's lien, or other lien could be asserted on account of the work, services, or materials. Grantor will upon request of Lender furnish to Lender advance assurances satisfactory to Lender that Grantor can and will pay the cost of such improvements.

PROPERTY DAMAGE INSURANCE. The following provisions relating to insuring the Property are a part of this Mortgage.

Maintenance of Insurance. Grantor shall procure and maintain policies of fire insurance with standard extended coverage endorsements on a replacement basis for the full insurable value covering all Improvements on the Real Property in an amount sufficient to avoid application of any coinsurance clause, and with a standard mortgagee clause in favor of Lender. Policies shall be written by such insurance companies and in such form as may be reasonably acceptable to Lender. Grantor shall deliver to Lender certificates of coverage from each insurer containing a stipulation that coverage will not be cancelled or diminished without a minimum of ten (10) days' prior written notice to Lender and not containing any disclaimer of the insurer's liability for failure to give such notice. Should the Real Property at any time become located in an area designated by the Director of the Federal Emergency Management Agency as a special flood hazard area, Grantor agrees to obtain and maintain Federal Flood Insurance, to the extent such insurance is required by Lender and is or becomes available, for the term of the loan and for the full unpaid principal balance of the loan, or the maximum limit of coverage that is available, whichever is less.

Application of Proceeds. Grantor shall promptly notify Lender of any loss or damage to the Property. Lender may make proof of loss if Grantor fails to do so within fifteen (15) days of the casualty. Whether or not Lender's security is impaired, Lender may, at its election, apply the proceeds to the reduction of the Indebtedness, payment of any lien affecting the Property, or the restoration and repair of the Property. If Lender elects to apply the proceeds to restoration and repair, Grantor shall repair or replace the damaged or destroyed Improvements in a manner satisfactory to Lender. Lender shall, upon satisfactory proof of such expenditure, pay or reimburse Grantor from the proceeds for the reasonable cost of repair or restoration if Grantor is not in default hereunder. Any proceeds which have not been disbursed within 180 days after their receipt and which Lender has not committed to the repair or restoration of the Property shall be used first to pay any amount owing to Lender under this Mortgage, then to prepay accrued interest, and the remainder, if any, shall be applied to the principal balance of the Indebtedness. If Lender holds any proceeds after payment in full of the Indebtedness, such proceeds shall be paid to Grantor.

Unexpired Insurance at Sale. Any unexpired insurance shall inure to the benefit of, and pass to, the purchaser of the Property covered by this Mortgage at any trustee's sale or other sale held under the provisions of this Mortgage, or at any foreclosure sale of such Property.

Grantor's Report on Insurance. Upon request of Lender, however not more than once a year, Grantor shall furnish to Lender a report on each existing policy of insurance showing: (a) the name of the insurer; (b) the risks insured; (c) the amount of the policy; (d) the property insured, the then current replacement value of such property, and the manner of determining that value; and (e) the expiration date of the policy. Grantor shall, upon request of Lender, have an independent appraiser satisfactory to Lender determine the cash value replacement cost of the Property.

TAX AND INSURANCE RESERVES. Subject to any limitations set by applicable law, Lender may require Grantor to maintain with Lender reserves for payment of annual taxes, assessments, and insurance premiums, which reserves shall be created by advance payment or monthly payments of a sum estimated by Lender to be sufficient to produce, at least fifteen (15) days before due, amounts at least equal to the taxes, assessments, and insurance premiums to be paid. If fifteen (15) days before payment is due the reserve funds are insufficient, Grantor shall upon demand pay any deficiency to Lender. The reserve funds shall be held by Lender as a general deposit from Grantor, which Lender may satisfy by payment of the taxes, assessments, and insurance premiums required to be paid by Grantor as they become due. Lender shall have the right to draw upon the reserve funds to pay such items, and Lender shall not be required to determine the validity or accuracy of any item before paying it. Nothing in the Mortgage shall be construed as requiring Lender to advance other monies for such purposes, and Lender shall not incur any liability for anything it may do or omit to do with respect to the reserve account. All amounts in the reserve account are hereby pledged to further secure the Indebtedness, and Lender is hereby authorized to withdraw and apply such amounts on the Indebtedness upon the occurrence of an Event of Default. Lender shall not be required to pay any interest or

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earnings on the reserve funds unless required by law or agreed to by Lender in writing. Lender does not hold the reserve funds in trust for Grantor, and Lender is not Grantor's agent for payment of the taxes and assessments required to be paid by Grantor.

EXPENDITURES BY LENDER. If Grantor fails to comply with any provision of this Mortgage, or if any action or proceeding is commenced that would materially affect Lender's interests in the Property, Lender on Grantor's behalf may, but shall not be required to, take any action that Lender deems appropriate. Any amount that Lender expends in so doing will bear interest at the rate charged under the Note from the date incurred or paid by Lender to the date of repayment by Grantor. All such expenses, at Lender's option, will (a) be payable on demand, (b) be added to the balance of the Note and be apportioned among and be payable with any installment payments to become due during either (i) the term of any applicable insurance policy or (ii) the remaining term of the Note, or (c) be treated as a balloon payment which will be due and payable at the Note's maturity. This Mortgage also will secure payment of these amounts. The rights provided for in this paragraph shall be in addition to any other rights or any remedies to which Lender may be entitled on account of the default. Any such action by Lender shall not be construed as curing the default so as to bar Lender from any remedy that it otherwise would have had.

WARRANTY; DEFENSE OF TITLE. The following provisions relating to ownership of the Property are a part of this Mortgage.

Title. Grantor warrants that: (a) Grantor holds good and marketable title of record to the Property in fee simple, free and clear of all liens and encumbrances other than those set forth in the Real Property description or in any title insurance policy, title report, or final title opinion issued in favor of, and accepted by, Lender in connection with this Mortgage, and (b) Grantor has the full right, power, and authority to execute and deliver this Mortgage to Lender.

Defense of Title. Subject to the exception in the paragraph above, Grantor warrants and will forever defend the title to the Property against the lawful claims of all persons. In the event any action or proceeding is commenced that questions Grantor's title or the interest of Lender under this Mortgage, Grantor shall defend the action at Grantor's expense. Grantor may be the nominal party in such proceeding, but Lender shall be entitled to participate in the proceeding and to be represented in the proceeding by counsel of Lender's own choice, and Grantor will deliver, or cause to be delivered, to Lender such instruments as Lender may request from time to time to permit such participation.

Compliance With Laws. Grantor warrants that the Property and Grantor's use of the Property complies with all existing applicable laws, ordinances, and regulations of governmental authorities.

CONDEMNATION. The following provisions relating to condemnation of the Property are a part of this Mortgage.

Application of Net Proceeds. If all or any part of the Property is condemned by eminent domain proceedings or by any proceeding or purchase in lieu of condemnation, Lender may at its election require that all or any portion of the net proceeds of the award be applied to the Indebtedness or the repair or restoration of the Property. The net proceeds of the award shall mean the award after payment of all reasonable costs, expenses, and attorneys' fees incurred by Lender in connection with the condemnation.

Proceedings. If any proceeding in condemnation is filed, Grantor shall promptly notify Lender in writing, and Grantor shall promptly take such steps as may be necessary to defend the action and obtain the award. Grantor may be the nominal party in such proceeding, but Lender shall be entitled to participate in the proceeding and to be represented in the proceeding by counsel of its own choice, and Grantor will deliver or cause to be delivered to Lender such instruments as may be requested by it from time to time to permit such participation.

IMPOSITION OF TAXES, FEES AND CHARGES BY GOVERNMENTAL AUTHORITIES. The following provisions relating to governmental taxes, fees and charges are a part of this Mortgage:

Current Taxes, Fees and Charges. Upon request by Lender, Grantor shall execute such documents in addition to this Mortgage and take whatever other action is requested by Lender to perfect and continue Lender's lien on the Real Property. Grantor shall reimburse Lender for all taxes, as described below, together with all expenses incurred in recording, perfecting or continuing this Mortgage, including without limitation all taxes, fees, documentary stamps, and other charges for recording or registering this Mortgage.

Taxes. The following shall constitute taxes to which this section applies: (a) a specific tax upon this type of Mortgage or upon all or any part of the Indebtedness secured by this Mortgage; (b) a specific tax on Grantor which Grantor is authorized or required to deduct from payments on the Indebtedness secured by this type of Mortgage; (c) a tax on this type of Mortgage chargeable against the Lender or the holder of the Note; and (d) a specific tax on all or any portion of the Indebtedness or on payments of principal and interest made by Grantor.

Subsequent Taxes. If any tax to which this section applies is enacted subsequent to the date of this Mortgage, this event shall have the same effect as an Event of Default (as defined below), and Lender may exercise any or all of its available remedies for an Event of Default as provided below unless Grantor either (a) pays the tax before it becomes delinquent, or (b) contests the tax as provided above in the Taxes and Liens section and deposits with Lender cash or a sufficient corporate surety bond or other security satisfactory to Lender.

SECURITY AGREEMENT; FINANCING STATEMENTS. The following provisions relating to this Mortgage as a security agreement are a part of this Mortgage.

Security Agreement. This instrument shall constitute a security agreement to the extent any of the Property constitutes fixtures or other personal property, and Lender shall have all of the rights of a secured party under the Uniform Commercial Code as amended from time to time.

Security Interest. Upon request by Lender, Grantor shall execute financing statements and take whatever other action is requested by Lender to perfect and continue Lender's security interest in the Rents and Personal Property. In addition to recording this Mortgage in the real property records, Lender may, at any time and without further authorization from Grantor, file executed counterparts, copies or reproductions of this Mortgage as a financing statement. Grantor shall reimburse Lender for all expenses incurred in perfecting or continuing this security interest. Upon default, Grantor shall assemble the Personal Property in a manner and at a place reasonably convenient to Grantor and Lender and make it available to Lender within three (3) days after receipt of written demand from Lender.

Addresses. The mailing addresses of Grantor (debtor) and Lender (secured party), from which information concerning the security interest granted by this Mortgage may be obtained (each as required by the Uniform Commercial Code), are as stated on the first page of this Mortgage.

FURTHER ASSURANCES; ATTORNEY-IN-FACT. The following provisions relating to further assurances and attorney-in-fact are a part of this Mortgage.

Further Assurances. At any time, and from time to time, upon request of Lender, Grantor will make, execute and deliver, or will cause to be made, executed or delivered, to Lender or to Lender's designee, and when requested by Lender, cause to be filed, recorded, refiled, or rerecorded, as the case may be, at such times and in such offices and places as Lender may deem appropriate, any and all such mortgages, deeds of trust, security deeds, security agreements, financing statements, continuation statements, instruments of further assurance, certificates, and other documents as may, in the sole opinion of Lender, be necessary or desirable in order to effectuate, complete, perfect, continue, or preserve (a) the obligations of Grantor under the Note, this Mortgage, and the Related Documents, and (b) the liens and security interests created by this Mortgage as first and prior liens on the Property, whether now owned or hereafter acquired by Grantor. Unless prohibited by law or agreed to the contrary by Lender in writing, Grantor shall reimburse Lender for all costs and expenses incurred in connection with the matters referred to in this paragraph.

Attorney-in-Fact. If Grantor fails to do any of the things referred to in the preceding paragraph, Lender may do so for and in the name of Grantor and at Grantor's expense. For such purposes, Grantor hereby irrevocably appoints Lender as Grantor's attorney-in-fact for the purpose of making, executing, delivering, filing, recording, and doing all other things as may be necessary or desirable, in Lender's sole opinion, to accomplish the matters referred to in the preceding paragraph.

FULL PERFORMANCE. If Grantor pays all the Indebtedness when due, and otherwise performs all the obligations imposed upon Grantor under this Mortgage, Lender shall execute and deliver to Grantor a suitable satisfaction of this Mortgage and suitable statements of termination of any financing statement on file evidencing Lender's security interest in the Rents and the Personal Property. Grantor will pay, if permitted by applicable law, any reasonable termination fee as determined by Lender from time to time.

DEFAULT. Each of the following, at the option of Lender, shall constitute an event of default ("Event of Default") under this Mortgage:

Default on Indebtedness. Failure of Grantor to make any payment when due on the Indebtedness.

Default on Other Payments. Failure of Grantor within the time required by this Mortgage to make any payment for taxes or insurance, or any other payment necessary to prevent filing of or to effect discharge of any lien.

Compliance Default. Failure to comply with any other term, obligation, covenant or condition contained in this Mortgage, the Note or in any of the Related Documents. If such a failure is curable and if Grantor has not been given a notice of a breach of the same provision of this Mortgage within the preceding twelve (12) months, it may be cured (and no Event of Default will have occurred) if Grantor, after Lender sends written notice demanding cure of such failure: (a) cures the failure within fifteen (15) days; or (b) if the cure requires more than fifteen (15) days, immediately initiates steps sufficient to cure the failure and thereafter continues and completes all reasonable and necessary steps sufficient to produce compliance as soon as reasonably practical.

Breaches. Any warranty, representation or statement made or furnished to Lender by or on behalf of Grantor under this Mortgage, the Note or the Related Documents is, or at the time made or furnished was, false in any material respect.

Insolvency. The insolvency of Grantor, appointment of a receiver for any part of Grantor's property, any assignment for the benefit of creditors,

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the commencement of any proceeding under any bankruptcy or insolvency laws by or against Grantor, or the dissolution or termination of Grantor's existence as a going business (if Grantor is a business). Except to the extent prohibited by federal law or Oregon law, the death of Grantor (if Grantor is an individual) also shall constitute an Event of Default under this Mortgage.

Foreclosure, Forfeiture, etc. Commencement of foreclosure or forfeiture proceedings, whether by judicial proceeding, self-help, repossession or any other method, by any creditor of Grantor or by any governmental agency against any of the Property. However, this subsection shall not apply in the event of a good faith dispute by Grantor as to the validity or reasonableness of the claim which is the basis of the foreclosure or forefeiture proceeding, provided that Grantor gives Lender written notice of such claim and furnishes reserves or a surety bond for the claim satisfactory to Lender.

Breach of Other Agreement. Any breach by Grantor under the terms of any other agreement between Grantor and Lender that is not remedied within any grace period provided therein, including without limitation any agreement concerning any indebtedness or other obligation of Grantor to Lender, whether existing now or later.

Events Affecting Guarantor. Any of the preceding events occurs with respect to any Guarantor of any of the Indebtedness or such Guarantor dies or becomes incompetent. Lender, at its option, may, but shall not be required to, permit the Guarantor's estate to assume unconditionally the obligations arising under the guaranty in a manner satisfactory to Lender, and, in doing so, cure the Event of Default.

Insecurity. Lender in good faith deems itself insecure.

RIGHTS AND REMEDIES ON DEFAULT. Upon the occurrence of any Event of Default and at any time thereafter, Lender, at its option, may exercise any one or more of the following rights and remedies, in addition to any other rights or remedies provided by law:

Accelerate Indebtedness. Lender shall have the right at its option without notice to Grantor to declare the entire Indebtedness immediately due and payable, including any prepayment penalty which Grantor would be required to pay.

UCC Remedies. With respect to all or any part of the Personal Property, Lender shall have all the rights and remedies of a secured party under the Uniform Commercial Code.

Collect Rents. Lender shall have the right, without notice to Grantor, to take possession of the Property and collect the Rents, including amounts past due and unpaid, and apply the net proceeds, over and above Lender's costs, against the Indebtedness. In furtherance of this right, Lender may require any tenant or other user of the Property to make payments of rent or use fees directly to Lender. If the Rents are collected by Lender, then Grantor irrevocably designates Lender as Grantor's attorney-in-fact to endorse instruments received in payment thereof in the name of Grantor and to negotiate the same and collect the proceeds. Payments by tenants or other users to Lender in response to Lender's demand shall satisfy the obligations for which the payments are made, whether or not any proper grounds for the demand existed. Lender may exercise its rights under this subparagraph either in person, by agent, or through a receiver.

Appoint Receiver. Lender shall have the right to have a receiver appointed to take possession of all or any part of the Property, with the power to protect and preserve the Property, to operate the Property preceding foreclosure or sale, and to collect the Rents from the Property and apply the proceeds, over and above the cost of the receivership, against the Indebtedness. The receiver may serve without bond if permitted by law. Lender's right to the appointment of a receiver shall exist whether or not the apparent value of the Property exceeds the Indebtedness by a substantial amount. Employment by Lender shall not disqualify a person from serving as a receiver.

Judicial Foreclosure. Lender may obtain a judicial decree foreclosing Grantor's interest in all or any part of the Property.

Nonjudicial Sale. If permitted by applicable law, Lender may foreclose Grantor's interest in all or in any part of the Personal Property or the Real Property by nonjudicial sale.

Deficiency Judgment. If permitted by applicable law, Lender may obtain a judgment for any deficiency remaining in the Indebtedness due to Lender after application of all amounts received from the exercise of the rights provided in this section.

Tenancy at Sufferance. If Grantor remains in possession of the Property after the Property is sold as provided above or Lender otherwise becomes entitled to possession of the Property upon default of Grantor, Grantor shall become a tenant at sufferance of Lender or the purchaser of the Property and shall, at Lender's option, either (a) pay a reasonable rental for the use of the Property, or (b) vacate the Property immediately upon the demand of Lender.

Other Remedies. Lender shall have all other rights and remedies provided in this Mortgage or the Note or available at law or in equity.

Sale of the Property. To the extent permitted by applicable law, Grantor hereby waives any and all right to have the property marshalled. In exercising its rights and remedies, Lender shall be free to sell all or any part of the Property together or separately, in one sale or by separate sales. Lender shall be entitled to bid at any public sale on all or any portion of the Property.

Notice of Sale. Lender shall give Grantor reasonable notice of the time and place of any public sale of the Personal Property or of the time after which any private sale or other intended disposition of the Personal Property is to be made. Reasonable notice shall mean notice given at least ten (10) days before the time of the sale or disposition.

Waiver; Election of Remedies. A waiver by any party of a breach of a provision of this Mortgage shall not constitute a waiver of or prejudice the party's rights otherwise to demand strict compliance with that provision or any other provision. Election by Lender to pursue any remedy shall not exclude pursuit of any other remedy, and an election to make expenditures or take action to perform an obligation of Grantor under this Mortgage after failure of Grantor to perform shall not affect Lender's right to declare a default and exercise its remedies under this Mortgage.

Attorneys' Fees; Expenses. If Lender institutes any suit or action to enforce any of the terms of this Mortgage, Lender shall be entitled to recover such sum as the court may adjudge reasonable as attorneys' fees at trial and on any appeal. Whether or not any court action is involved, all reasonable expenses incurred by Lender that in Lender's opinion are necessary at any time for the protection of its interest or the enforcement of its rights shall become a part of the Indebtedness payable on demand and shall bear interest from the date of expenditure until repaid at the Note rate. Expenses covered by this paragraph include, without limitation, however subject to any limits under applicable law, Lender's attorneys' fees and Lender's legal expenses whether or not there is a lawsuit, including attorneys' fees for bankruptcy proceedings (including efforts to modify or vacate any automatic stay or injunction), appeals and any anticipated post-judgment collection services, the cost of searching records, obtaining title reports (including foreclosure reports), surveyors' reports, and appraisal fees, and title insurance, to the extent permitted by applicable law. Grantor also will pay any court costs, in addition to all other sums provided by law.

NOTICES TO GRANTOR AND OTHER PARTIES. Any notice under this Mortgage, including without limitation any notice of default and any notice of sale to Grantor, shall be in writing and shall be effective when actually delivered, or when deposited with a nationally recognized overnight courier, or, if mailed, shall be deemed effective when deposited in the United States mail first class, registered mail, postage prepaid, directed to the addresses shown near the beginning of this Mortgage. Any party may change its address for notices under this Mortgage by giving formal written notice to the other parties, specifying that the purpose of the notice is to change the party's address. All copies of notices of foreclosure from the holder of any lien which has priority over this Mortgage shall be sent to Lender's address, as shown near the beginning of this Mortgage. For notice purposes, Grantor agrees to keep Lender informed at all times of Grantor's current address.

MISCELLANEOUS PROVISIONS. The following miscellaneous provisions are a part of this Mortgage:

Amendments. This Mortgage, together with any Related Documents, constitutes the entire understanding and agreement of the parties as to the matters set forth in this Mortgage. No alteration of or amendment to this Mortgage shall be effective unless given in writing and signed by the party or parties sought to be charged or bound by the alteration or amendment.

Annual Reports. If the Property is used for purposes other than Grantor's residence, Grantor shall furnish to Lender, upon request, a certified statement of net operating income received from the Property during Grantor's previous fiscal year in such form and detail as Lender shall require. "Net operating income" shall mean all cash receipts from the Property less all cash expenditures made in connection with the operation of the Property.

Applicable Law. This Mortgage has been delivered to Lender and accepted by Lender in the State of Oregon. This Mortgage shall be governed by and construed in accordance with the laws of the State of Oregon.

Caption Headings. Caption headings in this Mortgage are for convenience purposes only and are not to be used to interpret or define the provisions of this Mortgage.

Merger. There shall be no merger of the interest or estate created by this Mortgage with any other interest or estate in the Property at any time held by or for the benefit of Lender in any capacity, without the written consent of Lender.

Multiple Parties. All obligations of Grantor under this Mortgage shall be joint and several, and all references to Grantor shall mean each and every Grantor. This means that each of the persons signing below is responsible for all obligations in this Mortgage.

Severability. If a court of competent jurisdiction finds any provision of this Mortgage to be invalid or unenforceable as to any person or circumstance, such finding shall not render that provision invalid or unenforceable as to any other persons or circumstances. If feasible, any such offending provision shall be deemed to be modified to be within the limits of enforceability or validity; however, if the offending provision cannot be so modified, it shall be stricken and all other provisions of this Mortgage in all other respects shall remain valid and enforceable.

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Successors and Assigns. Subject to the limitations stated in this Mortgage on transfer of Grantor's interest, this Mortgage shall be binding upon and inure to the benefit of the parties, their successors and assigns. If ownership of the Property becomes vested in a person other than Grantor, Lender, without notice to Grantor, may deal with Grantor's successors with reference to this Mortgage and the Indebtedness by way of forbearance or extension without releasing Grantor from the obligations of this Mortgage or liability under the Indebtedness.

Waiver of Homestead Exemption. Grantor hereby releases and waives all rights and benefits of the homestead exemption laws of the State of Oregon as to all Indebtedness secured by this Mortgage.

Waivers and Consents. Lender shall not be deemed to have waived any rights under this Mortgage (or under the Related Documents) unless such waiver is in writing and signed by Lender. No delay or omission on the part of Lender in exercising any right shall operate as a waiver of such right or any other right. A waiver by any party of a provision of this Mortgage shall not constitute a waiver of or prejudice the party's right otherwise to demand strict compliance with that provision or any other provision. No prior waiver by Lender, nor any course of dealing between Lender and Grantor, shall constitute a waiver of any of Lender's rights or any of Grantor's obligations as to any future transactions. Whenever consent by Lender is required in this Mortgage, the granting of such consent by Lender in any instance shall not constitute continuing consent to subsequent instances where such consent is required.

HIGHLY ERODIBLE LAND AND WETLAND CONSERVATION. "Borrower futher agrees that the loan(s) secured by this instrument will be in default should any loan proceeds be used for a purpose that will contribute to excessive erosion of highly erodible land or to the conversion of wetland to produce or to make possible the production of an agricultural commodity, as further explained in 7 CFR Part 1940, Subpart G, Exhibit M.".

