

T-10425

T-10425

Name Donald & Debra Randal *partial*
2002 Randal Family Trust
 Address 7810 Philpott Ln
Bonanza OR 97623
541 545-1271 541-892-8616 Cell

Change in USE
 Date Filed 6-29-07
 Initial notice date 7-3-07
 DPD issued date _____
 PD issued date 9/20/2011
 PD notice date 9/27/2011
 Date of FO _____ Vol _____ Page _____

C-Date _____
 COBU due date _____
 COBU Received date _____
 Certificate issued _____

DESCRIPTION OF WATER RIGHT(S)

Name of Stream Worden Reservoir / Wright Creek

Trib. of Wright Creek / Lost River

Use LV JT County Klamath
 Quantity of water (CFS) _____ No. of Acres _____
 Name of ditch _____
 App # S 34492 Per # S 27136 Cert # 34774 PR Date 1960
 App # R 34491 Per # R 2579 Cert # 34723 PR Date 1960
 App # R-33300 Per # R-2286 Cert # 34770 PR Date 1959
 App # S-33301 Per # S-26405 Cert # 83670 PR Date 1959
 App # _____ Per # _____ Cert # _____ PR Date _____

R.T. Williams

RC Landowners - Dan Cohan, Mary Hunicutt - 7810 Philpott Lane
Bonanza, OR 97623

FEES PAID		
Date	Amount	Receipt#
<u>6/29/07</u>	<u>350.00</u>	<u>88410</u>
<u>9/20/07</u>	<u>50.00</u>	<u>89767</u>
<u>10/22/07</u>	<u>50.00</u>	<u>90291</u>

FEES REFUNDED		
Date	Amount	Receipt#

Assignments:

9/31/2007 BRIAN P & MARLENE J FARBER

10/23/2007 Dale & LaVonne Marsland

P O BOX 142
 BONANZA OR 97623

12449 14th Ave S

Seattle WA 98168 206-244-8831

Irrigation District N/A

Agent N/A

CWRE N/A

CC's list Klamath County

COBU MAP # 1064

☐ - Oversized map - Location _____

STATE OF OREGON
WATER RESOURCES DEPARTMENT

RECEIPT # **88410**

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

INVOICE # _____

RECEIVED FROM: Don & Deb Randel

BY: _____

APPLICATION	
PERMIT	
TRANSFER	T-10425

CASH: ☐ CHECK: # 7957 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 350.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES \$ _____
OTHER: (IDENTIFY) \$ _____

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

4270 WRD OPERATING ACCT

MISCELLANEOUS

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

WATER RIGHTS:

0201 SURFACE WATER \$ _____ 0202 \$ _____
0203 GROUND WATER \$ _____ 0204 \$ _____

0205 TRANSFER \$ 350.00

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR \$ _____ 0219 \$ _____
LANDOWNER'S PERMIT 0220 \$ _____

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

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

OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

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

TREASURY OTHER / RDX

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

RECEIPT: **88410**

DATED: 6/29/07 BY: L. Pauline

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **89767**

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

INVOICE # _____

RECEIVED FROM: Marlene J & Brian P. Farber
BY: _____

APPLICATION	T-10425
PERMIT	
TRANSFER	

CASH: ☐ CHECK: # 692 OTHER: (IDENTIFY) ☐ _____

TOTAL REC'D \$ 50.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES	<u>PLA 46111</u>	\$
OTHER:	(IDENTIFY)	\$

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

4270 WRD OPERATING ACCT

MISCELLANEOUS

0407 COPY & TAPE FEES	\$
0410 RESEARCH FEES	\$
0408 MISC REVENUE: (IDENTIFY)	\$ <u>50.00</u>
TC162 DEPOSIT LIAB. (IDENTIFY)	\$
0240 EXTENSION OF TIME	\$

WATER RIGHTS:

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

WELL CONSTRUCTION

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

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

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

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

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

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION _____ \$ _____

RECEIPT:

89767

DATED:

9/20/07

BY:

[Signature]

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **90293**

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

INVOICE # _____

RECEIVED FROM: Dignel Minick & Greg L Imrich
BY: _____

APPLICATION	T-10425
PERMIT	
TRANSFER	

CASH: ☐ CHECK: # 1383 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$50.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES	PLA 46111	\$
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)	\$ 50.00
TC162 DEPOSIT LIAB. (IDENTIFY)	\$
0240 EXTENSION OF TIME	\$

WATER RIGHTS:

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

WELL CONSTRUCTION

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

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

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

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

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

TREASURY OTHER / RDX

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

RECEIPT: **90293**

DATED: 10/22/07 BY: [Signature]

Checklist for Claims of Beneficial Use Received At Customer Service Counter

Date Received 3/3/2017 CWRE Darryl Anderson

By Gerry C

File Marked _____

Application # _____

~~\$175.00 Fee~~ X

Claim Logged _____

Transfer # 10425 \$175.00 Fee if priority date is after July 9, 1987.

*Not Required
due to priority
dates. X*

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))

COBU Map #1064

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)
- ☒ CWRE stamp and signature (OAR 690-014-0100)
- ☒ Signature(s) of permittee or transfer holder (OAR 690-014-0100)



1/25/17

Please find enclosed
3 separate checks totaling
\$175 for processing this
claim for Beneficial Use
for the T-10425 water
right transfer.

Dale Mansland

RECEIVED

FEB 03 2017

OWRD





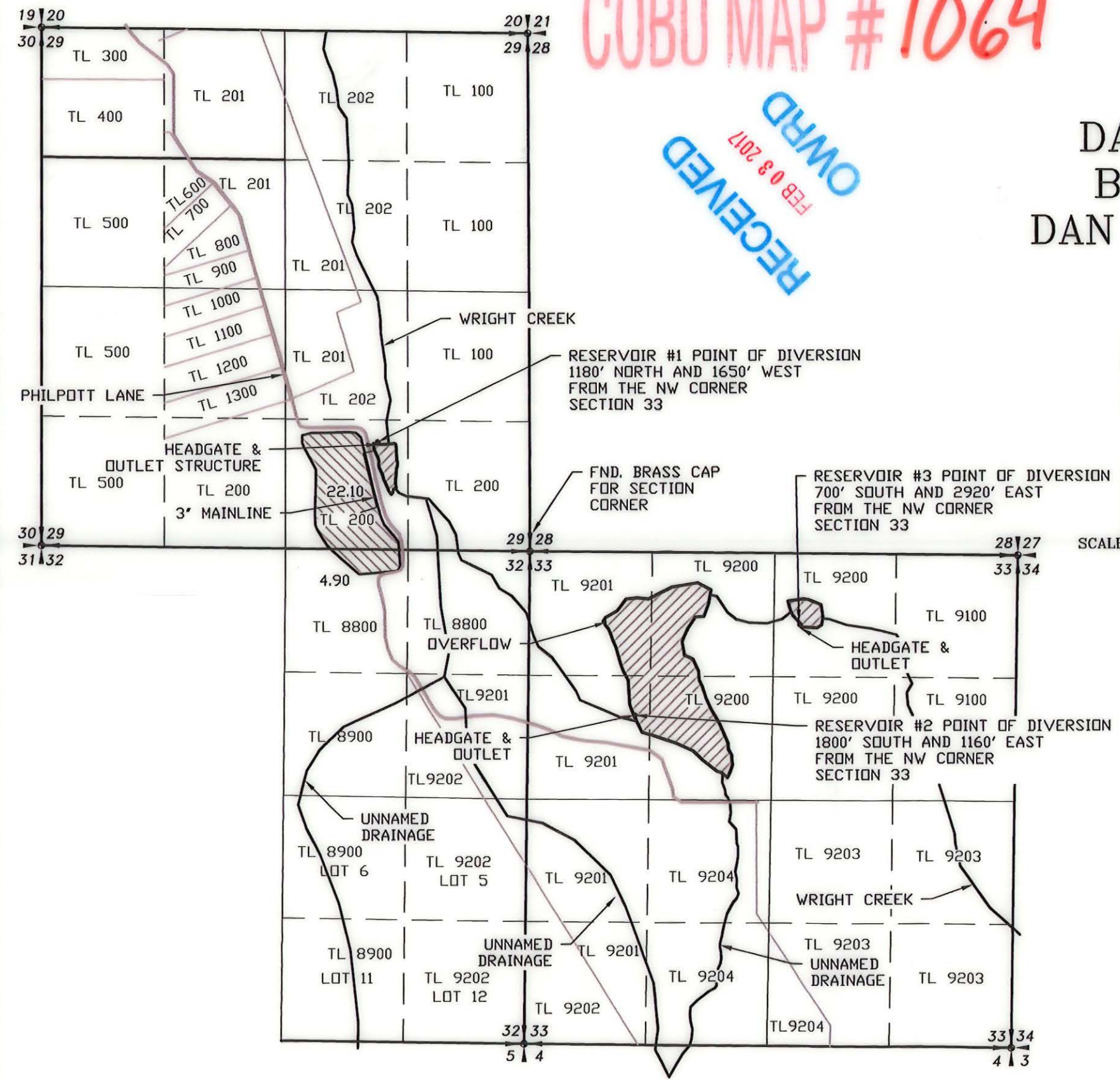


COBU MAP #1064

RECEIVED
FEB 03 2017
OWRD

CLAIM OF BENEFICIAL
USE MAP
FOR
DALE & LAVONNE MARSLAND
BRIAN & MARLENE FARBER
DAN COHAN & MARY HUNNICUTT

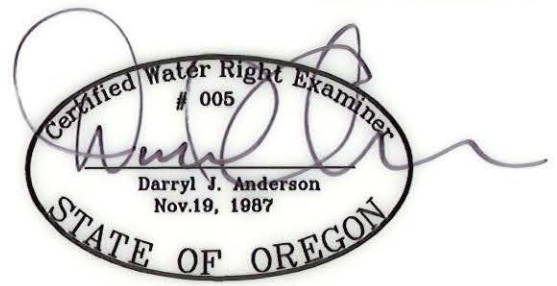
SECTION 29, 32 & 33
TOWNSHIP 39 SOUTH RANGE 11 EAST
KLAMATH COUNTY, OREGON



SCALE: 1"=1320'

- LEGEND**
- SECTION LINE
 - 1/4 SECTION LINE
 - 1/16 SECTION LINE
 - TAXLOT LINE
 - WATERWAY
 - SUBMERGED AREA
 - PLACE OF USE SUPPLEMENTAL IRRIGATION

TRANSFER NO. T-10425



RENEWAL 12/31/17

NOTE:
PREPARATION OF THIS MAP IS FOR IDENTIFYING PROPOSED
WATER RIGHTS ONLY. IT HAS NO INTENT TO PROVIDE
LOCATIONS OR DIMENSIONS OF PROPERTY BOUNDARIES.

