

T-10337

T-10337

Name Paul Kerzman

By \_\_\_\_\_

Address 46120 Minthorn LanePendleton, OR 97801541 278-9747Change in POADate filed 3-12-07

Date of hearing \_\_\_\_\_

Place of hearing \_\_\_\_\_

Date of order 5-27-08 Vol. 74, page 976

Date for application of water \_\_\_\_\_

Proof mailed \_\_\_\_\_

Proof received COBIL 2/2/2011

Certificate issued \_\_\_\_\_ Vol. \_\_\_\_\_, page \_\_\_\_\_

DEC 31 2013 8486484065

## DESCRIPTION OF WATER RIGHT

Name of stream WellTrib. of Patawa Cr County of UmatillaUse Ir

Quantity of water \_\_\_\_\_ No. of acres \_\_\_\_\_

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

Date of priority 10/15/1970In name of Bernard Duby

\_\_\_\_\_ Adjudication, Vol. \_\_\_\_\_, page \_\_\_\_\_

App. No. G5340 Per. No. G 5285 Cert. No. 46816

Certificate cancelled \_\_\_\_\_

Notation made on record by \_\_\_\_\_

## FEES PAID

Date	Amount	Receipt No.
<u>3/12/07</u>	<u>350.00</u>	<u>86600</u>
<u>6/25/08</u>	<u>50.00</u>	<u>93042</u>
<u>3-17-11</u>	<u>75.00</u>	<u>102398</u>
TOTAL . . .		
	Cert. Fee	

## FEES REFUNDED

Date	Amount	Check No.

ASSIGNMENT

WSSJ 6/26/2008

RYAN M McLAUGHLIN  
46120 MINTHORN LANE  
PENDLETON OR 97801

3/7/2011

RYAN & TALIA McLAUGHLIN  
46120 MINTHORN LANE  
PENDLETON OR 97801

## REMARKS

NOTE  
Umatilla County  
C.T.U.I.R  
CWRE Larry Toll #132  
REC'D JUN 28 2007



**STATE OF OREGON  
WATER RESOURCES DEPARTMENT**

RECEIPT # **93042**

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

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

RECEIVED FROM: RYAN + DALE  
BY: MCLAUGHLIN

APPLICATION	T-10337
PERMIT	
TRANSFER	T-10337

CASH: ☐ CHECK: ☐ OTHER: (IDENTIFY) ☒ NO 5788177092

TOTAL REC'D \$ 50.00

**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) <u>Assignment</u>	\$ <u>50.00</u>
TC162 DEPOSIT LIAB. (IDENTIFY)	\$
0240 EXTENSION OF TIME	\$

**WATER RIGHTS:**

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

**WELL CONSTRUCTION**

0218 WELL DRILL CONSTRUCTOR	EXAM FEE	0219	LICENSE FEE
LANDOWNER'S PERMIT	\$	0220	\$

OTHER (IDENTIFY) \_\_\_\_\_

**0536 TREASURY 0437 WELL CONST. START FEE**

0211 WELL CONST START FEE	\$	CARD #	
0210 MONITORING WELLS	\$	CARD #	

OTHER (IDENTIFY) \_\_\_\_\_

**0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER**

0233 POWER LICENSE FEE (FW/WRD)		\$
0231 HYDRO LICENSE FEE (FW/WRD)		\$
HYDRO APPLICATION		\$

**TREASURY OTHER / RDX**

FUND \_\_\_\_\_ TITLE \_\_\_\_\_  
OBJ. CODE \_\_\_\_\_ VENDOR # \_\_\_\_\_  
DESCRIPTION \_\_\_\_\_ \$ \_\_\_\_\_

RECEIPT: **93042**

DATED: 6/25/08

BY: [Signature]

# Mailing List for Transfer Certificate

**Application:** T-10337

**Certificate:** 88645

**Certificate/Transfer Holder:** (include copy of map)

RYAN AND TALIA MCLAUGHLIN  
46120 MINTHORN LANE  
PENDLETON OR 97801

**Copies Mailed**

By: *RA/CW*  
(SUPPORT STAFF)

DEC 31 2013  
on: (DATE)

**Copies of final Certificate to be sent to:**

1. Watermaster #05 (Include map)
2. Data Center
3. Water Availability
4. Vault
5. File

**Other Persons to receive copies (proposed and/or final certificate: (Include map)**

DALE G. VANSCHOIACK, CWRE

**Record Marking(s):**

1. Original Application# G-5340
2. Old Certificate# 46816



# Oregon

John A. Kitzhaber, MD, Governor

File

Water Resources Department  
North Mall Office Building  
725 Summer Street NE, Suite A  
Salem, OR 97301-1271  
503-986-0900  
FAX 503-986-0904

**Date Mailed: December 31, 2013**

## NOTICE OF CERTIFICATE ISSUANCE

Attached is a certificate that confirms the water rights established under the terms of a transfer order issued by this Department.

This certificate 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.

This statement of judicial review rights is required under ORS 536.075; it does not alter or add to existing review rights or create review rights that are not otherwise provided by law.

The water must be controlled and not wasted. To change the location of the point of diversion, the character of use, or the location of use requires the advance approval of the Water Resources Director.

If you have any questions please contact Gerry Clark at 503-986-0811.



STATE OF OREGON  
COUNTY OF UMATILLA  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RYAN AND TALIA MCLAUGHLIN  
46120 MINTHORN LANE  
PENDLETON OR 97801

confirms the right to use the waters of A WELL (UMAT 1046), in the SOUTH PATAWA CREEK BASIN for IRRIGATION of 4.02 ACRES.

This right was perfected under Permit G-5285. The date of priority is OCTOBER 15, 1970. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.05 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	Measured Distances
2 N	33 E	WM	28	SW NW	556 FEET NORTH AND 446 FEET WEST FROM SE CORNER, SW ¼ NW ¼, SECTION 28

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 is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
2 N	33 E	WM	28	SW NW	4.02

Water appropriated from the new point of appropriation (UMAT 1046) shall be acquired from the same aquifer (water source) as the original point of appropriation (UMAT 1050).

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

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
2 N	33 E	WM	28	SW NW	570 FEET NORTH & 90 FEET WEST FROM SE CORNER, SW NW, SECTION 28

**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.


When required by the Department, the water user shall install, maintain and operate an in-line flow meter or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the measuring device 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 POINT OF APPROPRIATION approved by an order of the Water Resources Director entered MAY 27, 2008, at Special Order Volume 74, Page 976, and together with Certificate 84065, supercedes Certificate 46816, State record of Water Right Certificates.

DEC 5 1 2013

Issued \_\_\_\_\_.

  
Dwight W. French  
Administrator, Water Right Services, for  
Phillip C. Ward, Director

# Mailing List for Transfer Certificate

APR 30 2013

Application: T-10337

## Certificate:

Certificate/Transfer Holder: (include copy of map)

RYAN AND TALIA MCLAUGHLIN  
46120 MINTHORN LANE  
PENDLETON OR 97801

### Copies Mailed

By: Dawn  
(SUPPORT STAFF)

on: 4/30/2013  
(DATE)

### Copies of final Certificate to be sent to:

1. Watermaster #05 (Include map)
- ~~2. Data Center~~
3. Water Availability
- ~~4. Vault~~
5. File

### Other Persons to receive copies (proposed and/or final certificate: (Include map)

✓ DALE G. VANSCHOIACK, CWRE

### Record Marking(s):

- ~~1. Original Application# G-5340~~
- ~~2. Old Certificate# 46816~~





# Oregon

John A. Kitzhaber, MD, Governor

Water Resources Department  
North Mall Office Building  
725 Summer Street NE, Suite A  
Salem, OR 97301-1271  
503-986-0900  
FAX 503-986-0904

**DATE MAILED:**

APR 30 2013

**NOTICE**

Reference: Transfer Application 10337

Enclosed is a proposed certificate of water right and map. The proposed certificate represents the extent water was used within the terms of an order approving the transfer based upon a Claim of Beneficial Use, prepared by a Certified Water Right Examiner, that either you or a previous transfer holder submitted.

The certificate is the final step in the water right process. The Department encourages you to review this proposal. If you do not agree with the proposed certificate, Oregon Administrative Rule 690-330-010 (2) allows the transferee or landowner 60 days from the mailing date of this notice to request the Department to reconsider the contents of the proposed certificate.

If you do not agree with the proposed certificate, Oregon Administrative Rule 690-380-6040 allows the transferee or landowner 60 days from the mailing date of this notice to request the Department to reconsider the contents of the proposed certificate.

If your name is not listed on the proposed certificate, and you are the current landowner, and would like to have the final certificate issued in your name, you may apply through the Department to have the transfer assigned to you. If you have any questions about the assignment process, please contact Jerry Sauter at 503-986-0817.

If you agree with the proposed certificate and map no response to this notice is required. Sometime after the 60 day period, a recommendation will be made to the Director to issue a certificate, and if the Director signs the certificate, the recorded certificate of water right will be mailed to you.

If you have any questions please contact Gerry Clark at 503-986-0811.

Sincerely,

Dwight French  
Water Right Services Division Administrator for  
Phillip C. Ward, Director



# 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

May 29, 2008

PAUL KERZMAN  
GINA KERZMAN  
46120 MINTHORN LANE  
PENDLETON OR 97801

Reference: Transfer 10337

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  
Executive Support

cc: Watermaster #5  
Larry Toll, CWRE  
Bernard Duby, Landowner

Enclosure



## STATE OF OREGON

) FINAL ORDER APPROVING  
) A CHANGE IN POINT OF  
) APPROPRIATION

### Authority

ORS 537.705 and 540.505 to 540.580 establish the process in which a water right holder may submit a request to transfer the point of appropriation, 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**

PAUL R. & GINA D. KERZMAN  
46120 MINTHORN LANE  
PENDLETON, OR 97801

## Findings of Fact

## Background

1. On March 12, 2007, Paul R. and Gina D. Kerzman filed an application to change the point of appropriation under Certificate 46816. The Department assigned the application number T-10337.

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

**Certificate:** 46816 in the name of BERNARD DUBY (perfected under Permit G-5285)

Use: IRRIGATION of 4.15 ACRES

**Priority Date:** October 15, 1970

**Quantity:** 0.05 CUBIC FOOT PER SECOND (CFS)

**Rate/Duty:** ONE-EIGHTIETH cfs per acre, not to exceed 3.0 acre-feet per acre irrigated during the irrigation season of each year

**Source:** A WELL within the PATAWA CREEK BASIN

**Authorized Point of Appropriation:**

Twp	Rng	Mer	Sec	Q -Q	Survey Coordinates
2 N	33 E	WM	28	SW NW	570 Feet North and 90 Feet West from the SE Corner of the SW¼ NW¼ of Section 28

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.



**Authorized Place of Use:**

Twp	Rng	Mer	Sec	Q - Q	Acres
2 N	33 E	WM	28	SW NW	4.15

3. Application T-10337 proposes to move the point of appropriation for the portion of the right described above approximately 350 feet west to a well located at:

**Proposed Point of Appropriation:**

Twp	Rng	Mer	Sec	Q - Q	Survey Coordinates
2 N	33 E	WM	28	SW NW	566 Feet North and 446 Feet West from the SE Corner of the SW¼ NW¼ of Section 28

4. Notice of the application for transfer was published on March 20, 2007, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
5. On January 17, 2008, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-10337 to the applicants. The draft Preliminary Determination set forth a deadline for the applicants to respond. The applicants requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicants are authorized to pursue the transfer.
6. On April 2, 2008, the Department issued a Preliminary Determination proposing to approve Transfer T-10337 and mailed a copy to the applicants. Additionally, notice of the Preliminary Determination for the transfer application was published on the Department's weekly notice on April 8, 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)***

7. Water has been used within the last five years according to the terms and conditions of the right, and there is no information in the record that would demonstrate that the right is subject to forfeiture under ORS 540.610.
8. The proposed point of appropriation (UMAT 1046) will develop the same source of water as the authorized existing well (UMAT 1050).
9. A well, pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing right were present within the five-year period prior to submittal of application T-10337.
10. The proposed change would not result in enlargement of the right.
11. The proposed change would not result in injury to other water rights.

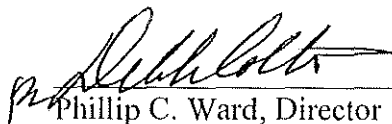
## Conclusions of Law

The change in point of appropriation proposed in application T-10337 is consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000.

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

1. The change in point of appropriation proposed in application T-10337 is approved.
2. Water right certificate 46816 is cancelled. A new certificate will be issued describing that portion of the right not affected by this transfer.
3. 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 Certificate 46816 and any related decree.
4. Water appropriated from the new point of appropriation (UMAT 1046) shall be acquired from the same aquifer (water source) as the original point of appropriation (UMAT 1050).
5. The quantity of water diverted at the new point of appropriation shall not exceed the quantity of water lawfully available at the original point of appropriation.
6. When required by the Department, the water user shall install, maintain and operate an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.
7. The approved change 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 change and full beneficial use of the water.
8. When satisfactory proof of the completed change is received, a new certificate confirming the right transferred will be issued.

Dated at Salem, Oregon this 27<sup>th</sup> day of May 2008.

  
Phillip C. Ward, Director

Mailing date: MAY 30 2008

STATE OF OREGON  
COUNTY OF UMATILLA  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

BERNARD DUBY  
RT 1, BOX 583  
PENDLETON, OR 97801

confirms the right to use the waters of A WELL, within the PATAWA CREEK BASIN, for IRRIGATION of 4.15 ACRES.

This right was perfected under Permit G-5285. The date of priority is OCTOBER 15, 1970. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.05 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
2 N	33 E	WM	28	SW NW	570 feet North and 90 feet West from the SE Corner of the SW¼ NW¼ of Section 28

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. 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.

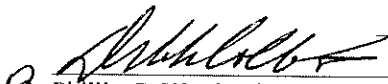
A description of the place of use to which this right is appurtenant is as follows:

IRRIGATION					
Twp	Rng	Mer	Sec	Q - Q	Acres
2 N	33 E	WM	28	SW NW	4.15

This certificate describes that portion of the water right confirmed by Certificate 46816, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered MAY 27 2008, approving Transfer Application T-10337.

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 MAY 27 2008.

  
Phillip C. Ward, Director



# Mailing List for Transfer Certificate

**Application:** T-10337

## Certificate:

**Certificate/Transfer Holder:** (include copy of map)

RYAN AND TALIA MCLAUGHLIN  
46120 MINTHORN LANE  
PENDLETON OR 97801

(called)  
Per  
Assessors  
Office

### Copies Mailed

**By:**  
(SUPPORT STAFF)

**on:**  
(DATE)

### Copies of final Certificate to be sent to:

1. Watermaster #05 (Include map)
2. Data Center
3. Water Availability
4. Vault
5. File

### Other Persons to receive copies (proposed and/or final certificate: (Include map)

DALE G. VANSCHOIACK, CWRE

### Record Marking(s):

1. Original Application# G-5340
2. Old Certificate# 46816

# MEMO

TO: FILE T-10337

FROM: JWG

DATE: 3,28, 2013

RE: DETERMINATION OF PROOF

I've determined that a PROPOSED / FINAL certificate should be prepared and mailed to the permit holder consistent with:

The Permit/Transfer

The FPS/COBU

As described in the permit/transfer but as clarified by the FPS or COBU

As described in the PERMIT/TRANSFER and FPS or COBU but as further specified below:

Conflict check

Check area of interest. Irrigation District identified? Y N

Draft certificate(s) are available in the transfer directory.

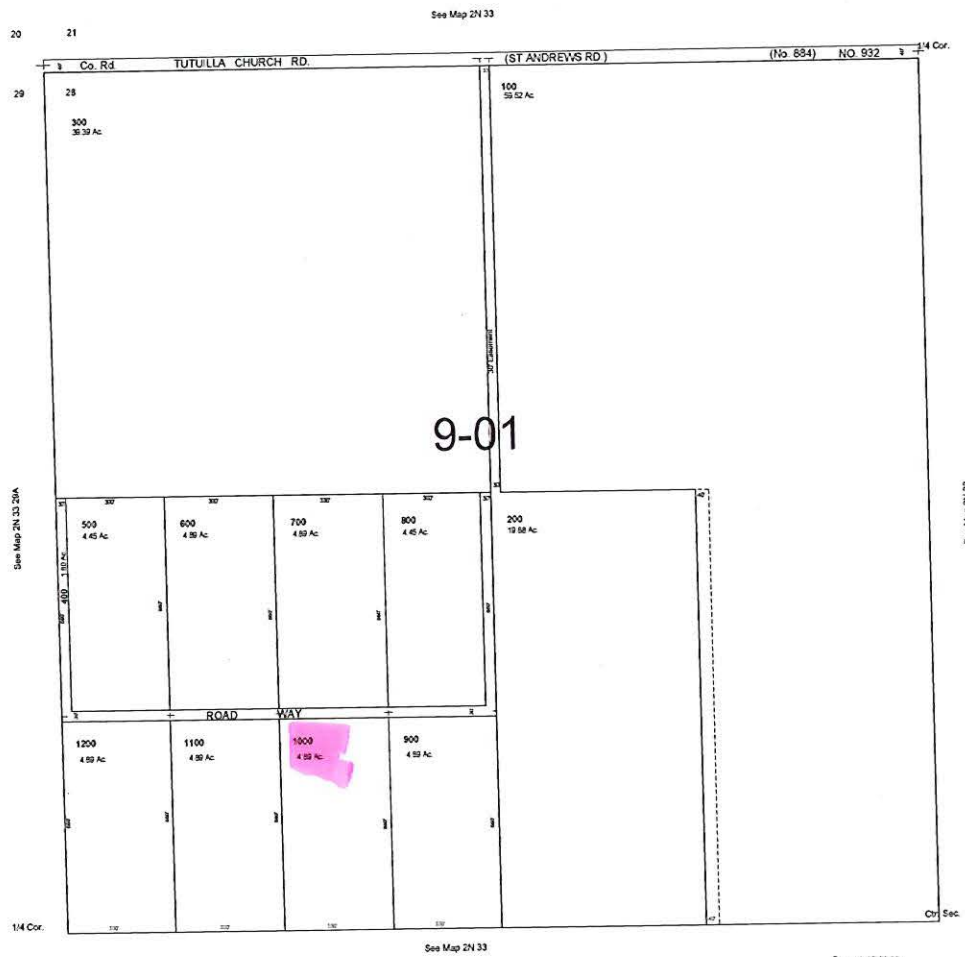
Check ownership prior to mailing the proposed and/or final cert. If there is a new owner list or attach list from assessor office. Update mailing list with new owner address information.

