

TEMPORARY

T-10373

Name Ron LaFranchi

By _____

Address 580 North Central

Cogswell OR 97423

541-396-5571

DESCRIPTION OF WATER RIGHT

Name of stream Well #1 Well #2

Trib. of Fort Rock Basin County of Lake

Use IR

Quantity of water _____ No. of acres _____

Name of ditch _____

Date of priority 1975 1977

In name of Charles/Ilene Tompkins

_____ Adjudication, Vol. _____, page _____

App. No. 67127 6-6616 Per. No. 67484 Cert. No. 47618
68099 52623

Certificate cancelled _____

Notation made on record by _____

FEEES PAID

Date	Amount	Receipt No.
<u>4/20/07</u>	<u>232.00</u>	<u>87221</u>
TOTAL . . .		
	Cert. Fee	

FEEES REFUNDED

Date	Amount	Check No.

Change in FOU APOA

Date filed _____

Date of hearing _____

Place of hearing _____

Date of order 6-15-07 Vol. 72, page 329

Date for application of water _____

Proof mailed _____

Proof received _____

Certificate issued _____ Vol. _____, page _____

REMARKS

Agent: Dennis Glender, Glenders Hydro Tech Services 8664 SW Sand Ridge Rd. Crooked River Ranch, OR 97760

541-548-4882 Cell 521 219-0806

NOID

Lake County 513 center Lakeview, OR 97630

ClO: Kruse Ranch, LLC PO Box 10 Fort Rock OR 97735



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 19, 2007

RON LAFRANCHI
580 NORTH CENTRAL
COQUILL OR 97423

Reference: Temporary Transfer 10373

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

The change shall be effective at the end of the 2006 irrigation season. The use shall revert to the authorized place of use at the end of the 2011 irrigation season.

Sincerely,

Sarah Henderson

for Doug Parrow
Natural Resource Specialist

DP:sh

cc: Watermaster #12
Dennis Glender, Glender's Hydro Tech Services
(8664 SW Sand Ridge Rd, Crooked River Ranch, OR 97760)

Enclosure

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

In the Matter of Transfer Application	)	FINAL ORDER APPROVING A
T-10373, Lake County	)	TEMPORARY CHANGE IN PLACE OF
	)	USE AND AN ADDITIONAL 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 temporarily transfer the place of use and, if necessary to convey the water to the temporary place of use, the point of appropriation authorized under an existing water right. OAR Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicant

Ron LaFranchi
580 NORTH CENTRAL
COQUILLE OR 97423

Agent

Glender's Hydro Tech Services
Attn: Dennis R. Glender
8664 SW SAND RIDGE RD.
CROOKED RIVER RANCH OR 97760

Findings of Fact

Background

1. On April 20, 2007, Ron LaFranchi filed an application to temporarily change the place of use and add additional points of appropriation under Certificates 47618 and 52623 for a period of five years. The Department assigned the application number T-10373.
2. On April 23, 2007, Glender's Hydro Tech Services, agent working on behalf of the applicant, amended the transfer application and map to accurately reflect the survey coordinates of one of the proposed additional points of appropriation.

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

Certificate: 47618 in the name of Charles and Ilene Tompkins (perfected under Permit G-6696)

Use: IRRIGATION of 34.91 ACRES

Priority Date: OCTOBER 6, 1975

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 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may either 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.

Rate: 0.44 CUBIC FOOT PER SECOND (cfs)

Limit/Duty: ONE-EIGHTIETH cfs per acre, not to exceed 3 acre-feet per acre during the irrigation season of each year

Source: TOMPKINS WELL NO. 1 in the FORT ROCK BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
25 S	14 E	WM	34	SW NW	1320 FEET SOUTH AND 1320 FEET EAST FROM THE NW CORNER OF SECTION 34

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
25 S	14 E	WM	34	NE NW	8.73
25 S	14 E	WM	34	NW NW	8.73
25 S	14 E	WM	34	SW NW	8.73
25 S	14 E	WM	34	SE NW	8.72

4. An additional point of appropriation is necessary to convey the water to the proposed temporary place of use. Temporary Transfer Application T-10373 proposes to add an authorized points of appropriation approximately six miles in a northwesterly direction to:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
26 S	15 E	WM	21	NE SE	1330 FEET NORTH AND 1310 FEET WEST FROM THE SE CORNER OF SECTION 21

5. Application T-10373 proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
26 S	15 E	WM	21	SW SE	3.51
26 S	15 E	WM	21	SE SE	31.40

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

Certificate: 52623 in the name of Charles Tompkins (perfected under Permit G-7484)

Use: IRRIGATION of 23.25 ACRES

Priority Date: MAY 6, 1977

Rate: 0.29 CUBIC FOOT PER SECOND (cfs)

Limit/Duty: ONE-EIGHTIETH cfs per acre, not to exceed 3.0 acre-feet per acre during the irrigation season

Source: WELL 2 in the FORT ROCK BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
25 S	14 E	WM	34	SW NE	1320 FEET NORTH AND 1350 FEET WEST FROM THE E1/4 CORNER OF SECTION 34

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Acres
25 S	14 E	WM	34	NE NE	4.91
25 S	14 E	WM	34	NW NE	5.01
25 S	14 E	WM	34	SW NE	6.31
25 S	14 E	WM	34	SE NE	7.02

7. Additional points of appropriation are necessary to convey the water to the proposed temporary place of use. Temporary Transfer Application T-10373 proposes to add additionally authorized points of appropriation between approximately six and seven miles in a northwesterly direction to:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
26 S	15 E	WM	21	NE SE	1330 FEET NORTH AND 1310 FEET WEST FROM THE SE CORNER OF SECTION 21
26 S	15 E	WM	23	NE NW	1310 FEET SOUTH AND 2530 FEET EAST FROM THE NW CORNER OF SECTION 23

8. Application T-10373 proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
26 S	15 E	WM	21	SW SE	8.09
26 S	15 E	WM	23	NE NW	3.79
26 S	15 E	WM	23	NW NW	3.79
26 S	15 E	WM	23	SW NW	3.79
26 S	15 E	WM	23	SE NW	3.79

9. Notice of the application for temporary transfer was published on May 1, 2007, pursuant to ORS 540.520 and OAR 690-380-4000. No comments were filed in response to the notice.

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

10. Water has been used within the last five years according to the terms and conditions of the rights, and there is no information in the record that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
11. A 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 Transfer Application T-10373.
12. The proposed change would not result in enlargement of the rights.
13. The proposed change would not result in injury to other water rights. This finding is made through an abbreviated review recognizing that the transfer may be revoked under ORS 540.523(6) if the Department later finds that the transfer is causing injury to any existing water right.

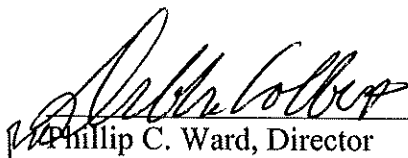
Conclusions of Law

The temporary changes in place of use and additional points of appropriation proposed in application T-10373 are consistent with the requirements of ORS 540.523 and OAR 690-380-8000.

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

14. The changes in place of use and additional points of appropriation proposed in application T-10373 are approved.
15. The former place of use **shall not** be irrigated as part of this water right during the 2007, 2008, 2009, 2010 and 2011 irrigation seasons.
16. The use shall revert to the authorized place of use at the end of the 2011 irrigation season. The authorization to use the additional point of diversion shall be terminated concurrently.
17. The approval of this temporary transfer may be revoked or modified if the Department finds the change causes injury to any existing water right.
18. A subsequent application for permanent transfer of Certificates 47618 and 52623 shall be subject to a full and complete review to determine consistency with the requirements of OAR Chapter 690, Division 380. Approval of this temporary transfer does not establish a precedent for approval of a subsequent application filed for a permanent transfer.
19. The use of water at the temporary place of use authorized by this transfer shall be in accordance with the terms and conditions of Certificates 47618 and 52623.
20. The time during which water is used under this approved temporary transfer does not apply toward a finding of forfeiture under ORS 540.610.
21. Prior to diverting of water, the water user shall install an in-line flow meter or other suitable device for measuring and recording the quantity of water used. 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 water user shall maintain and operate the measuring device as required by the Department.
22. The use of the remaining water right described by Certificates 47618 and 52623 shall continue to be in accordance with the terms and conditions of Certificates 47618 and 52623.

Dated at Salem, Oregon this 15th day of June 2007.


Phillip C. Ward, Director

Mailing Date: JUN 20 2007

Water Right Transfer Checklist

Transfer T-10373

Transfer Specialist: Sue

Transfer Type: temp

Applicant Name/Address: Ron LaFranchi 580 NORTH CENTRAL COQUILLE OR 97423

Agent Name/Address: Glender's Hydro Tech Services Attn: Dennis R. Glender 8664 SW SAND RIDGE RD. CROOKED RIVER RANCH OR 97760

CWRE Name/Number: na

Rec Landowner Name/Address: na

Irr. District Name/Address: na

Affected Gov'ts Name/Address: na

Commentors: Name/Address: na

Water Rights Affected

Records Marked	Records Copied	App File No. or Decree Name	Permit No.	Certificate No.	RR/CR Needed	RR/CR Nos.
☐	☐	G 7127	G 6696	47618	☐ Yes ☒ No	temp
☐	☐	G 8099	G 7484	52623	☐ Yes ☒ No	temp
☐	☐				☐ Yes ☐ No	

Key Dates & Initial Actions

Rec'd: 4/20/07	Proposed Action(s): POU POD HST APOD USE OTHER: pou/apoa	
Fees Pd: 232.00	WM District: 12	ODFW District: _____
Initial Notice: 5/1/07	WM Review sent: yes, still awaiting return 6/13 - sent another reminder	ODFW Review sent: yes
Acknowledgement Letter Sent ☒		GW Review sent: and received back

