

T-10394

T-10394

Name Sherman & Hazel HawkinsBy S. Hawkins Inc.Address 57390 Hawkins RdLa Grande, OR 97850541-562-5596Change in POUDate filed 5-23-07

Date of hearing _____

Place of hearing _____

Date of order 12-10-08 Vol. 76, page 837

Date for application of water _____

Proof mailed _____

Proof received COBL 9/28/2009 letter mailed 9/20/09Certificate issued MAY 16 2014 Vol. _____, page 89228

DESCRIPTION OF WATER RIGHT

Name of stream WellTrib. of Grand Ronde River County of UnionUse Irrigation

Quantity of water _____ No. of acres _____

Name of ditch _____

Date of priority 7-20-1995In name of Janis Conklin

_____ Adjudication, Vol. _____, page _____

App. No. 6-14137 Per. No. 6-13078 Cert. No. proof to Satisfaction of Director 8-5-2002 (memo)

Certificate cancelled _____

Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>5-23-07</u>	<u>350.00</u>	<u>87731</u>
TOTAL . . .		
	Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.

REMARKS

NOID/CWRE - Gregory T. BlackmanUnion Co. Planning Dept (1001 Fourth St. La Grande, OR. 97850)

La Grande, Oregon 97850
September 21, 2009

Enclosed is our check in the amount of \$150.00 as fee to cover the enclosed
CLAIM OF BENEFICIAL USE for Application number T-10394.

Thanks and respectfully ,

S. Hawkins Inc
by Hazel Hawkins, Sec.-Treasurer
Hazel Hawkins
Certified Mail

RECEIVED

SEP 28 2009

WATER RESOURCES DEPT
SALEM, OREGON

STATE OF OREGON
WATER RESOURCES DEPARTMENT

725 Summer St. N.E. Ste. A

SALEM, OR 97301-4172

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

RECEIPT # **87731**

INVOICE # _____

RECEIVED FROM: S. Hawkins Inc.

BY: _____

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

☐
☒ 41141
☐

APPLICATION	
PERMIT	
TRANSFER	<u>T-10394</u>

TOTAL REC'D	\$ <u>350.00</u>
-------------	------------------

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>350.00</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 _____ \$ _____

RECEIPT: **87731**

DATED: 5/23/07 BY: [Signature]

STATE OF OREGON

COUNTY OF UNION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

S HAWKINS INC
 SHERMAN & HAZEL HAWKINS
 57390 HAWKINS ROAD
 LA GRANDE OR 97850

confirms the right to use the waters of A WELL within the GRANDE RONDE RIVER BASIN for IRRIGATION of 211.3 ACRES.

This right was perfected under Permit G-13078. The date of priority is JULY 20, 1995. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 2.64 CUBIC FEET PER SECOND, or its equivalent in case of rotation, measured at the well.

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
3 S	39 E	WM	10	NE SE	1375 FEET NORTH AND 1289 FEET WEST FROM SE CORNER, SECTION 10

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

The period of use allowed is March 1 through October 31.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
3 S	39 E	WM	10	NE SE	32.2
3 S	39 E	WM	10	SE SE	37.8
3 S	39 E	WM	11	NE SW	34.9
3 S	39 E	WM	11	NW SW	37.2
3 S	39 E	WM	11	SW SW	37.5
3 S	39 E	WM	11	SE SW	31.7

Measurement, recording and reporting conditions:

- A. The water user shall maintain the meter or other suitable measuring device in good working order, shall keep a complete record of the amount of water used each month and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the water user to report general water use information, including the place of use and nature of use of water under this right.

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

- B. The water user shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

If substantial interference with a senior water right occurs due to withdrawal of water from the well listed on this right, then use of water from the well shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

Use of water under authority of this right may be regulated if analysis of data available after the right is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge to determine the water level elevation in the well at all times.

The Director may require water level or pump test results every ten years.

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

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation of practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use of water shall be limited when it interferes with any prior surface or ground water rights.

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

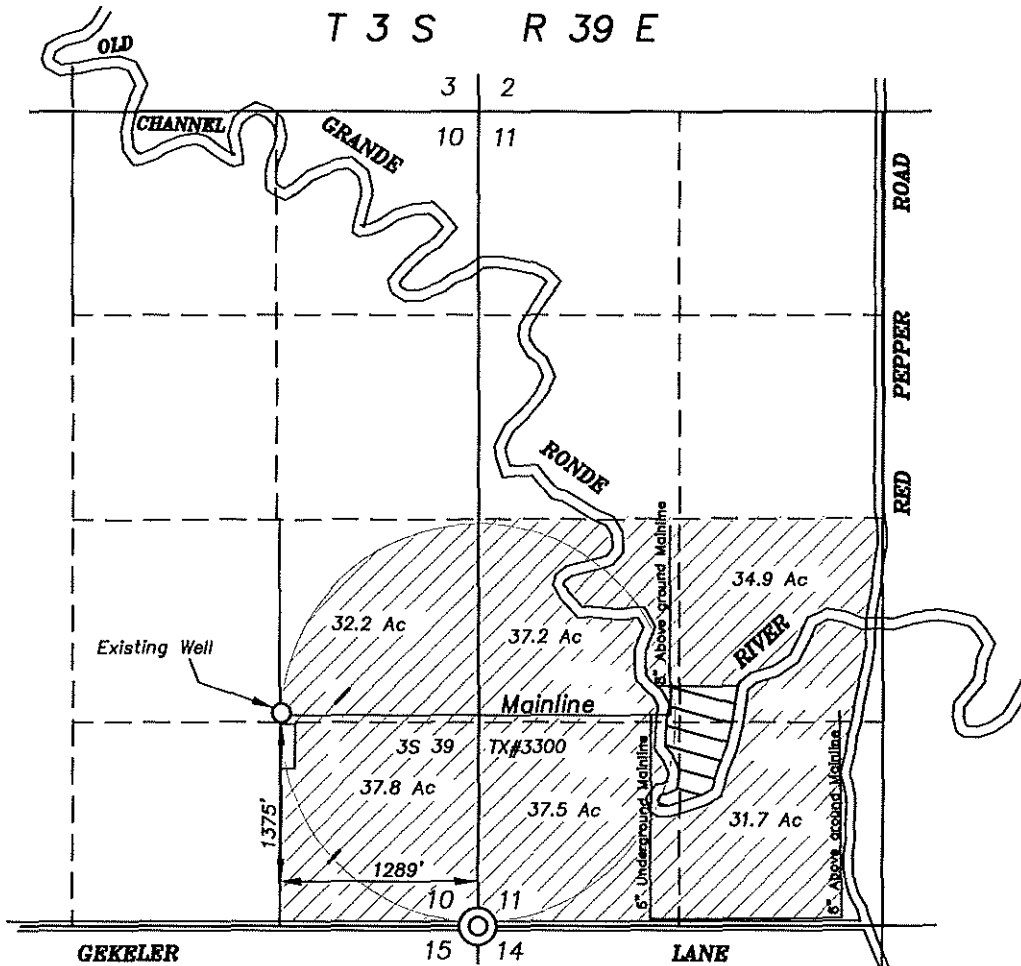
This certificate is issued to confirm a change in PLACE OF USE approved by an order of the Water Resources Director entered DECEMBER 10, 2008, at Special Order Volume 76, Page 837, approving Transfer Application 10394, and modifies the right perfected under Permit G-13078.

Issued MAY 16 2014



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

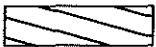
SUPERSEDING



SCALE 1" = 1320'



Primary lands to be irrigated by Permit number G-13078, to remain in place.



Lands transferred under Permit number G-13078 in place under beneficial use..

SUPERSEDING

FINAL PROOF MAP FOR TRANSFER OF PLACE OF USE

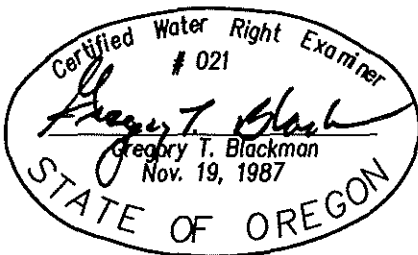
FOR
S. HAWKINS INC.

BY
BAGETT - GRIFFITH & BLACKMAN
2006 ADAMS AVENUE
LAGRANDE, OREGON 97850

April 14, 2014

APPLICATION NO. T- 10394

PERMIT NUMBER G- 13078



NOTE: The preparation of this map was for the purpose of identifying the location of the proposed water right and has no intent to provide dimensions or location of property ownership lines. Location information shown hereon was furnished by the applicant.

SALEM, OR

APR 16 2014

RECEIVED BY OWRD



Oregon

John A. Kitzhaber, MD, Governor

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

Date Mailed: May 16, 2014

NOTICE OF CERTIFICATE ISSUANCE

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

This certificate is an order in other than a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

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

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

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

Mailing List for Transfer Certificate

Application: T-10394

Certificate:

Certificate/Transfer Holder: (include copy of map)

S HAWKINS INC
SHERMAN & HAZEL HAWKINS
57390 HAWKINS ROAD
LA GRANDE OR 97850 ✓

Copies Mailed

By *Connie Vance*
(SUPPORT STAFF)

on: MAY 16 2014
(DATE)

Copies of final Certificate to be sent to:

1. Watermaster # 6 (Include map) ✓
2. Data Center ✓
3. Water Availability ✓
4. Vault ✓
5. File ✓

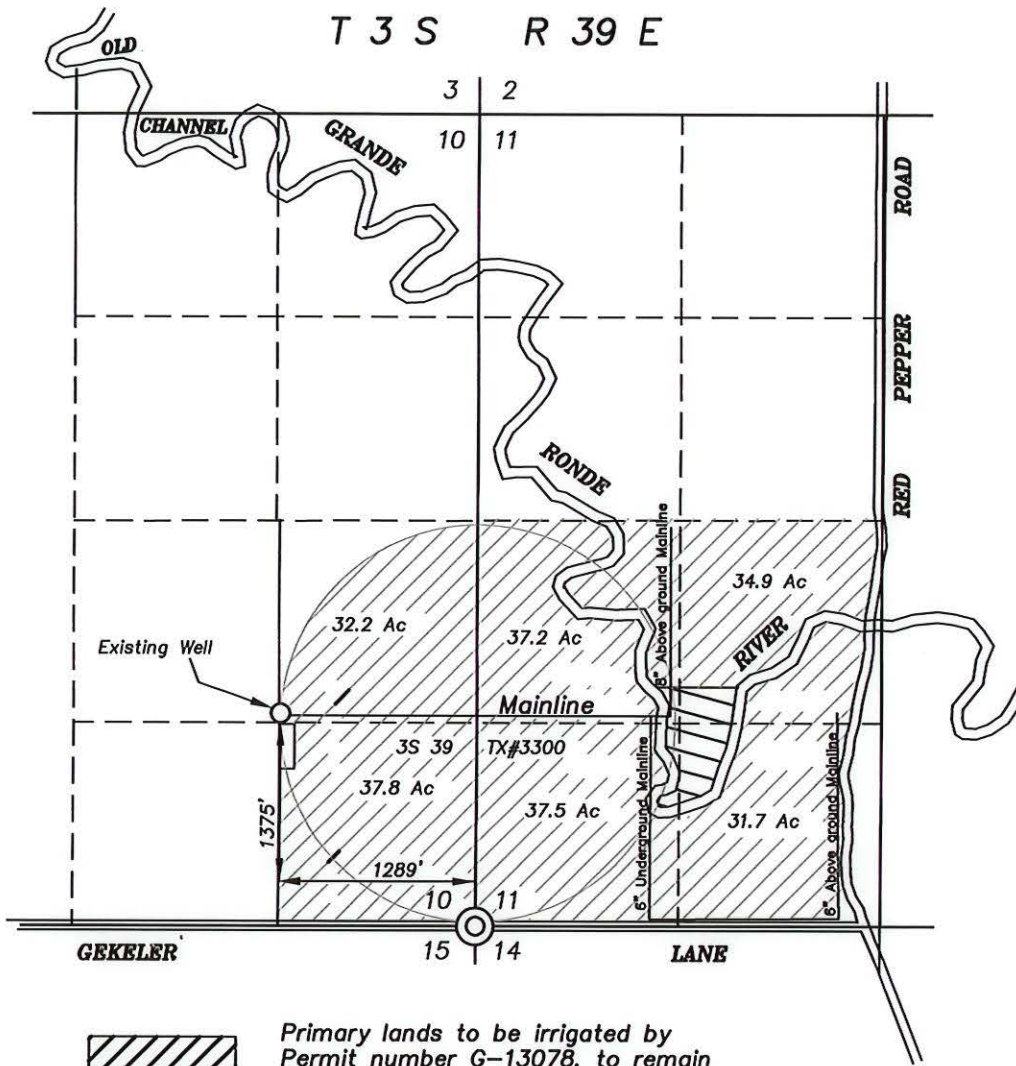
Other Persons to receive copies (proposed and/or final certificate: (Include map)

6. GREGORY T BLACKMAN, CWRE ✓

Record Marking(s):

1. Original Application# G-14137 ✓
2. Old Certificate# NA

SUPERSEDING



SCALE 1" = 1320'

-  Primary lands to be irrigated by Permit number G-13078, to remain in place.
-  Lands transferred under Permit number G-13078 in place under beneficial use.

SUPERSEDING

**FINAL PROOF MAP FOR
TRANSFER OF PLACE OF USE**
FOR
S. HAWKINS INC.
BY
BAGETT - GRIFFITH & BLACKMAN
2006 ADAMS AVENUE
LAGRANDE, OREGON 97850

April 14, 2014

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Measurement, recording and reporting conditions:

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Use of water under authority of this right may be regulated if analysis of data available after the right is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge to determine the water level elevation in the well at all times.

The Director may require water level or pump test results every ten years.

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

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation of practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use of water shall be limited when it interferes with any prior surface or ground water rights.

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

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Issued _____.

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

MEMO

TO: FILE T-10394

FROM: Kerry Kavanagh DATE: 10/15, 2013

RE: DETERMINATION OF PROOF

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

Permit Transfer

FPS COBU

Δ per - Permit G-13078 - sat 2 proof documented in Spord 56 Pg 800

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

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

Conflict? No Yes: _____

stamped PROPOSED or assign Cert # 89228

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

Water Organization identified using area of interest tool? No Yes, cc: _____

Check ownership; and if there is a new owner, add them to the mailing list.

Prepare a mailing list.

Record marking: App _____ Cert _____

NOTES:

COBU map shows 212.0 ac → TFO only auth. 211.3 ac

C-2-26-14 deficiency letter sent

4-16-14 WRD rec'd revised COBU map

Pump Capacity Calculation Sheet

using Department designed formula:

T-10394

24/17/2014

klk

$(hp)(\text{efficiency}) / (\text{lift} + \text{psi head}) = \text{capacity in cfs}$

Efficiency:

Centrifugal = 6.61

Turbine = 7.04

Data Entry (fill in underlined blanks)

HP = 125
Efficiency = 7.04
Lift = 95
PSI = 55

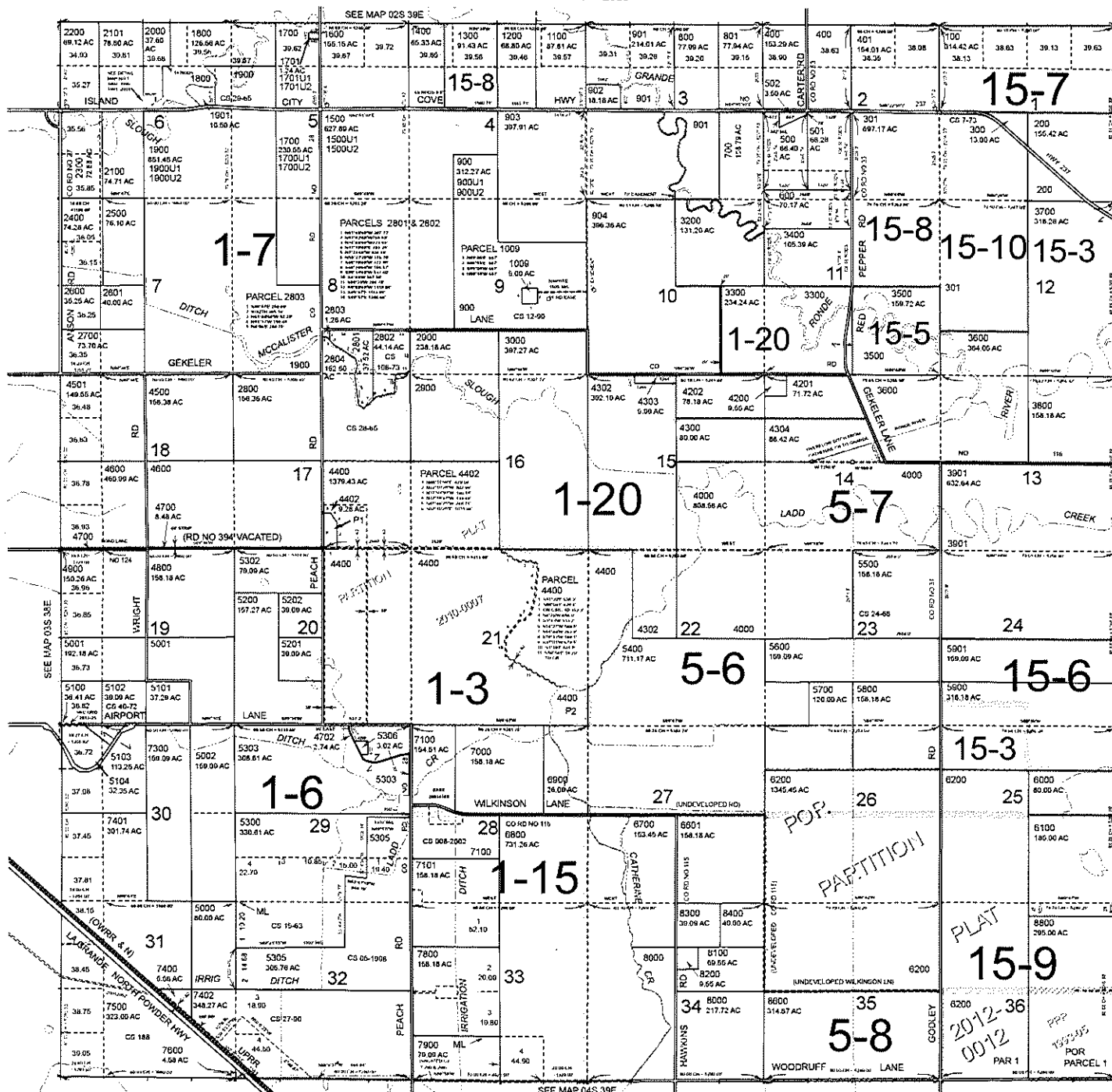
Results Calculated

$(hp)(\text{efficiency}) = 880$
Head based on psi = 139.7
Total dynamic head = 234.7
(head + lift)

Pump Capacity = 3.75 feet per second

$1'' \approx 2000$

Cancelled
601
900U3
903U2
904U2
1000 THRU 1008
3100
3900
4100
4401
4490
4701
5003
5100MI
5301
5302MI
5304
6201
6300 THRU 6600
7200
7201 THRU 7203
7700
8500
8700



03S39E

STATE OF OREGON

COUNTY OF UNION

ORDER APPROVING A TEMPORARY CHANGE IN PLACE OF USE

Pursuant to ORS 540.523, after notice was given and no objections were filed, and finding that no injury to existing water rights would result, this order approves, as conditioned or limited herein, TEMPORARY TRANSFER 9157 submitted by

JANIS A. CONKLIN
4200 BLUE HERON CIRCLE, APT. A
ANACORTES, WASHINGTON 98221.

The PORTION of the right to be modified, was perfected under Permit G-13078 with a date of priority of JULY 20, 1995. Proof to the satisfaction of the Director that use of water has been accomplished under the terms and conditions of Permit G-13078 has been received. The right allows the use of A WELL, in the GRANDE RONDE RIVER BASIN for IRRIGATION OF 7.2 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.09 cubic foot per second, if available at the original well located at: NE¼ SE¼, SECTION 10, T 3 S, R 39 E, W.M.; 1375 FEET NORTH AND 1289 FEET WEST FROM THE SE CORNER, SECTION 10, or its equivalent in case of rotation, measured at the well.

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2).

Pursuant to ORS 536.075 and OAR 137-004-080 and OAR 690-01-005, you may either petition for judicial review or petition the Director for reconsideration of this order.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to ONE-EIGHTIETH of one cubic foot per second per acre or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

The use shall conform to any reasonable rotation system ordered by the proper state officer.

The authorized place of use is located as follows:

NE¼ SE¼ 7.2 ACRES
SECTION 10
TOWNSHIP 3 SOUTH, RANGE 39 EAST, W.M.

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

The applicant proposes to TEMPORARILY change the place of use to:

NE¼ SW¼ 2.1 ACRES
NW¼ SW¼ 0.5 ACRE
SW¼ SW¼ 0.9 ACRE
SE¼ SW¼ 3.7 ACRES
SECTION 11
TOWNSHIP 3 SOUTH, RANGE 39 EAST, W.M.

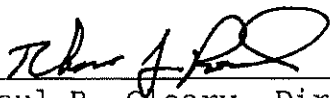
THIS CHANGE TO AN EXISTING WATER RIGHT MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

1. This change is temporary. This change shall be effective upon issuance of this order.
2. The former place of use shall **not** be irrigated as part of this water right during the 2002, 2003, 2004, 2005 and 2006 irrigation seasons.

3. The use shall revert to the authorized place of use at the end of the 2006 irrigation season.
4. The approval of this temporary transfer may be revoked or modified if the Department finds the change causes injury to any existing water right.
5. The use of the remaining water right described by Permit G-13078 shall continue to be in accordance with the terms and conditions of Permit G-13078.

WITNESS the signature of the Water Resources

Director, affixed August 7, 2002.


For Paul R. Cleary, Director

PER ASSESSORS OFFICE:

ef#:7452 _____ Type of Property : REAL PROPERTY

MAP#	TAX LOT#	A NUM	CODE	PROPERTY CLASS/DESC	ZONE
03S39	3300	0	120	551 FARM USE/EFU/IMP	UC-A1

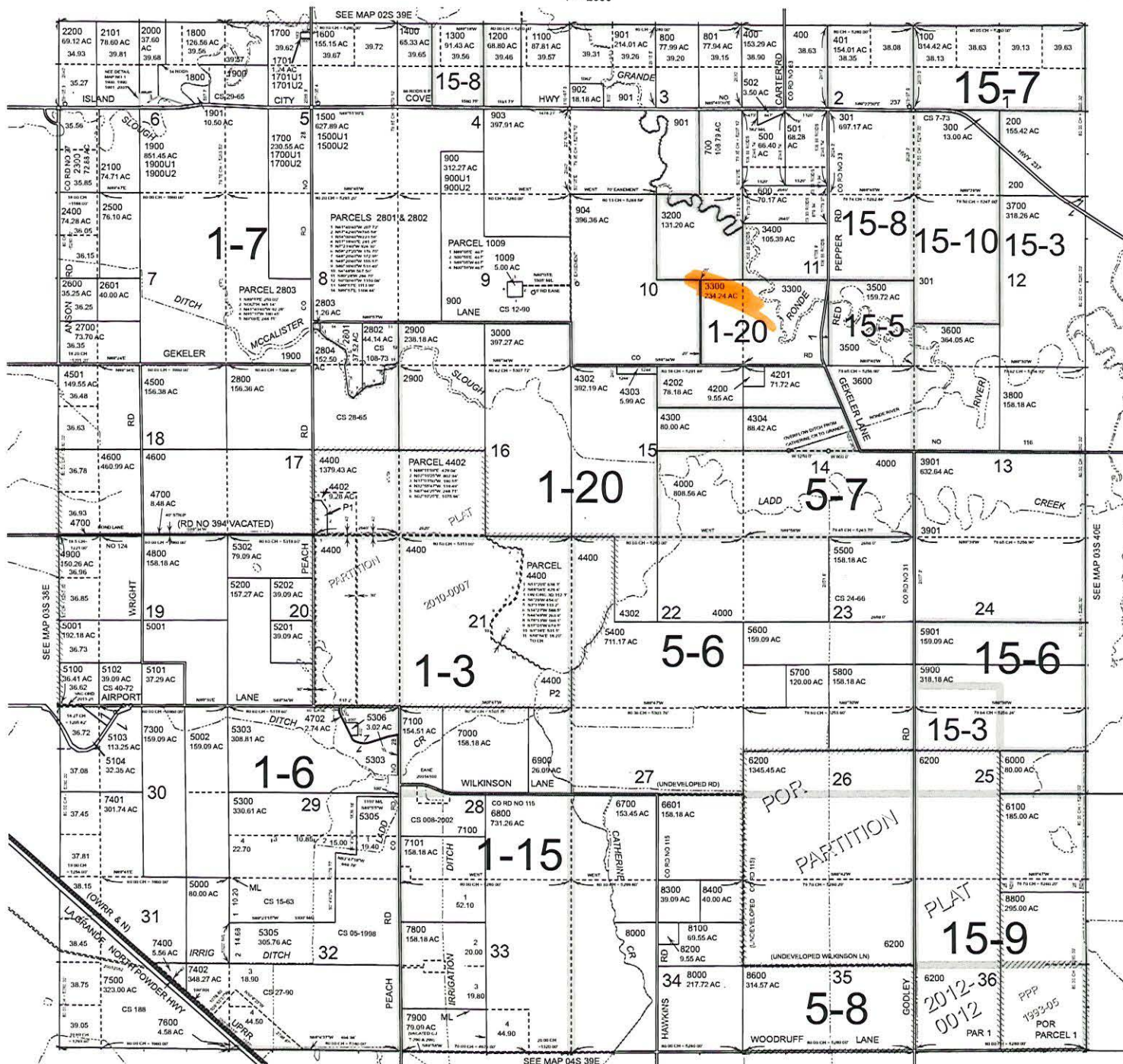
OWNER:	S HAWKINS INC
CONTRACT:	
ETAL(s):	
MAILING ADDRESS:	
	57390 HAWKINS RD
CITY/ST:	LA GRANDE OR ,97850-5224

PROPERTY ADDRESS: 0

NOTES:

$1'' = 2000'$

Cancelled
601
900U3
903U2
904U2
1000 THRU 1008
3100
3900
4100
4401
4490
4701
5003
5100MI
5301
5302MI
5304
6201
6300 THRU 6600
7200
7201 THRU 7203
7700
8500
8700



—03S39E

Completion Checklist for CWRE Claims of Beneficial Use



Date Received 9/28/2009
 CWRE Name Greg Blackman
 Claim Logged 9/29/2009
 File Marked 9/29/2009
 Oversized Map # _____
 Read the file and attach a copy of the
 permit or transfer final order. _____

Application # _____
 Permit # _____
 Transfer # T 10394
 Date 9-29-09
 Reviewer C.U.