Prepare a mailing list.

This map was prepared for Assessment & Taxation purposes only and was NOT prepared nor is it suitable for legal, engineering or surveying purposes.

NW1/4 SEC 28 T2N R33E WM  
UMATILLA COUNTY  
SCALE 1"=200'

2N 33 28B  
AERIAL PHOTO NO 4P-45



2N 33 28B



**STATE OF OREGON  
WATER RESOURCES DEPARTMENT**

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

(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # **102398**

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

RECEIVED FROM: TAVIA + Ryan  
BY: McLaughlin

APPLICATION	
PERMIT	
TRANSFER	<u>T-10337</u>

CASH: ☐ CHECK: # 1210A OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 75.00

**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** 46111

0407 COPY & TAPE FEES	\$
0410 RESEARCH FEES	\$
0408 MISC REVENUE: (IDENTIFY) <u>Assignment</u>	\$ <u>75.00</u>
TC162 DEPOSIT LIAB. (IDENTIFY)	\$
0240 EXTENSION OF TIME	\$

**WATER RIGHTS:**

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

**WELL CONSTRUCTION**

0218 WELL DRILL CONSTRUCTOR	EXAM FEE	0219	LICENSE FEE
LANDOWNER'S PERMIT	\$	0220	\$

OTHER (IDENTIFY) \_\_\_\_\_

**0536 TREASURY 0437 WELL CONST. START FEE**

0211 WELL CONST START FEE	\$	CARD #	
0210 MONITORING WELLS	\$	CARD #	
OTHER (IDENTIFY)			

**0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER**

0233 POWER LICENSE FEE (FWWRD)		\$
0231 HYDRO LICENSE FEE (FWWRD)		\$
HYDRO APPLICATION		\$

**TREASURY OTHER / RDX**

FUND \_\_\_\_\_ TITLE \_\_\_\_\_

OBJ. CODE \_\_\_\_\_ VENDOR # \_\_\_\_\_

DESCRIPTION \_\_\_\_\_ \$ \_\_\_\_\_

RECEIPT: **102398**

DATED: 3-7-11

BY: DP



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

# Request for Assignment

If for multiple rights, a separate form and fee for each right will be required.

1. Ryan McLaughlin  
(Name of Applicant / Permit / Transfer Holder / License Holder / GR Certificate of Registration)  
46120 Minthorn Ln Pendleton OR 97801 (541) 240-0618  
(Mailing Address) (City) (State) (Zip) (Phone #)

- ☒ hereby assign all my interest in and to application/permit/transfer/license/GR Certificate of Registration;
- ☐ hereby assign all my interest in and to a portion of application/permit/transfer/license/GR Certificate of Registration; (You must include a map showing the portion of the application/permit/transfer/license/GR Certificate of Registration to be assigned.)
- ☐ hereby assign a portion of my interest in and to the entire application/permit/transfer/license/GR Certificate of Registration:

Application # \_\_\_\_\_; Permit # \_\_\_\_\_; Transfer # T-10337  
-OR-  
License # \_\_\_\_\_; GR Statement # \_\_\_\_\_; GR Certificate of Registration # \_\_\_\_\_

As filed in the office of the Water Resources Director, to:

Ryan - Talia McLaughlin  
(Name of New Owner)  
46120 Minthorn Ln Pendleton OR 97801 (541) 240-0618  
(Mailing Address) (City) (State) (Zip) (Phone #)

**Note:** If there are other owners of the property described in the Application, Permit, Transfer, License, or GR Certificate of Registration, you must provide a list of all other owners' names and mailing addresses and attach it to this form.

I hereby certify that I have notified all other owners of the property described in this Application, Permit, Transfer, License, or GR Certificate of Registration of this Request for Assignment

Witness my hand this 2nd day of March, 2011

Applicant/Permit Holder Ryan McLaughlin

Applicant/Permit Holder Talia McLaughlin

## DO NOT WRITE IN THIS BOX

- This certifies assignment and record change at Oregon Water Resources Department effective 8:00a.m. on date of receipt at Salem, Oregon.
- Fee receipt # 102398
- For Director by Jerry Sauer, Program Analyst in Water Rights Division

The completed "Request for Assignment" form *must* be submitted to the Department along with the recording fee of \$75.

RECEIVED

MAR 07 2011

WATER RESOURCES DEPT  
SALEM, OREGON



# Oregon

John A. Kitzhaber, MD, Governor

**Water Resources Department**  
North Mall Office Building  
725 Summer Street NE, Suite A  
Salem, OR 97301-1271  
503-986-0900  
FAX 503-986-0904

March 8, 2011

Talia and Ryan McLaughlin  
46120 Minthorn Ln.  
Pendleton, Oregon 97801

Reference: Transfer T-10337

The assignment from Ryan McLaughlin to Ryan and Talia McLaughlin has been recorded in the records of the Water Resources Department.

Our records have been changed accordingly and the original request is enclosed. Receipt number 102398 covering the recording fee of \$75 is also enclosed.

Sincerely,

Jerry Sauter  
Water Rights Program Analyst

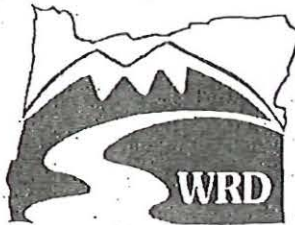
Enclosure: Receipt 102398

cc: Watermaster 5  
Data Center, OWRD (Complete Copy of Assignment Request)  
Sarah Henderson – OWRD Transfers  
Hydrographics  
File



# Completion Checklist for CWRE Claims of Beneficial Use

Application # T10337



Date Received 2/2/2011  
 CWRE Name Dele Van Schoieck Claim Logged yes  
 File Marked yes  
 Oversized Map # \_\_\_\_\_  
 Read the file and attach a copy of the permit or transfer final order. \_\_\_\_\_

## Map Review:

- ☒ Map on polyester film (OAR 690-014-0170(1) & 310-0050(1)(b))
- ☒ Application & permit #; or transfer # (OAR 690-014-0100(1))
- ☒ Disclaimer (OAR 690-014-0170(5))
- ☒ North arrow (OAR 690-310-0050(2)(c))
- ☒ CWRE stamp and signature (OAR 690-014 & 310-0050)
- ☒ Appropriate scale (1" = 1320', 1" = 400', or the original full-size scale of the county assessor map) (014 & 310)
- ☒ Township, range, section, and tax lot numbers (OAR 690-310-0050(4))
- ☐ Source illustrated if surface water (OAR 690-014-0170(3))
- ☐ Point(s) of diversion or appropriation (illustrated) (OAR 690-014(4) & 690-310-0050)
- ☐ Point(s) of diversion or appropriation (coordinates) (OAR 690-014(4) & 690-310-0050)
- ☐ Conveyance structures illustrated (pump, pipelines, ditches, etc.) (OAR 690-310-0050)
- ☐ Description of the location, in relation to the point of diversion or appropriation, of any fish screens, by-pass devices, and measuring devices required (OAR 690-014(4))
- ☐ Place of use (1/4 1/4, or projected 1/4 1/4 lines within DLCs, or Gov Lots; if irrigation, # of acres in each subdivision; if for domestic or human consumption, location of dwelling or spigot) (OAR 690-310-0050, 690-014, 690-380-6010)

## Report Review:

- ☒ On form or format provided by the Department (OAR 690-014-0100(1))
- ☒ Application & permit #; or transfer # (OAR 690-014)
- ☒ Ownership information (OAR 690-014)
- ☒ Date of survey (OAR 690-014)
- ☒ Person interviewed (OAR 690-014)
- ☒ County (OAR 690-014)
- ☒ Tax lot information (OAR 690-014)
- ☐ Description of conveyances system (from POD to POU) (OAR 690-014-0100)
- ☐ Source(s) of water (OAR 690-014-0100)
- ☐ Point of diversion/appropriation location (OAR 690-014-0100)
- ☐ Use, period of use, and rate for use (OAR 690-014-0100)
- ☐ Place of use location (OAR 690-014-0100)
- ☐ Type of use (OAR 690-014-0100)
- ☐ Extent of use (OAR 690-014-0100)
- ☐ Rate and Duty (OAR 690-014-0100)
- ☐ Diversion rate for each use (OAR 690-014-0100)
- ☐ Diversion works description (pump make, serial model, capacity, and description) (OAR 690-014-0100)
- ☐ System capacity (OAR 690-014-0100)
  - ☐ Calculated capacity of system (required)
  - ☐ Measured amount of use (optional)
- ☐ Permit/Transfer Final Order Conditions (OAR 690-014-0100)
  - ☐ Time limits
  - ☐ Initial water level measurements
  - ☐ Annual static water level measurements
  - ☐ Measurement, recording, and reporting
    - ☐ Meter/measuring device
    - ☐ Water use reporting
  - ☐ Fish screening and/or by-pass
  - ☐ Pump test (ground water)
  - ☐ Other conditions
- ☒ CWRE stamp and signature (OAR 690-014-0100)
- ☒ Signature(s) of permittee or transfer holder (OAR 690-014-0100)

DEF = deficient

N/A = Not Applicable



## Certificate Issuance Processing Checklist

\_\_\_\_\_ Map and COBU reviewed  
\_\_\_\_\_ Conflict check (include copy of plat card printout) Any Conflicts? \_\_\_\_\_  
\_\_\_\_\_ Check for ownership

### Staff Recommendations:

\_\_\_\_\_ Proof to the Satisfaction has been established to the full extent as described in the permit or transfer order.  
\_\_\_\_\_ Proof to the Satisfaction has not been established to the full extent as described in the permit or transfer order and the right should be limited as follows: \_\_\_\_\_  
\_\_\_\_\_ Proof to the Satisfaction has not been established for the following reasons: \_\_\_\_\_  
\_\_\_\_\_ **Proposed Actions:**  
Send letter requesting the following items/information: \_\_\_\_\_  
Send letter recommending extension to cure deficiencies: \_\_\_\_\_

Can certificate be processed further?

\_\_\_\_\_ Yes

If "Yes":

\_\_\_\_\_ Proposed  
\_\_\_\_\_ Final

Certificate # \_\_\_\_\_

Mailing list:

Proposed:

Final:

**CLAIM OF  
BENEFICIAL USE  
for Permits claiming more  
than 0.1 cfs and All Transfers**



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

**A fee of \$150 must accompany this form to be accepted for permits  
with a priority date of July 9, 1987, or later. (ORS 536.050(1))**

**A separate form shall be completed for each permit.**

*In cases where a permit has been amended through the permit amendment process, a separate claim for the permit amendment is not required. Incorporate the permit amendment into the claim for the permit.*

This form is subject to revision. **Begin each new claim** by checking for a new version of this form at:  
[http://www.wrd.state.or.us/OWRD/WR/cwre\\_info.shtml#](http://www.wrd.state.or.us/OWRD/WR/cwre_info.shtml#).

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.

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 [http://www.wrd.state.or.us/OWRD/mgmt\\_reimbursement\\_authority.shtml](http://www.wrd.state.or.us/OWRD/mgmt_reimbursement_authority.shtml).

**SECTION 1  
GENERAL INFORMATION**

**1. File Information**

APPLICATION # (G, R, S or T)	PERMIT # (IF APPLICABLE)	PERMIT AMENDMENT # (IF APPLICABLE)
<b>T-10337</b>	<b>G-5285</b>	

**2. Property Owner (current owner information)**

APPLICANT/BUSINESS NAME <b>Ryan M. McLaughlin</b>		PHONE NO. <b>541 240 0618</b>	ADDITIONAL CONTACT NO.
ADDRESS <b>46120 Minthorn Lane</b>			
CITY <b>Pendleton</b>	STATE <b>OR</b>	ZIP <b>97801</b>	E-MAIL <b>ryanmmclaughlin@hotmail.com</b>

If the current property owner is not the permit or transfer holder of record, it is recommended that an assignment be filed with the Department. **The COBU must be signed by the permit or transfer holder of record.**



3. Is the Property Owner the permit or transfer holder of record?

YES

The Final Order for T-10337 was issued in the name of Paul R. & Gina D. Kerzman. A request for assignment was filed on June 16, 2008 to assign the transfer to Ryan M. McLaughlin. A copy of the assignment is included with this report.

If "YES" the remainder of this item may be deleted.

The remainder of this item was deleted.

Permit or transfer holder of record (this may, or may not, be the current property owner)

4. Date of Site Inspection: **January 12, 2011**

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

NAME	DATE	ASSOCIATION WITH THE PROJECT
Ryan McLaughlin	Jan 12, 2011	Property Owner

6. County: **Umatilla**

7. If any property described in the place of use of the permit or transfer final order is excluded from this report, identify the owner of record for that property (ORS 537.230(4)):

**\*\*Mark "NA" if there are no owners of property not included in this claim**

OWNER OF RECORD		
<b>Not Applicable</b>		
ADDRESS		
CITY	STATE	ZIP

Are there additional Owners of Record?

NO

If "NO" the following box may be deleted.

The following box was deleted.

## SECTION 2 SYSTEM DESCRIPTION

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### A. Points of Diversion/Appropriation

1. Point of diversion/appropriation name or number:

POINT OF DIVERSION/APPROPRIATION (POD/POA) NAME OR NUMBER (CORRESPOND TO MAP)	WELL LOG ID # FOR ALL WORK PERFORMED ON THE WELL (IF APPLICABLE)	WELL TAG # (IF APPLICABLE)
Well UMAT 1046	See Attached Well Log	

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

2. Point of diversion/appropriation source and, if from surface water, the tributary:

POD/POA NAME OR NUMBER	SOURCE	TRIBUTARY
Well UMAT 1046	Patawa Creek Basin	

3. Developed use(s), period of use, and rate for each use:

POD/POA NAME OR NUMBER	USES	IF IRRIGATION, LIST CROP TYPE	SEASON OR MONTHS WHEN WATER WAS USED	RATE OR VOLUME FOR USE (CFS, GPM, OR AF)
Well UMAT 1046	Irrigation	pasture	March 1 – Oct 31	0.05 cfs
Total Quantity of Water Used				0.05 cfs

4. Provide a general narrative description of the distribution works. This description must trace the water system from **each** point of diversion or appropriation to the place of use:

The irrigation system consist of the well, a 5hp submersible pump, two 85 gallon pressure tanks, approximately 60 feet of 3" buried mainline, approximately 280 feet of portable aluminum mainline and approximately 520 feet of 2" portable aluminum hand line. Water is pumped from the well with the well pump for irrigation as well as domestic use for the house. There is a small pump house located near the well. The pump electric panel and two pressure tanks are located in the pump house. The well is activated with a pressure switch. The property owner stated the on and off settings are 40 and 60 psi respectively. The discharge from the well is below ground through a pitless adapter. The discharge piping for the irrigation system extends approximately 60 feet to the south where there is a riser that is the connection point for the 3" above grade aluminum mainline. The 2" hand line aluminum lateral pipe with sprinklers is connected to the 3" above ground mainline and extended north and south to irrigate the property.

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## SECTION 2

### SYSTEM DESCRIPTION (B through H)

Are there multiple PODs or POAs?

NO

If "YES" you will need to copy and complete Sections 2B through 2H for each POD/POA.

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

Well UMAT 1046



## B. Place of Use

1. Is the right for municipal use?

NO

If "YES" the table below may be deleted.

TWP	RNG	MER	SEC	Q-Q	GLot	DLC	USE	IF IRRIGATION, # PRIMARY ACRES	IF IRRIGATION, # SUPPLEMENTAL ACRES
2N	33E	WM	28	SWNW			Irrigation	4.02	
Total Acres Irrigated								4.02	

Reminder: The map associated with this claim must identify Donation Land Claims (DLC), Government Lots (Gov Lot), Quarter-Quarters (QQ), and if for irrigation, the number of acres irrigated within each projected DLC, Gov Lot, and QQ.

## C. Diversion and Delivery System Information

Provide the following information concerning the diversion and delivery system. Information provided must describe the equipment used to transport and apply the water from the point of diversion/appropriation to the place of use.

1. Is a pump used?

YES

If "NO" items 2 through item 6 may be deleted.

### 2. Pump Information

MANUFACTURER	MODEL	SERIAL NUMBER	TYPE (CENTRIFUGAL, TURBINE OR SUBMERSIBLE)	INTAKE SIZE	DISCHARGE SIZE
Unknown	Unknown	Unknown	submersible	Unknown	Unknown

### 3. Motor Information

MANUFACTURER	HORSEPOWER
Franklin*	5 hp*

\* Information taken from electric panel.

### 4. 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)
5 hp	50 psi	60 ft (assumed)	10 ft	0.15 cfs

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5. Provide pump calculations:

Estimate of pumping head.

Lift	70 ft
Pressure	116 ft (50 psi)
Column loss	05 ft (Estimated)
Valves and fittings	15 ft (Estimated)
Pipe loss	10 ft (Estimated)
Total	216 ft

5 hp submersible pump.

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

$$\frac{5 \times 3960 \times .75}{216} = 68.7 \text{ gpm} = 0.15 \text{ cfs}$$

Efficiency assumed to be 75%.

6. 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	No meter is installed on the system.		

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

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YES

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7. Is the distribution system piped?

If "NO" items 8 through item 11 may be deleted.