Processing Dates & Actions

Deficiency Contacts: telephone

Newspaper Pub Affid Due: _____

☐ not required

DPD Mailed: _____

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

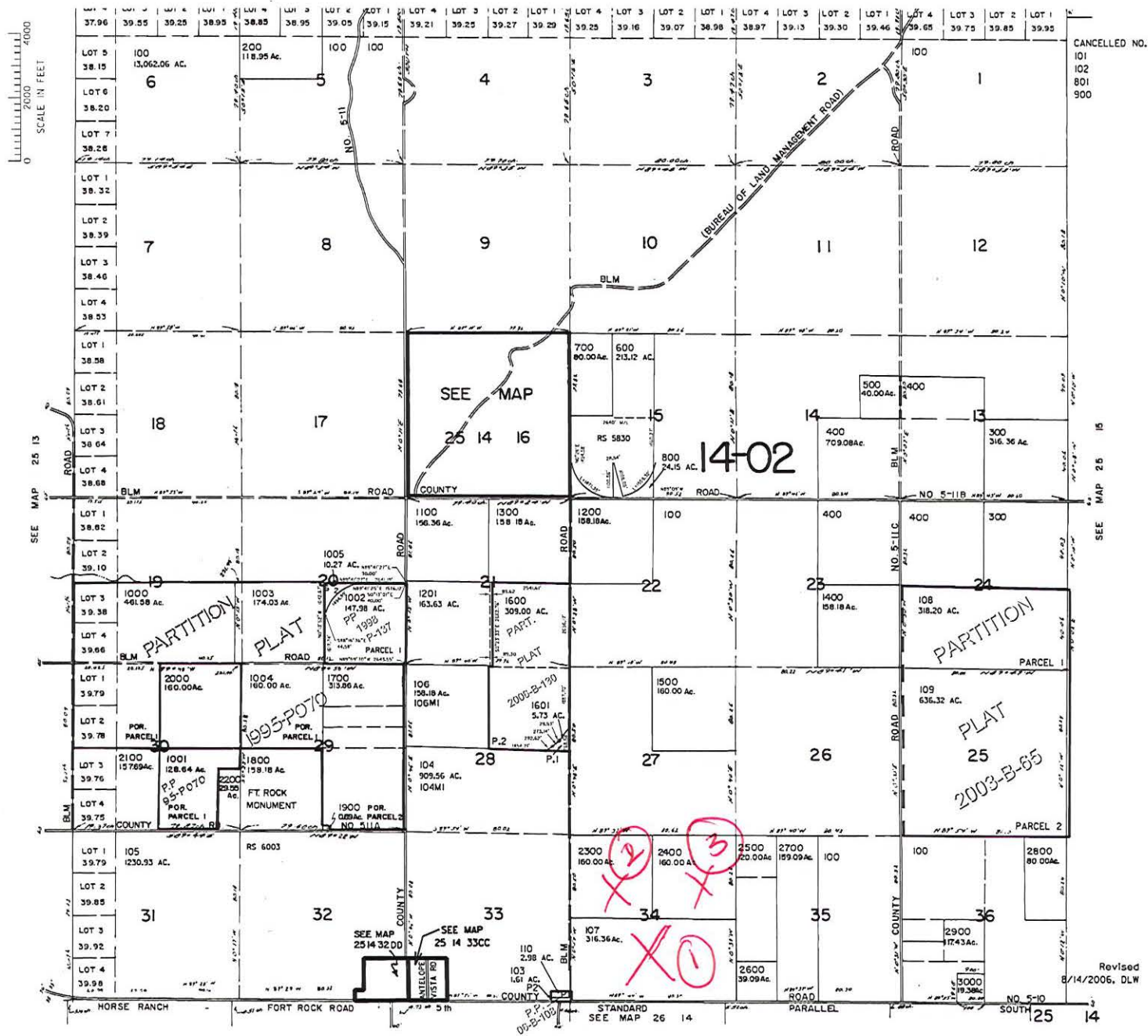
☐ File Assigned/ ModPod updated

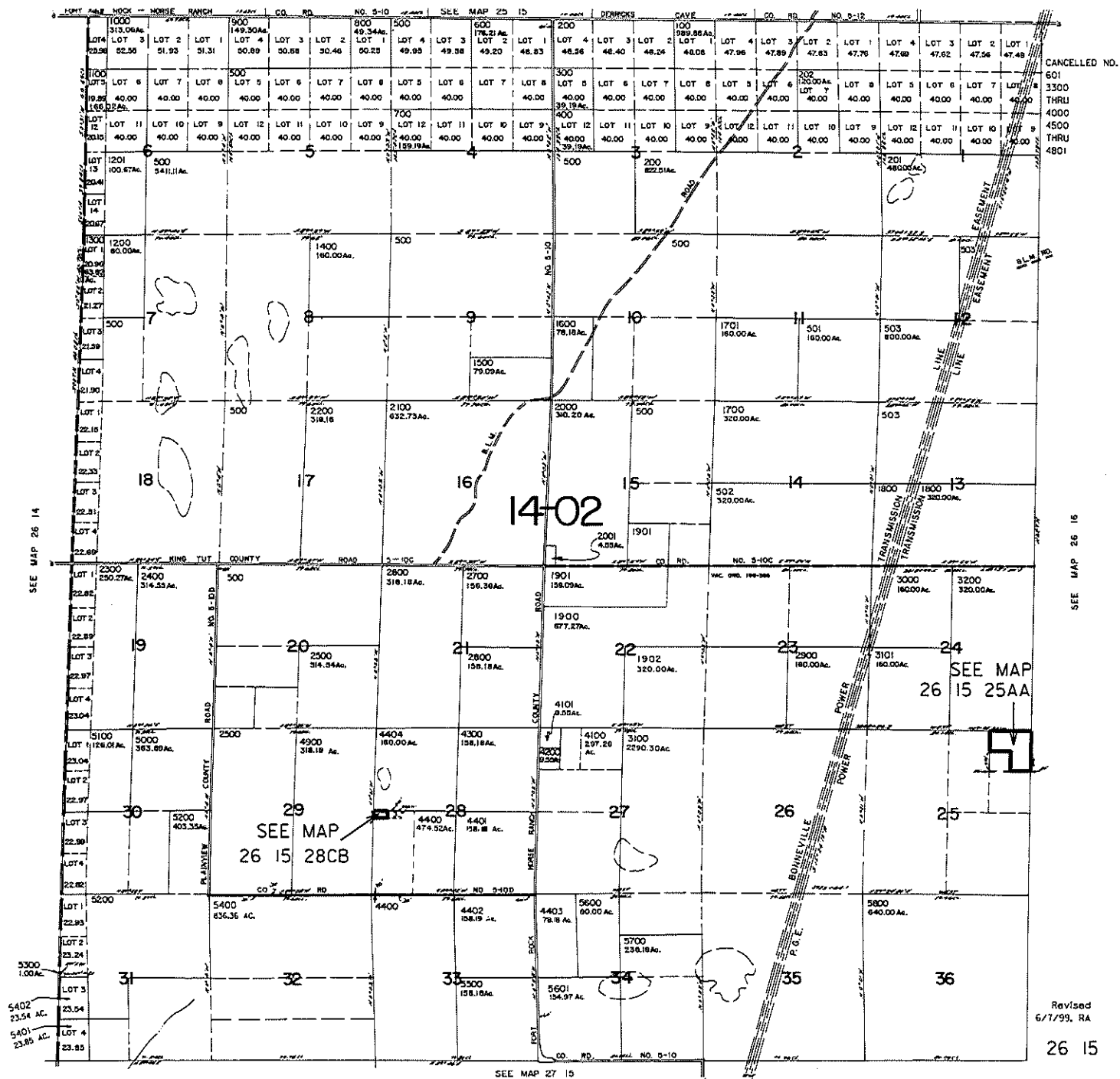
DPD Review (Optional)	PD Review (Salem)	Final Order Review (Salem)
Reviewer: _____	Reviewer: _____	Reviewer: _____
Date: _____	Date: _____	Date: _____
Coordinator: _____	Coordinator: _____	Coordinator: <u>SLP</u>
Date: _____	Date: _____	Date: <u>6/14/07</u>
Comments/Special Issues:		

Special Order Volume: Vol 72 Pages 329

Final Order Signature Date: 6-15-07

Notice of FO email'd to processors Susan





• 10

Search

NW SE	SW SE	SE SE
27.4	26	37.9
30.2	29.2	34.9

OK!

Water Rights Platcard Report

Meridian: WILLAMETTE Township: 26 South Range: 15 East Section: 23 Records per Page: 100 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	Unknown QQ
Select Cert:76456 OR CN Additional Info: THEODORE R TIAHRT App: G9126 Permit: G8551 Cert: 76456		2/8/1979	IRRIGATION	CN				40	40	40	40	40	40	40	40	34.8	34.6	33.3	33.1		0.4	0.4		
Select Cert:76519 CR CN Additional Info: RON LA FRANCHI App: G9126 Permit: G8551 Cert: 76519	T9273	2/8/1979	IRRIGATION	CN				40	40	40	40	40	40	40	40	34.8	34.6	33.3	33.1		0.4	0.4		
Select Inchoate: T 9273 CF (REG) * Additional Info: RON LA FRANCHI App: G8093 Permit: G7480		5/4/1977	IRRIGATION																	20.5	28	13.4		
Select Inchoate: T 9273 CF (REG) * Additional Info: RON LA FRANCHI App: G9126		2/8/1979	IRRIGATION																			17.8	5.5	
Select Cert:80756 RR * Additional Info: RON LA FRANCHI App: G9126 Cert: 80756		2/8/1979	IRRIGATION					30.5	30.5	30.4	30.5	30.5	30.5	30.4	30.5	30.5	30.5	30.4	30.5					
Select Inchoate: T 9273 CF (REG) * Additional Info: RON LA FRANCHI App: G8094 Permit: G7481		5/4/1977	SUPPLEMENTAL IRRIGATION (Suppl'mtl)																	20.5	28	13.4		
Select Inchoate: T 9273 CF (REG) * Additional Info: RON LA FRANCHI App: G9126		2/8/1979	SUPPLEMENTAL IRRIGATION (Suppl'mtl)																	20.5	28	13.4		

Water Rights Platcard Report

from OK

Meridian: WILLAMETTE Township: 25 South Range: 14 East Section: 34 Records per Page: 100 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	Unknown QQ
Select Cert:47618 OR * Additional Info: CHARLES/ILENE TOMPKINS App: G7127 Permit: G6696 Cert: 47618	T9673, T10373	10/6/1975	IRRIGATION									40	40	40	40									
Select Cert:52623 OR * Additional Info: CHARLES TOMPKINS App: G8099 Permit: G7484 Cert: 52623	T9673, T10373	5/6/1977	IRRIGATION					39.1	39.2	40.5	41.2													
Select Inchoate: T 8562 CF (REG) * Additional Info: KATHLEEN KRUSE App: G2849 Permit: G2652		5/5/1964	IRRIGATION																30.3					
Select Inchoate: T 8562 CF (REG) * Additional Info: KATHLEEN KRUSE App: G9816 Permit: G9027			IRRIGATION																			16.75	31.25	
Select Permit:G 10731 * Additional Info: KENNETH KRUSE App: G11324 Permit: G10731		11/30/1984	IRRIGATION																0.95	31.25	14.5			

~~Cert 47618~~
~~52623~~ WD
 Cert



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-10373

Review Due Date: _____

Applicant Name: Ron LaFranchi

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

Reviewer(s): Brian Mayer

Date of Review: Jun. 13, 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: _____
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 at old and new PODs describe and, if possible, channel losses between the old and new PODs if you check the box, _____
6. Would distribution of other water rights through the proposed change result in regulation of the existing right was maximized?
☐ Yes ☒ No _____
7. For POU changes, would the proposed change result in the diversion of water from the same source? ☒ Yes ☐ No If "Yes", explain: _____
water right cert # 47 _____
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: _____

6-14
Spoke w/Brian
Only portion outside
pivot is being moved.
Sue

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:

Measurement Devices	☐ Present and should be maintained.	☒ Should be required prior to diverting water.	☐ May be required in the future.
Headgates	☐ Present and should be maintained.	☐ Should be required prior to diverting water.	☐ May be required in the future.



Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97301-4172
(503) 378-3739
FAX (503) 378-8130

INTEROFFICE MEMO

FORWARD TO:

Susan Douthett
FIELD TRANSFER PROCESSOR WORKING ON THIS TRANSFER

DATE: 4-25-07

FROM:

X WATERMASTER, DISTRICT # _____
GROUNDWATER SECTION

(SIGNATURE) Mike Zwart
Signed by injury reviewer

SUBJECT: TEMPORARY TRANSFER # 10373 Date Signed May 14, 2007

A change in: POU APOA of water.

In the name(s) of Ron Lafranchi

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.

**OREGON WATER RESOURCES DEPARTMENT
INTEROFFICE MEMO**

To: Ground Water Rights Files

Date: May 14, 2007

From: Michael J. Zwart

Subject: Application Review: T-10373, Ron LaFranchi
(Temporary Transfer)

This application proposes a change in POU and two additional POAs, All wells involved are developing the "main ground-water reservoir" within the restrictvely classified Fort Rock Basin. The authorized wells are LAKE 153 & 154 and the proposed wells are LAKE 436 & 420.

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



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 25, 2007

RON LAFRANCHI
580 NORTH CENTRAL
COQUILLE OR 97423

DENNIS GLENDER, AGENT
8664 SW SAND RIDGE RD
CROOKED RIVER RANCH OR 97760

Reference: Temporary Transfer 10373

On April 20, 2007 we received your water right transfer application requesting a change in place of use and, additional point of appropriation for use of water from a Well, tributary to FORT ROCK BASIN. The application was accompanied by \$232.00. Our receipt 87221 is enclosed.

By copy of this letter, we are asking the Watermaster for his report regarding the potential for injury to existing water rights which may be caused by the change.

Pursuant to OAR 690-380-8010, the lands from which an irrigation water right is to be transferred and the land to which the right is to be transferred may not both receive water during the same season. If the temporary transfer is approved during an irrigation season and water has already been used at the currently authorized location during that season, then the temporary transfer will not take effect until the following season.

We will notify you if additional information or corrections to the application or map are required.

If you have any questions, please call the Transfer Section, (503)986-0900.

cc: Watermaster #12
Groundwater
Kruse Ranch LLC

enclosure



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

725 Summer Street NE, Suite A

Salem, OR 97301-1271

503-986-0900

FAX 503-986-0904

Notice of Application for Water Right Transfer, Temporary Transfer, or Permit Amendment 05/01/2007

The Department seeks comment on the recently-filed application listed below. Any person may comment on the application. Comments must be received by the Department within 30 days of the date of this notice.