EACH GRANTOR ACKNOWLEDGES HAVING READ ALL THE PROVISIONS OF THIS MORTGAGE, AND EACH GRANTOR AGREES TO ITS TERMS.

GRANTOR:

X _____
SCOTT J MADISON
ALSO KNOWN AS: SCOTT MADISON

X _____
MARY M MADISON
ALSO KNOWN AS: MARY MADISON

INDIVIDUAL ACKNOWLEDGMENT

STATE OF Oregon)
) SS
COUNTY OF Marion)

OFFICIAL SEAL
TRICIA GUNDERSON
NOTARY PUBLIC - OREGON
COMMISSION NO.002788
MY COMMISSION EXPIRES MAR 10, 1997

On this day before me, the undersigned Notary Public, personally appeared SCOTT J MADISON and MARY M MADISON, to me known to be the individuals described in and who executed the Mortgage, and acknowledged that they signed the Mortgage as their free and voluntary act and deed, for the uses and purposes therein mentioned.

Given under my hand and official seal this 13 day of May, 19 94.

By _____ Residing at Hepner OR

Notary Public in and for the State of _____ My commission expires 3-10-97

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TOWNSHIP 3 NORTH, RANGE 28, EAST OF THE WILLAMETTE MERIDIAN

PARCEL A:

Section 18: Southeast Quarter of Northeast Quarter.
Northeast Quarter of Southeast Quarter.

PARCEL B:

Section 18: Southeast Quarter of Southwest Quarter.
Southwest Quarter of Southeast Quarter.

Section 19: East Half of Northwest Quarter.
West Half of Northeast Quarter.

ALSO easement over and across Southeast Quarter of Southeast Quarter of Section 18 and Southwest Quarter of Section 17, Township 3 North, Range 28, described as beginning at a point 525 feet North of Southwest corner of Southeast Quarter of Southeast Quarter of Section 18, Township 3 North, Range 28;
Thence North 20.00 feet to a point;
Thence East to West line of right of way of Buttercreek Highway, Highway No. 207;
Thence South along said West line of Buttercreek Highway 20.00 feet to a point;
Thence West to the point of beginning;

SUBJECT to any and all water rights of way and roads;

All being East of the Willamette Meridian, Umatilla County, Oregon.

PARCEL C:

Section 17: Southeast Quarter of Northwest Quarter lying Westerly of Highway No. 207;
Southwest Quarter lying Westerly of Highway 207.

Section 18: Southeast Quarter of Southeast Quarter.

Section 19: East Half of Northeast Quarter.

Section 20: West Half of Northwest Quarter, lying Westerly of Highway No. 207;

SUBJECT to any and all water rights of way, roads and highways;

All being East of the Willamette Meridian, Umatilla County, Oregon

"Including all water rights, permits and certificates. All irrigation equipment hereafter described, including but not limited to any replacements thereof or additions thereto: Unicloced Motor Model D-96034410275 Serial #9603441-837 BR226791; Berkley Pump Model B4KPBL Serial #7747623; Selectric Panel Serial #M506191 75 HP; (2) 1/4 Mile used wheellines with 5' Wheels and 4" pipe; Unicloced Motor 30 HP Serial #9603691-852 BR226775; Jacuzzi Pump Model 30GM4-1/E Serial #687019615; Marathon Electric Motor 125 HP Model XD405TTDS4038AWW Serial #19-03432-4/24-02; Cornell Pump Model 6RB-125-4 Serial #78241-13.1; Selectric Panel 125 HP #X-405145; Valley Irrigation System Model 6000 Serial #68159 1,243 feet long with a Towers electric drive.

	AMOUNT OF WATER	SOURCE
Permit #48450	280 acres	Umatilla River
Permit #48450	441.8 acres Primary	Columbia River
Permit #51017	281.20 acres supplemental	Columbia River
Permit #25920	40.0 acres	Umatilla River
Permit #464993	204.50 acres	Butter Creek
Certificate #35783	61.6 acres supplemental	Well, Butter Creek
Certificate #35811	98.2 acres primary & supplemental	Wells, Butter Creek

SCOTT J MADISON 5-13-74 DATE

MARY M MADISON 5-13-74 DATE

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[redacted]

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State of Oregon)
)
County of Umatilla)

This instrument was received and recorded on

05-02-03 at 3:24

in the record of instrument code type MG-UCC

Instrument Number 2003-4360209
Fee 31.00

Office of County Records

Jean Hemphill
Records Officer

UCC FINANCING STATEMENT

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

A. NAME & PHONE OF CONTACT AT FILER [optional]
800-648-8026 JENNY JENSEN

B. SEND ACKNOWLEDGMENT TO: (Name and Address)

DIVERSIFIED FINANCIAL SERVICES, LLC
14010 FIRST NATIONAL BANK PARKWAY #205
OMAHA, NE 68154

2003-4360209 1 of 2

1. DEBTOR'S EXACT FULL LEGAL NAME - insert only one debtor name (1a or 1b) - do not abbreviate or combine names

1a. ORGANIZATION'S NAME

OR

1b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX
MADISON	SCOTT		

1c. MAILING ADDRESS	CITY	STATE	POSTAL CODE	COUNTRY
75512 HWY 207	ECHO	OR	97826	

1d. TAX ID #: SSN OR EIN	ADD'L INFO RE ORGANIZATION DEBTOR	1e. TYPE OF ORGANIZATION	1f. JURISDICTION OF ORGANIZATION	1g. ORGANIZATIONAL ID #, if any
				☐ NONE

2. ADDITIONAL DEBTOR'S EXACT FULL LEGAL NAME - insert only one debtor name (2a or 2b) - do not abbreviate or combine names

2a. ORGANIZATION'S NAME

OR

2b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX
MADISON	MARY		

2c. MAILING ADDRESS	CITY	STATE	POSTAL CODE	COUNTRY
75512 HWY 207	ECHO	OR	97826	

2d. TAX ID #: SSN OR EIN	ADD'L INFO RE ORGANIZATION DEBTOR	2e. TYPE OF ORGANIZATION	2f. JURISDICTION OF ORGANIZATION	2g. ORGANIZATIONAL ID #, if any
				☐ NONE

3. SECURED PARTY'S NAME (or NAME of TOTAL ASSIGNEE of ASSIGNOR S/P) - insert only one secured party name (3a or 3b)

3a. ORGANIZATION'S NAME
DIVERSIFIED FINANCIAL SERVICES, LLC

OR

3b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX

3c. MAILING ADDRESS	CITY	STATE	POSTAL CODE	COUNTRY
14010 FIRST NATIONAL BANK PARKWAY #205	OMAHA	NE	68154	

4. This FINANCING STATEMENT covers the following collateral:

1-USED 1990 MODEL 6000 VALLEY IRRIGATION PIVOT 1633' 11T W/ACC., FREIGHT & INSTALLATION (NON-TOWABLE)
1-USED 1990 MODEL 6000 VALLEY IRRIGATION PIVOT 1388' 10T W/ACC., FREIGHT & INSTALLATION (NON-TOWABLE)

5. ALTERNATIVE DESIGNATION [if applicable]: ☐ LESSEE/LESSOR ☐ CONSIGNEE/CONSIGNOR ☐ BAILEE/BAILOR ☐ SELLER/BUYER ☐ AG. LIEN ☐ NON-UCC FILING

6. ☐ This FINANCING STATEMENT is to be filed [for record] (or recorded) in the REAL ESTATE RECORDS. Attach Addendum [if applicable] 7. Check to REQUEST SEARCH REPORT(S) on Debtor(s) [ADDITIONAL FEE] [optional] ☐ All Debtors ☐ Debtor 1 ☐ Debtor 2

8. OPTIONAL FILER REFERENCE DATA
95920-001

FILING OFFICE COPY — NATIONAL UCC FINANCING STATEMENT (FORM UCC1) (REV. 07/29/98)

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2003-4360209 2 of 2

UCC FINANCING STATEMENT ADDENDUM

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

9. NAME OF FIRST DEBTOR (1a or 1b) ON RELATED FINANCING STATEMENT

9a. ORGANIZATION'S NAME

OR

9b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME,SUFFIX
MADISON	SCOTT	

10. MISCELLANEOUS:

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

11. ADDITIONAL DEBTOR'S EXACT FULL LEGAL NAME - insert only one name (11a or 11b) - do not abbreviate or combine names

11a. ORGANIZATION'S NAME

OR

11b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX

11c. MAILING ADDRESS	CITY	STATE	POSTAL CODE	COUNTRY

11d. TAX ID #: SSN OR EIN	ADD'L INFO RE ORGANIZATION DEBTOR	11e. TYPE OF ORGANIZATION	11f. JURISDICTION OF ORGANIZATION	11g. ORGANIZATIONAL ID #, if any
				☐ NONE

12. ☐ ADDITIONAL SECURED PARTY'S or ☐ ASSIGNOR S/P'S NAME - insert only one name (12a or 12b)

12a. ORGANIZATION'S NAME

OR

12b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX

12c. MAILING ADDRESS	CITY	STATE	POSTAL CODE	COUNTRY

13. This FINANCING STATEMENT covers ☐ timber to be cut or ☐ as-extracted collateral, or is filed as a ☑ fixture filing.

14. Description of real estate:

SECTION 17, 18, 19, & 20
TOWNSHIP 3N
RANGE 28E
UMATILLA COUNTY, OR

15. Name and address of a RECORD OWNER of above-described real estate (if Debtor does not have a record interest):

SCOTT MADISON

16. Additional collateral description:

17. Check only if applicable and check only one box.

Debtor is a ☐ Trust or ☐ Trustee acting with respect to property held in trust or ☐ Decedent's Estate

18. Check only if applicable and check only one box.

☐ Debtor is a TRANSMITTING UTILITY

☐ Filed in connection with a Manufactured-Home Transaction — effective 30 years

☐ Filed in connection with a Public-Finance Transaction — effective 30 years

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2003 4490287

RECORDATION REQUESTED BY:
BANK OF EASTERN OREGON
HEPPNER BRANCH
279 N MAIN
P O BOX 39
HEPPNER, OR 97836

WHEN RECORDED MAIL TO:
BANK OF EASTERN OREGON
HEPPNER BRANCH
279 N MAIN
P O BOX 39
HEPPNER, OR 97836

SEND TAX NOTICES TO:
SCOTT J. MADISON
MARY M. MADISON
75512 HIGHWAY 207
ECHO, OR 97826

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UMATILLA COUNTY RECORDS

SPACE ABOVE THI

2003-4490287 1 of 7

State of Oregon)
)
County of Umatilla)

This instrument was received and recorded on

10-06-03 at 3:00

in the record of instrument code type TD

Instrument Number 2003-4490287
Fee 55.00

Office of County Records

Records Officer

LINE OF CREDIT INSTRUMENT

LINE OF CREDIT DEED OF TRUST. (A) This Deed of Trust is a LINE OF CREDIT INSTRUMENT. (B) The maximum principal amount to be advanced pursuant to the Note is $600,000. (C) The term of the Note commences on the date of this Deed of Trust and ends on April 1, 2004.

THIS DEED OF TRUST is dated September 26, 2003, among SCOTT MADISON and MARY MADISON, husband and wife as tenants by the entirety ("Grantor"); BANK OF EASTERN OREGON, whose address is HEPPNER BRANCH, 279 N MAIN, P O BOX 39, HEPPNER, OR 97836 (referred to below sometimes as "Lender" and sometimes as "Beneficiary"); and PIONEER TITLE COMPANY, whose address is PO BOX 187, HERMISTON, OR 97838 (referred to below as "Trustee").

Conveyance and Grant. For valuable consideration, represented in the Note dated September 26, 2003, in the original principal amount of $600,000.00, from Grantor to Lender, Grantor conveys to Trustee for the benefit of Lender as Beneficiary all of Grantor's right, title, and interest in and to the following described real property, together with all existing or subsequently erected or affixed buildings, improvements and fixtures; all easements, rights of way, and appurtenances; all water, water rights and ditch rights (including stock in utilities with ditch or irrigation rights); and all other rights, royalties, and profits relating to the real property, including without limitation all minerals, oil, gas, geothermal and similar matters, (the "Real Property") located in UMATILLA County, State of Oregon:

TRACT I:

TOWNSHIP 3 NORTH, RANGE 28, E.W.M.

SECTION 18: SOUTHEAST QUARTER OF NORTHEAST QUARTER. NORTHEAST QUARTER OF SOUTHEAST QUARTER. 6000

ALL BEING EAST OF THE WILLAMETTE MERIDIAN, UMATILLA COUNTY, OREGON.

TRACT II:

TOWNSHIP 3 NORTH, RANGE 28, E.W.M.

SECTION 18: SOUTHEAST QUARTER OF SOUTHWEST QUARTER. SOUTHWEST QUARTER OF SOUTHEAST QUARTER. 6200

SECTION 19: EAST HALF OF NORTHWEST QUARTER. WEST HALF OF NORTHEAST QUARTER. 6200

AN EASEMENT OVER AND ACROSS SOUTHEAST QUARTER OF SOUTHEAST QUARTER OF SECTION 18 AND SOUTHWEST QUARTER OF SECTION 17, DESCRIBED AS BEGINNING AT A POINT 525 FEET NORTH OF SOUTHWEST CORNER OF SOUTHEAST QUARTER OF SOUTHEAST QUARTER OF SAID SECTION 18; THENCE NORTH 20.00 FEET; THENCE EAST TO THE WESTERLY RIGHT OF WAY LINE OF BUTTERCREEK HIGHWAY NO. 207; THENCE SOUTH ALONG SAID WESTERLY RIGHT OF WAY LINE, 20.00 FEET; THENCE WEST TO THE POINT OF BEGINNING.

ALL BEING EAST OF THE WILLAMETTE MERIDIAN, UMATILLA COUNTY, OREGON.

TRACT III:

TOWNSHIP 3 NORTH, RANGE 28, E.W.M.

SECTION 17: ALL THAT PORTION OF THE SOUTHEAST QUARTER OF NORTHWEST QUARTER AND OF THE SOUTHWEST QUARTER LYING WESTERLY OF HIGHWAY NO. 207. 5700, 5901, 5902, 5902

SECTION 18: SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER. 5902

SECTION 19: EAST HALF OF THE NORTHEAST QUARTER. 5903

SECTION 20: ALL THAT PORTION OF THE WEST HALF OF NORTHWEST QUARTER LYING WESTERLY OF HIGHWAY NO. 207; 5902, 5903

ALL BEING EAST OF THE WILLAMETTE MERIDIAN, UMATILLA COUNTY, OREGON.

The Real Property or its address is commonly known as 75512 HIGHWAY 207, ECHO, OR 97826.

Grantor presently assigns to Lender (also known as Beneficiary in this Deed of Trust) all of Grantor's right, title, and interest in and to all present and future leases of the Property and all Rents from the Property. In addition, Grantor grants to Lender a Uniform Commercial Code security interest in the Personal Property and Rents.

THIS DEED OF TRUST, INCLUDING THE ASSIGNMENT OF RENTS AND THE SECURITY INTEREST IN THE RENTS AND PERSONAL PROPERTY, IS GIVEN TO SECURE (1) PAYMENT OF THE INDEBTEDNESS AND (2) PERFORMANCE OF ANY AND ALL OBLIGATIONS UNDER THE NOTE, THE RELATED DOCUMENTS, AND THIS DEED OF TRUST. THIS DEED OF TRUST IS GIVEN AND ACCEPTED ON THE FOLLOWING TERMS:

Payment and Performance. Except as otherwise provided in this Deed of Trust, Grantor shall pay to Lender all amounts secured by this Deed of

120 SE Court, Pend OR, 97801

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Trust as they become due, and shall strictly and in a timely manner perform all of Grantor's obligations under the Note, this Deed of Trust, and the Related Documents.

Possession and Maintenance of the Property. Grantor agrees that Grantor's possession and use of the Property shall be governed by the following provisions:

Possession and Use. Until the occurrence of an Event of Default, Grantor may (a) remain in possession and control of the Property; (b) use, operate or manage the Property; and (c) collect the Rents from the Property. The following provisions relate to the use of the Property or to other limitations on the Property. 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.

Duty to Maintain. Grantor shall maintain the Property in tenantable condition and promptly perform all repairs, replacements, and maintenance necessary to preserve its value.

Compliance With Environmental Laws. Grantor represents and warrants to Lender that: (a) During the period of Grantor's ownership of the Property, there has been no use, generation, manufacture, storage, treatment, disposal, release or threatened release of any Hazardous Substance by any person on, under, about or from the Property; (b) Grantor has no knowledge of, or reason to believe that there has been, except as previously disclosed to and acknowledged by Lender in writing, (i) any breach or violation of any Environmental Laws, (ii) any use, generation, manufacture, storage, treatment, disposal, release or threatened release of any Hazardous Substance on, under, about or from the Property by any prior owners or occupants of the Property, or (iii) any actual or threatened litigation or claims of any kind by any person relating to such matters; and (c) Except as previously disclosed to and acknowledged by Lender in writing, (i) neither Grantor nor any tenant, contractor, agent or other authorized user of the Property shall use, generate, manufacture, store, treat, dispose of or release any Hazardous Substance on, under, about or from the Property; and (ii) any such activity shall be conducted in compliance with all applicable federal, state, and local laws, regulations and ordinances, including without limitation all Environmental Laws. Grantor authorizes Lender and its agents to enter upon the Property to make such inspections and tests, at Grantor's expense, as Lender may deem appropriate to determine compliance of the Property with this section of the Deed of Trust. Any inspections or tests made by Lender shall be for Lender's purposes only and shall not be construed to create any responsibility or liability on the part of Lender to Grantor or to any other person. The representations and warranties contained herein are based on Grantor's due diligence in investigating the Property for Hazardous Substances. Grantor hereby (a) releases and waives any future claims against Lender for indemnity or contribution in the event Grantor becomes liable for cleanup or other costs under any such laws; and (b) agrees to indemnify and hold harmless Lender against any and all claims, losses, liabilities, damages, penalties, and expenses which Lender may directly or indirectly sustain or suffer resulting from a breach of this section of the Deed of Trust or as a consequence of any use, generation, manufacture, storage, disposal, release or threatened release occurring prior to Grantor's ownership or interest in the Property, whether or not the same was or should have been known to Grantor. The provisions of this section of the Deed of Trust, including the obligation to indemnify, shall survive the payment of the Indebtedness and the satisfaction and reconveyance of the lien of this Deed of Trust and shall not be affected by Lender's acquisition of any interest in the Property, whether by foreclosure or otherwise.

Nuisance, Waste. Grantor shall not cause, conduct or permit any nuisance nor commit, permit, or suffer any stripping of or waste on or to the Property or any portion of the Property. Without limiting the generality of the foregoing, Grantor will not remove, or grant to any other party the right to remove, any timber, minerals (including oil and gas), coal, clay, scoria, soil, gravel or rock products without Lender's prior written consent.

Removal of Improvements. Grantor shall not demolish or remove any Improvements from the Real Property without Lender's prior written consent. As a condition to the removal of any Improvements, Lender may require Grantor to make arrangements satisfactory to Lender to replace such Improvements with Improvements of at least equal value.

Lender's Right to Enter. Lender and Lender's agents and representatives may enter upon the Real Property at all reasonable times to attend to Lender's interests and to inspect the Real Property for purposes of Grantor's compliance with the terms and conditions of this Deed of Trust.

Compliance with Governmental Requirements. Grantor shall promptly comply with all laws, ordinances, and regulations, now or hereafter in effect, of all governmental authorities applicable to the use or occupancy of the Property, including without limitation, the Americans With Disabilities Act. Grantor may contest in good faith any such law, ordinance, or regulation and withhold compliance during any proceeding, including appropriate appeals, so long as Grantor has notified Lender in writing prior to doing so and so long as, in Lender's sole opinion, Lender's interests in the Property are not jeopardized. Lender may require Grantor to post adequate security or a surety bond, reasonably satisfactory to Lender, to protect Lender's interest.

Duty to Protect. Grantor agrees neither to abandon or leave unattended the Property. Grantor shall do all other acts, in addition to those acts set forth above in this section, which from the character and use of the Property are reasonably necessary to protect and preserve the Property.

Taxes and Liens. The following provisions relating to the taxes and liens on the Property are part of this Deed of Trust:

Payment. Grantor shall pay when due (and in all events prior to delinquency) all taxes, special taxes, assessments, charges (including water and sewer), fines and impositions levied against or on account of the Property, and shall pay when due all claims for work done on or for services rendered or material furnished to the Property. Grantor shall maintain the Property free of all liens having priority over or equal to the interest of Lender under this Deed of Trust, except for the lien of taxes and assessments not due and except as otherwise provided in this Deed of Trust.

Right to Contest. Grantor may withhold payment of any tax, assessment, or claim in connection with a good faith dispute over the obligation to pay, so long as Lender's interest in the Property is not jeopardized. If a lien arises or is filed as a result of nonpayment, Grantor shall within fifteen (15) days after the lien arises or, if a lien is filed, within fifteen (15) days after Grantor has notice of the filing, secure the discharge of the lien, or if requested by Lender, deposit with Lender cash or a sufficient corporate surety bond or other security satisfactory to Lender in an amount sufficient to discharge the lien plus any costs and attorneys' fees, or other charges that could accrue as a result of a foreclosure or sale under the lien. In any contest, Grantor shall defend itself and Lender and shall satisfy any adverse judgment before enforcement against the Property. Grantor shall name Lender as an additional obligee under any surety bond furnished in the contest proceedings.

Evidence of Payment. Grantor shall upon demand furnish to Lender satisfactory evidence of payment of the taxes or assessments and shall authorize the appropriate governmental official to deliver to Lender at any time a written statement of the taxes and assessments against the Property.

Notice of Construction. Grantor shall notify Lender at least fifteen (15) days before any work is commenced, any services are furnished, or any materials are supplied to the Property, if any mechanic's lien, materialmen's lien, or other lien could be asserted on account of the work, services, or materials. Grantor will upon request of Lender furnish to Lender advance assurances satisfactory to Lender that Grantor can and will pay the cost of such improvements.

Property Damage Insurance. The following provisions relating to insuring the Property are a part of this Deed of Trust.

Maintenance of Insurance. Grantor shall procure and maintain policies of fire insurance with standard extended coverage endorsements on a replacement basis for the full insurable value covering all Improvements on the Real Property in an amount sufficient to avoid application of any coinsurance clause, and with a standard mortgagee clause in favor of Lender. Grantor shall also procure and maintain comprehensive general liability insurance in such coverage amounts as Lender may request with Trustee and Lender being named as additional insureds in such liability insurance policies. Additionally, Grantor shall maintain such other insurance, including but not limited to hazard, business interruption, and boiler insurance, as Lender may reasonably require. Policies shall be written in form, amounts, coverages and basis reasonably acceptable to Lender and issued by a company or companies reasonably acceptable to Lender. Grantor, upon request of Lender, will deliver to Lender from time to time the policies or certificates of insurance in form satisfactory to Lender, including stipulations that coverages will not be cancelled or diminished without at least ten (10) days prior written notice to Lender. Each insurance policy also shall include an endorsement providing that coverage in favor of Lender will not be impaired in any way by any act, omission or default of Grantor or any other person. Should the Real Property be located in an area designated by the Director of the Federal Emergency Management Agency as a special flood hazard area, Grantor agrees to obtain and maintain Federal Flood Insurance, if available, within 45 days after notice is given by Lender that the Property is located in a special flood hazard area, for the full unpaid principal balance of the loan and any prior liens on the property securing the loan, up to the maximum policy limits set under the National Flood Insurance Program, or as otherwise required by Lender, and to maintain such insurance for the term of the loan.