8. Mainline Information

MAINLINE SIZE	LENGTH	TYPE OF PIPE	BURIED OR ABOVE GROUND
3 inch	60 ft	PVC	Buried
3 inch	280 ft +/-	Aluminum	Above ground

9. Lateral or Handline Information

LATERAL OR HANDLINE SIZE	LENGTH	TYPE OF PIPE	BURIED OR ABOVE GROUND
2 inch	520 feet +/-	Portable aluminum handline	Above ground



**10. Sprinkler Information**

SIZE	OPERATING PSI	SPRINKLER OUTPUT (GPM)	TOTAL NUMBER OF SPRINKLERS	MAXIMUM NUMBER USED	TOTAL SPRINKLER OUTPUT (CFS)
9/64"	45 psi	3.7 gpm	13	13	48.1 gpm (0.11 cfs)

**Reminder: For sprinkler output determination use the reference information at the end of this document.**

**11. Pivot Information**

MANUFACTURER	MAXIMUM WETTED RADIUS	OPERATING PSI	TOTAL PIVOT OUTPUT (GPM)	TOTAL PIVOT OUTPUT (CFS)
Not Applicable				

**12. Additional notes or comments related to the system:**

The calculations for the pump output results in a higher flow rate than the flow determined by the number of sprinklers operating. This would suggest that the pump is able to provide a higher pressure than the 50 psi shown as the pump operating pressure or maybe the pump efficiency is lower than the assumed 75%, either of which would reduce the pump flow slightly. The pump calculations indicate the pump is capable of delivering the flow of the sprinklers.

**D. Groundwater Source Information (Well and Sump)**

1. Is the appropriation from ground water (well or sump)?

**YES**

*If "NO", items 2 through 8 relating to this section may be deleted.*

2. Describe the access port (type and location) or other means to measure the water level in the well:

The well is fitted with a pitless adapter which allows the discharge from the pump to discharge below grade. The well head extends approximately 3 feet above ground level. It is fitted with a sanitary well cap. The sanitary well cap has to be removed to make a water level reading.

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3. 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
See attached well log.						

4. In addition to the information requested in item "3" above, provide any other information which may help the Department locate any well logs associated with this appropriation.

Well UMAT 1046

5. Is the appropriation from a dug well (sump)?

NO

If "NO", items 6 through 8 relating to this section may be deleted.

Items 6 through 8 relating to this section were deleted.

### E. Storage

1. Does the distribution system include in-system storage (i.e. storage tank, bulge in system / reservoir)

YES

If "NO", item 2 and 3 relating to this section may be deleted.

If "YES" is it a: Storage Tank

YES

The system includes two pressure tanks.

Bulge in System / Reservoir

NO

Complete appropriate table(s) below, unused table may be deleted.

2. Storage Tank:

MATERIAL (CONCRETE, FIBERGLASS, METAL, ETC.)	CAPACITY (IN GALLONS)	ABOVE GROUND OR BURIED
Tank 1, Challenger Model 266, Metal tank with diaphragm.	85 gallons	Above Ground
Tank 2, Challenger Model 266, Metal tank with diaphragm.	85 gallons	Above Ground

3. Bulge in System / Reservoir:

RESERVOIR NAME OR NUMBER (CORRESPOND TO MAP)	APPROXIMATE DAM HEIGHT	APPROXIMATE CAPACITY (IN ACRE FEET)
Not Applicable		

### F. Gravity Flow Pipe

(THE DEPARTMENT TYPICALLY USES THE HAZEN-WILLIAM'S FORMULA FOR A GRAVITY FLOW PIPE SYSTEM)

1. Does the system 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.

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### G. Gravity Flow Canal or Ditch

(THE DEPARTMENT TYPICALLY USES MANNING'S FORMULA FOR CANALS AND DITCHES)

1. Is a gravity flow canal or ditch used to convey the water as part of the distribution system?

NO

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

Items 2 through 4 relating to this section were deleted.



## H. Reservoir

1. Does the claim involve a reservoir modified through a transfer?

NO

**Reminder: This section should only be completed if the reservoir right has been modified through the transfer process. If the claim is for a permitted reservoir use the Claim of Beneficial Use form for reservoirs.**

*If "NO", items 2 through 9 relating to this section may be deleted.*

**Items 2 through 9 relating to this section were deleted.**

## SECTION 3 CONDITIONS

Please pay special attention to this section. All conditions contained in the permit, permit amendment, 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:

Permits, transfer final orders, and any extension final orders contain any or all of the following dates; the date when the actual construction work was to begin, the date when the construction was to be completed, and the date when the complete application of water to the proposed use is to be completed by. These dates may be referred to as ABC dates. Describe how the water user has complied with each of the development timelines established in the permit, extension or transfer final order:

	DATE FROM PERMIT OR TRANSFER	DATE ACCOMPLISHED*	DESCRIPTION OF ACTIONS TAKEN BY WATER USER TO COMPLY WITH THE TIME LIMITS
ISSUANCE DATE	May 27, 2008		
BEGIN CONSTRUCTION (A)		June 2008.	The well existed at the time the Final Order was issued.
COMPLETE CONSTRUCTION (B)		October 1, 2009	The water user purchased the property in May of 2009 and irrigated the property from the well.
COMPLETE APPLICATION OF WATER (C)	October 1, 2009	October 1, 2009	The water user used the well to irrigate the property.

\* MUST BE WITHIN PERIOD BETWEEN PERMIT, TRANSFER FINAL ORDER, OR ANY EXTENSION FINAL ORDER ISSUANCE AND THE DATE TO COMPLETELY APPLY WATER

2. Is there an extension final order(s)?

NO

*If "NO", you may delete item 3 in this section.*

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

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VOLUME	PAGE	DATE EXTENDED TO
Not Applicable		

4. Initial Water Level Measurements:

a. Was the water user required to submit an initial static water level measurement? **NO**

*If "NO", items 4b through 4d relating to this section may be deleted.*

**Items 4b through 4d relating to this section were deleted.**

5. Annual Static Water Level Measurements:

a. Was the water user required to submit annual static water level measurements? **NO**

*If "NO", items 5b through 5e relating to this section may be deleted.*

**Items 5b through 5e relating to this section were deleted.**

6. Pump Test (Required for most ground water permits prior to issuance of a certificate)

a. Did the permit require the submittal of a pump test? **NO**

*If "NO", items 6b through 6d relating to this section may be deleted.*

**Items 6b through 6d relating to this section were deleted.**

7. Measurement Conditions:

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

*If "NO", items 7b through 7f relating to this section may be deleted.*

**Items 7b through 7f relating to this section were deleted.**

8. Recording and reporting conditions

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

*If "NO", item 8b relating to this section may be deleted.*

b. Have the reports been submitted? **NO**

METHOD OF SUBMITTING REPORT (PAPER OR ELECTRONIC)	WATER USER REPORTING ID
Not Applicable	

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

9. Fish Screening

a. Are any points of diversion required to be screened to prevent fish from entering the point of diversion? **NO**

*If "NO", items 9b through 9e relating to this section may be deleted.*

**Items 9b through 9e relating to this section were deleted.**

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## 10. By-pass Devices

a. Are any points of diversion required to have a by-pass device to prevent fish from entering the point of diversion?

NO

*If "NO", items 10b and 10c relating to this section may be deleted.*

**Items 10b through 10c relating to this section were deleted.**

## 11. Other conditions required by permit, permit amendment final order, extension final order, or transfer final order

a. Were there special well construction standards?

NO

b. Was submittal of a ground water monitoring plan required?

NO

c. Was the water user required to restore the riparian area if it was disturbed?

NO

d. Was a fishway required?

NO

e. Was submittal of a letter from an engineer required prior to storage of water?

NO

f. Was submittal of a water management and conservation plan required?

NO

g. Other conditions?

YES

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

The Final Order states that the water appropriated from the new point of appropriation (UMAT 1046) shall be acquired from the same aquifer as the original point of appropriation (UMAT 1050). Copies of both well logs are included with this report. The original POA well log (UMAT 1050) indicates the well is 100' deep and the new POA well log (UMAT 1046) indicates this well is 95 feet deep. The well logs indicate similar material and water at similar depths. The wells are shown on the application map to be within 360 feet +/- of each other. It appears the water is being appropriated from the same aquifer.

## SECTION 4 VARIATIONS

Include a description of variations from the permit, permit amendment final order, extension final order, or transfer final order. (i.e. "The permit allowed three points of diversion. The water user only developed one of the points." or "The permit allowed 40.0 acres of irrigation. The water user only developed 10.0 acres.")

The location of the existing application area on the Transfer Application Map includes an area on the northerly portion of the property where a house and driveway are located and does not extend to the extreme south edge of the property. On the COBU Map for this report the area for the house and driveway have been excluded.

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## SECTION 5

### ATTACHMENTS

If you are attaching any documents to this report, provide a list:

ATTACHMENT NAME	DESCRIPTION
Well Log UMAT 1046	Well log for the new POA
Well Log UMAT 1050	Well log for the original POA
T-10337 Request for Assignment	Assignment form from Paul R. & Gina D, Kerzman to Ryan M. McLaughlin

## SECTION 6

### CLAIM SUMMARY

POD / POA NAME OR #	MAXIMUM RATE AUTHORIZED	CALCULATED THEORETICAL RATE BASED ON SYSTEM	AMOUNT OF WATER MEASURED	USE	# OF ACRES ALLOWED	# OF ACRES DEVELOPED
Well UMAT 1046	0.05 cfs	0.11 cfs (Based on 13 sprinklers @ 3.7 gpm ea.)	Not Applicable	Irrigation	4.02	4.02

## SECTION 7

### 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 poly 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.

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.

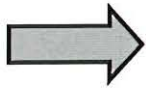
**The COBU map was prepared using information obtained and observations made during the site visit, the transfer application map, the county assessor's map, and a Google earth aerial image.**

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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.)**

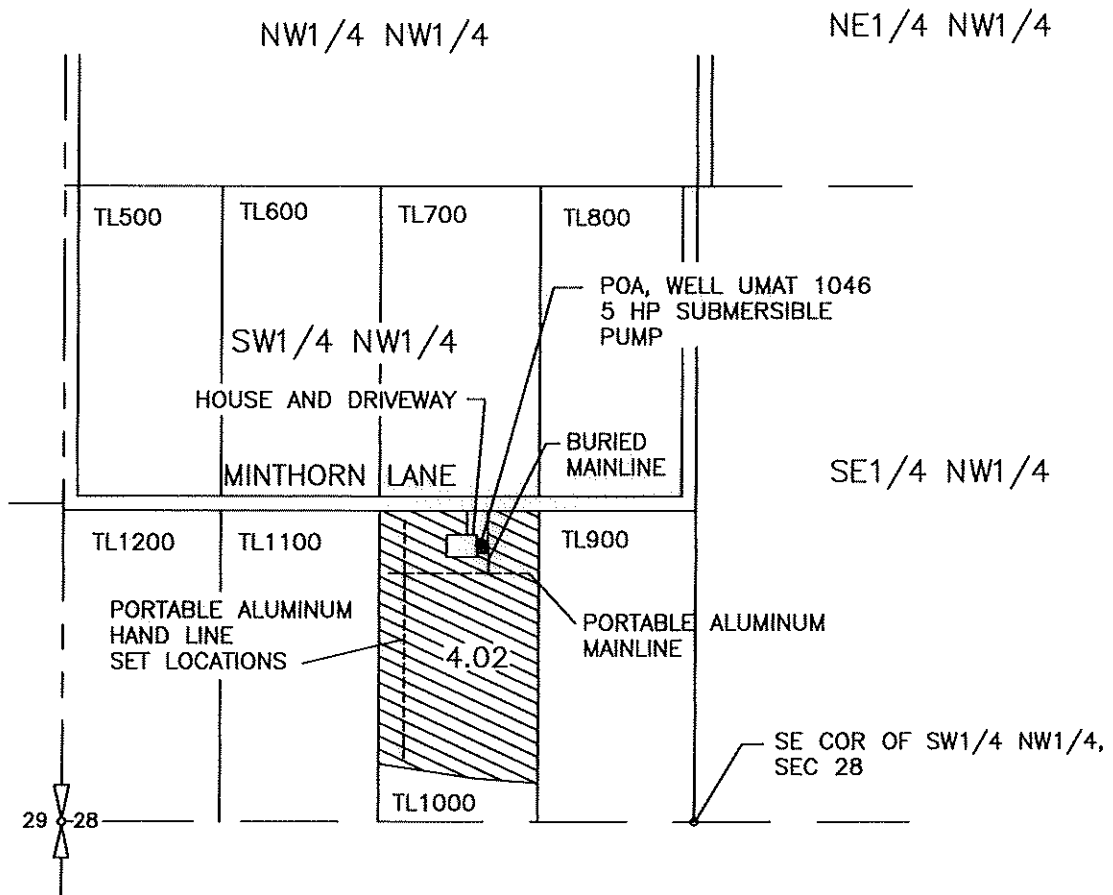
- ☒ Map on polyester film.
- ☒ Appropriate scale (1" = 400 feet, 1" = 1320 feet, or the original full-size scale of the county assessor map)
- ☒ Township, Range, Section, Donation Land Claims, and Government Lots
- ☒ If irrigation, number of acres irrigated within each projected Donation Land Claims, Government Lots, Quarter-Quarters
- ☐ Locations of fish screens, fish by-pass devices, meters and measuring devices in relationship to point of diversion or appropriation. **Not Applicable**
- ☒ 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 **Not Applicable**
- ☒ 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

RECEIVED

FEB 07 2011

WATER RESOURCES DEPT  
SALEM, OREGON

CLAIM OF BENEFICIAL USE MAP  
FOR TRANSFER T-10337 IN THE NAME OF  
RYAN M. McLAUGHLIN  
SECTION 28, T2N, R33E, W.M., UMATILLA COUNTY

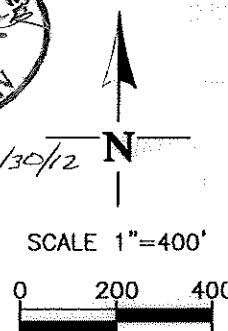
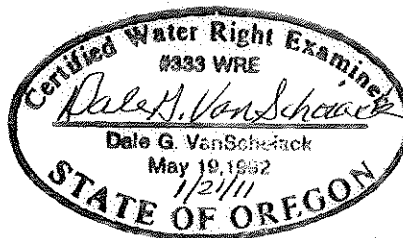


**LEGEND**

- POINT OF APPROPRIATION (POA)  
556' NORTH AND 446' WEST OF  
THE SE COR OF SW1/4 NW1/4, SEC 28



AREA IRRIGATED (4.02 ACRES)



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.

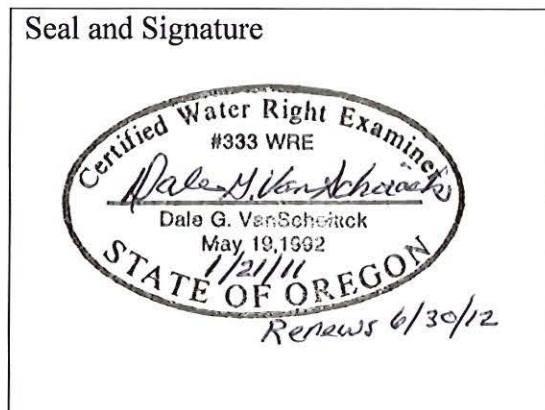
DGV Consulting, PLLC  
2141 SOUTH LYLE, KENNEWICK, WA 99337  
PHONE: (509) 627-8717 FAX: (509) 585-2832  
E-MAIL: dalevs@verizon.net  
DATE: 06/11/10



## SECTION 8 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.



CWRE NAME <b>Dale Van Schoiack</b>		PHONE NO. <b>509 627 8717</b>	ADDITIONAL CONTACT NO.
ADDRESS <b>2141 South Lyle</b>			
CITY <b>Kennewick</b>	STATE <b>WA</b>	ZIP <b>99337</b>	E-MAIL <b>dalevs@frontier.com</b>

### Permit or Transfer Holder's of Record Signature or Acknowledgement

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	DATE
x	Ryan McLaughlin	02-3-11

RECEIVED

FEB 07 2011

WATER RESOURCES DEPT  
SALEM, OREGON

NOTICE TO WATER WELL DRILLERS  
The original and first copy  
of this report are to be  
filed with the

**RECEIVED**  
**STATE ENGINEER**  
**STATE OF OREGON**  
**WATER WELL REPORT**  
**UMAT**  
**7046**  
**APR 20 1971**  
**SALEM, OREGON**  
(Please type or print)  
Do not write above this line)

State Well No. **2N/33-28**  
State Permit No. **dc**

**(1) OWNER:**

Name **Leonard Wells**  
Address **1102 SW 30th, Pendleton, Oregon**

**(2) TYPE OF WORK (check):**

New Well ☒ Deepening ☐ Reconditioning ☐ Abandon ☐

If abandonment, describe material and procedure in Item 12.

**(3) TYPE OF WELL:**

Rotary ☒ Driven ☐  
Cable ☐ Jetted ☐  
Dug ☐ Bored ☐

**(4) PROPOSED USE (check):**

Domestic ☒ Industrial ☐ Municipal ☐  
Irrigation ☐ Test Well ☐ Other ☐

**(5) CASING INSTALLED:**

Threaded ☐ Welded ☐

10" Diam. from 0 ft. to 31 ft. Gage 250  
6" Diam. from 0 ft. to 59 ft. Gage 250  
" Diam. from ft. to ft. Gage

**(6) PERFORATIONS:**

Perforated? ☐ Yes ☒ No

Type of perforator used

Size of perforations in. by in.  
perforations from ft. to ft.  
perforations from ft. to ft.  
perforations from ft. to ft.

**(7) SCREENS:**

Well screen installed? ☐ Yes ☒ No

Manufacturer's Name  
Type Model No.  
Diam. Slot size Set from ft. to ft.  
Diam. Slot size Set from ft. to ft.

**(8) WELL TESTS:**

Drawdown is amount water level is lowered below static level

Was a pump test made? ☐ Yes ☒ No If yes, by whom?

Yield: 90 gal./min. with 15 ft. drawdown after 2 hrs.

**AIR TEST**

Ball test gal./min. with ft. drawdown after hrs.

Artesian flow g.p.m.

Temperature of water Depth artesian flow encountered ft.