Map Review:

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

Report Review:

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

DEF = deficient
 N/A = Not Applicable

Certificate Issuance Processing Checklist

_____ Map and COBU reviewed
_____ Conflict check (include copy of plat card printout)
_____ Check for ownership

Any Conflicts? _____

Staff Recommendations:

_____ Proof to the Satisfaction has been established to the full extent as described in the permit or transfer order.

_____ Proof to the Satisfaction has been not been established to the full extent as described in the permit or transfer order and the right should be limited as follows: _____

_____ Proof to the Satisfaction has not been established for the following reasons: _____

Proposed Actions:

Send letter requesting the following items/information: _____

_____ Send letter recommending extension to cure deficiencies: _____

Can certificate be processed further?

_____ Yes

If "Yes":

_____ Proposed
_____ Final

Certificate # _____

Mailing list:

Proposed:

Final:

This form is subject to revision. Begin each new claim by checking for a new version of this form and downloading a new one if necessary.

If you have questions regarding the completion of this form, contact:

Gerry Clark by e-mail at Gerald.E.CLARK@wrđ.state.or.us or by phone at 503-986-0811,

Or Jerry Gainey by e-mail at Jerry.W.GAINEY@wrđ.state.or.us or by phone at 503-986-0812.

The Department has a program titled "Reimbursement Authority" that allows a permit holder to pay the cost to have the Department expedite the review of the claim and, if appropriate, prepare a certificate. This program means a certificate can be issued in about a month. For more information on this program see <http://www.wrđ.state.or.us/programs/index.shtml>.

**This box can be deleted

Oregon Water Resources Department
725 Summer St. NE, Suite A
Salem, OR 97301-1266

CLAIM OF BENEFICIAL USE

A fee of \$150 must accompany this form to be accepted. (ORS 536.050(1)(x))

The completion of this form is required by OAR 690-014-0100(1) and 690-014-0110(4).

Please type or print in dark ink. If this form is found to contain errors or omissions, it may be returned to you. Every numbered item must have a response. If any requested information does not apply to the Claim, insert "n/a." Do not delete any section of this form unless directed by the form. The Department may require the submittal of additional information from any water user or authorized agent. A separate form shall be completed for each permit or transfer final order.

I. General Information

1. File Information

Application Number (G, R, S or T)	Permit Number (if applicable)
T-10394	

2. Property owner (current owner information)

a. Individuals

Name		
Mailing Address		
City/State/Zip		
Phone #		
Fax #		
e-mail address		

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b. Businesses/Organizations

Name	S HAWKINS INC.
Contact Person and Title	SHERMAN & HAZEL HAWKINS
Mailing Address	57390 HAWKINS ROAD
City/State/Zip	LA GRANDE, OREGON 97850
Phone	541-562-5596
Fax	
e-mail	

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

3. Permittee / Transferee of record (this may, or may not, be the current property owner)

c. Individuals

	Individual 1	Individual 2
Name		
Mailing Address		
City/State/Zip		

d. Businesses/Organizations

Name	S HAWKINS INC.
Contact Person and Title	SHERMAN & HAZEL HAWKINS
Mailing Address	57390 HAWKINS ROAD
City/State/Zip	LA GRANDE, OREGON 978850

4. Date of Site Inspection: 7/16/09

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

Name	Date	Association with the project
SHERMAN HAWKINS	7/16/09	PROPERTY OWNER

6. County:

7. Tax Lot Information:

Tax map number	Tax lot number
03S 39	3300

8. If any property described in the place of use of the permit or transfer final order is excluded from this report, identify the owner of record for that property (ORS 537.230(3)):

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

Name	NA
Contact Person and Title	
Mailing Address	
City/State/Zip	
Phone #	

Name	NA
Contact Person and Title	
Mailing Address	
City/State/Zip	
Phone #	

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II. Points of Diversion/Appropriation and Place of Use

For each point of diversion or appropriation, provide the following information. If the claim is for more than one point of diversion/appropriation, copy and complete this section for each point of diversion or appropriation.

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

Water is pumped 1320' from an existing Well underground via an 8" steel mainline. The line continues about 1200 feet to the east and a 8" mainline runs 1300 feet South, and then runs 1300 feet East to the West line of Red Pepper Road. The water is then flows through a 8" above ground steel main for another 1320 feet that serves a 4" wheel line that is 1320 feet long, with 33 heads with 3/16 nozzles. This wheel line serves the SE ¼, SE1/4, along with 480 feet of 4" hand pack, with 3/16 heads. I also observed another 8" steel above ground mainline that is approximately 2600 feet from the well that runs North for 1320 feet. This mainline serves another wheel line 1300 feet in length, with 33 nozzles 3/16 in size in the NE1/4, SE ¼ of said land. There is also 600 feet of hand pack in the field that is used to irrigate the lands within the old channel of the Grande Ronde River.

2. Point of diversion/appropriation name or number (correspond to map):

Point of diversion/appropriation name or number (correspond to map)	Well log ID # for all work performed on the well (if applicable)	Well tag # (if applicable)
Existing Well	Union 1202	

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

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

Source	Tributary to

4. Point of diversion/appropriation location:

(DLC, Government Lot, ¼ ¼, Section, Township, Range)	Reference to a recognized public land survey corner by distance and bearing or by coordinates
NE1/4, SE1/4 S 10, 3S R 39 E	N 1375 & E 1289 FROM SE COR SECT 10

5. Actual use(s), period of use, and rate for each use:

Uses	If irrigation, list crop type	When water is used	Rate for use
irrigation	Alfalfa	May 1 through October 1	900 gpm
irrigation	grain	May 1 through October 1	150 gpm
irrigation	alfalfa	May 1 through October 1	150 gpm

Total Quantity of Water _____

6. Place of use for the point of diversion or appropriation:

DLC	Gov lot	1/4 1/4	Section	Township	Range	Use	# of primary acres	# of supplemental acres
		NE,SE	10	3S	39E	IRR	32.2	
		SE,SE	10	3S	39E	IRR	38.5	
		NE,SW	11	3S	39E	IRR	34.9	
		NW,SW	11	3S	39E	IRR	37.2	
		SW,SW	11	3S	39E	IRR	37.5	
		SE,SW	11	3S	39E	IRR	31.7	

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Total Acres Irrigated 212.0 _____

Groundwater Source Information (Well and Sump)

****If the appropriation is not from ground water (well or sump), this section, items 1-5, can be deleted.**

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

SEE WELL LOG ATTACHED

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

Casing Diameter	Casing Depth	Total Depth	Completion Date of Original Well	Completion Dates of Alterations	Who the well was drilled for	Well drilled by

In addition to the information requested in item "2" above, provide any other information which may help the Department locate any well logs associated with this appropriation.

SEE ATTACHED

Attach measurements notes

System Information:

Provide the following information concerning the diversion and delivery system. Trace the flow of water from the point of diversion/appropriation to the place of use.

1. Pump information

Brand	Model	Serial Number	Type (centrifugal, turbine or submersible)	Intake size	Discharge size
BERKLEY		712084	TURBINE	8"	1300 GPM

2. Motor information

Brand	Model	Horsepower	Max RPM	Voltage
GE	5K6268XHIA	125	1770	460

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3. Meter information (if required in permit or transfer final order)

Make	Serial #	Condition (working or not)	Current meter reading	Notes
McCROMETER	98-7963	WORKING	1200 GPM, 977895 AC. FT	

**WATER RESOURCES DEPT
SALEM, OREGON**

4. Measurement device description

Device description	Condition (working or not)	Notes

5. Measured pump capacity (using meter if meter was present and system was operating)

Initial meter reading	Ending meter reading	Duration of time observed	Total pump output
See attached pump test		4 hrs	1300 gpm

6. Theoretical pump capacity

Horsepower	Operating psi	Lift from source to pump *If a well, the water level during pumping (see pump test results)	Lift from pump to place of use	Total pump output
125	55 psi	20 +75+139.7	0	3.75 cfs 1682.8

7. Provide pump calculations in the box below

SEE ATTACHED PUMP TEST RESULTS DATED 1/12/99

$$Q_{\text{pump}} = \frac{(7.04)(125)}{20+75+139.7} = \frac{880}{234.7} = 3.75 \text{ cfs} \quad \underline{1682.8 \text{ gpm}}$$

8. Mainline information

Mainline size	Length	Type of pipe	Buried or above ground
8"	3820'	Steel	Buried
6"	2640	Steel	Above Ground

9. Lateral or handline information

Lateral or handline size	Length	Type of pipe	Buried or above ground
4"	1080	Aluminum	Above Ground

10. Sprinkler information Make and model:

Make	Model	Size	Operating psi	Sprinkler output	Maximum number used	Total sprinkler output
Valmont Pivot	8000	1316	55	900 gpm	89	900 gpm
Wheel lines (2)		4"	55	66 x 7.5	66	495 gpm
Hand pack		4"	55	27 x 7.5	27	202.5

Refer to the chart of sprinkler output at various pressures for most nozzle sizes attached to this document.

$$Q_{\text{sprinklers}} = \frac{(93)(7.5)}{448.8 \text{ gpm/cfs}} = 1.55 \text{ cfs} = 697.5 \text{ Gpm}$$

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11. Additional notes or comments related to the system:

At the time of my inspection, the wheel line in the SE,SE was not operating. The owner was cutting the crop at the time. All of the other lines were in operation. I asked Sherman Hawkins if he ran all of the sprinklers at the same time, and he said that at times all of the sprinklers were in operation at one time. He also stated that usually he runs the pivot and one wheel line and the hand lines at one time.

III. CONDITIONS

Please pay special attention to this section. All conditions contained in the permit or transfer final order shall be addressed. Reports that do not address all performance related conditions will be returned.

1. Time Limits:

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

	Dates from permit or transfer final order	Date accomplished	Description of actions taken by water user to comply with the time limits
Begin construction	12/10/08	5/01/09	See attached processing history for T-10394
Complete construction	10/01/2010	5/30/09	
Complete application of water	10/01/11	7/16/09	

2. Initial Water Level Measurements:

**If the Claim is for surface water or a reservoir, or if the water user was not required to submit static water level measurements, items b through e relating to this section can be deleted.

a. Was the water user required to submit an initial static water level measurement? NO
b. What month was the initial measurement to be taken in?

c. Did an authorized individual (as stated in the permit or transfer final order) make the initial static water level measurement in the month required?
NO

d. If "YES", was the measurement submitted to the Department? YES NO

e. If the initial measurement not been submitted, provide that measurement now if available: SALEM, OREGON

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WATER RESOURCES DEPT

Date of measurement	Who made measurement	Method	Measurement
NA			

3. Annual Static Water Level Measurements:

**If the Claim is for surface water or a reservoir, or if the water user was not required to submit static water level measurements, items b through e relating to this section can be deleted.

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

b. In the box below, provide the month in which the static water level was to be made:

NA

c. Were the static water level measurements taken in the month required? NO

d. If "YES", were those measurements submitted to the Department? NO

e. If the annual measurements were not submitted, provide the measurements now in the box below:

Year	Month	Measurement made by	Measurement
2009	Sept.	PGG Robb Rea	43'

4. Measurement, recording, and reporting conditions:

a. Does the permit or transfer final order require the installation of a meter or approved measuring device?
YES

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

**If "NO", items b through g relating to this section can be deleted.

b. Has a meter been installed? YES

c. Provide the date the meter was installed:

October 1998

d. If a meter has not been installed, has a suitable measuring device been installed and approved by the Department? NA

e. If "YES", provide a copy of the letter approving the device, if available. If the letter is not available provide the name and title of the Water Resources Department employee approving the measuring device, and the approximate date of the approval:

Name	Title	Approximate date
NA		

f. Is the water user required to report the water use to the Department? YES

g. Have the reports been submitted? NO

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

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5. Fish Screening and/or By-pass Devices

a. Are any points of diversion required to be screened and/or have a by-pass device to prevent fish from entering the point of diversion? NA

If fish screening and/or by-pass devices were required, the COBU map must indicate their location in relation to the point of diversion.

****If "NO", items b through i relating to this section can be deleted**

b. Has the fish screening been installed? YES NO

c. When was the fish screening installed?

Date	By whom
NA	

d. Is the **total** diversion rate of all rights at the point of diversion less than 0.5 cfs? NO

e. If the total diversion rate is less than 0.5 cfs, has the water user self certified the fish screen. YES NO

f. Has a self certification form been previously submitted to the Department? YES NO

g. If not, is the self certification form attached to this Claim? YES NO

h. If the total diversion rate is greater than 0.5 cfs, has ODFW approved the screening? YES NO

i. Has the water user previously submitted a letter from ODFW approving the screening? YES NO

j. If not, is the approval letter attached to the Claim? YES NO

k. Has the by-pass device been installed? YES NO

l. Describe the by-pass device:

When installed	By whom	Approved by ODFW	Description
NA			

6. **Pump Test** (Required for ground permits prior to issuance of a certificate, but not a requirement of permit development)

a. Did the permit require the submittal of a pump test? YES

b. Has the pump test been previously submitted to the Department? YES

c. Has the pump test been approved by the Department? Unknown

d. If no, is the pump test attached to this Claim? YES

7. **Other Permit Conditions** (examples: special well construct standards, water conservation plans, no obstructions to fish without a fishway, etc.; number as appropriate.)

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IV. Variations, Attachments, Conclusions, Map and Signatures

Variations

Include a description of variations from the permit or transfer final order

The acreage on the permit is for 211.3 acres. The original irrigated land by Permit G-13078 was for 212.0 acres, and this is what was final proofed in 1998 (certificate not yet issued). Since we transferred 7.2 acres of G-13078, I held that the true final acreage is still 212.0, not 211.3. They are still irrigating the ~~211.3~~²¹² acres.

Attachments

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

Attachment name	Description
Well Log	
Pump Test	
Transfer Information	Lists history of permit application and completion dates

Permit and Transfer Final Order Rates and System Rates Comparisons:

POD or POA name or #	Maximum rate allowed by permit or transfer final order	Calculated theoretical rate of water based on system	Actual amount of water measured (if measured)	Developed use	# of acres allowed by permit or transfer final order	# of acres developed
1	2.64 cfs	3.75 cfs	1200 gpm	irrigation	212	212

Claim of Beneficial Use Map

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

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

I used a gps Leica 1200 to tie well to center of road at the projection of the fence line to the South. I also used an aerial photo dated 2005 to place slough on drawing, and compute areas. The aerial photo was obtained from the BLM, and is identified as H 45117.sw.sid.

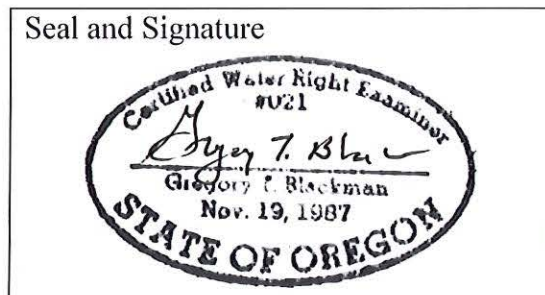
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CWRE Statement, Seal and Signature

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



Permit or Transfer Holders Signature or Acknowledgement

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

Sherman E. Hawkins Sherman E. Hawkins September 21, 2009
Signature Print or type name president Date

Hazel Hawkins Hazel Hawkins September 21, 2009
Signature Print or type name Sec.-Treasurer Date

T-10394							
Contact Information	Transfer Information View all scanned documents						
▼ Current contact information APPLICANT: HAZEL HAWKINS 57390 HAWKINS RD LA GRANDE, OR 97850 APPLICANT: SHERMAN HAWKINS 57390 HAWKINS ROAD LAGRANDE, OR 97850	▼ Status ▶ Type: Regular ▶ Status: Approved ▶ Begin Date: n/a ▶ End Date: n/a ▼ Proposed Action ▶ Place of Use ▼ Orders associated with rights in the transfer <table border="1"> <thead> <tr> <th>Volume-Page</th> <th>Signature</th> <th>Description</th> </tr> </thead> <tbody> <tr> <td>▶ 76-837</td> <td>12/10/2008</td> <td>APPROVING POU T-10394</td> </tr> </tbody> </table>	Volume-Page	Signature	Description	▶ 76-837	12/10/2008	APPROVING POU T-10394
Volume-Page	Signature	Description					
▶ 76-837	12/10/2008	APPROVING POU T-10394					

Processing History

Staff Person Responsible: no caseworker currently assigned

Process Step	Date Initiated	Date Completed	Comments
Received	5/23/2007	5/23/2007	
File Assigned	6/1/2007	9/25/2007	
Transfer Initial Public Notice	6/5/2007	6/5/2007	
Watermaster Review	6/6/2007	6/11/2007	
File Assigned	9/25/2007	10/8/2008	
Deficiency Letter	9/17/2008	9/17/2008	
Draft PD Issued	9/17/2008	9/17/2008	
File Assigned	10/8/2008	10/13/2008	
File Assigned	10/13/2008	12/10/2008	
PD Issued	10/29/2008	10/29/2008	
PD Weekly Public Notice	11/4/2008	11/4/2008	
Final Order Issued	12/10/2008	12/10/2008	
Data Technician Review	12/29/2008	12/29/2008	
Completion Due (C Date)	10/1/2010	10/1/2010	
Claim of Beneficial Use Due	10/1/2011	10/1/2011	

Rights this impacts

	Application	Permit	Certificate	Decree	Claim
Permit:G 13078	G14137	G13078			

Results of the transfer

	Application	Permit	Certificate	Decree	Claim
Inchoate: T 10394 CF (REG) *	G14137	G13078			

[Help understanding and working with the Water Rights Information System](#)

[Report Errors with Water Right Data](#)

[Return to WRIS Query](#)

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WATER RESOURCES DEPT
SALEM, OREGON

06/29/85 13:21
The original and first copy
of this report are to be
filed with the

8503 378 0203

WATER RIGHTS/NWR --- RICK LUSK

002/002

JUL 24 1985

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

STATE ENGINEER
SALEM, OREGON
(Do not write above this line)

State Well No. 35/39E-19

State Permit No.

(1) OWNER:

Name Richard Conklin
Address Cavey Ore.

(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 ☐

CASING INSTALLED:

16" Diam. from 0 ft. to 340 ft. Gage 25
" Diam. from ft. to ft. Gage
" Diam. from ft. to ft. Gage

(6) PERFORATIONS:

Perforated? ☒ Yes ☐ No.

Type of perforator used Factory Ref.

Size of perforations 1/8 in. by 3 in.
1600 perforations from 80 ft. to 120 ft.
1600 perforations from 160 ft. to 220 ft.
4000 perforations from 240 ft. to 340 ft.

(7) SCREENS:

Well screen installed? ☐ Yes ☒ No

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

(8) WELL TESTS:

Drawdown is amount water level is
lowered below static level

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

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

Ball test 100 gal./min. with 20 ft. drawdown after 6 hrs.

Artesian flow _____ ft. p.w.

Structure of water 55 Depth artesian flow encountered _____ ft.

(9) CONSTRUCTION:

Well seal-Material used concrete

Well sealed from land surface to 240 ft.

Diameter of well bore to bottom of seal 24 in.

Diameter of well bore below seal 24 in.

Number of sacks of cement used in well seal 5 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 Flugs _____ 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 3/8

Gravel placed from 240 ft. to 340 ft.

(10) LOCATION OF WELL:

County UNION Driller's well number _____

SW 1/4 Sec 19 T. 35 S. R. 39 E. W.M.

Bearing and distance from section or subdivision corner

Approx. 100' E. of NW cor. 4th
of 2nd Ave.

(11) WATER LEVEL: Completed well.

Depth at which water was first found 75 ft.

Static level 11 ft. below land surface. Date _____

Artesian pressure _____ lbs. per square inch. Date _____

(12) WELL LOG:

Diameter of well below casing _____

Depth drilled _____ ft. Depth of completed well _____ 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	5	
Clay, brown sandy	5	7.5	
Fine, clay shales	7.5	12.0	
Clay blue, sandy shales	12.0	16.0	
Sand coarse	16.0	18.3	
Clay blue	18.3	19.0	
Sand coarse fine-grained	19.0	21.8	
Clay blue sandy	21.8	24.2	
Sand coarse fine-grained	24.2	24.8	
Clay blue	24.8	26.0	

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Work started 6/5 1973 Completed 6/16 1973

Date well drilling machine moved off of well 6/25 1973

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) J. Plummer Date 7/15, 1973
(Drilling Machine Operator)

Drilling Machine Operator's License No. 388

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 CARL E. FIDOWSKI, INC.
(Person, firm or corporation) (Type or print)

Address 22513 166th Ave. S.E.

(Signed) J. Plummer
(Water Well Contractor)

Contractor's License No. 517 Date 7/15, 1973



Oregon Water Resources Department
PUMP TEST COVER SHEET

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WATER RESOURCES DEPT
SALEM, OREGON



Well Owner:

Name JAN CONKLIN
Address 1601 6th St
City, State, Zip La Grande OR 97850
County Union

Well Location:

Twnshp 3S (N or S), Range 39E (E or W)
Section 10 1/4, 1/4, 1/4 NE SE
Well Depth 340 ft Date Drilled 6/16/73
Owner's Well No. (if any) _____
POD-ID _____

Water Right Information:

Application No. 6-14137 Permit No. 6-13078 Certificate No. _____
Is this well used for more than one water right? N (Y/N) If Yes, fill out numbers below:
App. No. _____ Permit No. _____ Cert. No. _____
App. No. _____ Permit No. _____ Cert. No. _____

Pump Test:

Test conducted by JASON ACQUISTAPACE Well Owner? N (Y/N)
Company PENDLETON GRAIN GROWERS
Address 10209 N. McALISTER RD. Date of Test 1/12/99
City, State, Zip ISLAND CITY, OR 97850

Method of Discharge Measurement MCCROMETER - FLOW METER
Method of Water Level Measurement ELECTRONIC SOUNDER
Depth of Air Line (if used) N/A
Pump Type (Turbine, Submersible, etc.) TURBINE
Was pump test conducted during normal use of the well YES (Y/N)

Description of point from which water level was measured PORT ON SIDE OF DISCHARGE HEAD
Is measuring point above or below ground level? ABOVE
Distance between measuring point and ground level (correction factor) 13"

Are you aware of any wells, other than domestic or stock wells, pumping within 1000 feet of the tested well during the test or within 24 hours prior to the test? N (Y/N) If yes, give approximate distances to each and approximate pumping rate of each. If possible, indicate if they were turned on or off during the test _____

Is there a lake, stream or other surface water body within 1/4 mile of the tested well? N (Y/N)
If yes, give approximate distance from the well and approximate elevation difference between the surface water and the well head: Approximate distance _____
Approximate elevation difference _____
Is well elevation above or below the surface water body? _____

Static Water Level Measurements: (Three measurements at least 20 minutes apart are required in the hour before pumping begins):

Time: <u>9:00</u>	Depth to Water: <u>19'5"</u>	(ft/in)
Time: <u>9:20</u>	Depth to Water: <u>19'5"</u>	(ft/in)
Time: <u>9:40</u>	Depth to Water: <u>19'5"</u>	(ft/in)

Discharge Measurements: (A discharge measurement is required at the start of pumping and once an hour during the test):

Time: <u>10:11 A</u>	Discharge Rate: <u>1300</u>	(gpm)
Time: <u>11:11 A</u>	Discharge Rate: <u>1100</u>	(gpm)
Time: <u>12:11 P</u>	Discharge Rate: <u>1100</u>	(gpm)
Time: <u>1:11 P</u>	Discharge Rate: <u>1100</u>	(gpm)
Time: <u>2:09 P</u>	Discharge Rate: <u>1100</u>	(gpm)

Pump turned on: Date: 1/12/99 Time: 10:10 A Pump turned off: Date: 1/12/99 Time: 2:10 P
Total pumping time: 4 hours, 0 minutes.

Note: Well must be idle for at least 16 hours prior to the test.

OWRD 11/90

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P.O.D.-ID _____

RECOVERY DATA

OWRD 10/90



Clark Robeson
Water Application Specialist
Highway 275
PO Box 358
Valley, NE 68064-0358

If you have any questions regarding this fax please call me at
(402)359-2201, extension 3400, or fax me at (402)359-6083.