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Application of Proceeds. Grantor shall promptly notify Lender of any loss or damage to the Property. Lender may make proof of loss if Grantor fails to do so within fifteen (15) days of the casualty. Whether or not Lender's security is impaired, Lender may, at Lender's election, receive and retain the proceeds of any insurance and apply the proceeds to the reduction of the Indebtedness, payment of any lien affecting the Property, or the restoration and repair of the Property. If Lender elects to apply the proceeds to restoration and repair, Grantor shall repair or replace the damaged or destroyed Improvements in a manner satisfactory to Lender. Lender shall, upon satisfactory proof of such expenditure, pay or reimburse Grantor from the proceeds for the reasonable cost of repair or restoration if Grantor is not in default under this Deed of Trust. Any proceeds which have not been disbursed within 180 days after their receipt and which Lender has not committed to the repair or restoration of the Property shall be used first to pay any amount owing to Lender under this Deed of Trust, then to pay accrued interest, and the remainder, if any, shall be applied to the principal balance of the Indebtedness. If Lender holds any proceeds after payment in full of the Indebtedness, such proceeds shall be paid to Grantor as Grantor's interests may appear.

Grantor's Report on Insurance. Upon request of Lender, however not more than once a year, Grantor shall furnish to Lender a report on each existing policy of insurance showing: (a) the name of the insurer; (b) the risks insured; (c) the amount of the policy; (d) the property insured, the then current replacement value of such property, and the manner of determining that value; and (e) the expiration date of the policy. Grantor shall, upon request of Lender, have an independent appraiser satisfactory to Lender determine the cash value replacement cost of the Property.

Lender's Expenditures. If any action or proceeding is commenced that would materially affect Lender's interest in the Property or if Grantor fails to comply with any provision of this Deed of Trust or any Related Documents, including but not limited to Grantor's failure to discharge or pay when due any amounts Grantor is required to discharge or pay under this Deed of Trust or any Related Documents, Lender on Grantor's behalf may (but shall not be obligated to) take any action that Lender deems appropriate, including but not limited to discharging or paying all taxes, liens, security interests, encumbrances and other claims, at any time levied or placed on the Property and paying all costs for insuring, maintaining and preserving the Property. All such expenditures incurred or paid by Lender for such purposes will then bear interest at the rate charged under the Note from the date incurred or paid by Lender to the date of repayment by Grantor. All such expenses will become a part of the Indebtedness and, at Lender's option, will (1) be payable on demand; (2) be added to the balance of the Note and be apportioned among and be payable with any installment payments to become due during either (a) the term of any applicable insurance policy; or (b) the remaining term of the Note; or (3) be treated as a balloon payment which will be due and payable at the Note's maturity. The Deed of Trust also will secure payment of these amounts. Such right shall be in addition to all other rights and remedies to which Lender may be entitled upon Default.

Warranty; Defense of Title. The following provisions relating to ownership of the Property are a part of this Deed of Trust:

Title. Grantor warrants that: (a) Grantor holds good and marketable title of record to the Property in fee simple, free and clear of all liens and encumbrances other than those set forth in the Real Property description or in any title insurance policy, title report, or final title opinion issued in favor of, and accepted by, Lender in connection with this Deed of Trust, and (b) Grantor has the full right, power, and authority to execute and deliver this Deed of Trust to Lender.

Defense of Title. Subject to the exception in the paragraph above, Grantor warrants and will forever defend the title to the Property against the lawful claims of all persons. In the event any action or proceeding is commenced that questions Grantor's title or the interest of Trustee or Lender under this Deed of Trust, Grantor shall defend the action at Grantor's expense. Grantor may be the nominal party in such proceeding, but Lender shall be entitled to participate in the proceeding and to be represented in the proceeding by counsel of Lender's own choice, and Grantor will deliver, or cause to be delivered, to Lender such instruments as Lender may request from time to time to permit such participation.

Compliance With Laws. Grantor warrants that the Property and Grantor's use of the Property complies with all existing applicable laws, ordinances, and regulations of governmental authorities.

Survival of Representations and Warranties. All representations, warranties, and agreements made by Grantor in this Deed of Trust shall survive the execution and delivery of this Deed of Trust, shall be continuing in nature, and shall remain in full force and effect until such time as Grantor's Indebtedness shall be paid in full.

Condemnation. The following provisions relating to condemnation proceedings are a part of this Deed of Trust:

Proceedings. If any proceeding in condemnation is filed, Grantor shall promptly notify Lender in writing, and Grantor shall promptly take such steps as may be necessary to defend the action and obtain the award. Grantor may be the nominal party in such proceeding, but Lender shall be entitled to participate in the proceeding and to be represented in the proceeding by counsel of its own choice, and Grantor will deliver or cause to be delivered to Lender such instruments and documentation as may be requested by Lender from time to time to permit such participation.

Application of Net Proceeds. If all or any part of the Property is condemned by eminent domain proceedings or by any proceeding or purchase in lieu of condemnation, Lender may at its election require that all or any portion of the net proceeds of the award be applied to the Indebtedness or the repair or restoration of the Property. The net proceeds of the award shall mean the award after payment of all reasonable costs, expenses, and attorneys' fees incurred by Trustee or Lender in connection with the condemnation.

Imposition of Taxes, Fees and Charges By Governmental Authorities. The following provisions relating to governmental taxes, fees and charges are a part of this Deed of Trust:

Current Taxes, Fees and Charges. Upon request by Lender, Grantor shall execute such documents in addition to this Deed of Trust and take whatever other action is requested by Lender to perfect and continue Lender's lien on the Real Property. Grantor shall reimburse Lender for all taxes, as described below, together with all expenses incurred in recording, perfecting or continuing this Deed of Trust, including without limitation all taxes, fees, documentary stamps, and other charges for recording or registering this Deed of Trust.

Taxes. The following shall constitute taxes to which this section applies: (a) a specific tax upon this type of Deed of Trust or upon all or any part of the Indebtedness secured by this Deed of Trust; (b) a specific tax on Grantor which Grantor is authorized or required to deduct from payments on the Indebtedness secured by this type of Deed of Trust; (c) a tax on this type of Deed of Trust chargeable against the Lender or the holder of the Note; and (d) a specific tax on all or any portion of the Indebtedness or on payments of principal and interest made by Grantor.

Subsequent Taxes. If any tax to which this section applies is enacted subsequent to the date of this Deed of Trust, this event shall have the same effect as an Event of Default, and Lender may exercise any or all of its available remedies for an Event of Default as provided below unless Grantor either (a) pays the tax before it becomes delinquent, or (b) contests the tax as provided above in the Taxes and Liens section and deposits with Lender cash or a sufficient corporate surety bond or other security satisfactory to Lender.

Security Agreement; Financing Statements. The following provisions relating to this Deed of Trust as a security agreement are a part of this Deed of Trust:

Security Agreement. This instrument shall constitute a Security Agreement to the extent any of the Property constitutes fixtures, and Lender shall have all of the rights of a secured party under the Uniform Commercial Code as amended from time to time.

Security Interest. Upon request by Lender, Grantor shall execute financing statements and take whatever other action is requested by Lender to perfect and continue Lender's security interest in the Rents and Personal Property. In addition to recording this Deed of Trust in the real property records, Lender may, at any time and without further authorization from Grantor, file executed counterparts, copies or reproductions of this Deed of Trust as a financing statement. Grantor shall reimburse Lender for all expenses incurred in perfecting or continuing this security interest. Upon default, Grantor shall not remove, sever or detach the Personal Property from the Property. Upon default, Grantor shall assemble any Personal Property not affixed to the Property in a manner and at a place reasonably convenient to Grantor and Lender and make it available to Lender within three (3) days after receipt of written demand from Lender to the extent permitted by applicable law.

Addresses. The mailing addresses of Grantor (debtor) and Lender (secured party) from which information concerning the security interest granted by this Deed of Trust may be obtained (each as required by the Uniform Commercial Code) are as stated on the first page of this Deed of Trust.

Further Assurances; Attorney-in-Fact. The following provisions relating to further assurances and attorney-in-fact are a part of this Deed of Trust:

Further Assurances. At any time, and from time to time, upon request of Lender, Grantor will make, execute and deliver, or will cause to be made, executed or delivered, to Lender or to Lender's designee, and when requested by Lender, cause to be filed, recorded, refiled, or rerecorded, as the case may be, at such times and in such offices and places as Lender may deem appropriate, any and all such mortgages, deeds of trust, security deeds, security agreements, financing statements, continuation statements, instruments of further assurance,

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certificates, and other documents as may, in the sole opinion of Lender, be necessary or desirable in order to effectuate, complete, perfect, continue, or preserve (a) Grantor's obligations under the Note, this Deed of Trust, and the Related Documents, and (b) the liens and security interests created by this Deed of Trust as first and prior liens on the Property, whether now owned or hereafter acquired by Grantor. Unless prohibited by law or Lender agrees to the contrary in writing, Grantor shall reimburse Lender for all costs and expenses incurred in connection with the matters referred to in this paragraph.

Attorney-in-Fact. If Grantor fails to do any of the things referred to in the preceding paragraph, Lender may do so for and in the name of Grantor and at Grantor's expense. For such purposes, Grantor hereby irrevocably appoints Lender as Grantor's attorney-in-fact for the purpose of making, executing, delivering, filing, recording, and doing all other things as may be necessary or desirable, in Lender's sole opinion, to accomplish the matters referred to in the preceding paragraph.

Full Performance. If Grantor pays all the Indebtedness when due, and otherwise performs all the obligations imposed upon Grantor under this Deed of Trust, Lender shall execute and deliver to Trustee a request for full reconveyance and shall execute and deliver to Grantor suitable statements of termination of any financing statement on file evidencing Lender's security interest in the Rents and the Personal Property. Any reconveyance fee required by law shall be paid by Grantor, if permitted by applicable law.

Events of Default. Each of the following, at Lender's option, shall constitute an Event of Default under this Deed of Trust:

Payment Default. Grantor fails to make any payment when due under the Indebtedness.

Other Defaults. Grantor fails to comply with or to perform any other term, obligation, covenant or condition contained in this Deed of Trust or in any of the Related Documents or to comply with or to perform any term, obligation, covenant or condition contained in any other agreement between Lender and Grantor.

Compliance Default. Failure to comply with any other term, obligation, covenant or condition contained in this Deed of Trust, the Note or in any of the Related Documents. If such a failure is curable and if Grantor has not been given a notice of a breach of the same provision of this Deed of Trust within the preceding twelve (12) months, it may be cured (and no Event of Default will have occurred) if Grantor, after Lender sends written notice demanding cure of such failure: (a) cures the failure within fifteen (15) days; or (b) if the cure requires more than fifteen (15) days, immediately initiates steps sufficient to cure the failure and thereafter continues and completes all reasonable and necessary steps sufficient to produce compliance as soon as reasonably practical.

Default on Other Payments. Failure of Grantor within the time required by this Deed of Trust to make any payment for taxes or insurance, or any other payment necessary to prevent filing of or to effect discharge of any lien.

Default in Favor of Third Parties. Should Grantor default under any loan, extension of credit, security agreement, purchase or sales agreement, or any other agreement, in favor of any other creditor or person that may materially affect any of Grantor's property or Grantor's ability to repay the Indebtedness or perform their respective obligations under this Deed of Trust or any of the Related Documents.

False Statements. Any warranty, representation or statement made or furnished to Lender by Grantor or on Grantor's behalf under this Deed of Trust or the Related Documents is false or misleading in any material respect, either now or at the time made or furnished or becomes false or misleading at any time thereafter.

Defective Collateralization. This Deed of Trust or any of the Related Documents ceases to be in full force and effect (including failure of any collateral document to create a valid and perfected security interest or lien) at any time and for any reason.

Death or Insolvency. The death of Grantor, the insolvency of Grantor, the appointment of a receiver for any part of Grantor's property, any assignment for the benefit of creditors, any type of creditor workout, or the commencement of any proceeding under any bankruptcy or insolvency laws by or against Grantor.

Creditor or Forfeiture Proceedings. Commencement of foreclosure or forfeiture proceedings, whether by judicial proceeding, self-help, repossession or any other method, by any creditor of Grantor or by any governmental agency against any property securing the Indebtedness. This includes a garnishment of any of Grantor's accounts, including deposit accounts, with Lender. However, this Event of Default shall not apply if there is a good faith dispute by Grantor as to the validity or reasonableness of the claim which is the basis of the creditor or forfeiture proceeding and if Grantor gives Lender written notice of the creditor or forfeiture proceeding and deposits with Lender monies or a surety bond for the creditor or forfeiture proceeding, in an amount determined by Lender, in its sole discretion, as being an adequate reserve or bond for the dispute.

Breach of Other Agreement. Any breach by Grantor under the terms of any other agreement between Grantor and Lender that is not remedied within any grace period provided therein, including without limitation any agreement concerning any indebtedness or other obligation of Grantor to Lender, whether existing now or later.

Events Affecting Guarantor. Any of the preceding events occurs with respect to any guarantor, endorser, surety, or accommodation party of any of the Indebtedness or any guarantor, endorser, surety, or accommodation party dies or becomes incompetent, or revokes or disputes the validity of, or liability under, any Guaranty of the Indebtedness. In the event of a death, Lender, at its option, may, but shall not be required to, permit the guarantor's estate to assume unconditionally the obligations arising under the guaranty in a manner satisfactory to Lender, and, in doing so, cure any Event of Default.

Adverse Change. A material adverse change occurs in Grantor's financial condition, or Lender believes the prospect of payment or performance of the Indebtedness is impaired.

Insecurity. Lender in good faith believes itself insecure.

Right to Cure. If such a failure is curable and if Grantor has not been given a notice of a breach of the same provision of this Deed of Trust within the preceding twelve (12) months, it may be cured (and no Event of Default will have occurred) if Grantor, after Lender sends written notice demanding cure of such failure: (a) cures the failure within fifteen (15) days; or (b) if the cure requires more than fifteen (15) days, immediately initiates steps sufficient to cure the failure and thereafter continues and completes all reasonable and necessary steps sufficient to produce compliance as soon as reasonably practical.

Rights and Remedies on Default. If an Event of Default occurs under this Deed of Trust, at any time thereafter, Trustee or Lender may exercise any one or more of the following rights and remedies:

Election of Remedies. Election by Lender to pursue any remedy shall not exclude pursuit of any other remedy, and an election to make expenditures or to take action to perform an obligation of Grantor under this Deed of Trust, after Grantor's failure to perform, shall not affect Lender's right to declare a default and exercise its remedies.

Accelerate Indebtedness. Lender shall have the right at its option without notice to Grantor to declare the entire Indebtedness immediately due and payable, including any prepayment penalty which Grantor would be required to pay.

Foreclosure. With respect to all or any part of the Real Property, the Trustee shall have the right to foreclose by notice and sale, and Lender shall have the right to foreclose by judicial foreclosure, in either case in accordance with and to the full extent provided by applicable law. If this Deed of Trust is foreclosed by judicial foreclosure, Lender will be entitled to a judgment which will provide that if the foreclosure sale proceeds are insufficient to satisfy the judgment, execution may issue for the amount of the unpaid balance of the judgment.

UCC Remedies. With respect to all or any part of the Personal Property, Lender shall have all the rights and remedies of a secured party under the Uniform Commercial Code.

Collect Rents. Lender shall have the right, without notice to Grantor to take possession of and manage the Property and collect the Rents, including amounts past due and unpaid, and apply the net proceeds, over and above Lender's costs, against the Indebtedness. In furtherance of this right, Lender may require any tenant or other user of the Property to make payments of rent or use fees directly to Lender. If the Rents are collected by Lender, then Grantor irrevocably designates Lender as Grantor's attorney-in-fact to endorse instruments received in payment thereof in the name of Grantor and to negotiate the same and collect the proceeds. Payments by tenants or other users to Lender in response to Lender's demand shall satisfy the obligations for which the payments are made, whether or not any proper grounds for the demand existed. Lender may exercise its rights under this subparagraph either in person, by agent, or through a receiver.

Appoint Receiver. Lender shall have the right to have a receiver appointed to take possession of all or any part of the Property, with the power to protect and preserve the Property, to operate the Property preceding foreclosure or sale, and to collect the Rents from the Property and apply the proceeds, over and above the cost of the receivership, against the Indebtedness. The receiver may serve without bond if permitted by law. Lender's right to the appointment of a receiver shall exist whether or not the apparent value of the Property exceeds the Indebtedness by a substantial amount. Employment by Lender shall not disqualify a person from serving as a receiver.

Tenancy at Sufferance. If Grantor remains in possession of the Property after the Property is sold as provided above or Lender otherwise

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becomes entitled to possession of the Property upon default of Grantor, Grantor shall become a tenant at sufferance of Lender or the purchaser of the Property and shall, at Lender's option, either (a) pay a reasonable rental for the use of the Property, or (b) vacate the Property immediately upon the demand of Lender.

Other Remedies. Trustee or Lender shall have any other right or remedy provided in this Deed of Trust or the Note or by law.

Notice of Sale. Lender shall give Grantor reasonable notice of the time and place of any public sale of the Personal Property or of the time after which any private sale or other intended disposition of the Personal Property is to be made. Reasonable notice shall mean notice given at least fifteen (15) days before the time of the sale or disposition. Any sale of the Personal Property may be made in conjunction with any sale of the Real Property.

Sale of the Property. To the extent permitted by applicable law, Grantor hereby waives any and all rights to have the Property marshalled. In exercising its rights and remedies, the Trustee or Lender shall be free to sell all or any part of the Property together or separately, in one sale or by separate sales. Lender shall be entitled to bid at any public sale on all or any portion of the Property.

Attorneys' Fees; Expenses. If Lender institutes any suit or action to enforce any of the terms of this Deed of Trust, Lender shall be entitled to recover such sum as the court may adjudge reasonable as attorneys' fees at trial and upon any appeal. Whether or not any court action is involved, and to the extent not prohibited by law, all reasonable expenses Lender incurs that in Lender's opinion are necessary at any time for the protection of its interest or the enforcement of its rights shall become a part of the Indebtedness payable on demand and shall bear interest at the Note rate from the date of the expenditure until repaid. Expenses covered by this paragraph include, without limitation, however subject to any limits under applicable law, Lender's attorneys' fees and Lender's legal expenses, whether or not there is a lawsuit, including attorneys' fees and expenses for bankruptcy proceedings (including efforts to modify or vacate any automatic stay or injunction), appeals, and any anticipated post-judgment collection services, the cost of searching records, obtaining title reports (including foreclosure reports), surveyors' reports, and appraisal fees, title insurance, and fees for the Trustee, to the extent permitted by applicable law. Grantor also will pay any court costs, in addition to all other sums provided by law.

Rights of Trustee. Trustee shall have all of the rights and duties of Lender as set forth in this section.

Powers and Obligations of Trustee. The following provisions relating to the powers and obligations of Trustee are part of this Deed of Trust:

Powers of Trustee. In addition to all powers of Trustee arising as a matter of law, Trustee shall have the power to take the following actions with respect to the Property upon the written request of Lender and Grantor: (a) join in preparing and filing a map or plat of the Real Property, including the dedication of streets or other rights to the public; (b) join in granting any easement or creating any restriction on the Real Property; and (c) join in any subordination or other agreement affecting this Deed of Trust or the interest of Lender under this Deed of Trust.

Obligations to Notify. Trustee shall not be obligated to notify any other party of a pending sale under any other trust deed or lien, or of any action or proceeding in which Grantor, Lender, or Trustee shall be a party, unless the action or proceeding is brought by Trustee.

Trustee. Trustee shall meet all qualifications required for Trustee under applicable law. In addition to the rights and remedies set forth above, with respect to all or any part of the Property, the Trustee shall have the right to foreclose by notice and sale, and Lender shall have the right to foreclose by judicial foreclosure, in either case in accordance with and to the full extent provided by applicable law.

Successor Trustee. Lender, at Lender's option, may from time to time appoint a successor Trustee to any Trustee appointed under this Deed of Trust by an instrument executed and acknowledged by Lender and recorded in the office of the recorder of UMATILLA County, State of Oregon. The instrument shall contain, in addition to all other matters required by state law, the names of the original Lender, Trustee, and Grantor, the book and page where this Deed of Trust is recorded, and the name and address of the successor trustee, and the instrument shall be executed and acknowledged by Lender or its successors in interest. The successor trustee, without conveyance of the Property, shall succeed to all the title, power, and duties conferred upon the Trustee in this Deed of Trust and by applicable law. This procedure for substitution of Trustee shall govern to the exclusion of all other provisions for substitution.

Notices. Any notice required to be given under this Deed of Trust, including without limitation any notice of default and any notice of sale shall be given in writing, and shall be effective when actually delivered, when actually received by telefacsimile (unless otherwise required by law), when deposited with a nationally recognized overnight courier, or, if mailed, when deposited in the United States mail, as first class, certified or registered mail postage prepaid, directed to the addresses shown near the beginning of this Deed of Trust. All copies of notices of foreclosure from the holder of any lien which has priority over this Deed of Trust shall be sent to Lender's address, as shown near the beginning of this Deed of Trust. Any party may change its address for notices under this Deed of Trust by giving formal written notice to the other parties, specifying that the purpose of the notice is to change the party's address. For notice purposes, Grantor agrees to keep Lender informed at all times of Grantor's current address. Unless otherwise provided or required by law, if there is more than one Grantor, any notice given by Lender to any Grantor is deemed to be notice given to all Grantors.

Miscellaneous Provisions. The following miscellaneous provisions are a part of this Deed of Trust:

Amendments. This Deed of Trust, together with any Related Documents, constitutes the entire understanding and agreement of the parties as to the matters set forth in this Deed of Trust. No alteration of or amendment to this Deed of Trust shall be effective unless given in writing and signed by the party or parties sought to be charged or bound by the alteration or amendment.

Annual Reports. If the Property is used for purposes other than Grantor's residence, Grantor shall furnish to Lender, upon request, a certified statement of net operating income received from the Property during Grantor's previous fiscal year in such form and detail as Lender shall require. "Net operating income" shall mean all cash receipts from the Property less all cash expenditures made in connection with the operation of the Property.

Caption Headings. Caption headings in this Deed of Trust are for convenience purposes only and are not to be used to interpret or define the provisions of this Deed of Trust.

Merger. There shall be no merger of the interest or estate created by this Deed of Trust with any other interest or estate in the Property at any time held by or for the benefit of Lender in any capacity, without the written consent of Lender.

Governing Law. This Deed of Trust will be governed by, construed and enforced in accordance with federal law and the laws of the State of Oregon. This Deed of Trust has been accepted by Lender in the State of Oregon.

Joint and Several Liability. All obligations of Grantor under this Deed of Trust shall be joint and several, and all references to Grantor shall mean each and every Grantor. This means that each Grantor signing below is responsible for all obligations in this Deed of Trust.

No Waiver by Lender. Lender shall not be deemed to have waived any rights under this Deed of Trust unless such waiver is given in writing and signed by Lender. No delay or omission on the part of Lender in exercising any right shall operate as a waiver of such right or any other right. A waiver by Lender of a provision of this Deed of Trust shall not prejudice or constitute a waiver of Lender's right otherwise to demand strict compliance with that provision or any other provision of this Deed of Trust. No prior waiver by Lender, nor any course of dealing between Lender and Grantor, shall constitute a waiver of any of Lender's rights or of any of Grantor's obligations as to any future transactions. Whenever the consent of Lender is required under this Deed of Trust, the granting of such consent by Lender in any instance shall not constitute continuing consent to subsequent instances where such consent is required and in all cases such consent may be granted or withheld in the sole discretion of Lender.