County: LAKE
Transfer: 10373
Water Right: CERT 47618,52623
Priority Date: 1975,1977
Name: RON LAFRANCHI
Address: 580 NORTH CENTRAL; COQUILLE OR 97423
Change: POU/APOA
Source: WELL
Authorized APOA: T25S R14E 34
Proposed APOA: T26S R15E 21,23
Authorized POU: T25S R14E 34
Proposed POU: T26S R15E 21,23

The holder of a water right may apply to permanently change an existing water use subject to transfer. A transfer application may involve any of the following changes: Point of diversion or appropriation (POD; POA); Additional point of diversion or appropriation (APOD; APOA); Historic POD (HIST); Place of use (POU); Character of use (USE); Instream (ISWR); Substitution (SUB); or Exchange (EXCH).

The holder of a water right subject to transfer may request to temporarily change the place of use of the water for up to 5 years and, if necessary to convey the water, to temporarily change the point of diversion or appropriation.

The holder of a water right permit may apply to change a point of diversion (POD) or appropriation (POA) or to change the place of use (POU).

Any person who provides comments within the comment period will receive a copy of the Department's preliminary determination of whether the application should be approved or rejected after the Department has completed a review of the application and will be provided an opportunity to protest the application and preliminary determination at that time. The Director may presume that the transfer would be allowed by, and compatible with comprehensive plans unless an affected local government informs the Director otherwise within 30 days of this notice. Comments should be sent to the Transfers Section at the Department's Salem office.

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **87221**

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

INVOICE # _____

RECEIVED FROM: Frederick Carleton

BY: _____

APPLICATION	
PERMIT	
TRANSFER	T-10373

CASH: ☐ CHECK:# 1389 OTHER: (IDENTIFY) ☐ _____

TOTAL REC'D \$ 232.00

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	EXAM FEE \$ _____	0202 RECORD FEE \$ _____
0203 GROUND WATER	\$ _____	0204 \$ _____
0205 TRANSFER	\$ <u>232.00</u>	

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 _____ \$ _____

87221

DATED: 4/10/07 BY: [Signature]



Please type or print legibly in dark ink. If your application is incomplete or inaccurate, we will return it to you. If any requested information does not apply to your application, insert "N/A" to indicate "Not Applicable." As you complete this form, please refer to notes and guidance included on the application. A summary of review criteria and procedures that are generally applicable to these applications is available at www.wrd.state.or.us/OWRD/PUBS/forms.shtml.

Please check one

☐ Permanent Transfer	☐ Instream Transfer
☒ Temporary Transfer	☐ Permanent
• total number of years: <u>5</u>	☐ Time-Limited
(begin year: <u>2007</u>)	☐ Drought Transfer
(end year: <u>2011</u>)	☐ Other

Name: RON LaFranchi

FirstLast

Address: 580 NORTH CENTRAL
COQUILL, OREGON 97423

CityStateZip

Phone: (541) 396-5571

HomeWorkOther

Fax: _____ E-Mail address: _____

Name: DENNIS R. GLENDER, GLENDER'S HYDRO TECH SERVICES_____

First Last

Address: 8664 SW SAND RIDGE RD_____

CROOKED RIVER RANCH, OREGON 97760

City State Zip

Phone: (541) 548-4882, CELL (541) 219-0806_____

Home Work Other

Fax: (541) 504-7728 E-Mail address: diglender@msn.com

- WATER RESOURCES DEPT
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4. PROPOSED CHANGE(S) TO WATER RIGHT(S)

- List **all** water rights to be affected by this transfer. Indicate the certificate, permit, decree or other identifying number(s) in the table below: *(Attach additional pages as necessary.)*

	Application / Decree	Permit / Previous Transfer	Certificate
1.	G-7127	G-6696	47618
2.	G-8099	G-7484	52623
3.			
4.			
5.			
6.			

- Attach a **separate Supplemental Form A** (*Description of Proposed Change(s) to a Water Right*) for **each** water right listed above.
- Check **all** proposed change(s) included in this transfer application:
 - ☒ Place of Use ☐ Point of Diversion ☐ Additional Point of Diversion
 - ☐ Character of Use ☒ Point of Appropriation ☐ Additional Point of Appropriation
 - ☐ Instream Transfer ☐ Surface Water source to Ground Water source
- Reason(s) for change(s): WATER RIGHTS HAVE BEEN PURCHASED FROM KRUSE____
RANCH, LLC AND ARE BEING TRANSFERRED TO LANDS OWNED BY PPLICANT_____

5. WATER DELIVERY SYSTEM

- Describe the **current** water delivery system **or** the system that **was in place** at some time **within the last 5 years**. Include information on the pumps, canals, pipelines and sprinklers used to divert, convey and apply the water at the authorized place of use. If the transfer involves multiple rights that have independent systems, describe each system separately.

The description must be sufficient to demonstrate that the full quantity of water to be transferred can be conveyed from the authorized source and applied at the authorized location and that the applicant is ready, willing, and able to exercise the right.

Both systems 75 horse power turbine pumps with center pivot irrigation systems

With big gun portable sprinklers systems for corners.

- System capacity: 2.0 cubic feet per second (cfs). If the transfer involves multiple rights that have independent systems, describe the capacity for each system separately.

Both systems produce 2.0 cfs each

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6. EVIDENCE OF BENEFICIAL WATER USE

- Attach one or more **Evidence of Use Affidavits** (Supplemental Form B) demonstrating that each of the right(s) involved in the transfer have been exercised in the last five years in accordance with the terms and conditions of the right or that a presumption of forfeiture for non-use could be rebutted. The Evidence of Use Affidavit(s) **must include supporting documentation** such as the following:
 - ▶ Copies of receipts from sales of irrigated crops or for expenditures relating to use of water;
 - ▶ Records such as Farm Service Agency crop reports, irrigation district records, an NRCS farm management plan, or records of other water suppliers;
 - ▶ Dated aerial photographs of the lands or other photographs containing sufficient detail to establish location and date of the photograph; *or*
 - ▶ If the right has **not** been used during the past five years, documentation that the presumption of forfeiture would be rebutted under ORS 540.610(2).

7. AFFECTED DISTRICTS AND LOCAL GOVERNMENTS

- Are any of the water rights proposed for transfer located within or served by an irrigation or other water district? ☐ Yes ☒ No
- 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 or other entity? ☐ Yes ☒ No

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

- 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).

Lake county, 513 Center, Lakeview, Oregon 97630

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8. LAND OWNERSHIP

- Does the applicant own the lands **FROM** which the right is being transferred? ☐ Yes ☒ No

If "No", provide the following information. For Temporary Transfers, also include a notarized statement granting consent to the transfer from each of the landowners:

Names of Current Landowner(s): KRUSE RANCH, LLC _____
First Last

Address: PO Box 10 _____
Fort Rock, Oregon 97735
City State Zip

- Does the applicant own the lands **TO** which the right is being transferred?
☒ Yes ☐ No ☐ N/A - NOT APPLICABLE TO INSTREAM TRANSFERS

If "No", provide the following information:

Names of Receiving Landowner(s): _____
First Last

Address: _____
City State Zip

- Check one of the following:
- ☐ The receiving landowner will be responsible for completion of the proposed changes after the final order is issued. All notices and correspondence should be sent to this landowner.
- ☒ The applicant will remain responsible for completion of changes. Notices and correspondence should continue to be sent to the applicant and applicant's agent.
- ☐ N/A. (Not applicable. Application is for an Instream Water Right Transfer.)

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9. ATTACHMENTS

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

Supplemental Form A –

Description of Proposed Change(s) to a Water Right

- ☒ A separate Supplemental Form A is enclosed for each water right to be affected by this transfer.

Supplemental Form B –

Evidence of Use Affidavit(s)

- ☒ At least one Evidence of Use Affidavit documenting that the right has been used during the last five years or that the right is not subject to forfeiture under ORS 540.610 is attached. The affidavit provided must be the original (not a copy), and
- ☒ The Evidence of Use Affidavit must be accompanied by supporting documentation.

Map

- ☐ *Water Right Transfer*
The map must be prepared by a Certified Water Right Examiner and meet the requirements of OAR 690-380-3100 unless a waiver has been granted. The map provided must be the original, not a copy.
- ☒ *Temporary Transfer or Historical POD Change*
A map meeting the requirements of OAR 690-380-3100 must be included but need not be prepared by a Certified Water Right Examiner.

Water Well Report(s)/Well Log(s):

- ☒ The application is for a change in point of appropriation or change from surface water to ground water and copies of all water well reports are attached.
- ☐ Water well reports are not available and a description of construction details including well depth, static water level, and information necessary to establish the ground water body developed or proposed to be developed is attached.
- ☐ N/A. The application does not involve a change in point of appropriation or a change from surface water to ground water, so water well reports are not required.)

Land Use Information Form:

- ☒ Enclosed; *or*
- ☐ Not Required if all of the following are met:
- ① In EFU zone or irrigation district,
 - ② Change in place of use only,
 - ③ No structural changes needed, including diversion works, delivery facilities, other structures, *and*
 - ④ Irrigation only.

Fees:

- ☐ Amount enclosed: \$ 232⁰⁰xx
See the Department's Fee Schedule at www.wrd.state.or.us or call (503) 986-0900.

Instream Water Right Transfers, also include:

Supplemental Form C –

Instream Water Right Transfer

- ☐ Complete this form to describe the desired nature and attributes for the proposed instream water right.

Temporary Transfers, also include:

Recorded Deed:

- ☒ The applicant must submit a copy of the current deed of record for the land from which the authorized place of use or point of diversion/appropriation is being moved.

Affidavit of Consent:

- ☒ If the applicant is NOT the owner of record for the land from which the authorized place of use or point of diversion/appropriation is being moved, a notarized statement from the actual owner of record consenting to the proposed transfer must be submitted.

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Before submitting your application to the Department, be sure you have:

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

10. SIGNATURES

▪ Check one of the following, as appropriate, and sign the application in the signature box below:

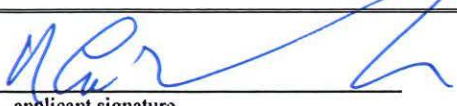
☐ In accordance with OAR 690-380-3000(13)(a), I (we) understand that prior to Department approval of a permanent transfer and upon my receipt of a draft Preliminary Determination for the proposed transfer, I (we) will be required [pursuant to OAR 690-380-4010(5)] to provide the following landownership information and evidence demonstrating that I (we) are authorized to pursue the transfer:

- (a) A report of ownership and lien information that has been prepared by a title company *within the last three months*;
- (b) A copy of written notification of the proposed transfer provided by the applicant to all lien holders on the subject lands unless the report of ownership and lien information shows that a water right conveyance agreement has been recorded for the subject lands. *If a water right conveyance agreement has been recorded for the subject lands, a copy of the agreement and identification of the owner of the lands at the time the agreement was recorded must be submitted; and*
- (c) If the landowner identified in the report of ownership and lien information is not the applicant, a notarized statement consenting to the transfer (attached) signed by the landowner identified in the report or an authorized representative of the entity to whom the interest in the water right has been conveyed as identified in a water right conveyance agreement or other documentation demonstrating that the applicant is authorized to pursue the transfer in the absence of the consent of the landowner.

☐ I (we) affirm that the applicant is a municipality, as defined in ORS 540.510(3)(b), and that the right is in the name of the municipality or a predecessor. Therefore, pursuant to OAR 690-380-3000(13)(b), the applicant is NOT required to provide the above described report of ownership and lien information.

☐ I (we) affirm that the applicant is an entity with the authority to condemn property and is acquiring the property to which the water right proposed for transfer is appurtenant by condemnation. Documentation is provided with this application supporting this statement. Therefore, pursuant to OAR 690-380-3000(13)(c), the applicant is NOT required to provide the above described report of ownership and lien information. (NOTE: Such an entity may only apply for a transfer under this subsection if it has filed a condemnation action to acquire the property.)

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

 applicant signature	<u>RON LaFRANCHI</u> name (print)	<u>4-18-07</u> date
 applicant signature	 name (print)	 date

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Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

List only one water right per page. A separate Supplemental Form A must be completed for each certificate, permit, decree, or other right involved in the proposed transfer.