To: PGG - Island City

Subject: Attn Dave W.: Hammon Sprinkler

Fax Number: +1 (541) 9630931

Pages: 12

Date: October 27, 1998

Time: 10:34:23 AM

Note:

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**WATER RESOURCES DEPT
SALEM, OREGON**

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SPRINKLER SETUP CHART

CUSTOMER		MODEL NUMBER	8000
NAME	TONY HAMANN	LENGTH	1316.0
ADDRESS	2205198	GALLONAGE	900
CT/ST/EP	00000	PIVOT PRESSURE	56
COUNTRY	USA	ENDGUN RADIUS	92
DEALER		APPL RATE (IN/DAY)	.33
NUMBER	913004	TOTAL ACRES COVERED	143.25
NAME	PGG/Grande Ronde Pump&Irr	GPM PER ACRE	6.00

CPL	FT FROM	LINE ORIFICE/	SPRK	NOZ	BOOM/ NOZ	- GAL/MIN -
LOCN	PIVOT	PRESS	REGULATOR	MODEL	NOZZLE SIZES	NO RISER PSI REQ ACT

*** SPRINKLER SPECIFICATIONS ***

SYSTEM TYPE: PIVOT

MODEL: 8000

SYSTEM GALLONAGE: 900

SPAN CONFIGURATION USING: LIBRARY SPAN DESCRIPTION

NUMBER	LENGTH	DIAMETER	DESCRIPTION
1	160	6 5/8	UNIFORM SPACED PIPE
7	160	6 5/8	UNIFORM SPACED PIPE
1	36	6 5/8	UNIFORM SPACED PIPE

CODE	SPRINKLER PACKAGE DESCRIPTION	LENGTH
IRD6	(ROTATOR MOTOR (BLUE) WITH D6 PLATES (RED) (R3000))	1316

PIVOT PRESSURE IS COMPUTER CALCULATED

REGULATORS SELECTED - MANUFACTURER: NELSON INTEGRAL BLUE TOP

END PSI: 45

ELEVATION RISE 1

ELEVATION DROP 1

SPECIAL REGULATOR OUTLET PSI: 25 LENGTH: 1316

OUTLET SIZE SPECIFIED: 0.75

END GUN CODE: SR101 (KOMET SLOW REVERSE ENDGUN)

END GUN WILL APPEAR ON CHART BUT HAS BEEN DELETED FROM SHIPPING PAPERS

BOOSTER PUMP SELECTED: NONE

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CPL	FT FROM	LINE ORIFICE/	SPRK	NOZ	BOOM/ NOZ	- GAL/MIN -
LOCN	PIVOT	PRESS	REGULATOR	MODEL	NOZZLE	SIZES
NO	RISER	PSI	REQ	ACT		

TIRE TYPE DESCRIPTION: HIGH FLOAT

DRIVE TYPE DESCRIPTION: HIGH SPEED HELICAL

DROP MATERIALS SELECTED: VARIABLE LENGTH FLEX HOSE (SEE CHART)

GROUND HEIGHT: 78

*** END OF SPRINKLER SPECIFICATIONS ***

TOTAL FLEX HOSE SELECTED: 710.98 FEET

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CPL	FT FROM	LINE ORIFICE/	SPRK	NOZ	DROP/	BOOM/	NOZ	- GAL/MIN -
LOCN	PIVOT	PRESS REGULATOR	MODEL NOZZLE SIZES	NO	RISER	PSI	REQ	ACT
1	5.40		GAUGE					
2	14.40		PLUG					
3	23.40		PLUG					
4	32.40	55.8 LOW 25PSI	DROP 14	1	98	26.6	1.09	1.72
5	41.40		PLUG					
6	49.92	55.6 LOW 25PSI	DROP 14	2	103	26.6	1.08	1.72
7	58.34		PLUG					
8	66.76	55.3 LOW 25PSI	DROP 14	3	106	26.5	1.42	1.72
9	75.28		PLUG					
10	84.28	55.1 LOW 25PSI	DROP 14	4	106	26.4	1.82	1.71
11	93.28		PLUG					
12	102.28	54.8 LOW 25PSI	DROP 16	5	105	26.2	2.19	2.26
13	111.28		PLUG					
14	120.22	54.5 LOW 25PSI	DROP 17	6	100	26.1	2.52	2.55
15	129.22		PLUG					
16	138.22	54.3 LOW 25PSI	DROP 18	7	94	26.0	2.84	2.83
17	147.22		PLUG					
18	156.22	54.0 LOW 25PSI	DROP 19	8	84	25.9	3.17	3.17
	160.85	TOWER NO 1 - SPAN LENGTH - 160.85						
19	165.52		PLUG					
20	174.52	53.8 LOW 25PSI	DROP 20	9	89	25.9	3.47	3.52
21	183.52		PLUG					
22	192.52	53.5 LOW 25PSI	DROP 20	10	97	25.8	3.66	3.52
23	201.52		PLUG					
24	210.04	53.3 LOW 25PSI	DROP 21	11	103	25.7	3.78	3.82
25	218.46		PLUG					

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CPL	FT FROM	LINE	ORIFICE/	SPRK	NOZ	BOOM/	NOZ	- GAL/MIN -			
LOCK	PIVOT	PRESS	REGULATOR	MODEL	NOZZLE	SIZES	NO	RISE	PSI	REQ	ACT
26	226.88	53.0	LOW	25PSI	DROP	22	12	106	25.7	3.99	4.22
27	235.40				PLUG						
28	244.40	52.8	LOW	25PSI	DROP	22	13	106	25.6	4.34	4.22
29	253.40				PLUG						
30	262.40	52.5	LOW	25PSI	DROP	23	14	105	25.5	4.60	4.57
31	271.40				PLUG						
32	280.34	52.3	LOW	25PSI	DROP	23	15	100	25.4	4.79	4.57
33	289.34				PLUG						
34	298.34	52.1	LOW	25PSI	DROP	24	16	94	25.4	4.98	5.03
35	307.34				PLUG						
36	316.34	51.8	LOW	25PSI	DROP	25	17	84	25.3	5.18	5.42
	320.96				TOWER NO 2 - SPAN LENGTH - 160.11						
37	325.63				PLUG						
38	334.63	51.6	LOW	25PSI	DROP	25	18	89	25.3	5.32	5.42
39	343.63				PLUG						
40	352.63	51.4	LOW	25PSI	DROP	25	19	97	25.3	5.49	5.41
41	361.63				PLUG						
42	370.15	51.1	LOW	25PSI	DROP	25	20	103	25.2	5.57	5.41
43	378.57				PLUG						
44	386.99	50.9	LOW	25PSI	DROP	26	21	106	25.1	5.83	5.86
45	395.51				PLUG						
46	404.51	50.7	LOW	25PSI	DROP	27	22	106	25.0	6.30	6.27
47	413.51				PLUG						
48	422.51	50.5	LOW	25PSI	DROP	28	23	105	24.9	6.65	6.82
49	431.51				PLUG						
50	440.45	50.3	LOW	25PSI	DROP	28	24	100	24.8	6.94	6.81

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CPL	FT FROM	LINE	ORIFICE/	SPRK	NOZ	BOOM/	NOZ	- GAL/MIN -	
LOCK	PIVOT	PRESS	REGULATOR	MODEL	NOZZLE	SIZES	NO	RISER	PSI
								REQ	ACT
51	449.45			PLUG					
52	458.45	50.0	LOW	25PSI	DROP	29	25	94	24.7
									7.23
									7.26
53	467.45			PLUG					
54	476.45	49.8	LOW	25PSI	DROP	30	26	84	24.6
									7.58
									7.75
	481.07	TOWER NO	3	-	SPAN LENGTH	-	160.11		
55	485.74			PLUG					
56	494.74	49.6	LOW	25PSI	DROP	30	27	89	24.5
									7.87
									7.74
57	503.74			PLUG					
58	512.74	49.4	LOW	25PSI	DROP	30	28	97	24.5
									7.98
									7.74
59	521.74			PLUG					
60	530.26	49.2	LOW	25PSI	DROP	31	29	103	24.4
									7.98
									8.18
61	538.68			PLUG					
62	547.10	49.0	LOW	25PSI	DROP	31	30	106	24.4
									8.24
									8.18
63	555.62			PLUG					
64	564.62	48.9	LOW	25PSI	DROP	32	31	106	24.2
									8.79
									8.76
65	573.62			PLUG					
66	582.62	48.7	LOW	25PSI	DROP	33	32	105	24.1
									9.18
									9.31
67	591.62			PLUG					
68	600.56	48.5	LOW	25PSI	DROP	33	33	100	24.0
									9.46
									9.29
69	609.56			PLUG					
70	618.56	48.3	LOW	25PSI	DROP	34	34	94	23.9
									9.76
									9.85
71	627.56			PLUG					
72	636.56	48.1	HI	25PSI	DROP	34	35	84	25.7
									10.12
									10.23
	641.18	TOWER NO	4	-	SPAN LENGTH	-	160.11		
73	645.85			PLUG					
74	654.85	48.0	HI	25PSI	DROP	34	36	89	25.7
									10.41
									10.22

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CPL	FT FROM	LINE	ORIFICE/	SPRK	NOE	DROP/	BOOM/	NOZ	- GAL/MIN -
LOCK	PIVOT	PRESS	REGULATOR	MODEL	NOZZLE	SIZES	NO	RISER	PSI
									REQ
									ACT
75	663.85			PLUG					
76	672.85	47.8	HI	25PSI DROP	35		37	97	25.7
									10.47
									10.76
77	681.85			PLUG					
78	690.37	47.6	HI	25PSI DROP	34		38	103	25.7
									10.40
									10.22
79	698.79			PLUG					
80	707.21	47.5	HI	25PSI DROP	35		39	106	25.7
									10.65
									10.76
81	715.73			PLUG					
82	724.73	47.3	HI	25PSI DROP	36		40	106	25.6
									11.28
									11.29
83	733.73			PLUG					
84	742.73	47.2	HI	25PSI DROP	36		41	105	25.5
									11.70
									11.27
85	751.73			PLUG					
86	760.67	47.0	HI	25PSI DROP	37		42	100	25.4
									11.98
									12.03
87	769.67			PLUG					
88	778.67	46.9	HI	25PSI DROP	38		43	94	25.4
									12.28
									12.71
89	787.67			PLUG					
90	796.67	46.8	HI	25PSI DROP	38		44	84	25.4
									12.67
									12.70
801.29				TOWER NO 5 - SPAN LENGTH - 160.11					
91	805.96			PLUG					
92	814.96	46.6	HI	25PSI DROP	38		45	89	25.3
									12.96
									12.69
93	823.96			PLUG					
94	832.96	46.5	HI	25PSI DROP	38		46	97	25.3
									12.97
									12.68
95	841.96			PLUG					
96	850.48	46.4	HI	25PSI DROP	38		47	103	25.3
									12.81
									12.68
97	858.90			PLUG					
98	867.32	46.3	HI	25PSI DROP	38		48	106	25.2
									13.06
									12.67
99	875.84			PLUG					

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CPL	FE FROM	LINE	ORIFICE/	SPRK	NOZ	DROP/	BOOM/	NOZ	- GAL/MIN -		
LOCK	PIVOT	PRESS	REGULATOR	MODEL	NOZZLE	SIZES	NO	RISER	PSI		
									REQ		
									ACT		
100	884.84	46.2 HI	25PSI	DROP	40		49	106	25.1	13.77	14.02
101	893.84			PLUG							
102	902.84	46.1 HI	25PSI	DROP	40		50	105	25.0	14.22	14.00
103	911.84			PLUG							
104	920.78	46.0 HI	25PSI	DROP	42		51	100	25.0	14.50	15.50
105	929.78			PLUG							
106	938.78	45.9 HI	25PSI	DROP	40		52	94	25.0	14.81	13.99
107	947.78			PLUG							
108	956.78	45.8 HI	25PSI	DROP	42		53	84	24.9	15.22	15.47
	961.40	TOWER NO 6	- SPAN LENGTH - 160.11								
109	966.07			PLUG							
110	975.07	45.7 HI	25PSI	DROP	42		54	89	24.9	15.51	15.46
111	984.07			PLUG							
112	993.07	45.6 HI	25PSI	DROP	42		55	97	24.9	15.46	15.46
113	1002.07			PLUG							
114	1010.59	45.6 HI	25PSI	DROP	42		56	103	24.9	15.22	15.47
115	1019.01			PLUG							
116	1027.43	45.5 HI	25PSI	DROP	42		57	106	24.9	15.47	15.47
117	1035.95			PLUG							
118	1044.95	45.4 HI	25PSI	DROP	44		58	106	24.7	16.27	16.91
119	1053.95			PLUG							
120	1062.95	45.4 HI	25PSI	DROP	38		59	105	25.4	12.58	12.71
121	1071.95	45.4 LOW	25PSI	DROP	31		60	103	24.4	8.43	8.18
122	1080.89	45.3 LOW	25PSI	DROP	31		61	100	24.3	8.50	8.17
123	1089.89	45.3 LOW	25PSI	DROP	32		62	97	24.3	8.60	8.77
124	1098.89	45.3 LOW	25PSI	DROP	32		63	94	24.3	8.67	8.77

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CPL	FT FROM	LINE	ORIFICE/	SPRK	NOZ	DROP/	BOOM/	NOZ	- GAL/MIN -	
LOCN	PIVOT	PRESS	REGULATOR	MODEL	NOZZLE	SIZES	NO	RISE	PSI	REQ ACT
125	1107.89	45.3	LOW	25PSI	DROP	32	64	89	24.3	8.74 8.77
126	1116.89	45.2	LOW	25PSI	DROP	32	65	84	24.2	8.95 8.76
1121.51 TOWER NO 7 - SPAN LENGTH - 160.11										
127	1126.18	45.2	LOW	25PSI	DROP	32	66	84	24.1	9.03 8.75
128	1135.18	45.2	LOW	25PSI	DROP	33	67	89	24.1	8.95 9.32
129	1144.18	45.2	LOW	25PSI	DROP	32	68	94	24.2	9.03 8.75
130	1153.18	45.2	LOW	25PSI	DROP	33	69	97	24.1	9.10 9.31
131	1162.18	45.1	LOW	25PSI	DROP	32	70	100	24.2	8.92 8.75
132	1170.70	45.1	LOW	25PSI	DROP	32	71	103	24.2	8.69 8.76
133	1179.11	45.1	LOW	25PSI	DROP	32	72	105	24.2	8.70 8.76
134	1187.53	45.1	LOW	25PSI	DROP	32	73	106	24.2	8.82 8.76
135	1196.05	45.1	LOW	25PSI	DROP	33	74	106	24.1	9.18 9.31
136	1205.05	45.1	LOW	25PSI	DROP	33	75	106	24.0	9.51 9.29
137	1214.05	45.1	LOW	25PSI	DROP	34	76	106	23.9	9.58 9.87
138	1223.05	45.0	LOW	25PSI	DROP	33	77	105	24.0	9.65 9.29
139	1232.05	45.0	LOW	25PSI	DROP	34	78	103	23.9	9.69 9.86
140	1240.99	45.0	LOW	25PSI	DROP	34	79	100	23.9	9.76 9.86
141	1249.99	45.0	LOW	25PSI	DROP	34	80	97	23.9	9.86 9.85
142	1258.99	45.0	LOW	25PSI	DROP	34	81	94	23.9	9.93 9.85
143	1267.99	45.0	LOW	25PSI	DROP	34	82	89	23.8	10.00 9.84
144	1276.99	45.0	LOW	25PSI	DROP	34	83	84	23.8	9.93 9.84
1281.35 TOWER NO 8 - SPAN LENGTH - 159.84										
145	1285.74	45.0	HI	25PSI	DROP	34	84	82	25.7	10.10 10.23
146	1294.91	45.0	HI	25PSI	DROP	34	85	82	25.7	10.27 10.22
147	1298.45			FLUG						
148	1303.84	45.0	HI	25PSI	DROP	34	86	82	25.7	10.34 10.22

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CPL	FT FROM	LINE	ORIFICE/	SPRK	NOZ	BOOM/ NOZ	- GAL/MIN -		
LOCK	PIVOT	PRESS	REGULATOR	MODEL	NOZZLE SIZES	NO	RISER PSI	REQ	ACT
149	1313.01	45.0	HI	25PSI DROP	35	87	82 25.7	10.51	10.76
150	1316.06	45.0		DRAIN SENN	16	88	45.0	11.39	11.99
151	1317.56	44.5		SR101	0.79	89	44.1	113.37	118.26

ENDGUN ARC SETTINGS. FORWARD ANGLE = 45 BACKWARD ANGLE = 80

RECOMMENDED PIVOT PRESSURE IS 40

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PERCENTAGE TIMER DATA		
INCHES PER REVOLUTION	PERCENT TIMER SETTING	HOURS PER REVOLUTION

.13	100	9
.20	63	14
.30	42	22
.40	32	29
.50	25	36
.60	21	43
.70	18	50
.80	16	58
.90	14	65
1.00	13	72
1.25	10	90
1.50	8	108
1.75	7	126
2.00	6	144
2.50	5	180
3.00	4	216

ABOVE DATA FOR 68.0 RPM (480 V., 60 HZ.) CENTERDRIVE GEARBOX WITH HI-FLT 14.9X 24 TIRES AT OUTER TOWER. BECAUSE THE ABOVE INFORMATION IS BASED ON VARIABLES WHICH CANNOT BE TOTALLY CONTROLLED (PIVOT PRESSURE, ENDGUN RANGE, TIRE SLIP, TERRAIN VARIATIONS), VALMONT CANNOT GUARANTEE THE ACCURACY OF THE APPLICATION DEPTH AND PERCENTAGE TIMER CALCULATIONS. FURTHERMORE, VALMONT MAKES NO REPRESENTATIONS OR RECOMMENDATIONS AS TO PERCENTAGE TIMER SETTINGS, WATER APPLICATION RATES, AND OTHER SIMILAR MANAGEMENT DECISIONS.

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SPRINKLER CAPACITIES BY NOZZLE SIZE IN GALLONS PER MINUTE

This chart is comprised of information gathered from a number of sources and may differ slightly from the manufacturer's specifications.

("*" designates computed capacity)

**This page can be deleted

		P.S.I.																	
NOZZLE SIZE		5	10	15	20	25	30	35	40	45	50	55	60	65	70	75	80	85	90
	3/32				1.1	1.3	1.4	1.5	1.6	1.7	1.8								
	7/64				1.5	1.7	1.9	2	2.2										
	1/8				1.9	2.2	2.4	2.7	2.9	3	3.2								
	9/64				2.3	2.6	2.9	3.1	3.4	3.7	4								
	5/32				3	3.4	3.8	4.1	4.4	4.7	5								
	11/64	1.9	2.7	3.3	3.7	4.2	4.6	5	5.4	5.7	6	6.3	6.6						
	3/16	2.2	3.2	3.9	4.3	5	5.5	6	6.4	6.8	7.2	7.5	7.8						
	13/64	2.9	3.6	4.5	5.1	5.9	6.5	7.1	7.6	8.1	8.5	8.9	9.2						
	7/32		4.1	5.1	5.8	6.8	7.6	8.3	8.9	9.4	9.9	10.3	10.6						
	15/64							8.8		10		11.2		12.4					
	1/4		5.2	6.4	7.4	8.9	9.8	10.6	11.4	12.1	12.8	13.4	13.9	14.8*	15.3*	15.9*	16.4*	16.9*	17.4*
	17/64								12.5		14		15.6		17.1				
	9/32					11.2	12.3	13.3	14.3	15.2	16	16.8	17.5	18.1	18.9	19.7	20.7*	21.4*	22*
	19/64									16.6		18.3		19.9		21.4			
	5/16					13.1	15.2	16.5	17.7	18.9	20	21	22	23	23.9	24.8	25.7	26.4*	27.1*
	21/64										20.8		22.7		24.6		26.4		
	11/32					16.5	18	19.7	21.1	22.5	23.8	25	26.2	27.4	28.5	29.6	30.6	31.9*	32.8*
	23/64										24.5		26.8		29.1		31.4		
	3/8					19	21	22.8	24.4	26	27.5	29.1	30.6	32	33.2	34.5	35.7	38*	39*
	13/32								29*	30.9*	32.7*	34.5*	36.2*	37.4*	38.9*	40.4*	41.9*	43.3*	44.7*
	7/16								33.5*	35.6*	37.7*	39.7*	41.7*	43.6*	45.3*	46.9*	48.4*	50.1*	51.6*
	1/2								42.5*	45.2*	47.7*	50.2*	52.5*	54.7*	56.8*	58.6*	60.6*	63.6*	66.7*

RECEIVED
SEP 28 2009
WATER RESOURCES DEPT
SALEM, OREGON

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

In the Matter of Transfer Application
T-10394, Union County

) FINAL ORDER APPROVING A
) CHANGE IN PLACE OF USE

RECEIVED

SEP 28 2009

**WATER RESOURCES DEPT
SALEM, OREGON**

Authority

ORS 537.705 and 540.505 to 540.580 establish the process in which a water right holder may submit a request to transfer the point of appropriation, place of use, or character of use authorized under an existing water right. OAR Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicant

S HAWKINS INC.
57390 HAWKINS ROAD
LA GRANDE, OREGON 97850

Agent

BAGETT GRIFFITH & BLACKMAN
2006 ADAMS AVE
LA GRANDE, OREGON 97850

Findings of Fact

Background

1. On May 23, 2007, Sherman and Hazel Hawkins filed an application to change the place of use under Permit G-13078 for which proof to the satisfaction to the Director was made. The Department assigned the application number T-10394.
2. On September 24, 2008, the applicant submitted an amended application changing the applicant information and clarified the place of use affected by the transfer.
3. On October 8, 2008, the applicant's Certified Water Right Examiner, Greg Blackman, submitted an amended application map on October 8, 2008.
4. The right to be transferred is as follows:

Permit: G-13078, in the name of Janis Conklin, for which proof to the satisfaction of the director was made and referenced in Special Order, Volume 56, and Page 800, described in the claim of beneficial use was submitted on August 5, 2002.

Use: IRRIGATION OF 211.3 ACRES

This final order is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075 and OAR 137-003-0675, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

Priority Date: JULY 20, 1995

Rate: 2.64 CUBIC FEET PER SECOND

Limit/Duty: ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre feet for each acre irrigated during the irrigation season of each year

Source: A WELL, in the GRANDE RONDE RIVER BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
3 S	39 E	WM	10	NE SE	1375 FEET NORTH AND 1289 FEET WEST FROM THE SE CORNER OF SECTION 10

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 S	39 E	WM	10	NE SE	39.4
3 S	39 E	WM	10	SE SE	37.8
3 S	39 E	WM	11	NE SW	32.8
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3 S	39 E	WM	11	SW SW	36.6
3 S	39 E	WM	11	SE SW	28.0
TOTAL ACRES:					211.3

5. Transfer Application T-10394 proposes to change the place of use of the right to:

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Twp	Rng	Mer	Sec	Q-Q	Acres
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RECEIVED

SEP 28 2009

WATER RESOURCES DEPT
SALEM, OREGON

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8. On October 29, 2008, the Department issued a Preliminary Determination proposing to approve Transfer Application T-10394 and mailed a copy to the applicant. Additionally, notice of the Preliminary Determination for the transfer application was published in the Department's weekly notice on November 11, 2008 pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notice.



Oregon

Theodore R. Kulongoski, Governor

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

December 11, 2008

S HAWKINS INC
57390 HAWKINS RD
LAGRANDE OR 97850

Reference: Transfer 10394

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

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

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

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

Sincerely,

Sarah Henderson

Sarah Henderson
Executive Support

cc: Watermaster #6
Gregory Blackman, CWRE 963-6092

Enclosure

RECEIVED

SEP 28 2009

WATER RESOURCES DEPT
SALEM, OREGON

COPY

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

In the Matter of Transfer Application)
T-10394, Union County)

**FINAL ORDER APPROVING A
CHANGE IN PLACE OF USE**

RECEIVED

SEP 28 2009

**WATER RESOURCES DEPT
SALEM, OREGON**

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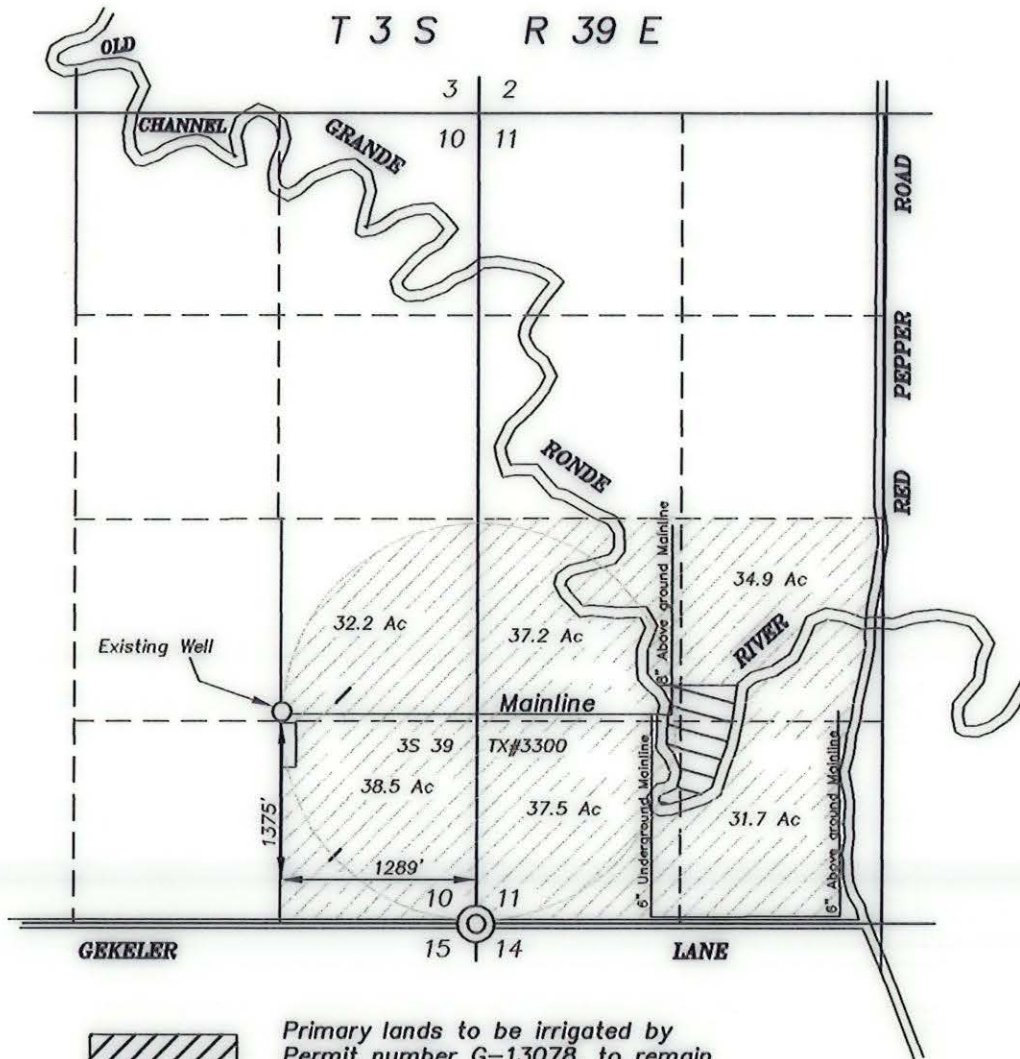
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COPY

Superseded



SCALE 1" = 1320'

RECEIVED

SEP 28 2009

WATER RESOURCES DEPT
SALEM, OREGON



NOTE: The preparation of this map was for the purpose of identifying the location of the proposed water right and has no intent to provide dimensions or location of property ownership lines. Location information shown hereon was furnished by the applicant.

FINAL PROOF MAP FOR TRANSFER OF PLACE OF USE

FOR
S. HAWKINS INC.