Severability. If a court of competent jurisdiction finds any provision of this Deed of Trust to be illegal, invalid, or unenforceable as to any person or circumstance, that finding shall not make the offending provision illegal, invalid, or unenforceable as to any other person or circumstance. If feasible, the offending provision shall be considered modified so that it becomes legal, valid and enforceable. If the offending provision cannot be so modified, it shall be considered deleted from this Deed of Trust. Unless otherwise required by law, the illegality, invalidity, or unenforceability of any provision of this Deed of Trust shall not affect the legality, validity or enforceability of any other provision of this Deed of Trust.

Successors and Assigns. Subject to any limitations stated in this Deed of Trust on transfer of Grantor's interest, this Deed of Trust shall be binding upon and inure to the benefit of the parties, their successors and assigns. If ownership of the Property becomes vested in a person other than Grantor, Lender, without notice to Grantor, may deal with Grantor's successors with reference to this Deed of Trust and the Indebtedness by way of forbearance or extension without releasing Grantor from the obligations of this Deed of Trust or liability under the Indebtedness.

Time is of the Essence. Time is of the essence in the performance of this Deed of Trust.

Waive Jury. All parties to this Deed of Trust hereby waive the right to any jury trial in any action, proceeding, or counterclaim brought by any party against any other party.

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Waiver of Homestead Exemption. Grantor hereby releases and waives all rights and benefits of the homestead exemption laws of the State of Oregon as to all Indebtedness secured by this Deed of Trust.

Commercial Deed of Trust. Grantor agrees with Lender that this Deed of Trust is a commercial deed of trust and that Grantor will not change the use of the Property without Lender's prior written consent.

Definitions. The following capitalized words and terms shall have the following meanings when used in this Deed of Trust. Unless specifically stated to the contrary, all references to dollar amounts shall mean amounts in lawful money of the United States of America. Words and terms used in the singular shall include the plural, and the plural shall include the singular, as the context may require. Words and terms not otherwise defined in this Deed of Trust shall have the meanings attributed to such terms in the Uniform Commercial Code:

Beneficiary. The word "Beneficiary" means BANK OF EASTERN OREGON, and its successors and assigns.

Borrower. The word "Borrower" means SCOTT J. MADISON and MARY M. MADISON and includes all co-signers and co-makers signing the Note.

Deed of Trust. The words "Deed of Trust" mean this Line of Credit Instrument among Grantor, Lender, and Trustee, and includes without limitation all assignment and security interest provisions relating to the Personal Property and Rents.

Default. The word "Default" means the Default set forth in this Deed of Trust in the section titled "Default".

Environmental Laws. The words "Environmental Laws" mean any and all state, federal and local statutes, regulations and ordinances relating to the protection of human health or the environment, including without limitation the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended, 42 U.S.C. Section 9601, et seq. ("CERCLA"), the Superfund Amendments and Reauthorization Act of 1986, Pub. L. No. 99-499 ("SARA"), the Hazardous Materials Transportation Act, 49 U.S.C. Section 1801, et seq., the Resource Conservation and Recovery Act, 42 U.S.C. Section 6901, et seq., or other applicable state or federal laws, rules, or regulations adopted pursuant thereto or intended to protect human health or the environment.

Event of Default. The words "Event of Default" mean any of the events of default set forth in this Deed of Trust in the events of default section of this Deed of Trust.

Grantor. The word "Grantor" means SCOTT J. MADISON and MARY M. MADISON.

Guaranty. The word "Guaranty" means the guaranty from guarantor, endorser, surety, or accommodation party to Lender, including without limitation a guaranty of all or part of the Note.

Hazardous Substances. The words "Hazardous Substances" mean materials that, because of their quantity, concentration or physical, chemical or infectious characteristics, may cause or pose a present or potential hazard to human health or the environment when improperly used, treated, stored, disposed of, generated, manufactured, transported or otherwise handled. The words "Hazardous Substances" are used in their very broadest sense and include without limitation any and all hazardous or toxic substances, materials or waste as defined by or listed under the Environmental Laws. The term "Hazardous Substances" also includes, without limitation, petroleum, including crude oil and any fraction thereof and asbestos.

Improvements. The word "Improvements" means all existing and future improvements, buildings, structures, mobile homes affixed on the Real Property, facilities, additions, replacements and other construction on the Real Property.

Indebtedness. The word "Indebtedness" means all principal, interest, and other amounts, costs and expenses payable under the Note or Related Documents, together with all renewals of, extensions of, modifications of, consolidations of and substitutions for the Note or Related Documents and any amounts expended or advanced by Lender to discharge Grantor's obligations or expenses incurred by Trustee or Lender to enforce Grantor's obligations under this Deed of Trust, together with interest on such amounts as provided in this Deed of Trust.

Lender. The word "Lender" means BANK OF EASTERN OREGON, its successors and assigns.

Note. The word "Note" means the promissory note dated September 26, 2003, **in the original principal amount of $600,000.00** from Grantor to Lender, together with all renewals of, extensions of, modifications of, refinancings of, consolidations of, and substitutions for the promissory note or agreement. The maturity date of the Note is April 1, 2004.

Personal Property. The words "Personal Property" mean all equipment, fixtures, and other articles of personal property now or hereafter owned by Grantor, and now or hereafter attached or affixed to the Real Property; together with all accessions, parts, and additions to, all replacements of, and all substitutions for, any of such property; and together with all proceeds (including without limitation all insurance proceeds and refunds of premiums) from any sale or other disposition of the Property.

Property. The word "Property" means collectively the Real Property and the Personal Property.

Real Property. The words "Real Property" mean the real property, interests and rights, as further described in this Deed of Trust.

Related Documents. The words "Related Documents" mean all promissory notes, credit agreements, loan agreements, environmental agreements, guaranties, security agreements, mortgages, deeds of trust, security deeds, collateral mortgages, and all other instruments, agreements and documents, whether now or hereafter existing, executed in connection with the Indebtedness.

Rents. The word "Rents" means all present and future rents, revenues, income, issues, royalties, profits, and other benefits derived from the Property.

Trustee. The word "Trustee" means PIONEER TITLE COMPANY, whose address is PO BOX 187, HERMISTON, OR 97838 and any substitute or successor trustees.

EACH GRANTOR ACKNOWLEDGES HAVING READ ALL THE PROVISIONS OF THIS DEED OF TRUST, AND EACH GRANTOR AGREES TO ITS TERMS.

GRANTOR:

X _____
SCOTT J. MADISON

X _____
MARY M. MADISON

INDIVIDUAL ACKNOWLEDGMENT

STATE OF Oregon)
) SS
COUNTY OF Morrow)

OFFICIAL SEAL
DINA RUIZ
NOTARY PUBLIC-OREGON
COMMISSION NO. 358078
MY COMMISSION EXPIRES MAY 23, 2006

On this day before me, the undersigned Notary Public, personally appeared **SCOTT J. MADISON and MARY M. MADISON**, to me known to be the individuals described in and who executed the Deed of Trust, and acknowledged that they signed the Deed of Trust as their free and voluntary act and deed, for the uses and purposes therein mentioned.

Given under my hand and official seal this 26th day of September, 2003.

By Dina Ruiz Residing at Ione Oregon

Notary Public in and for the State of Oregon My commission expires May 23, 2006

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REQUEST FOR FULL RECONVEYANCE

(To be used only when obligations have been paid in full)

To: _____, Trustee

The undersigned is the legal owner and holder of all indebtedness secured by this Deed of Trust. All sums secured by this Deed of Trust have been fully paid and satisfied. You are hereby directed, upon payment to you of any sums owing to you under the terms of this Deed of Trust or pursuant to any applicable statute, to cancel the Note secured by this Deed of Trust (which is delivered to you together with this Deed of Trust), and to reconvey, without warranty, to the parties designated by the terms of this Deed of Trust, the estate now held by you under this Deed of Trust. Please mail the reconveyance and Related Documents to:

_____.

Date: _____ Beneficiary: _____

By: _____

Its: _____

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2003-4490288 1 of 7

RECORDATION REQUESTED BY:
BANK OF EASTERN OREGON
HEPPNER BRANCH
279 N MAIN
P O BOX 39
HEPPNER, OR 97836

WHEN RECORDED MAIL TO:
BANK OF EASTERN OREGON
HEPPNER BRANCH
279 N MAIN
P O BOX 39
HEPPNER, OR 97836

SEND TAX NOTICES TO:
NELLIE MADISON
75512 HIGHWAY 207
ECHO, OR 97826

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UMATILLA COUNTY RECORDS

State of Oregon)
)
County of Umatilla)

This instrument was received and recorded on

10-06-03 at 3:00

in the record of instrument code type TD

Instrument Number 2003-4490288
Fee 56.00

Office of County Records

Records Officer

SPACE ABOVE THI

LINE OF CREDIT INSTRUMENT

LINE OF CREDIT DEED OF TRUST. (A) This Deed of Trust is a LINE OF CREDIT INSTRUMENT. (B) The maximum principal amount to be advanced pursuant to the Note is $600,000. (C) The term of the Note commences on the date of this Deed of Trust and ends on April 1, 2004.

THIS DEED OF TRUST is dated September 26, 2003, among NELLIE MADISON as to an undivided 1/2 interest. ("Grantor"); BANK OF EASTERN OREGON, whose address is HEPPNER BRANCH, 279 N MAIN, P O BOX 39, HEPPNER, OR 97836 (referred to below sometimes as "Lender" and sometimes as "Beneficiary"); and PIONEER TITLE COMPANY, whose address is PO BOX 187, HERMISTON, OR 97838 (referred to below as "Trustee").

Conveyance and Grant. For valuable consideration, represented in the Note dated September 26, 2003, in the original principal amount of $600,000.00, from Borrower to Lender, Grantor conveys to Trustee for the benefit of Lender as Beneficiary all of Grantor's right, title, and interest in and to the following described real property, together with all existing or subsequently erected or affixed buildings, improvements and fixtures; all easements, rights of way, and appurtenances; all water, water rights and ditch rights (including stock in utilities with ditch or irrigation rights); and all other rights, royalties, and profits relating to the real property, including without limitation all minerals, oil, gas, geothermal and similar matters, (the "Real Property") located in UMATILLA County, State of Oregon:

ALL THAT PORTION OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 20, TOWNSHIP 3 NORTH, RANGE 28, E.W.M., LYING WESTERLY OF STATE HIGHWAY NO. 207; 6600

THAT PORTION OF THE SOUTH HALF OF SECTION 19, TOWNSHIP 3 NORTH, RANGE 28, E.W.M., DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF THE SOUTHEAST QUARTER OF SECTION SAID SECTION 19; THENCE SOUTH ALONG THE EAST LINE OF SAID SOUTHEAST QUARTER 1300 FEET, MORE OR LESS TO A POINT ON THE WEST RIGHT OF WAY LINE OF STATE HIGHWAY NO. 207; THENCE SOUTHWESTERLY ALONG SAID RIGHT OF WAY LINE 1400 FEET MORE OR LESS TO THE SOUTH LINE OF SAID SECTION 19; THENCE WEST ALONG SAID SOUTH LINE 2200 FEET, MORE OR LESS TO THE SOUTH QUARTER CORNER OF SAID SECTION 19; THENCE NORTH ALONG THE NORTH-SOUTH CENTERLINE OF SAID SECTION 19, A DISTANCE OF 470 FEET; THENCE DUE WEST, 1550 FEET TO THE CENTERLINE OF BUTTER CREEK; THENCE NORTHEASTERLY ALONG SAID CENTERLINE, 2400 FEET MORE OR LESS TO A POINT ON THE EAST-WEST CENTERLINE OF SAID SECTION 19; THENCE EAST ALONG SAID EAST-WEST CENTERLINE 3440 FEET, MORE OR LESS TO THE POINT OF BEGINNING; 6500

THAT PORTION OF THE NORTHEAST QUARTER OF SECTION 30, TOWNSHIP 3 NORTH, RANGE 28, E.W.M., BEING DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 30; THENCE SOUTH ALONG THE WEST LINE OF SAID SOUTHWEST QUARTER 700.13 FEET TO A 5/8" REBAR; THENCE SOUTH 88° 20' 24" EAST 944.00 FEET TO A 5/8" REBAR; THENCE SOUTH 15° 41' 49" WEST 183.25 FEET TO THE NORTHEAST CORNER OF A LARGE TRUCK SCALE PLATFORM; THENCE CONTINUING SOUTH 15° 41' 49" WEST ALONG THE EAST EDGE OF SAID PLATFORM AND SAID EAST EDGE PROJECTED, 237.88 FEET TO A 5/8" REBAR; THENCE SOUTH 78° 29' 46" EAST 383.60 FEET TO A FENCE CORNER LYING ON THE WESTERLY RIGHT OF WAY LINE OF STATE HIGHWAY NO. 207 AT ENGINEERS STATION 344+58.55; THENCE NORTHEASTERLY ALONG SAID WESTERLY RIGHT OF WAY LINE, 2689 FEET, MORE OR LESS TO A POINT ON THE NORTH LINE OF SAID SECTION 30; THENCE WEST 2200 FEET MORE OR LESS TO THE NORTH QUARTER CORNER OF SAID SECTION 30; THENCE SOUTH 1320 FEET, MORE OR LESS TO THE POINT OF BEGINNING; 320

ALL BEING EAST OF THE WILLAMETTE MERIDIAN, COUNTY OF UMATILLA, STATE OF OREGON;

The Real Property or its address is commonly known as HIGHWAY 207 & ECHO JUNCTION, ECHO, OR 97826.

Grantor presently assigns to Lender (also known as Beneficiary in this Deed of Trust) all of Grantor's right, title, and interest in and to all present and future leases of the Property and all Rents from the Property. In addition, Grantor grants to Lender a Uniform Commercial Code security interest in the Personal Property and Rents.

THIS DEED OF TRUST, INCLUDING THE ASSIGNMENT OF RENTS AND THE SECURITY INTEREST IN THE RENTS AND PERSONAL PROPERTY, IS GIVEN TO SECURE (1) PAYMENT OF THE INDEBTEDNESS AND (2) PERFORMANCE OF ANY AND ALL OBLIGATIONS UNDER THE NOTE, THE RELATED DOCUMENTS, AND THIS DEED OF TRUST. THIS DEED OF TRUST IS GIVEN AND ACCEPTED ON THE FOLLOWING TERMS:

Grantor's Representations and Warranties. Grantor warrants that: (a) this Deed of Trust is executed at Borrower's request and not at the request of Lender; (b) Grantor has the full power, right, and authority to enter into this Deed of Trust and to hypothecate the Property; (c) the provisions of this Deed of Trust do not conflict with, or result in a default under any agreement or other instrument binding upon Grantor and do not result in a violation of any law, regulation, court decree or order applicable to Grantor; (d) Grantor has established adequate means of obtaining from Borrower on a continuing basis information about Borrower's financial condition; and (e) Lender has made no representation to

Specific Language Pioneer Title Company

PIONEER TITLE CO. VLK
126 SE Court, Pend. OR, 97801

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Grantor about Borrower (including without limitation the creditworthiness of Borrower).

Grantor's Waivers. Grantor waives all rights or defenses arising by reason of any "one action" or "anti-deficiency" law, or any other law which may prevent Lender from bringing any action against Grantor, including a claim for deficiency to the extent Lender is otherwise entitled to a claim for deficiency, before or after Lender's commencement or completion of any foreclosure action, either judicially or by exercise of a power of sale.

Payment and Performance. Except as otherwise provided in this Deed of Trust, Borrower shall pay to Lender all Indebtedness secured by this Deed of Trust as it becomes due, and Borrower and Grantor shall strictly perform all their respective obligations under the Note, this Deed of Trust, and the Related Documents.

Possession and Maintenance of the Property. Borrower and Grantor agree that Borrower's and Grantor's possession and use of the Property shall be governed by the following provisions:

Possession and Use. Until the occurrence of an Event of Default, Grantor may (a) remain in possession and control of the Property; (b) use, operate or manage the Property; and (c) collect the Rents from the Property. The following provisions relate to the use of the Property or to other limitations on the Property. 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.

Duty to Maintain. Grantor shall maintain the Property in tenantable condition and promptly perform all repairs, replacements, and maintenance necessary to preserve its value.

Compliance With Environmental Laws. Grantor represents and warrants to Lender that: (a) During the period of Grantor's ownership of the Property, there has been no use, generation, manufacture, storage, treatment, disposal, release or threatened release of any Hazardous Substance by any person on, under, about or from the Property; (b) Grantor has no knowledge of, or reason to believe that there has been, except as previously disclosed to and acknowledged by Lender in writing, (i) any breach or violation of any Environmental Laws, (ii) any use, generation, manufacture, storage, treatment, disposal, release or threatened release of any Hazardous Substance on, under, about or from the Property by any prior owners or occupants of the Property, or (iii) any actual or threatened litigation or claims of any kind by any person relating to such matters; and (c) Except as previously disclosed to and acknowledged by Lender in writing, (i) neither Grantor nor any tenant, contractor, agent or other authorized user of the Property shall use, generate, manufacture, store, treat, dispose of or release any Hazardous Substance on, under, about or from the Property; and (ii) any such activity shall be conducted in compliance with all applicable federal, state, and local laws, regulations and ordinances, including without limitation all Environmental Laws. Grantor authorizes Lender and its agents to enter upon the Property to make such inspections and tests, at Grantor's expense, as Lender may deem appropriate to determine compliance of the Property with this section of the Deed of Trust. Any inspections or tests made by Lender shall be for Lender's purposes only and shall not be construed to create any responsibility or liability on the part of Lender to Grantor or to any other person. The representations and warranties contained herein are based on Grantor's due diligence in investigating the Property for Hazardous Substances. Grantor hereby (a) releases and waives any future claims against Lender for indemnity or contribution in the event Grantor becomes liable for cleanup or other costs under any such laws; and (b) agrees to indemnify and hold harmless Lender against any and all claims, losses, liabilities, damages, penalties, and expenses which Lender may directly or indirectly sustain or suffer resulting from a breach of this section of the Deed of Trust or as a consequence of any use, generation, manufacture, storage, disposal, release or threatened release occurring prior to Grantor's ownership or interest in the Property, whether or not the same was or should have been known to Grantor. The provisions of this section of the Deed of Trust, including the obligation to indemnify, shall survive the payment of the Indebtedness and the satisfaction and reconveyance of the lien of this Deed of Trust and shall not be affected by Lender's acquisition of any interest in the Property, whether by foreclosure or otherwise.

Nuisance, Waste. Grantor shall not cause, conduct or permit any nuisance nor commit, permit, or suffer any stripping of or waste on or to the Property or any portion of the Property. Without limiting the generality of the foregoing, Grantor will not remove, or grant to any other party the right to remove, any timber, minerals (including oil and gas), coal, clay, scoria, soil, gravel or rock products without Lender's prior written consent.

Removal of Improvements. Grantor shall not demolish or remove any Improvements from the Real Property without Lender's prior written consent. As a condition to the removal of any Improvements, Lender may require Grantor to make arrangements satisfactory to Lender to replace such Improvements with Improvements of at least equal value.

Lender's Right to Enter. Lender and Lender's agents and representatives may enter upon the Real Property at all reasonable times to attend to Lender's interests and to inspect the Real Property for purposes of Grantor's compliance with the terms and conditions of this Deed of Trust.

Compliance with Governmental Requirements. Grantor shall promptly comply with all laws, ordinances, and regulations, now or hereafter in effect, of all governmental authorities applicable to the use or occupancy of the Property, including without limitation, the Americans With Disabilities Act. Grantor may contest in good faith any such law, ordinance, or regulation and withhold compliance during any proceeding, including appropriate appeals, so long as Grantor has notified Lender in writing prior to doing so and so long as, in Lender's sole opinion, Lender's interests in the Property are not jeopardized. Lender may require Grantor to post adequate security or a surety bond, reasonably satisfactory to Lender, to protect Lender's interest.

Duty to Protect. Grantor agrees neither to abandon or leave unattended the Property. Grantor shall do all other acts, in addition to those acts set forth above in this section, which from the character and use of the Property are reasonably necessary to protect and preserve the Property.

Taxes and Liens. The following provisions relating to the taxes and liens on the Property are part of this Deed of Trust:

Payment. Grantor shall pay when due (and in all events prior to delinquency) all taxes, special taxes, assessments, charges (including water and sewer), fines and impositions levied against or on account of the Property, and shall pay when due all claims for work done on or for services rendered or material furnished to the Property. Grantor shall maintain the Property free of all liens having priority over or equal to the interest of Lender under this Deed of Trust, except for the lien of taxes and assessments not due and except as otherwise provided in this Deed of Trust.

Right to Contest. Grantor may withhold payment of any tax, assessment, or claim in connection with a good faith dispute over the obligation to pay, so long as Lender's interest in the Property is not jeopardized. If a lien arises or is filed as a result of nonpayment, Grantor shall within fifteen (15) days after the lien arises or, if a lien is filed, within fifteen (15) days after Grantor has notice of the filing, secure the discharge of the lien, or if requested by Lender, deposit with Lender cash or a sufficient corporate surety bond or other security satisfactory to Lender in an amount sufficient to discharge the lien plus any costs and attorneys' fees, or other charges that could accrue as a result of a foreclosure or sale under the lien. In any contest, Grantor shall defend itself and Lender and shall satisfy any adverse judgment before enforcement against the Property. Grantor shall name Lender as an additional obligee under any surety bond furnished in the contest proceedings.

Evidence of Payment. Grantor shall upon demand furnish to Lender satisfactory evidence of payment of the taxes or assessments and shall authorize the appropriate governmental official to deliver to Lender at any time a written statement of the taxes and assessments against the Property.

Notice of Construction. Grantor shall notify Lender at least fifteen (15) days before any work is commenced, any services are furnished, or any materials are supplied to the Property, if any mechanic's lien, materialmen's lien, or other lien could be asserted on account of the work, services, or materials. Grantor will upon request of Lender furnish to Lender advance assurances satisfactory to Lender that Grantor can and will pay the cost of such improvements.

Property Damage Insurance. The following provisions relating to insuring the Property are a part of this Deed of Trust.

Maintenance of Insurance. Grantor shall procure and maintain policies of fire insurance with standard extended coverage endorsements on a replacement basis for the full insurable value covering all Improvements on the Real Property in an amount sufficient to avoid application of any coinsurance clause, and with a standard mortgagee clause in favor of Lender. Grantor shall also procure and maintain comprehensive general liability insurance in such coverage amounts as Lender may request with Trustee and Lender being named as additional insureds in such liability insurance policies. Additionally, Grantor shall maintain such other insurance, including but not limited to hazard, business interruption, and boiler insurance, as Lender may reasonably require. Policies shall be written in form, amounts, coverages and basis reasonably acceptable to Lender and issued by a company or companies reasonably acceptable to Lender. Grantor, upon request of Lender, will deliver to Lender from time to time the policies or certificates of insurance in form satisfactory to Lender, including stipulations that coverages will not be cancelled or diminished without at least ten (10) days prior written notice to Lender. Each insurance policy also shall

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include an endorsement providing that coverage in favor of Lender will not be impaired in any way by any act, omission or default of Grantor or any other person. Should the Real Property be located in an area designated by the Director of the Federal Emergency Management Agency as a special flood hazard area, Grantor agrees to obtain and maintain Federal Flood Insurance, if available, within 45 days after notice is given by Lender that the Property is located in a special flood hazard area, for the full unpaid principal balance of the loan and any prior liens on the property securing the loan, up to the maximum policy limits set under the National Flood Insurance Program, or as otherwise required by Lender, and to maintain such insurance for the term of the loan.