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

▪ Certificate Number or other identifying number: 47618

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ Change (The old point of diversion or appropriation will <u>not</u> be used for the portion of the water right affected by the transfer.) ☒ Additional (Both the old <u>and</u> new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ Historic Point of Diversion or Appropriation Change (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ Surface Water to Ground Water (A new point of appropriation will be used <u>instead of</u> the old point of diversion. The old point of diversion will <u>not</u> be used.) ☐ Point of Diversion Change due to Government Action (The old point of diversion or appropriation can no longer be used due to government action.) ☐ Exchange (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ All of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.) ☒ Only a portion of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.)	Proposed new use: ☒ Irrigation ☐ Municipal ☐ Quasi-municipal ☐ Commercial ☐ Industrial ☐ Instream (complete and attach <i>Supplemental Form C</i>) ☐ Domestic (indicate number of households) _____ ☐ Other _____ ☐ Substitution (A supplemental ground water right will be substituted for a primary surface water right.) ☐ Supplemental Use to Primary Use (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

2. CURRENT WATER RIGHT INFORMATION

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

☒ Certificated Right	47618 Certificate Number	G-6696 Permit Number or Decree Name
☐ Adjudicated, Non-certificated Right	 Name of Decree	 Page Number
☐ Permit for which Proof has been Approved	 Permit Number	 Date Claim of Beneficial Use Submitted
☐ Transferred Right for which Proof has been Filed	 Previous Transfer Number	 Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: CHARLES AND ILENE TOMPKINS
- County: LAKE
- Authorized Use(s) to be Affected by Transfer: IRRIGATION
- Priority Date(s): OCTOBER 6, 1975

If there are multiple Priority Dates identified on the water right, any information provided on pages 3 through 6 of this form must identify which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.

- Source(s) of Water to be Affected by Transfer: TOMPKINS WELL NO. 1

Tributary to: FORT ROCK BASIN

If there are multiple Sources listed on the water right, any information provided on pages 3 through 6 of this form must identify which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights**, Permits or Ground Water Registrations associated with this land?

☐ Yes ☒ No ☐ N/A – No Change in Place of Use or Character of Use

If "Yes", what are the Permit, Registration or Certificate Numbers? _____

Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer must be included in the transfer or be cancelled, except as provided in OAR 690-380-2240(5).

▪ Certificate Number or other identifying number: 47618

The following information must be provided only for those places of use that are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.) Attach additional pages as necessary.

Government lot and donation land claim numbers must be included in the tables below only if the information is reflected on the existing water right.

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

[illegible]

▪ Certificate Number or other identifying number: 47618

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

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

(i.e., the "TO" point(s) of diversion or appropriation)

☐ N/A – Instream Water Right Transfer

(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
A WELL	26 S	15 E		23	NE SE	2800	1330' N and 1310' W from the
							SE Corner, section 21

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - No proposed well(s) listed above.

*If "Yes", attach and clearly label the corresponding well log(s) for each proposed well, or if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: <http://www.wrd.state.or.us>)*

If "No", describe the anticipated construction for the proposed well(s) in the following table:

Construction of Proposed Point(s) of Appropriation or Well(s)

Well numbers in this listing must be clearly tied to corresponding well location(s) described in the table above and shown on the accompanying application map.

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth

▪ Certificate Number or other identifying number: 47618

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: (i.e., the "TO" lands) ☐ N/A – Instream Water Right Transfer

(NOTE: Complete this table only if a Change in Place of Use is being proposed.)

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
A WELL	26 S	15 E		21	SW SE	2800	3.51
					SE SE	2800	31.4

Remarks: _____

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

List only one water right per page. *A separate Supplemental Form A must be completed for each certificate, permit, decree, or other right involved in the proposed transfer.*

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

▪ Certificate Number or other identifying number: 52623

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ Change (The old point of diversion or appropriation will <u>not</u> be used for the portion of the water right affected by the transfer.) ☒ Additional (Both the old <u>and</u> new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ Historic Point of Diversion or Appropriation Change (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ Surface Water to Ground Water (A new point of appropriation will be used instead of the old point of diversion. The old point of diversion will <u>not</u> be used.) ☐ Point of Diversion Change due to Government Action (The old point of diversion or appropriation can no longer be used due to government action.) ☐ Exchange (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ All of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.) ☒ Only a portion of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.)	Proposed new use: ☒ Irrigation ☐ Municipal ☐ Quasi-municipal ☐ Commercial ☐ Industrial ☐ Instream (complete and attach <i>Supplemental Form C</i>) ☐ Domestic (indicate number of households) _____ ☐ Other _____ ☐ Substitution (A supplemental ground water right will be substituted for a primary surface water right.) ☐ Supplemental Use to Primary Use (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

2. CURRENT WATER RIGHT INFORMATION

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

☒ Certificated Right	52623 Certificate Number	G-7484 Permit Number or Decree Name
☐ Adjudicated, Non-certificated Right	 Name of Decree	 Page Number
☐ Permit for which Proof has been Approved	 Permit Number	 Date Claim of Beneficial Use Submitted
☐ Transferred Right for which Proof has been Filed	 Previous Transfer Number	 Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: CHARLES TOMPKINS
- County: LAKE
- Authorized Use(s) to be Affected by Transfer: IRRIGATION
- Priority Date(s): MAY 6, 1977

If there are multiple Priority Dates identified on the water right, any information provided on pages 3 through 6 of this form must identify which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.

- Source(s) of Water to be Affected by Transfer: WELL 2

Tributary to: FORT ROCK BASIN

If there are multiple Sources listed on the water right, any information provided on pages 3 through 6 of this form must identify which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights**, Permits or Ground Water Registrations associated with this land?

☐ Yes ☒ No ☐ N/A – No Change in Place of Use or Character of Use

If "Yes", what are the Permit, Registration or Certificate Numbers? _____

Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer must be included in the transfer or be cancelled, except as provided in OAR 690-380-2240(5).

▪ Certificate Number or other identifying number: 52623

The following information must be provided only for those points of diversion or appropriation that are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.) Attach additional pages as necessary.

Government lot and donation land claim numbers must be included in the tables below only if the information is reflected on the existing water right.

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:

(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
LAKE 154	A WELL 5/6/1977	25 S	14 E		34	SW NE	2400	1320' N and 1350' W from
								the E¼ Corner, Section 34

- Does the water right being transferred involve a ground water source(s)?

☒ Yes ☐ No (Surface water source only.)

If "Yes", for each authorized point of appropriation (well) involved, you must either:

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: <http://www.wrd.state.or.us>)*

or

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

Construction of Existing Authorized Point(s) of Appropriation – (Only needed if no well log is available.)

*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
SEE LOG									

▪ Certificate Number or other identifying number: 52623

The following information must be provided only for those places of use that are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.) Attach additional pages as necessary.

Government lot and donation land claim numbers must be included in the tables below only if the information is reflected on the existing water right.

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

[illegible]

▪ Certificate Number or other identifying number: 52623

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

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

(i.e., the "TO" point(s) of diversion or appropriation)

☐ N/A – Instream Water Right Transfer

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
A WELL	26 S	15 E		21	NE SE	2800	1330' N and 1310' W from the
							SE Corner, section 21
A WELL	26 S	15 E		23	NE NW	1900	1310' S and 2530' E from the
							NE Corner, Section 23

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - No proposed well(s) listed above.

*If "Yes", attach and clearly label the corresponding well log(s) for each proposed well, or if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: <http://www.wrd.state.or.us>)*

If "No", describe the anticipated construction for the proposed well(s) in the following table:

Construction of Proposed Point(s) of Appropriation or Well(s)

Well numbers in this listing must be clearly tied to corresponding well location(s) described in the table above and shown on the accompanying application map.

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth

▪ Certificate Number or other identifying number: 52623

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: (i.e., the "TO" lands) ☐ N/A – Instream Water Right Transfer

(NOTE: Complete this table *only* if a Change in Place of Use is being proposed.)

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
A WELL	26 S	15 E		21	SW SE	2800	8.09
A WELL	26 S	15 E		23	NE NW	1900	3.79
					NW NW	1900	3.79
					SW NW	1900	3.79
					SE NW	1900	3.79

Remarks: _____

**Map to Accompany Application
For a Water Right Transfer
Section 34, T.25S. R.14E., W.M.**

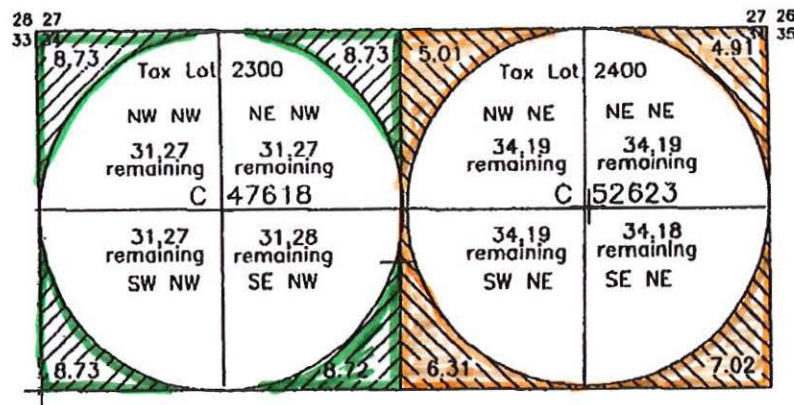
Lake County, Oregon

Kenneth & Kathleen Kruse

Kruse Ranch LLC



**Authorized Place of Use
Tax Lots 2300 & 2400**



34.91 acres to transfer from
Authorized POD is located in
the SW NW Section 34, 1320'
North & 1320' East from the
NW Corner Section 34



23.25 acres to transfer from
Authorized POD is located in
the SW NE Section 34, 1320'
North & 1350' West from the
E 1/4 Corner Section 34

"From Lands"

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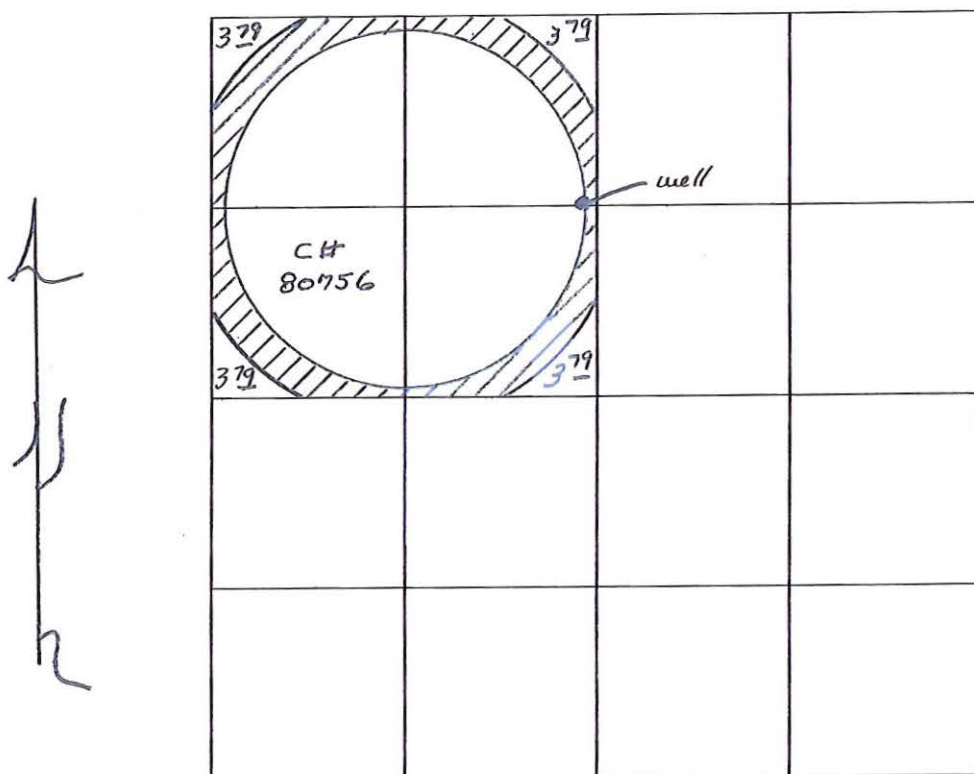
T 10373

T 26 S, R 15 E, W.M.
SECTION 23

TAX LOT 26-15-1900

" To LANDS "

pg



C# - 52623

POA - NE $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 23, TOWNSHIP 26 SOUTH, RANGE 15 EAST, W.M. ; 1310' SOUTH AND 2530' EAST FROM THE NE CORNER, SECTION 23.