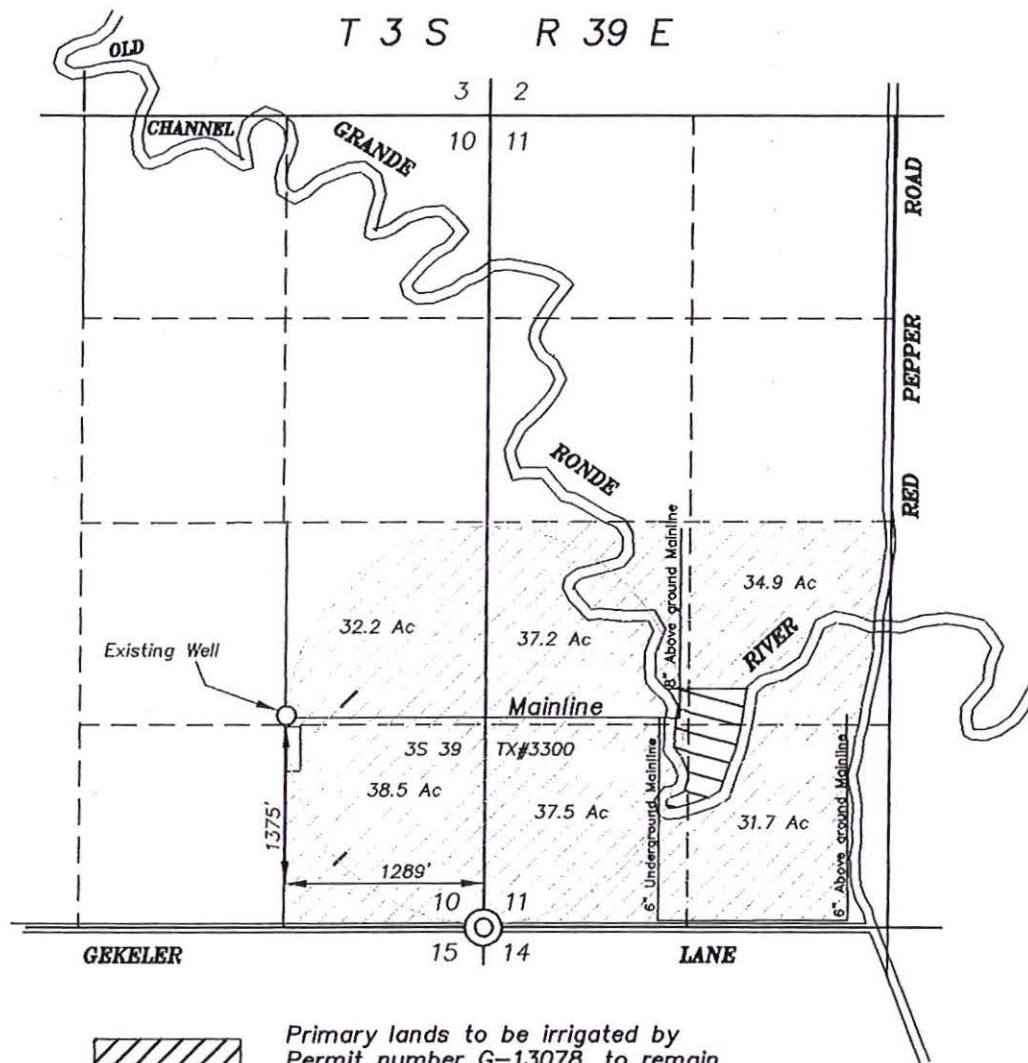
BY
BAGETT - GRIFFITH & BLACKMAN
2006 ADAMS AVENUE
LAGRANDE, OREGON 97850

JULY 16, 2009

APPLICATION NO. T- 10394

PERMIT NUMBER G- 13078

Superseded



Primary lands to be irrigated by
Permit number G-13078, to remain
in place.

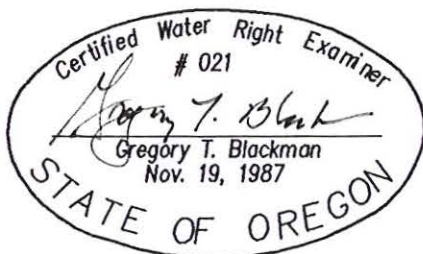


Lands transferred under Permit number
G-13078 in place under beneficial use..

RECEIVED

SEP 28 2009

WATER RESOURCES DEPT
SALEM, OREGON



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FINAL PROOF MAP FOR TRANSFER OF PLACE OF USE

FOR

S. HAWKINS INC.

BY

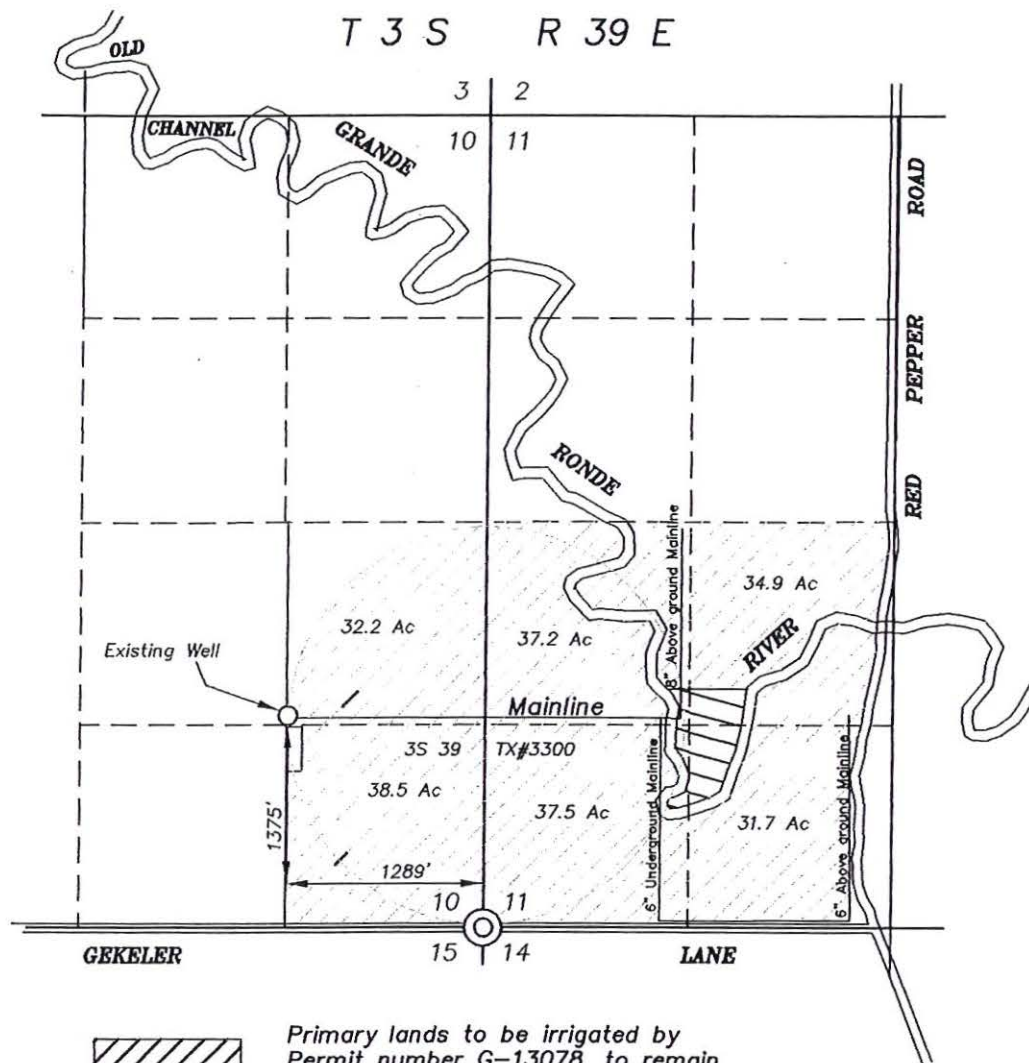
BAGETT - GRIFFITH & BLACKMAN
2006 ADAMS AVENUE
LAGRANDE, OREGON 97850

JULY 16, 2009

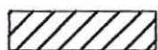
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PERMIT NUMBER G- 13078

Superseded



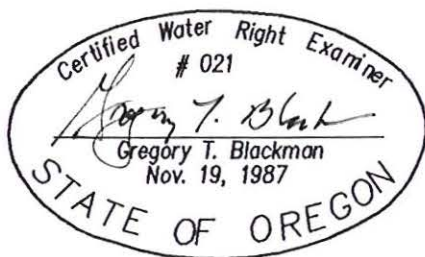
SCALE 1" = 1320'



Primary lands to be irrigated by Permit number G-13078, to remain in place.



Lands transferred under Permit number G-13078 in place under beneficial use..



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FINAL PROOF MAP FOR TRANSFER OF PLACE OF USE

FOR

S. HAWKINS INC.

BY

BAGETT - GRIFFITH & BLACKMAN
2006 ADAMS AVENUE
LAGRANDE, OREGON 97850

JULY 16, 2009

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PERMIT NUMBER G- 13078

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

In the Matter of Transfer Application	)	FINAL ORDER APPROVING A
T-10394, Union County	)	CHANGE IN PLACE OF USE

Authority

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Priority Date: JULY 20, 1995

Rate: 2.64 CUBIC FEET PER SECOND

Limit/Duty: ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and
3.0 acre feet for each acre irrigated during the irrigation season of each year

Source: A WELL, in the GRANDE RONDE RIVER BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
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Authorized Place of Use:

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Twp	Rng	Mer	Sec	Q-Q	Acres
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TOTAL ACRES:					211.3

5. Transfer Application T-10394 proposes to change the place of use of the right to:

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> 211.3

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Transfer Review Criteria (OAR 690-380-4010)

9. Water has been used within the last five years according to the terms and conditions of the right, and there is no information in the record that would demonstrate that the right is subject to forfeiture under ORS 540.610.
10. 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 Application T-10394.
11. The proposed change would not result in enlargement of the right.
12. The proposed change would not result in injury to other water rights.

Conclusions of Law

The change in place of use proposed in Transfer Application T-10394 is consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380.

Now, therefore, it is ORDERED:

1. The change in place of use proposed in Transfer Application T-10394 is approved.
2. The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Permit G-13078 and any related decree.
3. The former place of use of the transferred right shall no longer receive water under the right.
4. The water user shall maintain and operate the existing measurement device and shall make such improvements as may be required by the Department.
5. The approved changes shall be completed and full beneficial use of the water shall be made on or before **October 1, 2010**. A Claim of Beneficial Use prepared by a Certified Water Rights Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.
6. When satisfactory proof of the completed changes is received, a new certificate confirming the right transferred will be issued.

Dated at Salem, Oregon this 10th day of December 2008.


Phillip C. Ward, Director

Mailing Date: DEC 12 2008

STATE OF OREGON

COUNTY OF UNION

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

JANIS CONKLIN
1601 6TH ST
LA GRANDE, OREGON 97850

(541) 963-5863

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-14137

SOURCE OF WATER: A WELL IN GRANDE RONDE RIVER BASIN

PURPOSE OR USE: IRRIGATION OF ^{211.3}~~212.0~~ ACRES

MAXIMUM RATE: ^{2.64}~~2.65~~ CUBIC FOOT PER SECOND

PERIOD OF ALLOWED USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: JULY 20, 1995

POINT OF DIVERSION LOCATION: NE 1/4 SE 1/4, SECTION 10, TOWNSHIP 3 SOUTH, RANGE 39 EAST, W.M.; ¹³⁷⁵~~1500~~ FEET NORTH & ^{1289'}~~920~~ FEET WEST FROM SE CORNER, SECTION 10

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

NE 1/4 SE 1/4 39.4 ACRES
SE 1/4 SE 1/4 ~~38.5~~ ACRES ^{37.8 (see proof)}
SECTION 10
NE 1/4 SW 1/4 32.8 ACRES
NW 1/4 SW 1/4 36.7 ACRES
SW 1/4 SW 1/4 36.6 ACRES
SE 1/4 SW 1/4 28.0 ACRES
SECTION 11
TOWNSHIP 3 SOUTH, RANGE 39 EAST, W.M.

T-91578 Pon
= 211.30 AC / 80 = 2.64

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order, shall keep a

Application G-14137 Water Resources Department

PERMIT G-13078

complete record of the amount of water used each month and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water use information, including the place and nature of use of water under the permit.

- B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

Use of water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

STANDARD CONDITIONS

The wells shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times.

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

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

Application G-14137 Water Resources Department

PERMIT G-13078

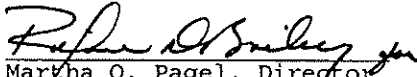
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use of water shall be limited when it interferes with any prior surface or ground water rights.

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Actual construction of the well shall begin within one year from permit issuance and shall be completed on or before October 1, 1999. The reservoirs shall be filled and complete application of water shall be made on or before October 1, 2000.

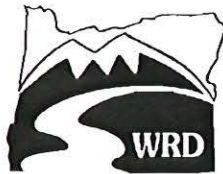
Issued January 15, 1997



Martha O. Pagel, Director
Water Resources Department

Application G-14137 Water Resources Department
Basin 08 Volume 1 Grande Ronde River & Misc.
MGMT.CODE 7BG, 7BR, 7JG, 7JR

PERMIT G-13078
District 06



State of Oregon
Water Resources Department
158 12th Street NE
Salem, OR 97310
(503)378-8455

Memorandum

Date: August 5, 2002

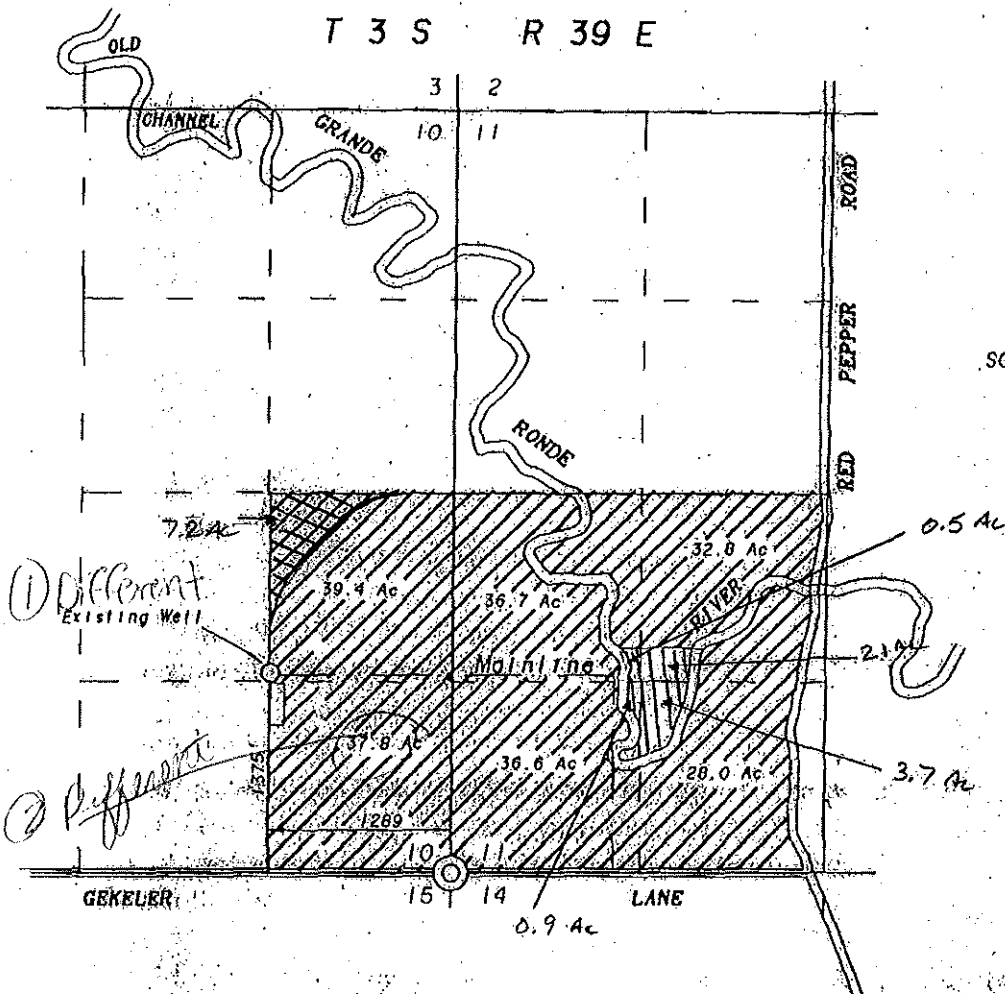
To: Water Right Application G-14137, Permit G-13078

From: Bernadette Williams, Field Services Division *BW*
503-378-8455, extension 275

Subject: Proof to the Satisfaction of the Director

The claim of beneficial use filed by Gregory T. Blackman (CWRE #021) for Janis Conklin, provided evidence of satisfactory proof that use of water was made to the full extent under the terms and conditions of water right Permit G-13078. The location of the authorized point of diversion is located within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 10, Township 3 South, Range 39 East, W.M.; 1375 Feet North and 1289 Feet West from the SE Corner Section 10. Please insure the correct POD is considered in any retransfer.

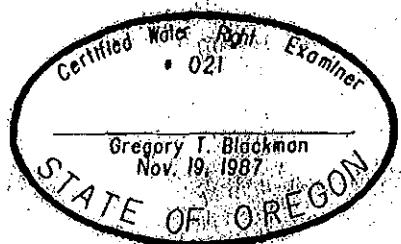
Given this, a finding (statement) of proof to the satisfaction of the Director may be included in any subsequent order modifying the portion of the water right.



SCALE 1" = 1320'

-  Primary lands to be irrigated by well.
-  Transfer From _____
-  Transfer To _____

RECEIVED
JUN 24 2002
WATER RESOURCES DEPT.
SALEM, OREGON



TEMPORARY TRANSFER
~~FINAL PROOF~~ MAP OF
WATER RIGHTS
FOR
JANIS CONKLIN
BY
BAGETT - GRIFFITH & BLACKMAN
2006 ADAMS AVENUE
LAGRANDE, OREGON 97850

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JULY 30, 1998
APPLICATION NO. 6-14137
PERMIT NUMBER 0-13078

T 9157

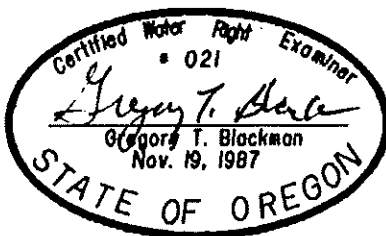
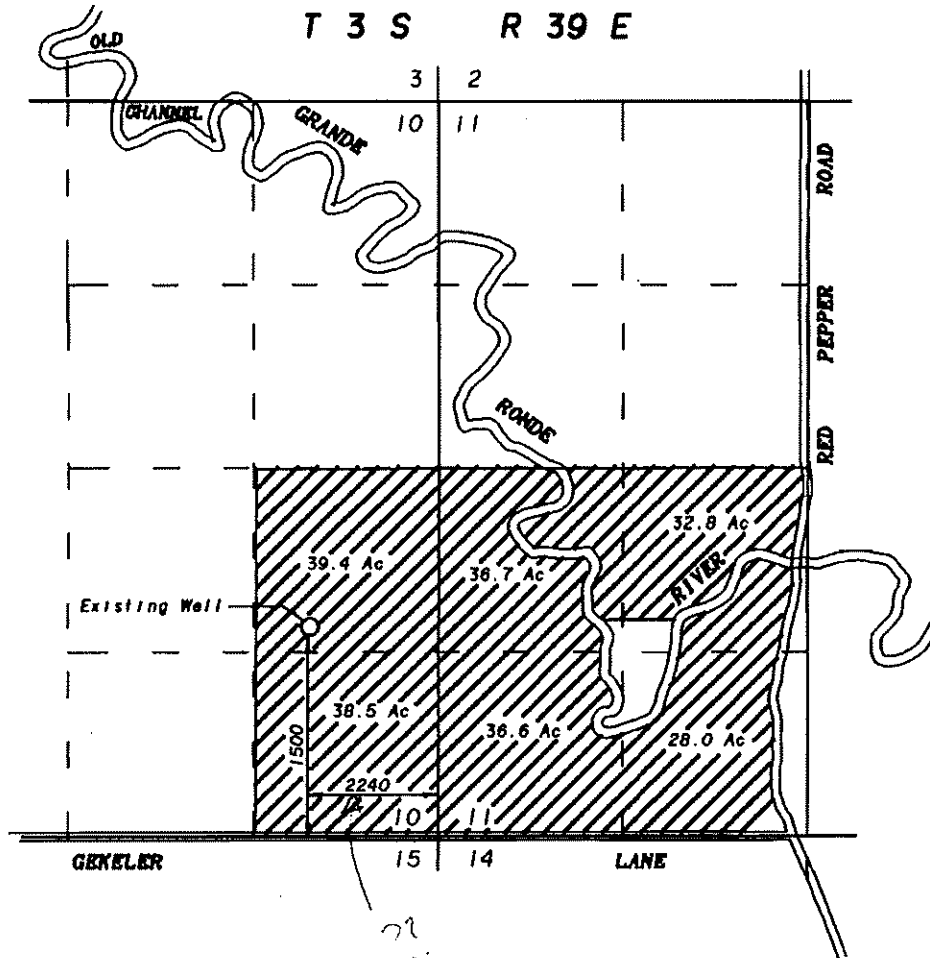
RECEIVED

JUL 20 1995

WATER
SALEM, OREGON



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APPLICATION FOR
WATER RIGHTS
FOR
JANIS CONKLIN

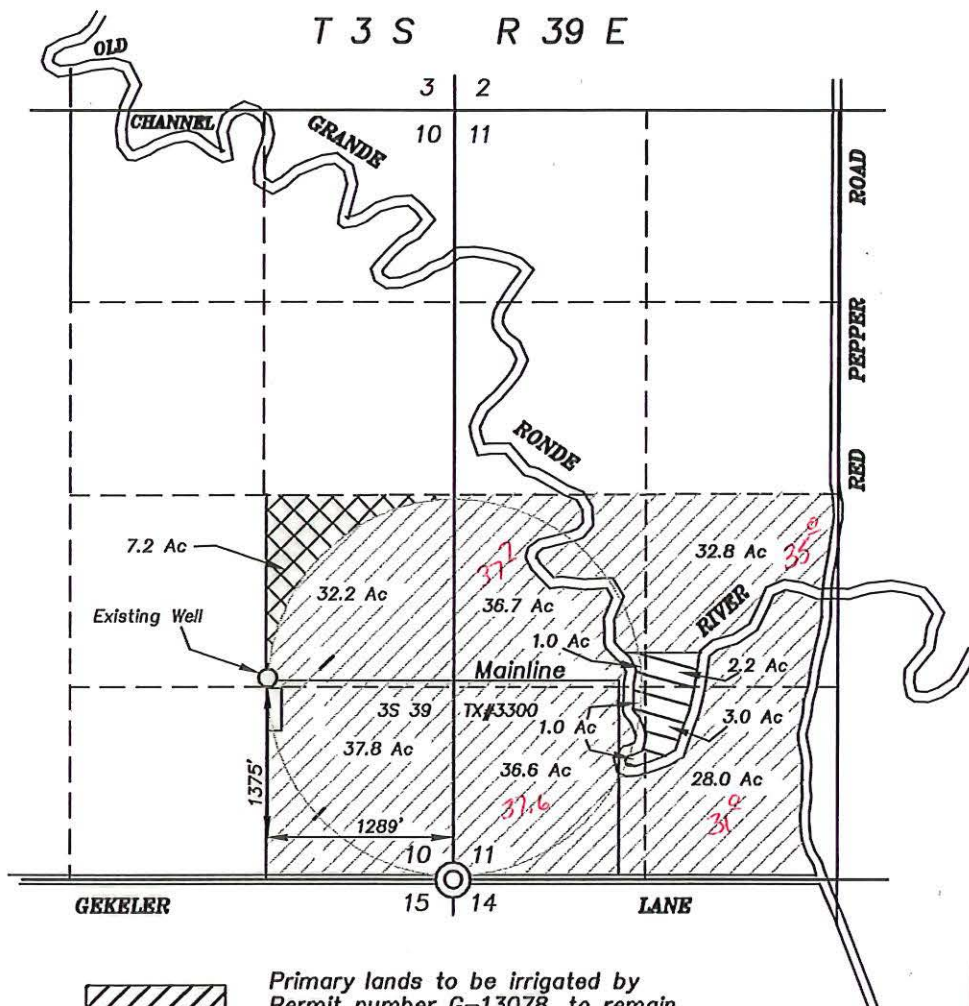
BY
BAGETT - GRIFFITH & BLACKMAN
2006 ADAMS AVENUE
LAGRANDE, OREGON 97850

APRIL 13, 1995

APPLICATION NO. G-14937

PERMIT NUMBER G13078

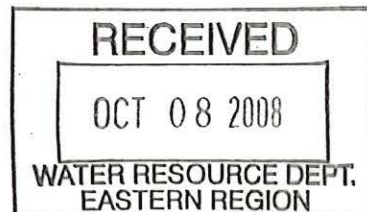
Superseded



SCALE 1" = 1320'

*Alenwest map
see map 4-16-2014
HJB*

-  Primary lands to be irrigated by Permit number G-13078, to remain in place.
-  Lands under Permit G-13078, requesting a change of Place of Use.
-  Lands to receive transferred lands under Permit number G-13078.



NOTE: The preparation of this map was for the purpose of identifying the location of the proposed water right and has no intent to provide dimensions or location of property ownership lines. Location information shown hereon was furnished by the applicant.

APPLICATION MAP FOR TRANSFER. OF PLACE OF USE FOR S. HAWKINS INC.