**(9) CONSTRUCTION:**

Well seal—Material used **Cement**  
Well sealed from land surface to 31 ft. & 59 ft. ft.  
Diameter of well bore to bottom of seal 14" & 9 in.  
Diameter of well bore below seal 13 & 14 in.  
Number of sacks of cement used in well seal sacks  
Number of sacks of bentonite used in well seal sacks  
Brand name of bentonite  
Number of pounds of bentonite per 100 gallons  
of water lbs./100 gals.  
Was a drive shoe used? ☐ Yes ☒ No Plugs Size: location ft.  
Did any strata contain unusable water? ☐ Yes ☒ No  
Type of water? depth of strata  
Method of sealing strata off  
Was well gravel packed? ☐ Yes ☒ No Size of gravel:

**(10) LOCATION OF WELL:**

County **Umatilla** Driller's well number **Number 6**  
SW 1/4 NW 1/4 Section 28 T. 2N R. 33 E W.M.  
Bearing and distance from section or subdivision corner

**(11) WATER LEVEL: Completed well.**

Depth at which water was first found 59 ft.  
Static level 17 ft. below land surface. Date 3/17/71  
Artesian pressure lbs. per square inch. Date

**(12) WELL LOG:**

Diameter of well below casing **9 1/2"**

Depth drilled 95 ft. Depth of completed well 95 ft.

Formation: Describe color, texture, grain size and structure of materials; and show thickness and nature of each stratum and aquifer penetrated, with at least one entry for each change of formation. Report each change in position of Static Water Level and indicate principal water-bearing strata.

MATERIAL	From	To	SWL
Soil, Brown	0	3	
Claystone, white	3	6	
Gravel, Coarse	6	21	
Clay, Brown, Sticky	21	42	
Basalt, Brown	42	59	
Broken Basalt, Blk., Homey-combed & Brown	59	77	WATER
Hard, Gray, Basalt	77	95	

**RECEIVED**

**FEB 17 2011**

**WATER RESOURCES DEPT**  
**SALEM, OREGON**

Work started 3/16/ 1971 Completed 3/17/ 1971  
Date well drilling machine moved off of well March 17 1971

**Drilling Machine Operator's Certification:**

This well was constructed under my direct supervision. Materials used and information reported above are true to my best knowledge and belief.

[Signed] **Don Pamy** Date **March 17, 1971**  
(Drilling Machine Operator)

Drilling Machine Operator's License No. **640**

**Water Well Contractor's Certification:**

This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.

Name **PROJECT: Corporation**  
(Person, firm or corporation) (Type or print)  
Address **24 North Second, Walla Walla, Wn.**

[Signed] **W. L. Wood**  
(Water Well Contractor)

Contractor's License No. **512** Date **April 12th 1971**



## NOTICE TO WATER WELL CONTRACTOR

The original and first copy  
of this report are to be  
filed with the

STATE ENGINEER, SALEM, OREGON 97310

within 30 days from the date  
of well completion

## WATER WELL REPORT

STATE OF OREGON

(Please type or print)

Do not write above this line)

STATE ENGINEER  
SALEM, OREGON

State Well No.

State Permit No.

## (1) OWNER:

Name Leonard Wells  
Address 1102 SW 30th, Pendleton, Oregon

## (2) TYPE OF WORK (check):

New Well ☒ Deepening ☐ Reconditioning ☐ Abandon ☐

If abandonment, describe material and procedure in Item 12.

## (3) TYPE OF WELL:

Rotary ☒ Driven ☐  
Cable ☐ Jetted ☐  
Dug ☐ Bored ☐

## (4) PROPOSED USE (check):

Domestic ☒ Industrial ☐ Municipal ☐  
Irrigation ☐ Test Well ☐ Other ☐

## CASING INSTALLED:

Threaded ☐ Welded ☒  
10" Diam. from 0 ft. to 33 ft. Gage 250  
6" Diam. from 0 ft. to 63 ft. Gage 250  
" Diam. from ft. to ft. Gage

## PERFORATIONS:

Perforated? ☐ Yes ☒ No

Type of perforator used

Size of perforations in. by in.  
perforations from ft. to ft.  
perforations from ft. to ft.  
perforations from ft. to ft.

## (7) SCREENS:

Well screen installed? ☐ Yes ☒ No

Manufacturer's Name

Type Model No.  
Diam. Slot size Set from ft. to ft.  
Diam. Slot size Set from ft. to ft.

## (8) WELL TESTS:

Drawdown is amount water level is  
lowered below static level

Was a pump test made? ☐ Yes ☒ No If yes, by whom?

Yield: 75 gal./min. with 20 ft. drawdown after 2 hrs.

AIR TEST

Ballor test gal./min. with ft. drawdown after hrs.

Artesian flow 54 g.p.m.

Temperature of water 54 Depth artesian flow encountered ft.

## CONSTRUCTION:

Well seal—Material used Cement

Well sealed from land surface to 33 ft.

Diameter of well bore to bottom of seal 14 in.

Diameter of well bore below seal 10 in.

Number of sacks of cement used in well seal 31 sacks

Number of sacks of bentonite used in well seal sacks

Brand name of bentonite

Number of pounds of bentonite per 100 gallons

of water lbs./100 gals.

Was a drive shoe used? ☐ Yes ☒ No Plugs Size: location ft.

Did any strata contain unusable water? ☐ Yes ☐ No

Type of water? depth of strata

Method of sealing strata off

Was well gravel packed? ☐ Yes ☐ No Size of gravel:

Gravel placed from ft. to ft.

## (10) LOCATION OF WELL: Lot 6

County Umatilla Driller's well number No. 2  
SW  $\frac{1}{4}$  NW  $\frac{1}{4}$  Section 28 T. 2N R. 33 E W.M.

Bearing and distance from section or subdivision corner

## (11) WATER LEVEL: Completed well.

Depth at which water was first found 63 ft.

Static level 20 ft. below land surface. Date 3/11/71

Artesian pressure lbs. per square inch. Date

## (12) WELL LOG:

Diameter of well below casing 10"  
Depth drilled 100 ft. Depth of completed well 100 ft.

Formation: Describe color, texture, grain size and structure of materials;  
and show thickness and nature of each stratum and aquifer penetrated,  
with at least one entry for each change of formation. Report each change in  
position of Static Water Level and indicate principal water-bearing strata.

MATERIAL	From	To	SWL
Soil, Brown	0	6	
Gravel, Gray	6	29	
Clay, yellow	29	32	
Basalt, Brown	32	37	
Clay, light brown	37	43	
Basalt, Black	43	63	
Basalt, Brown, Ragged	63	90	
Gravel, Large	90	100	16

63' to 100' WATER BEARING

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FEB 07 2011

WATER RESOURCES DEPT  
SALEM, OREGON

Work started 3-9- 19 71 Completed 3-18- 19 71

Date well drilling machine moved off of well 3-18- 19 71

## Drilling Machine Operator's Certification:

This well was constructed under my direct supervision.  
Materials used and information reported above are true to my  
best knowledge and belief.

[Signed] Eric Stahl Date 4-5- 1971  
(Drilling Machine Operator)

Drilling Machine Operator's License No. 698

## Water Well Contractor's Certification:

This well was drilled under my jurisdiction and this report is  
true to the best of my knowledge and belief.

Name PROJECT: Corporation  
(Person, firm or corporation) (Type or print)

Address 24 N. Second, Walla Walla, Wn.

[Signed] Sal R. Marshall  
(Water Well Contractor)

Contractor's License No. 512 Date April 7th, 19 71





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

RECEIVED

JUN 16 2008

WATER RESOURCES DEPT  
SALEM, OREGON

# Request for Assignment

If for multiple rights, a separate form and fee for each right will be required.

I, Paul Kerzman  
(Name of Applicant / Permit / Transfer Holder)  
46120 Minthorn Ln OR 97801 cell-541-215-9209  
(Mailing address) (City) (State) (Zip) 541-278-9747 (Phone #)

- ☒ ...hereby assign all my interest in and to application/permit/transfer;
- ☐ ...hereby assign all my interest in and to a portion of application/permit/transfer;  
(You must include a map showing the portion of the application/permit to be assigned.)
- ☐ ...hereby assign a portion of my interest in and to the entire application/permit/transfer;

Application # T-10337, Permit # \_\_\_\_\_; Transfer # T-10337  
-OR-

GR Statement # \_\_\_\_\_, GR Certificate of Registration # \_\_\_\_\_

as filed in the office of the Water Resources Director, to:

Ryan M. McLaughlin  
(Name of New Owner)  
46120 Minthorn Ln. Pendleton OR 97801 (541) 240-0618  
(Mailing address) (City) (State) (Zip) (Phone #)

**NOTE:** If there are other owners of the property described in this Application, Permit, Transfer or Certificate of Ground Water Registration, you must provide a list of all other owners' names and mailing addresses and attach it to this form.

I hereby certify that I have notified all other owners of the property described in this Application, Permit or Certificate of Registration of this request for assignment.

Witness my hand this 10 day of June 2008

Applicant/Permit holder [Signature]

Applicant/Permit holder [Signature]

## DO NOT WRITE IN THIS BOX

This certifies assignment and record change at Oregon Water Resources Department effective 8:00 a.m. on date of receipt at Salem, Oregon.  
Fee receipt # 93042  
For Director by Jerry Sauter, Program Analyst in Water Rights Division [Signature]

The completed "Request for Assignment" form must be submitted to the Department along with a recording fee of \$50.

RECEIVED  
JUN 25 2008  
WATER RESOURCES DEPT.  
SALEM, OREGON

Last updated: June 1, 2007

Request for Assignment/1

WR

Pendleton office:  
Transfer is pending call Ken Dowden 541-278-545  
for approval of new well → 46816  
Will not allow illegal use of well.

# Oregon Water Resources Department



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>

*Faxed  
5-21-08  
@ 4:00*

## FAX TRANSMITTAL

To: Glaphre

Date: 5-21-08

From: Lisa Jaramillo

Comments:

Fax Number: 541-278-0287

Pages: 6, including cover sheet

Phone: 503-986-0 880

Copy of signed P.D. for T-10337

### DIRECTOR'S OFFICE

- Water Resources Commission
- Legislation and Rules
- Public Information

### FIELD SERVICES

- Regional Liaisons
- Transfers
- Hydrographics

### NORTHWEST REGION

- District 16 Watermaster

### ADMINISTRATIVE SERVICES

- Fiscal / Accounting
- Human Resources / Personnel
- Water Development Loan Fund
- Support Services

### TECHNICAL SERVICES

- Dam Safety
- Enforcement
- Ground Water
- Information Services
- GIS/Mapping
- Water Use Reporting

Fax: 503-986-0902

### WATER RIGHTS

- Water Rights Information
- Adjudications
- Hydroelectric
- Certificates / Final Proofs
- Hearings / Contested Cases

*Fax  
541-278-0287  
signed PD  
T-10337*

Fax: 503-986-0903 or  
503-986-0904



# 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

April 4, 2008

PAUL R. & GINA D. KERZMAN  
46120 MINTHORN LANE  
PENDLETON, OR 97801

SUBJECT: Transfer Application T-10337

Please find enclosed the Preliminary Determination indicating that, based on the information available, the Department intends to approve application T-10337. 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.

Please do not hesitate to contact me at (503) 986-0880 or [Lisa.J.Jaramillo@wrd.state.or.us](mailto:Lisa.J.Jaramillo@wrd.state.or.us) if I may be of assistance.

Sincerely,

Lisa J. Jaramillo  
Transfer Specialist  
Field Services Division

cc: Transfer T-10337  
Tony Justus, District #5 Watermaster  
Larry Toll, CWRE, Tenneson Engineering Corp., 409 Lincoln Street, The Dalles, OR 97058

encs



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

In the Matter of Transfer Application	)	PRELIMINARY DETERMINATION
T-10337, Umatilla County	)	PROPOSING APPROVAL OF A
	)	CHANGE IN POINT OF
	)	APPROPRIATION

**Authority**

ORS 537.705 and 540.505 to 540.580 establish the process in which a water right holder may submit a request to transfer the point of appropriation, 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**

PAUL R. & GINA D. KERZMAN  
46120 MINTHORN LANE  
PENDLETON, OR 97801

**Findings of Fact**

***Background***

- On March 12, 2007, Paul R. and Gina D. Kerzman filed an application to change the point of appropriation under Certificate 46816. The Department assigned the application number T-10337.
- The portion of the right to be transferred is as follows:  
**Certificate:** 46816 in the name of BERNARD DUBY (perfected under Permit G-5285)  
**Use:** IRRIGATION of 4.15 ACRES  
**Priority Date:** October 15, 1970  
**Quantity:** 0.05 CUBIC FOOT PER SECOND (CFS)  
**Rate/Duty:** ONE-EIGHTIETH cfs per acre, not to exceed 3.0 acre-feet per acre irrigated during the irrigation season of each year  
**Source:** A WELL within the PATAWA CREEK BASIN

**Authorized Point of Appropriation:**

Twp	Rng	Mer	Sec	Q -Q	Survey Coordinates
2 N	33 E	WM	28	SW NW	570 Feet North and 90 Feet West from the SE Corner of the SW¼ NW¼ of Section 28

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.

**Authorized Place of Use:**

Twp	Rng	Mer	Sec	Q - Q	Acres
2 N	33 E	WM	28	SW NW	4.15

3. Application T-10337 proposes to move the point of appropriation for the portion of the right described above approximately 350 feet west to a well located at:

**Proposed Point of Appropriation:**

Twp	Rng	Mer	Sec	Q - Q	Survey Coordinates
2 N	33 E	WM	28	SW NW	566 Feet North and 446 Feet West from the SE Corner of the SW¼ NW¼ of Section 28

4. Notice of the application for transfer was published on March 20, 2007, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
5. On January 17, 2008, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-10337 to the applicants. The draft Preliminary Determination set forth a deadline for the applicants to respond. The applicants requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicants are authorized to pursue the transfer.

***Transfer Review Criteria (OAR 690-380-4010)***

6. Water has been used within the last five years according to the terms and conditions of the right, and there is no information in the record that would demonstrate that the right is subject to forfeiture under ORS 540.610.
7. The proposed point of appropriation (UMAT 1046) will develop the same source of water as the authorized existing well (UMAT 1050).
8. A well, pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing right were present within the five-year period prior to submittal of application T-10337.
9. The proposed change would not result in enlargement of the right.
10. The proposed change would not result in injury to other water rights.

**Determination and Proposed Action**

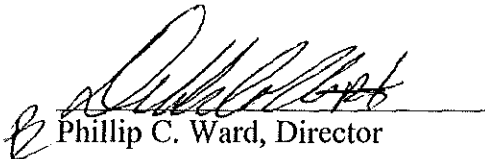
The change in point of appropriation proposed in application T-10337 appears to be consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000. If protests are not filed pursuant to OAR 690-380-4030, the application will be approved.

*If application T-10337 is approved, the final order will include the following:*

1. *The change in point of appropriation proposed in application T-10337 is approved.*

2. *Water right certificate 46816 is cancelled. A new certificate will be issued describing that portion of the right not affected by this transfer.*
3. *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 Certificate 46816 and any related decree.*
4. *Water appropriated from the new point of appropriation (UMAT 1046) shall be acquired from the same aquifer (water source) as the original point of appropriation (UMAT 1050).*
5. *The quantity of water diverted at the new point of appropriation shall not exceed the quantity of water lawfully available at the original point of appropriation.*
6. *When required by the Department, the water user shall install, maintain and operate an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.*
7. *The approved change 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 change and full beneficial use of the water.*
8. *When satisfactory proof of the completed change is received, a new certificate confirming the right transferred will be issued.*

Dated at Salem, Oregon this 2<sup>nd</sup> day of April 2008.

  
Phillip C. Ward, Director

This Preliminary Determination was prepared by Ken Dowden. If you have questions about the information in this document, you may reach me at 541-278-5456 or [Ken.D.Dowden@wrd.state.or.us](mailto:Ken.D.Dowden@wrd.state.or.us).

*Protests should be addressed to the attention of Field Services Division, Water Resources Department, 725 Summer Street NE, Suite A Salem, OR 97301-1266.*

**Notice of Preliminary Determination for  
Water Right Transfer T-10337**

T-10337 filed by Paul & Gina Kerzman, 46120 Minthorn Lane, Pendleton, OR 97801, proposes to change the point of appropriation under a portion of an existing water right. Certificate 46816 (priority date of October 15, 1970) allows the use of 0.05 cubic foot per second (cfs) from a well located within the SW¼ NW¼, Sec 28, T2N, R33E, W.M., within the Patawa Creek Basin, for irrigation in Section 28. The applicant proposes to move the point of appropriation (well) approximately 350 feet west to a well within the SW ¼ NW ¼ of Section 28. 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.





# Oregon

John A. Kitzhaber, MD, Governor

Water Resources Department  
North Mall Office Building  
725 Summer Street NE, Suite A  
Salem, OR 97301-1271  
503-986-0900  
FAX 503-986-0904

February 11, 2011

Ryan M McLaughlin  
46120 Minthorn Lane  
Pendleton OR 97801

On February 7, 2011, the Water Resources Department received the Claim of Beneficial Use (COBU) for the following file(s):

Transfer T-10337

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. The typical cost to process applications ranges from \$700 to \$1100, with \$800 being the most common. The time to process most applications is 30 days. For more information on expediting the review of your Claim of Beneficial Use and issuing a water right certificate, go to [http://www.wrd.state.or.us/OWRD/mgmt\\_reimbursement\\_authority.shtml](http://www.wrd.state.or.us/OWRD/mgmt_reimbursement_authority.shtml) or contact Craig at Kohanek (503) 986-0823 or [ron.c.kohanek@state.or.us](mailto:ron.c.kohanek@state.or.us).

For all other questions please call our Customer Service phone: (503) 986-0801.

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



# 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

June 26, 2008

Ryan and Dale McLaughlin  
46120 Minthorn Lane  
Pendleton, Oregon 97801

Reference: Transfer T-10337

The assignment from Paul Kerzman to Ryan M. McLaughlin, has been recorded in the records of the Water Resources Department.

Our records have been changed accordingly and the original request is enclosed. Receipt number 93042 covering the recording fee of \$50 is also enclosed.