SCALE - 1 INCH = 1320'

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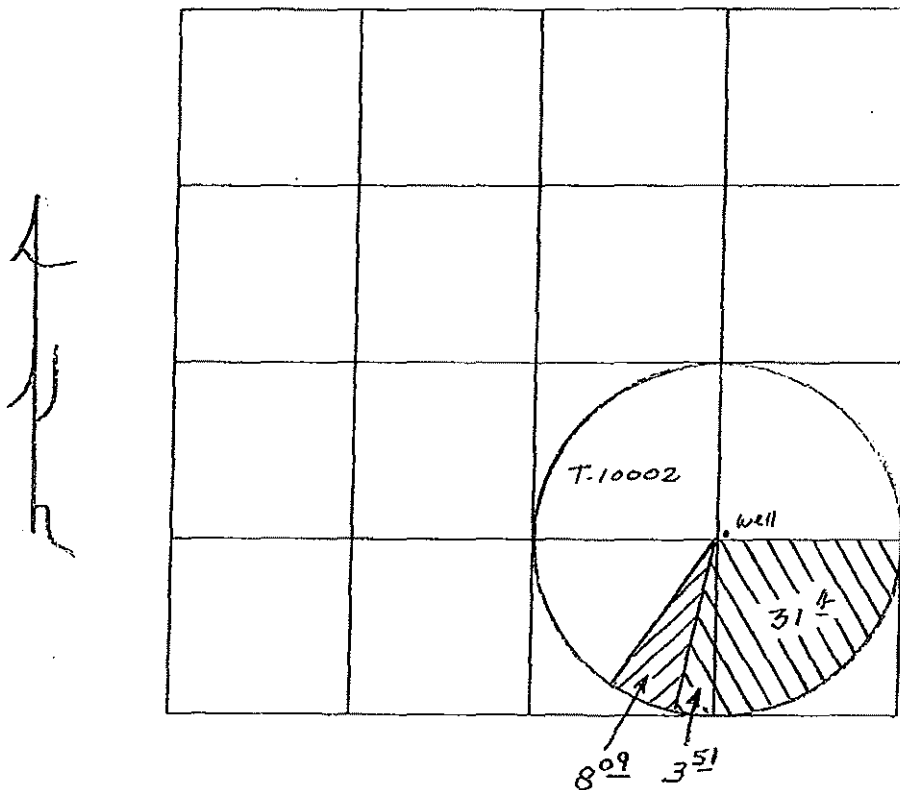
1 10373

T 26 S, R 15 E, W.M. SECTION 21

TAX LOT 26-15-2800

*Amended
4/20/07
DRG*

"TO LANDS"

C# - 47618 - C# - 52623 - 

POA - NE 1/4 SE 1/4, SECTION 21, TOWNSHIP 26 SOUTH, RANGE 15 EAST, W.M. ; 1330' NORTH AND 1310' WEST FROM THE SE CORNER, SECTION 21.

SCALE - 1 INCH = 1320'

NOTICE TO WATER WELL CONTRACTOR

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

WATER RESOURCES DEPARTMENT
SALEM, OREGON 97310
within 30 days from the date
of well completion.

RECEIVED

SEP 7 1978

WATER WELL REPORT

STATE OF OREGON

(Please type or print)

(Do not write above this line)

State Well No.

State Permit No.

"TO - Lands"

(1) OWNER:

Name Theodore TiahtAddress Star Route
Fort Rock, 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 ☒14" Diam. from +1 ft. to 112 ft. Gage 250

" Diam. from _____ ft. to _____ ft. Gage _____

" Diam. from _____ ft. to _____ ft. Gage _____

(6) PERFORATIONS:

Perforated? ☒ Yes ☐ No.Type of perforator used TorchSize of perforations 1/8 in. by 12 in.72 perforations from 91 ft. to 111 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 levelWas a pump test made? ☐ Yes ☒ No If yes, by whom?

Yield: _____ gal./min. with _____ ft. drawdown after _____ hrs.

" " " " " "

" " " " " "

Air " " " " " "

Better test 1000 gal./min. with 81 ft. drawdown after 6 hrs.

Artesian flow _____ g.p.m.

Temperature of water _____ Depth artesian flow encountered _____ ft.

(9) CONSTRUCTION:

Well seal--Material used Cement GroutWell sealed from land surface to 25 ft.Diameter of well bore to bottom of seal 18 in.Diameter of well bore below seal 14 in.Number of sacks of cement used in well seal 20 sacksHow was cement grout placed? Gravity

" " " " " "

" " " " " "

" " " " " "

" " " " " "

" " " " " "

" " " " " "

" " " " " "

" " " " " "

" " " " " "

" " " " " "

(10) LOCATION OF WELL:

County LakeDriller's well number 11/4 N.E. 1/4 Section 23 T. 265 R. 15E W.M.

Bearing and distance from section or subdivision corner _____

(11) WATER LEVEL: Completed well.

Depth at which water was first found 57 ft.Static level 23 ft. below land surface. Date 8-15-78

Artesian pressure _____ lbs. per square inch. Date _____

(12) WELL LOG:

Diameter of well below casing 14"Depth drilled 300 ft. Depth of completed well 300 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
Sandy Soil Brown	0	10	
Clay + Boulders Med-lg	10	22	
Clay Brown	22	57	
Sand + Gravel Med. Brn	57	62	W.B.
Clay Grey + Brown	62	130	W.B.
Conglomerate Med. Brown	130	138	W.B.
Clay Brown	138	172	W.B.
Basalt Hard Grey	172	205	
Claystone Black	205	209	
Claystone Brown	209	263	
Basalt Hard Grey	263	300	
Lava Cinders Brn + Blk.	263	299	W.B.
Basalt Hard Grey	299	300	
14" hole from 112' to 172'			
8" hole from 172' to 300'			

Work started 6-12 19 78 Completed 8-15 19 78Date well drilling machine moved off of well 8-16 19 78

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) Steven N. Maduli Date 8-17, 1978
(Drilling Machine Operator)

Drilling Machine Operator's License No. 860

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 West Coast Drilling Co.
(Person, firm or corporation) (Type or print)

Address 229 Academy St. Mt. Angel, OR 97362

(Signed) Charles E. Maduli
(Water Well Contractor)

Contractor's License No. 519 Date 8-17, 19 78

(USE ADDITIONAL SHEETS IF NECESSARY)

SP-45650-119

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Lake
4596

$\hookrightarrow$ TO LENS

MAY 3 1 1995

(START CARD) # 71204

(9) LOCATION OF WELL by legal description:
 County Lake Latitude _____ Longitude _____
 Township 36 S N or S. Range 15 E E or W. WM.
 Section 33 NW 1/4 NE 1/4
 Tax Lot 1100 Lot _____ Block _____ Subdivision _____
 Street Address of Well (or nearest address) _____

(10) **STATIC WATER LEVEL:**
29 ft. below land surface. Date _____
 Artesian pressure _____ lb. per square inch. Date _____

(11) WATER BEARING ZONES:

Depth at which water was first found _____

From	To	Estimated Flow Rate	SWL

(12) WELL LOG: _____
Ground elevation _____

[illegible]

Date started 17-1-62 Completed 4-1-62

I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon well construction standards. Materials used and information reported above are true to my best knowledge and belief.

Signed _____ WWC Number _____
Date _____

(bonded) Water Well Constructor Certification:

I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon well construction standards. This report is true to the best of my knowledge and belief.

Signed W. J. J. J. J. Date 2-5-75 WWC Number 101

1ST COPY - CONSTRUCTOR 3RD COPY - CUSTOMER 9809C 10/91

40377

10573

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

WATER WELL REPORT

RECEIVED

STATE ENGINEER, SALEM, OREGON 97310
within 30 days from the date
of well completion.

STATE OF OREGON

(Please type or print)

(Do not write above this line)

AUG 2 1976 State Well No.

WATER RESOURCES DEPT. Permit No.

SALEM, OREGON

255/14E-346

(1) OWNER:

Name Charles Tompkins

Address Fort Rock, Oregon 97735

(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 ☐
Bored ☐ Bored ☐

(4) PROPOSED USE (check):

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

(5) CASING INSTALLED:

12 ID " Diam. from 0 ft. to 128 ft. Gage 1 in.

(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? Art Reed

Flow: 1300 gal./min. with 10 ft. drawdown after 17 hrs.

" " " " " "

" " " " " "

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

Artesian flow g.p.m.

Temperature of water 50 Depth artesian flow encountered ft.

(9) CONSTRUCTION:

Well seal—Material used Cement

Well sealed from land surface to 20 ft.

Diameter of well bore to bottom of seal 16 in.

Diameter of well bore below seal 12 1/2 in.

Number of sacks of cement used in well seal 13 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? Alkali depth of strata 1 ft.

Method of sealing strata off cased

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

Gravel placed from _____ ft. to _____ ft.

(10) LOCATION OF WELL:

County Lake Driller's well number 1

SW 1/4 NW 1/4 Section 34 T. 25S R. 14 E W.M.

Bearing and distance from section or subdivision corner 1322 ft.
South, 1318 ft. W from the NE corner.

(11) WATER LEVEL: Completed well.

Depth at which water was first found 33 ft.

Static level 32 ft. below land surface. Date July 20, 1976

Artesian pressure _____ lbs. per square inch. Date _____

(12) WELL LOG: Diameter of well below casing 12 in.

Depth drilled 366 ft. Depth of completed well 366 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
Top Soil	0	3	
Cemented Gravel	3	16	
Diatomaceous Earth	16	32	
Black sand, small gravel	32	33	
Water—Estimated 5 gph.			33
Black sand, Blue Clay	33	54	
(no add. water)			
Black sand	54	68	
Small amount of Add. Water			33
Hard Blue Clay	68	70	
Black Sand	70	84	
Hard Blue Clay	84	96	
Black Sand & more water	96	104	
Hard Red & Yellow Clay	104	150	
Small amount of gravel at 139 ft.			
(additional water)			
Clay	150	310	
Black Sand	310	350	
Small Brown Gravel—Add. water	350	366	32

Work started May 20 1976 Completed July 20 1976

Date well drilling machine moved off of well July 20 1976

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] _____ Date _____, 19____
(Drilling Machine Operator)

Drilling Machine Operator's License No. _____

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 _____ (Person, firm or corporation) (Type or print)

Address _____

[Signed] Charles Tompkins — Owner
(Water Well Contractor)

Contractor's License No. _____ Date July 28, 1976

(USE ADDITIONAL SHEETS IF NECESSARY)

SP-4565-110

APR 20 2007

WATER RESOURCES DEPT
SALEM OREGON

10373

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)

RECEIVED

JUL 1 1981

State Well No. 25/14E-3400

WATER RESOURCES DEPT.

State Permit No.

SALEM, OREGON

(1) OWNER:

Name Charles TompkinsAddress Fort Rock, 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 ☐
Cable ☒
Dug ☐Driven ☐
Jetted ☐
Bored ☐

(4) PROPOSED USE (check):

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

(5) CASING INSTALLED:

Threaded ☐ Welded ☒

14" Diam. from 0 ft. to 30 ft. Gage 3/4 in.
12" Diam. from 0 ft. to 87 ft. Gage 1/2 in.
8" Diam. from 80 ft. to 811 ft. Gage 1/4 in.

(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?

A: gal./min. with ft. drawdown after hrs.

" " " " " "

" " " " " "

Baller 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 30 ft.

Diameter of well bore to bottom of seal 18 in.

Diameter of well bore below seal 12 1/2 in.

Number of sacks of cement used in well seal 95 sacks

Number of sacks of bentonite used in well seal 0 sacks

Brand name of bentonite

Number of pounds of bentonite per 100 gallons

of water 0 lbs./100 gals.

Was a drive shoe used? ☒ Yes ☐ No Plugs Size: location ft.Did any strata contain unusable water? ☒ Yes ☐ NoType of water? ALKALI depth of strata 25 to 80 ft.Method of sealing strata off CasingWas well gravel packed? ☐ Yes ☒ No Size of gravel:

Gravel placed from ft. to ft.

(10) LOCATION OF WELL:

County LAKE

Driller's well number

Bearing and distance from section or subdivision corner

1922 ft. S. and 1318 ft. W. from the

corner of Sect 34

(11) WATER LEVEL: Completed well.