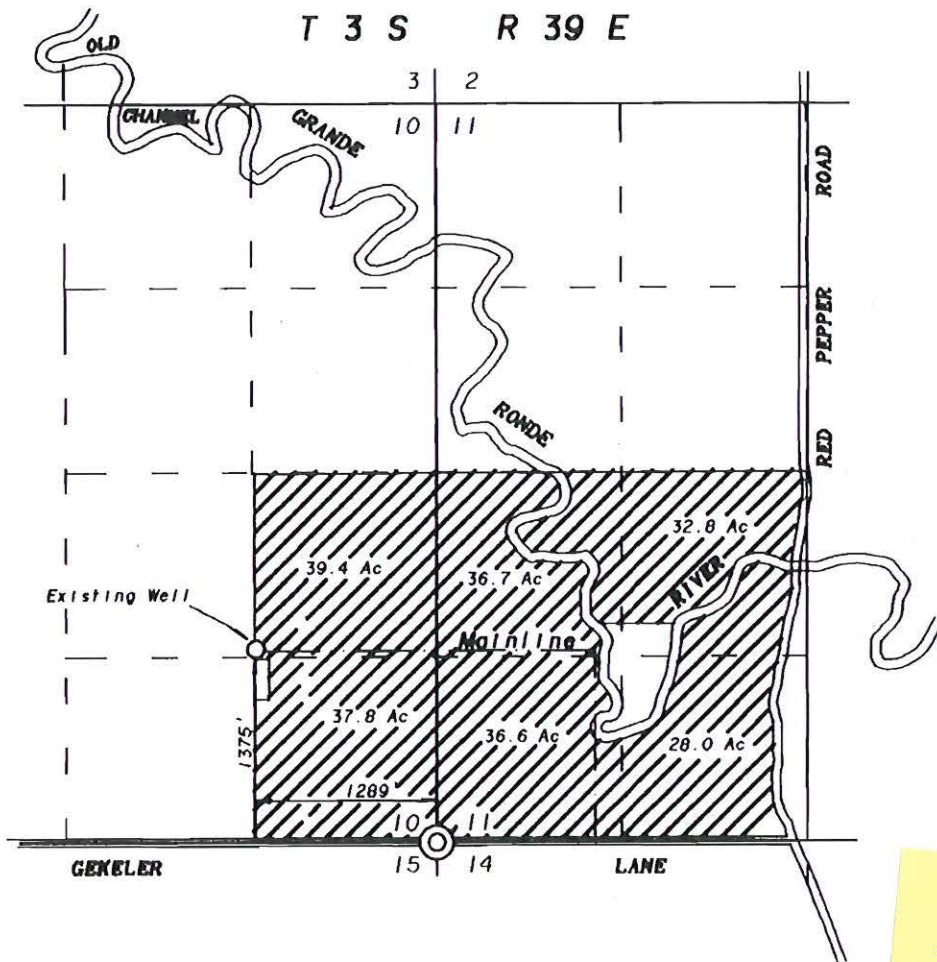
BY
BAGETT - GRIFFITH & BLACKMAN
2006 ADAMS AVENUE
LAGRANDE, OREGON 97850

MAY 1, 2007

APPLICATION NO. T- 10394

PERMIT NUMBER

Superseded



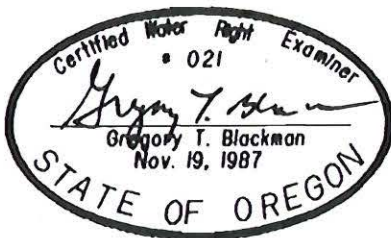
Primary lands to be irrigated by well.

RECEIVED

OCT 05 1998

WATER RESOURCES DEPT.
SALEM, OREGON

Total acres
= 211.3 ac



NOTE: The preparation of this map was for the purpose of identifying the location of the proposed water right and has no intent to provide dimensions or location of property ownership lines. Location information shown hereon was furnished by the applicant.

**FINAL PROOF MAP OF
WATER RIGHTS
FOR
JANIS CONKLIN**

BY
BAGETT - GRIFFITH & BLACKMAN
2006 ADAMS AVENUE
LAGRANDE, OREGON 97850

JULY 30, 1998

APPLICATION NO. G- 14137

PERMIT NUMBER G- 13078

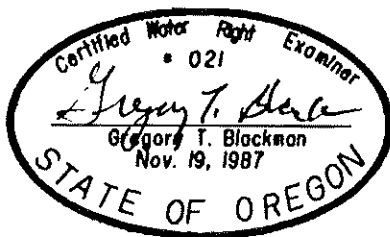
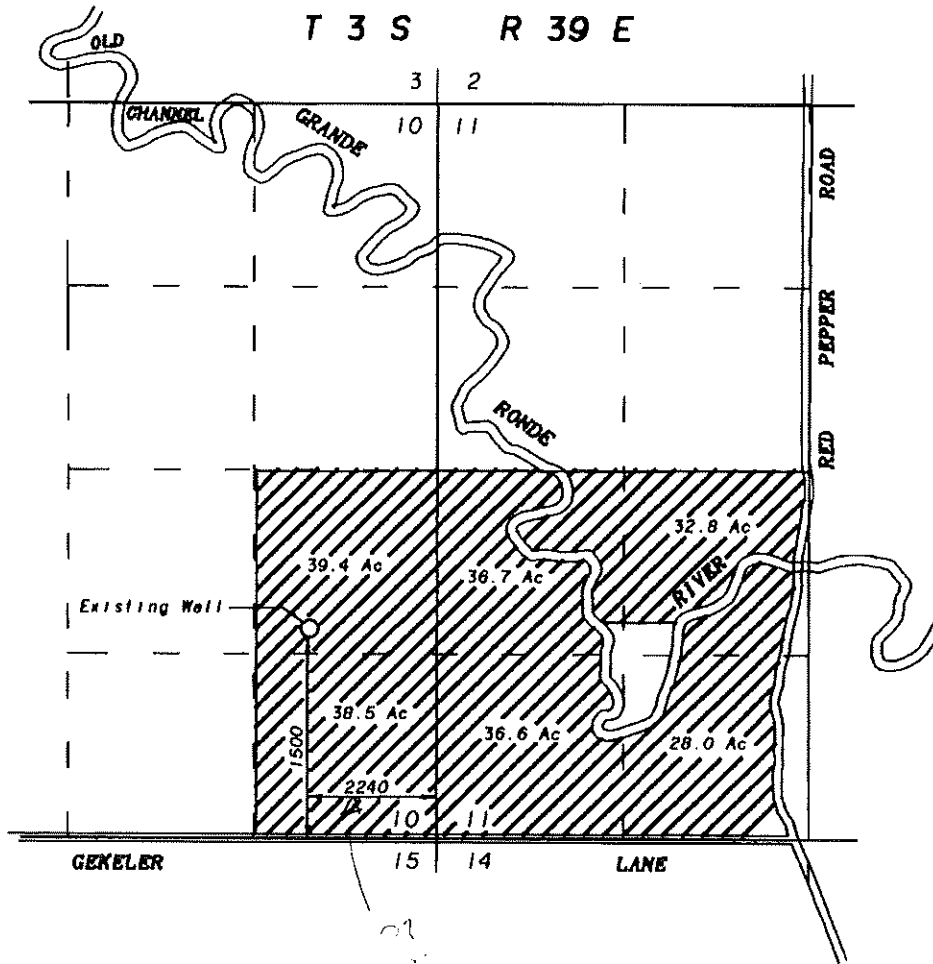
RECEIVED

JUL 20 1995

WATER
SALEM, OREGON



SCALE 1" = 1320'



NOTE: The preparation of this map was for the purpose of identifying the location of the proposed water right and has no intent to provide dimensions or location of property ownership lines. Location information shown hereon was furnished by the applicant.

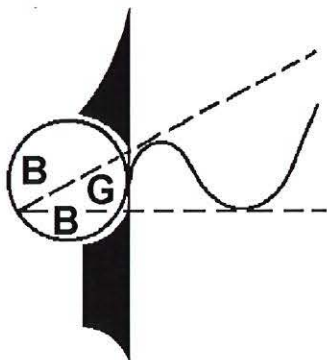
APPLICATION FOR
WATER RIGHTS
FOR
JANIS CONKLIN

BY
BAGETT - GRIFFITH & BLACKMAN
2006 ADAMS AVENUE
LAGRANDE, OREGON 97850

APRIL 13, 1995

APPLICATION NO. G-14137

PERMIT NUMBER G13078



BAGETT - GRIFFITH & BLACKMAN
PROFESSIONAL LAND SURVEYORS

2006 Adams Avenue LaGrande, Oregon 97850
Phone (541) 963-6092 Fax (541) 963-7322

Oregon Water Resources
Attn: Kerry Kavanagh
725 Summer Street NE, Suite A
Salem, Oregon 97301-1271

RE: HAWKINS T-10394

Dear Kerry;

Enclosed is the Mylar map of the Transfer T-10394, that I promised in my e-mail dated April 14, 2014. Hopefully this will correct my error on the COBU, and it can now move forward. Thank you for your help in this matter.

Sincerely;

Greg Blackman, CWRE

RECEIVED BY OWRD

APR 16 2014

SALEM, OR



Oregon

John A. Kitzhaber, MD, Governor

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

February 26, 2014

S Hawkins Inc
Sherman & Hazel Hawkins
57390 Hawkins Rd
La Grande OR 97850

RE: Claim of Beneficial Use for Transfer Application T-10394

Dear Applicants,

The Department has been reviewing the Claim of Beneficial Use (Claim) report and map for the above referenced transfer application. The Department issued a transfer final order on December 10, 2008 for T-10394. A copy of the transfer final order and transfer application map are attached.

The Department has discovered that there are deficiencies in the Claim. In order for the Department to complete the review of the Claim, the following issue must be resolved:

The map shows that a total of 212.0 acres were irrigated; however, the transfer final order only authorized irrigation of 211.3 acres. As noted in the transfer final order, the Department determined that proof to the satisfaction of the Director for Permit G-13078 was made based on a Claim map received October 5, 1998, referenced in Special Order Volume 56, Page 800; the Claim map shows irrigation of 211.3 acres. A copy of the October 5, 1998 map and a copy of Special Order Volume 56, Page 800 are attached. Please provide a revised map identifying the location of the authorized place of use limited to no more than 211.3 acres total. Please provide the number of acres per quarter-quarter section on the revised map.

The map failed to provide sufficient information for the Department to determine the extent of beneficial use developed within the conditions or limits of the transfer final order.

Please submit the requested information by April 29, 2014, or the Department may begin the process to cancel transfer T-10394.

If you have any questions, please feel free to contact me at 503-986-0927.

Sincerely,

Kerry Kavanagh
Water Rights Specialist, Certificates Section

Enclosures

cc: file
Gregory T Blackman, CWRE
WRD – Watermaster #6 Shad Hattan



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

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

December 11, 2008

S HAWKINS INC
57390 HAWKINS RD
LAGRANDE OR 97850

Reference: Transfer 10394

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

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

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

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

Sincerely,

Sarah Henderson
Executive Support

cc: Watermaster #6
Gregory Blackman, CWRE

Enclosure

Priority Date: JULY 20, 1995

Rate: 2.64 CUBIC FEET PER SECOND

Limit/Duty: ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre feet for each acre irrigated during the irrigation season of each year

Source: A WELL, in the GRANDE RONDE RIVER BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
3 S	39 E	WM	10	NE SE	1375 FEET NORTH AND 1289 FEET WEST FROM THE SE CORNER OF SECTION 10

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 S	39 E	WM	10	NE SE	39.4
3 S	39 E	WM	10	SE SE	37.8
3 S	39 E	WM	11	NE SW	32.8
3 S	39 E	WM	11	NW SW	36.7
3 S	39 E	WM	11	SW SW	36.6
3 S	39 E	WM	11	SE SW	28.0
TOTAL ACRES:					211.3

5. Transfer Application T-10394 proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 S	39 E	WM	10	NE SE	32.2
3 S	39 E	WM	10	SE SE	37.8
3 S	39 E	WM	11	NE SW	35.0
3 S	39 E	WM	11	NW SW	37.7
3 S	39 E	WM	11	SW SW	37.6
3 S	39 E	WM	11	SE SW	31.0
TOTAL ACRES:					211.3

6. Notice of the application for transfer was published on June 5, 2007, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
7. On September 17, 2008, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-10394 to the applicant. The cover letter draft Preliminary Determination set forth a deadline of September 30, 2008, for the applicant to respond. The applicant requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer.
8. On October 29, 2008, the Department issued a Preliminary Determination proposing to approve Transfer Application T-10394 and mailed a copy to the applicant. Additionally, notice of the Preliminary Determination for the transfer application was published in the Department's weekly notice on November 11, 2008 pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notice.

Transfer Review Criteria (OAR 690-380-4010)

9. Water has been used within the last five years according to the terms and conditions of the right, and there is no information in the record that would demonstrate that the right is subject to forfeiture under ORS 540.610.
10. 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 Application T-10394.
11. The proposed change would not result in enlargement of the right.
12. The proposed change would not result in injury to other water rights.

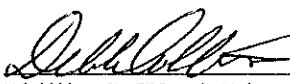
Conclusions of Law

The change in place of use proposed in Transfer Application T-10394 is consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380.

Now, therefore, it is ORDERED:

1. The change in place of use proposed in Transfer Application T-10394 is approved.
2. The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Permit G-13078 and any related decree.
3. The former place of use of the transferred right shall no longer receive water under the right.
4. The water user shall maintain and operate the existing measurement device and shall make such improvements as may be required by the Department.
5. The approved changes shall be completed and full beneficial use of the water shall be made on or before **October 1, 2010**. A Claim of Beneficial Use prepared by a Certified Water Rights Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.
6. When satisfactory proof of the completed changes is received, a new certificate confirming the right transferred will be issued.

Dated at Salem, Oregon this 10th day of December 2008.


Phillip C. Ward, Director

Mailing Date: DEC 12 2008

Carrie Jones

From: Dorothy Pedersen
Sent: Monday, August 25, 2008 12:12 PM
To: Debbie Colbert
Cc: Dwight French; Gerry Clark; Ivan Gall; Carrie Jones
Subject: FW: Medium--T-10394 question

Attachments: 10394-proof-to-satisfaction.pdf



**10394-proof-
satisfaction.p**

Hi All,

*# 9/2/08 Gerry Clark said that once
proof is made then the WD File is closed. We have
to process this as if a cert was issued, but use
Sp or. Vol 56 P.800 as the reference.*

Here is the scan of proof documents that I intended to include with the email.

Dorothy

-----Original Message-----

From: Dorothy Pedersen
Sent: Monday, August 25, 2008 12:09 PM
To: Debbie Colbert
Cc: Dwight French; Gerry Clark; Ivan Gall; Carrie Jones
Subject: Medium--T-10394 question

Hi Debbie,

Carrie informed me that the T-10394 transfer application was accepted even though it appears to be a "proof needed" right because it does not have a certificate.

The water users submitted their COBU for Permit G-13078, and on September 17, 2001 Steve Brown acknowledged receipt of the COBU, but indicated it would be reviewed later. Then, August 5, 2002 Bernie Williams issued a memo that "proof to the satisfaction" was made, but there is no documentation of that determination by the certificate section. August 7, 2002 the Department issued a final order for temporary transfer T-9157, Special Order Volume 56, Page 800, stating that proof to the satisfaction of the Director had been accomplished for Permit G-13078.

Shall we consider that proof to the satisfaction has been accomplished as per the order, even though there is no documentation from the Water Rights section of that determination in the file, and just move forward to process transfer application T-10394? If so, Carrie has the file and can begin processing the transfer. Otherwise, please recommend whether you want this to be put on Larry Nunn's list for COBU review and certificate issuance, or whether you have another preferred path for it to follow.

Thanks,
Dorothy

STATE OF OREGON

COUNTY OF UNION

ORDER APPROVING A TEMPORARY CHANGE IN PLACE OF USE

Pursuant to ORS 540.523, after notice was given and no objections were filed, and finding that no injury to existing water rights would result, this order approves, as conditioned or limited herein, TEMPORARY TRANSFER 9157 submitted by

JANIS A. CONKLIN
4200 BLUE HERON CIRCLE, APT. A
ANACORTES, WASHINGTON 98221.

The PORTION of the right to be modified, was perfected under Permit G-13078 with a date of priority of JULY 20, 1995. Proof to the satisfaction of the Director that use of water has been accomplished under the terms and conditions of Permit G-13078 has been received. The right allows the use of A WELL, in the GRANDE RONDE RIVER BASIN for IRRIGATION OF 7.2 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.09 cubic foot per second, if available at the original well located at: NE¼ SE¼, SECTION 10, T 3 S, R 39 E, W.M.; 1375 FEET NORTH AND 1289 FEET WEST FROM THE SE CORNER, SECTION 10, or its equivalent in case of rotation, measured at the well.

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2).

Pursuant to ORS 536.075 and OAR 137-004-080 and OAR 690-01-005, you may either petition for judicial review or petition the Director for reconsideration of this order.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to ONE-EIGHTIETH of one cubic foot per second per acre or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

The use shall conform to any reasonable rotation system ordered by the proper state officer.

The authorized place of use is located as follows:

NE $\frac{1}{4}$ SE $\frac{1}{4}$ 7.2 ACRES
SECTION 10
TOWNSHIP 3 SOUTH, RANGE 39 EAST, W.M.

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

The applicant proposes to TEMPORARILY change the place of use to:

NE $\frac{1}{4}$ SW $\frac{1}{4}$ 2.1 ACRES
NW $\frac{1}{4}$ SW $\frac{1}{4}$ 0.5 ACRE
SW $\frac{1}{4}$ SW $\frac{1}{4}$ 0.9 ACRE
SE $\frac{1}{4}$ SW $\frac{1}{4}$ 3.7 ACRES
SECTION 11
TOWNSHIP 3 SOUTH, RANGE 39 EAST, W.M.

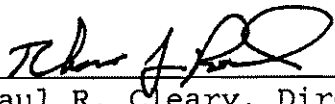
THIS CHANGE TO AN EXISTING WATER RIGHT MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

1. This change is temporary. This change shall be effective upon issuance of this order.
2. The former place of use shall **not** be irrigated as part of this water right during the 2002, 2003, 2004, 2005 and 2006 irrigation seasons.

3. The use shall revert to the authorized place of use at the end of the 2006 irrigation season.
4. The approval of this temporary transfer may be revoked or modified if the Department finds the change causes injury to any existing water right.
5. The use of the remaining water right described by Permit G-13078 shall continue to be in accordance with the terms and conditions of Permit G-13078.

WITNESS the signature of the Water Resources

Director, affixed August 7, 2002.


For Paul R. Cleary, Director



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

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

September 30, 2009

S HAWKINS INC
SHERMAN & HAZEL HAWKINS
57390 HAWKINS RD
LA GRANDE OR 97850

RE: Application T-10394 (Fee Refund)

Dear SHERMAN & HAZEL HAWKINS:

Upon further review of the new fee schedule approved by the 2009 Legislature, the Department has determined that filing a Claim of Beneficial Use for a transfer does not require the submittal of a fee.

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

If you are interested in having your COBU reviewed sooner, you may pay to have your file processed immediately, using the Reimbursement Authority program, which is described at: http://www.wrd.state.or.us/OWRD/mgmt_reimbursement_authority.shtml, or by calling the Customer Service phone: (503) 986-0801.

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

Please find enclosed your check for \$150.00.

If you have any questions, please feel free to contact me at 503-986-0811.

Sincerely,

Gerry Clark
Water Rights Specialist

Cc: Gregory Blackman, CWRE

Water Right Transfer Checklist

Carrie Jones

Transfer T-10394

Transfer Specialist: E Region Drawer

Transfer Type: 10394

Applicant Name/Address: Sherman & Hazel Hawkins/S. Hawkins Inc.; 57390 Hawkins Rd; La Grande OR 97850

Agent Name/Address: NONE

CWRE Name/Number: Gregory T. Blackman

Rec Landowner Name/Address: NONE

Irr. District Name/Address: NONE

Affected Gov'ts Name/Address: Union Co. Planning Department; 1001 Fourth St; La Grande OR 97850

Commentors: Name/Address: NONE

Water Rights Affected

Records Marked	Records Copied	App File No. or Decree Name	Permit No.	Certificate No.	RR/CR Needed	RR/CR Nos.
☒	☒	G 14137	G 13078	Proof memo done	☐ Yes ☐ No	
☐	☐				☐ Yes ☐ No	
☐	☐				☐ Yes ☐ No	

Key Dates & Initial Actions

Rec'd: <u>05/23/07</u>	Proposed Action(s): POU POD HST APOD USE OTHER: POU	
Fees Pd: <u>350.00</u>	WM District: <u>6</u>	ODFW District: <u>NONE</u>
Initial Notice: <u>06/05/07</u>	WM Review sent: <u>06/06/07</u>	ODFW Review sent: <u>NONE</u>
Acknowledgement Letter Sent ☒		GW Review sent: <u>NONE</u>

Processing Dates & Actions

Deficiency Contacts: _____

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: <u>Carrie Jones</u>	Reviewer: <u>Kelly Jones</u>
Date: _____	Date: <u>10/23/08</u>	Date: <u>12/4/08</u>
Coordinator: _____	Coordinator: <u>Kelly Starnes</u>	Coordinator: _____
Date: _____	Date: <u>10/29/08</u>	Date: _____
Comments/Special Issues: <u>OPDU</u> <u>Per Dorothy 10/27/08</u>		

Special Order Volume: Vol 76 Pages 837

Final Order Signature Date: 12-10-08

Notice of FO email'd to processors Carrie



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

October 31, 2008

S HAWKINS INC
57390 HAWKINS RD
LA GRANDE OR 97850

SUBJECT: Water Right Transfer Application T-10394

Please find enclosed the Preliminary Determination indicating that, based on the information available, the Department intends to approve application T-10394. This document is an intermediate step in the approval process; water may not be used legally as proposed in the transfer application until a Final Order has been issued by the Department. Please read this entire letter carefully to determine your responsibility for additional action.

A public notice is being published in the Department's weekly publication simultaneously with issuance of the Preliminary Determination. The notice initiates a 30-day period in which any person may file either a protest opposing the decision proposed by the Department in the Preliminary Determination or a standing statement supporting the Department's decision. If no protest is filed, the Department will issue a Final Order consistent with the Preliminary Determination. You should receive a copy of the Final Order about 30 days after the close of the protest period.

If a protest is filed, the application may be referred to a contested case proceeding. A contested case provides an opportunity for the proponents and opponents of the decision proposed in the Preliminary Determination to present information and arguments supporting their position in a quasi-judicial proceeding.

Please do not hesitate to contact me at 503-986-0886 or Patrick.K.Starnes@wrdd.state.or.us if I may be of assistance.

Sincerely,

Kelly Starnes
Transfer Specialist
Northwest Region

cc: Shad Hattan, District 6 Watermaster
Bagett, Blackman & Griffith

encs

pd Noticed
11-4-08

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

In the Matter of Transfer Application	)	PRELIMINARY DETERMINATION
T-10394, Union County	)	PROPOSING APPROVAL OF A
	)	CHANGE IN PLACE OF USE

Authority

ORS 537.705 and 540.505 to 540.580 establish the process in which a water right holder may submit a request to transfer the point of appropriation, place of use, or character of use authorized under an existing water right. OAR Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicant

S HAWKINS INC.
57390 HAWKINS ROAD
LA GRANDE, OREGON 97850

Agent

BAGETT GRIFFITH & BLACKMAN
2006 ADAMS AVE
LA GRANDE, OREGON 97850

Findings of Fact

Background

1. On May 23, 2007, Sherman and Hazel Hawkins filed an application to change the place of use under Permit G-13078 for which proof to the satisfaction to the Director was made. The Department assigned the application number T-10394.
2. On September 24, 2008, the applicant submitted an amended application changing the applicant information and clarified the place of use affected by the transfer.
3. On October 8, 2008, the applicant's Certified Water Right Examiner, Greg Blackman, submitted an amended application map on October 8, 2008.
4. The right to be transferred is as follows:

Permit: G-13078, in the name of Janis Conklin, for which proof to the satisfaction of the director was made and referenced in Special Order, Volume 56, and Page 800, described in the claim of beneficial use was submitted on August 5, 2002.

Use: IRRIGATION OF 211.3 ACRES

Priority Date: JULY 20, 1995

Rate: 2.64 CUBIC FEET PER SECOND

Pursuant to OAR 690-380-4030, any person may file a protest or standing statement within 30 days after the last date of publication of notice of this preliminary determination.
--

Limit/Duty: ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre feet for each acre irrigated during the irrigation season of each year
Source: A WELL, in the GRANDE RONDE RIVER BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
3 S	39 E	WM	10	NE SE	1375 FEET NORTH AND 1289 FEET WEST FROM THE SE CORNER OF SECTION 10

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 S	39 E	WM	10	NE SE	39.4
3 S	39 E	WM	10	SE SE	37.8
3 S	39 E	WM	11	NE SW	32.8
3 S	39 E	WM	11	NW SW	36.7
3 S	39 E	WM	11	SW SW	36.6
3 S	39 E	WM	11	SE SW	28.0
TOTAL ACRES:					211.3

5. Transfer Application T-10394 proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 S	39 E	WM	10	NE SE	32.2
3 S	39 E	WM	10	SE SE	37.8
3 S	39 E	WM	11	NE SW	35.0
3 S	39 E	WM	11	NW SW	37.7
3 S	39 E	WM	11	SW SW	37.6
3 S	39 E	WM	11	SE SW	31.0
TOTAL ACRES:					211.3

6. Notice of the application for transfer was published on June 5, 2007, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
7. On September 17, 2008, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-10394 to the applicant. (The draft Preliminary Determination set forth a deadline of September 30, 2008, for the applicant to respond. The applicant requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer. ✓

Transfer Review Criteria (OAR 690-380-4010)

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

9. 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 Application T-10394.
10. The proposed change would not result in enlargement of the right.
11. The proposed change would not result in injury to other water rights.

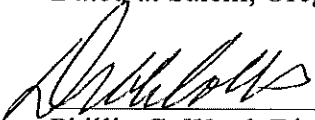
Determination and Proposed Action

The change in place of use proposed in Transfer Application T-10394 appears to be consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380. If protests are not filed pursuant to OAR 690-380-4030, the application will be approved.

If Transfer Application T-10394 is approved, the final order will include the following:

1. *The change in place of use proposed in Transfer Application T-10394 is approved.*
2. *The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Permit G-13078 and any related decree.*
3. *The former place of use of the transferred right shall no longer receive water under the right.*
4. *The water user shall maintain and operate the existing measurement device and shall make such improvements as may be required by the Department.*
5. *The approved changes shall be completed and full beneficial use of the water shall be made on or before **October 1, 2010**. A Claim of Beneficial Use prepared by a Certified Water Rights Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.*
6. *When satisfactory proof of the completed changes is received, a new certificate confirming the right transferred will be issued.*

Dated at Salem, Oregon this 27th day of October 2008.



Phillip C. Ward, Director

This Preliminary Determination was prepared by Carrie Jones. If you have questions about the information in this document, you may reach me at 541-523-8224 x 36 or Carrie.R.Jones@wrds.state.or.us.