Sincerely,

Jerry Sauter  
Water Rights Program Analyst

Enclosure: Receipt 93042

cc: Watermaster 5  
Paul Kerzman  
Other Permittee  
Data Center, OWRD (Complete Copy of Assignment Request)  
Hydrographics  
Sarah Henderson - for Transfers  
File



# 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

June 17, 2008

Talia and Ryan McLaughlin  
46120 Minthorn Lane  
Pendleton, Oregon 97801

Reference: Transfer T-10337

The requested assignment cannot be accomplished. The form is correctly completed, but is lacking the required recording fee of \$50.

I am returning your request. When submitted with the required fee, the Department will be able to act on your request.

Sincerely,

Jerry Sauter  
Water Rights Program Analyst

Enclosure: request for assignment

cc: file

# Water Right Transfer Checklist

Transfer T-10337

Transfer Specialist: KDD

Transfer Type: **▲ POA**

Applicant Name/Address: PAUL & GINA KERZMAN, 46120 MINTHORN LANE, PENDLETON, OR 97801

Agent Name/Address: \_\_\_\_\_

CWRE Name/Number: Larry Toll, CWRE 132

Rec Landowner Name/Address: \_\_\_\_\_

Irr. District Name/Address: \_\_\_\_\_

Affected Gov'ts Name/Address: Umatilla County

Commentors: Name/Address: \_\_\_\_\_

## Water Rights Affected

Records Marked	Records Copied	App File No. or Decree Name	Permit No.	Certificate No.	RR/CR Needed	RR/CR Nos.
<input type="checkbox"/>	<input type="checkbox"/>	<b>G-5340</b>	<b>G-5285</b>	46816	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<b>84065</b>
<input type="checkbox"/>	<input type="checkbox"/>				<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	<input type="checkbox"/>				<input type="checkbox"/> Yes <input type="checkbox"/> No	

## Key Dates & Initial Actions

Rec'd: <u>3/12/2007</u>	Proposed Action(s): POU POD HST APOD USE OTHER: POA	
Fees Pd: _____	WM District: <u>#5</u>	ODFW District: _____
Initial Notice: _____	WM Review sent: <u>3/29/2007</u>	ODFW Review sent: _____
Acknowledgement Letter Sent <input checked="" type="checkbox"/>	GW Review sent: <u>7/16/2007</u>	

## Processing Dates & Actions

Deficiency Contacts: \_\_\_\_\_

Newspaper Pub Affid Due: \_\_\_\_\_

☒ not required

DPD Mailed: 1/17/2008

Affid of Pub Rec'd: \_\_\_\_\_

☐ ODFW contact sheet sent with DPD, or ☐ N/A

Last Day Published: \_\_\_\_\_

PD Mailed: \_\_\_\_\_

Affidavit Reminder Sent: \_\_\_\_\_

PD Weekly Notice: \_\_\_\_\_

Reminder Deadline: \_\_\_\_\_

## Preliminary Determination

- ☒ Electronic Files uploaded
- ☒ PD Cover letter
- ☒ PD Notice
- ☐ File Assigned/ ModPod updated

- ☒ Preliminary Determination
- ☐ Fee Refund Due
- ☒ Remaining Rights

DPD Review (Optional)	PD Review (Salem)	Final Order Review (Salem)
Reviewer: _____	Reviewer: <u>[Signature]</u>	Reviewer: <u>[Signature]</u>
Date: _____	Date: <u>4-1-08</u>	Date: <u>5-1-08</u>
Coordinator: _____	Coordinator: <u>ASP</u>	Coordinator: <u>ASP</u>
Date: _____	Date: <u>4/2/08</u>	Date: <u>5/27/08</u>
Comments/Special Issues: <u>LAND ON CTOER INDIAN/TRIBAL LANDS</u>		

Special Order Volume: Vol 74 Pages 976

Final Order Signature Date: 5-27-08

Notice of FO email'd to processors Ken



### Application

- ☒ The type of change is clearly indicated.
- ☒ The application is appropriately signed.
- ☒ Appropriate fees were paid. ☐ If overpayment, Refund Request to be sent with FO
- ☒ Land use form matches affected tax lots and is signed by proper official. (*from ALL affected Govt's*)
- ☐ Ditch company, district and/or BOR, sent a copy of the application and map, if appropriate.
- ☒ All required attachments received.

### Water right subject to transfer

- ☒ Certificated right or Proof accepted "to the satisfaction...."
- ☒ The right been exercised according to terms & conditions of certificate.
- ☒ Delivery system has the capacity to fully divert the rate/duty of the right.
- ☒ No information in record that suggests forfeiture.
- ☒ No conflicts identified on the plat cards and plat card reports printed.
- ☐ Affidavits prepared for rights that need to be canceled or diminished.

### Application Map

- ☒ The map has an original CWRE signature.
- ☒ The map size and scale accurate and appropriate per OAR 690-380-3100(1)(b)(c)&(d).
- ☒ All authorized and proposed POD's/POA's and POU's shown and clearly labeled.
- ☒ Metes and bounds for the POD's/POA's are properly described on the map.
- ☒ The POD/POA dimensions & 1/4 1/4 on map match the transfer application and certificate descriptions.
- ☒ Map acres match the tabulation on the certificate.
- ☒ Have final proof maps/deed maps for the rights. ☒ Application map matches certificate FPS.
- ☒ Have necessary aerial photos.

### Determining the "From" and "To" Lands (*make working copy of application and certificates to mark on*)

- ☒ Only the authorized POD's/POA's and POUs to be transferred are listed.
- ☒ Application & certificate tabulations match. (*Mark on appl. and cert. copies and note corrections needed*) ☒
- ☒ Marked on certificate the acreage being transferred, cancelled and remaining by 1/4 1/4.

### Ownership

- ☒ The deed/ROLI matches the "from" lands. (Don't need to check "to" lands.)
- ☒ Have current tax lot map. (*If transfer application is several years old, contact assessor's office*)
- ☒ The applicant is the owner of the "from" lands.
- ☒ All owners on the deed/ROLI have signed the application.
- ☐ If necessary, there is a notarized, signed statement of consent from landowners other than applicant.
- ☐ If necessary, there is a copy of written notification to each lien holder identified on ROLI.
- ☐ Agent has authorization to make decisions.

### Evaluation (materials needed for peer reviewer in bold)

- |                                                          |                                                 |                                               |                                                                                   |                                                   |
|----------------------------------------------------------|-------------------------------------------------|-----------------------------------------------|-----------------------------------------------------------------------------------|---------------------------------------------------|
| <input checked="" type="checkbox"/> application complete | <input checked="" type="checkbox"/> map         | <input checked="" type="checkbox"/> FPS       | <input checked="" type="checkbox"/> evidence of use                               | <input checked="" type="checkbox"/> land-use form |
| <input checked="" type="checkbox"/> deed/ROLI            | <input checked="" type="checkbox"/> certificate | <input checked="" type="checkbox"/> fees paid | <input checked="" type="checkbox"/> well logs <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> plat card     |
| <input type="checkbox"/> audit                           | <input checked="" type="checkbox"/> dpd         |                                               |                                                                                   |                                                   |

Reviews/comments/conditions received?

☒ Watermaster

☐ ODFW

☒ GW

Headgate

☐ When in the judgment

☐ Prior to diverting

☐ Existing and maintain

Measuring Devices

☒ When in the judgment

☐ Prior to diverting

☐ Existing and maintain

Injury: Y ☒ N

Enlargement: Y ☒ N

Conditions to avoid enlargement/injury –

MAR 29 2007

WATER RESOURCES DEPT  
SALEM, OREGON

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-10337Review Due Date: 4-19-07Applicant Name: Paul KerzmanProposed Changes: ☐ POU ☐ POD ☒ POA ☐ USE ☐ OTHERReviewer(s): Tony JustusDate of Review: Mar. 26, 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: \_\_\_\_\_
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: NA
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: NA
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: Groundwater staff should review to ensure new well is from same source.
10. What alternatives may be available for addressing any issues identified above: \_\_\_\_\_
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:

<b>Measurement Devices</b>	<input type="checkbox"/> Present and should be maintained.	<input type="checkbox"/> Should be required prior to diverting water.	<input checked="" type="checkbox"/> May be required in the future.
<b>Headgates</b>	<input type="checkbox"/> Present and should be maintained.	<input type="checkbox"/> Should be required prior to diverting water.	<input type="checkbox"/> May be required in the future.





# Oregon

Theodore R. Kulongoski, Governor

REC'D JUL 16 2007

Ken

## Water Resources Department

725 Summer Street NE, Suite A

Salem, OR 97301-1271

503-986-0900

FAX 503-986-0904

### INTEROFFICE MEMO

FORWARD TO:

Sarah Henderson (N. Ry)  
FIELD PROCESSOR WORKING ON THIS TRANSFER

DATE:

3.21-2007

FROM:

X WATERMASTER, DISTRICT # \_\_\_\_\_  
GROUNDWATER SECTION

(SIGNATURE) Mike Zwart date signed June 28, 2007  
signed by injury reviewer

SUBJECT: WATER RIGHT TRANSFER # 10337

A change in: POU POD POA USE of water.

In the name(s) of Paul Kerzman

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.

wmtrans.frm

**OREGON WATER RESOURCES DEPARTMENT  
INTEROFFICE MEMO**

To: Ground Water Rights Files

Date: June 28, 2007

From: Michael J. Zwart

Subject: Application Review: T-10337, Paul Kerzman

This application proposes an additional POA as a result of property subdivision into two equal parcels. Both wells involved (UMAT 1050 and UMAT 1046) are developing the same aquifer in basalt rocks of the Columbia River Basalt Group. These wells likely will interfere with each other. However, the interference will not likely be substantial.

I find that the proposed change may be made without injury provided the following: the right is valid and the Watermaster can approve the proposal.

3-14-08

From: Mr. Paul Kerzman

To: Oregon Water Resource Department

Dear Mr. Dowden,

We have read the draft for water right transfer # T-10337 of the Preliminary Determination and agree to the conditions and request the Department move forward.

Respectfully,

  
Paul Kerzman

3-14-08  
Date

  
Gina Kerzman

3/14/08  
Date

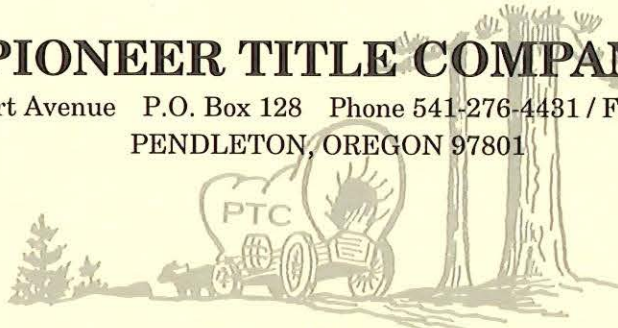


# PIONEER TITLE COMPANY

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

## Preliminary Report for Title Insurance

To: PAUL KERZMAN  
46120 Minthorn Lane  
Pendleton, Oregon 97801

Order No: 82990  
Your No : \*  
Buyer : \*  
Seller : KERZMAN

TYPE OF POLICY:	AMOUNTS	CODE	PREMIUMS
Owner's Standard Coverage (partial)	\$1,000.00		\$200.00

Proposed Insured:

We are prepared to issue title insurance through First American Title Insurance Company of Oregon, in the form and amount shown above, insuring the title to the land described herein:

SEE ATTACHED DESCRIPTION

And as of March 4, 2008, at 5 o'clock P. M., Vests in:

PAUL R. KERZMAN and GINA KERZMAN, husband and wife  
as tenants by entirety, as to a fee simple interest

Subject to the usual printed exceptions in the standard title insurance policy and:

NOTE I: 2007-2008 Taxes, \$1,776.33, paid in full.  
Code 16-02, Map No. 2N-33-28B, Tax Lot No. 1000, Serial No. 106345

Assessment also includes Manufactured Home X020120 which has been removed from the requirement of titling and registration.

1. Reservations and conditions, including the terms and provisions thereof, contained in Deed,  
Grantee : Leonard A. Wells, Jr.  
Recorded : October 13, 1970 in Book 309, Page 383, Deed Records.

2. Conditions and restrictions, including the terms and provisions thereof, contained in Declaration,  
Recorded : June 22, 1971 in Book 313, Page 516  
Amended : February 4, 1972 in Book 319, Page 168, Deed Records.
3. Deed of Trust, including the terms and provisions thereof, given to secure a note for \$158,000.00, with interest thereon,  
Grantor : Paul R. Kerzman and Gina D. Kerzman  
Trustee : Pioneer Title Company  
Beneficiary: Columbia River Bank Mortgage Group, an Oregon corporation  
Dated : July 13, 2001  
Recorded : July 23, 2001, Document No. 2001-3930628. Office of Umatilla County Records.

Assignment of Beneficial Interest

Assignee : Chase Home Finance LLC  
Recorded : September 27, 2007 in Instrument No. 2007-5260146, Office of Umatilla County Records.

NOTE II: Property Address: 46120 Minthorn Lane, Pendleton, Oregon 97801.

This Report is preliminary to the issuance of a policy of title insurance and shall become null and void unless a policy is issued, and the full premium therefor paid, within ninety days from the date of this report.

Very truly yours,

PIONEER TITLE COMPANY



Rodney S. Parker  
Vice President

RSP/m

c: Clark Jennings  
Attn: Milne Purchase

VOK -  
Pioneer Title  
Company, as  
Trustee, has no  
interest in water right.  
- See List of Trustees  
in Transfer Folder.  
- 4-1-08.



## Tract I

Beginning at the Southeast corner of the Southwest Quarter of the Northwest Quarter of Section 28, Township 2 North, Range 33, East of the Willamette Meridian, Umatilla County, Oregon; thence North along the East line of the Southwest Quarter of the Northwest Quarter, 660 feet; thence West at right angles, 660 feet; thence South, parallel with and 660 feet distance Westerly from said East line, 660 feet to a point on the South line of said Southwest Quarter of the Northwest Quarter; thence East along said South line, 660 feet to the point of beginning.

EXCEPTING therefrom the East 330 feet and the Northerly 15 feet thereof.

## Tract II

A right-of-way being 30 feet in width, 15 feet on each said of the following centerline, described as beginning at the Northwest corner of the Southwest Quarter of the Northwest Quarter of Section 28, Township 2 North, Range 33, East of the Willamette Meridian, Umatilla County, Oregon; thence East along the North line thereof, 15 feet to the true point of beginning for this description; thence South, parallel with and 15 feet distance Easterly from the West line of said Southwest Quarter of the Northwest Quarter, 660 feet to a point on the East-West centerline of said Southwest Quarter of the Northwest Quarter; thence East along said East-West centerline, 1290 feet, more or less, to a point 15 feet West of the East line of said Southwest Quarter of the Northwest Quarter; thence North, parallel with and 15 feet distance Westerly from said East line, 660 feet to a point on the North line of said Southwest Quarter of the Northwest Quarter to the point of terminus for this line description.



## **Printed Exceptions in the Standard Title Insurance Policy**

1. Taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records, proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the public records.
2. Any facts, rights, interests, or claims which are not shown by the public records but which could be ascertained by an inspection of said land or by making inquiry of persons in possession thereof.
3. Easements, encumbrances or claims thereof not shown by the public records, unpatented mining claims, reservations or exceptions in patents or in acts authorizing the issuance thereof, water rights, claims or title to water.
4. Any lien, or right to lien, for services, labor or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
5. Discrepancies, conflicts in boundary line, shortage in area, encroachments, or any other facts which a correct survey would disclose.



# 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.

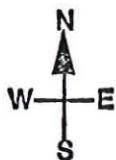
**TYPES OF INFORMATION.** Depending upon which our services you are utilizing, the types of nonpublic personal information that we may collect include:

- 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 of our affiliated companies. Such affiliated companies include financial service providers, such as title insurers, property and casualty insurers, 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 entities who need to know that information to provide products or services to you. We will use our best efforts to train and oversee our employees 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.