Depth at which water was first found 30 ft. ft.

Static level 30 ft. below land surface. Date

Artesian pressure lbs. per square inch. Date

(12) WELL LOG:

Diameter of well below casing 8 in.

Depth drilled 300 ft. Depth of completed well 300 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
top soil	0	4	
small Brown pen gravel (caving)	4	14	
yellow clay	14	30	
Black Sand with water (Estimate 100 g.p.m.)	30	75	30
Soft Black Rock—probably sand stone)	75	90	30
Black Sand (additional water (caving)	90	200	30
HARD Blue clay	200	237	30
loose Grey Sand	237	262	30
Brown & Grey clay	262	300	30
Some Black clinders at 295 ft.			
Casing: 8 in casing Balled at top with rubber packer to 12 in casing. Cement between 12 & 14 in casing.			

Work started July 10 1977 Completed May 7 1981

Date well drilling machine moved off of well June 15 1981

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] _____ Date _____, 19____

(Drilling Machine Operator)

Drilling Machine Operator's License No. _____

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 Charles Tompkins

(Person, firm or corporation)

(Type or print)

Address _____

[Signed] Charles Tompkins

(Water Well Contractor)

Contractor's License No. _____ Date June 29, 1981

(USE ADDITIONAL SHEETS IF NECESSARY)

SP-45058-110

APR 20 2007

WATER RESOURCES DEPT
SALEM OREGON

10373

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

WATER RESOURCES DEPARTMENT
SALEM, OREGON 97310
within 30 days from the date
of well completion.

RECEIVED
JUL 22 1981
STATE OF OREGON
(Please type or print)
(Do not write in WATER RESOURCES DEPT
SALEM, OREGON

State Well No. 255/14E-34
State Permit No. deepened

(1) OWNER:

Name CHARLES THOMPSON
Address FORT ROCK OR

(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:

12" Diam. from 0 ft. to 0 ft. Gage ☐ Threaded ☐ Welded ☐
" Diam. from 0 ft. to 0 ft. Gage ☐
" Diam. from 0 ft. to 0 ft. Gage ☐

PERFORATIONS:

Perforated? ☐ Yes ☒ No

Type of perforator used

Size of perforations in. by in.
perforations from 0 ft. to 0 ft.
perforations from 0 ft. to 0 ft.
perforations from 0 ft. to 0 ft.

(7) SCREENS:

Well screen installed? ☐ Yes ☒ No

Manufacturer's Name

Type Model No.
Diam. Slot size Set from 0 ft. to 0 ft.
Diam. Slot size Set from 0 ft. to 0 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: gal./min. with ft. drawdown after hrs.

" " " "

Ball test 960 gal./min. with ft. drawdown after 1 hrs.

Artesian flow g.p.m.

Temperature of water Depth artesian flow encountered ft.

(9) CONSTRUCTION:

Well seal—Material used

Well sealed from land surface to 0 ft.

Diameter of well bore to bottom of seal in.

Diameter of well bore below seal in.

Number of sacks of cement used in well seal sacks

How was cement grout placed

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 0 ft. to 0 ft.

(10) LOCATION OF WELL:

County LAKE Driller's well number 255
1/4 Section 34 T. 35 S. R. 14 E. W.M.
Bearing and distance from section or subdivision corner

(11) WATER LEVEL: Completed well.

Depth at which water was first found deeper well ft.
Static level 33 ft. below land surface. Date 6/19/81
Artesian pressure lbs. per square inch. Date

(12) WELL LOG:

Diameter of well below casing deeper

Depth drilled 160 ft. Depth of completed well 160 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
8" hole			
GRAY SAND	0	300	
BROWN STONE	300	380	
BROWN STONE	300	380	
GRAY STONE	380	416	
SAND GRAVEL	416	436	
BROWN STONE	436	460	

Work started 6/19 1981 Completed 6/19 1981

Date well drilling machine moved off of well 6/19 1981

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] Mel Search Date 5/23, 1981
(Drilling Machine Operator)

Drilling Machine Operator's License No. 599

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 MEL SEARCH WELLDRIING
(Person, firm or corporation) (Type of print)

Address P.O. Box 83 Silver Lake Oregon

[Signed] Mel Search
(Water Well Contractor)

Contractor's License No. 567 Date 6/23, 1981

(USE ADDITIONAL SHEETS IF NECESSARY)

SP-45654-110

APR 20 2007

WATER RESOURCES DEPT
SALEM, OREGON

10373

STATE OF OREGON

COUNTY OF

LAKE

CERTIFICATE OF WATER RIGHT

This is to certify, That CHARLES TOMPKINS

of Fort Rock, State of Oregon 97735, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Well 2

a tributary of Fort Rock Basin for the purpose of irrigation of 160.0 acres

under Permit No. G-7484 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

May 6, 1977

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 2.00 cubic feet 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 1/4 NE 1/4, Section 34, T25S, R14E, WM; 1320 feet North and 1350 feet West from E 1/4 Corner, Section 34.

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:

39.1 acres NE 1/4 NE 1/4
39.2 acres NW 1/4 NE 1/4
40.5 acres SW 1/4 NE 1/4
41.2 acres SE 1/4 NE 1/4
Section 34
Township 25 South, Range 14 East, WM

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. December 17, 1984

.../s/ William H. Young
Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 47, page 52623

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RECEIVED

APR 20 2007

WATER RESOURCES DEPT
SALEM, OREGON

STATE OF OREGON

COUNTY OF

LAKE

CERTIFICATE OF WATER RIGHT

This Is to Certify, That

CHARLES & ILENE TOMPKINS

of Fort Rock, State of Oregon, 97735, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Tompkins Well No. 1

a tributary of Fort Rock Basin
irrigation of 160.0 acres

for the purpose of

under Permit No. G-6696 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 6, 1975
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 2.0 cubic feet 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 34, T. 25 S., R. 14 E., W. M., 1320 feet South and 1320 feet East from the NW Corner, Section 34

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:

40.0 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$
40.0 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$
40.0 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$
40.0 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$
Section 34
T. 25 S., R. 14 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. March 16, 1979


Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 40, page 47618

RECEIVED

APR 20 2007

WATER RESOURCES DEPT
SALEM OREGON

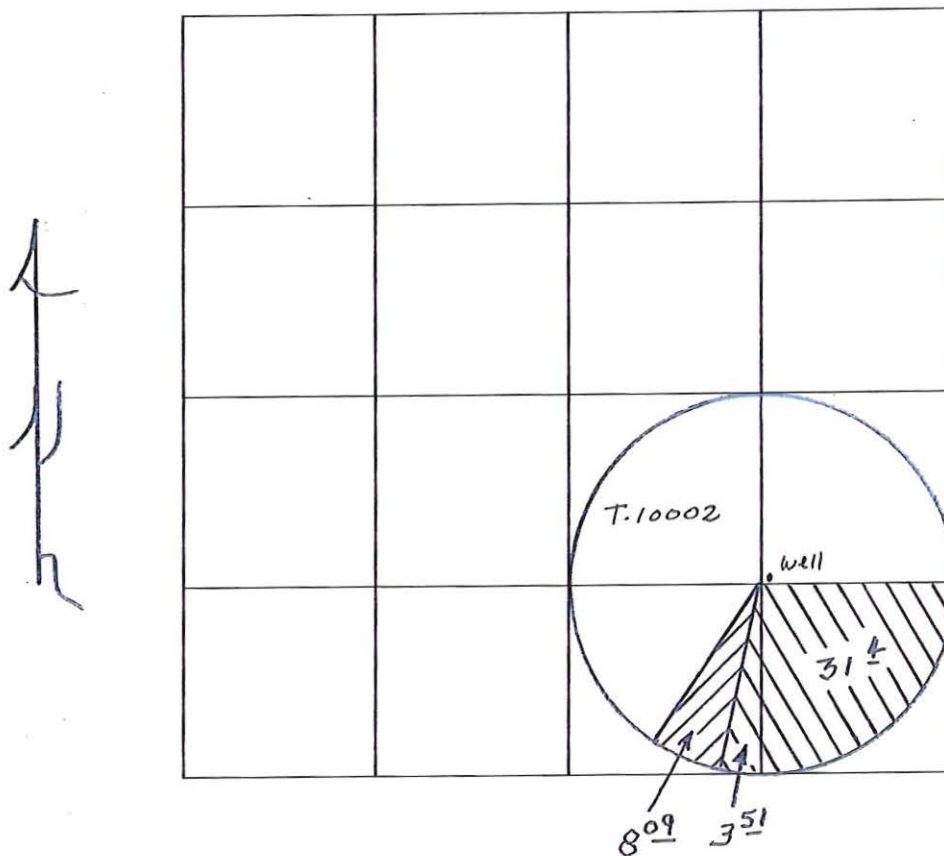
10373

A - G - 7127

Superseded

T 26 S, R 15 E, W.M.
SECTION 21
TAX LOT 26-15-2800

"TO LANDS" P13



C# - 47618 - 

C# - 52623 - 

POA - NE $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 23, TOWNSHIP 26 SOUTH, RANGE 15
EAST, W.M. ; 1330' NORTH AND 1310' WEST FROM THE SE
CORNER, SECTION 21.

SCALE - 1 INCH = 1320'

RECEIVED

APR 20 2007

WATER RESOURCES DEPT
SALEM, OREGON

1 10373

RECORDATION REQUESTED BY:
COMMUNITY FIRST BANK
LA PINE BRANCH
51366 S HWY 97
La Pine, OR 97739

MC611090

WHEN RECORDED MAIL TO:
COMMUNITY FIRST BANK
821 SW 6th St.
Redmond, OR 97756

SPACE ABOVE THIS LINE IS FOR RECORDER'S USE ONLY



121502

MODIFICATION OF DEED OF TRUST

THIS MODIFICATION OF DEED OF TRUST dated February 9, 2007, is made and executed between KRUSE RANCH LLC ("Grantor") and COMMUNITY FIRST BANK, whose address is LA PINE BRANCH, 51366 S HWY 97, La Pine, OR 97739 ("Lender").

DEED OF TRUST. Lender and Grantor have entered into a Deed of Trust dated July 8, 2005 (the "Deed of Trust") which has been recorded in LAKE County, State of Oregon, as follows:

RECORDED IN LAKE COUNTY ON JULY 15, 2005, REEL 55, FILE 1004 PAGE 625, & IN BOOK 148.

REAL PROPERTY DESCRIPTION. The Deed of Trust covers the following described real property located in LAKE County, State of Oregon:

See EXHIBIT A, which is attached to this Modification and made a part of this Modification as if fully set forth herein.

The Real Property or its address is commonly known as NYA, FORT ROCK, OR 97735. The Real Property tax identification number is MAP # '2514-107, 2300, & 2400, ID #S 17992, 211, & 212, & TAX CODE # 14-02.

MODIFICATION. Lender and Grantor hereby modify the Deed of Trust as follows:

THIS MODIFICATION'S SOLE PURPOSE IS TO RELEASE 58.16 ACRES OF WATER RIGHTS ON THIS PROPERTY.

CONTINUING VALIDITY. Except as expressly modified above, the terms of the original Deed of Trust shall remain unchanged and in full force and effect. Consent by Lender to this Modification does not waive Lender's right to require strict performance of the Deed of Trust as changed above nor obligate Lender to make any future modifications. Nothing in this Modification shall constitute a satisfaction of the promissory note or other credit agreement secured by the Deed of Trust (the "Note"). It is the intention of Lender to retain as liable all parties to the Deed of Trust and all parties, makers and endorser to the Note, including accommodation parties, unless a party is expressly released by Lender in writing. Any maker or endorser, including accommodation makers, shall not be released by virtue of this Modification. If any person who signed the original Deed of Trust does not sign this Modification, then all persons signing below acknowledge that this Modification is given conditionally, based on the representation to Lender that the non-signing person consents to the changes and provisions of this Modification or otherwise will not be released by it. This waiver applies not only to any initial extension or modification, but also to all such subsequent actions.

GRANTOR ACKNOWLEDGES HAVING READ ALL THE PROVISIONS OF THIS MODIFICATION OF DEED OF TRUST AND GRANTOR AGREES TO ITS TERMS. THIS MODIFICATION OF DEED OF TRUST IS DATED FEBRUARY 9, 2007.