Application of Proceeds. Grantor shall promptly notify Lender of any loss or damage to the Property. Lender may make proof of loss if Grantor fails to do so within fifteen (15) days of the casualty. Whether or not Lender's security is impaired, Lender may, at Lender's election, receive and retain the proceeds of any insurance and apply the proceeds to the reduction of the Indebtedness, payment of any lien affecting the Property, or the restoration and repair of the Property. If Lender elects to apply the proceeds to restoration and repair, Grantor shall repair or replace the damaged or destroyed Improvements in a manner satisfactory to Lender. Lender shall, upon satisfactory proof of such expenditure, pay or reimburse Grantor from the proceeds for the reasonable cost of repair or restoration if Grantor is not in default under this Deed of Trust. Any proceeds which have not been disbursed within 180 days after their receipt and which Lender has not committed to the repair or restoration of the Property shall be used first to pay any amount owing to Lender under this Deed of Trust, then to pay accrued interest, and the remainder, if any, shall be applied to the principal balance of the Indebtedness. If Lender holds any proceeds after payment in full of the Indebtedness, such proceeds shall be paid to Grantor as Grantor's interests may appear.

Grantor's Report on Insurance. Upon request of Lender, however not more than once a year, Grantor shall furnish to Lender a report on each existing policy of insurance showing: (a) the name of the insurer; (b) the risks insured; (c) the amount of the policy; (d) the property insured, the then current replacement value of such property, and the manner of determining that value; and (e) the expiration date of the policy. Grantor shall, upon request of Lender, have an independent appraiser satisfactory to Lender determine the cash value replacement cost of the Property.

Lender's Expenditures. If any action or proceeding is commenced that would materially affect Lender's interest in the Property or if Grantor fails to comply with any provision of this Deed of Trust or any Related Documents, including but not limited to Grantor's failure to discharge or pay when due any amounts Grantor is required to discharge or pay under this Deed of Trust or any Related Documents, Lender on Grantor's behalf may (but shall not be obligated to) take any action that Lender deems appropriate, including but not limited to discharging or paying all taxes, liens, security interests, encumbrances and other claims, at any time levied or placed on the Property and paying all costs for insuring, maintaining and preserving the Property. All such expenditures incurred or paid by Lender for such purposes will then bear interest at the rate charged under the Note from the date incurred or paid by Lender to the date of repayment by Grantor. All such expenses will become a part of the Indebtedness and, at Lender's option, will (1) be payable on demand; (2) be added to the balance of the Note and be apportioned among and be payable with any installment payments to become due during either (a) the term of any applicable insurance policy; or (b) the remaining term of the Note; or (3) be treated as a balloon payment which will be due and payable at the Note's maturity. The Deed of Trust also will secure payment of these amounts. Such right shall be in addition to all other rights and remedies to which Lender may be entitled upon Default.

Warranty; Defense of Title. The following provisions relating to ownership of the Property are a part of this Deed of Trust:

Title. Grantor warrants that: (a) Grantor holds good and marketable title of record to the Property in fee simple, free and clear of all liens and encumbrances other than those set forth in the Real Property description or in any title insurance policy, title report, or final title opinion issued in favor of, and accepted by, Lender in connection with this Deed of Trust, and (b) Grantor has the full right, power, and authority to execute and deliver this Deed of Trust to Lender.

Defense of Title. Subject to the exception in the paragraph above, Grantor warrants and will forever defend the title to the Property against the lawful claims of all persons. In the event any action or proceeding is commenced that questions Grantor's title or the interest of Trustee or Lender under this Deed of Trust, Grantor shall defend the action at Grantor's expense. Grantor may be the nominal party in such proceeding, but Lender shall be entitled to participate in the proceeding and to be represented in the proceeding by counsel of Lender's own choice, and Grantor will deliver, or cause to be delivered, to Lender such instruments as Lender may request from time to time to permit such participation.

Compliance With Laws. Grantor warrants that the Property and Grantor's use of the Property complies with all existing applicable laws, ordinances, and regulations of governmental authorities.

Survival of Representations and Warranties. All representations, warranties, and agreements made by Grantor in this Deed of Trust shall survive the execution and delivery of this Deed of Trust, shall be continuing in nature, and shall remain in full force and effect until such time as Borrower's Indebtedness shall be paid in full.

Condemnation. The following provisions relating to condemnation proceedings are a part of this Deed of Trust:

Proceedings. If any proceeding in condemnation is filed, Grantor shall promptly notify Lender in writing, and Grantor shall promptly take such steps as may be necessary to defend the action and obtain the award. Grantor may be the nominal party in such proceeding, but Lender shall be entitled to participate in the proceeding and to be represented in the proceeding by counsel of its own choice, and Grantor will deliver or cause to be delivered to Lender such instruments and documentation as may be requested by Lender from time to time to permit such participation.

Application of Net Proceeds. If all or any part of the Property is condemned by eminent domain proceedings or by any proceeding or purchase in lieu of condemnation, Lender may at its election require that all or any portion of the net proceeds of the award be applied to the Indebtedness or the repair or restoration of the Property. The net proceeds of the award shall mean the award after payment of all reasonable costs, expenses, and attorneys' fees incurred by Trustee or Lender in connection with the condemnation.

Imposition of Taxes, Fees and Charges By Governmental Authorities. The following provisions relating to governmental taxes, fees and charges are a part of this Deed of Trust:

Current Taxes, Fees and Charges. Upon request by Lender, Grantor shall execute such documents in addition to this Deed of Trust and take whatever other action is requested by Lender to perfect and continue Lender's lien on the Real Property. Grantor shall reimburse Lender for all taxes, as described below, together with all expenses incurred in recording, perfecting or continuing this Deed of Trust, including without limitation all taxes, fees, documentary stamps, and other charges for recording or registering this Deed of Trust.

Taxes. The following shall constitute taxes to which this section applies: (a) a specific tax upon this type of Deed of Trust or upon all or any part of the Indebtedness secured by this Deed of Trust; (b) a specific tax on Borrower which Borrower is authorized or required to deduct from payments on the Indebtedness secured by this type of Deed of Trust; (c) a tax on this type of Deed of Trust chargeable against the Lender or the holder of the Note; and (d) a specific tax on all or any portion of the Indebtedness or on payments of principal and interest made by Borrower.

Subsequent Taxes. If any tax to which this section applies is enacted subsequent to the date of this Deed of Trust, this event shall have the same effect as an Event of Default, and Lender may exercise any or all of its available remedies for an Event of Default as provided below unless Grantor either (a) pays the tax before it becomes delinquent, or (b) contests the tax as provided above in the Taxes and Liens section and deposits with Lender cash or a sufficient corporate surety bond or other security satisfactory to Lender.

Security Agreement; Financing Statements. The following provisions relating to this Deed of Trust as a security agreement are a part of this Deed of Trust:

Security Agreement. This instrument shall constitute a Security Agreement to the extent any of the Property constitutes fixtures, and Lender shall have all of the rights of a secured party under the Uniform Commercial Code as amended from time to time.

Security Interest. Upon request by Lender, Grantor shall execute financing statements and take whatever other action is requested by Lender to perfect and continue Lender's security interest in the Rents and Personal Property. In addition to recording this Deed of Trust in the real property records, Lender may, at any time and without further authorization from Grantor, file executed counterparts, copies or reproductions of this Deed of Trust as a financing statement. Grantor shall reimburse Lender for all expenses incurred in perfecting or continuing this security interest. Upon default, Grantor shall not remove, sever or detach the Personal Property from the Property. Upon default, Grantor shall assemble any Personal Property not affixed to the Property in a manner and at a place reasonably convenient to Grantor and Lender and make it available to Lender within three (3) days after receipt of written demand from Lender to the extent permitted by applicable law.

Addresses. The mailing addresses of Grantor (debtor) and Lender (secured party) from which information concerning the security interest granted by this Deed of Trust may be obtained (each as required by the Uniform Commercial Code) are as stated on the first page of this Deed of Trust.

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Further Assurances; Attorney-in-Fact. The following provisions relating to further assurances and attorney-in-fact are a part of this Deed of Trust:

Further Assurances. At any time, and from time to time, upon request of Lender, Grantor will make, execute and deliver, or will cause to be made, executed or delivered, to Lender or to Lender's designee, and when requested by Lender, cause to be filed, recorded, refiled, or rerecorded, as the case may be, at such times and in such offices and places as Lender may deem appropriate, any and all such mortgages, deeds of trust, security deeds, security agreements, financing statements, continuation statements, instruments of further assurance, certificates, and other documents as may, in the sole opinion of Lender, be necessary or desirable in order to effectuate, complete, perfect, continue, or preserve (a) Borrower's and Grantor's obligations under the Note, this Deed of Trust, and the Related Documents, and (b) the liens and security interests created by this Deed of Trust as first and prior liens on the Property, whether now owned or hereafter acquired by Grantor. Unless prohibited by law or Lender agrees to the contrary in writing, Grantor shall reimburse Lender for all costs and expenses incurred in connection with the matters referred to in this paragraph.

Attorney-in-Fact. If Grantor fails to do any of the things referred to in the preceding paragraph, Lender may do so for and in the name of Grantor and at Grantor's expense. For such purposes, Grantor hereby irrevocably appoints Lender as Grantor's attorney-in-fact for the purpose of making, executing, delivering, filing, recording, and doing all other things as may be necessary or desirable, in Lender's sole opinion, to accomplish the matters referred to in the preceding paragraph.

Full Performance. If Borrower pays all the Indebtedness when due, and otherwise performs all the obligations imposed upon Grantor under this Deed of Trust, Lender shall execute and deliver to Trustee a request for full reconveyance and shall execute and deliver to Grantor suitable statements of termination of any financing statement on file evidencing Lender's security interest in the Rents and the Personal Property. Any reconveyance fee required by law shall be paid by Grantor, if permitted by applicable law.

Events of Default. Each of the following, at Lender's option, shall constitute an Event of Default under this Deed of Trust:

Payment Default. Borrower fails to make any payment when due under the Indebtedness.

Other Defaults. Borrower or Grantor fails to comply with or to perform any other term, obligation, covenant or condition contained in this Deed of Trust or in any of the Related Documents or to comply with or to perform any term, obligation, covenant or condition contained in any other agreement between Lender and Borrower or Grantor.

Compliance Default. Failure to comply with any other term, obligation, covenant or condition contained in this Deed of Trust, the Note or in any of the Related Documents. If such a failure is curable and if Borrower or Grantor has not been given a notice of a breach of the same provision of this Deed of Trust within the preceding twelve (12) months, it may be cured (and no Event of Default will have occurred) if Borrower or Grantor, after Lender sends written notice demanding cure of such failure: (a) cures the failure within fifteen (15) days; or (b) if the cure requires more than fifteen (15) days, immediately initiates steps sufficient to cure the failure and thereafter continues and completes all reasonable and necessary steps sufficient to produce compliance as soon as reasonably practical.

Default on Other Payments. Failure of Grantor within the time required by this Deed of Trust to make any payment for taxes or insurance, or any other payment necessary to prevent filing of or to effect discharge of any lien.

Default in Favor of Third Parties. Should Borrower or any Grantor default under any loan, extension of credit, security agreement, purchase or sales agreement, or any other agreement, in favor of any other creditor or person that may materially affect any of Grantor's property or Borrower's or any Grantor's ability to repay the Indebtedness or perform their respective obligations under this Deed of Trust or any of the Related Documents.

False Statements. Any warranty, representation or statement made or furnished to Lender by Borrower or Grantor or on Borrower's or Grantor's behalf under this Deed of Trust or the Related Documents is false or misleading in any material respect, either now or at the time made or furnished or becomes false or misleading at any time thereafter.

Defective Collateralization. This Deed of Trust or any of the Related Documents ceases to be in full force and effect (including failure of any collateral document to create a valid and perfected security interest or lien) at any time and for any reason.

Death or Insolvency. The death of Borrower or Grantor, the insolvency of Borrower or Grantor, the appointment of a receiver for any part of Borrower's or Grantor's property, any assignment for the benefit of creditors, any type of creditor workout, or the commencement of any proceeding under any bankruptcy or insolvency laws by or against Borrower or Grantor.

Creditor or Forfeiture Proceedings. Commencement of foreclosure or forfeiture proceedings, whether by judicial proceeding, self-help, repossession or any other method, by any creditor of Borrower or Grantor or by any governmental agency against any property securing the Indebtedness. This includes a garnishment of any of Borrower's or Grantor's accounts, including deposit accounts, with Lender. However, this Event of Default shall not apply if there is a good faith dispute by Borrower or Grantor as to the validity or reasonableness of the claim which is the basis of the creditor or forfeiture proceeding and if Borrower or Grantor gives Lender written notice of the creditor or forfeiture proceeding and deposits with Lender monies or a surety bond for the creditor or forfeiture proceeding, in an amount determined by Lender, in its sole discretion, as being an adequate reserve or bond for the dispute.

Breach of Other Agreement. Any breach by Borrower or Grantor under the terms of any other agreement between Borrower or Grantor and Lender that is not remedied within any grace period provided therein, including without limitation any agreement concerning any indebtedness or other obligation of Borrower or Grantor to Lender, whether existing now or later.

Events Affecting Guarantor. Any of the preceding events occurs with respect to any guarantor, endorser, surety, or accommodation party of any of the Indebtedness or any guarantor, endorser, surety, or accommodation party dies or becomes incompetent, or revokes or disputes the validity of, or liability under, any Guaranty of the Indebtedness. In the event of a death, Lender, at its option, may, but shall not be required to, permit the guarantor's estate to assume unconditionally the obligations arising under the guaranty in a manner satisfactory to Lender, and, in doing so, cure any Event of Default.

Adverse Change. A material adverse change occurs in Borrower's or Grantor's financial condition, or Lender believes the prospect of payment or performance of the Indebtedness is impaired.

Insecurity. Lender in good faith believes itself insecure.

Right to Cure. If such a failure is curable and if Borrower or Grantor has not been given a notice of a breach of the same provision of this Deed of Trust within the preceding twelve (12) months, it may be cured (and no Event of Default will have occurred) if Borrower or Grantor, after Lender sends written notice demanding cure of such failure: (a) cures the failure within fifteen (15) days; or (b) if the cure requires more than fifteen (15) days, immediately initiates steps sufficient to cure the failure and thereafter continues and completes all reasonable and necessary steps sufficient to produce compliance as soon as reasonably practical.

Rights and Remedies on Default. If an Event of Default occurs under this Deed of Trust, at any time thereafter, Trustee or Lender may exercise any one or more of the following rights and remedies:

Election of Remedies. Election by Lender to pursue any remedy shall not exclude pursuit of any other remedy, and an election to make expenditures or to take action to perform an obligation of Grantor under this Deed of Trust, after Grantor's failure to perform, shall not affect Lender's right to declare a default and exercise its remedies.

Accelerate Indebtedness. Lender shall have the right at its option without notice to Borrower or Grantor to declare the entire Indebtedness immediately due and payable, including any prepayment penalty which Borrower would be required to pay.

Foreclosure. With respect to all or any part of the Real Property, the Trustee shall have the right to foreclose by notice and sale, and Lender shall have the right to foreclose by judicial foreclosure, in either case in accordance with and to the full extent provided by applicable law. If this Deed of Trust is foreclosed by judicial foreclosure, Lender will be entitled to a judgment which will provide that if the foreclosure sale proceeds are insufficient to satisfy the judgment, execution may issue for the amount of the unpaid balance of the judgment.

UCC Remedies. With respect to all or any part of the Personal Property, Lender shall have all the rights and remedies of a secured party under the Uniform Commercial Code.

Collect Rents. Lender shall have the right, without notice to Borrower or Grantor to take possession of and manage the Property and collect the Rents, including amounts past due and unpaid, and apply the net proceeds, over and above Lender's costs, against the Indebtedness. In furtherance of this right, Lender may require any tenant or other user of the Property to make payments of rent or use fees directly to Lender. If the Rents are collected by Lender, then Grantor irrevocably designates Lender as Grantor's attorney-in-fact to endorse instruments received in payment thereof in the name of Grantor and to negotiate the same and collect the proceeds. Payments by tenants or other users to Lender in response to Lender's demand shall satisfy the obligations for which the payments are made, whether or not any

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proper grounds for the demand existed. Lender may exercise its rights under this subparagraph either in person, by agent, or through a receiver.

Appoint Receiver. Lender shall have the right to have a receiver appointed to take possession of all or any part of the Property, with the power to protect and preserve the Property, to operate the Property preceding foreclosure or sale, and to collect the Rents from the Property and apply the proceeds, over and above the cost of the receivership, against the Indebtedness. The receiver may serve without bond if permitted by law. Lender's right to the appointment of a receiver shall exist whether or not the apparent value of the Property exceeds the Indebtedness by a substantial amount. Employment by Lender shall not disqualify a person from serving as a receiver.

Tenancy at Sufferance. If Grantor remains in possession of the Property after the Property is sold as provided above or Lender otherwise becomes entitled to possession of the Property upon default of Grantor, Grantor shall become a tenant at sufferance of Lender or the purchaser of the Property and shall, at Lender's option, either (a) pay a reasonable rental for the use of the Property, or (b) vacate the Property immediately upon the demand of Lender.

Other Remedies. Trustee or Lender shall have any other right or remedy provided in this Deed of Trust or the Note or by law.

Notice of Sale. Lender shall give Grantor reasonable notice of the time and place of any public sale of the Personal Property or of the time after which any private sale or other intended disposition of the Personal Property is to be made. Reasonable notice shall mean notice given at least fifteen (15) days before the time of the sale or disposition. Any sale of the Personal Property may be made in conjunction with any sale of the Real Property.

Sale of the Property. To the extent permitted by applicable law, Borrower and Grantor hereby waives any and all rights to have the Property marshalled. In exercising its rights and remedies, the Trustee or Lender shall be free to sell all or any part of the Property together or separately, in one sale or by separate sales. Lender shall be entitled to bid at any public sale on all or any portion of the Property.

Attorneys' Fees; Expenses. If Lender institutes any suit or action to enforce any of the terms of this Deed of Trust, Lender shall be entitled to recover such sum as the court may adjudge reasonable as attorneys' fees at trial and upon any appeal. Whether or not any court action is involved, and to the extent not prohibited by law, all reasonable expenses Lender incurs that in Lender's opinion are necessary at any time for the protection of its interest or the enforcement of its rights shall become a part of the Indebtedness payable on demand and shall bear interest at the Note rate from the date of the expenditure until repaid. Expenses covered by this paragraph include, without limitation, however subject to any limits under applicable law, Lender's attorneys' fees and Lender's legal expenses, whether or not there is a lawsuit, including attorneys' fees and expenses for bankruptcy proceedings (including efforts to modify or vacate any automatic stay or injunction), appeals, and any anticipated post-judgment collection services, the cost of searching records, obtaining title reports (including foreclosure reports), surveyors' reports, and appraisal fees, title insurance, and fees for the Trustee, to the extent permitted by applicable law. Grantor also will pay any court costs, in addition to all other sums provided by law.

Rights of Trustee. Trustee shall have all of the rights and duties of Lender as set forth in this section.

Powers and Obligations of Trustee. The following provisions relating to the powers and obligations of Trustee are part of this Deed of Trust:

Powers of Trustee. In addition to all powers of Trustee arising as a matter of law, Trustee shall have the power to take the following actions with respect to the Property upon the written request of Lender and Grantor: (a) join in preparing and filing a map or plat of the Real Property, including the dedication of streets or other rights to the public; (b) join in granting any easement or creating any restriction on the Real Property; and (c) join in any subordination or other agreement affecting this Deed of Trust or the interest of Lender under this Deed of Trust.

Obligations to Notify. Trustee shall not be obligated to notify any other party of a pending sale under any other trust deed or lien, or of any action or proceeding in which Grantor, Lender, or Trustee shall be a party, unless the action or proceeding is brought by Trustee.

Trustee. Trustee shall meet all qualifications required for Trustee under applicable law. In addition to the rights and remedies set forth above, with respect to all or any part of the Property, the Trustee shall have the right to foreclose by notice and sale, and Lender shall have the right to foreclose by judicial foreclosure, in either case in accordance with and to the full extent provided by applicable law.

Successor Trustee. Lender, at Lender's option, may from time to time appoint a successor Trustee to any Trustee appointed under this Deed of Trust by an instrument executed and acknowledged by Lender and recorded in the office of the recorder of UMATILLA County, State of Oregon. The instrument shall contain, in addition to all other matters required by state law, the names of the original Lender, Trustee, and Grantor, the book and page where this Deed of Trust is recorded, and the name and address of the successor trustee, and the instrument shall be executed and acknowledged by Lender or its successors in interest. The successor trustee, without conveyance of the Property, shall succeed to all the title, power, and duties conferred upon the Trustee in this Deed of Trust and by applicable law. This procedure for substitution of Trustee shall govern to the exclusion of all other provisions for substitution.

Notices. Any notice required to be given under this Deed of Trust, including without limitation any notice of default and any notice of sale shall be given in writing, and shall be effective when actually delivered, when actually received by telefacsimile (unless otherwise required by law), when deposited with a nationally recognized overnight courier, or, if mailed, when deposited in the United States mail, as first class, certified or registered mail postage prepaid, directed to the addresses shown near the beginning of this Deed of Trust. All copies of notices of foreclosure from the holder of any lien which has priority over this Deed of Trust shall be sent to Lender's address, as shown near the beginning of this Deed of Trust. Any party may change its address for notices under this Deed of Trust by giving formal written notice to the other parties, specifying that the purpose of the notice is to change the party's address. For notice purposes, Grantor agrees to keep Lender informed at all times of Grantor's current address. Unless otherwise provided or required by law, if there is more than one Grantor, any notice given by Lender to any Grantor is deemed to be notice given to all Grantors.

Miscellaneous Provisions. The following miscellaneous provisions are a part of this Deed of Trust:

Amendments. This Deed of Trust, together with any Related Documents, constitutes the entire understanding and agreement of the parties as to the matters set forth in this Deed of Trust. No alteration of or amendment to this Deed of Trust shall be effective unless given in writing and signed by the party or parties sought to be charged or bound by the alteration or amendment.

Annual Reports. If the Property is used for purposes other than Grantor's residence, Grantor shall furnish to Lender, upon request, a certified statement of net operating income received from the Property during Grantor's previous fiscal year in such form and detail as Lender shall require. "Net operating income" shall mean all cash receipts from the Property less all cash expenditures made in connection with the operation of the Property.

Caption Headings. Caption headings in this Deed of Trust are for convenience purposes only and are not to be used to interpret or define the provisions of this Deed of Trust.

Merger. There shall be no merger of the interest or estate created by this Deed of Trust with any other interest or estate in the Property at any time held by or for the benefit of Lender in any capacity, without the written consent of Lender.

Governing Law. This Deed of Trust will be governed by, construed and enforced in accordance with federal law and the laws of the State of Oregon. This Deed of Trust has been accepted by Lender in the State of Oregon.

Joint and Several Liability. All obligations of Borrower and Grantor under this Deed of Trust shall be joint and several, and all references to Grantor shall mean each and every Grantor, and all references to Borrower shall mean each and every Borrower. This means that each Borrower and Grantor signing below is responsible for all obligations in this Deed of Trust.