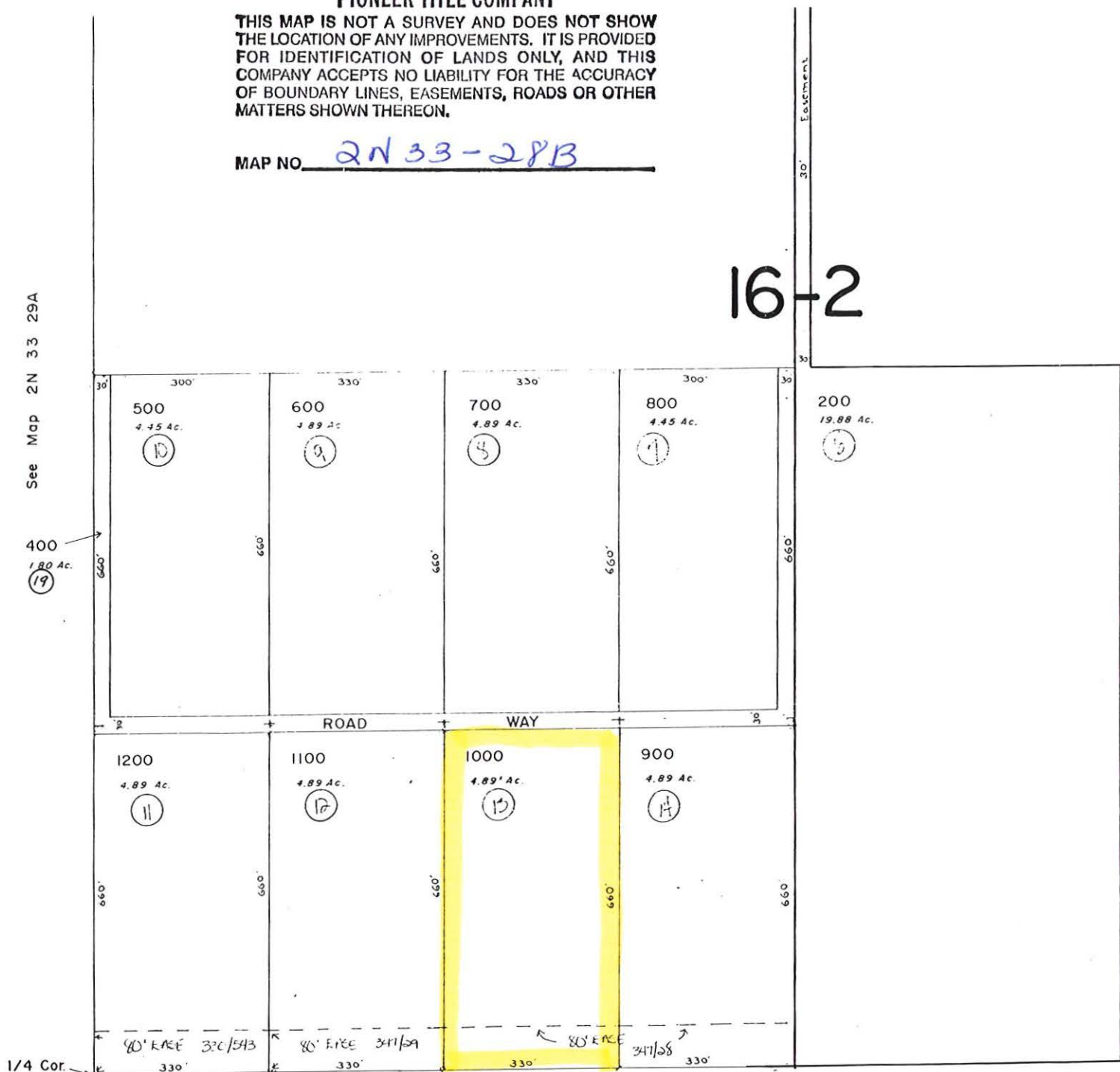


**THIS MAP IS FURNISHED AS A  
CONVENIENCE BY:  
PIONEER TITLE COMPANY**

**THIS MAP IS NOT A SURVEY AND DOES NOT SHOW  
THE LOCATION OF ANY IMPROVEMENTS. IT IS PROVIDED  
FOR IDENTIFICATION OF LANDS ONLY, AND THIS  
COMPANY ACCEPTS NO LIABILITY FOR THE ACCURACY  
OF BOUNDARY LINES, EASEMENTS, ROADS OR OTHER  
MATTERS SHOWN THEREON.**

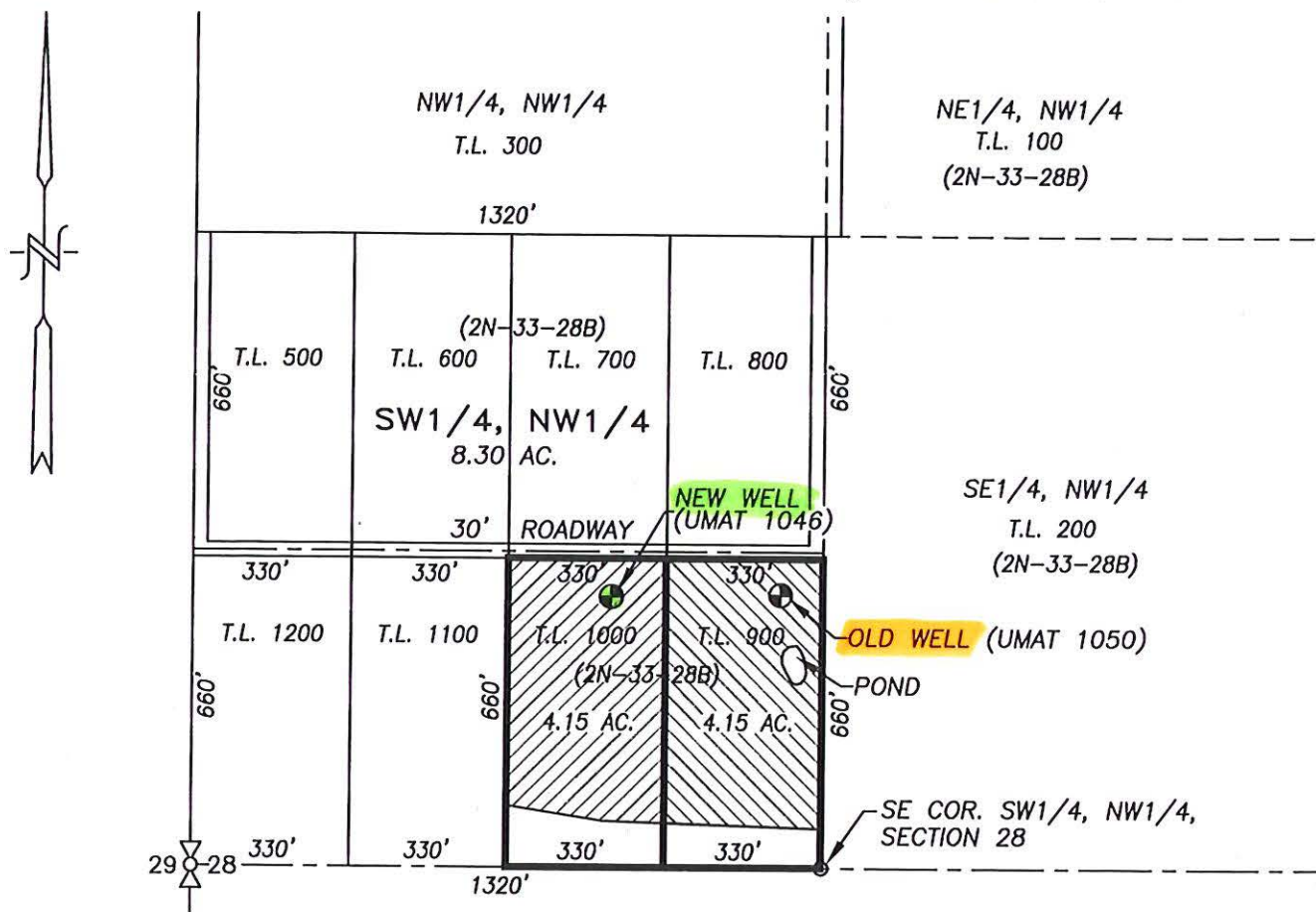
MAP NO. 2N 33-28B

16-2






NW.1/4, SECTION 28, TWP.2 N. RANGE 33 E. W.M.  
UMATILLA COUNTY, OREGON



- ⊕ OLD WELL, 570' N. & 90' W. OF SE COR. SW1/4, NW1/4, SEC. 28
- ⊕ NEW WELL, 566' N. & 446' W. OF SE COR. SW1/4, NW1/4, SEC. 28

 EXISTING APPLICATION AREA = 8.30 ACRES (PERMIT No. G-5285)

**TRANSFER APPLICATION MAP**  
**FOR CHANGE IN POINT OF APPROPRIATION**

SCALE: 1" = 400'

TRANSFER No. \_\_\_\_\_

APPLICATION No. G-5340

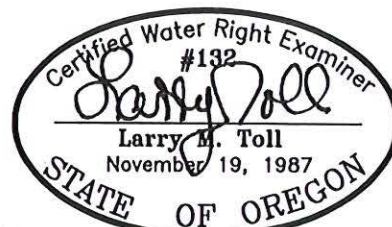
PERMIT No. G-5285

IN THE NAME OF: PAUL KERZMAN WATER RESOURCES DEPT  
SALEM, OREGON

DATE: JANUARY 31, 2007

**RECEIVED**

MAR 12 2007



EXPIRES: 06/30/08

**TENNESON ENGINEERING CORP.**

CONSULTING ENGINEERS  
409 LINCOLN STREET  
THE DALLES, OREGON 97058  
541-296-9177 FAX 541-296-6657



**NOTE:**

"THIS MAP IS NOT INTENDED TO  
PROVIDE DIMENSIONS OR LOCATIONS  
OF PROPERTY OWNERSHIP LINES."

T 10337

W.O. #12405wr



## Water Right Transfer Checklist

Transfer T-10337

Transfer Specialist: KDD

Transfer Type: **▲ POA**

Applicant Name/Address: PAUL & GINA KERZMAN, 46120 MINTHORN LANE, PENDLETON, OR 97801

Agent Name/Address: \_\_\_\_\_

CWRE Name/Number: Larry Toll, CWRE 132

Rec Landowner Name/Address: \_\_\_\_\_

Irr. District Name/Address: \_\_\_\_\_

Affected Gov'ts Name/Address: Umatilla County

Commentors: Name/Address: \_\_\_\_\_

### Water Rights Affected

Records Marked	Records Copied	App File No. or Decree Name	Permit No.	Certificate No.	RR/CR Needed	RR/CR Nos.
<input type="checkbox"/>	<input type="checkbox"/>		<b>G-5285</b>	46816	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	<input type="checkbox"/>				<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	<input type="checkbox"/>				<input type="checkbox"/> Yes <input type="checkbox"/> No	

### Key Dates & Initial Actions

Rec'd: <u>3/12/2007</u>	Proposed Action(s): POU POD HST APOD USE OTHER: <u>POA</u>	
Fees Pd: _____	WM District: <u>#5</u>	ODFW District: _____
Initial Notice: _____	WM Review sent: <u>3/29/2007</u>	ODFW Review sent: _____
Acknowledgement Letter Sent <input checked="" type="checkbox"/>		GW Review sent: <u>7/16/2007</u>

### Processing Dates & Actions

Deficiency Contacts: \_\_\_\_\_

Newspaper Pub Affid Due: \_\_\_\_\_

☒ not required

DPD Mailed: 1/17/2008

Affid of Pub Rec'd: \_\_\_\_\_

☐ ODFW contact sheet sent with DPD, or ☐ N/A

Last Day Published: \_\_\_\_\_

PD Mailed: \_\_\_\_\_

Affidavit Reminder Sent: \_\_\_\_\_

PD Weekly Notice: \_\_\_\_\_

Reminder Deadline: \_\_\_\_\_

### Preliminary Determination

☐ Electronic Files uploaded

☒ Preliminary Determination

☒ PD Cover letter

☐ Fee Refund Due

☒ PD Notice

☐ Remaining Rights

☐ File Assigned/ ModPod updated

DPD Review (Optional)	PD Review (Salem)	Final Order Review (Salem)
Reviewer: _____	Reviewer: _____	Reviewer: _____
Date: _____	Date: _____	Date: _____
Coordinator: _____	Coordinator: _____	Coordinator: _____
Date: _____	Date: _____	Date: _____
Comments/Special Issues:		

Special Order Volume: Vol \_\_\_\_\_ Pages \_\_\_\_\_ Final Order Signature Date: \_\_\_\_\_

Notice of FO email'd to processors \_\_\_\_\_

### Application

- ☒ The type of change is clearly indicated.
- ☒ The application is appropriately signed.
- ☒ Appropriate fees were paid. ☐ If overpayment, Refund Request to be sent with FO
- ☒ Land use form matches affected tax lots and is signed by proper official. (*from ALL affected Govt's*)
- ☐ Ditch company, district and/or BOR, sent a copy of the application and map, if appropriate.
- ☒ All required attachments received.

### Water right subject to transfer

- ☒ Certificated right or Proof accepted "to the satisfaction...."
- ☒ The right been exercised according to terms & conditions of certificate.
- ☒ Delivery system has the capacity to fully divert the rate/duty of the right.
- ☒ No information in record that suggests forfeiture.
- ☒ No conflicts identified on the plat cards and plat card reports printed.
- ☐ Affidavits prepared for rights that need to be canceled or diminished.

### Application Map

- ☒ The map has an original CWRE signature.
- ☒ The map size and scale accurate and appropriate per OAR 690-380-3100(1)(b)(c)&(d).
- ☒ All authorized and proposed POD's/POA's and POU's shown and clearly labeled.
- ☒ Metes and bounds for the POD's/POA's are properly described on the map.
- ☒ The POD/POA dimensions & ¼ ¼ on map match the transfer application and certificate descriptions.
- ☒ Map acres match the tabulation on the certificate.
- ☒ Have final proof maps/deed maps for the rights. ☐ Application map matches certificate FPS.
- ☒ Have necessary aerial photos.

### Determining the "From" and "To" Lands (*make working copy of application and certificates to mark on*)

- ☒ Only the authorized POD's/POA's and POU's to be transferred are listed.
- ☒ Application & certificate tabulations match. (*Mark on appl. and cert. copies and note corrections needed*)
- ☒ Marked on certificate the acreage being transferred, cancelled and remaining by ¼ ¼.

### Ownership

- ☒ The deed/ROLI matches the "from" lands. (Don't need to check "to" lands.)
- ☒ Have current tax lot map. (*If transfer application is several years old, contact assessor's office*)
- ☒ The applicant is the owner of the "from" lands.
- ☒ All owners on the deed/ROLI have signed the application.
- ☐ If necessary, there is a notarized, signed statement of consent from landowners other than applicant.
- ☐ If necessary, there is a copy of written notification to each lien holder identified on ROLI.
- ☐ Agent has authorization to make decisions.

### Evaluation (materials needed for peer reviewer in bold)

- |                                                          |                                                 |                                               |                                                     |                                                   |
|----------------------------------------------------------|-------------------------------------------------|-----------------------------------------------|-----------------------------------------------------|---------------------------------------------------|
| <input checked="" type="checkbox"/> application complete | <input checked="" type="checkbox"/> map         | <input checked="" type="checkbox"/> FPS       | <input checked="" type="checkbox"/> evidence of use | <input checked="" type="checkbox"/> land-use form |
| <input checked="" type="checkbox"/> deed/ROLI            | <input checked="" type="checkbox"/> certificate | <input checked="" type="checkbox"/> fees paid | <input type="checkbox"/> well logs                  | <input checked="" type="checkbox"/> plat card     |
| <input type="checkbox"/> audit                           | <input checked="" type="checkbox"/> dpd         |                                               |                                                     |                                                   |

Reviews/comments/conditions received? ☐ Watermaster ☐ ODFW ☐ GW

Headgate ☐ When in the judgment ☐ Prior to diverting ☐ Existing and maintain

Measuring Devices ☒ When in the judgment ☐ Prior to diverting ☐ Existing and maintain

Injury: Y N Enlargement: Y N

Conditions to avoid enlargement/injury –

## Water Right Transfer Checklist

Transfer T-10337

Transfer Specialist: KDD

Transfer Type: ▲ POA

Applicant Name/Address: PAUL & GINA KERZMAN, 46120 MINTHORN LANE, PENDLETON, OR 97801

Agent Name/Address: \_\_\_\_\_

CWRE Name/Number: Larry Toll, CWRE 132

Rec Landowner Name/Address: \_\_\_\_\_

Irr. District Name/Address: \_\_\_\_\_

Affected Gov'ts Name/Address: Umatilla County

Commentors: Name/Address: \_\_\_\_\_

### Water Rights Affected

Records Marked	Records Copied	App File No. or Decree Name	Permit No.	Certificate No.	RR/CR Needed	RR/CR Nos.
<input type="checkbox"/>	<input type="checkbox"/>		<b>G-5285</b>	46816	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	<input type="checkbox"/>				<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	<input type="checkbox"/>				<input type="checkbox"/> Yes <input type="checkbox"/> No	

### Key Dates & Initial Actions

Rec'd: <u>3/12/2007</u>	Proposed Action(s): POU POD HST APOD USE OTHER: <u>POA</u>	
Fees Pd: _____	WM District: <u>#5</u>	ODFW District: _____
Initial Notice: _____	WM Review sent: <u>3/29/2007</u>	ODFW Review sent: _____
Acknowledgement Letter Sent <input checked="" type="checkbox"/>		GW Review sent: <u>7/16/2007</u>

### Processing Dates & Actions

Deficiency Contacts: \_\_\_\_\_

Newspaper Pub Affid Due: \_\_\_\_\_

☒ not required

DPD Mailed: 1/17/2008

Affid of Pub Rec'd: \_\_\_\_\_

☐ ODFW contact sheet sent with DPD, or ☐ N/A

Last Day Published: \_\_\_\_\_

PD Mailed: \_\_\_\_\_

Affidavit Reminder Sent: \_\_\_\_\_

PD Weekly Notice: \_\_\_\_\_

Reminder Deadline: \_\_\_\_\_

### Preliminary Determination

☐ Electronic Files uploaded

☒ Preliminary Determination

☒ PD Cover letter

☐ Fee Refund Due

☒ PD Notice

☐ Remaining Rights

☐ File Assigned/ ModPod updated

DPD Review (Optional)	PD Review (Salem)	Final Order Review (Salem)
Reviewer: _____	Reviewer: _____	Reviewer: _____
Date: _____	Date: _____	Date: _____
Coordinator: _____	Coordinator: _____	Coordinator: _____
Date: _____	Date: _____	Date: _____
Comments/Special Issues:		

Special Order Volume: Vol \_\_\_\_\_ Pages \_\_\_\_\_ Final Order Signature Date: \_\_\_\_\_

Notice of FO email'd to processors \_\_\_\_\_



### Application

- ☒ The type of change is clearly indicated.
- ☒ The application is appropriately signed.
- ☒ Appropriate fees were paid. ☐ If overpayment, Refund Request to be sent with FO
- ☒ Land use form matches affected tax lots and is signed by proper official. (*from ALL affected Govt's*)
- ☐ Ditch company, district and/or BOR, sent a copy of the application and map, if appropriate.
- ☒ All required attachments received.

### Water right subject to transfer

- ☒ Certificated right or Proof accepted "to the satisfaction...."
- ☒ The right been exercised according to terms & conditions of certificate.
- ☒ Delivery system has the capacity to fully divert the rate/duty of the right.
- ☒ No information in record that suggests forfeiture.
- ☒ No conflicts identified on the plat cards and plat card reports printed.
- ☐ Affidavits prepared for rights that need to be canceled or diminished.

### Application Map

- ☒ The map has an original CWRE signature.
- ☒ The map size and scale accurate and appropriate per OAR 690-380-3100(1)(b)(c)&(d).
- ☒ All authorized and proposed POD's/POA's and POU's shown and clearly labeled.
- ☒ Metes and bounds for the POD's/POA's are properly described on the map.
- ☒ The POD/POA dimensions & ¼ ¼ on map match the transfer application and certificate descriptions.
- ☒ Map acres match the tabulation on the certificate.
- ☒ Have final proof maps/deed maps for the rights. ☐ Application map matches certificate FPS.
- ☒ Have necessary aerial photos.