REVISION	BY
1/26/17	DA

ANDERSON ENGINEERING
AND SURVEYING, INC.
P.O. BOX 28
LAKEVIEW, OREGON 97630
(541) 947-4407/FAX: 947-2321
WWW.ANDERSONENGINEERING.COM

FOR:
MARSLAND
FARBER
COHAN/HUNNICUTT

CLAIM OF BENEFICIAL USE
TRANSFER NO. T-10425

DATE:	4/5/2016
SCALE:	1"=1320'
DWG. BY:	R.C.
JOB:	2014-045
FILE:	2014-045
SHEET:	1 OF 1

Mailing List for Certificate

Scheduled Mailing Date:

Application: T-10425

Certificate: 95318 (cf-34770)
95319 (cf-83670)
95320 (cf-34773)
95321 (cf-34774)

Copies Mailed	
by: <u>CH</u>	(STAFF)
on: <u>1.15.21</u>	(DATE)

Water Right Holder:

DANNY R COHEN AND MARY A HUNNICUTT REVOCABLE TRUST
✓ DANNY R COHEN TRUSTEE AND MARY A HUNNICUTT TRUSTEE
7810 PHILPOTT LANE
BONANZA OR 97623

BRIAN P AND MARLENE J FARBER
✓ 9025 PHILPOTT LANE
BONANZA OR 97623

DALE AND LAVONNE MARS LAND FAMILY TRUST
✓ DALE ALVIN MARS LAND TRUSTEE AND LAVONNE JANELLE MARS LAND TRUSTEE
8850 PHILPOTT LANE
BONANZA OR 97623

Copies of Final Certificate to be sent to:

1. ~~Watermaster District 16~~ (include copy of map)
2. ~~Water Availability~~
- ✓ 3. Vault
- ✓ 4. File

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

YES – Dan Cohan and Mary Hunnicutt own TL 3911-029000-00200 & TL 3911-00000-08800 – per Klamath County Assessor

NO – Brian & Marlene Farber own TL3911-00000-09200 – per Klamath County Assessor

NO – Dale and LaVonne Marsland own TL3911-00000-09201 – per Klamath County Assessor

Other persons to receive copies: (include map):

1. Darryl Anderson, CWRE, Anderson Engineering & Surveying, Inc., PO Box 26, Lakeview, OR 97630

Record Marking(s):

- ✓ 1. Original Application# R-33300
2. Old Certificate# 34770
- ✓ 3. Original Application# R-34491
4. Old Certificate# 34773
- ✓ 5. Original Application# S-34492
6. Old Certificate# 34774
- ✓ 7. Original Application# S-33301
8. Old Certificate# 83670

STATE OF OREGON
COUNTY OF KLAMATH
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DANNY R COHEN AND MARY A HUNNICUTT REVOCABLE TRUST
DANNY R COHEN TRUSTEE
MARY A HUNNICUTT TRUSTEE
7810 PHILPOTT LANE
BONANZA OR 97623

BRIAN P AND MARLENE J FARBER
9025 PHILPOTT LANE
BONANZA OR 97623

confirms the right to the use of water perfected under the terms of Permit R-2286. The amount of water stored to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point(s) of diversion from the source. The specific limits and conditions of the use are listed below.

SOURCE OF WATER: THE RIGHT TO STORE WATERS IN RESERVOIR #1 FROM UNNAMED INTERMITTENT FLOW CHANNELS AND THE OVERFLOW WATERS FROM RESERVOIR #2 UNDER APPLICATION R-34491, TRIBUTARIES OF LOST RIVER, AND THE RIGHT TO STORE WATERS IN RESERVOIR #3 FROM WRIGHT CREEK, TRIBUTARY OF THE LOST RIVER

PURPOSE OR USE: STORAGE FOR MULTIPLE PURPOSES

MAXIMUM RATE: 19.8 ACRE FEET (AF), BEING 9.3 AF IN RESERVOIR #1 AND 10.5 AF IN RESERVOIR #3

DATE OF PRIORITY: AUGUST 19, 1959

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	RESERVOIR	OWNER
39 S	11 E	WM	29	SW SE	RESERVOIR #1	COHAN/HUNNICUTT
39 S	11 E	WM	33	NW NE	RESERVOIR #3	FARBER

When required by the Department, the water user shall install, maintain and operate an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

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

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

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

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

This certificate is issued to confirm a change in CHARACTER OF USE approved by an order of the Water Resources Director entered DECEMBER 21, 2011, at Special Order Volume 85, Page 839, approving Transfer Application T-10425, supersedes Certificate 34770, State Record of Water Right Certificates.

Issued JAN 15 2021

A handwritten signature in black ink, appearing to read "Dwight French", is written over a horizontal line.

Dwight French
Water Right Services Division Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department

STATE OF OREGON
COUNTY OF KLAMATH
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

BRIAN P AND MARLENE J FARBER
9025 PHILPOTT LANE
BONANZA OR 97623

DALE AND LAVONNE MARSLAND FAMILY TRUST
DALE ALVIN MARSLAND TRUSTEE
LAVONNE JANELLE MARSLAND TRUSTEE
8850 PHILPOTT LANE
BONANZA OR 97623

confirms the right to the use of water perfected under the terms of Permit R-2579. The amount of water stored to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point(s) of diversion from the source. The specific limits and conditions of the use are listed below.

SOURCE OF WATER: WATERS OF UNNAMED INTERMITTENT FLOW CHANNELS AND WRIGHT CREEK,
TRIBUTARIES OF LOST RIVER, IN WORDEN RESERVOIR #2

PURPOSE OR USE: STORAGE FOR MULTIPLE PURPOSES

MAXIMUM RATE: 70.0 ACRE FEET

DATE OF PRIORITY: DECEMBER 2, 1960

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	OWNER
39 S	11 E	WM	33	NE NW	FARBER
39 S	11 E	WM	33	NW NW	MARSLAND
39 S	11 E	WM	33	SW NW	MARSLAND
39 S	11 E	WM	33	SE NW	FARBER

When required by the Department, the water user shall install, maintain and operate an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

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

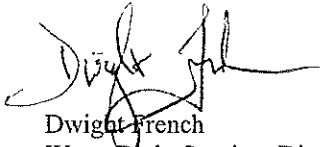
NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

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

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

This certificate is issued to confirm a change in CHARACTER OF USE approved by an order of the Water Resources Director entered DECEMBER 21, 2011, at Special Order Volume 85, Page 839, approving Transfer Application T-10425, supersedes Certificate 34773, State Record of Water Right Certificates.

Issued JAN 15 2021

A handwritten signature in black ink, appearing to read "Dwight French", is written over the printed name.

Dwight French
Water Right Services Division Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department

STATE OF OREGON
COUNTY OF KLAMATH
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

BRIAN P AND MARLENE J FARBER
9025 PHILPOTT LANE
BONANZA OR 97623

DALE AND LAVONNE MARSLAND FAMILY TRUST
DALE ALVIN MARSLAND TRUSTEE
LAVONNE JANELLE MARSLAND TRUSTEE
8850 PHILPOTT LANE
BONANZA OR 97623

confirms the right to the use of water perfected under the terms of Permit S-27136. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point(s) of diversion from the source. The specific limits and conditions of the use are listed below.

SOURCE OF WATER: WORDEN RESERVOIR #2, CONSTRUCTED UNDER APPLICATION R-34491,
PERMIT R-2579, A TRIBUTARY OF LOST RIVER

MAXIMUM RATE AND USE: 70.0 ACRE FEET (AF), BEING 10% OR (7.0 AF) FOR DOMESTIC EXPANDED FOR TWO HOUSEHOLDS, AGRICULTURAL WATER USE, RIPARIAN ENHANCEMENT AND 90% OR (63.0 AF) FOR STOCK, RECREATION, WILDLIFE AND AQUATIC LIFE WATER USE

DATE OF PRIORITY: DECEMBER 2, 1960

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
39 S	11 E	WM	33	SW NW	RESERVOIR #2 - 1800 FEET SOUTH AND 1160 FEET EAST FROM NW CORNER, SECTION 33

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Landowner
39 S	11 E	WM	33	NE NW	9200	FARBER
39 S	11 E	WM	33	NW NW	9201	MARSLAND
39 S	11 E	WM	33	SW NW	9201	MARSLAND
39 S	11 E	WM	33	SE NW	9200	FARBER

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

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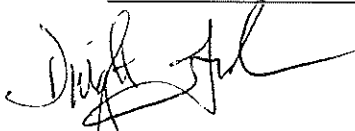
When required by the Department, the water user shall install, maintain and operate an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

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

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

This certificate is issued to confirm changes in CHARACTER OF USE and PLACE OF USE approved by an order of the Water Resources Director entered DECEMBER 21, 2011, at Special Order Volume 85, Page 839, approving Transfer Application T-10425, and together with Certificate 87332, supersedes Certificate 34774, State Record of Water Right Certificates.

Issued JAN 15 2021



Dwight French
Water Right Services Division Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department

STATE OF OREGON
COUNTY OF KLAMATH
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DANNY R COHEN AND MARY A HUNNICUTT REVOCABLE TRUST
DANNY R COHEN TRUSTEE
MARY A HUNNICUTT TRUSTEE
7810 PHILPOTT LANE
BONANZA OR 97623

BRIAN P AND MARLENE J FARBER
9025 PHILPOTT LANE
BONANZA OR 97623

confirms the right to the use of water perfected under the terms of Permit S-26405. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point(s) of diversion from the source. The specific limits and conditions of the use are listed below.

SOURCE OF WATER: RESERVOIR #1 (CONSTRUCTED UNDER PERMIT R-2286) FOR AGRICULTURE WATER USE, RIPARIAN ENHANCEMENT, SUPPLEMENTAL IRRIGATION, STOCK, RECREATION AND WILDLIFE USE, AND RESERVOIR #3 (CONSTRUCTED UNDER PERMIT R-2286) FOR DOMESTIC USE EXPANDED FOR ONE HOUSEHOLD, AGRICULTURAL WATER USE, FOR STOCK, RECREATION AND WILDLIFE USE, TRIBUTARIES OF LOST RIVER

DATE OF PRIORITY: AUGUST 19, 1959

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Owner
39 S	11 E	WM	29	SW SE	RESERVOIR #1 - 1180 FEET NORTH AND 1650 FEET WEST FROM NW CORNER, SECTION 33	COHEN/ HUNNICUTT
39 S	11 E	WM	33	NW NE	RESERVOIR #3 - 700 FEET SOUTH AND 2920 FEET EAST FROM NW CORNER, SECTION 33	FARBER

VOLUMES AND PLACE OF USE:

RESERVOIR #1 - 9.3 acre feet, being 25% or (2.3 acre feet) for Agriculture Water Use, Riparian Enhancement, and 75% or (7.0 acre feet) for Supplemental Irrigation, Stock, Recreation and Wildlife Use

Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Landowner
39 S	11 E	WM	29	SW SE	22.1	200	Cohan/Hunnicut
39 S	11 E	WM	32	NW NE	4.9	8800	Cohan/Hunnicut

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.

RESERVOIR #3 – 10.5 acre feet, being 10% or (1.05 acre feet) for Domestic Use Expanded for one household, Agricultural Water Use, and 90% or (9.45 acre feet) for Stock, Recreation and Wildlife Use						
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Landowner
39 S	11 E	WM	33	NW NE	9200	Farber

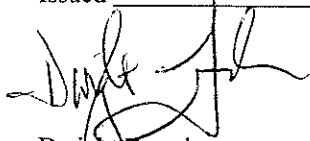
When required by the Department, the water user shall install, maintain and operate an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

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

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

This certificate is issued to confirm a change in CHARACTER OF USE approved by an order of the Water Resources Director entered DECEMBER 21, 2011, at Special Order Volume 85, Page 839, approving Transfer Application T-10425, and together with Certificate 87333, supersedes Certificate 83670, State Record of Water Right Certificates.

Issued JAN 15 2021



Dwight French
Water Right Services Division Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department

Receiving Landowners: Dan Cohan & Mary Humicut
TFO in name of Mossland & Farber

Cert
- full extent

MEMO - Proof to Satisfaction (March 17, 2014)

Application #	Permit #	Transfer #
WRD Reviewer	Kerry Kavanagh	Date 9-11-2020
WRD Peer Reviewer	Gerry Clark	Date 9-22-2020

Research

- ☒ Organize file in chronological order
- ☒ Pull CBU Report & Map(s), Application Map, relevant Permit, Certificate, or Transfer Order, most recent Assignments, Extension Orders, SWL Measurements, Fish Screen Certification Documents, Water Use Reports & Pump Tests
- ☒ Search for Water Right Location using Interactive Mapper. Identify Tax Lots & check for Area of Interest (AOI)
- ☒ Water Organization identified using AOI? ☒ No ☐ Yes
If "Yes" cc: _____ & Add to Mailing List
- ☒ Print Tax Lot Map from ormap.net for the original Place of Use, and confirm Current Ownership & Address with County Assessor **KLAMATH county TL 9200 owned by**
- ☒ If there is a new owner, Add to Mailing List, including the owner(s) name & tax lot number
- ☒ Print Platcard & check for Place of Use Conflict? ☒ No ☐ Yes **Brian & Marlene Farber**
- ☒ If "Yes", provide copy of certificate & relevant map
- ☒ Print BLM Cadastral Survey
- ☒ Does Claim Map identify correct DLC, Gov't Lots, QQ's? ☐ No ☒ Yes
- ☒ If "No", either _____ WRD amend map OR _____ prepare Order of Certification

Reviewing Claim

Have conditions on relevant permit, certificate, or transfer order been complied with? Yes, No, OR N/A

- ☒ Fish Conditions **N/A**
- ☒ Meter/measuring device **- when req by Dept...**
- ☒ Water Use Reporting **N/A**
- ☒ Pump Test (post December 19, 1988) **N/A**
- ☒ Other Conditions **N/A**
- ☒ SWL **N/A**
- ☒ C-Date **10-1-2017**
- ☒ Run Capacity Calculator and Print Findings (for pump, sprinklers, pipes, ditches, as appropriate)

NOTES:

Portion 83670 - RR Cert 87333

Portion Cert 34774 - RR Cert

Darryl Anderson, CURE, notes no underlying primary irrigation - **12-20-2016 email from Gerry Clark clarifies concern**

COBU - 3 reservoirs

TL 9200 owned by Brian P & Marlene J Farber
9025 Philpott Ln, Bonanza OR 97623

T-10425

4 cents
- full extent

Determination

☒ I've determined that the permit/transfer was fully developed as authorized and that a **FINAL** Certificate should be issued.