No Waiver by Lender. Lender shall not be deemed to have waived any rights under this Deed of Trust unless such waiver is given in writing and signed by Lender. No delay or omission on the part of Lender in exercising any right shall operate as a waiver of such right or any other right. A waiver by Lender of a provision of this Deed of Trust shall not prejudice or constitute a waiver of Lender's right otherwise to demand strict compliance with that provision or any other provision of this Deed of Trust. No prior waiver by Lender, nor any course of dealing between Lender and Grantor, shall constitute a waiver of any of Lender's rights or of any of Grantor's obligations as to any future transactions. Whenever the consent of Lender is required under this Deed of Trust, the granting of such consent by Lender in any instance shall not constitute continuing consent to subsequent instances where such consent is required and in all cases such consent may be granted or withheld in the sole discretion of Lender.

Severability. If a court of competent jurisdiction finds any provision of this Deed of Trust to be illegal, invalid, or unenforceable as to any circumstance, that finding shall not make the offending provision illegal, invalid, or unenforceable as to any other circumstance. If feasible, the offending provision shall be considered modified so that it becomes legal, valid and enforceable. If the offending provision cannot be so modified, it shall be considered deleted from this Deed of Trust. Unless otherwise required by law, the illegality, invalidity, or unenforceability of any provision of this Deed of Trust shall not affect the legality, validity or enforceability of any other provision of this Deed of Trust.

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Successors and Assigns. Subject to any limitations stated in this Deed of Trust on transfer of Grantor's interest, this Deed of Trust shall be binding upon and inure to the benefit of the parties, their successors and assigns. If ownership of the Property becomes vested in a person other than Grantor, Lender, without notice to Grantor, may deal with Grantor's successors with reference to this Deed of Trust and the Indebtedness by way of forbearance or extension without releasing Grantor from the obligations of this Deed of Trust or liability under the Indebtedness.

Time is of the Essence. Time is of the essence in the performance of this Deed of Trust.

Waive Jury. All parties to this Deed of Trust hereby waive the right to any jury trial in any action, proceeding, or counterclaim brought by any party against any other party.

Waiver of Homestead Exemption. Grantor hereby releases and waives all rights and benefits of the homestead exemption laws of the State of Oregon as to all Indebtedness secured by this Deed of Trust.

Commercial Deed of Trust. Grantor agrees with Lender that this Deed of Trust is a commercial deed of trust and that Grantor will not change the use of the Property without Lender's prior written consent.

Definitions. The following capitalized words and terms shall have the following meanings when used in this Deed of Trust. Unless specifically stated to the contrary, all references to dollar amounts shall mean amounts in lawful money of the United States of America. Words and terms used in the singular shall include the plural, and the plural shall include the singular, as the context may require. Words and terms not otherwise defined in this Deed of Trust shall have the meanings attributed to such terms in the Uniform Commercial Code:

Beneficiary. The word "Beneficiary" means BANK OF EASTERN OREGON, and its successors and assigns.

Borrower. The word "Borrower" means SCOTT J. MADISON and MARY M. MADISON and includes all co-signers and co-makers signing the Note.

Deed of Trust. The words "Deed of Trust" mean this Line of Credit Instrument among Grantor, Lender, and Trustee, and includes without limitation all assignment and security interest provisions relating to the Personal Property and Rents.

Default. The word "Default" means the Default set forth in this Deed of Trust in the section titled "Default".

Environmental Laws. The words "Environmental Laws" mean any and all state, federal and local statutes, regulations and ordinances relating to the protection of human health or the environment, including without limitation the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended, 42 U.S.C. Section 9601, et seq. ("CERCLA"), the Superfund Amendments and Reauthorization Act of 1986, Pub. L. No. 99-499 ("SARA"), the Hazardous Materials Transportation Act, 49 U.S.C. Section 1801, et seq., the Resource Conservation and Recovery Act, 42 U.S.C. Section 6901, et seq., or other applicable state or federal laws, rules, or regulations adopted pursuant thereto or intended to protect human health or the environment.

Event of Default. The words "Event of Default" mean any of the events of default set forth in this Deed of Trust in the events of default section of this Deed of Trust.

Grantor. The word "Grantor" means NELLIE MADISON .

Guaranty. The word "Guaranty" means the guaranty from guarantor, endorser, surety, or accommodation party to Lender, including without limitation a guaranty of all or part of the Note.

Hazardous Substances. The words "Hazardous Substances" mean materials that, because of their quantity, concentration or physical, chemical or infectious characteristics, may cause or pose a present or potential hazard to human health or the environment when improperly used, treated, stored, disposed of, generated, manufactured, transported or otherwise handled. The words "Hazardous Substances" are used in their very broadest sense and include without limitation any and all hazardous or toxic substances, materials or waste as defined by or listed under the Environmental Laws. The term "Hazardous Substances" also includes, without limitation, petroleum, including crude oil and any fraction thereof and asbestos.

Improvements. The word "Improvements" means all existing and future improvements, buildings, structures, mobile homes affixed on the Real Property, facilities, additions, replacements and other construction on the Real Property.

Indebtedness. The word "Indebtedness" means all principal, interest, and other amounts, costs and expenses payable under the Note or Related Documents, together with all renewals of, extensions of, modifications of, consolidations of and substitutions for the Note or Related Documents and any amounts expended or advanced by Lender to discharge Grantor's obligations or expenses incurred by Trustee or Lender to enforce Grantor's obligations under this Deed of Trust, together with interest on such amounts as provided in this Deed of Trust.

Lender. The word "Lender" means BANK OF EASTERN OREGON, its successors and assigns.

Note. The word "Note" means the promissory note dated September 26, 2003, **in the original principal amount of $600,000.00** from Borrower to Lender, together with all renewals of, extensions of, modifications of, refinancings of, consolidations of, and substitutions for the promissory note or agreement. The maturity date of the Note is April 1, 2004.

Personal Property. The words "Personal Property" mean all equipment, fixtures, and other articles of personal property now or hereafter owned by Grantor, and now or hereafter attached or affixed to the Real Property; together with all accessions, parts, and additions to, all replacements of, and all substitutions for, any of such property; and together with all proceeds (including without limitation all insurance proceeds and refunds of premiums) from any sale or other disposition of the Property.

Property. The word "Property" means collectively the Real Property and the Personal Property.

Real Property. The words "Real Property" mean the real property, interests and rights, as further described in this Deed of Trust.

Related Documents. The words "Related Documents" mean all promissory notes, credit agreements, loan agreements, environmental agreements, guaranties, security agreements, mortgages, deeds of trust, security deeds, collateral mortgages, and all other instruments, agreements and documents, whether now or hereafter existing, executed in connection with the Indebtedness.

Rents. The word "Rents" means all present and future rents, revenues, income, issues, royalties, profits, and other benefits derived from the Property.

Trustee. The word "Trustee" means PIONEER TITLE COMPANY, whose address is PO BOX 187, HERMISTON, OR 97838 and any substitute or successor trustees.

GRANTOR ACKNOWLEDGES HAVING READ ALL THE PROVISIONS OF THIS DEED OF TRUST, AND GRANTOR AGREES TO ITS TERMS.

GRANTOR:

Nellie Madison

NELLIE MADISON

RECEIVED
FEB 14 2007
WATER RESOURCES DEPT
SALEM, OREGON

T 10320

INDIVIDUAL ACKNOWLEDGMENT

STATE OF Oregon)
) SS
COUNTY OF Morrow)

OFFICIAL SEAL
DINA RUIZ
NOTARY PUBLIC-OREGON
COMMISSION NO. 358078
MY COMMISSION EXPIRES MAY 23, 2006

On this day before me, the undersigned Notary Public, personally appeared NELLIE MADISON, to me known to be the individual described in and who executed the Deed of Trust, and acknowledged that he or she signed the Deed of Trust as his or her free and voluntary act and deed, for the uses and purposes therein mentioned.

Given under my hand and official seal this 26th day of September, 2003.

By Dina Ruiz Residing at Ione, Oregon

Notary Public in and for the State of Oregon My commission expires May 23, 2006

REQUEST FOR FULL RECONVEYANCE

(To be used only when obligations have been paid in full)

To: _____, Trustee

The undersigned is the legal owner and holder of all indebtedness secured by this Deed of Trust. All sums secured by this Deed of Trust have been fully paid and satisfied. You are hereby directed, upon payment to you of any sums owing to you under the terms of this Deed of Trust or pursuant to any applicable statute, to cancel the Note secured by this Deed of Trust (which is delivered to you together with this Deed of Trust), and to reconvey, without warranty, to the parties designated by the terms of this Deed of Trust, the estate now held by you under this Deed of Trust. Please mail the reconveyance and Related Documents to:

_____.

Date: _____ Beneficiary: _____

By: _____

Its: _____

LASER PRO Lending, Ver. 5.22.20.003 Copr. Harland Financial Solutions, Inc. 1997, 2003 All Rights Reserved - OR H:\WINCFI\CFILPL\G01.FC TR-2084 PR-HOMEVLOC

RECEIVED
FEB 14 2007
WATER RESOURCES DEPT
SALEM, OREGON

T 10320

2004 4600627

2004-4600627 1 of 2

RECORDATION REQUESTED BY:
BANK OF EASTERN OREGON
HEPPNER BRANCH
279 N MAIN
P O BOX 39
HEPPNER, OR 97836

WHEN RECORDED MAIL TO:
BANK OF EASTERN OREGON
HEPPNER BRANCH
279 N MAIN
P O BOX 39
HEPPNER, OR 97836

SEND TAX NOTICES TO:
SCOTT J. MADISON
MARY M. MADISON
75512 HIGHWAY 207
ECHO, OR 97826

RECEIVED
APR 20 2004
UMATILLA COUNTY
RECORDS

SPACE ABOVE THIS LINE IS FOR RECORDER'S USE ONLY

MODIFICATION OF DEED OF TRUST

THIS MODIFICATION OF DEED OF TRUST dated April 14, 2004, is made and executed between SCOTT MADISON and MARY MADISON, husband and wife as tenants by the entirety ("Grantor") and BANK OF EASTERN OREGON, HEPPNER BRANCH, 279 N MAIN, P O BOX 39, HEPPNER, OR 97836 ("Lender").

DEED OF TRUST. Lender and Grantor have entered into a Deed of Trust dated September 26, 2003 (the "Deed of Trust") which has been recorded in UMATILLA County, State of Oregon, as follows:

RECORDED IN UMATILLA COUNTY ON 10/06/03 IN DOC. #2003-4480287.

REAL PROPERTY DESCRIPTION. The Deed of Trust covers the following described real property located in UMATILLA County, State of Oregon:

TRACT I:

TOWNSHIP 3 NORTH, RANGE 28, E.W.M.

SECTION 19: SOUTHEAST QUARTER OF NORTHEAST QUARTER. NORTHEAST QUARTER OF SOUTHEAST QUARTER.

ALL BEING EAST OF THE WILLAMETTE MERIDIAN, UMATILLA COUNTY, OREGON.

TRACT II:

TOWNSHIP 3 NORTH, RANGE 28, E.W.M.

SECTION 18: SOUTHEAST QUARTER OF SOUTHWEST QUARTER. SOUTHWEST QUARTER OF SOUTHEAST QUARTER.

SECTION 19: EAST HALF OF NORTHWEST QUARTER. WEST HALF OF NORTHEAST QUARTER.

AN EASEMENT OVER AND ACROSS SOUTHEAST QUARTER OF SOUTHEAST QUARTER OF SECTION 18 AND SOUTHWEST QUARTER OF SECTION 17, DESCRIBED AS BEGINNING AT A POINT 525 FEET NORTH OF SOUTHWEST CORNER OF SOUTHEAST QUARTER OF SOUTHEAST QUARTER OF SAID SECTION 18; THENCE NORTH 20.00 FEET; THENCE EAST TO THE WESTERLY RIGHT OF WAY LINE OF BUTTERCREEK HIGHWAY NO. 207; THENCE SOUTH ALONG SAID WESTERLY RIGHT OF WAY LINE, 20.00 FEET; THENCE WEST TO THE POINT OF BEGINNING.

ALL BEING EAST OF THE WILLAMETTE MERIDIAN, UMATILLA COUNTY, OREGON.

TRACT III:

TOWNSHIP 3 NORTH, RANGE 28, E.W.M.

SECTION 17: ALL THAT PORTION OF THE SOUTHEAST QUARTER OF NORTHWEST QUARTER AND OF THE SOUTHWEST QUARTER LYING WESTERLY OF HIGHWAY NO. 207.

SECTION 18: SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER.

SECTION 19: EAST HALF OF THE NORTHEAST QUARTER.

SECTION 20: ALL THAT PORTION OF THE WEST HALF OF NORTHWEST QUARTER LYING WESTERLY OF HIGHWAY NO. 207;

ALL BEING EAST OF THE WILLAMETTE MERIDIAN, UMATILLA COUNTY, OREGON.

The Real Property or its address is commonly known as 75512 HIGHWAY 207, ECHO, OR 97826.

MODIFICATION. Lender and Grantor hereby modify the Deed of Trust as follows:

EXTEND MATURITY DATE FROM 04/01/04 TO 04/01/05.

CONTINUING VALIDITY. Except as expressly modified above, the terms of the original Deed of Trust shall remain unchanged and in full force and effect. Consent by Lender to this Modification does not waive Lender's right to require strict performance of the Deed of Trust as changed above nor obligate Lender to make any future modifications. Nothing in this Modification shall constitute a satisfaction of the promissory note or other credit agreement secured by the Deed of Trust (the "Note"). It is the intention of Lender to retain as liable all parties to the Deed of Trust and all parties, makers and endorsers to the Note, including accommodation parties, unless a party is expressly released by Lender in writing. Any maker or endorser, including accommodation makers, shall not be released by virtue of this Modification. If any person who signed the original Deed of Trust does not sign this Modification, then all persons signing below acknowledge that this Modification is given conditionally, based on the representation to Lender that the non-signing person consents to the changes and provisions of this Modification or otherwise will not be released by it. This waiver applies not only to any initial extension or modification, but also to all such subsequent actions.

GRANTOR ACKNOWLEDGES HAVING READ ALL THE PROVISIONS OF THIS MODIFICATION OF DEED OF TRUST AND GRANTOR AGREES TO ITS TERMS. THIS MODIFICATION OF DEED OF TRUST IS DATED APRIL 14, 2004.

GRANTOR:

x _____
SCOTT J. MADISON

x _____
MARY M. MADISON

LENDER:

BANK OF EASTERN OREGON

x _____
Authorized Officer

PIONEER TITLE CO.
126 SE Court, Pend. OR. 97801

(4)

APR 20 2004

RECEIVED
FEB 14 2007
WATER RESOURCES DEPT
SALEM, OREGON

T 10320

INDIVIDUAL ACKNOWLEDGMENT

STATE OF Oregon)
) SS
COUNTY OF Morrow)

OFFICIAL SEAL
FRANCES M BARNETT
NOTARY PUBLIC-OREGON
COMMISSION NO. 353759
MY COMMISSION EXPIRES MARCH 8, 2006

On this day before me, the undersigned Notary Public, personally appeared SCOTT J. MADISON and MARY M. MADISON, to me known to be the individuals described in and who executed the Modification of Deed of Trust, and acknowledged that they signed the Modification as their free and voluntary act and deed, for the uses and purposes therein mentioned.

Given under my hand and official seal this 14th day of April, 20 04.

By Frances M Barnett Residing at Ione

Notary Public in and for the State of Oregon My commission expires 3/8/06

LENDER ACKNOWLEDGMENT

STATE OF Oregon)
) SS
COUNTY OF Morrow)

OFFICIAL SEAL
FRANCES M BARNETT
NOTARY PUBLIC-OREGON
COMMISSION NO. 353759
MY COMMISSION EXPIRES MARCH 8, 2006

On this 14th day of April, 20 02, before me, the undersigned Notary Public, personally appeared _____ and known to me to be the _____ authorized agent for the Lender that executed the within and foregoing instrument and acknowledged said instrument to be the free and voluntary act and deed of the said Lender, duly authorized by the Lender through its board of directors or otherwise, for the uses and purposes therein mentioned, and on oath stated that he or she is authorized to execute this said instrument and that the seal affixed is the corporate seal of said Lender.

By Frances M Barnett Residing at Ione

Notary Public in and for the State of Oregon My commission expires 3/8/06

LaserPro, Ver. 5.30.00.001 Copr. Harland Financial Solutions, Inc. 1997, 2004 All Rights Reserved - OR H:\APPS\LPL\CFI\LPL\D202.FC TR-12002 PR-MODIFI(LN)

State of Oregon)
)
County of Umatilla)

This instrument was received and recorded on

04-20-04 at 11:00

in the record of instrument code type TD-MOD

Instrument Number 2004-4600627
Fee 31.00

Office of County Records

Jean Hampton
Records Officer

2004-4600627 2 of 2

RECEIVED
FEB 14 2007
WATER RESOURCES DEPT
SALEM, OREGON

T 10320

2005 4820540

2005-4820540 1 of 2

RECORDATION REQUESTED BY:
BANK OF EASTERN OREGON
HEPPNER BRANCH
279 N MAIN
P O BOX 39
HEPPNER, OR 97836

WHEN RECORDED MAIL TO:
BANK OF EASTERN OREGON
HEPPNER BRANCH
279 N MAIN
P O BOX 39
HEPPNER, OR 97836

SEND TAX NOTICES TO:
SCOTT J. MADISON
MARY M. MADISON
75512 HIGHWAY 207
ECHO, OR 97826

RECEIVED
MAY 25 2005
UMATILLA COUNTY RECORDS
449/287

State of Oregon)
)
County of Umatilla)

This instrument was received and recorded on

05-25-05 at 11:00

in the record of instrument code type TD-MOD

Instrument Number 2005-4820540
Fee 31.00

Office of County Records

Records Officer

SPACE ABOVE THIS

MODIFICATION OF DEED OF TRUST

THIS MODIFICATION OF DEED OF TRUST dated April 29, 2005, is made and executed between between SCOTT MADISON and MARY MADISON, husband and wife as tenants by the entirety ("Grantor") and BANK OF EASTERN OREGON, whose address is HEPPNER BRANCH, 279 N MAIN, P O BOX 39, HEPPNER, OR 97836 ("Lender").

DEED OF TRUST. Lender and Grantor have entered into a Deed of Trust dated September 26, 2003 (the "Deed of Trust") which has been recorded in UMATILLA County, State of Oregon, as follows:

REORDED IN UMATILLA COUNTY ON 10/06/03 IN DOC. #2003-4490287.

REAL PROPERTY DESCRIPTION. The Deed of Trust covers the following described real property located in UMATILLA County, State of Oregon:

TRACT I:

TOWNSHIP 3 NORTH, RANGE 28, E.W.M.

SECTION 18: SOUTHEAST QUARTER OF NORTHEAST QUARTER. NORTHEAST QUARTER OF SOUTHEAST QUARTER.

ALL BEING EAST OF THE WILLAMETTE MERIDIAN, UMATILLA COUNTY, OREGON.

TRACT II:

TOWNSHIP 3 NORTH, RANGE 28, E.W.M.

SECTION 18: SOUTHEAST QUARTER OF SOUTHWEST QUARTER. SOUTHWEST QUARTER OF SOUTHEAST QUARTER.

SECTION 19: EAST HALF OF NORTHWEST QUARTER. WEST HALF OF NORTHEAST QUARTER.

AN EASEMENT OVER AND ACROSS SOUTHEAST QUARTER OF SOUTHEAST QUARTER OF SECTION 18 AND SOUTHWEST QUARTER OF SECTION 17, DESCRIBED AS BEGINNING AT A POINT 525 FEET NORTH OF SOUTHWEST CORNER OF SOUTHEAST QUARTER OF SOUTHEAST QUARTER OF SAID SECTION 18; THENCE NORTH 20.00 FEET; THENCE EAST TO THE WESTERLY RIGHT OF WAY LINE OF BUTTERCREEK HIGHWAY NO. 207; THENCE SOUTH ALONG SAID WESTERLY RIGHT OF WAY LINE, 20.00 FEET; THENCE WEST TO THE POINT OF BEGINNING.

ALL BEING EAST OF THE WILLAMETTE MERIDIAN, UMATILLA COUNTY, OREGON.

TRACT III:

TOWNSHIP 3 NORTH, RANGE 28, E.W.M.

SECTION 17: ALL THAT PORTION OF THE SOUTHEAST QUARTER OF NORTHWEST QUARTER AND OF THE SOUTHWEST QUARTER LYING WESTERLY OF HIGHWAY NO. 207.

SECTION 18: SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER.

SECTION 19: EAST HALF OF THE NORTHEAST QUARTER.

SECTION 20: ALL THAT PORTION OF THE WEST HALF OF NORTHWEST QUARTER LYING WESTERLY OF HIGHWAY NO. 207;

ALL BEING EAST OF THE WILLAMETTE MERIDIAN, UMATILLA COUNTY, OREGON.

The Real Property or its address is commonly known as 75512 HIGHWAY 207, ECHO, OR 97826.

MODIFICATION. Lender and Grantor hereby modify the Deed of Trust as follows:

EXTEND MATURITY DATE FROM 04-01-2005 TO 04-01-2023. CHANGE FROM LINE OF CREDIT INSTRUMENT AND ALL LANGUAGE PERTAINING TO THE LINE OF CREDIT INSTRUMENT TO A DEED OF TRUST. .

CONTINUING VALIDITY. Except as expressly modified above, the terms of the original Deed of Trust shall remain unchanged and in full force and effect. Consent by Lender to this Modification does not waive Lender's right to require strict performance of the Deed of Trust as changed above nor obligate Lender to make any future modifications. Nothing in this Modification shall constitute a satisfaction of the promissory note or other credit agreement secured by the Deed of Trust (the "Note"). It is the intention of Lender to retain as liable all parties to the Deed of Trust and all parties, makers and endorsers to the Note, including accommodation parties, unless a party is expressly released by Lender in writing. Any maker or endorser, including accommodation makers, shall not be released by virtue of this Modification. If any person who signed the original Deed of Trust does not sign this Modification, then all persons signing below acknowledge that this Modification is given conditionally, based on the representation to Lender that the non-signing person consents to the changes and provisions of this Modification or otherwise will not be released by it. This waiver applies not only to any initial extension or modification, but also to all such subsequent actions.

GRANTOR ACKNOWLEDGES HAVING READ ALL THE PROVISIONS OF THIS MODIFICATION OF DEED OF TRUST AND GRANTOR AGREES TO ITS TERMS. THIS MODIFICATION OF DEED OF TRUST IS DATED APRIL 29, 2005.

GRANTOR:

X _____
SCOTT J. MADISON

X _____
MARY M. MADISON

LENDER:

BANK OF EASTERN OREGON

X _____
Authorized Officer

MAY 25 2005

PIONEER TITLE CO. 76975
126 SE Court, Pend. OR, 97801

RECEIVED
FEB 14 2007
WATER RESOURCES DEPT
SALEM, OREGON

(2)

T 10320

INDIVIDUAL ACKNOWLEDGMENT

STATE OF Oregon)
) SS
COUNTY OF Morrow)

OFFICIAL SEAL
SHARON L RIETMANN
NOTARY PUBLIC-OREGON
COMMISSION NO. 364100
MY COMMISSION EXPIRES DEC 23, 2006

On this day before me, the undersigned Notary Public, personally appeared SCOTT J. MADISON and MARY M. MADISON, to me known to be the individuals described in and who executed the Modification of Deed of Trust, and acknowledged that they signed the Modification as their free and voluntary act and deed, for the uses and purposes therein mentioned.

Given under my hand and official seal this 29th day of April, 20 05.