### Determining the "From" and "To" Lands (*make working copy of application and certificates to mark on*)

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### Ownership

- ☒ The deed/ROLI matches the "from" lands. (Don't need to check "to" lands.)
- ☒ Have current tax lot map. (*If transfer application is several years old, contact assessor's office*)
- ☒ The applicant is the owner of the "from" lands.
- ☒ All owners on the deed/ROLI have signed the application.
- ☐ If necessary, there is a notarized, signed statement of consent from landowners other than applicant.
- ☐ If necessary, there is a copy of written notification to each lien holder identified on ROLI.
- ☐ Agent has authorization to make decisions.

### Evaluation (materials needed for peer reviewer in bold)

- |                                                          |                                                 |                                               |                                                     |                                                   |
|----------------------------------------------------------|-------------------------------------------------|-----------------------------------------------|-----------------------------------------------------|---------------------------------------------------|
| <input checked="" type="checkbox"/> application complete | <input checked="" type="checkbox"/> map         | <input checked="" type="checkbox"/> FPS       | <input checked="" type="checkbox"/> evidence of use | <input checked="" type="checkbox"/> land-use form |
| <input checked="" type="checkbox"/> deed/ROLI            | <input checked="" type="checkbox"/> certificate | <input checked="" type="checkbox"/> fees paid | <input type="checkbox"/> well logs                  | <input checked="" type="checkbox"/> plat card     |
| <input type="checkbox"/> audit                           | <input checked="" type="checkbox"/> dpd         |                                               |                                                     |                                                   |

Reviews/comments/conditions received? ☒ Watermaster ☐ ODFW ☒ GW

Headgate ☐ When in the judgment ☐ Prior to diverting ☐ Existing and maintain

Measuring Devices ☒ When in the judgment ☐ Prior to diverting ☐ Existing and maintain

Injury: Y N Enlargement: Y N

Conditions to avoid enlargement/injury –

## Water Rights Platcard Report

Meridian: WILLAMETTE Township: 2 North Range: 33 East Section: 28 Records per Page: 6 Search

Water Right	Changing Xfers	Priority	Use	Use Status	DLC	Gov't Lot	QQ(40): Q(160):	NE NE	NW NE	SW NE	SE NE	NE NW	NW NW	SW NW	SE NW	NE SW	NW SW	SW SW	SE SW	NE SE	NW SE	SW SE	SE SE	Unkown QQ
Select Cert:47958 OR CN Additional Info: ROSEETTA JONES App: G5335 Permit: G5283 Cert: 47958		10/8/1970	DOMESTIC	CN																		*		
Select Cert:68689 CF * Additional Info: HERITAGE IMPROVEMENT DISTRICT App: G5335 Permit: G5283 Cert: 68689		10/8/1970	DOMESTIC																			*		
Select Permit:G 9457 CN Additional Info: ROBERT E THORNE App: G10454 Permit: G9457		7/16/1981	IRRIGATION	CN												40	40							
Select Cert:40892 OR * Additional Info: DALE TUCKER App: G3184 Permit: G2990 Cert: 40892		8/3/1965	IRRIGATION												19									
Select Cert:46816 OR * Additional Info: BERNARD DUBY App: G5340 Permit: G5285 Cert: 46816		T10337 10/15/1970	IRRIGATION											8.3										
Select Cert:54738 OR * Additional Info: JAMES L/JERRI A BEALER App: G7538 Permit: G6975 Cert: 54738		10/6/1976	IRRIGATION																				38	

1 2

Acreage Legend: 12.25 Regular acreage ~~12.25~~ Acreage is on a canceled right (12.25) Acreage is part of a transfer and has not been proven up on yet (inchoate) [12.25] Acreage has been suspended \* Acreage is not specified

NO CONFLICTS  
w/ EXISTING RIGHTS

Water Rights Platcard Report

Meridian: WILLAMETTE Township: 2 North Range: 33 East Section: 28 Records per Page: 6 Search

Water Right	Changing Xfers	Priority	Use	Use Status	DLC	Gov't Lot	QQ(40): Q(160):	NE NE	NW NE	SW NE	SE NE	NE NW	NW NW	SW NW	SE NW	NE SW	NW SW	SW SW	SE SW	NE SE	NW SE	SW SE	SE SE	Unkown QQ
<i>NCR</i> <b>Select Cert:59008 OR *</b> Additional Info: DAVID L. PATTON App: G11522 Permit: G10606 Cert: 59008		5/12/1986	IRRIGATION											4.7										
<i>NCR</i> <b>Select Cert:62706 OR *</b> Additional Info: HERMAN W CAREY App: G11560 Permit: G10658 Cert: 62706		7/23/1986	IRRIGATION											4.7										
<b>Select Cert:62708 OR *</b> Additional Info: JOSEPH RALPH MCDONALD JR App: G11570 Permit: G10668 Cert: 62708		8/15/1986	IRRIGATION									37.2												
<i>NCR</i> <b>Select Cert:65792 OR *</b> Additional Info: HARRY H BLISS App: G11572 Permit: G10682 Cert: 65792		8/22/1986	IRRIGATION											9.5										
12																								

Acreage Legend: 12.25 Regular acreage ±2.25 Acreage is on a canceled right (12.25) Acreage is part of a transfer and has not been proven up on yet (inchoate) [12.25] Acreage has been suspended \* Acreage is not specified



## STATE OF OREGON

COUNTY OF

UMATILLA

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That

BERNARD DUBY

of Rt. 1, Box 583, Pendleton, State of Oregon, 97801, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of a well

a tributary of Patawa Creek for the purpose of irrigation of 8.3 acres

under Permit No. G-5285 and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from October 15, 1970 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 0.10 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the well. The well is located in the SW $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 28, T. 2 N., R. 33 E., W. M., 570 feet North and 90 feet West from the SE Corner, SW $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 28

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:

8.3 acres SW $\frac{1}{4}$  NW $\frac{1}{4}$   
Section 28  
T. 2 N., R. 33 E., W. M.

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

WITNESS the signature of the Water Resources Director, affixed

this date. November 2, 1978

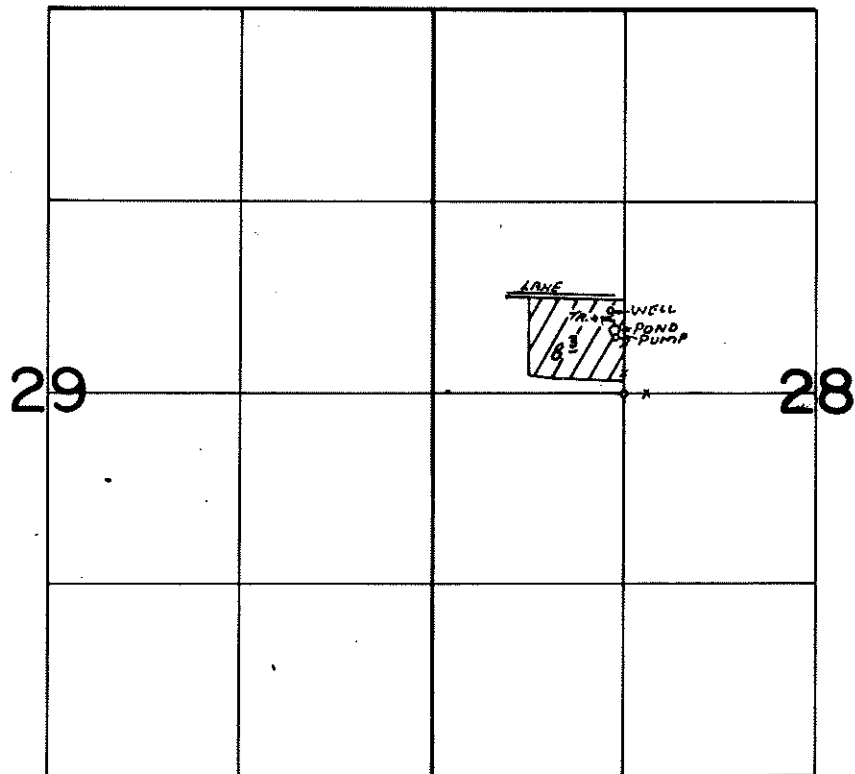
  
Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 39, page 46816

T-10337

VOR

T.2N.,R.33E.,W.M.



WELL LOC: 570' N AND 90' W FROM SE COR SW 1/4 NW 1/4 SEC 28

**FINAL PROOF SURVEY**  
UNDER

Application No. G-5340 Permit No. G-5285.  
IN NAME OF

BERNARD DUBY

Surveyed April 13, 1976, by L. T. G. G.

**STATE OF OREGON  
WATER RESOURCES DEPARTMENT**

RECEIPT # **86600**

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

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

RECEIVED FROM: Paul R. Kerzman

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

APPLICATION \_\_\_\_\_

PERMIT \_\_\_\_\_

TRANSFER T-10337

CASH: \_\_\_\_\_ CHECK: # \_\_\_\_\_ OTHER: (IDENTIFY) \_\_\_\_\_

☐ ☒ 1027 ☐ \_\_\_\_\_ TOTAL REC'D \$ 350.00

**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:**

0201 SURFACE WATER \$ \_\_\_\_\_ 0202 \$ \_\_\_\_\_

0203 GROUND WATER \$ \_\_\_\_\_ 0204 \$ \_\_\_\_\_

0205 TRANSFER \$ 350.00

**WELL CONSTRUCTION**

0218 WELL DRILL CONSTRUCTOR \$ \_\_\_\_\_ 0219 \$ \_\_\_\_\_

LANDOWNER'S PERMIT 0220 \$ \_\_\_\_\_

OTHER (IDENTIFY) \_\_\_\_\_

**0536 TREASURY 0437 WELL CONST. START FEE**

0211 WELL CONST START FEE \$ \_\_\_\_\_ CARD # \_\_\_\_\_

0210 MONITORING WELLS \$ \_\_\_\_\_ CARD # \_\_\_\_\_

OTHER (IDENTIFY) \_\_\_\_\_

**0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER**

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

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

HYDRO APPLICATION \_\_\_\_\_ \$ \_\_\_\_\_

**TREASURY OTHER / RDX**

FUND \_\_\_\_\_ TITLE \_\_\_\_\_

OBJ. CODE \_\_\_\_\_ VENDOR # \_\_\_\_\_

DESCRIPTION \_\_\_\_\_ \$ \_\_\_\_\_

RECEIPT: **86600**

DATED: 3-12-07 BY: Kerzman





Oregon Water Resources Department  
725 Summer Street NE, Suite A  
Salem, Oregon 97301-1271  
(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". Please read and refer to the instructions when completing your application. A summary of review criteria and procedures that are generally applicable to these applications is available at [www.wrd.state.or.us/publication/reports/index.shtml](http://www.wrd.state.or.us/publication/reports/index.shtml).

## APPLICATION FOR:

Please check one		
<input checked="" type="checkbox"/> Water Right Transfer	<input type="checkbox"/> Temporary Transfer (number of years _____)	<input type="checkbox"/> Drought Transfer
<input type="checkbox"/> Historic Change in POD	<input type="checkbox"/> Permit Amendment	<input type="checkbox"/> Point of Diversion Change Due to Government Action
<input type="checkbox"/> To Instream Use		
<input type="checkbox"/> Other Transfer		

## 1. APPLICANT INFORMATION

Name: Paul Kerzman  
First Last  
Address: 46120 Minthorn Lane  
Pendleton OR 97801  
City State Zip  
Phone: (541) 278-9747  
Home Work Other  
\*Fax: \_\_\_\_\_ \*E-Mail address: PKerz@wtechlink.com  
\*Optional information

## 2. AGENT INFORMATION

(The agent listed is authorized to represent the applicant in all matters relating to this transfer application)

Name: N/A  
First Last  
Address: \_\_\_\_\_  
\_\_\_\_\_  
City State Zip  
Phone: \_\_\_\_\_  
Home Work Other  
\*Fax: \_\_\_\_\_ \*E-Mail address: \_\_\_\_\_  
\*Optional information

### 3. TYPE OF CHANGE PROPOSED

Please check all that apply

Point of Diversion or Appropriation	Place of Use	Character of Use (n/a for Permit Amendments)
<input checked="" type="checkbox"/> Change (The old point of diversion or appropriation will not be used for the portion of the water right affected by the transfer.) <input type="checkbox"/> 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.) <input type="checkbox"/> Historic Point of Diversion (Unauthorized point of diversion used for more than 10 years.) <input type="checkbox"/> Surface Water to Ground Water (A new point of appropriation will be used instead of the old point of diversion and not as an additional point of appropriation.)	<input type="checkbox"/> All, or 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.) <input type="checkbox"/> Exchange (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	Proposed new use: <input type="checkbox"/> Irrigation <input type="checkbox"/> Municipal <input type="checkbox"/> Quasi-municipal <input type="checkbox"/> Commercial <input type="checkbox"/> Industrial <input type="checkbox"/> Instream (complete <b>Supplemental Form B</b> ) <input type="checkbox"/> Domestic (indicate number of households) _____ <input type="checkbox"/> Other _____  <input type="checkbox"/> Substitution (A supplemental ground water right will be substituted for a primary surface water right.)

Reason for changes: Property subdivides / Separate Ownerships

Describe the *current* water delivery system. Include information on the pumps, canals, pipelines and sprinklers used to divert, convey and apply the water at the authorized place of use.

*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. (Not applicable to applications for Permit Amendments.)*

Water pumped from well to a two inch irrigation line used for keeping pasture moist.

System capacity: .05 ~~1.00~~ cubic feet per second (cfs)

*Attach one or more Evidence of Use Affidavits (Supplemental Form A) demonstrating that each of the right(s) involved in the transfer have been exercised in the last five years or that a presumption of forfeiture for non-use could be rebutted. (Not applicable to applications for Permit Amendments.)*

RECEIVED

MAR 12 2007

WATER RESOURCES DEPT  
SALEM, OREGON

T 10337



#### 4. CURRENT WATER RIGHT INFORMATION

A separate page providing the information in this section must be completed for each certificate, permit, decree, or other right involved in the proposed transfer.

Water Right Subject to Transfer (check and complete one of the following):

<input checked="" type="checkbox"/> Certificated Right	<u>46816</u> Certificate Number	<u>G - 5285</u> Permit Number or Decree Name
<input type="checkbox"/> Adjudicated, Un-certificated Right	 Name of Decree	 Page Number
<input type="checkbox"/> Permit for which Proof has been Approved	 Permit Number	 Date Claim of Beneficial Use Submitted
<input type="checkbox"/> Transferred Right for which Proof has been Filed	 Previous Transfer Number	 Date Claim of Beneficial Use Submitted
<input type="checkbox"/> Permit for which an Amendment is Requested	 Permit Number	 Completion Date of Permit

Name on Permit, Certificate, or Decree: Bernard Duboy

County: Umatilla Authorized Use(s): \_\_\_\_\_

Are there multiple **Priority Dates** identified on the water right? ☐ Yes ☒ No

If "Yes", any information provided on **Page 4** must identify which priority date is associated with each of the proposed points of diversion/appropriation and places of use. In addition, list those priority dates: \_\_\_\_\_

Source(s) of Water Listed on Right: a well

Tributary to: Patawa Creek

Are there other **Sources** listed on the water right? ☐ Yes ☒ No

If "Yes", any information provided on **Page 4** must identify which source is associated with each of the proposed points of diversion/appropriation and proposed places of use. In addition, list those other sources: \_\_\_\_\_

Are there **Other Water Rights** or permits associated with this land? ☐ Yes ☒ No

If "Yes", what are the Permit or Certificate Numbers? \_\_\_\_\_  
Pursuant to ORS 540.510, any right that is supplemental to a primary right proposed for transfer must be included in the transfer or be cancelled.

Remarks: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

RECEIVED

MAR 12 2007

WATER RESOURCES DEPT  
SALEM, OREGON





## 5. PROPOSED CHANGES TO THE WATER RIGHT

*A separate page providing the information in this section must be completed for each certificate, permit, decree, or other right involved in the proposed transfer.*

Certificate Number or other identifying number from *Section 4*: 46816

**Location of Proposed Point(s) of Diversion or Point(s) of Appropriation:**

Township	Range	Mer	Sec	¼ ¼ Section	Gov't Lot or DLC	Survey Coordinates (coordinates from a recognized survey corner)
2 N	33	E	WM	28 SW¼, NW¼	_____	

*Attach additional copies as necessary to describe locations of other proposed points of diversion or appropriation. Clearly mark each of the additional copies with the appropriate Certificate Number or other identifying number. Not applicable to applications for transfers to instream water rights.*

*GPS coordinates*

**Location of Proposed Place of Use:**

Township	Range	Mer	Sec	¼ ¼ Section	Gov't Lot or DLC	Acres (if applicable)
2 N	33	E	WM	28 SW¼, NW¼	_____	4.15

*Attach additional copies as necessary to describe locations of other proposed places of use. Clearly mark each of the additional copies with the appropriate Certificate Number or other identifying number. Not applicable to applications for transfers to instream water rights.*

Remarks: \_\_\_\_\_

**RECEIVED**

MAR 12 2007

WATER RESOURCES DEPT  
SALEM, OREGON

10337

Transfer Application/5

## 6. 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

Will any of the water rights be located within or served by an irrigation or other water district after the proposed transfer? ☐ Yes ☒ No

Is water for any of the rights supplied under a water service agreement or other contract for stored water with a Federal agency? ☐ Yes ☒ No

If "Yes", for any of the above, list the name and mailing address of the district and/or agency:

N/A

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, C.T.U.I.R.

## 7. 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): Paul & Gina Kerzman  
First Last  
Address: 46120 Minthorn Lane  
Pendleton OR 97801  
City State Zip

Does the applicant own the lands TO which the right is being transferred? ☒ Yes ☐ No

If "No", provide the following information:

Names of Receiving Landowner(s): Paul & Gina Kerzman  
First Last  
Address: 46120 Minthorn Lane  
Pendleton OR 97801  
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.