☐ I've determined that the permit/transfer was not fully developed as authorized and that a **PROPOSED** Certificate should be issued. A proposed Certificate should be issued for the following reason(s):

☐ I've determined that beneficial use was NOT made within the terms and conditions and that a **Proposed Order of Certification** (denial) should be issued. A proposed Order of Certification should be issued for the following reason(s):

Processing

☐ Stamp PROPOSED or Assign CERT# _____ or ORDER OF CERTIFICATION (circle one)

☐ Draft Certificates or Proposed Order of Certifications are available in the Application directory.

☐ Prepare Mailing List. Include Applicant(s); Receiving Landowner(s); Current Owner(s); Water Organizations; CWRE. Indicate records to be marked.

<input type="checkbox"/> Record marking:	App _____	Permit _____	Cert _____
	App _____	Permit _____	Cert _____
	App _____	Permit _____	Cert _____
	App _____	Permit _____	Cert _____

NOTES:

Pump Capacity Calculation Sheet App T-10425 - Reservoir #1 - 9.3 AF

using Department designed formula:

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

Efficiency:

Centrifugal = 6.61

Turbine = 7.04

Data Entry (fill in underlined blanks)

HP = 14
Efficiency = 6.61
Lift = 20
PSI = 0

Results Calculated

(hp)(efficiency) = 92.54
Head based on psi = 0.0
Total dynamic head = 20.0
(head + lift)

Pump Capacity = 4.63 feet per second

maximum depth = 14 feet
average depth = 4.60 feet
surface area = 2.02 acres
volume = 9.3 AF

volume = surface area in acres x depth x 0.4
volume = 2.02 acres x 14.0 feet x 0.4 = 11.3 acre feet

Reservoir #2 - 70.0 AF
maximum depth = 41 feet
average depth = 2.07 feet
surface area = 33.83 acres

volume = 33.83 acres x 41.0 feet x 0.4 = 554.8 acre feet
volume = 33.83 acres x 2.07 feet x 0.4 = 28.0 acre feet

Reservoir #3 - 10.5 AF
maximum depth = 9 feet
average depth = 5.17 feet
surface area = 2.03 acres

volume = 2.03 acres x 9.0 feet x 0.4 = 7.3 acre feet
volume = 2.03 acres x 5.17 feet x 0.4 = 4.2 acre feet

Pipe Capacity Calculator

for pipes flowing full, using the Hazen-Williams Formula

Data Entry (fill in underlined blanks)

Interior Diameter = 3 inches, or 0.25 feet
Roughness Coefficient (C) = 130
Fall = 20 feet per 1290 feet of distance
Grade = 0.01550388, or 1.6%

Results calculated

Area of cross-section = 0.049087 square feet
Wetted Perimeter = 0.785398 feet
Hydraulic Radius = 0.0625
Velocity = 3.14848 feet per second

Pipe Capacity = 0.155 cubic feet per second

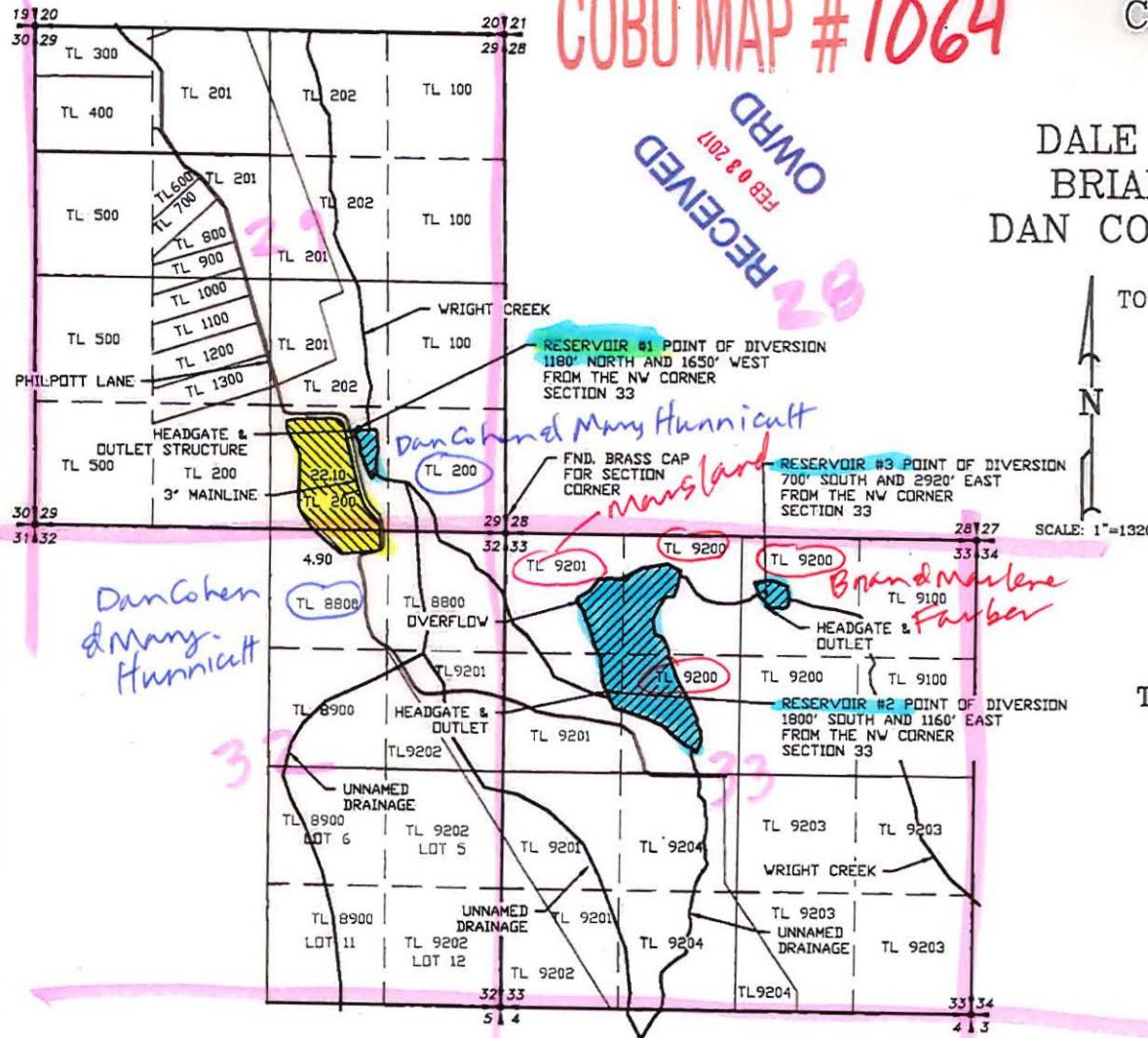
COBU MAP #1064

RECEIVED
FEB 03 2017
OWRD

CLAIM OF BENEFICIAL USE MAP

FOR
DALE & LAVONNE MARSLAND
BRIAN & MARLENE FARBER
DAN COHAN & MARY HUNNICUTT

SECTION 29, 32 & 33
TOWNSHIP 39 SOUTH RANGE 11 EAST
KLAMATH COUNTY, OREGON



LEGEND

- SECTION LINE
- 1/4 SECTION LINE
- 1/16 SECTION LINE
- TAXLOT LINE
- WATERWAY
- SUBMERGED AREA
- PLACE OF USE SUPPLEMENTAL IRRIGATION

TRANSFER NO. T-10425



RENEWAL 12/31/17

NOTE:
PREPARATION OF THIS MAP IS FOR IDENTIFYING PROPOSED
WATER RIGHTS ONLY. IT HAS NO INTENT TO PROVIDE
LOCATIONS OR DIMENSIONS OF PROPERTY BOUNDARIES.

REVISION
7/24/10

ANDERSON ENGINEERING
AND SURVEYING, INC.
P.O. BOX 28
LAKEVIEW, OREGON 97630
(541) 847-4407/FAX: 847-2321
WWW.ANDERSONENGINEERING.COM

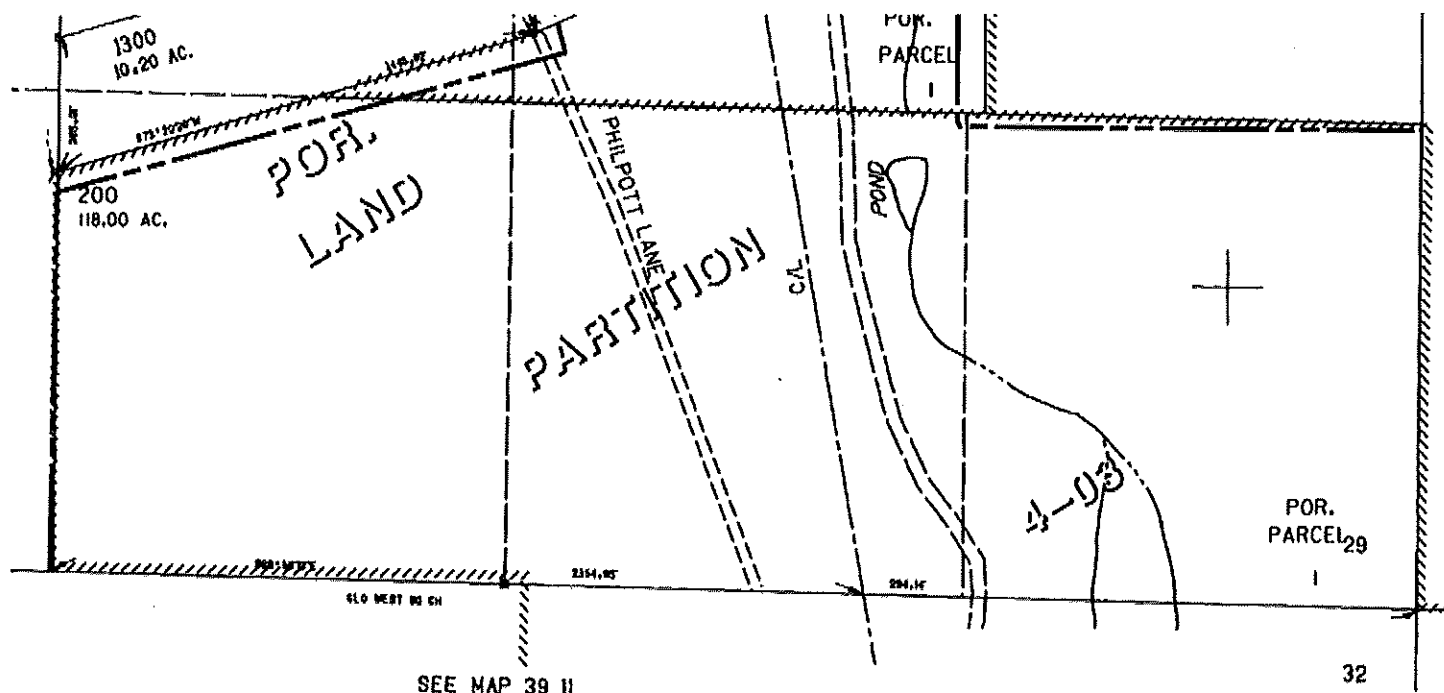
FOR:
MARSLAND
FARBER
COHAN/HUNNICUTT

CLAIM OF BENEFICIAL USE
TRANSFER NO. T-10425

DATE: 4/8/2016
SCALE: 1"=1320'
DWG. BY: R.C.
JOB: 2014-040
FILE: 2014-040
SHEET: 1 OF 1

Res #1 - lands owned by Dan Cohen & Mary Hunnicutt
Res #2 - lands owned by Brian & Marlene Farber & Marsland
Res #3 - lands owned by Farber