GRANTOR:

KRUSE RANCH LLC

By: Kenneth V Kruse
KENNETH V KRUSE, Manager of KRUSE RANCH LLC

By: Kathleen G Kruse
KATHLEEN G KRUSE, Manager of KRUSE RANCH LLC

LENDER:

COMMUNITY FIRST BANK

x Jayne Benner
JAYNE BENNER, LOAN OFFICER

RECEIVED

APR 20 2007

WATER RESOURCES DEPT
SALEM, OREGON

LIMITED LIABILITY COMPANY ACKNOWLEDGMENT

STATE OF Oregon

COUNTY OF Deschutes

On this 15th day of February, 20 07, before me, the undersigned Notary Public, personally appeared KENNETH V KRUSE, Manager of KRUSE RANCH LLC, and known to me to be a member or designated agent of the limited liability company that executed the Modification of Deed of Trust and acknowledged the Modification to be the free and voluntary act and deed of the limited liability company, by authority of statute, its articles of organization or its operating agreement, for the uses and purposes therein mentioned, and on oath stated that he or she is authorized to execute this Modification and in fact executed the Modification on behalf of the limited liability company.

By: Misty Cram
Notary Public in and for the State of Oregon

Residing at 1616 North Dr, LaPine OR 97739
My commission expires Jan 05, 2009



1 10373

1329

M0611092

Parcel 1:

The South 1/2 of Section 34 in Township 25 South Range 14 East of the Willamette Meridian in Lake county Oregon.

Parcel 2:

The Northwest 1/4 of Section 34 in Township 25 South Range 14 East of the Willamette Meridian in Lake county Oregon

Parcel 3:

The Northeast 1/4 of Section 34 in Township 25 South Range 14 East of the Willamette Meridian in Lake County Oregon.

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APR 20 2007

WATER RESOURCES DEPT
SALEM, OREGON

State of Oregon } ss. Reel 661
County of Lake } File 1090

I hereby certify that the within instrument
was received and filed for record on the
1 day of March 20 07
2:50 o'clock P. M. and recorded
on page 1327 in book 154 record
of Mortgages of said County
Stankiewicz
County Clerk
By _____ Deputy

Loan No: 27002092

MODIFICATION OF DEED OF TRUST
(Continued)

M-611091

Page 2

LIMITED LIABILITY COMPANY ACKNOWLEDGMENT

STATE OF Oregon)
COUNTY OF Deschutes) SS



On this 15th day of February, 20 07, before me, the undersigned Notary Public, personally appeared KATHLEEN G KRUSE, Manager of KRUSE RANCH LLC, and known to me to be a member or designated agent of the limited liability company that executed the Modification of Deed of Trust and acknowledged the Modification to be the free and voluntary act and deed of the limited liability company, by authority of statute, its articles of organization or its operating agreement, for the uses and purposes therein mentioned, and on oath stated that he or she is authorized to execute this Modification and in fact executed the Modification on behalf of the limited liability company.

By Misty Cram Residing at 16166 North Dr. Lapine OR 97739
Notary Public in and for the State of Oregon My commission expires Jan 05, 2009

LENDER ACKNOWLEDGMENT

STATE OF Oregon)
COUNTY OF Deschutes) SS



On this 15th day of February, 20 07, before me, the undersigned Notary Public, personally appeared Jayne Benner and known to me to be the As Loan officer, authorized agent for the Lender that executed the within and foregoing instrument and acknowledged said instrument to be the free and voluntary act and deed of the said Lender, duly authorized by the Lender through its board of directors or otherwise, for the uses and purposes therein mentioned, and on oath stated that he or she is authorized to execute this said instrument and that the seal affixed is the corporate seal of said Lender.

By Misty Cram Residing at 16166 North Dr. Lapine OR 97739
Notary Public in and for the State of Oregon My commission expires Jan 05, 2009

LASER PRO Lending, Var. 5.35.00.004 Copy: Notland Financial Services, Inc. 1997, 2007. All Rights Reserved. -OR X:\CFR\PL\12103.JC TR 770 PR-4

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APR 20 2007

WATER RESOURCES DEPT
SALEM, OREGON

T 10373

Loan No: 27002092

MODIFICATION OF DEED OF TRUST
(Continued)

M-611091

Page 2

LIMITED LIABILITY COMPANY ACKNOWLEDGMENT

STATE OF Oregon

COUNTY OF Deschutes

)
) SS
)



On this 15th day of February, 20 07, before me, the undersigned Notary Public, personally appeared KATHLEEN G KRUSE, Manager of KRUSE RANCH LLC, and known to me to be a member or designated agent of the limited liability company that executed the Modification of Deed of Trust and acknowledged the Modification to be the free and voluntary act and deed of the limited liability company, by authority of statute, its articles of organization or its operating agreement, for the uses and purposes therein mentioned, and on oath stated that he or she is authorized to execute this Modification and in fact executed the Modification on behalf of the limited liability company.

By Misty Cram
Notary Public in and for the State of Oregon

Residing at 16166 North Dr. LaPine OR 97739
My commission expires Jan 05, 2009

LENDER ACKNOWLEDGMENT

STATE OF Oregon

COUNTY OF Deschutes

)
) SS
)



On this 15th day of February, 20 07, before me, the undersigned Notary Public, personally appeared Jayne Benner and known to me to be the As Loan Officer, authorized agent for the Lender that executed the within and foregoing instrument and acknowledged said instrument to be the free and voluntary act and deed of the said Lender, duly authorized by the Lender through its board of directors or otherwise, for the uses and purposes therein mentioned, and on oath stated that he or she is authorized to execute this said instrument and that the seal affixed is the corporate seal of said Lender.

By Misty Cram
Notary Public in and for the State of Oregon

Residing at 16166 North Dr. LaPine OR 97739
My commission expires Jan 05, 2009

LASTER PRO Lending, Ver. 5.35.00.004 Copr. Harland Financial Solutions, Inc. 1997, 2007. All Rights Reserved. -OR-X:\CFS\PLS\202\FIC 14-770 PH-6

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APR 20 2007

WATER RESOURCES DEPT
SALEM, OREGON

1 10373

GLENDER'S HYDRO TECH SERVICES

8664 SW Sand Ridge Rd, Crooked River Ranch, Oregon 97760

Telephone (541) 548-4882 Cell (541) 219-0806

Fax (541) 504-7728

E-mail – djglender@msn.com**FAX**

April 23, 2007

**TO: Sarah Henderson
OWRD****FM: Dennis R. Glender****Subject: LaFranchi T-10373****Sarah,****Please find attached the land use form for T-10373. Hard copy is in the mail.****Also, please find attached a revised map for T 26 S, R 15 E, Section 21. Please note in the POA description in the original map stated that the well is in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 23 in fact the well is in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 21.****Also find well logs for Section 23 for the "TO" lands. I am still trying to find the well log for Section 21.****Thanks,****Dennis***6 Pages including cover.*

T 10373

GLENDER'S HYDRO TECH SERVICES

8664 SW Sand Ridge Rd, Crooked River Ranch, Oregon 97760

Telephone (541) 548-4882 Cell (541) 219-0806

Fax (541) 504-7728

E-mail – djglender@msn.com

MEMO

April 23, 2007

TO: Sarah Henderson
OWRD

FM: Dennis R. Glender



Subject: T-10373 – LaFranchi

Sarah,

Here is the original land use form for 10373.

Thanks,

Dennis

RECEIVED

APR 24 2007

**WATER RESOURCES DEPT
SALEM, OREGON**



Oregon Water Resources Department Land Use Information Form

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, exchange, permit amendment, or ground water registration modification, 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.

Applicant Name: Ron LaFranchi
 Mailing Address: 580 North Central
 City: Coquill State: Or Zip: 97423 Day Phone: (541) 396-5571

This application is related to a Measure 37 claim. ☐ Yes ☒ No

A. Land and Location

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

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g. Rural Residential/RR-5)	Water to be:			Proposed Land Use:
26 S	15 E	21	SE¼	26-15-2800		☒ Diverted	☒ Conveyed	☒ Used	IRRIGATION
26 S	15 E	23	NW¼	26-15-1900		☒ Diverted	☒ Conveyed	☒ Used	IRRIGATION
						☐ Diverted	☐ Conveyed	☐ Used	
						☐ Diverted	☐ Conveyed	☐ Used	

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

B. Description of Proposed Use

Type of application to be filed with the Water Resources Department:

- ☐ Permit to Use or Store Water ☒ Water-Right Transfer ☐ Exchange of Water
☐ Allocation of Conserved Water ☐ Limited Water Use License
☐ Permit Amendment or Ground Water Registration Modification

Source of water: ☐ Reservoir/Pond ☒ Ground Water ☐ Surface Water (name) _____

Estimated quantity of water needed: 0.727 ☒ cubic feet per second ☐ gallons per minute ☐ acre-feet

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

Briefly describe: HAVE PURCHASED WATER RIGHT FROM KENNETH AND KATHERIN KRUSE. MOVE WATER RIGHTS TO LANDS OWNED BY APPLICANT.

Note to applicant: *If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt below and include it with the application filed with the Water Resources Department.*

Receipt for Request for Land Use Information

State of Oregon
 Water Resources Department
 725 Summer Street NE, Suite A
 Salem, OR 97301-1266

RECEIVED

APR 24 2007

WATER RESOURCES DEPT
 SALEM, OREGON

For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form.

This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

Please check the appropriate box below and provide the requested information

☒ Land uses to be served by proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): 3.

☐ Land uses to be served by proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.)
If approvals have been obtained but all appeal periods have not ended, check "Being pursued".

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

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

Name: Lisa D. Bowler Title: Planning Director
Signature: Lisa D. Bowler Phone: 541-947-6603 Date: 7-29-07
Government Entity: Lake County Planning Director

Note to local government representative: Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, 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.

Receipt for Request for Land Use Information

Applicant name: _____

City or County: _____ Staff contact: _____

Signature: _____ Phone: _____ Date: _____



**Community
First Bank**

www.MyCommunityFirst.com

Re-investing 100% of our local deposits back into Central Oregon. That's what a Real Community Bank does.

2/6/07

Dennis Glender
Glender's HydroTech Services
8664 SW Sand Ridge Road
Crooked River Ranch, OR 97760

RE: Kruse Ranch LLC water rights release

Dear Dennis,

This letter is to document that Community First Bank approves of Kenneth and Kathleen Kruse's release of 58.16 acres of their water rights for the following property located in Fort Rock, Oregon, known as:

Parcel 1: The South 1/2 of Section 34 in Township 25 South Range 14 East of the Willamette Meridian in Lake County, Oregon.

Parcel 2: The Northwest 1/4 of Section 34 in Township 25 South Range 14 East of the Willamette Meridian in Lake County, Oregon.

Parcel 3: The Northeast 1/4 of Section 34 in Township 25 South Range 14 East of the Willamette Meridian in Lake County, Oregon.

The bank has a lien on this property, but our intension if for our lien to ~~not~~

RECEIVED

APR 20 2007

1 10373

**WATER RESOURCES DEPT
SALEM, OREGON**

Corporate Office
555 NW Third St.
Prineville, OR 97754
Phone: (541) 447-4106
Fax: (541) 447-2818

Prineville Branch
555 NW Third St.
Prineville, OR 97754
Phone: (541) 447-1105
Fax: (541) 447-1684

Bend Branch
671 NE Greenwood
Bend, OR 97701
Phone: (541) 385-9239
Fax: (541) 385-9239

Redmond Loan Center
871 SW 6th Street
Redmond, OR 97756
Phone: (541) 504-2647
Fax: (541) 504-8956

La Pine Branch
51366 South Hwy 97
La Pine, OR 97739
Phone: (541) 536-1746
Fax: (541) 536-1040

Terrebonne Branch
8222 North Hwy 97, Ste 110
Terrebonne, OR 97760
Phone: (541) 548-7800
Fax: (541) 923-2199

Madras Branch
1150 SW Hwy 97
Madras, OR 97741
Phone: (541) 475-0505
Fax: (541) 475-7494

Bend Commercial Lending Group
339 SW Century Dr., Ste 201
Bend, OR 97702
Phone: (541) 385-0569
Fax: (541) 385-0570



hold up this transfer of water rights. We will be sending a Modification of Deed of Trust for recording with the county to document our release, in addition to this letter.