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

**Notice of Preliminary Determination for
Water Right Transfer T-10394**

T-10394 filed by S Hawkins Inc, 57390 Hawkins Road, La Grande, Oregon 97850 proposes a change in place of use under Permit G-13078 for which proof to the satisfaction to the director was made. The right allows the use of 2.64 cfs (priority date July 20, 1995) from a well in Sec. 10, T 3 S, R 39 E, W.M. (Grande Ronde Basin) for irrigation within Sects. 10 and 11, T 3 S, R 39 E, W.M. The applicant proposes to change the place of use within Sects. 10 and 11, T 3 S, R 39 E, W.M. The Water Resources Department has concluded that the proposed transfer appears to be consistent with the requirements of ORS Chapter 540 and OAR 690-380-5000.

*Reviewed
CJ
10/23/08*

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

In the Matter of Transfer Application	)	PRELIMINARY DETERMINATION
T-10394, Union County	)	PROPOSING APPROVAL OF A
	)	CHANGE IN PLACE OF USE ✓
	)	
	)	

Authority

ORS 537.705 and 540.505 to 540.580 establish the process in which a water right holder may submit a request to transfer the point of appropriation, place of use, or character of use authorized under an existing water right. OAR Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicant

S HAWKINS INC. ✓
57390 HAWKINS RD. ✓
LA GRANDE OR 97850 ✓

fix **Agent**

BAGETT GRIFFITH & BLACKMAN
2006 ADAMS AVE
LAGRANDE, OR 97850

Findings of Fact

Background

1. On May 23, 2007, Sherman and Hazel Hawkins filed an application to change the place of use under Permit G-13078 for which proof to the satisfaction to the Director was made. The Department assigned the application number T-10394.
2. The applicant submitted an amended application on September 24, 2008, changing the applicant information and clarified the place of use affected by the transfer.
3. The certified water right examiner submitted an amended application map on October 8, 2008.
4. The right to be transferred is as follows:

Permit: G 13078 in the name of Janis Conklin, for which proof to the satisfaction of the director was made and referenced in Special Order, Volume 56, and Page 800, described in the claim of beneficial use was submitted on August 5, 2002. ✓

Use: IRRIGATION of 211.3 ACRES ✓

Priority Date: JULY 20, 1995 ✓

Rate: 2.64 CUBIC FEET PER SECOND ✓

Limit/Duty: ONE-EIGHTIETH cfs per acre, not to exceed 3.0 acre-feet per acre per year ✓

Pursuant to OAR 690-380-4030, any person may file a protest or standing statement within 30 days after the last date of publication of notice of this preliminary determination.
--

Source: A WELL in the GRANDE RONDE RIVER BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
3 S	39 E	WM	10	NE SE	1375 FEET NORTH AND 1289 FEET WEST FROM THE SE CORNER OF SECTION 10

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 S	39 E	WM	10	NE SE	39.4
3 S	39 E	WM	10	SE SE	37.8
3 S	39 E	WM	11	NE SW	32.8
3 S	39 E	WM	11	NW SW	36.7
3 S	39 E	WM	11	SW SW	36.6
3 S	39 E	WM	11	SE SW	28.0
TOTAL ACRES:					211.3

5. Application T-10394 proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 S	39 E	WM	10	NE SE	32.2
3 S	39 E	WM	10	SE SE	37.8
3 S	39 E	WM	11	NE SW	35.0
3 S	39 E	WM	11	NW SW	37.7
3 S	39 E	WM	11	SW SW	37.6
3 S	39 E	WM	11	SE SW	31.0
TOTAL ACRES:					211.3

6. Notice of the application for transfer was published on June 5, 2007, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.

TDD paragraph

Transfer Review Criteria (OAR 690-380-4010)

7. Water has been used within the last five years according to the terms and conditions of the right, and there is no information in the record that would demonstrate that the right is subject to forfeiture under ORS 540.610.
8. 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 Application T-10394.
9. The proposed change would not result in enlargement of the right.
10. The proposed change would not result in injury to other water rights.

Determination and Proposed Action

The change in place of use proposed in application T-10394 appear to be consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380. If protests are not filed pursuant to OAR 690-380-4030, the application will be approved.

If application T-10394 is approved, the final order will include the following:

- 1. The changes in place of use proposed in application T-10394 are approved.*
- 2. The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Permit G-13078 and any related decree.*
- 3. The former place of use of the transferred right shall no longer receive water under the right.*
- 4. The water user shall maintain and operate the existing measurement device and shall make such improvements as may be required by the Department.*
- 5. The approved changes shall be completed and full beneficial use of the water shall be made on or before ¹⁰October 1, 2008. A Claim of Beneficial Use prepared by a Certified Water Rights Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.*
- 6. When satisfactory proof of the completed changes is received, a new certificate confirming the right transferred will be issued.*

Dated at Salem, Oregon this ____ day of _____ 2008.

Phillip C. Ward, Director

This Preliminary Determination was prepared by Carrie Jones. If you have questions about the information in this document, you may reach me at 541-523-8224 x 36 or Carrie.R.Jones@wrdd.state.or.us.

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

**Notice of Preliminary Determination for
Water Right Transfer T-10394**

T-10394 filed by S Hawkins Inc, proposes a change in place of use under permit G-13078 for which proof to the satisfaction to the director was made. The right allows the use of 2.64 cfs (priority date JULY 20, 1995) from a well in Sec. 10, T 3 S, R 39 E, W.M. (Grande Ronde Basin) for IRRIGATION within Sec. 10 & 11, T 3 S, R 39 E, W.M. The applicant proposes to change the place of use within Sec. 10 & 11, T 3 S, R 39 E, W.M. The Water Resources Department has concluded that the proposed transfer appears to be consistent with the requirements of ORS Chapter 540 and OAR 690-380-5000.

Any person may file, jointly or severally, with the Department a protest or standing statement within 30 days after the date of final publication of notice in the Department's weekly notice or of this newspaper notice, whichever is later. A protest form and additional information on filing protests may be obtained by calling (503) 986-0883. The last date of newspaper publication is [DATE OF LAST PUBLICATION]. If no protests are filed, the Department will issue a final order consistent with the preliminary determination.

October 8, 2008

S HAWKINS INC
57390 HAWKINS RD
LAGRANDE OR 97850

SUBJECT: Transfer Application T-10394

Please find enclosed the Preliminary Determination indicating that, based on the information available, the Department intends to approve application T-10394. This document is an intermediate step in the approval process; water may not be used legally as proposed in the transfer application until a Final Order has been issued by the Department. Please read this entire letter carefully to determine your responsibility for additional action.

A public notice is being published in the Department's weekly publication simultaneously with issuance of the Preliminary Determination. The notice initiates a 30-day period in which any person may file either a protest opposing the decision proposed by the Department in the Preliminary Determination or a standing statement supporting the Department's decision. If no protest is filed, the Department will issue a Final Order consistent with the Preliminary Determination. You should receive a copy of the Final Order about 30 days after the close of the protest period.

If a protest is filed, the application may be referred to a contested case proceeding. A contested case provides an opportunity for the proponents and opponents of the decision proposed in the Preliminary Determination to present information and arguments supporting their position in a quasi-judicial proceeding.

Please do not hesitate to contact me at 541-523-8224 ext 36 or Carrie.R.Jones@wrdd.state.or.us if I may be of assistance.

Sincerely,

Field Services Division

cc: District ## Watermaster
Applicant Agent
CWRE
Commenters

encs

Application

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

Water right subject to transfer

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

Application Map

- ☒ The map has an original CWRE signature. 10/8/08 Received Newest map
- ☒ The map size and scale accurate and appropriate per OAR 690-380-3100(1)(b)(c)&(d).
- ☒ All authorized and proposed POD's/POA's and POU's shown and clearly labeled.
- ☒ Metes and bounds for the POD's/POA's are properly described on the map.
- ☒ The POD/POA dimensions & 1/4 1/4 on map match the transfer application and certificate descriptions.
- ☒ Map acres match the tabulation on the certificate.
- ☒ Have final proof maps/deed maps for the rights. ☐ Application map matches certificate FPS.
- ☒ Have necessary aerial photos.

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

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

Ownership

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

Evaluation (materials needed for peer reviewer in bold)

- | | | | | |
|--|---|---|---|---|
| ☒ application complete | ☒ map | ☒ FPS | ☒ evidence of use | ☒ land-use form |
| ☒ deed/ROLI | ☒ certificate | ☒ fees paid | ☒ well logs | ☒ plat card |
| ☐ audit | ☒ dpd | | | |

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

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

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

Injury: Y ☒ N Enlargement: Y ☒ N

Conditions to avoid enlargement/injury –



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

REVISED

9:54 am, Sep 05, 2008

Application for Water Right

Transfer

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

1. TYPE OF TRANSFER APPLICATION

Please check one

☒ Permanent Transfer

☐ Instream Transfer

☐ Temporary Transfer (1 to 5 yrs.)

☐ Permanent

☐ Time-Limited

• total number of years: _____

(begin year: _____)

(end year: _____)

☐ Drought Transfer

☐ Other

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SEP 24 2008

WATER RESOURCE DEPT.
EASTERN REGION

2. APPLICANT INFORMATION

Name: S. HAWKINS, INC. ^{SH}
Name: SHERMAN AND HAZEL HAWKINS
First Last
Address: 57390 HAWKINS ROAD
LA GRANDE, OR 97850
City State Zip
Phone: 541-562-5596
Home Work Other
Fax: _____ E-Mail address: _____

3. AGENT INFORMATION

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

Name: GREG BLACKMAN (BAGETT GRIFFITH & BLACKMAN)
First Last
Address: 2006 ADAMS AVE
LAGRANDE OR 97850
City State Zip
Phone: 541-963-7322
Home Work Other
Fax: _____ E-Mail address: gt@bgbsurveyors.com

- If an agent is listed above, please check one of the following:
- ☐ Please send all correspondence to Agent. Send *copies* of correspondence to Applicant; or
- ☒ Please send all correspondence to Applicant. Send *copies* of correspondence to Agent.

Application for Water Right Transfer

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

1. TYPE OF TRANSFER APPLICATION

Please check one

☒ Permanent Transfer	☐ Instream Transfer
☐ Temporary Transfer	☐ Permanent
• total number of years: _____	☐ Time-Limited
(begin year: _____)	☐ Drought Transfer
(end year: _____)	☐ Other

2. APPLICANT INFORMATION

Name: SHERMAN & HAZEL HAWKINS *S. Hawkins*
First Last

Address: 57390 HAWKINS ROAD
LA GRANDE OREGON 97850
City State Zip

Phone: (541) 562-5596
Home Work Other

Fax: _____ E-Mail address: _____

3. AGENT INFORMATION

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

Name: S. HAWKINS INC. Blackman
First Last
Address: 57390 HAWKINS ROAD
City State Zip
LA GRANDE OREGON 97850
City State Zip
Phone: (541) 562-5596
Home Work Other
Fax: _____ E-Mail address: _____

- If an agent is listed above, please check one of the following:
- ☐ Please send all correspondence to Agent. Send *copies* of correspondence to Applicant; or
- ☒ Please send all correspondence to Applicant. Send *copies* of correspondence to Agent.

10394

MAY 23 2007

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.		PERMIT G-13078	
2.			
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): TO MAKE SURE ALL LANDS UNDER EXISTIN CENTER
PIVOT ARE COVERED BY WATER RIGHTS.

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.

THE EXISTING SYSTEM IS A WELL TAHT SUPPLIES A MAINLINE. ON SITE IS A
CENTER PIVOT, ALONG WITH WHEEL LINES AND HAND PACK TO IRRIGATE THE
LANDS NOT COVERED BY THE CENTER PIVOT.

- System capacity: 2.65 cubic feet per second (cfs). If the transfer involves multiple rights that have independent systems, describe the capacity for each system separately.

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State of Oregon
Water Resources Department
158 12th Street NE
Salem, OR 97310
(503)378-8455

Memorandum

Date: August 5, 2002
To: Water Right Application G-14137, Permit G-13078
From: Bernadette Williams, Field Services Division *BW*
503-378-8455, extension 275
Subject: Proof to the Satisfaction of the Director

The claim of beneficial use filed by Gregory T. Blackman (CWRE #021) for Janis Conklin, provided evidence of satisfactory proof that use of water was made to the full extent under the terms and conditions of water right Permit G-13078. The location of the authorized point of diversion is located within the NE¼ SE¼, Section 10, Township 3 South, Range 39 East, W.M.; 1375 Feet North and 1289 Feet West from the SE Corner Section 10. Please insure the correct POD is considered in any retransfer.

Given this, a finding (statement) of proof to the satisfaction of the Director may be included in any subsequent order modifying the portion of the water right.

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).

UNION COUNTY PLANNING DEPARTMENT 1001 FOURTH STREET, LA GRANDE
OREGON 97850.

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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): S. HAWKINS INC.

First

Last

Address: 57390 HAWKINS ROAD

LA GRANDE

City

OREGON

State

97850

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.)

10394

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MAY 23 2007

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:
- ❶ In EFU zone or irrigation district,
 - ❷ Change in place of use only,
 - ❸ No structural changes needed, including diversion works, delivery facilities, other structures, and
 - ❹ Irrigation only.

Fees:

- ☒ Amount enclosed: \$ 350.00
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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MAY 23 2007

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:

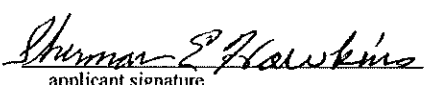
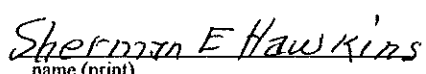
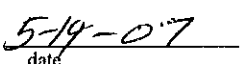
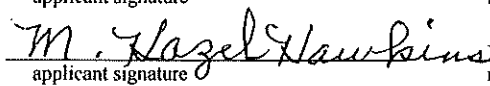
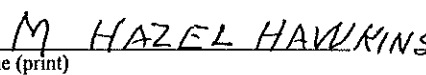
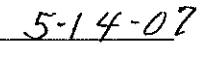
- ☒ In accordance with OAR 690-380-3000(13)(a), I (we) understand that prior to Department approval of a permanent transfer and upon my receipt of a draft Preliminary Determination for the proposed transfer, I (we) will be required [pursuant to OAR 690-380-4010(5)] to provide the following landownership 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	name (print)	date
		
applicant signature	name (print)	date

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MAY 23 2007

Last revised: October 13, 2006

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

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

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

■ Certificate Number or other identifying number: Permit G- 13078

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</u> 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 INFORMATIONWater Right Subject to Transfer (check and complete one of the following):

☐	Certificated Right	Certificate Number	Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☒	Transferred Right for which Proof has been Filed	1-015/ Previous Transfer Number	10/5/1998 Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: Janis Conklin
- County: Union
- Authorized Use(s) to be Affected by Transfer: Irrigation
- Priority Date(s): 7/20/1995
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: P.O.D. 1 (Well)

Tributary to: Grande Ronde River

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

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

- Are there Other Water Rights, Permits or Ground Water Registrations associated with this land?
☐ Yes ☒ No ☐ N/A -- No Change in Place of Use or Character of Use

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

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

■ Certificate Number or other identifying number: **Permit G- 13078**

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. 1-)	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)
UNIO 1202	Ground / July 20, 1995	3S	39E	W.M.	10	SW/SE	3300	1376' North & 1289' West of SE Cor Sec.10

- 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.owrd.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 Well Log enclosed							

■ Certificate Number or other identifying number: **Permit G- 13078**

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	1/4 1/4 Section	Tax Lot, D.L.C. or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
							New PDA Description
							Not 920' W Like
							Permit Shows

- 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.

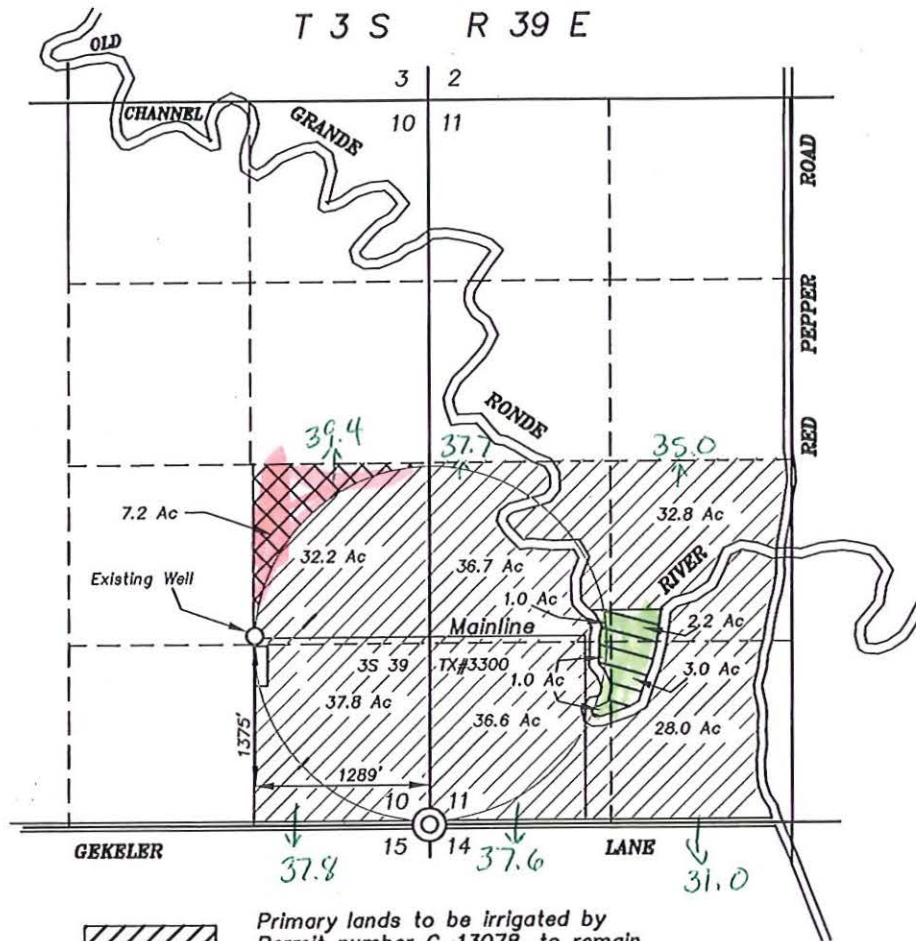
If "Yes", attach and clearly label the corresponding well log(s) for each proposed well, or if well log(s) are not available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: <http://www.wrd.state.or.us>)

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, OWRID Well Log ID No. (or Well ID Tag No. I.C.)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth



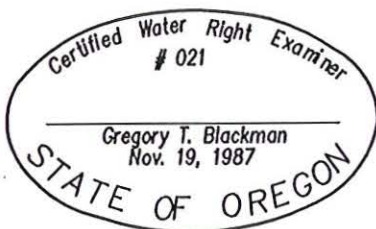
Primary lands to be irrigated by
Permit number G-13078, to remain
in place.



Lands under Permit G-13078, requesting
a change of Place of Use.



Lands to receive transferred lands under
Permit number G-13078.



NOTE: The preparation of this map
was for the purpose of identifying
the location of the proposed water
right and has no intent to provide
dimensions or location of property
ownership lines. Location information
shown hereon was furnished by
the applicant.

APPLICATION MAP FOR TRANSFER OF PLACE OF USE FOR S. HAWKINS INC.

BY
BAGETT - GRIFFITH & BLACKMAN
2006 ADAMS AVENUE
LAGRANDE, OREGON 97850

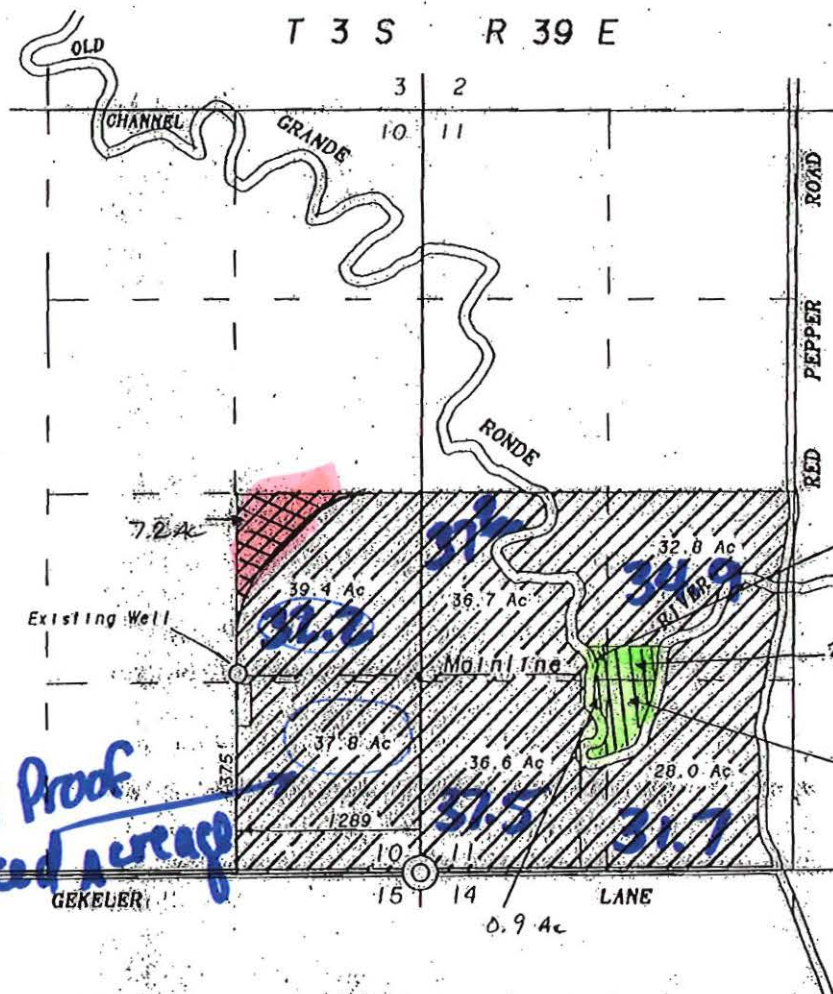
MAY 1, 2007

APPLICATION NO. T- 10394

PERMIT NUMBER

T 10394

old map



Final Proof
Reduced Acreage
02

-  Primary lands to be irrigated by well.
-  Transfer From _____
-  Transfer To _____

RECEIVED
JUN 24 2002
WATER RESOURCES DEPT.
SALEM, OREGON

Certified Water Right Examiner
• 021
Gregory T. Blackman
Nov. 19, 1987
STATE OF OREGON

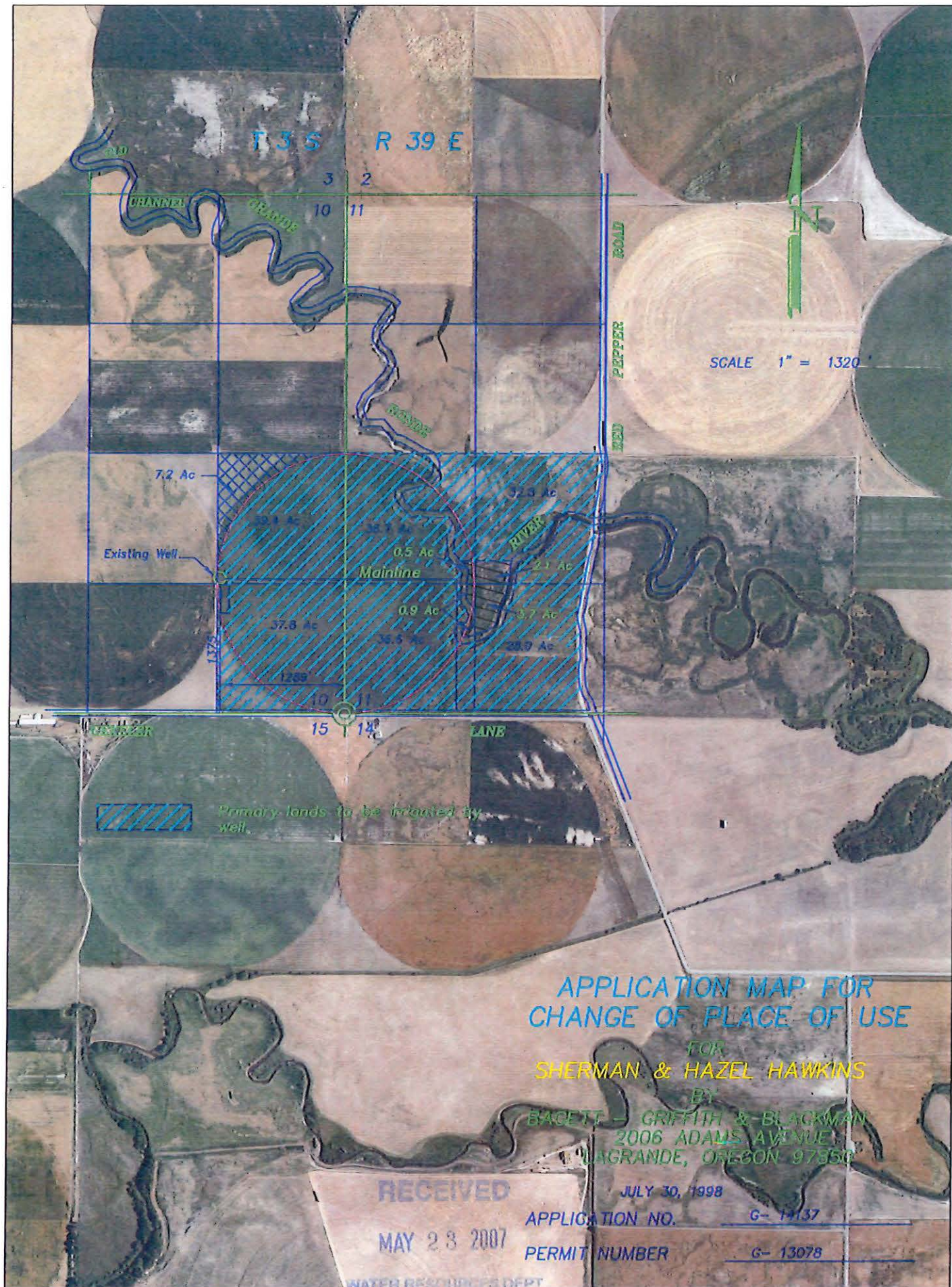
NOTE: The preparation of this map was for the purpose of identifying the location of the proposed water right and has no intent to provide dimensions or location of property ownership lines. Location information shown hereon was furnished by the applicant.