RECEIVED

MAR 12 2007

WATER RESOURCES DEPT  
SALEM, OREGON



## 8. ATTACHMENTS

Check each of the following attachments included with this application. The application will be returned if all required attachments are not included.

### Form A – Evidence of Use Affidavits

- ☒ 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.

### Form B – Instream Water Right Transfer

- ☐ Required for instream transfers only.

### Map

- ☒ Permanent 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.
- ☐ Permit Amendment, Temporary Transfer, or Other Application  
A map meeting the requirements of OAR 690-380-3100 must be included but need not be prepared by a Certified Water Right Examiner.

### Evidence of Lien Holder Notification

- ☐ Copies of the written notification of the proposed transfer provided by the applicant to each lien holder, unless the water right has been quit claimed.

### Recorded Deed

- ☐ Required for temporary transfers only.

### Land Use Information Form:

- ☒ Enclosed
- ☐ 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.

### Water Well Reports/Well Logs:

- ☒ 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.
- ☐ The application is for a surface water transfer and water well reports are not required.

### Fees:

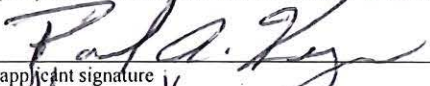
- ☒ Amount enclosed: \$ 350.00  
See the Department's Fee Schedule at [www.wrd.state.or.us](http://www.wrd.state.or.us) or call (503) 986-0900.

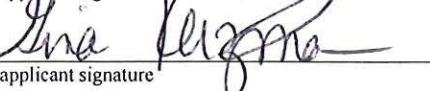
## 9. SIGNATURES

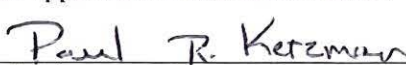
I (we) understand that prior to approval of a permanent transfer and after issuance of a draft preliminary determination by the Department, I (we) must submit:

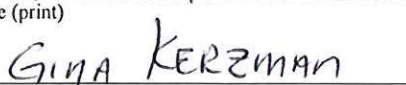
- (1) A report on ownership and lien information prepared by a title company within the last three months if required under OAR 690-380-3000(18), and
- (2) If I (we) are not the landowners, proof that the landowner or entity to which the water right has been quitclaimed consents to the transfer or that ownership information is not required.

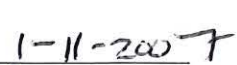
I (we) affirm that the information contained in this application is true and accurate.

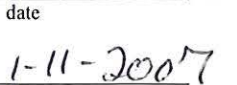
  
applicant signature

  
applicant signature

  
name (print)

  
name (print)

  
date

  
date

### Before submitting your application, be sure you have:

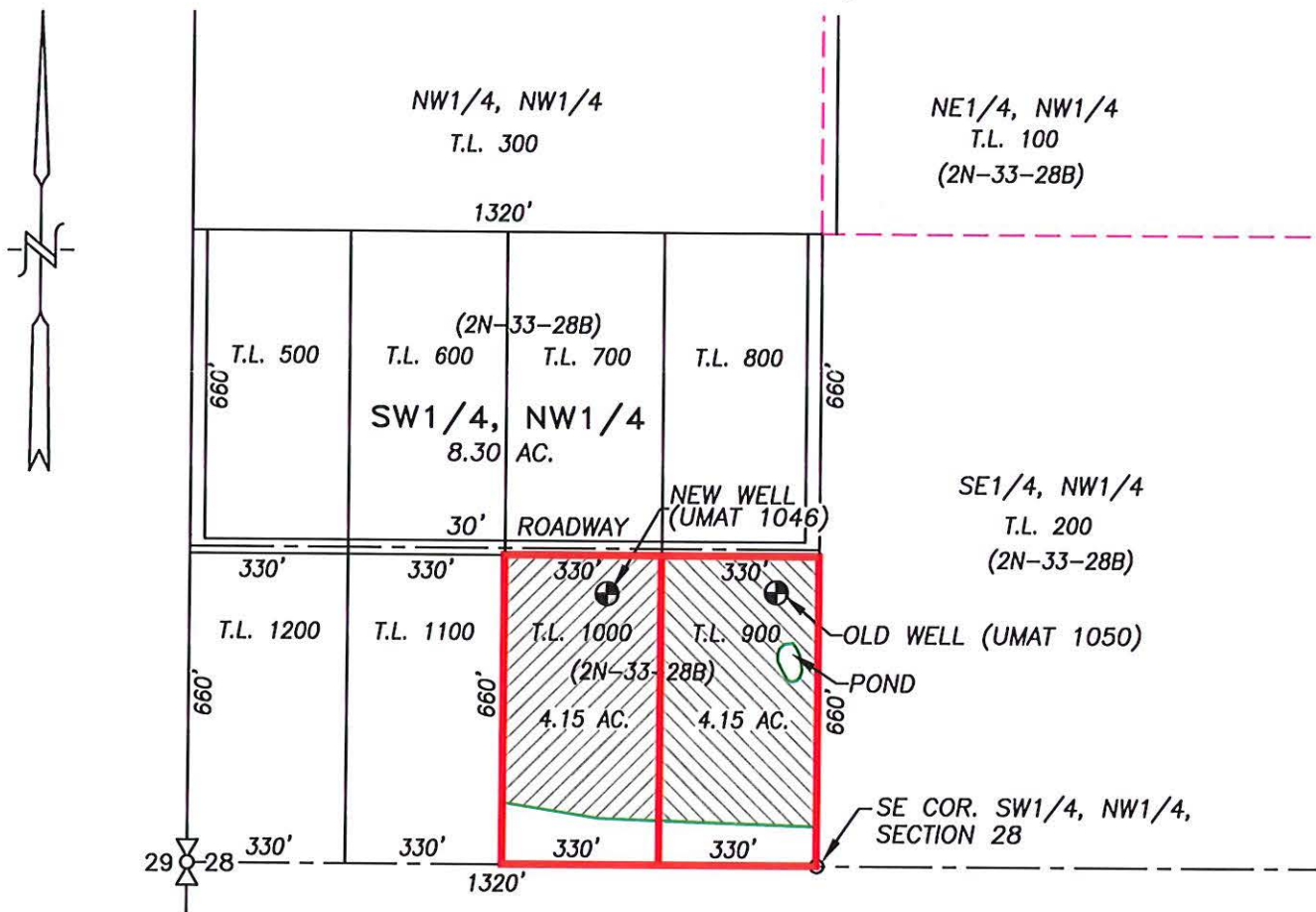
- Answered each question completely.
- Included the required attachments.
- Provided original signatures for all named deed holders or other parties with an interest in the right.
- Included a check payable to the Oregon Water Resources Department for the appropriate amount.

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NW.1/4, SECTION 28, TWP.2 N. RANGE 33 E. W.M.  
UMATILLA COUNTY, OREGON



- ⊕ OLD WELL, 570' N. & 90' W. OF SE COR. SW1/4, NW1/4, SEC. 28
- ⊕ NEW WELL, 566' N. & 446' W. OF SE COR. SW1/4, NW1/4, SEC. 28

 EXISTING APPLICATION AREA = 8.30 ACRES (PERMIT No. G-5285)

## **TRANSFER APPLICATION MAP FOR CHANGE IN POINT OF APPROPRIATION**

SCALE: 1" = 400'

TRANSFER No. \_\_\_\_\_

APPLICATION No. G-5340

PERMIT No. G-5285

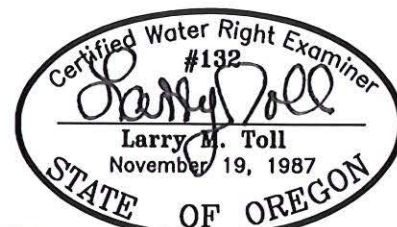
IN THE NAME OF: PAUL KERZMAN

DATE: JANUARY 31, 2007

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EXPIRES: 06/30/08

**TENNESON ENGINEERING CORP.**

CONSULTING ENGINEERS  
409 LINCOLN STREET  
THE DALLES, OREGON 97058  
541-296-9177 FAX 541-296-6657



**NOTE:**

"THIS MAP IS NOT INTENDED TO  
PROVIDE DIMENSIONS OR LOCATIONS  
OF PROPERTY OWNERSHIP LINES."

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W.O. #12405wr





## 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: Paul R. Kerzman  
Address: 46120 Minthorn Lane  
City: Pendleton State: OR Zip: 97801 Day Phone: 541-278-9747

#### 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 Designation (e.g. Rural Residential/RR-5)	Water to be: (check all that apply)	Proposed Land Use
1000	Rural Residential	<input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Irrigation
		<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	
		<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	
		<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	
		<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	
		<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	

List counties and cities where water is proposed to be diverted, conveyed, or used.

#### 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: Pasture

Indicate the source of the water to be used.

☐ Reservoir/Pond ☒ Ground Water ☐ Surface Water

Indicate the estimated quantity of water the use will require: 12.45 <sup>(source)</sup> ☐ CFS ☐ GPM ☒ Acre-Feet

Last revised: 04/06/04

### Receipt for Request for Land Use Information

State of Oregon  
Water Resources Department  
725 Summer Street NE, Suite A  
Salem, OR 97301-1271  
(503) 986-0900

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4.15 x 3 = 12.45  
20105 x 3



**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): None. 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.

Type of Land Use Approval Needed (e.g. plan amendments, rezones, conditional use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Check the item that applies: Land Use Approval:	
<u>None</u>		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued

**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: JACK L. DAVIS, AICP Date: Feb 5, 2007

Title: Senior Planner Phone: 541 276-3099

Signature: JACK L. DAVIS

**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.

Must coordinate with Tribal Water Resources Office.

Land Zoning designation is Aq-1, Exclusive Farm Use Zone.

Assessor's Map # 2N3328B

**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.

1 10337

**Receipt for Request for Land Use Information**

Name of applicant: \_\_\_\_\_

This receipt must be signed by a local government representative and returned to the applicant at the time they present this form. This receipt must be included with the application filed with the Water Resources Department if the local government cannot provide the requested land use information while the applicant waits.

City or County: \_\_\_\_\_

Staff contact: \_\_\_\_\_ Phone: \_\_\_\_\_

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

**Water Right Transfer Supplemental Form A  
AFFIDAVIT ATTESTING TO THE USE OF WATER**

State of Oregon )  
County of Umatilla ) ss

I, Paul R. Kerzman, in my capacity as Deed Holder,  
mailing address 46120 Minthorn Lane  
telephone number (541) 278-9747, 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 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	1/4 1/4 Section	Gov't Lot or DEC	Acres (if applicable)
2	N	3	3	WM	28	SW 1/4, NW 1/4	1000	4.89 PER 4.15

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SALEM, OREGON**

(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.

T 10337

4. The water right was exercised for the authorized purpose described below (e.g., crops grown):

Irrigating Pasture for grassland crop use  
for grazing livestock.

5. The water delivery system used to apply water as authorized by the right is described below:

Hard Irrigation line / 20 heads 2 1/2 - 3" line

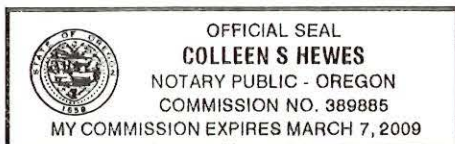
6. One or more of the following documentation supporting the above statements is attached:

- ☐ 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,
- ☐ Other: \_\_\_\_\_

Paul A. Kegan  
Signature of Affiant

2007/01/11  
Date

Signed and sworn to (or affirmed) before me this 11 day of Jan, 2007.



Colleen S. Hewes

Notary Public for Oregon

My Commission Expires: 3/7/2009

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



**TRANSFER OF WATER RIGHTS (CHANGES TO WATER RIGHTS)\*\*  
(OAR CHAPTER 690, DIVISIONS 21 AND 380)**

**I. Regular Transfers, Permit Amendments and Water Right Exchanges**

*A type of change is any of the following: place of use, point of diversion/appropriation, or character of use.*

Base: minimum fee for one change:	\$350.00
PLUS:	
Each additional type of change requested:	\$350.00
Each change in place of use or type of use or water exchange:	\$175.00 for each cubic foot per second (CFS) or fraction thereof in addition to the first CFS

**II. Temporary Transfers**

*Temporary transfers are allowed for a change in place of use, point of diversion/appropriation to facilitate a change in place of use, character of use identified in a right to store water, and change in use under some circumstances in the Deschutes Basin*

Base:	\$175.00
PLUS:	
Non-Irrigation uses:	\$75.00 for each CFS or fraction thereof beyond the first CFS
Irrigation uses:	\$1.00 (or \$0.25 if submitted in a Department approved digital format) per acre of land irrigated

**III. Permanent Irrigation District Transfers**

Base:	\$350.00 for up to one CFS
PLUS:	
Additional fee:	\$175.00 for each CFS or fraction thereof in addition to the first CFS

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? Flowmeter:

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#### IV. Temporary Irrigation District Transfers

Base:	\$175.00 for up to one CFS
<i>PLUS:</i>	
Non-Irrigation uses:	\$75.00 for each CFS or fraction thereof in addition to the first CFS
Irrigation uses:	\$1.00 (or \$0.25 if submitted in a Department approved digital format) per acre of land irrigated

#### V. Substitution of Surface Water for Ground Water

\$250.00

#### **\*\* Waiver of Fees (OAR 690-380-3400)**

The Director shall waive \$100 or 50 percent of the application fee, whichever is greater, for that portion of a change to a water right permit under ORS 537.211(4) or a water right subject to transfer under ORS 540.520 or 540.523, that is:

(1) To establish an instream water right pursuant to ORS 537.348; (2) is necessary to complete a project funded by the Oregon Watershed Enhancement Board under ORS 541.375; or (3) determined and endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat.

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Pendleton NRES Provided Aerial 2004

Section Boundry

T2N, R33E, Sec 28

2004

4.2 ac

4.0 ac

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Pacific Power 2004-2005

JUSM V\_ View Usq\_Dtl\_inq USg\_qty svc\_LD\_prfl cUst\_agrmT usG\_adJ +  
----- CSS ----- 02-06-2007  
P65215 SELECT METERED USAGE HISTORY 13:50:04

Service ID 290802309 001 RESIDENTIAL  
Site Addr 46120 MINTHORN LN PENDLETON OR 97801 9523 20  
Agrmt # 45886338 001 001 GINA KERZMAN Seasonal ? N

----- Usage Details -----  
Mo T S Cyc Read Date/Dys R KWH KWH Usq Usq Invoice Amt  
- 12 17 12-23-2005 30 I 41368 1090 73.94  
- 11 17 11-23-2005 34 I 40278 612 39.06  
- 10 17 10-20-2005 28 I 39666 433 28.45  
- 09 17 09-22-2005 29 I 39233 743 45.99  
- 08 17 08-24-2005 32 I 38490 1457 94.04  
- 07 17 07-23-2005 32 I 37033 1907 131.89  
- 06 17 06-21-2005 29 I 35126 601 39.27  
- 05 17 05-23-2005 32 I 34525 487 32.01  
- 04 17 04-21-2005 29 I 34038 434 29.36  
- 03 17 03-23-2005 29 I 33604 452 30.30  
- 02 17 02-22-2005 29 I 33152 495 32.44  
- 01 17 01-24-2005 33 I 32657 660 43.17  
- 12 17 12-22-2004 34 A 31997 656 42.90  
Average 771 50.99  
- +

IAA005 View successful.

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Pandleton NRCs office 2005

Section Boundry

T2N, R33E, Sec 28

PUMP  
HOUSE

2005

4.2 ac

4.0 ac

660'

330'



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2005-2006

JUSM V\_ View Usq\_Dtl\_inq USg\_qty svc\_LD\_prfl cUst\_agrmT usG\_adj +  
 ----- CSS ----- 02-06-2007  
 P65215 SELECT METERED USAGE HISTORY 13:48:33

Service ID 290802309 001 RESIDENTIAL

Site Addr 46120 MINTHORN LN PENDLETON OR 97801 9523 20

Agrmt # 45886338 001 001 GINA KERZMAN

Seasonal ? N

Usage Details											
Mo	T	S	Cyc	Read	Date/Dys	R	KWH	KWH	Usg	Usg	Invoice Amt
01			17	01-25-2007	34	I	51592		819		58.09
12			17	12-22-2006	31	I	50773		755		52.05
11			17	11-21-2006	32	I	50018		551		37.82
10			17	10-20-2006	29	I	49467		499		34.61
09			17	09-21-2006	30	I	48968		809		54.73
08			17	08-22-2006	27	I	48159	1018			71.00
07			17	07-26-2006	36	I	47141	1940			136.64
06			17	06-20-2006	29	I	45201		519		35.01
05			17	05-22-2006	31	I	44682		601		40.03
04			17	04-21-2006	29	I	44081		465		31.46
03			17	03-23-2006	29	I	43616		613		41.24
02			17	02-22-2006	29	I	43003		715		48.14
01			17	01-24-2006	32	I	42288		920		61.14
Average								786			54.00

IAA005 View successful.

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# TRANSFER CHECK OFF LIST

TRANSFER FILE #

10337

DATE RECEIVED

3-12-07

DATE MONEY SLIPPED

3-12-07

DATE RECEIPTED

3-12-07

VALID WATER RIGHT?

X Yes        No

TEMP ALT AC   7  

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

DECRB MARKED

DECRB COPIED

ADJUDICATION MAP COPIED

ENTRIES CHECKED

CHECKED BY        INIT FOLDER       

PUBLIC NOTICE DATE

3-20-07

(PREPARED & COPIED) yes

LETTER SENT

yes

Irrigation District no (copy of app & map)

COPY TO WM

yes

BLUE FORM TO WM

yes

Orange Perm Amend/Yellow Temp/Gru 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/Gru Dist/Lav Alt Acr/pink his

COPY TO CWRE

yes

LETTER TO ODFW

no

ALL Surface water POU/USE (POD and APOD FISH SCREENS)

TRANSFER SENT TO:

no drawer

SW --- NCR --- SCR --- BR

SHRINK DATA IF THERE ARE MANY FILES INVOLVED AND GLUE TO FOLDER