Sincerely,

Myron Williams

Myron Williams
Executive Vice President
Chief Credit Officer

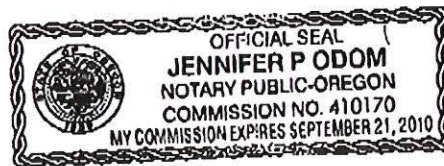
Acknowledgment in a Representative Capacity

State of OREGON

County of Deschutes

This instrument was acknowledged before me on Feb 6, 2007 by Myron Williams
as EV/Chief Credit Officer of Community First Bank

Jennifer P Odom
Notary Public - State of Oregon



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APR 20 2007

**WATER RESOURCES DEPT
SALEM, OREGON**

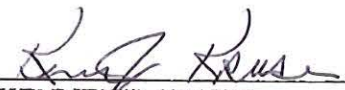
10373

State of OREGON
County of LAKE

TO WHOM IT MAY CONCERN,

KENNETH and KATHLEEN KRUSE, owners of KRUSE RANCH, LLC have initiated a sale to RON LaFRANCHI 58.16 acres of WATER RIGHTS located in the North 1/2 of Section 34, Township 25 South, Range 14 East, W.M., Lake County Oregon. These water rights are described in the attached Temporary Water Right Transfer and are permitted under certificates of water right 47618 and 52623.

Kenneth and Kathleen Kruse hereby grant permission to Ron LaFranchi to temporarily transfer said 58.16 acres of water rights to irrigate lands of his choice.

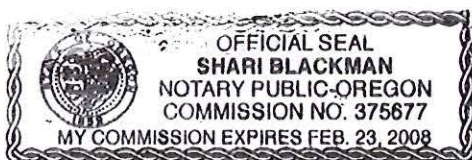

KENNETH KRUSE

4-5-07
DATE


KATHLEEN KRUSE

4-5-07
DATE

Signed or attested before me on April 5th, 2007 by KENNETH & KATHLEEN KRUSE




Notary Public-State of Oregon
My Commission expires 2-23-2008

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APR 20 2007

WATER RESOURCES DEPT
SALEM OREGON

1 10373

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

State of Oregon)
) ss
County of LAKE)

I, Kenneth Kruse, in my capacity as Owner,
mailing address PO Box 10, Fort Rock, Oregon 97735
telephone number (541) 576-2348, 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	¼ ¼ Section	Gov't Lot or DLC	Acres (if applicable)
25	S	14	E		34	NE NE		39.1
						NW NE		39.2
						SW NE		40.5
						SE NE		41.2
						NE NW		40.0
						NW NW		40.0
						SW NW		40.0
						SE NW		40.0

(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.

10373

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APR 20 2007

**WATER RESOURCES DEPT
SALEM, OREGON**

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

5. The water delivery system used to apply water as authorized by the right is described below:
WHEEL LINE SPRINKLE IRRIGATION SWITCHING TO CENTER PIVOT IRRIGATION
HAND LINE CORNERS

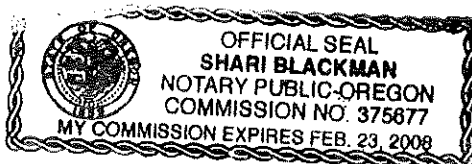
6. One or more of the following documentation supporting the above statements is attached:

- ☐ 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: _____

[Signature]
Signature of Affiant

3-30-07
Date

Signed and sworn to (or affirmed) before me this 30th day of MARCH, 2007.



Shari Blackman
Notary Public for Oregon

My Commission Expires: 2-23-08

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



"Owned By Those We Serve"

February 14, 2007

Kenneth Kruse
DBA Kruse Ranch LLC
General Delivery
Fort Rock, OR 97735

Dear Mr. and Mrs. Kruse,

Your request for pumping history on meter numbers 15434 and 15446 are as follows.

Our records indicate for the meter number 15434, service address 75HP Pump #1/FT 50 HP Field 10, has had continuous use for the years of 1997 thru 2006. The most current year 2006 used 102,360 KWH for the season. *C# 47618*

Our records indicate for the meter number 15446, service address 75 HP Pump #2/FT 69HP field 11, has had continuous use for the years of 1997 thru 2006. The most current year 2006 used 94,440 KWH for the season. *C# 52623*

If you need any further information or have any questions, please feel free to contact me.

Best Regards,

Shawntaye Pinckney
Shawntaye Pinckney

RECEIVED

APR 20 2007

10373

**WATER RESOURCES DEPT
SALEM, OREGON**

16755 Finley Butte Rd.
(541) 536-2126

P.O. Box 127
(800) 722-7219

La Pine, OR 97739
FAX (541) 536-1423

Indicate in this column whether or not the item is satisfied.

Temporary Transfer Application – OAR 690-380 3000 & 3100

Completeness Checklist

Applicant's Name: Ron Lafranchi (Form last revised: March 13, 2007)

Section A – Status of Right

Is this a Water Right that can be transferred?

[OAR 690-380-0100(14)]

NOTE: The Department can **accept** a Transfer application for any right that is:

- ☒ 1) an adjudication with a court decree; **or**
☒ 2) a certificate that is not cancelled; **or**
☐ 3) a transfer that's been approved **&** A COBU has been received by the Department

If the subject right **does not** fall into **any** of the above categories, **RETURN** the application & fee to the applicant.

Section B – Type of Change

Is the proposed change(s) allowed under the Temporary Transfer process?

[ORS 540.523]

NOTE: Only **POU** changes are allowed on Temporary Transfers.

UNLESS... POA/POD change is necessary to convey water to the new temp place of use.

OR - Character of Use of storage right (R-xxxxx)

OR - In the Deschutes Basin, a change in Use from irrigation to municipal is allowed.

If the application proposes a change **other** than those listed above, **RETURN** the application & fee to the applicant.

Section C - Fees

Have the appropriate fees been paid?

Total Required Fees: 233.16

Fee Schedule – ORS 536.050(1)(i)

Total Fees Paid: 232.00

\$175 - Base (1st CFS of water)

+ \$ 1 - Per acre of land irrigated

Fees Due (if any): 1.16

+ \$ 75 - For each cfs or fraction thereof beyond the 1st cfs for non-irrigated land

Refund Due (if any): 0

If the applicant has **NOT** submitted the total fees required, **RETURN** the application & deficient fee to the applicant.

Section D – Completeness

Indicate in this column whether an item is incomplete, and if so, identify the deficiency.

Is the Temporary Transfer application complete?

All required elements necessary for a complete temporary transfer application are listed below.

Indicate whether or not the applicant has answered and/or supplied attachments to adequately address each of the following items. If any one of the items is deficient, then the application is incomplete.

NOTE: For reference, the application page number upon which each item is requested is identified.

If the application is **NOT** complete, **RETURN** the application & fee to the applicant.

☒ • Type of transfer application clearly marks Temporary and indicates the number of years. (Page 1)

☒ • Applicant's name, mailing address and contact information. (Page 1)

☒ • Agent's name, mailing address and contact information, if applicable. (Page 1)

☒ • Are the water rights to be affected by this temporary transfer listed? (Page 2)

If there are multiple water rights listed..... The applicant must supply a **separate "set"** of Supplemental Form A for **each** water right to be transferred.

	Checklist for Supplemental Form A – (Attachments)	
OK	• Certificate # filled in on each page?	(Page 1)
OK	• Type of change(s) proposed clear?	(Page 1)
OK	• Current Water Right information is complete?	(Page 2)
OK	• If for a change in POU... (Page 2) Are there any “layered” irrigation rights, permits, or GR registrations appurtenant to the same place of use as the water right proposed to be transferred? YES NO If YES..... the other “layered” water uses subject to transfer must either change concurrently or be cancelled, except as provided in OAR 690-380-2240(5). OR...applicant indicates supplemental right will not be exercised on “From” lands Are they included in application? If not, contact applicant or agent.	
OK	• Location description of the authorized POA/POD to be changed. (Page 3) NOTE: Ensure that the location coordinates listed in the application match the point and location coordinates illustrated on the application map. Additionally, if the existing authorized source is ground water (POA), the applicant must either: _____ 1) supply a copy of the well log(s), <u>or</u> _____ 2) if well logs are not available, describe the construction of the well(s) in the table provided on page 3 of the supplemental form A application.	
OK	• Location description of the existing authorized POU and associated acres (if applicable). (Page 4) NOTE: Ensure that the location and number of acres listed per ¼ ¼ in the application match those illustrated on the application map.	
OK	• Location description of the proposed POA/POD. (Page 5) NOTE: Ensure that the proposed location coordinates listed in the application match the proposed point and location coordinates illustrated on the application map. Additionally, if the proposed source is ground water (POA), the applicant must either: _____ 1) supply a copy of the well log(s), <u>or</u> _____ 2) if well logs are not available <u>or</u> the well is not yet constructed, describe the construction of the well(s) in the table provided on page 5 of the application.	
OK	• Location description of the proposed POU and associated acres (if applicable). (Page 6) NOTE: Ensure that the location and number of acres listed per ¼ ¼ in the application match those illustrated on the application map.	
	Return back to Page 2 of transfer application	
OK	• The type of change(s) being proposed.	(Page 2)
OK	• Reason for the temporary transfer.	(Page 2)
OK	• Description of current water delivery system.	(Page 2)
OK	• System Capacity.	(Page 2)
	Checklist for Supplemental Form B – (Attachments)	
OK	• Is there a box checked in #1?	(Page 1)

OK	Is there a box checked in #2?	(Page 1)
OK	Does the description of POU on page 4 of the supplemental form A application, match authorized POU in question #3?	(Page 1)
OK	In question #4 and #5 are they filled out.	(Page 2)
OK	Is there a box checked in #6?	(Page 2)
OK	Is the #6 supporting documentation included with application?	(Page 2)
OK	Is there an original signature of the notary and notary stamp?	(Page 2)
	Return back to Page 3 of transfer application	
OK	Affected districts and local governments. If within a district/local government jurisdiction, ensure that name & mailing address is provided. And agreement with district to deliver water to "To" lands	(Page 3)
OK	Is the applicant the Landowner of the "from" and "to" Lands? YES <u>NO</u> If <u>NO</u>..... The applicant must list current landowner name & address. And include a notarized statement granting consent to the transfer from each landowner.	(Page 4)
OK	Who will be responsible for completion of the changes? Is a box checked? If no box is checked the applicant or agent must be contacted.	(Page 4)
OK	- Map..... - if more than 3 rights are included in transfer, is there a separate map for each water right? - If larger than 8 1/2 X 14 - then 3 copies of map is needed & an electronic pdf of map - north arrow size & scale other: _____ - authorized acreage per 1/4 1/4 matches the water right - authorized POD/POA and POU (clearly shown, labeled & matches application listing) - point plotted for the authorized POD/POA agrees with location coordinates on supplemental form A and WR - proposed POD/POA and/or POU (clearly shown, labeled & matches application "proposed" listing) - location coordinates accurately describe the point identified as the proposed POD/POA	(Page 5)
OK	Land Use form, if applicable. Is the form signed by the local planning department staff? May be needed if the POD/POA or POU is moving a great distance <u>and</u> off of land originally involved in WR.	(Page 5)
OK	If a groundwater right is involved, are the well logs or a description included.	(Page 5)
OK	Is a copy of the current deed included for the From lands?	(Page 5)
OK	Signature(s) of applicant(s): Are one of the boxes checked? (not needed for Temporary Transfer) <u>All</u> applicants listed on page 1 of the application <u>must</u> sign the application.	(Page 6)

WRD Completeness Reviewer's Name:

Sarah Henderson

Date:

4-23-17

TRANSFER CHECK OFF LIST

TRANSFER FILE #

10323

DATE RECEIVED

4-20-07

DATE MONEY SLIPPED

4-20-07

DATE RECEIPTED

4-20-07

VALID WATER RIGHT?

X Yes No

TEMP ALT AC

IRR DIST

PERM AMEND

DIV 15

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

FULL 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

5-1-07

(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/Grn Dist/Lav Alt Acr/pink his

COPY TO GW

yes

POA, APOA, or [SW TO GW ONLY(as POD)]

BLUE FORM TO GW

yes

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

COPY TO CWRE

no

LETTER TO ODFW

no

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

ANSWER SENT TO:

Susan

SW --- NCR --- SCR --- ER

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