TEMPORARY TRANSFER
FINAL PROOF MAP OF
WATER RIGHTS
FOR
JANIS CONKLIN

BY
BAGETT - GRIFFITH & BLACKMAN
2006 ADAMS AVENUE
LAGRANDE, OREGON 97850

JULY 30, 1998
APPLICATION NO 6-14137
PERMIT NUMBER 0-13028

T 9157



100324

G-14137

STATE OF OREGON

COUNTY OF UNION

ORDER APPROVING A TEMPORARY CHANGE IN PLACE OF USE

Pursuant to ORS 540.523, after notice was given and no objections were filed, and finding that no injury to existing water rights would result, this order approves, as conditioned or limited herein, TEMPORARY TRANSFER 9157 submitted by

JANIS A. CONKLIN
4200 BLUE HERON CIRCLE, APT. A
ANACORTES, WASHINGTON 98221.

The PORTION of the right to be modified, was perfected under Permit G-13078 with a date of priority of JULY 20, 1995. Proof to the satisfaction of the Director that use of water has been accomplished under the terms and conditions of Permit G-13078 has been received. The right allows the use of A WELL, in the GRANDE RONDE RIVER BASIN for IRRIGATION OF 7.2 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.09 cubic foot per second, if available at the original well located at: NE¼ SE¼, SECTION 10, T 3 S, R 39 E, W.M.; 1375 FEET NORTH AND 1289 FEET WEST FROM THE SE CORNER, SECTION 10, or its equivalent in case of rotation, measured at the well.

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2).

Pursuant to ORS 536.075 and OAR 137-004-080 and OAR 690-01-005, you may either petition for judicial review or petition the Director for reconsideration of this order.



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
www.wrd.state.or.us

September 17, 2001

Greg Blackman, CWRE
2006 Adams Avenue
LaGrande, OR 97850

Reference: Application G-14137, Permit G-13078 - Janis Conklin

Dear Mr. Blackman:

Thank you for your letter of August 31, 2001, regarding the installation of a meter, which is a requirement of the above referenced permit. We received a letter on January 12, 1999, (copy enclosed) which described that a meter was installed on the subject well. The late submittal of the information did not cause a delay.

The Department has hired additional staff to assist in the processing proposed and final certificates of water right, however it may be some time before we are able to process the above referenced permit. Until such time as a certificate of water right is issued, the permit will remain evidence of the permittee's authority to use water, provided the terms and conditions of the permit are followed.

Please feel free to contact me if you have any questions, and I will be happy to address any concerns you may have.

Sincerely,

Steve Brown
Program Analyst

Water Rights Platcard Report

From

Meridian: WILLAMETTE Township: 3 South Range: 39 East Section: 10 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	Unkown QQ
Select Permit:G 11365 *		6/11/1990	IRRIGATION					15	4															
Additional Info: WEISHAAR FARMS INC. App: G12142 Permit: G11365																								
Select Permit:G 13078 *	T9157, T10394	7/20/1995	IRRIGATION																	39.4 -7.2 32.2 RR			38.5 RR	
Additional Info: JANIS CONKLIN App: G14137 Permit: G13078								Needs Cert before X-fer can be processed																
Select Cert:3323 OR CN	T7152, T7361, T7400, T9008	7/25/1911	IRRIGATION	CN										40	40									
Additional Info: GRANDE RONDE VALLEY IRRIGATION CO. App: S1571 Permit: S902 Cert: 3323																								
Select Cert:20567 OR CN		5/14/1945	IRRIGATION	CN				11.5	33.6	40	38.3													
Additional Info: GILBERT COURTRIGHT App: S20844 Permit: S16305 Cert: 20567																								
Select Cert:34291 OR CN		6/21/1961	IRRIGATION	CN																40			39.1	
Additional Info: T R CONKLIN App: S35059 Permit: S27586 Cert: 34291																								
Select Cert:40955 OR CN		11/12/1965	IRRIGATION	CN				15	4			39.6	39.4											
Additional Info: MERTON TAYLOR App: S41602 Permit: S31347 Cert: 40955																								
Select Cert:64773 OR *		4/23/1981	IRRIGATION													40	35.8	38.4	39			40	39	
Additional Info: WEISHAAR FARM App: G10280 Permit: G9309 Cert: 64773																								
Select Cert:67119 RR *		11/12/1965	IRRIGATION									39.6	39.4											
Additional Info: WEISHAAR FARMS App: S41602 Permit: S31347 Cert: 67119																								
Select Cert:67120 RR *		5/14/1945	IRRIGATION					11.5	33.6	40	38.3													

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

Meridian: WILLAMETTE

Township: 3

South Range: 39

East Section: 11

Records per Page: 100

Water Right	Changing Xfers	Priority	Use	Use Status	DLC	Gov't Lot	QQ(40): NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Unknown
Q(160): NE	NE	NE	NE	NE	NE	NE	NE	NE	NE	NE	NE	NE	NE	NE	NE	NE	NE	NE	NE	NE	NE	NE	QQ
Select Cert:34291 OR CN		6/21/1961	IRRIGATION	CN																			
Additional Info: T R CONKLIN App: S35059 Permit: S27586 Cert: 34291																							
Select Permit:G 13078 *	T9157, T10394	7/20/1995	IRRIGATION																				
Additional Info: JANIS CONKLIN App: G14137 Permit: G13078																							
<i>Needs Cert</i>																							
Select Cert:36023 OR CN		7/13/1962	IRRIGATION	CN																			
Additional Info: EVERETT L HAMANN App: S37813 Permit: S28359 Cert: 36023																							
Select Cert:45003 RR *		7/13/1962	IRRIGATION																				
Additional Info: EVERETT L HAMANN App: S37813 Cert: 45003																							
Select Cert:52088 OR *		6/24/1974	IRRIGATION																				
Additional Info: B L DAVIS RANCH INC. App: G6580 Permit: G6347 Cert: 52088																							
Select Cert:57858 OR *	T9160	4/26/1977	IRRIGATION																				
Additional Info: EVERETT L HAMANN App: G8067 Permit: G7350 Cert: 57858																							

Acreage Legend: 12.25 Regular acreage

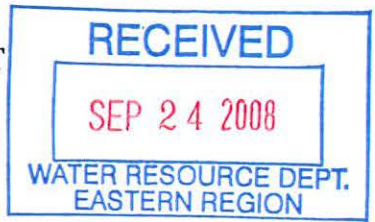
~~12.25~~ Acreage is on a canceled right

(12.25) Acreage is part of a transfer and has not been proven up on yet (inchoate)

[12.25] Acreage has been suspended

* Acreage is not specified

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON



In the Matter of Transfer Application
T-10394, Union County

) **D R A F T**
)
) PRELIMINARY DETERMINATION
) PROPOSING APPROVAL OF A
) CHANGE IN PLACE OF USE

Authority

ORS 537.705 and 540.505 to 540.580 establish the process in which a water right holder may submit a request to transfer the point of appropriation, place of use, or character of use authorized under an existing water right. OAR Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicant S. Hawkins, Inc.
SHERMAN AND HAZEL HAWKINS
57390 HAWKINS RD
LA GRANDE OR 97850

Agent
BAGETT GRIFFITH & BLACKMAN
2006 ADAMS AVE
LAGRANDE, OR 97850

Findings of Fact

Background

1. On May 23, 2007, Sherman and Hazel Hawkins filed an application to change the place of use under Permit G-13078 for which proof to the satisfaction to the Director was made. The Department assigned the application number T-10394.
2. The applicant submitted an amended application on 9-23-08
3. The right to be transferred is as follows:

Permit: G 13078 in the name of Janis Conklin, for which proof to the satisfaction of the director was made and referenced in Special Order, Volume 56, and Page 800, described in the claim of beneficial use submitted on August 5, 2002.

Use: IRRIGATION of 211.3 ACRES

Priority Date: JULY 20, 1995

Rate: 2.64 CUBIC FEET PER SECOND

Limit/Duty: ONE-EIGHTIETH cfs per acre, not to exceed 3.0 acre-feet per acre per year

Source: A WELL in the GRANDE RONDE RIVER BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
3 S	39 E	WM	10	NE SE	1375 FEET NORTH AND 1289 FEET WEST FROM THE SE CORNER OF SECTION 10

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 S	39 E	WM	10	NE SE	39.4
3 S	39 E	WM	10	SE SE	37.8
3 S	39 E	WM	11	NE SW	32.8
3 S	39 E	WM	11	NW SW	36.7
3 S	39 E	WM	11	SW SW	36.6
3 S	39 E	WM	11	SE SW	28.0
TOTAL ACRES:					211.3

4. Application T-10394 proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 S	39 E	WM	10	NE SE	32.2
3 S	39 E	WM	10	SE SE	37.8
3 S	39 E	WM	11	NE SW	35.0
3 S	39 E	WM	11	NW SW	37.7
3 S	39 E	WM	11	SW SW	37.6
3 S	39 E	WM	11	SE SW	31.0
TOTAL ACRES:					211.3

Map is being changed to reflect this.

5. Notice of the application for transfer was published on June 5, 2007, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.

Transfer Review Criteria (OAR 690-380-4010)

- Water has been used within the last five years according to the terms and conditions of the right, and there is no information in the record that would demonstrate that the right is subject to forfeiture under ORS 540.610.
- 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 Application T-10394.
- The proposed change would not result in enlargement of the right.
- The proposed change would not result in injury to other water rights.

Determination and Proposed Action

The change in place of use proposed in application T-10394 appear to be consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380. If protests are not filed pursuant to OAR 690-380-4030, the application will be approved.

If application T-10394 is approved, the final order will include the following:

■ Certificate Number or other identifying number: G-13078 (Proof To Satisfaction)

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 if the information is reflected on the existing water right.

REVISED

9:59 am, Sep 05, 2008

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)
UNIO 1202	7/20/95	3S	39E	WM	10	NE SE		1375'N & 1289'E fm SE Cor, S 10
								As described on the final proof map

■ 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									

RECEIVED

SEP 24 2008

WATER RESOURCE DEPT.
EASTERN REGION

▪ Certificate Number or other identifying number: G-13078 (Proof To Satisfaction)

Will the ENTIRE water right be affected by this transfer? ☒ Yes ☐ No

If "Yes", the remainder of this page does not need to be completed. Go on to the next page.

If “No”, 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 to be affected by the change.) Attach additional pages as necessary.

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

REVISED

9:58 am, Sep 05, 2008

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]

RECEIVED

SEP 24 2008

WATER RESOURCE DEPT
EASTERN REGION

▪ Certificate Number or other identifying number: G-13078 (Proof To Satisfaction)

3. PROPOSED CHANGES TO THE WATER RIGHT

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

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

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

☐ N/A – Instream Water Right Transfer

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

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
N/A							REVISED 10:00 am, Sep 05, 2008

- 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: G-13078 (Proof To Satisfaction)

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 application map. Attach additional pages as necessary.

REVISED

10:00 am, Sep 05, 2008

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.)

[illegible]

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SEP 24 2008

WATER RESOURCE DEPT.
EASTERN REGION

Remarks: Pivot was installed. Must arrange rights so that lands under pivot are covered.



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

Application for Water Right

REVISED

9:54 am, Sep 05, 2008

Transfer

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

1. TYPE OF TRANSFER APPLICATION

Please check one	
☒ Permanent Transfer	☐ Instream Transfer
☐ Temporary Transfer (1 to 5 yrs.) • total number of years: _____ (begin year: _____) (end year: _____)	☐ Permanent ☐ Time-Limited ☐ Drought Transfer ☐ Other



2. APPLICANT INFORMATION

S. HAWKINS, INC.
Name: SHERMAN AND HAZEL HAWKINS
First Last
Address: 57390 HAWKINS ROAD
LA GRANDE, OR 97850
City State Zip
Phone: 541-562-5596
Home Work Other
Fax: _____ E-Mail address: _____

3. AGENT INFORMATION

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

Name: GREG BLACKMAN (BAGETT GRIFFITH & BLACKMAN)
First Last
Address: 2006 ADAMS AVE
LAGRANDE OR 97850
City State Zip
Phone: 541-963-7322
Home Work Other
Fax: _____ E-Mail address: gt@bgbsurveyors.com

- If an agent is listed above, please check one of the following:
- ☐ Please send all correspondence to Agent. Send *copies* of correspondence to Applicant; or
 - ☒ Please send all correspondence to Applicant. Send *copies* of correspondence to Agent.

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-14137	G-13078 (Proof to satisfaction)	was made)
2.			
3.			
4.			
5.			
6.			

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WATER RESOURCE DEPT.
EASTERN REGION

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9:55 am, Sep 05, 2008

- 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 (POD) ☐ Additional Point of Diversion
 - ☐ Character of Use ☐ Point of Appropriation (POA, or well) ☐ Additional POA
 - ☐ Instream Transfer ☐ Surface Water POD to Ground Water POA
 - ☐ Substitution of Supplemental Groundwater right for Primary Surface water right
 - ☐ Historic POD change ☐ Other
- Reason(s) for change(s): Place of use needed to cover lands under pivot.

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.

The existing system is a well that supplies a mainline. On site is a center pivot, along with wheel lines and hand pack to irrigate the lands not covered by the center pivot.

- System capacity: 2.65 cubic feet per second (cfs). If the transfer involves multiple rights that have independent systems, describe the capacity for each system separately.

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).

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7. AFFECTED DISTRICTS

- 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:



8. LOCAL GOVERNMENTS

- List the name and mailing address of all local governments (i.e., each county, city, municipal corporation, or tribal government within whose jurisdiction water will be diverted, conveyed or used).

LOCAL PLANNING DEPT; 1001 4TH ST, LAGRANDE OR 97850

9. 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 (for Permanent Transfers see Section 12(c)):

Names of Current Landowner(s): _____ First **9:56 am, Sep 05, 2008** Last

Address: _____

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.)*

10. Other Remarks (optional)

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11. 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 For Proposed Changes:

For Instream Transfers:

- ☐ Notice of the intent to file an instream transfer application has been provided to each affected local government along the proposed reach, and copies of the notices are enclosed. (For instream transfers a Land Use Information Form is not required.)

For All Other Transfers:

- ☐ Land Use Information Form is enclosed; or
- ☐ All of the following criteria are met, therefore a Land Use Information Form is not required:
- ❶ In EFU zone or irrigation district,
 - ❷ Change in place of use only,
 - ❸ No structural changes needed, including diversion works, delivery facilities, other structures, and
 - ❹ Irrigation only.

Fees:

- ☐ Amount enclosed: \$ _____
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.

12. 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.

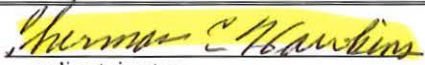
- ☐ I (we) affirm that interest in the water right has been conveyed to someone other than the landowner, and documents, including a water right conveyance agreement, report of ownership and lien information, and any required lienholder notification are enclosed, demonstrating that I am (we are) authorized to pursue the transfer. I (we) understand that we may be required to provide additional information upon receipt of the draft Preliminary Determination.

- ☐ 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 this is a temporary transfer and a copy of the deed for the "from" land (and affidavits of consent from any other landowners, if applicable) is enclosed.

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

 applicant signature	 name and title if applicable (print)	<u>9-23-08</u> date
 applicant signature	SECRETARY name and title if applicable (print)	<u>9-23-08</u> date

REVISED

9:57 am, Sep 05, 2008

Last revised: 7/27/2007

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.

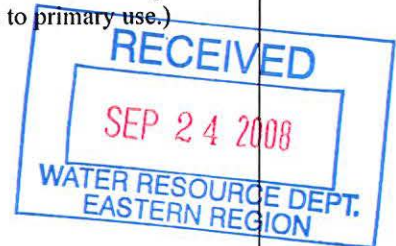
Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

- Certificate Number or other identifying number: G-13078 (Proof To Satisfaction)

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.)



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EASTERN REGION

2. CURRENT WATER RIGHT INFORMATION

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9:57 am, Sep 05, 2008

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

☐	Certificated Right	Certificate Number	Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	Name of Decree	Page Number
☒	Permit for which Proof has been Approved	G-13078 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: JANICE CONKLIN
- County: UNION
- Authorized Use(s) to be Affected by Transfer: IRRIGATION
- Priority Date(s): JULY 20, 1995

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

- Source(s) of Water to be Affected by Transfer: A WELL IN THE GRANDE RONDE BASIN

Tributary to: N/A

*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).*

1. *The changes in place of use proposed in application T-10394 are approved.*
2. *The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Permit G-13078 and any related decree.*
3. *The former place of use of the transferred right shall no longer receive water under the right.*
4. *The water user shall maintain and operate the existing measurement device and shall make such improvements as may be required by the Department.*
5. *The approved changes shall be completed and full beneficial use of the water shall be made on or before **October 1, 2009**. A Claim of Beneficial Use prepared by a Certified Water Rights Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.*
6. *When satisfactory proof of the completed changes is received, a new certificate confirming the right transferred will be issued.*

Dated at Salem, Oregon this ____ day of _____ 2008.

D R A F T

Phillip C. Ward, Director

This draft Preliminary Determination was prepared by Carrie Jones. If you have questions about the information in this document, you may reach me at 541-523-8224 x 36 or Carrie.R.Jones@wrdd.state.or.us.



Originals
App, Map
USE
LOT Book
Aerial Photo
Land USE

Department
e A

Application for Water Right Transfer

our application is incomplete or inaccurate, we will return it to you. If any
ur application, insert "N/A" to indicate "Not Applicable." As you complete
e included on the application. A summary of review criteria and procedures
ations is available at www.wrd.state.or.us/OWRD/PUBS/forms.shtml.

OF TRANSFER APPLICATION

Please check one

• total number of years: _____
(begin year: _____)
(end year: _____)

- ☐ Instream Transfer
☐ Permanent
☐ Time-Limited
☐ Drought Transfer
☐ Other

2. APPLICANT INFORMATION

Name: SHERMAN & HAZEL HAWKINS
First Last
Address: 57390 HAWKINS ROAD
LA GRANDE OREGON 97850
City State Zip
Phone: (541) 562-5596
Home Work Other
Fax: _____ E-Mail address: _____

3. AGENT INFORMATION

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

Name: S. HAWKINS INC.
First Last
Address: 57390 HAWKINS ROAD
LA GRANDE OREGON 97850
City State Zip
Phone: (541) 562-5596
Home Work Other
Fax: _____ E-Mail address: _____

- If an agent is listed above, please check one of the following:
☐ Please send all correspondence to Agent. Send *copies* of correspondence to Applicant; or
☒ Please send all correspondence to Applicant. Send *copies* of correspondence to Agent.

10394

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.		PERMIT G-13078	
2.			
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): TO MAKE SURE ALL LANDS UNDER EXISTIN CENTER
PIVOT ARE COVERED BY WATER RIGHTS.

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.

THE EXISTING SYSTEM IS A WELL TAHT SUPPLIES A MAINLINE. ON SITE IS A
CENTER PIVOT, ALONG WITH WHEEL LINES AND HAND PACK TO IRRIGATE THE
LANDS NOT COVERED BY THE CENTER PIVOT.

- System capacity: 2.65 cubic feet per second (cfs). If the transfer involves multiple rights that have independent systems, describe the capacity for each system separately.

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WATER RESOURCES DEPT
SALEM, OREGON

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).

UNION COUNTY PLANNING DEPARTMENT 1001 FOURTH STREET, LA GRANDE
OREGON 97850.

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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): S. HAWKINS INC.

First

Last

Address: 57390 HAWKINS ROAD

LA GRANDE

City

OREGON

State

97850

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.)

T 10394

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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:
- ❶ In EFU zone or irrigation district,
 - ❷ Change in place of use only,
 - ❸ No structural changes needed, including diversion works, delivery facilities, other structures, *and*
 - ❹ Irrigation only.

Fees:

- ☒ Amount enclosed: \$350.00
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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MAY 23 2007

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:

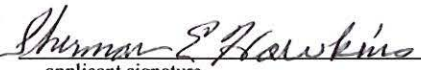
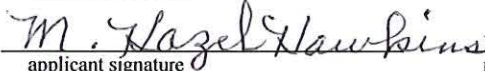
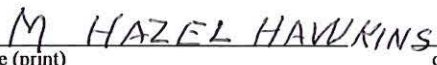
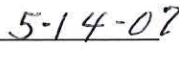
☒ In accordance with OAR 690-380-3000(13)(a), I (we) understand that prior to Department approval of a permanent transfer and upon my receipt of a draft Preliminary Determination for the proposed transfer, I (we) will be required [pursuant to OAR 690-380-4010(5)] to provide the following landownership 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	 name (print)	 date
 applicant signature	 name (print)	 date

T 10394

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MAY 23 2007

Last revised: October 13, 2006

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

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

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

• Certificate Number or other identifying number: Permit G- 13078

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.)	☐ All of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.)	Proposed new use: ☐ Irrigation ☐ Municipal ☐ Quasi-municipal ☐ Commercial ☐ Industrial ☐ Instream (complete and attach <i>Supplemental Form C</i>) ☐ Domestic (indicate number of households) _____ ☐ Other _____
☐ 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.)	☒ 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.)	☐ Substitution (A supplemental ground water right will be substituted for a primary surface water right.)
☐ Historic Point of Diversion or Appropriation Change (Unauthorized point of diversion or appropriation used for more than 10 years.)		☐ Supplemental Use to Primary Use (Primary water right shall be cancelled and the supplemental water right will change to primary use.)
☐ Surface Water to Ground Water (A new point of appropriation will be used <u>instead</u> 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.)		

2. CURRENT WATER RIGHT INFORMATION

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

☐ Certificated Right	Certificate Number _____	Permit Number or Decree Name _____
☐ Adjudicated, Non-certificated Right	Name of Decree _____	Page Number _____
☐ Permit for which Proof has been Approved	Permit Number _____	Date Claim of Beneficial Use Submitted _____
☒ Transferred Right for which Proof has been Filed	1-815/ Previous Transfer Number _____	10/6/1998 Date Claim of Beneficial Use Submitted _____

- Name on Permit, Certificate, or Decree: Janis Conklin
- County: Union
- Authorized Use(s) to be Affected by Transfer: Irrigation
- Priority Date(s): 7/20/1995

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: P.O.D. 1 (Well)

Tributary to: Grande Ronde River

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

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

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

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

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

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

▪ Certificate Number or other identifying number: **Permit G- 13078**

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, DIC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
UNIO 1202	Ground / July 20, 1995	3S	39E	W.M.	10	SW/SE	3300	1376' North & 1289' West of SE Cor Sec. 10

▪ 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.owrd.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	List. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
		See Well Log enclosed							

■ Certificate Number or other identifying number: Permit G- 13078

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: Permit G- 13078

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, D.L.C. or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)

- 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, OWRID Well Log ID No. (or Well ID Tag No. 1-)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (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: Permit G- 13078

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.

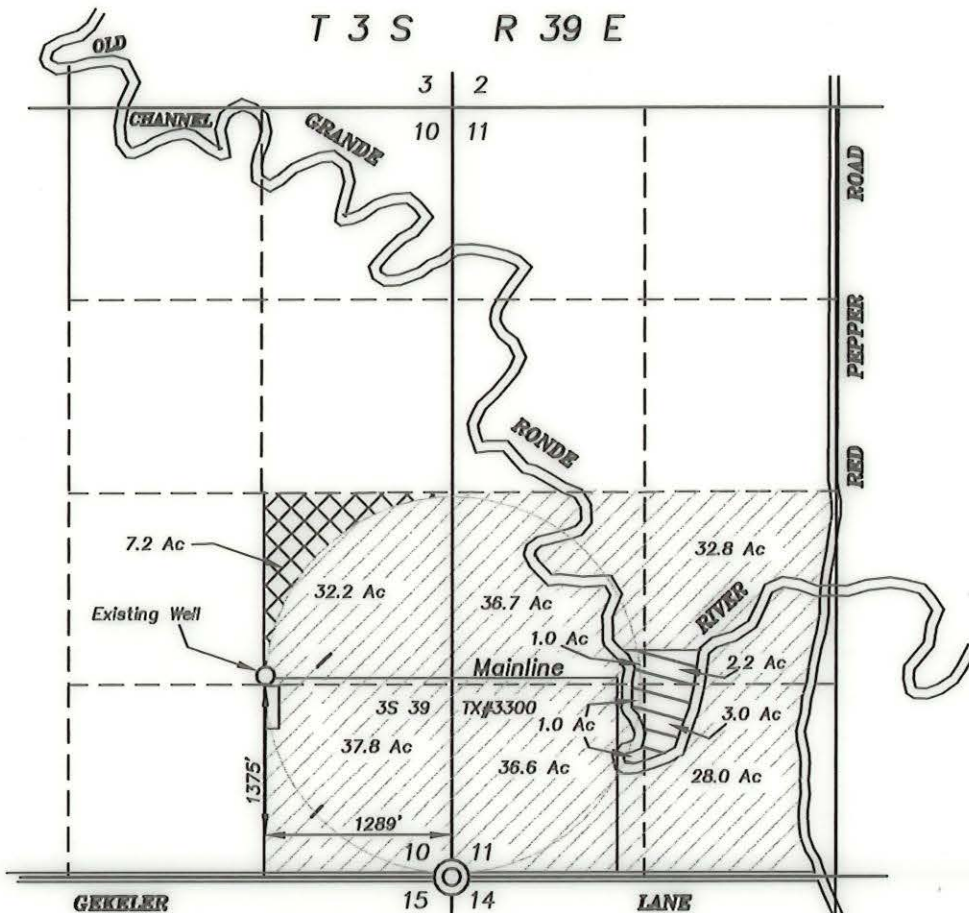
Location of Proposed Place of Use: (i.e., the "TO" lands) ☐ N/A – Instream Water Right Transfer

(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)
POD 1 (WELL)	3S	39E	w.m.	11	NW/SW	3300	1.0 Ac.
POD 1 (WELL)	3S	39E	w.m.	11	SW/SW	3300	1.0 Ac.
POD 1 (WELL)	3S	39E	w.m.	11	SE/SW	3300	3.0 Ac.
POD 1 (WELL)	3S	39E	w.m.	11	NE/SW	3300	2.2 AC.

Remarks: We would like to transfer 7.2 acres off the corner of the pivot as shown on map
to the area shown that has no rights currently on it.