T-10425 – ownership per Klamath County Assessor: 11 39 29 00200:



KLAMATH County Assessor's Summary Report
Real Property Assessment Report
FOR ASSESSMENT YEAR 2019

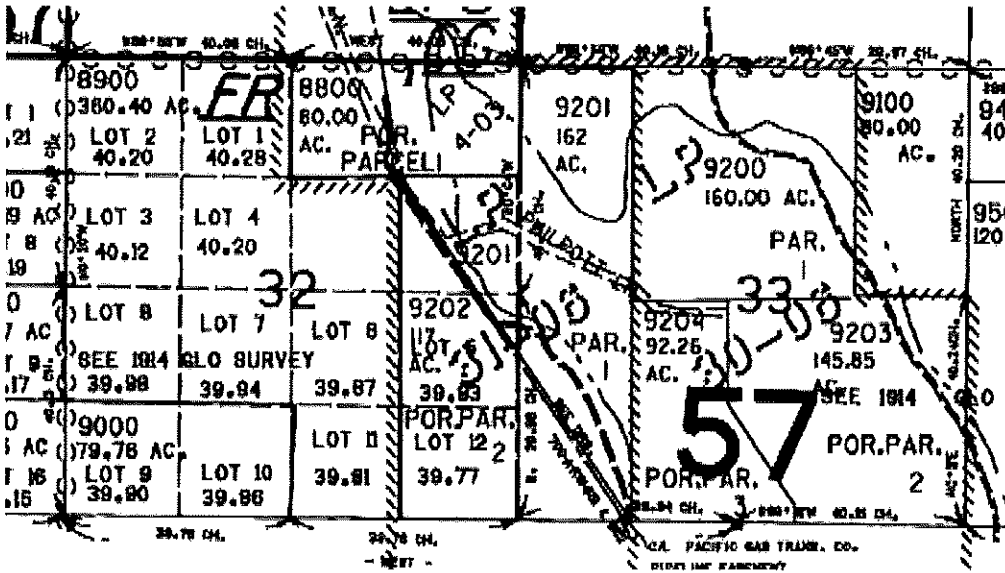
September 16, 2020 6:32:51 am

Account # 600996
Map # 3911-02900-00200
Code - Tax # 072-600996
Legal Descr Metes & Bounds - See legal report for full description.
Mailing Name COHAN DANNY R TRUSTEE &
Agent HUNNICUTT MARY A TRUSTEE &
In Care Of COHAN DANNY R & MARY A HUNNICUT REVOCABL
Mailing Address 7810 PHILPOTT LN
BONANZA, OR 97623

Tax Status ASSESSABLE
Acct Status ACTIVE
Subtype NORMAL

Deed Reference # (SOURCE ID: 10-002971)
Sales Date/Price 03-04-2010 / \$465,000.00
Appraiser MARGARET KENNEALLY

11 39 08800, 11 39 09200, and 11 39 09201:



KLAMATH County Assessor's Summary Report
Real Property Assessment Report
FOR ASSESSMENT YEAR 2019

September 16, 2020 6:33:29 am

Account #	3911-00000-08800	Tax Status	ASSESSABLE
Map #	057-805081	Acct Status	ACTIVE
Code - Tax #		Subtype	NORMAL
Legal Descr	LP		
	4-03 POR PARCEL 1		
Mailing Name	COHAN DANNY R TRUSTEE &	Deed Reference #	(SOURCE ID: 10-002971)
Agent	HUNNICUTT MARY A TRUSTEE &	Sales Date/Price	03-04-2010 / \$465,000.00
In Care Of	COHAN DANNY R & MARY A HUNNICUT REVOCABL	Appraiser	MARGARET KENNEALLY
Mailing Address	7810 PHILPOTT LN BONANZA, OR 97623		

KLAMATH County Assessor's Summary Report
Real Property Assessment Report
FOR ASSESSMENT YEAR 2019

September 16, 2020 6:33:44 am

Account #	3911-00000-09200	Tax Status	ASSESSABLE
Map #	057-805107	Acct Status	ACTIVE
Code - Tax #		Subtype	NORMAL
Legal Descr	LP		
	30-02 PARCEL 1		
Mailing Name	FARBER BRIAN F & MARLENE J	Deed Reference #	(SOURCE ID: 03-016239)
Agent		Sales Date/Price	02-26-2008 / \$320,000.00
In Care Of		Appraiser	MARGARET KENNEALLY
Mailing Address	9025 PHILPOTT LN BONANZA, OR 97623		

KLAMATH County Assessor's Summary Report
Real Property Assessment Report
FOR ASSESSMENT YEAR 2019

September 21, 2020 7:54:03 am

Account #	3911-00000-09201	Tax Status	ASSESSABLE
Map #	057-890246	Acct Status	ACTIVE
Code - Tax #		Subtype	NORMAL
Legal Descr	LP		
	31-06 PARCEL 1		
Mailing Name	MARSLAND DALE ALVIN TRUSTEE &	Deed Reference #	(SOURCE ID: 07-016661)
Agent	MARSLAND LAVONNE JANELLE TRUSTEE &	Sales Date/Price	09-24-2007 / \$320,000.00
In Care Of	MARSLAND DALE & LAVONNE FAMILY TRUST	Appraiser	MARGARET KENNEALLY
Mailing Address	6850 PHILPOTT LN BONANZA, OR 97623		



Mon 9/21/2020 7:57 AM

Bethany Justman <bjustman@klamathcounty.org>

RE: Ownership of Properties - I missed tax lot 3911-00000-09201

To KAVANAGH Kerry L * WRD



3911-0-9201.pdf
189 KB

Good morning,

Here is the information that you requested.

Thanks,
Bethany



Wed 9/16/2020 6:35 AM

Bethany Justman <bjustman@klamathcounty.org>

Ownership of Properties

To KAVANAGH Kerry L * WRD

Cc BIGBY Nathan



3911-02900-00200.pdf
190 KB



3911-00000-08800.pdf
189 KB



3911-00000-09200.pdf
188 KB



3911-02900-00200.2.pdf
193 KB

Good morning,

Here is the information that you requested.

Thank you,

Bethany Justman

Assessment Specialist

☎ (541)883-5111 | 📠 Fax: (541)851-3645 | ✉ bjustman@klamathcounty.org

Klamath County Assessor's Office • 305 Main St • Klamath Falls, OR • 97601

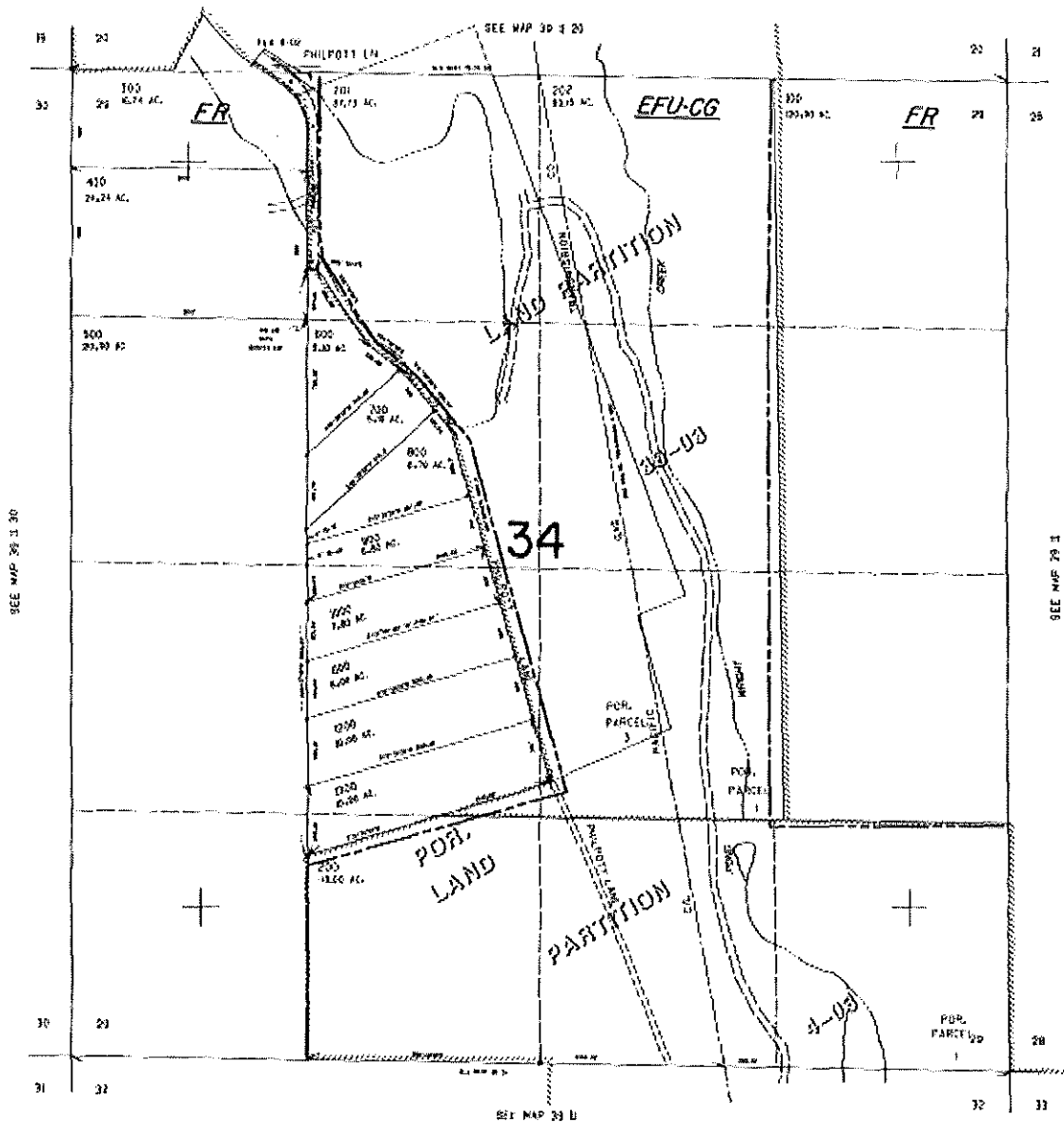
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THIS MAP WAS PREPARED FOR
ASSESSMENT PURPOSES ONLY

1402

39 || 29



REVISED 01-28-2000

THIS MAP WAS PREPARED FOR
ASSIGNMENT PURPOSE ONLY.