By Sharon L Rietmann Residing at Ione

Notary Public in and for the State of Oregon My commission expires Dec. 23, 2006

LENDER ACKNOWLEDGMENT

STATE OF Oregon)
) SS
COUNTY OF Morrow)

OFFICIAL SEAL
SHARON L RIETMANN
NOTARY PUBLIC-OREGON
COMMISSION NO. 364100
MY COMMISSION EXPIRES DEC 23, 2006

On this 29th day of April, 20 05, before me, the undersigned Notary Public, personally appeared Edward C Rollins and known to me to be the Loan Officer, authorized agent for the Lender that executed the within and foregoing instrument and acknowledged said instrument to be the free and voluntary act and deed of the said Lender, duly authorized by the Lender through its board of directors or otherwise, for the uses and purposes therein mentioned, and on oath stated that he or she is authorized to execute this said instrument and that the seal affixed is the corporate seal of said Lender.

By Sharon L Rietmann Residing at Ione

Notary Public in and for the State of Oregon My commission expires Dec. 23, 2006

LASER PRO Lending, Ver. 5.25.20.003 Copr. Harland Financial Solutions, Inc. 1997, 2005. All Rights Reserved. - OR H:\CFILPL\LG202.FC TR-

RECEIVED
FEB 14 2007
T 10320 WATER RESOURCES DEPT
SALEM, OREGON

2006 5070171

2006-5070171 1 of 1

State of Oregon)
)
County of Umatilla)

This instrument was received and recorded on

09-06-06 at 9:05

in the record of instrument code type DE-ML

Instrument Number 2006-5070171
Fee 26.00

Office of County Records

Records Officer

When recorded return to: Energy Investments, Inc.
143 Union Blvd., Suite #900
Lakewood, CO 80228

MEMORANDUM OF OIL AND GAS LEASE

It is hereby declared for Public notice, that TRIDENT USA CORP. has secured an OIL and GAS LEASE from the below listed Lessor(s) covering the below listed lands under the below listed terms;

LESSOR: Nellie G. Madison

EXECUTED BY: Nellie G. Madison

LEASE DATE: May 15, 2006

LEASE TERM: Ten (10) Years

LEGAL DESCRIPTION: T3N-R28E
Section 19: That portion of Government Lot 4 and the E/2 of the SW/4 lying East of Butter Creek; The SE/4 lying West of Highway No. 207.
Section 20: That Portion of the NW/4SW/4 lying West of State Highway No. 207.
Section 30: That portion of the NE/4 lying West of State Highway No. 207;
EXCEPTING Therefrom a metes and bounds portion in the SW/4NE/4.

Consisting of **294.94** total acres, more or less - UMATILLA COUNTY, OR.

RECEIVED
SEP 06 2006
UMATILLA COUNTY RECORDS

The above referenced Oil and Gas Lease specifically grants, demises, leases and lets unto Lessee the exclusive right to investigate, explore, prospect, drill, mine and produce Oil, Gas and other Hydrocarbons, including all other products produced therefrom, lay pipelines, construct buildings, power stations, telephone lines and other structures thereon to produce, save, take care of, treat, transport, and own said products from said lands and also grants Lessee the right to store Natural Gas in and under Lessor's leased lands.

This Memorandum has been prepared by Stephen P. Chamberlain, of 143 Union Blvd., Suite #900, Lakewood, CO 80228, Agent for Trident USA Corp., preparer of this document and the above referenced original Oil and Gas Lease by and between the parties referenced herein above.

This Memorandum is sworn to and executed this 17 day of Aug., 2006.

By: Nellie J. Madison
Nellie G. Madison, Lessor

ACKNOWLEDGEMENT

State of Oregon

County of Umatilla

BEFORE ME, the undersigned, a Notary Public, in and for said County and State, on this 17th day of Aug., 2006, personally appeared Nellie G. Madison, to me known to be the identical person described in and who executed the within and foregoing instrument of writing and acknowledged to me that He duly executed the same as His free and voluntary act and deed for the uses and purposes therein set forth.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notary Seal last above written.

Doreen K Quick
Notary Public
Address: 305 E Main St
Hermiston, OR 97838

My Commission Expires: 12-05-07

OFFICIAL SEAL
DOREEN K QUICK
NOTARY PUBLIC-OREGON
COMMISSION NO. A374678
MY COMMISSION EXPIRES DEC. 5, 2007

SEP 06 2006

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FEB 14 2007
WATER RESOURCES DEPT
SALEM, OREGON

T 10320

2005 4820541

2005-4820541 1 of 2

RECORDATION REQUESTED BY:
BANK OF EASTERN OREGON
HEPPNER BRANCH
279 N MAIN
P O BOX 39
HEPPNER, OR 97836

WHEN RECORDED MAIL TO:
BANK OF EASTERN OREGON
HEPPNER BRANCH
279 N MAIN
P O BOX 39
HEPPNER, OR 97836

SEND TAX NOTICES TO:
NELLIE MADISON
75512 HIGHWAY 207
ECHO, OR 97826

RECEIVED
MAY 25 2005
UMATILLA COUNTY
RECORDS

SPACE ABOVE THI

State of Oregon)
)
County of Umatilla)

This instrument was received and recorded on

05-25-05 at 11:00

in the record of instrument code type TD-MOD

Instrument Number 2005-4820541
Fee 31.00

Office of County Records

Records Officer

MODIFICATION OF DEED OF TRUST

THIS MODIFICATION OF DEED OF TRUST dated April 29, 2005, is made and executed between between NELLIE MADISON as to an undivided 1/2 interest. ("Grantor") and BANK OF EASTERN OREGON, whose address is HEPPNER BRANCH, 279 N MAIN, P O BOX 39, HEPPNER, OR 97836 ("Lender").

DEED OF TRUST. Lender and Grantor have entered into a Deed of Trust dated September 26, 2003 (the "Deed of Trust") which has been recorded in UMATILLA County, State of Oregon, as follows:

RECORDED IN UMATILLA COUNTY ON 10/06/2003 IN DOC. #2003-4490288.

REAL PROPERTY DESCRIPTION. The Deed of Trust covers the following described real property located in UMATILLA County, State of Oregon:

ALL THAT PORTION OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 20, TOWNSHIP 3 NORTH, RANGE 28, E.W.M., LYING WESTERLY OF STATE HIGHWAY NO. 207;

THAT PORTION OF THE SOUTH HALF OF SECTION 19, TOWNSHIP 3 NORTH, RANGE 28, E.W.M., DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF THE SOUTHEAST QUARTER OF SECTION SAID SECTION 19; THENCE SOUTH ALONG THE EAST LINE OF SAID SOUTHEAST QUARTER 1300 FEET, MORE OR LESS TO A POINT ON THE WEST RIGHT OF WAY LINE OF STATE HIGHWAY NO. 207; THENCE SOUTHWESTERLY ALONG SAID RIGHT OF WAY LINE 1400 FEET MORE OR LESS TO THE SOUTH LINE OF SAID SECTION 19; THENCE WEST ALONG SAID SOUTH LINE 2200 FEET, MORE OR LESS TO THE SOUTH QUARTER CORNER OF SAID SECTION 19; THENCE NORTH ALONG THE NORTH-SOUTH CENTERLINE OF SAID SECTION 19, A DISTANCE OF 470 FEET; THENCE DUE WEST, 1550 FEET TO THE CENTERLINE OF BUTTER CREEK; THENCE NORTHEASTERLY ALONG SAID CENTERLINE, 2400 FEET MORE OR LESS TO A POINT ON THE EAST-WEST CENTERLINE OF SAID SECTION 19; THENCE EAST ALONG SAID EAST-WEST CENTERLINE 3440 FEET, MORE OR LESS TO THE POINT OF BEGINNING;

THAT PORTION OF THE NORTHEAST QUARTER OF SECTION 30, TOWNSHIP 3 NORTH, RANGE 28, E.W.M., BEING DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 30; THENCE SOUTH ALONG THE WEST LINE OF SAID SOUTHWEST QUARTER 700.13 FEET TO A 5/8" REBAR; THENCE SOUTH 88° 20' 24" EAST 944.00 FEET TO A 5/8" REBAR; THENCE SOUTH 15° 41' 49" WEST 183.25 FEET TO THE NORTHEAST CORNER OF A LARGE TRUCK SCALE PLATFORM; THENCE CONTINUING SOUTH 15° 41' 49" WEST ALONG THE EAST EDGE OF SAID PLATFORM AND SAID EAST EDGE PROJECTED, 237.88 FEET TO A 5/8" REBAR; THENCE SOUTH 78° 29' 46" EAST 383.60 FEET TO A FENCE CORNER LYING ON THE WESTERLY RIGHT OF WAY LINE OF STATE HIGHWAY NO. 207 AT ENGINEERS STATION 344+58.55; THENCE NORTHEASTERLY ALONG SAID WESTERLY RIGHT OF WAY LINE, 2689 FEET, MORE OR LESS TO A POINT ON THE NORTH LINE OF SAID SECTION 30; THENCE WEST 2200 FEET MORE OR LESS TO THE NORTH QUARTER CORNER OF SAID SECTION 30; THENCE SOUTH 1320 FEET, MORE OR LESS TO THE POINT OF BEGINNING;

ALL BEING EAST OF THE WILLAMETTE MERIDIAN, COUNTY OF UMATILLA, STATE OF OREGON;

The Real Property or its address is commonly known as HIGHWAY 207 & ECHO JUNCTION, ECHO, OR 97826.

MODIFICATION. Lender and Grantor hereby modify the Deed of Trust as follows:

EXTEND MATURITY DATE FROM 04-01-2005 TO 04-01-2023. CHANGE FROM LINE OF CREDIT INSTRUMENT AND ALL LANGUAGE PERTAINING TO THE LINE OF CREDIT INSTRUMENT TO A DEED OF TRUST. .

CONTINUING VALIDITY. Except as expressly modified above, the terms of the original Deed of Trust shall remain unchanged and in full force and effect. Consent by Lender to this Modification does not waive Lender's right to require strict performance of the Deed of Trust as changed above nor obligate Lender to make any future modifications. Nothing in this Modification shall constitute a satisfaction of the promissory note or other credit agreement secured by the Deed of Trust (the "Note"). It is the intention of Lender to retain as liable all parties to the Deed of Trust and all parties, makers and endorsers to the Note, including accommodation parties, unless a party is expressly released by Lender in writing. Any maker or endorser, including accommodation makers, shall not be released by virtue of this Modification. If any person who signed the original Deed of Trust does not sign this Modification, then all persons signing below acknowledge that this Modification is given conditionally, based on the representation to Lender that the non-signing person consents to the changes and provisions of this Modification or otherwise will not be released by it. This waiver applies not only to any initial extension or modification, but also to all such subsequent actions.

GRANTOR ACKNOWLEDGES HAVING READ ALL THE PROVISIONS OF THIS MODIFICATION OF DEED OF TRUST AND GRANTOR AGREES TO ITS TERMS. THIS MODIFICATION OF DEED OF TRUST IS DATED APRIL 29, 2005.

GRANTOR:

x Nellie Madison
NELLIE MADISON

LENDER:

BANK OF EASTERN OREGON

x
Authorized Officer

PIONEER TITLE CO. 76976 LAR
126 SE Court, Pend. OR. 97801

MAY 25 2005

(3)

T 10320

RECEIVED
FEB 14 2007
WATER RESOURCES DEPT
SALEM, OREGON

INDIVIDUAL ACKNOWLEDGMENT

STATE OF Oregon)
) SS
COUNTY OF Morrow)

OFFICIAL SEAL
SHARON L RIETMANN
NOTARY PUBLIC-OREGON
COMMISSION NO. 364100
MY COMMISSION EXPIRES DEC 23, 2006

On this day before me, the undersigned Notary Public, personally appeared **NELLIE MADISON**, to me known to be the individual described in and who executed the Modification of Deed of Trust, and acknowledged that he or she signed the Modification as his or her free and voluntary act and deed, for the uses and purposes therein mentioned.

Given under my hand and official seal this 29th day of April, 2005.

By Sharon L Rietmann Residing at Ione

Notary Public in and for the State of Oregon My commission expires Dec. 23, 2006

LENDER ACKNOWLEDGMENT

STATE OF Oregon)
) SS
COUNTY OF Morrow)

OFFICIAL SEAL
SHARON L RIETMANN
NOTARY PUBLIC-OREGON
COMMISSION NO. 364100
MY COMMISSION EXPIRES DEC 23, 2006

On this 29 day of April, 2005, before me, the undersigned Notary Public, personally appeared Edward C Rollins and known to me to be the Loan Officer, authorized agent for the Lender that executed the within and foregoing instrument and acknowledged said instrument to be the free and voluntary act and deed of the said Lender, duly authorized by the Lender through its board of directors or otherwise, for the uses and purposes therein mentioned, and on oath stated that he or she is authorized to execute this said instrument and that the seal affixed is the corporate seal of said Lender.

By Sharon L Rietmann Residing at Ione

Notary Public in and for the State of Oregon My commission expires Dec. 23, 2006

LASER PRO Lending, Ver. 5.23.30.003 Copr. Harland Financial Solutions, Inc. 1997, 2005. All Rights Reserved. - OR H:\CFI\LPL\G202.FC TR-3864 PR-MOMPVLOC

2005-4820541 2 of 2

RECEIVED
FEB 14 2007
WATER RESOURCES DEPT
SALEM, OREGON

T 10320

RECORDATION REQUESTED BY:
BANK OF EASTERN OREGON
HEPPNER BRANCH
279 N MAIN
P O BOX 39
HEPPNER, OR 97836

WHEN RECORDED MAIL TO:
BANK OF EASTERN OREGON
HEPPNER BRANCH
279 N MAIN
P O BOX 39
HEPPNER, OR 97836

SEND TAX NOTICES TO:
NELLIE MADISON
75512 HIGHWAY 207
ECHO, OR 97826

2004-4700025 1 of 2

449/288

RECEIVED
SEP 28 2004
UMATILLA COUNTY RECORDS

SPACE ABOVE THIS

County of Umatilla)

This instrument was received and recorded on

09-28-04 at 10:45

in the record of instrument code type TD-MOD

Instrument Number 2004-4700025
Fee 31.00

Office of County Records

Records Officer

MODIFICATION OF DEED OF TRUST

THIS MODIFICATION OF DEED OF TRUST dated April 14, 2004, is made and executed between NELLIE MADISON as to an undivided 1/2 interest. ("Grantor") and BANK OF EASTERN OREGON, HEPPNER BRANCH, 279 N MAIN, P O BOX 39, HEPPNER, OR 97836 ("Lender").

DEED OF TRUST. Lender and Grantor have entered into a Deed of Trust dated September 26, 2003 (the "Deed of Trust") which has been recorded in UMATILLA County, State of Oregon, as follows:

RECORDED IN UMATILLA COUNTY ON 10/06/2003 IN DOC. #2003-4490288.

REAL PROPERTY DESCRIPTION. The Deed of Trust covers the following described real property located in UMATILLA County, State of Oregon:

ALL THAT PORTION OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 20, TOWNSHIP 3 NORTH, RANGE 28, E.W.M., LYING WESTERLY OF STATE HIGHWAY NO. 207;

THAT PORTION OF THE SOUTH HALF OF SECTION 19, TOWNSHIP 3 NORTH, RANGE 28, E.W.M., DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF THE SOUTHEAST QUARTER OF SECTION SAID SECTION 19; THENCE SOUTH ALONG THE EAST LINE OF SAID SOUTHEAST QUARTER 1300 FEET, MORE OR LESS TO A POINT ON THE WEST RIGHT OF WAY LINE OF STATE HIGHWAY NO. 207; THENCE SOUTHWESTERLY ALONG SAID RIGHT OF WAY LINE 1400 FEET MORE OR LESS TO THE SOUTH LINE OF SAID SECTION 19; THENCE WEST ALONG SAID SOUTH LINE 2200 FEET, MORE OR LESS TO THE SOUTH QUARTER CORNER OF SAID SECTION 19; THENCE NORTH ALONG THE NORTH-SOUTH CENTERLINE OF SAID SECTION 19, A DISTANCE OF 470 FEET; THENCE DUE WEST, 1550 FEET TO THE CENTERLINE OF BUTTER CREEK; THENCE NORTHEASTERLY ALONG SAID CENTERLINE, 2400 FEET MORE OR LESS TO A POINT ON THE EAST-WEST CENTERLINE OF SAID SECTION 19; THENCE EAST ALONG SAID EAST-WEST CENTERLINE 3440 FEET, MORE OR LESS TO THE POINT OF BEGINNING;

THAT PORTION OF THE NORTHEAST QUARTER OF SECTION 30, TOWNSHIP 3 NORTH, RANGE 28, E.W.M., BEING DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 30; THENCE SOUTH ALONG THE WEST LINE OF SAID SOUTHWEST QUARTER 700.13 FEET TO A 5/8" REBAR; THENCE SOUTH 88° 20' 24" EAST 944.00 FEET TO A 5/8" REBAR; THENCE SOUTH 15° 41' 49" WEST 183.25 FEET TO THE NORTHEAST CORNER OF A LARGE TRUCK SCALE PLATFORM; THENCE CONTINUING SOUTH 15° 41' 49" WEST ALONG THE EAST EDGE OF SAID PLATFORM AND SAID EAST EDGE PROJECTED, 237.88 FEET TO A 5/8" REBAR; THENCE SOUTH 78° 29' 46" EAST 383.60 FEET TO A FENCE CORNER LYING ON THE WESTERLY RIGHT OF WAY LINE OF STATE HIGHWAY NO. 207 AT ENGINEERS STATION 344+58.55; THENCE NORTHEASTERLY ALONG SAID WESTERLY RIGHT OF WAY LINE, 2689 FEET, MORE OR LESS TO A POINT ON THE NORTH LINE OF SAID SECTION 30; THENCE WEST 2200 FEET MORE OR LESS TO THE NORTH QUARTER CORNER OF SAID SECTION 30; THENCE SOUTH 1320 FEET, MORE OR LESS TO THE POINT OF BEGINNING;

ALL BEING EAST OF THE WILLAMETTE MERIDIAN, COUNTY OF UMATILLA, STATE OF OREGON;

The Real Property or its address is commonly known as HIGHWAY 207 & ECHO JUNCTION, ECHO, OR 97826.

MODIFICATION. Lender and Grantor hereby modify the Deed of Trust as follows:

EXTEND MATURITY DATE FROM 04/01/04 TO 04/01/05.

CONTINUING VALIDITY. Except as expressly modified above, the terms of the original Deed of Trust shall remain unchanged and in full force and effect. Consent by Lender to this Modification does not waive Lender's right to require strict performance of the Deed of Trust as changed above nor obligate Lender to make any future modifications. Nothing in this Modification shall constitute a satisfaction of the promissory note or other credit agreement secured by the Deed of Trust (the "Note"). It is the intention of Lender to retain as liable all parties to the Deed of Trust and all parties, makers and endorsers to the Note, including accommodation parties, unless a party is expressly released by Lender in writing. Any maker or endorser, including accommodation makers, shall not be released by virtue of this Modification. If any person who signed the original Deed of Trust does not sign this Modification, then all persons signing below acknowledge that this Modification is given conditionally, based on the representation to Lender that the non-signing person consents to the changes and provisions of this Modification or otherwise will not be released by it. This waiver applies not only to any initial extension or modification, but also to all such subsequent actions.

GRANTOR ACKNOWLEDGES HAVING READ ALL THE PROVISIONS OF THIS MODIFICATION OF DEED OF TRUST AND GRANTOR AGREES TO ITS TERMS. THIS MODIFICATION OF DEED OF TRUST IS DATED APRIL 14, 2004.

GRANTOR:

X Nellie Madison
NELLIE MADISON

LENDER:

BANK OF EASTERN OREGON

X
Authorized Officer

OFFICIAL SEAL
SHARON L RIETMANN
NOTARY PUBLIC-OREGON
COMMISSION NO. 364100
MY COMMISSION EXPIRES DEC 23, 2006

PIONEER TITLE CO. SLR
126 SE Court, Pend. OR. 97801

SEP 28 2004

(24)

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FEB 14 2007
WATER RESOURCES DEPT
SALEM, OREGON

T 10320

INDIVIDUAL ACKNOWLEDGMENT

STATE OF Oregon)
) SS
COUNTY OF Morrow)

OFFICIAL SEAL
SHARON L RIETMANN
NOTARY PUBLIC-OREGON
COMMISSION NO. 364100
MY COMMISSION EXPIRES DEC 23, 2006

On this day before me, the undersigned Notary Public, personally appeared **NELLIE MADISON**, to me known to be the individual described in and who executed the Modification of Deed of Trust, and acknowledged that he or she signed the Modification as his or her free and voluntary act and deed, for the uses and purposes therein mentioned.

Given under my hand and official seal this 28th day of July, 20 04.

By Sharon L Rietmann Residing at Ione, OR

Notary Public in and for the State of Oregon My commission expires Dec. 23, 2006

LENDER ACKNOWLEDGMENT

STATE OF Oregon)
) SS
COUNTY OF Morrow)

On this 28th day of July, 20 04, before me, the undersigned Notary Public, personally appeared Ed Rollins and known to me to be the Loan Officer, authorized agent for the Lender that executed the within and foregoing instrument and acknowledged said instrument to be the free and voluntary act and deed of the said Lender, duly authorized by the Lender through its board of directors or otherwise, for the uses and purposes therein mentioned, and on oath stated that he or she is authorized to execute this said instrument and that the seal affixed is the corporate seal of said Lender.

By Sharon L Rietmann Residing at Ione, OR

Notary Public in and for the State of Oregon My commission expires Dec. 23, 2006

LASER PRO Lending, Ver. 5.34.10.003 Copr. Harland Financial Solutions, Inc. 1997, 2004 All Rights Reserved. - OR C:\WINCFI\CFILW\G201.FC TR-3484 PR-ROWYLOC

OFFICIAL SEAL
SHARON L RIETMANN
NOTARY PUBLIC-OREGON
COMMISSION NO. 364100
MMISSION EXPIRES DEC 23, 2006

2004-4700025 2 of 2

RECEIVED
FEB 14 2007
WATER RESOURCES DEPT
SALEM, OREGON

T 10320

26/1

2006 5070172

2006-5070172 1 of 1

State of Oregon)
)
County of Umatilla)

This instrument was received and recorded on

09-06-06 at 9:06

in the record of instrument code type DE-ML

Instrument Number 2006-5070172
Fee 26.00

Office of County Records

Records Officer

When recorded return to: Energy Investments, Inc.
143 Union Blvd., Suite #900
Lakewood, CO 80228

MEMORANDUM OF OIL AND GAS LEASE

It is hereby declared for Public notice, that TRIDENT USA CORP. has secured an OIL and GAS LEASE from the below listed Lessor(s) covering the below listed lands under the below listed terms:

LESSOR:	Scott Madison Mary Madison
EXECUTED BY:	Scott Madison Mary Madison
LEASE DATE:	May 15, 2006
LEASE TERM:	Ten (10) Years
LEGAL DESCRIPTION:	T3N-R28E Section 17: SW/4 lying West of State Highway No. 207; SE/4NW/4 lying West of State Highway No. 207. Section 18: S/2SE/4; SE/4SW/4; NE/4SE/4; SE/4NE/4. Section 19: E/2NW/4; NE/4; S/2 lying East of Butter Creek; Excepting there from the south 470.00 feet of the SW/4. Section 20: The NW/4NW/4 lying West of State Highway No. 207; The SW/4NW/4. Consisting of 633.95 total acres, more or less - UMATILLA COUNTY, OR

RECEIVED
SEP 06 2006
UMATILLA COUNTY RECORDS

The above referenced Oil and Gas Lease specifically grants, demises, leases and lets unto Lessee the exclusive right to investigate, explore, prospect, drill, mine and produce Oil, Gas and other Hydrocarbons, including all other products produced therefrom, lay pipelines, construct buildings, power stations, telephone lines and other structures thereon to produce, save, take care of, treat, transport, and own said products from said lands and also grants Lessee the right to store Natural Gas in and under Lessor's leased lands.