10394



SCALE 1" = 1320'



Primary lands to be irrigated by Permit number G-13078, to remain in place.



Lands under Permit G-13078, requesting a change of Place of Use.



Lands to receive transferred lands under Permit number G-13078.



NOTE: The preparation of this map was for the purpose of identifying the location of the proposed water right and has no intent to provide dimensions or location of property ownership lines. Location information shown hereon was furnished by the applicant.

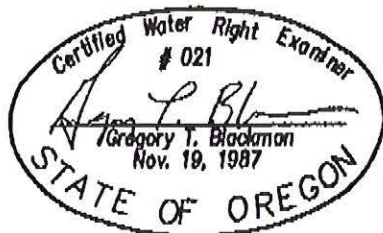
APPLICATION MAP FOR TRANSFER OF PLACE OF USE FOR S. HAWKINS INC.

BY
BAGETT - GRIFFITH & BLACKMAN
2006 ADAMS AVENUE
LAGRANDE, OREGON 97850

MAY 1, 2007

APPLICATION NO. T- 10394

PERMIT NUMBER



PERMIT NUMBER _____

COPY



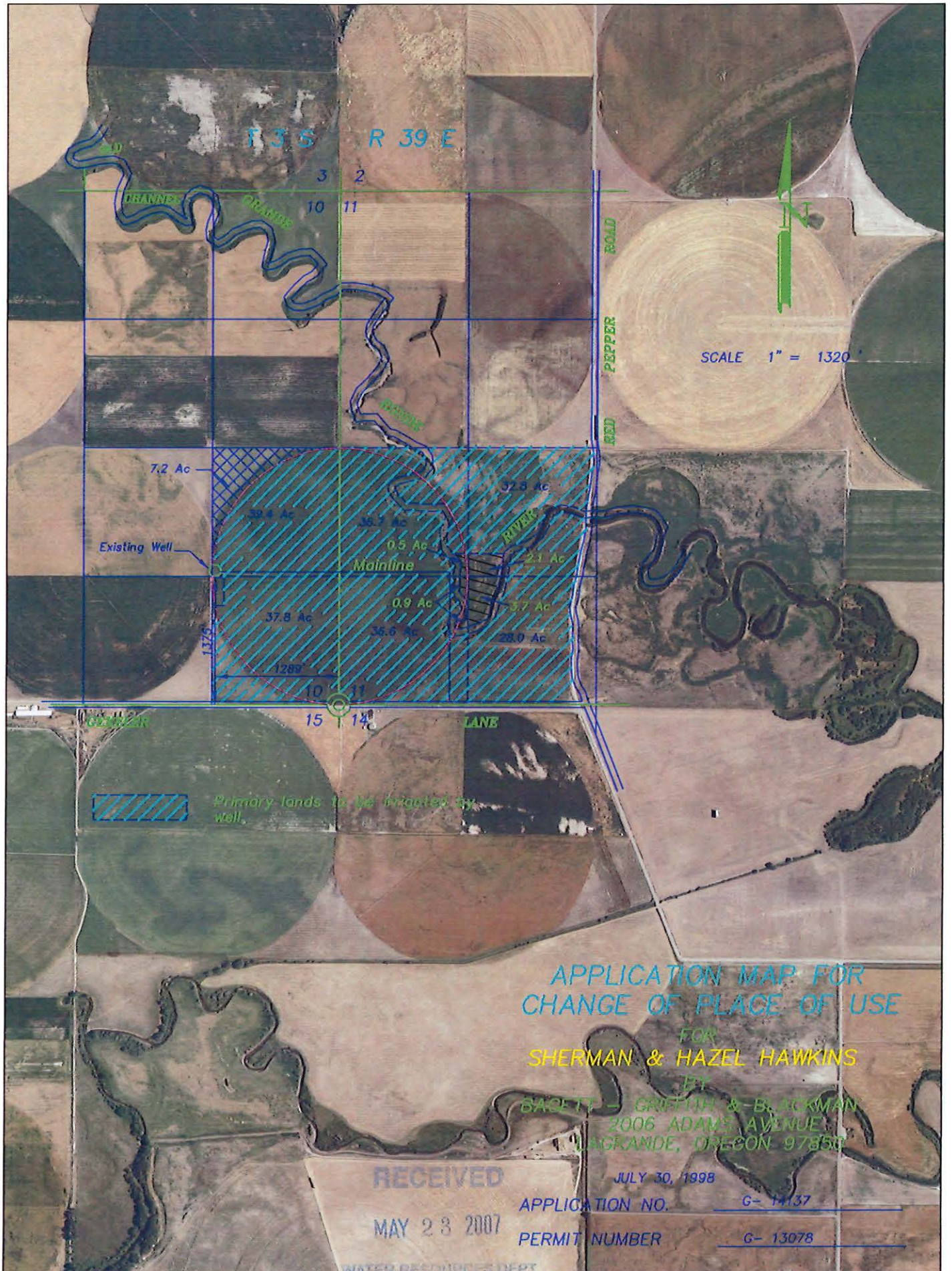
State of Oregon
Water Resources Department
158 12th Street NE
Salem, OR 97310
(503)378-8455

Memorandum

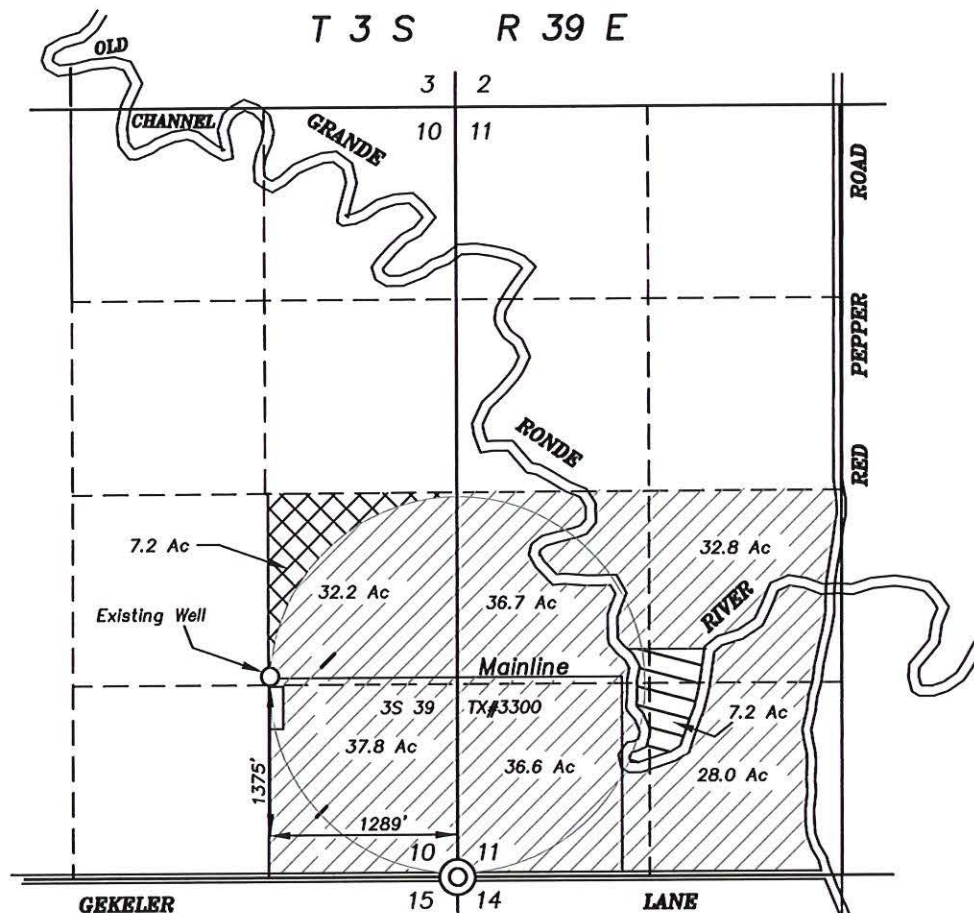
Date: August 5, 2002
To: Water Right Application G-14137, Permit G-13078
From: Bernadette Williams, Field Services Division *BW*
503-378-8455, extension 275
Subject: Proof to the Satisfaction of the Director

The claim of beneficial use filed by Gregory T. Blackman (CWRE #021) for Janis Conklin, provided evidence of satisfactory proof that use of water was made to the full extent under the terms and conditions of water right Permit G-13078. The location of the authorized point of diversion is located within the NE¼ SE¼, Section 10, Township 3 South, Range 39 East, W.M.; 1375 Feet North and 1289 Feet West from the SE Corner Section 10. Please insure the correct POD is considered in any retransfer.

Given this, a finding (statement) of proof to the satisfaction of the Director may be included in any subsequent order modifying the portion of the water right.

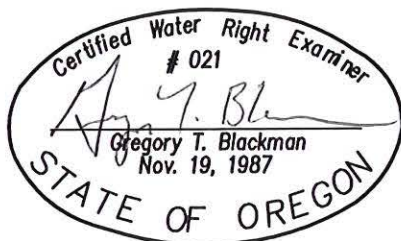


I 10324



SCALE 1" = 1320'

-  Primary lands to be irrigated by Permit number G-13078, to remain in place.
-  Lands under Certificate G-13078, requesting a change of Place of Use.
-  Lands to receive transferred lands under Permit number G-13078.



NOTE: The preparation of this map was for the purpose of identifying the location of the proposed water right and has no intent to provide dimensions or location of property ownership lines. Location information shown hereon was furnished by the applicant.

APPLICATION MAP FOR TRANSFER OF PLACE OF USE

FOR
S. HAWKINS INC.

BY
BAGETT - GRIFFITH & BLACKMAN
2006 ADAMS AVENUE
LAGRANDE, OREGON 97850

MAY 1, 2007

APPLICATION NO. _____

PERMIT NUMBER _____

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WATER RESOURCES DEPT
SALEM, OREGON

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WATER RIGHTS/NWR *** HIGH LOSS

35/39 E-19

STATE ENGINEER
SALEM, OREGON

State Detail No. _____

Name Richard C. Clark
Address Cave Ave.

New Wall ☒ Deepening ☐ Reconditioning ☐ Abandon ☐
If abandonment, describe material and procedure on form 15.

(4) PROPOSED USE (check):

Notary Cable Fax	☒	Driven Jacked Bored	☒	Domestic ☐ Industrial ☐ Municipal ☐
				Excavation ☒ Test Well ☐ Other ☐

Through 12 Welded

14	"	Trans. from	0	11	to	14	11	Days	25
15	"	Trans. from	14	11	to	15	11	Days	25
16	"	Trans. from	15	11	to	16	11	Days	25
17	"	Trans. from	16	11	to	17	11	Days	25

Supervised? ☒ Yes ☐ No

Type of machinery used	Factory No.
1600 perforations from 1600	121
1600 perforations from 1600	122
4000 perforations from 2000	340

WILLIAMSON, JAMES W. JR.

Manufacturer's Name		Model No.	
Type			
Diam.	Shot size	Shot gram	ft. to
Diam.	Shot size	Shot gram	ft. to

Drawings in the amount of water level is

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

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

" " " " " "

" " " " " "

Water test 100 gal/min with 20 ft. drawdown after 5 hrs.

Artesian flow S.F.M.

temperature of water 55° depth of stream 20 ft. encountered

(v) CONSTRUCTION:

Well seal—Material used Cementite
Well sealed from land surface to 20 ft.
Diameter of well bore to bottom of seal 24 in.
Diameter of well bore below seal 24 in.
Number of sacks of cement used in well seal 5 sack ready mix
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 Stage _____ Shot location _____ ft.
Did any fluids contain volatile matter? ☐ Yes ☒ No
Type of water? _____ Kind of fluid _____
Method of setting stage and _____
Was well gravel packed? ☒ Yes ☐ No Size of gravel 3/4
Gravel placed from _____ to _____

County Union Driller's well number

3 W N 1/4 Section 10 T15 S R. 29 E W.M.
 Bearing and distance from section or subdivision corner
 Adjoining land of J. F. Allen cat hxx
 0.560000

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

Depth at which water was first found 75' ft.
Static level 61' ft. below land surface. Date _____
Artesian pressure lbs. per square inch. Date _____

(12) WELL LOG: Diameter of well below casing

Depth drilled	Ft. Depth of completed well	Ft.
Formations: 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	CWT.
Topsoil	0	5	
Clayey, porous sandy	5	7.5	
Sand, clay streaks	7.5	12.0	
Clay blue, sandy streaks	12.0	16.0	
Sand & water	16.0	18.9	
Clay blue	18.9	19.0	
Sand containing gravel	19.0	21.8	
Clay blue sandy	21.8	24.8	
Sand, coarse, fine gravel	24.8	24.8	
Clay blue	14.8	16.0	

Work started 6/5 1073 Completed 6/16 1074
 Day with drilling monitor served up of well 6/25 1075

Dwelling 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) [Signature] Date 7/15/23
(Printer Name/Operator)

Drilling Machine Operator's License No. 37

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: CAROL E. FISHBECK, LLC

ADDITIONAL LIBRARY USE

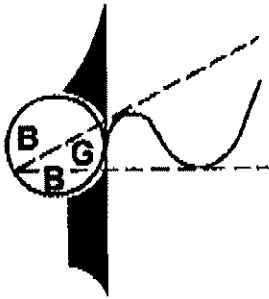
(13) *Handwritten signature: J. Kennedy*

(Waste Water Sanitation)
 Construction License No. 517 Date 3/15 193

(USE ADDITIONAL SHEETS IF NECESSARY)

1999

T 10394

**BAGETT-GRIFFITH & BLACKMAN**

2006 ADAMS AVENUE
LA GRANDE, OR. 97850

FAX TRANSMITTAL COVER SHEET

DATE: 5-24-07

NUMBER OF PAGES: 10 (INCLUDING COVER SHEET)

TO: SARA ANDERSON

FROM: GREG BLACKMAN

COMPANY: WATER RESOURCE DEPT.

FAX NUMBER: (541) 963-7322

FAX NUMBER: (503) 986-0903

COMMENTS OR INSTRUCTIONS:

Sara, this is the information you requested for the Hawkins transfer application. I'm sorry about the mix up I must of just spaced it on the supplemental form A and the question on the affidavit. I did find some changes on my map also in how I showed the acreage for the receiving locations, I individually divided the acreage for each quarter instead of just showing 7.2 for the area. If you have any questions please give me a call.

Sincerely;
Greg Blackman

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

State of Oregon)
) ss
 County of Union)

I, Sherman Hawkins, in my capacity as Landowner,
 mailing address 57390 Hawkins Road
 telephone number (541) 562-5596, being first duly sworn depose and say:

1. I attest that:

- ☒ Water was used during the previous five years on the entire authorized place of use of the water right proposed for transfer as described on the accompanying transfer application; or
- ☐ The water right was leased instream at some time within the last five years. The instream lease number is as follows: _____; or
- ☐ The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.

2. My knowledge of the exercise or status of the water right is based on (check one):

☒ Personal observation ☐ Professional expertise

3. My knowledge is specific to the use of water at the following locations:

Township		Range		Mer	Sec	¼ ¼ Section	Gov't Lot or DLC	Acres (if applicable)
3	S	39	E	W.M.	10	NE/SE		39.4
3	S	39	E	W.M.	10	SE/SE		37.8
3	S	39	E	W.M.	11	NW/SW		36.7
3	S	39	E	W.M.	11	NE/SW		32.8
3	S	39	E	W.M.	11	SW/SW		36.6
3	S	39	E	W.M.	11	SE/SE		28.0

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**WATER RESOURCES DEPT
SALEM, OREGON**

(continues on reverse side)

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

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

Irrigation of wheat, mint and Alfalfa.

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

Well that supplies a mainline, the mainline delivers water to a center pivot as well as lineal lines and hand pump.

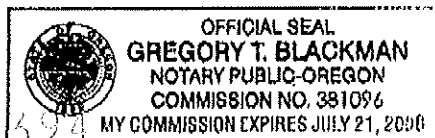
6. One or more of the following documentation supporting the above statements is attached:

- ☐ Copy of a water right certificate that was issued within the last five years (not a remaining right certificate),
- ☐ Copies of receipts from sales of irrigated crops or for expenditures relating to the use of water,
- ☐ Records such as Farm Service Agency crop reports, irrigation district records, an NRCS farm management plan, or records of other water suppliers,
- ☒ Dated aerial photographs of the lands or other photographs containing sufficient detail to establish the location and date of the photograph,
- ☐ Dedicated power usage records or receipts,
- ☐ Instream lease number _____,
- ☐ Other: _____

M. Hazel Hawkins
Signature of Affiant Sec-Treasurer

5-14-07
Date

Signed and sworn to (or affirmed) before me this 14th day of May, 2007.



Greg T. Blackman
Notary Public for Oregon

My Commission Expires: July 21, 2008

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

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

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

Well that supplies a mainline, the mainline delivers water to
a center pivot as well as wheel lines and hand pack.

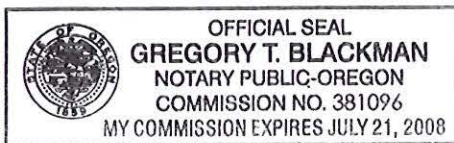
6. One or more of the following documentation supporting the above statements is attached:

- ☐ Copy of a water right certificate that was issued within the last five years (not a remaining right certificate),
 - ☐ Copies of receipts from sales of irrigated crops or for expenditures relating to the use of water,
 - ☐ Records such as Farm Service Agency crop reports, irrigation district records, an NRCS farm management plan, or records of other water suppliers,
 - ☒ Dated aerial photographs of the lands or other photographs containing sufficient detail to establish the location and date of the photograph,
 - ☐ Dedicated power usage records or receipts,
 - ☐ Instream lease number _____,
 - ☐ Other: _____
-
-
-

M. Hazel Hawkins
Signature of Affiant Sec-Treasurer

5-14-07
Date

Signed and sworn to (or affirmed) before me this 14th day of May, 2007.



Greg T Blackman
Notary Public for Oregon

My Commission Expires: July 21, 2008

10394

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

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EOT**EASTERN OREGON TITLE, INC.**1601 Adams Avenue
La Grande, OR 97850

Phone: (541) 963-8561 Fax: (541) 963-2391

TITLE INSURANCE

ESCROW CLOSING

ESCROW COLLECTION

LOT BOOK SERVICES**Baggett, Griffith, Blackman & Associates**
2006 Adams Avenue
La Grande, OR 97850**January 11, 2007**
Title No.: 07-18144**Report: \$150.00**Attn: **Greg Blackman**We have searched our Tract Indices as to the following described property as of **January 10, 2007**, at **8:00 a.m.**:**SEE EXHIBIT "A" ATTACHED HERETO FOR DETAILED LEGAL DESCRIPTION**

Vested in:

S. HAWKINS, INC.

Subject to the following exceptions:

1. The assessment roll and the tax roll disclose that the within described premises were specially assessed as farm land. If the land has become or becomes disqualified for the special assessment under the statute, an additional tax and interest may be levied for the years in which the land was subject to the special land use assessment.
2. Rights of the public and ownership which may be claimed by the State of Oregon in and to that portion of this property lying below the high water mark of the Grande Ronde River.
3. Right-of-way for Union County Road No. 33 (Red Pepper Road) as it crosses this property.
4. Right-of-way for Union County Road No. 116 (Gekeler Lane) as it crosses this property.
5. Right of Way Easement, including the terms and provisions thereof, granted to California-Pacific Utilities Company, dated June 15, 1973, recorded June 25, 1973, as Microfilm Document No. 44777, Records of Union County, Oregon.
6. Easement Private Property, including the terms and provisions thereof, granted to Oregon Trail Electric Consumers Cooperative, dated May 30, 1995, recorded June 12, 1995, as Microfilm Document No. 159472, Records of Union County, Oregon.

- END OF EXCEPTIONS -**RECEIVED****MAY 23 2007**

T 10394

NOTE: Taxes for 2006-07 are **PAID IN FULL**.

Tax Amount: **\$1,176.09**
Account No.: **03S39-3300**
Reference No.: **7452**

NOTE: We are informed that the property described herein has a physical address of:

Vacant Land, Tax Lot 03S39, Tax Lot 3300, Union County, Oregon.

We have also searched our General Index for judgments and state and federal tax liens against the above named vestee and find the following: **NONE**

Our search for apparent encumbrances was limited to our Tract Indices. The liability in connection with this Lot Book service is expressly limited to the sum paid therefore, and the issuing company will not otherwise be responsible for errors and omissions therein. The charge for this service will not include supplemental reports.

Sincerely,
EASTERN OREGON TITLE, INC.

Patti J. Pointer
Title Officer

PP:LJ
CC:

THANK YOU FOR CHOOSING EASTERN OREGON TITLE!
WE KNOW YOU HAVE A CHOICE!

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MAY 23 2007

**WATER RESOURCES DEPT
SALEM, OREGON**

EXHIBIT "A"

In Township 3 South, Range 39 East of the Willamette Meridian, Union County, Oregon:

Section 10: The East half of the Southeast quarter, excepting a strip of land twenty 20 feet wide across the West side thereof;

Section 11: The Southwest quarter.

(03S39-3300)



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: Sherman & Hazel Hawkins
Mailing Address: 57390 Hawkins Road
City: La Grande State: Ore. Zip: 97850 Day Phone: (541) 562-5596

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:
3S	39E	10	SE	3300	EFU	☒ Diverted ☒ Conveyed ☒ Used	IRRIGATION
3S	39E	11	SW	3300	EFU	☐ 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. Union

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

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MAY 23 2007

WATER RESOURCES DEPT
SALEM, OREGON

T 10394

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): _____.

☐ 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.

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MAY 23 2007

■ Certificate Number or other identifying number: Permit G- 13078

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)
POD 1 (WELL)	3S	39E	W.M.	11	NW/SW	3300	1.0 Ac.
POD 1 (WELL)	3S	39E	W.M.	11	SW/SW	3300	1.0 Ac.
POD 1 (WELL)	3S	39E	W.M.	11	SE/SW	3300	3.0 Ac.
POD 1 (WELL)	3S	39E	W.M.	11	NE/SW	3300	2.0 Ac.

Remarks: We would like to transfer 7.2 acres off the corner of the pivot as shown on map
to the area shown that has no rights currently on it.

10394

Carrie Jones

From: Carrie Jones
Sent: Friday, September 05, 2008 10:59 AM
To: Gerry Clark; Dorothy Pedersen
Attachments: 10394-dpd.doc

Would you mind taking a look at the language that I put in this DPD.

Does this capture what we talked about Gerry?

Dorothy;

Do you have any suggestions?

Carrie Jones
Transfer Specialist
541-523-8224 Ext 36
Fax: 1-866-214-3493
carrie.r.jones@wrд.state.or.us

Water Resources Dept.
Eastern Region
1995 3rd Street, Suite 180
Baker City, OR 97814
www.wrд.state.or.us

9/16/08; Sherman Said to send
him the revised app & DPD & he
would sign & send it back

Hawkins

Carrie Jones

From: Carrie Jones
Sent: Friday, September 05, 2008 10:31 AM
To: 'Greg Blackman Jr. - BGB Inc.'
Attachments: 10394-App.pdf; 10394-Form_A.pdf

Greg;

Please take a look at the modifications I made and let me know what you think. Do you know if Sherman is available to approve the changes? Is there a possibility that he could stop by your office to see them? I am trying to think of a way that would be fastest and the least confusing. Any ideas??

Thanks,

Carrie Jones

Transfer Specialist

541-523-8224 Ext 36

Fax: 1-866-214-3493

carrie.r.jones@wrд.state.or.us

Water Resources Dept.

Eastern Region

1995 3rd Street, Suite 180

Baker City, OR 97814

www.wrd.state.or.us

9/5/2008



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 5, 2007

SHERMAN & HAZEL HAWKINS
S. HAWKINS INC.
57390 HAWKINS ROAD
LAGRANDE OR 97850

Reference: Transfer 10394

On May 23, 2007 we received your water right transfer application. The application was accompanied by \$350.00. Our receipt 87731 is enclosed.

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

Your application will be examined to determine if additional information is needed. You will be contacted following this examination. A number of other transfer applications are also awaiting review. As a result, it may be some time before we are able to process your application. If you wish to have your application processed more quickly, you may want to consider use of the Department's reimbursement authority. Under this authority an applicant may receive expedited review by paying the full cost for a pre-qualified contractor to process the applications. For more information on the Reimbursement Authority program, see our website at http://www.wrd.state.or.us/OWRD/mgmt_reimbursement.shtml or call the transfer section.

Except as provided under ORS 540.510(3) for municipalities, you may not use water for the new use, in the new place of use or from the new point of diversion until the transfer application has been approved. In order to avoid any possible forfeiture of the water right, you should continue to use the water as described by your existing water right. If the land is sold before the transfer is approved, the buyer's consent to the transfer will be required unless a recorded deed or other legal document clearly established that the water right was not conveyed in the sale.

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

If you have any questions, please call the Transfer Section, (503)986-0883.

cc: Watermaster #6
Gregory T. Blackman, CWRE

enclosure



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-10394

Review Due Date: 7/5/2007

Applicant Name: Hazel & Sherman Hawkins/S. Hawkins Inc

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

Reviewer(s): Shad Hattan, Watermaster

Date of Review: 6/11/2007

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 and instream transfers, check here if there are channel losses between the old and new PODs or within the proposed instream reach? ☐ If you check the box, describe and, if possible, estimate the losses: _____
6. Would distribution of water for the right after the proposed change result in regulation of other water rights that would not have occurred if use of the existing right was maximized?
☐ Yes ☒ No If "Yes", explain: _____
7. For POU changes, would the original place of use continue to receive water from the same source? ☐ Yes ☒ No ☐ N/A If "Yes", explain: _____
8. For POU or USE changes, would use of the existing right at "full face value," result in the diversion of more water than can be used beneficially and without waste? ☐ Yes ☒ No If "Yes", explain: _____
9. Are there other issues not identified through the above questions? ☐ Yes ☒ No If "Yes", explain: _____
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

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 06/05/07

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. 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.

County: Union
Transfer: T -10394
Water Right: Permit:G 13078 *
Priority Date: 1995
Name: HAZEL HAWKINS
Address: 57390 HAWKINS RD; LA GRANDE OR 97850
Change: POU
Source: A WELL > GRANDE RONDE RIVER
Authorized POU: T3S R39E 10
Proposed POU: T3S R39E 11

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. Comments should be sent to the Transfers Section at the Department's Salem office.