PARCEL 1520

1. 000' x 100' 0"	\$10,000
2. 100' x 100' 0"	\$10,000
3. 100' x 100' 0"	\$10,000
4. 100' x 100' 0"	\$10,000
5. 100' x 100' 0"	\$10,000

PARCEL 1620

1. 000' x 100' 0"	\$10,000
2. 100' x 100' 0"	\$10,000
3. 100' x 100' 0"	\$10,000
4. 100' x 100' 0"	\$10,000
5. 100' x 100' 0"	\$10,000

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ON SAT
12 JAN
5 PM/11:15 AM

175 D:0

39 II
" & INDEX
" BONANZA



Oregon Water Resources Department Water Rights Platcard Report

Search Criteria

Meridian: WillametteTownship: 39South ▼Range: 11East ▼Section: 29Records per Page: 7Platcards Maps!
[Learn about](#) • [View Map](#)

Water Right	Changing Xfers	Priority	Use	Use Status	DLC	Gov't Lot	00/40: 01/00:	NE NE	NW NE	SW NE	SE NE	NE NW	NW NW	SW NW	SE NW	NE SW	NW SW	SW SW	SE SW	NE SE	NW SE	SW SE	SE SE	Unknown CO
Select Inchoate: T 10425 CF (REG) *		8/19/1959	AGRICULTURE USES																				(*)	
Additional Info: DALE MARSLAND App: S33301 Permit: S28405																								
Select Cert:34771 OR CN		8/19/1959	IRRIGATION	CN					4.3						2					17.8	22.1			
Additional Info: RONALD WILLIAMS App: S33301 Permit: S28405 Cert: 34771																								
Select Cert:83670 (RR) CN	T10425	8/19/1959	IRRIGATION	CN																	22.1			
Additional Info: RONALD WILLIAMS App: S33301 Permit: S28405 Cert: 83670																								
Select Cert:87333 (T 10425 RR) *		8/19/1959	IRRIGATION																		22.1			
Additional Info: RONALD WILLIAMS App: S33301 Permit: S28405 Cert: 87333																								
Select Cert:34770 OR CN	T10425	8/19/1959	LIVESTOCK	CN																	-			
Additional Info: RONALD WILLIAMS App: R33300 Permit: R2288 Cert: 34770																								
Select Cert:34771 OR CN		8/19/1959	LIVESTOCK	CN																	-			
Additional Info: RONALD WILLIAMS App: S33301 Permit: S28405 Cert: 34771																								
Select Cert:62600 OR *		9/2/1983	LIVESTOCK																					
Additional Info: U.S. BUREAU OF LAND MANAGEMENT App: R85882 Permit: R9458 Cert: 62600																								

123

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



Oregon Water Resources Department Water Rights Platcard Report

Search Criteria

Meridian: Willamette Township: 39 South Range: 11 East Section: 29 Records per Page: 7

Search

Platcards Maps!
[Learn about](#) * [View Map](#)

Water Right	Changing Xfers	Priority	Use	Use Status	DLC	Gov't Lot	Q(400)	Q(100)	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Unknown
Select Cert:83670 (RR) CN	T10425	8/19/1959	LIVESTOCK	CN																					
Additional Info: RONALD WILLIAMS App: S33301 Permit: S28405 Cert: 83670																									
Select Inchoate: T 10425 CF (REG) *		8/19/1959	LIVESTOCK																						
Additional Info: DALE MARSLAND App: S33301 Permit: S28405																									
Select Cert:87333 (T 10425 RR) *		8/19/1959	LIVESTOCK																						
Additional Info: RONALD WILLIAMS App: S33301 Permit: S28405 Cert: 87333																									
Select Inchoate: T 10425 CF (REG) *		8/19/1959	MULTIPLE PURPOSE																						
Additional Info: DALE MARSLAND App: R33300 Permit: R2286																									
Select Inchoate: T 10425 CF (REG) *		8/19/1959	RECREATION																						
Additional Info: DALE MARSLAND App: S33301 Permit: S28405																									
Select Inchoate: T 10425 CF (REG) *		8/19/1959	RIPARIAN HABITAT RESTORATION PROJECT																						
Additional Info: DALE MARSLAND App: S33301 Permit: S28405																									
Select Cert:34770 OR CN	T10425	8/19/1959	STORAGE	CN																					
Additional Info: RONALD WILLIAMS App: R33300 Permit: R2286 Cert: 34770																									

1 2 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



Oregon Water Resources Department Water Rights Platcard Report

Search Criteria

Meridian: Willamette

Township: 39 South

Range: 11 East

Section: 29

Records per Page: 7

Search

[Platcards](#) [Maps!](#)
[Learn about](#) • [View Map](#)

Water Right	Changing Xfers	Priority	Use	Use Status	DLC	Gov't Lot	QQ(40): Q(160):	NE NE	NW NE	SW NE	SE NE	NE NW	NW NW	SW NW	SE NW	NE SW	NW SW	SW SW	SE SW	NE SE	NW SE	SW SE	SE SE	Unknown QQ
Select Cert:34774 OR CN Additional Info: RONALD WILLIAMS App: S34492 Permit: S27136 Cert: 34774	T10425	12/2/1960	SUPPLEMENTAL CN IRRIGATION (Suppl'mtl)							4.3						8					17.8	22.1		
Select Inchoate: T 10425 CF (REG) * Additional Info: DALE MARSLAND App: S33301 Permit: S26405		8/19/1959	SUPPLEMENTAL IRRIGATION (Suppl'mtl)																			(22.1)		
Select Cert:87332 (T 10425 RR) * Additional Info: R WILLIAMS App: S34492 Permit: S27136 Cert: 87332		12/2/1960	SUPPLEMENTAL IRRIGATION (Suppl'mtl)							4.3						8					17.8			
Select Cert:62600 OR * Additional Info: U.S. BUREAU OF LAND MANAGEMENT App: R65882 Permit: R9458 Cert: 62600		9/2/1983	WILDLIFE																					
Select Inchoate: T 10425 CF (REG) * Additional Info: DALE MARSLAND App: S33301 Permit: S26405		8/19/1959	WILDLIFE																			(*)		

1 2 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



Search Criteria

Meridian: Willamette Township: 39 South Range: 11 East Section: 32 Records per Page: 6

[Platcards Maps!](#)
[Learn about](#) * [View Map](#)

Water Right	Changing Xfers	Priority	Use	Use Status	DLC	Gov't Lot	ac(40): sq(160):	NE NE	NW NE	SW NE	SE NE	NE NW	NW NW	SW NW	SE NW	NE SW	NW SW	SW SW	SE SW	NE SE	NW SE	SW SE	SE SE	Unknown QQ
Select Inchoate: T 10425 CF (REG) *		8/19/1959	AGRICULTURE USES					(*)																
Additional Info: DALE MARSLAND App: S33301 Permit: S26405																								
Select Cert:34771 OR CN		8/19/1959	IRRIGATION	CN				4.9																
Additional Info: RONALD WILLIAMS App: S33301 Permit: S26405 Cert: 34771																								
Select Cert:83670 (RR) CN	T10425	8/19/1959	IRRIGATION	CN				4.9																
Additional Info: RONALD WILLIAMS App: S33301 Permit: S26405 Cert: 83670																								
Select Cert:87333 (T 10425 RR) *		8/19/1959	IRRIGATION					4.9																
Additional Info: RONALD WILLIAMS App: S33301 Permit: S26405 Cert: 87333																								
Select Inchoate: T 10425 CF (REG) *		8/19/1959	LIVESTOCK					(*)																
Additional Info: DALE MARSLAND App: S33301 Permit: S26405																								
Select Inchoate: T 10425 CF (REG) *		8/19/1959	RECREATION					(*)																
Additional Info: DALE MARSLAND App: S33301 Permit: S26405																								



Oregon Water Resources Department Water Rights Platcard Report

Search Criteria

Meridian: WillametteTownship: 39 SouthRange: 11 EastSection: 32Records per Page: 6
[Platcards Maps!](#)
[Learn about](#) - [View Map](#)

Water Right	Changing Xfers	Priority	Use	Use Status	DLC	Gov't Lot	pp(40): 0(100)	NE NE	NW NE	SW NE	SE NE	NE NW	NW NW	SW NW	SE NW	NE SW	NW SW	SW SW	SE SW	NE SE	NW SE	SW SE	SE SE	Unknown QQ
Select Inchoate: T 10425 CF (REG) *		8/19/1959	RIPARIAN HABITAT RESTORATION PROJECT					(*)																
Additional Info: DALE MARSLAND App: S33301 Permit: S28405																								
Select Cert:34774 OR CN	T10425	12/2/1980	SUPPLEMENTAL CN IRRIGATION (Suppl'mtl)					4.9																
Additional Info: RONALD WILLIAMS App: S34492 Permit: S27138 Cert: 34774																								
Select Permit: G 16209 *		8/4/2003	SUPPLEMENTAL IRRIGATION (Suppl'mtl)					13.1																
Additional Info: KLAMATH BASIN IMPROVEMENT DISTRICT App: G16030 Permit: G16209																								
Select Inchoate: T 10425 CF (REG) *		8/19/1959	SUPPLEMENTAL IRRIGATION (Suppl'mtl)					(4.9)																
Additional Info: DALE MARSLAND App: S33301 Permit: S28405																								
Select Inchoate: T 10425 CF (REG) *		8/19/1959	WILDLIFE					(*)																
Additional Info: DALE MARSLAND App: S33301 Permit: S28405																								

12

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



Search Criteria

Meridian: Willamette Township: 39 South Range: 11 East Section: 33 Records per Page: 8

[Platcards Maps!](#)
[Learn about](#) * [View Map](#)

Water Right	Changing Xfers	Priority	Use	Use Status	DLC	Gov't Lot	Owner	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Unknown QQ
Select Inchoate: T 10425 CF (REG) *		8/19/1959	AGRICULTURE USES					(*)																
Additional Info: DALE MARSLAND App: S33301 Permit: S25405																								
Select Inchoate: T 10425 CF (REG) *		12/2/1960	AGRICULTURE USES									(*)	(*)	(*)	(*)									
Additional Info: DAN COHAN App: S34492 Permit: S27138																								
Select Inchoate: T 10425 CF (REG) *		8/19/1959	DOMESTIC EXPANDED					(*)																
Additional Info: DALE MARSLAND App: S33301 Permit: S25405																								
Select Inchoate: T 10425 CF (REG) *		12/2/1960	DOMESTIC EXPANDED									(*)	(*)	(*)	(*)									
Additional Info: DAN COHAN App: S34492 Permit: S27138																								
Select Inchoate: T 10425 CF (REG) *		12/2/1960	FISH CULTURE									(*)	(*)	(*)	(*)									
Additional Info: DAN COHAN App: S34492 Permit: S27138																								
Select Cert:34770 OR CN	T10425	8/19/1959	LIVESTOCK	CN				-																
Additional Info: RONALD WILLIAMS App: R33300 Permit: R2298 Cert: 34770																								
Select Cert:34771 OR CN		8/19/1959	LIVESTOCK	CN				-																
Additional Info: RONALD WILLIAMS App: S33301 Permit: S25405 Cert: 34771																								
Select Cert:34773 OR CN	T10425	12/2/1960	LIVESTOCK	CN					-	-	-	-												
Additional Info: RONALD WILLIAMS App: R34491 Permit: R2579 Cert: 34773																								



Search Criteria

Meridian: Willamette Township: 39 South Range: 11 East Section: 33 Records per Page: 8 Search

Platcards Maps!
[Learn about](#) * [View Map](#)

Water Right	Changing Xfers	Priority	Use	Use Status	DLC	Gov't Lot	Q1/401	Q1/402	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Unknown
Select Cert:34774 OR CN Additional Info: RONALD WILLIAMS App: S34492 Permit: S27138 Cert: 34774	T10425	12/2/1980	LIVESTOCK	CN					-	-	-	-													
Select Cert:83670 (RR) CN Additional Info: RONALD WILLIAMS App: S33301 Permit: S28405 Cert: 83670	T10425	8/19/1959	LIVESTOCK	CN					-																
Select Inchoate: T 10425 CF (REG) * Additional Info: DALE MARSLAND App: S33301 Permit: S28405		8/19/1959	LIVESTOCK						(*)																
Select Inchoate: T 10425 CF (REG) * Additional Info: DAN COHAN App: S34492 Permit: S27138		12/2/1980	LIVESTOCK						(*)	(*)	(*)	(*)													
Select Cert:87333 (T 10425 RR) * Additional Info: RONALD WILLIAMS App: S33301 Permit: S28405 Cert: 87333		8/19/1959	LIVESTOCK						-																
Select Inchoate: T 10425 CF (REG) * Additional Info: BRIAN FARBER App: R34491 Permit: R2579		12/2/1980	MULTIPLE PURPOSE						(*)	(*)	(*)	(*)													
Select Inchoate: T 10425 CF (REG) * Additional Info: DALE MARSLAND App: R33300 Permit: R2288		8/19/1959	MULTIPLE PURPOSE						(*)																
Select Inchoate: T 10425 CF (REG) * Additional Info: DALE MARSLAND App: S33301 Permit: S28405		8/19/1959	RECREATION						(*)																