This Memorandum has been prepared by Stephen P. Chamberlain, of 143 Union Blvd., Suite #900, Lakewood, CO 80228, Agent for Trident USA Corp., preparer of this document and the above referenced original Oil and Gas Lease by and between the parties referenced herein above.

This Memorandum is sworn to and executed this 17 day of July, 2006.

By: _____
Scott Madison, Lessor

By: _____
Mary Madison, Lessor

ACKNOWLEDGEMENT

State of Oregon

County of Umatilla

BEFORE ME, the undersigned, a Notary Public, in and for said County and State, on this 17th day of July, 2006, personally appeared Scott Madison and Mary Madison, to me known to be the identical persons described in and who executed the within and foregoing instrument of writing and acknowledged to me that They duly executed the same as Their free and voluntary act and deed for the uses and purposes therein set forth.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notary Seal last above written.

Notary Public
Address: 305 S Main St
Hermiston, OR 97838

My Commission Expires: 12-05-07

OFFICIAL SEAL
DOREEN K QUICK
NOTARY PUBLIC-OREGON
COMMISSION NO. A374676
MY COMMISSION EXPIRES DEC. 5, 2007

SEP 06 2006

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FEB 14 2007
WATER RESOURCES DEPT
SALEM, OREGON

T 10320

Bank of Eastern Oregon

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JAN 24 2008
WATER RESOURCES DEPT
SALEM, OREGON

Oregon Water Resources Department
C/O
Bill Porfily
PO Box 643
Stanfield, OR 97875

January 11, 2008

Re: Scott Madison Transfer T-10320

To Whom It May Concern:

Bank of Eastern Oregon, being the lienholder for the three security instruments encumbering the property in question is in full consent of the proposed transfer known as T-10320, and this letter shall serve as our notice of consent. Please contact us if we can be of further assistance, or if there is anything we can do to expedite this process.

Sincerely,

Edward C. Rollins
CAO Lender, AVP

Administrative Offices
250 NW Gale St. • P.O. Box 39 • Heppner, Oregon 97836
Phone (541) 676-0201 • Fax (541) 676-0226
www.beobank.com

Member FDIC

EQUAL HOUSING LENDER

Dorothy Pedersen

From: Bill Porfily [bporfily@my180.net]
Sent: Friday, January 25, 2008 3:39 PM
To: Dorothy Pedersen
Cc: 'Rodney Parker'
Subject: FW: T-10320 status

Dorothy

Below is the response I am getting from Pioneer Title Co. about needing a letter.
What other options do I have for getting this issue resolved? Can I mail them copy of the transfer and a affidavit of mailing to you.

Porfily

From: Jeremy Parker [mailto:jparker@pioneertitleco.net]
Sent: Friday, January 25, 2008 3:03 PM
To: 'Bill Porfily'
Subject: FW: T-10320 status

From: Rodney Parker [mailto:rparker@pioneertitleco.net]
Sent: Friday, January 25, 2008 2:59 PM
To: 'Jeremy Parker'
Subject: RE: T-10320 status

NO

That would imply that we have some say in the matter which is absolutely nil.

The lender might have to appoint a new Trustee to have this accomplished.

Rodney S. Parker, VP-Mgr
Pioneer Title Company
126 SE Court Avenue
Pendleton, Oregon 97801
Ph (541) 276-4431
Fx (541) 276-2007
rparker@pioneertitleco.net

-----Original Message-----
From: Jeremy Parker [mailto:jparker@pioneertitleco.net]
Sent: Friday, January 25, 2008 2:37 PM

To: rparker@pioneertitleco.net
Subject: FW: T-10320 status

From: Bill Porfily [mailto:bporfily@my180.net]
Sent: Friday, January 25, 2008 2:36 PM
To: 'Jeremy Parker'
Subject: RE: T-10320 status

Rod

Can you put your statement (No action-----) as you said it below on your letter head referencing Transfer T-10320 and send it to me.

Thanks Rod

Porfily

From: Jeremy Parker [mailto:jparker@pioneertitleco.net]
Sent: Friday, January 25, 2008 12:05 PM
To: 'Bill Porfily'
Subject: FW: T-10320 status

From: Rodney Parker [mailto:rparker@pioneertitleco.net]
Sent: Friday, January 25, 2008 11:53 AM
To: 'Jeremy Parker'
Subject: RE: T-10320 status

No action can be taken by Pioneer Title Company who is acting only as a Trustee for the benefit of the Lender/Beneficiary under the Deed of Trust. Pioneer Title Company has no interest in the real property and/or water rights as its position is only as a courtesy .

We can neither approve or disapprove of the transfer.

Rodney S. Parker, VP-Mgr
Pioneer Title Company
126 SE Court Avenue
Pendleton, Oregon 97801
Ph (541) 276-4431
Fx (541) 276-2007
rparker@pioneertitleco.net

-----Original Message-----
From: Jeremy Parker [mailto:jparker@pioneertitleco.net]
Sent: Friday, January 25, 2008 11:45 AM
To: rparker@pioneertitleco.net
Subject: FW: T-10320 status

From: Bill Porfily [mailto:bporfily@my180.net]
Sent: Friday, January 25, 2008 10:55 AM
To: 'Jeremy Parker'
Subject: FW: T-10320 status

Jeremy

Who do I need to talk to in Pioneer Title Company to get what is requested below in Red. This is the first time I have ever encountered this.

Porfily

From: Dorothy Pedersen [mailto:pedersdi@wrd.state.or.us]
Sent: Friday, January 25, 2008 9:05 AM
To: Bill Porfily
Subject: T-10320 status

Hi Bill,

I received the letter from the Bank of Eastern Oregon, consenting to the T-10320 transfer. We are almost ready to issue the PD, but are still waiting for a response from Pioneer Title company, which is listed as the trustee for two of the Line of Credit instruments. Since those documents specifically state that the trustor has conveyed to the trustee his interest in the water rights, we need to receive confirmation from the trustee (Pioneer Title Company) that they have no objection to the change.

1. Line of Credit Instrument dated September 26, 2003, (recorded at 2003-4490287)

Grantor = Scott Madison and Mary Madison

Trustee = Pioneer Title Company

2. Line of Credit Instrument dated September 26, 2003, (recorded at 2003-4490288)

Grantor = Nellie Madison

Trustee = Pioneer Title Company

® Please provide a statement on the Trustee's letterhead (or a notarized statement if no letterhead is available) that expresses either consent to the proposed transfer or trustee's lack of interest in the proposed transfer.

Thanks for your assistance with this,

Dorothy

TRANSFER CHECK OFF LIST

TRANSFER FILE # 10320
DATE RECEIVED 2-14-07
DATE MONEY SLIPPED 2-14-07
DATE RECEIPTED 2-14-07
VALID WATER RIGHT? X Yes ____ No
TEMP ALT AC ____ **IRR DIST** ____ **PERM AMEND** ____ **DIV 15** X
TEMP Div 15 ____ ISWR ____

LETTER FROM ATTORNEY ____ YES (PUT INFO ON FRONT COVER) X NO

FOLDER FILLED OUT* Yes

ENTERED IN DB Yes

CONTENTS MARKED Yes
COLOR CODED X Yes
4 COPIES MADE & STAMPED Yes

CERTIFICATE MARKED Yes
CERTIFICATE COPIED Yes
PULL APPLICATIONS Yes
APP FOLDER MARKED Yes
FINAL PROOF MAP COPIED Yes
PERMIT MARKED no
PERMIT COPIED /
PERMIT MAP COPIED /
DECREE MARKED /
DECREE COPIED /
ADJUDICATION MAP COPIED /

ENTRIES CHECKED ____ CHECKED BY ____ INIT FOLDER ____
PUBLIC NOTICE DATE 2-27-07 (PREPARED & COPIED) Yes
LETTER SENT Yes Irrigation District Yes (copy of app & map)
COPY TO WM Yes
BLUE FORM TO WM Yes Orange Perm Amend/Yellow Temp/Grn Dist/Lav Alt Acr/pink his
COPY TO GW Yes POA, APOA, or [SW TO GW ONLY(as POD)]
BLUE FORM TO GW Yes Orange Perm Amend/Yellow Temp/Grn Dist/Lav Alt Acr/pink his
COPY TO CWRE Yes
LETTER TO ODFW Yes ALL Surface water POU/USE (POD and APOD FISH SCREENS)
TRANSFER SENT TO: Dorothy SW --- NCR --- SCR --- ER

SHRINK DATA IF THERE ARE MANY FILES INVOLVED AND GLUE TO FOLDER

T-10320

NAME	USE	SOURCE	TRIB	PR. DATE	APP	PER	CERT
AB Thomson Bertpuller	~~IR~~	Five mile Creek	Camas creek	12/31/1908		John DAY Decree (F)	25901 ✓
Gaylord M Madison	IR IS	unnamed Spring	Butter Creek	7/13/1959	S33223	26265	32597 ✓
11	IS	south & north Spring	Butter Creek	9/30/1957	S31906	25159	28737 ✓
Madison Ranches	~~IS~~	Well	Butter Creek	5/24/1977	G8167	G-7207	~~G-7~~ 64236 ✓

Name	use	Source	Trib	PR Date	APP	PER	Cert
Madison Ranches	IS	Well	Butter Creek	6/14/1977	G8213	G-7615	64238
Kent & Shannon Madison	IR IS	Columbia River	Pacific Ocean	4/02/1990	S70272	51017 ✓	
Thomas Richards & Sons	IR	Butter Creek	Umatilla River	5/17/1917	S5547	S 3694	60951 ✓
Fred/Tresa Davis	IR	Well 1 & 2	Butter Creek	11/21/1956	G 515	G-438	35811 ✓
Fred Davis	IS	Well	"	2/24/1964	G 2586	G-2597	35783 ✓
Caroline Rogers	I*	Butter Cr	Umatilla River	12/31/1969 12/31/1950		~~51617~~ Butler Cr Decree ~~60952~~ Umatilla Decree	60952 ✓

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

OREGON PORTLAND CEMENT COMPANY
C/O ASH GROVE CEMENT WEST, INC.
5550 S.W. MACADAM AVENUE, SUITE 300
PORTLAND, OREGON 97201-3786

confirms the right to use the waters of WELL #1 & WELL #2 in the BURNT RIVER BASIN for the purpose of INDUSTRIAL USE FOR CEMENT MANUFACTURE INCLUDING SANITARY FACILITIES AND LANDSCAPE IRRIGATION.

The right has been perfected under Permit G-7982. The date of priority is FEBRUARY 15, 1978. The right is limited to not more than 0.86 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The wells are located as follows:

NE 1/4 NW 1/4, NW 1/4 NW 1/4, SECTION 11, T 12 S, R 43 E, W.M.; WELL 1 - 240 FEET SOUTH AND 1240 FEET EAST; WELL 2 - 250 FEET SOUTH AND 1340 FEET EAST, BOTH FROM NW CORNER SECTION 11.

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

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

NE 1/4 NW 1/4
NW 1/4 NW 1/4
SECTION 11
TOWNSHIP 12 SOUTH, RANGE 43 EAST, W.M.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

WITNESS the signature of the Water Resources Director, affixed this date APRIL 27, 1989.

/s/ WILLIAM H. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates numbered ~~60851~~

Canceled v53 p 1514

G-8652.KK

T-10235

T-8344

STATE OF OREGON

COUNTY OF MARION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

LARRY W. WELLS
3080 JEFFERSON-SCIO ROAD S.E.
JEFFERSON, OREGON 97352

confirms the right to use the waters of A WELL in the NORTH SANTIAM RIVER BASIN for the purpose of IRRIGATING 48.2 ACRES.

The right has been perfected under Permit G-8826. The date of priority is JUNE 27, 1979. The right is limited to not more than 0.60 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NE 1/4 NE 1/4, AS PROJECTED WITHIN DLC 62, SECTION 13, T 10 S, R 3 W, W.M.; 180 FEET SOUTH AND 30 FEET WEST FROM NE CORNER DLC 62.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year and shall be further limited to appropriation of water only to the extent that it does not impair or substantially interfere with existing surface water rights of others.

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

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

NE 1/4 SW 1/4 3.3 ACRES
SE 1/4 SW 1/4 16.1 ACRES
NW 1/4 SE 1/4 4.4 ACRES
SW 1/4 SE 1/4 19.4 ACRES
ALL AS PROJECTED WITHIN DLC 63
SECTION 12

NW 1/4 NE 1/4 2.1 ACRES
NE 1/4 NW 1/4 2.9 ACRES
BOTH AS PROJECTED WITHIN DLC 63
SECTION 13
TOWNSHIP 10 SOUTH, RANGE 3 WEST, W.M.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

WITNESS the signature of the Water Resources Director, affixed this date APRIL 27, 1989.

/s/ WILLIAM H. YOUNG
Water Resources Director

Recorded in State Record of Water Right Certificates numbered 60852

G-9292.TES

T-11327

WATER APPROPRIATIONS
FOR
THOMAS RICHARDS AND SONS
FROM
BUTTER CREEK

ADJUDICATED RIGHTS

WATER APPLIED FOR

CONSTRUCTED DITCHES

PROPOSED DITCHES

SCALE 1 IN. = 500 FT.

W. B. KINKLE, ENGINEER, ECHO, ORE.

MAY 3, 1917.

40 ACRES

ROAD

36 ACRES

40 ACRES

4 Ac.

17 AC.

11.5 ACRES

40 ACRES

28 ACRES

12 Ac.

18 17

19 20 T. 3 N. R. 28 E. W.M.

8 AC.

22 ACRES

15 AC.

15 AC.

40 ACRES

3 AC.

35 ACRES

47 ACRES

39¼ ACRES

¾ Ac.

WEST BUTTER CREEK CHANNEL

MAIN BUTTER CREEK

SPRING BRANCH

Flume

Inverted Siphon

CONSTRUCTED DITCH

S. 87° 30' W. 835'

1.9

770'

660'

DIVERSION DAM. CONCRETE

5547

3694

Twelve Mile Irrigation

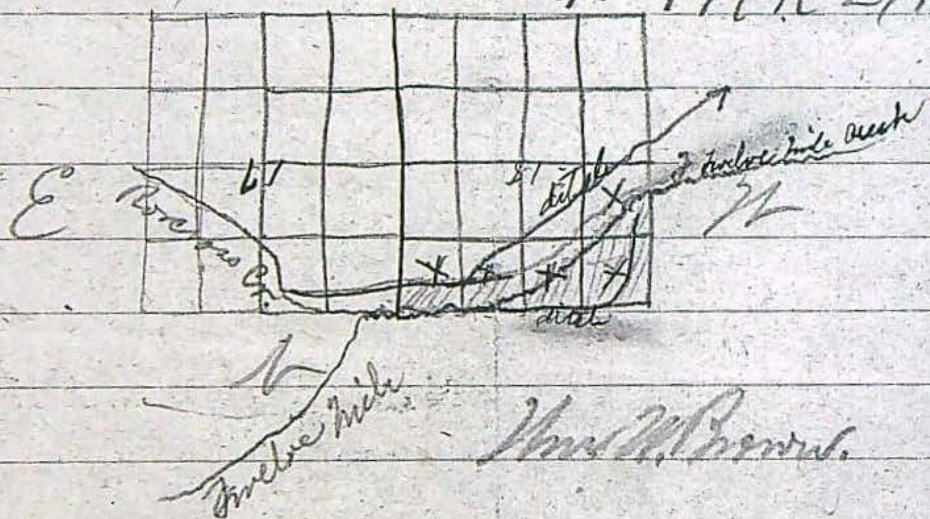
Profile of dam.

OFFICE OF STATE ENGINEER
RECEIVED
MAY 31 1913
SALEM

Application No. 2786
Permit No. 1612

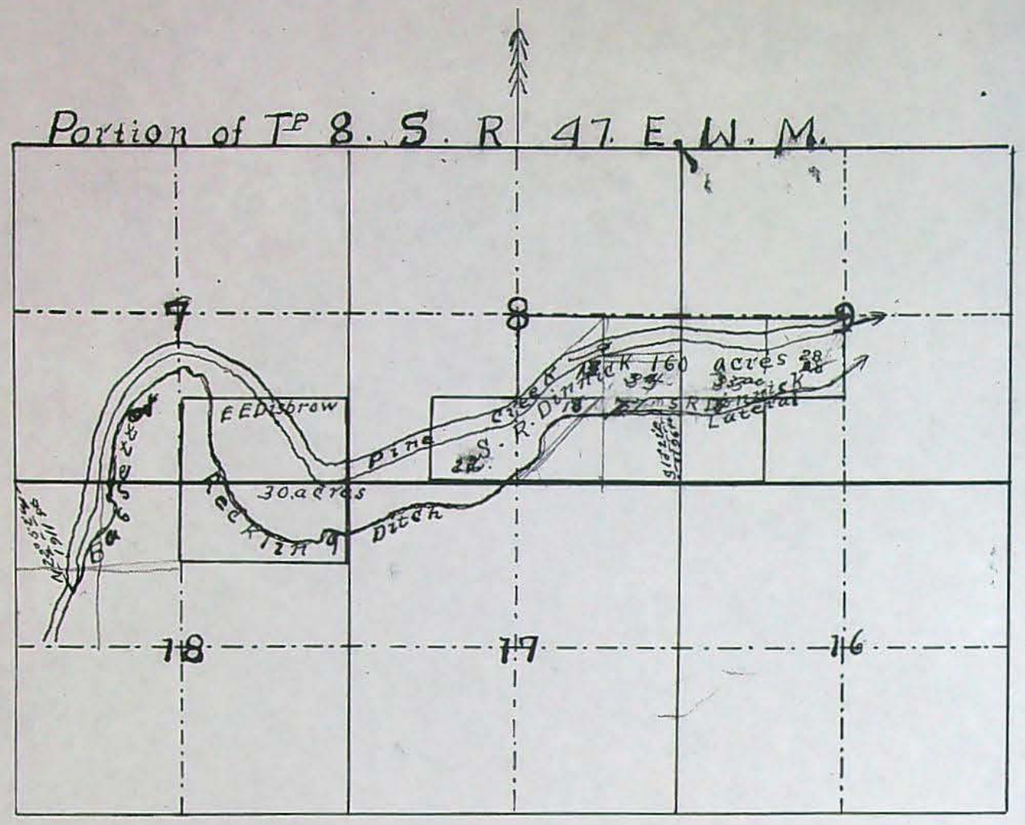
S

Sec 18 T 19 R 24.



Thos. H. Brents.

The north ditch will irrigate all north of the Creek & the south ditch will irrigate all south of Creek – South ditch will be from Norcross Creek & other after it crosses with Twelve Mile –



CERTIFICATE OF SURVEYOR.

I, Williard. B. Blakeslee, of Pine. Oregon, do hereby Certify that this map was made from notes taken during an actual Survey made by me, on from June 6th to June 14th 1910, and that it correctly represents the works described in the accompanying application togather with the location of streams, and other ditches in the immediate vicinity, and has written thereon the area in each smallest legal subdivision which it is proposed to irrigate.

Application No. 575

Enlargement Permit No. 60

W B Blakeslee,
Surveyor,

Scale 2 inches to one mile.

RECEIVED

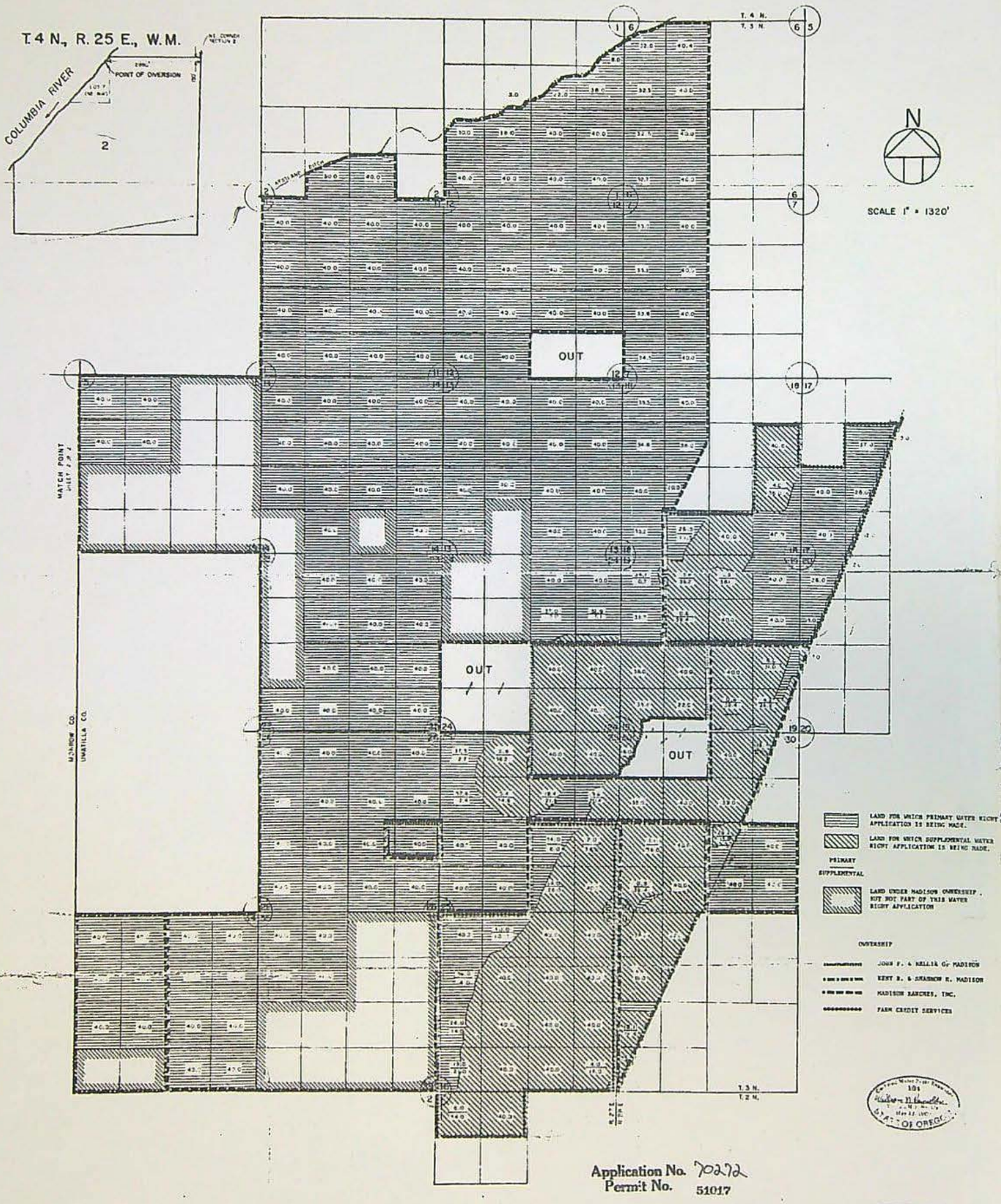
JUN 28 19[illegible]

WATER RESOURCES DEPT.
SALEM, OREGON

T. 2 N. & T. 3 N., R. 27 E., W.M.

T. 3 N., R. 28 E., W.M.

T. 4 N., R. 25 E., W.M.



Application No. 70272
Permit No. 51017

SHEET 1 OF 2

REV 6/28/90