123

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



Search Criteria

Meridian: Willamette Township: 39 South Range: 11 East Section: 33 Records per Page: 8

[Platcards Maps!](#)
[Learn about](#) * [View Map](#)

Water Right	Changing Xfers	Priority	Use	Use Status	DLC	Gov't Lot	Q(40): Q(100):	NE NE	NW NE	SW NE	SE NE	NE NW	NW NW	SW NW	SE NW	NE SW	NW SW	SW SW	SE SW	NE SE	NW SE	SW SE	SE SE	Unknown QQ
Select Inchoate: T 10425 CF (REG) *		12/2/1980	RECREATION									(*)	(*)	(*)	(*)									
Additional Info: DAN COHAN App: S34452 Permit: S27136																								
Select Inchoate: T 10425 CF (REG) *		8/19/1959	RIPARIAN HABITAT RESTORATION PROJECT						(*)															
Additional Info: DALE MARSLAND App: S33301 Permit: S28405																								
Select Inchoate: T 10425 CF (REG) *		12/2/1980	RIPARIAN HABITAT RESTORATION PROJECT									(*)	(*)	(*)	(*)									
Additional Info: DAN COHAN App: S34452 Permit: S27136																								
Select Cert:34770 OR CN	T10425	8/19/1959	STORAGE	CN					-															
Additional Info: RONALD WILLIAMS App: R33300 Permit: R2288 Cert: 34770																								
Select Cert:34773 OR CN	T10425	12/2/1980	STORAGE	CN								-	-	-	-									
Additional Info: RONALD WILLIAMS App: R34491 Permit: R2579 Cert: 34773																								
Select Inchoate: T 10425 CF (REG) *		8/19/1959	WILDLIFE						(*)															
Additional Info: DALE MARSLAND App: S33301 Permit: S28405																								
Select Inchoate: T 10425 CF (REG) *		12/2/1980	WILDLIFE									(*)	(*)	(*)	(*)									
Additional Info: DAN COHAN App: S34452 Permit: S27136																								

1 2 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

STATE OF OREGON

) FINAL ORDER APPROVING CHANGES
) IN CHARACTER OF USE AND PLACE
) OF USE AND CLARIFYING THE
) DESCRIPTIONS OF WATER RIGHT
) SOURCES

Authority

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

Applicants

Dale and Lavonne Marsland
8850 Philpott LN
Bonanza, OR 97623

Applicants

Brian and Marlene Farber
P.O. Box 142
Bonanza, OR 97623

Receiving Landowners

Dan Cohan and Mary Hunnicutt
P.O. Box 391
Arivaca, AZ 85601-0391

Findings of Fact

Background

1. On June 29, 2007, Donald and Debra Randel filed an application to change the character of use under Certificates 34773 and 34774. The Department assigned the application number T-10425.
2. On September 21, 2007, a portion of T-10425 was assigned to Brian and Marlene Farber.
3. On October 23, 2007, another portion of T-10425 was assigned to Dale and LaVonne Marsland.
4. On March 5, 2010, Donald and Debra Randel modified the transfer application to list Dan Cohan and Mary Hunnicutt as receiving landowners, since the Randels had sold the remaining portion of the land included in T-10425 to them.
5. On June 14, June 16 and June 30, 2011, the applicants modified the proposed changes in the application to include Certificates 34770, 83670, 34773 and 34774.

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.

6. The first right to be transferred is as follows:

Certificate: 34770 in the name of Ronald T. Williams (perfected under Permit R-2286)
Use: STORAGE of WATER to be appropriated under APPLICATION S-33301, PERMIT S-26405 for STOCK and IRRIGATION
Priority Date: AUGUST 19, 1959
Duty: 19.8 ACRE FEET; being 2.3 ACRE FEET for IRRIGATION and 7.0 ACRE FEET for STOCK in RESERVOIR #1, and 10.5 ACRE FEET for STOCK in RESERVOIR #3
Source: Unnamed intermittent flow channel, tributary to LOST RIVER in FRANK WORDEN RESERVOIRS #1 and #3.

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Reservoir #	Owner
39 S	11 E	WM	29	SW SE	#1	Cohan/ Hunnicutt
39 S	11 E	WM	33	NW NE	#3	Farber

7. Certificate 34770 defines the source for Reservoir #1 as an unnamed intermittent flow channel, tributary of Lost River, in Frank Worden Reservoirs #1 and #3. According to USGS topographical maps described in Attachment "A", there are a few intermittent drainages that contribute filling of Reservoirs #1 and #3. Reservoir #3 is not connected to Reservoir #1 and the source that fills Reservoir #3 is separate from the source that fills Reservoir #1. There is also a reservoir (#2) between #1 and #3 which is approximately ½ mile above Reservoir #1. When Reservoir #2 overflows, water spills into two additional intermittent flow channels as well. The description of the source for Certificate 34770 should be clarified to the following: "The right to store waters in Reservoir #1 from unnamed intermittent flow channels and the overflow waters from Reservoir #2 under Application R-34491, tributaries of Lost River, and the right to store water in Reservoir #3 from Wright Creek, tributary of the Lost River."

8. Application T-10425 proposes to change the character of use of this right to STORAGE FOR MULTIPLE PURPOSES.

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

Certificate: 83670 in the name of RONALD T. WILLIAMS (perfected under Permit S-26405)
Use: IRRIGATION of 27.0 ACRES and STOCK USE
Priority Date: AUGUST 19, 1959
Source: Two reservoirs (perfected under Permit R-2286) tributaries of the LOST RIVER

Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
39 S	11 E	WM	29	SW SE	RESERVOIR #1: 1180 FEET NORTH AND 1650 FEET WEST FROM THE NW CORNER OF SECTION 33
39 S	11 E	WM	33	NW NE	RESERVOIR #3: 700 FEET SOUTH AND 3920 FEET EAST FROM THE NW CORNER OF SECTION 33

Authorized Place of Use:

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Landowner	Reservoir #
39 S	11 E	WM	29	SW SE	22.1	200	Cohan/Hunnicut	#1
39 S	11 E	WM	32	NW NE	4.9	8800	Cohan/Hunnicut	#1

LIVESTOCK							
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Landowner	Reservoir #
39 S	11 E	WM	29	SW SE	200	Cohan/Hunnicut	#1
39 S	11 E	WM	33	NW NE	9200	Farber	#3

10. Certificate 83670 describes the right to use water from an unnamed stream and two reservoirs (#1 and #3) for irrigation and stock use. The final proof survey notes clearly specify that the irrigation use applies to Reservoir #1 only. Reservoir #3 is not connected to any delivery system and therefore is impossible to be used for irrigation at the place of use described in the right. There are several intermittent drainages that contribute to the unnamed stream described in the right. There is also a reservoir (#2) approximately ½ mile above Reservoir #1. When Reservoir #2 reaches the maximum capacity, the overflow water spills into the intermittent flow channel as well. The USGS topographical map shows this in greater detail. The USGS topographical map also names the source that feeds Reservoir #3 as Wright Creek. This stream is the only source that is used to store water in Reservoir #3. The description of the source for Certificate 83670 should be clarified to the following: "The waters from unnamed intermittent flow channels and Reservoir #1 for Irrigation of 27.0 acres and Stock use, and the right to use the waters of Wright Creek and Reservoir #3 for Stock Use."

11. Application T-10425 proposes to change the character of use to the following:

RESERVOIR #1: 25% or (2.3 acre feet) for Agriculture Water Use, Riparian Enhancement, and 75% or (7.0 acre feet) for Supplemental Irrigation, Stock, Recreation and Wildlife Use

Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Landowner
39 S	11 E	WM	29	SW SE	22.1	200	Cohan/Hunnicut
39 S	11 E	WM	32	NW NE	4.9	8800	Cohan/Hunnicut

RESERVOIR #3: 10% or (1.05 acre feet) for Domestic Use Expanded for one household, Agricultural Water Use, and 90% or (9.45 acre feet) for Stock, Recreation and Wildlife Use

Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Landowner
39 S	11 E	WM	33	NW NE	9200	Farber

12. The third right to be transferred is as follows:

Certificate: 34773 in the name of R. T. Williams (perfected under Permit R-2579)

Use: STORAGE of WATER to be appropriated under APPLICATION S-34492, PERMIT S-27136 for STOCK and IRRIGATION

Priority Date: DECEMBER 2, 1960

Duty: 70.0 ACRE FEET; being 3.0 ACRE FEET for STOCK and 67.0 ACRE FEET for IRRIGATION

Source: Unnamed tributary of the LOST RIVER in WORDEN RESERVOIR #2.

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Ownership
39 S	11 E	WM	33	NE NW	Farber
39 S	11 E	WM	33	NW NW	Marsland
39 S	11 E	WM	33	SW NW	Marsland
39 S	11 E	WM	33	SE NW	Farber

13. Certificate 34773 describes the source as an unnamed tributary of the Lost River in Worden Reservoir #2. According to the USGS topographical maps (Attachment B), there are several intermittent drainages that contribute to the storage of the Reservoir #2. One of the sources is unnamed but contributes to the storage of both Reservoirs #1 & #2. The source forks on the south section line of Section 33 and flows into Reservoirs #1 and #2. Wright Creek also contributes to the storage of Reservoir #2 and is labeled as such on the topographical map. The description of the source for Certificate 34773 should be clarified to the following: "waters of unnamed intermittent flow channels and Wright Creek, tributaries of the Lost River."

14. Transfer Application T-10425 proposes to change the character of use of this right to STORAGE FOR MULTIPLE PURPOSES.

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

Certificate: 34774 in the name of R.T. Williams (perfected under Permit S-27136)

Use: SUPPLEMENTAL IRRIGATION of 27.0 ACRES and LIVESTOCK USE

Priority Date: DECEMBER 2, 1960

Duty: 70.0 ACRE FEET; being 3.0 ACRE FEET for STOCK and 67.0 ACRE FEET for SUPPLEMENTAL IRRIGATION

Source: WORDEN RESERVOIR #2 constructed under APPLICATION R-34491, PERMIT R-2579, tributary to the LOST RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
39 S	11 E	WM	33	SW NW	RESERVOIR #2: 1800 FEET SOUTH AND 1160 FEET EAST FROM THE NW CORNER OF SECTION 33

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	ACRES	Tax Lot	Landowner
39 S	11 E	WM	29	SW SE	22.1	200	Cohan/Hunnicut
39 S	11 E	WM	32	NW NE	4.9	8800	Cohan/Hunnicut

LIVESTOCK						
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Landowner
39 S	11 E	WM	33	NE NW	9200	Farber
39 S	11 E	WM	33	NW NW	9201	Marsland
39 S	11 E	WM	33	SW NW	9201	Marsland
39 S	11 E	WM	33	SE NW	9200	Farber

16. Application T-10425 **proposes to change the character of use** to the following:

Δ char RESERVOIR #2: 10% or (7.0 acre feet) for Domestic Use Expanded for two households, Agricultural Water Use, Riparian Enhancement and 90% or (63.0 acre feet) for Stock, Recreation, Wildlife and Aquatic Live Water Use.

17. Application T-10425 **proposes to change the place of use** to the following:

Δ place

Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Landowner
39 S	11 E	WM	33	NE NW	9200	Farber
39 S	11 E	WM	33	NW NW	9201	Marsland
39 S	11 E	WM	33	SW NW	9201	Marsland
39 S	11 E	WM	33	SE NW	9200	Farber

18. Notice of the application for transfer was published on July 3, 2007, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
19. On June 9, 2011, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-10425 to the applicants. The draft Preliminary Determination set forth a deadline of July 9, 2011, for the applicants to respond.
20. On July 9, 2011 the applicants requested to extend the time for the completion of changes to October 1, 2017 and modified the proposed changes in character of use.
21. On August 3, and August 8, and August 11, 2011 a second draft Preliminary Determination reflecting the changes requested was mailed to the applicants. The applicants 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.
22. On September 20, 2011, the Department issued a Preliminary Determination proposing to approve Transfer Application T-10425 and mailed a copy to the applicants. Additionally, notice of the Preliminary Determination for the transfer application was published on the Department's weekly notice on September 27, 2011, and in the Herald and News newspaper on October 16, 23 and 30, 2011, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notice.

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

23. Water has been used within the last five years according to the terms and conditions of the rights, and there is no information in the record that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
24. A diversion structure and ditch sufficient to use the full amount of water allowed under the existing rights were present within the five-year period prior to submittal of Application T-10425.
25. The proposed changes would not result in enlargement of the rights.
26. The proposed changes would not result in injury to other water rights.

Conclusions of Law

The changes in the character of use and place of use proposed in application T-10425 are consistent with the requirements of ORS 540.505 to 540.580 and OAR 690-380-5000.

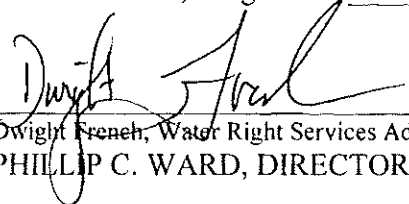
Now, therefore, it is ORDERED:

1. The changes in the character of use and place of use proposed in application T-10425 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 Certificates 34770, 34773, 34774, 83670, and any related decree.
3. Water right certificates 34770, 34773 and 34774 are cancelled.
4. Water right certificate 83670 is cancelled. A new certificate will be issued describing that of the right not affected by this transfer.
5. The former place of use of the transferred right shall no longer receive water under the right.
6. When required by the Department, the water user shall install, maintain and operate an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.
7. When required by the Department, the water user shall install, maintain and operate a headgate to control and regulate the quantity of water diverted. The type and plans of the headgate must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.
8. The approved changes shall be completed and full beneficial use of the water shall be made on or before **October 1, 2017**. A Claim of Beneficial Use prepared by a Certified Water

Right 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.

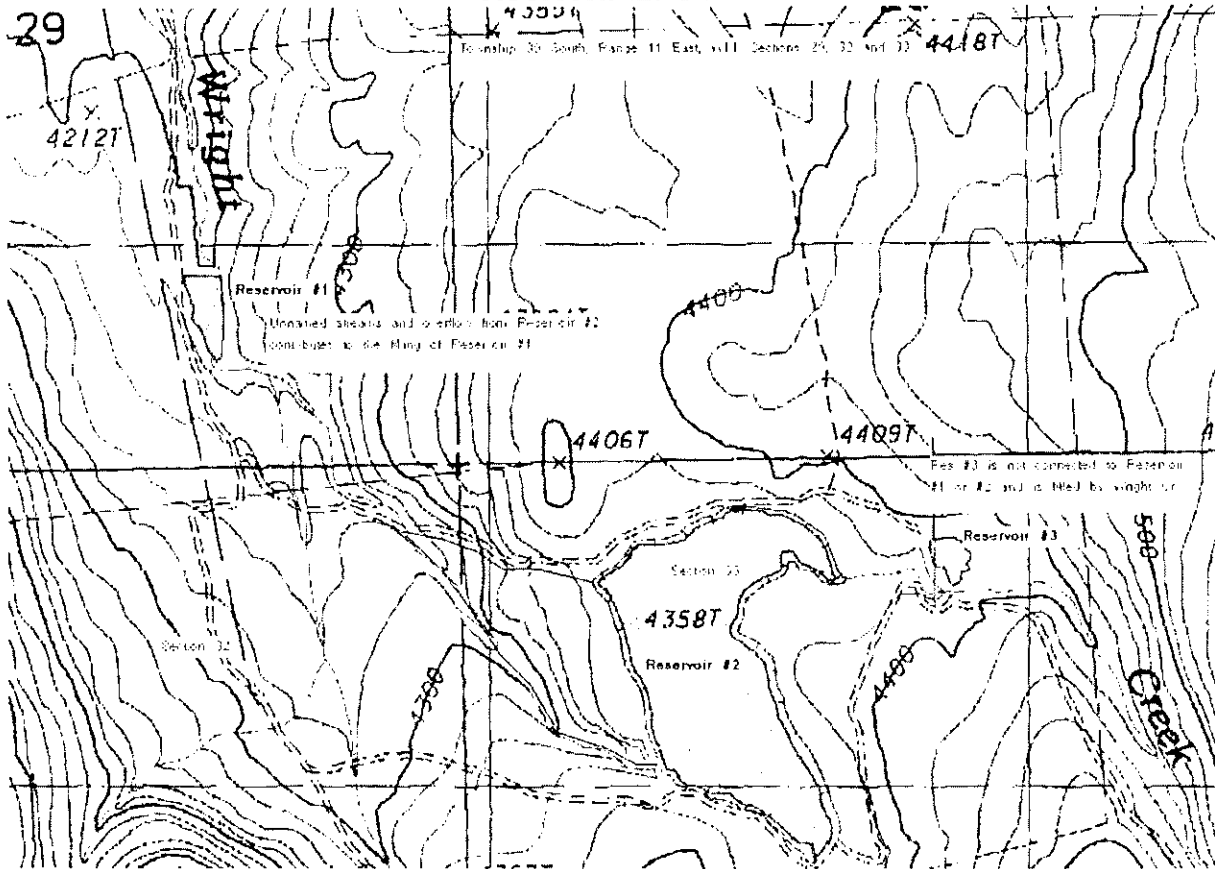
9. When satisfactory proof of the completed changes is received, new certificates confirming the rights transferred will be issued that clarify the sources for the rights as described in this order.

Dated at Salem, Oregon this 21 day of December, 2011.


Dwight French, Water Right Services Administrator for
PHILLIP C. WARD, DIRECTOR

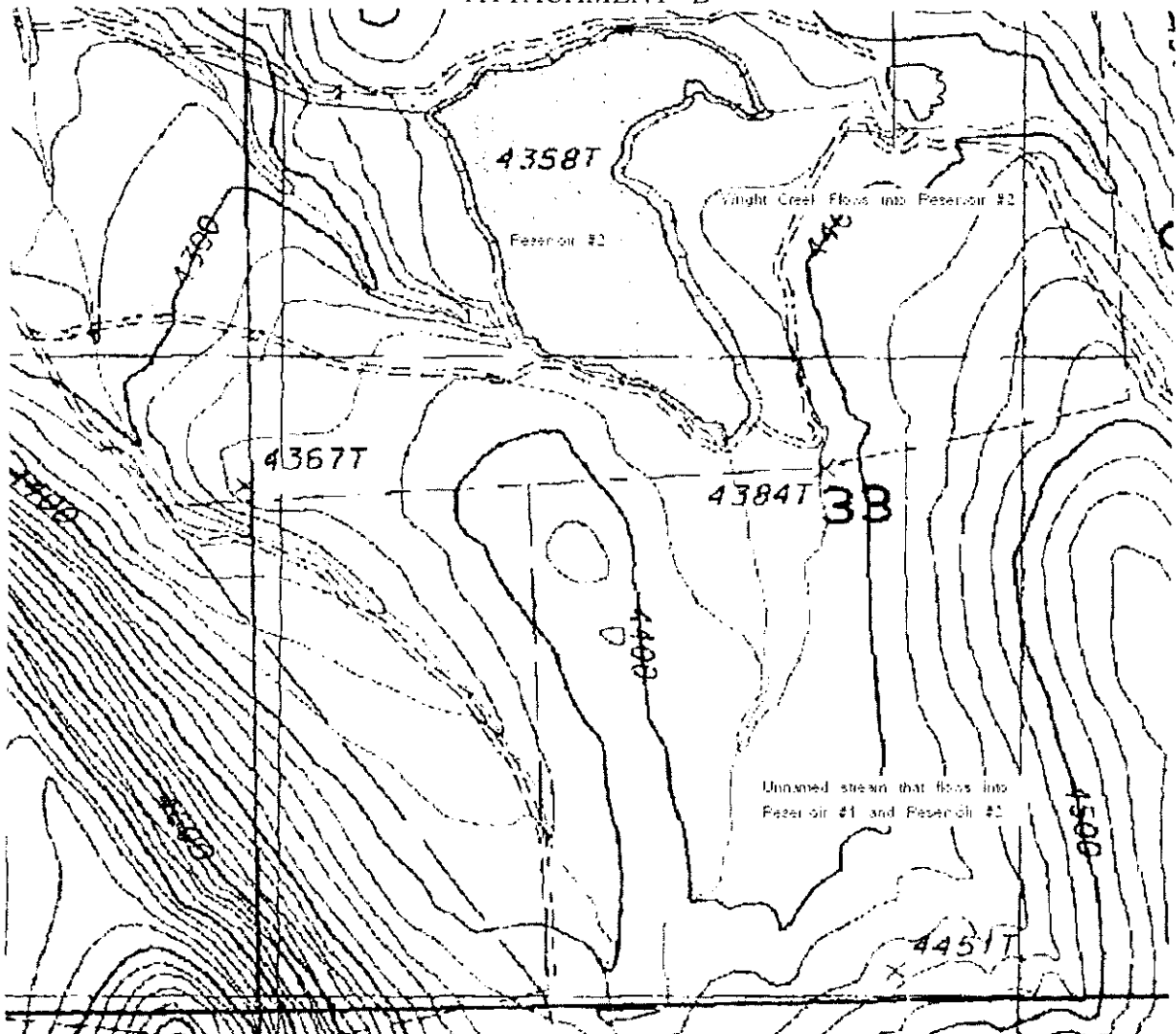
Mailing date: DEC 23 2011

"ATTACHMENT A"



There are a few intermittent drainages that contribute filling of Reservoirs #1 and #3. Reservoir #3 is not connected to Reservoir #1 and the source that fills Reservoir #3 is separate from the source that fills Reservoir #1. There is also a reservoir (#2) between #1 and #3 which is approximately ½ mile above Reservoir #1. When Reservoir #2 overflows, water spills into two additional intermittent flow channels as well.

ATTACHMENT "B"



There are several intermittent drainages that contribute to the storage of the Reservoir #2. One of the sources is unnamed but contributes to the storage of both Reservoirs #1 & #2. The source forks on the south section line of Section 33 and flows into Reservoirs #1 and #2. Wright Creek also contributes to the storage of Reservoir #2 and is labeled as such.

1st cert

STATE OF OREGON
COUNTY OF KLAMATH
CERTIFICATE OF WATER RIGHT

This Is to Certify, That RONALD T. WILLIAMS

of Route 2, Box 791, Klamath Falls, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to store the waters of unnamed intermittent flow channel, tributary of Lost River, in Frank Worden Reservoirs Nos. 1 and 3, appropriated under Application No. 33301, Permit No. 26405

for the purposes of stock and irrigation under Reservoir Permit No. R-2286 of the State Engineer, and that said right to store said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from August 19, 1959

that the amount of water entitled to be stored each year under such right, for the purposes aforesaid, shall not exceed 19.8 acre feet; being 2.3 a.f. for irrigation and 7.0 a.f. for stock in Reservoir No. 1, and 10.5 a.f. for stock in *
The reservoir is located in

SW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 29

NW $\frac{1}{4}$ NE $\frac{1}{4}$
Section 33
T. 39 S., R. 11 E., W. M.

* Reservoir No. 3

WITNESS the signature of the State Engineer, affixed
this date. April 26, 1968

CHRIS L. WHEELER

State Engineer

2nd right

STATE OF OREGON
COUNTY OF KLAMATH
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RONALD T. WILLIAMS
RT. 2 BOX 791
KLAMATH FALLS, OR 97601

confirms the right to use the waters of an unnamed stream and two reservoirs (perfected under permit R-2286) tributaries of Lost river for the purpose of **irrigation of 27.0 acres and stock.**

This right was **perfected under Permit S-26405**. The date of **priority is August 19, 1959**. The amount of water for which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.69 cubic foot per second being 0.02 cfs for stock and 0.67 for irrigation or its equivalent in case of rotation measure at the point of diversion from the stream. The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
39 S	11 E	WM	29	SW SE	1180 FEET NORTH AND 1650 FEET WEST FROM THE NW CORNER OF SECTION 33
39 S	11 E	WM	33	NW NE	700 FEET SOUTH AND 3920 FEET EAST FROM THE NW CORNER OF SECTION 33

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands shall be limited to one-fortieth of one cubic foot per second per acre, or its equivalent for each acre irrigated from direct flow and shall be further limited to a diversion of not to exceed 3 acre feet per acre for each acre irrigated during the irrigation season of each year from direct flow and storage from reservoir constructed under Permit R-2286 and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acre
39 S	11 E	WM	29	SW SE	22.1
39 S	11 E	WM	32	NW NE	4.9

STOCK				
Twp	Rng	Mer	Sec	Q-Q
39 S	11 E	WM	29	SW SE
39 S	11 E	WM	33	NW NE

This certificate describes that portion of the water right confirmed by Certificate 34771, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered DEC 13 2007 and recorded in Special Order Volume 73, Page 796 approving a partial cancellation and supersedes Certificate 34771. The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

WITNESS the signature of the Water Resources Director, affixed DEC 13 2007


Phillip C. Ward, Director

RR cert for ong 2nd cert

STATE OF OREGON
COUNTY OF KLAMATH
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RONALD T. WILLIAMS
RT 2 BOX 791
KLAMATH FALLS, OR 97601

confirms the right to use the waters of UNNAMED INTERMITTENT FLOW CHANNELS, tributaries of LOST RIVER for IRRIGATION of 27.0 ACRES and STOCK USE.

This right was perfected under Permit S-26405. The date of priority is AUGUST 19, 1959. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.69 CUBIC FOOT PER SECOND (CFS); being 0.67 cfs for Irrigation and 0.02 cfs for stock use, or its equivalent in case of rotation, measured at the point of diversion.

The points of diversion are located as follows:

Twsp	Rng	Mer	Sec	Q-Q
39 S	11 E	WM	29	SW SE
39 S	11 E	WM	33	NW NE

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

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

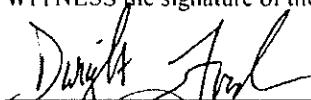
IRRIGATION					
Twsp	Rng	Mer	Sec	Q-Q	Acres
39 S	11 E	WM	29	SW SE	22.1
39 S	11 E	WM	32	NW NE	4.9

STOCK				
Twsp	Rng	Mer	Sec	Q-Q
39 S	11 E	WM	29	SW SE
39 S	11 E	WM	33	NW NE

This certificate describes that portion of the water right confirmed by Certificate 83670, State Record of Water Right Certificates, NOT transferred by an order of the Water Resources Director entered DEC 21 2011, approving Transfer Application T-10425 for a change in character of use and place of use. This certificate includes modifications to the description of the sources of water as clarified under the provisions of the order.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment. The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

WITNESS the signature of the Water Resources Director, affixed DEC 21 2011.


Dwight French, Water Right Services Administrator, for
PHILIP C. WARD, DIRECTOR

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within 60 days of the date of service.

STATE OF OREGON

COUNTY OF KLAMATH

CERTIFICATE OF WATER RIGHT

This Is to Certify, That R. T. WILLIAMS

of Route 2, Box 791, Klamath Falls, , State of Oregon , has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to store the waters of unnamed tributary of Lost River, in Worden Reservoir No. 2, appropriated under Application No. 34492, Permit No. 27136

for the purposes of
stock and irrigation
under Reservoir Permit No. R-2579 of the State Engineer, and that said right to store said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from December 2, 1960

that the amount of water entitled to be stored each year under such right, for the purposes afore-said, shall not exceed 70.0 acre feet; being 3.0 acre feet for stock, and 67.0 acre feet for irrigation

The reservoir is located in

NW $\frac{1}{4}$
Section 33
T. 39 S., R. 11 E., W. M.

WITNESS the signature of the State Engineer, affixed
this date. April 26, 1968

CHRIS. L. WHEELER
State Engineer

Recorded in State Record of Water Right Certificates, Volume 26 , page 34773

4th cert

STATE OF OREGON
COUNTY OF KLAMATH
CERTIFICATE OF WATER RIGHT

This Is to Certify, That **R. T. WILLIAMS**

of Route 2, Box 791, Klamath Falls, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Worden Reservoir constructed under Application No. R-34491, Permit No. R-2579

a tributary of Lost River for the purpose of supplemental irrigation of 57.1 acres and stock

under Permit No. 27135 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from December 2, 1960

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 70.0 acre feet stored water only; being 3.0 acre feet for stock and 67.0 acre feet for supplemental irrigation

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 33, T. 39 S., R. 11 E., W. M. Diversion point located 1800 feet South and 1160 feet East from the NW Corner, Section 33.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to - - - - - of one cubic foot per second per acre, a diversion of 3 acre feet for each acre irrigated during the irrigation season of each year and shall be further limited to a total diversion of not to exceed 67.0 acre feet per year;

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

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

4.3 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$
8.0 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$
17.8 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$
22.1 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 29

4.9 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$
Section 32

Stock NE $\frac{1}{4}$ NW $\frac{1}{4}$
Stock NW $\frac{1}{4}$ NW $\frac{1}{4}$
Stock SW $\frac{1}{4}$ NW $\frac{1}{4}$
Stock SE $\frac{1}{4}$ NW $\frac{1}{4}$
Section 33

T. 39 S., R. 11 E., W. M.

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

WITNESS the signature of the State Engineer, affixed

this date. April 26, 1968

CHRIS L. WHEELER

State Engineer

RR Cert on orig 4th cert

STATE OF OREGON
COUNTY OF KLAMATH
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

R. T. WILLIAMS
RT 2 BOX 791
KLAMATH FALLS, OR 97601

confirms the right to use the waters of WORDEN RESERVOIR constructed under Application R-34491, Permit R-2579, a tributary of THE LOST RIVER for SUPPLEMENTAL IRRIGATION 30.1 ACRES.

This right was perfected under Permit S-27136. The date of priority is DECEMBER 2, 1960. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and (together with the portion of the right included in Transfer T-10425), shall not exceed a total of 67.0 ACRE FEET FOR SUPPLEMENTAL IRRIGATION, or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
39 S	11 E	WM	33	SW NW	1800 FEET SOUTH AND 1160 FEET EAST FROM THE NW CORNER OF SECTION 33

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 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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

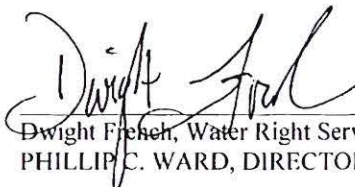
SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
39 S	11 E	WM	29	SW NE	4.3
39 S	11 E	WM	29	NE SW	8.0
39 S	11 E	WM	29	NW SE	17.8

This certificate describes that portion of the water right confirmed by Certificate 34774, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered DEC 21 2011, approving Transfer Application T-10425.

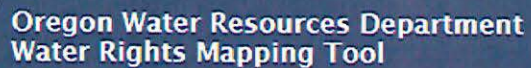
The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

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

WITNESS the signature of the Water Resources Director, affixed DEC 21 2011.




Dwight French, Water Right Services Administrator, for
PHILLIP C. WARD, DIRECTOR



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[Help](#)
[OWRD Only](#)

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

Search

Search: Water Right by File 

Application:

Permit:

Certificate:  




Claim:

Transfer:

Snap ID:

POD Source: **Equal**  

Irr. District:

   (Draw box on map.)

Points of Diversion: (Count: 20)

Places of Use: (Count: 18)

Identify Non-Water Right Features

Tax Lots

Layers

Tools

POD

POU

Irrigation Districts AOI

WR By Time

Q: All Fields

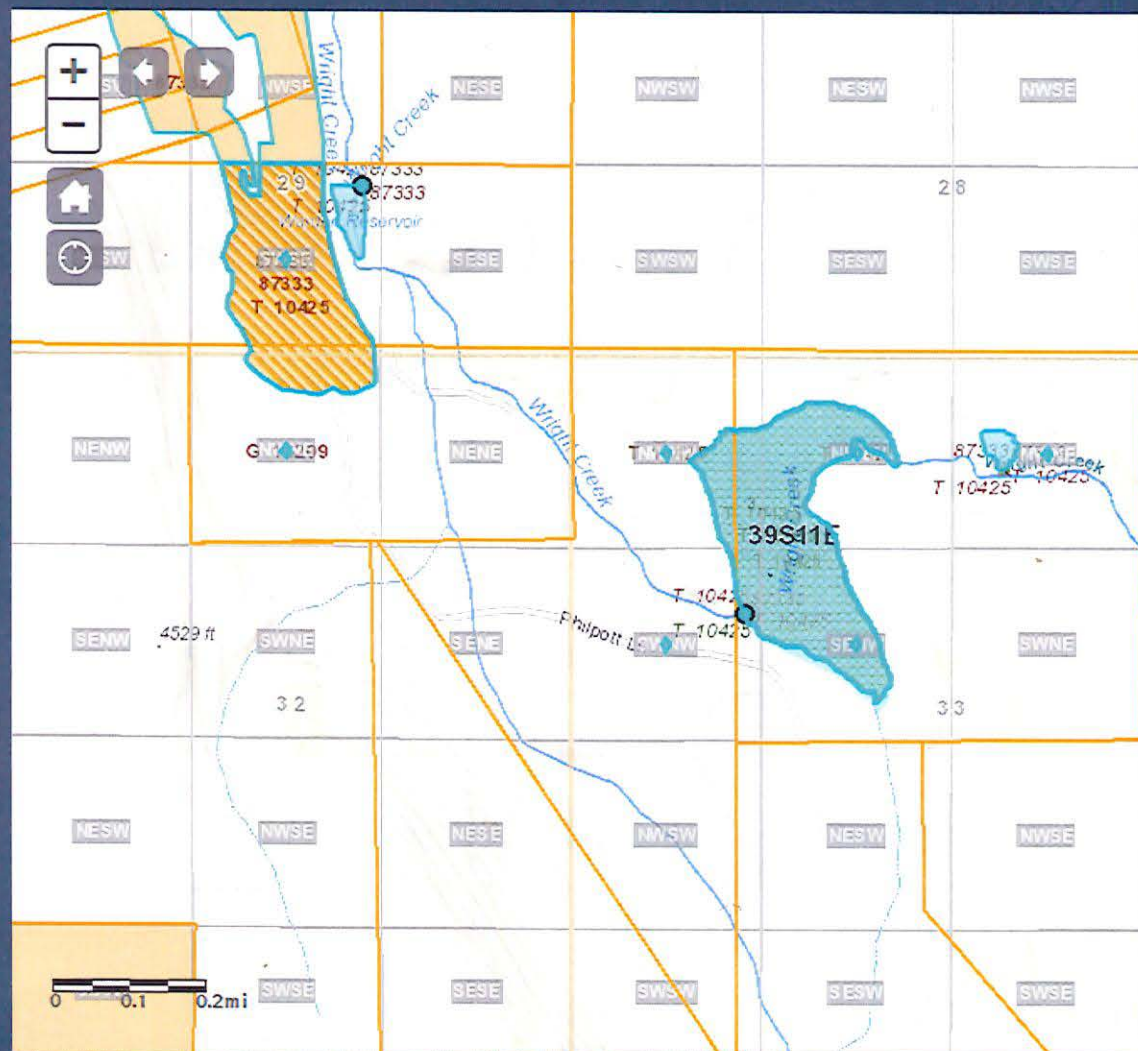
Search...

= ID (select)

Organization

Website

Data Source





Return

 [Contact Us](#)

 [Contact Us](#)

2

Search: Water Right by File

Application:

Permit:

Certificate:



Claim:

Transfer: T 10425

Snap ID:

POD Source: Equal 

Irr. District:

   (Draw box on map.)

Points of Diversion: (Count: 23)

Places of Use: (Count: 15)

Identify Non-Water Right Features

Tax Lots

Layers

Tools

POD

POU

Irrigation Districts AOI

WR By Time



Q: All Fields

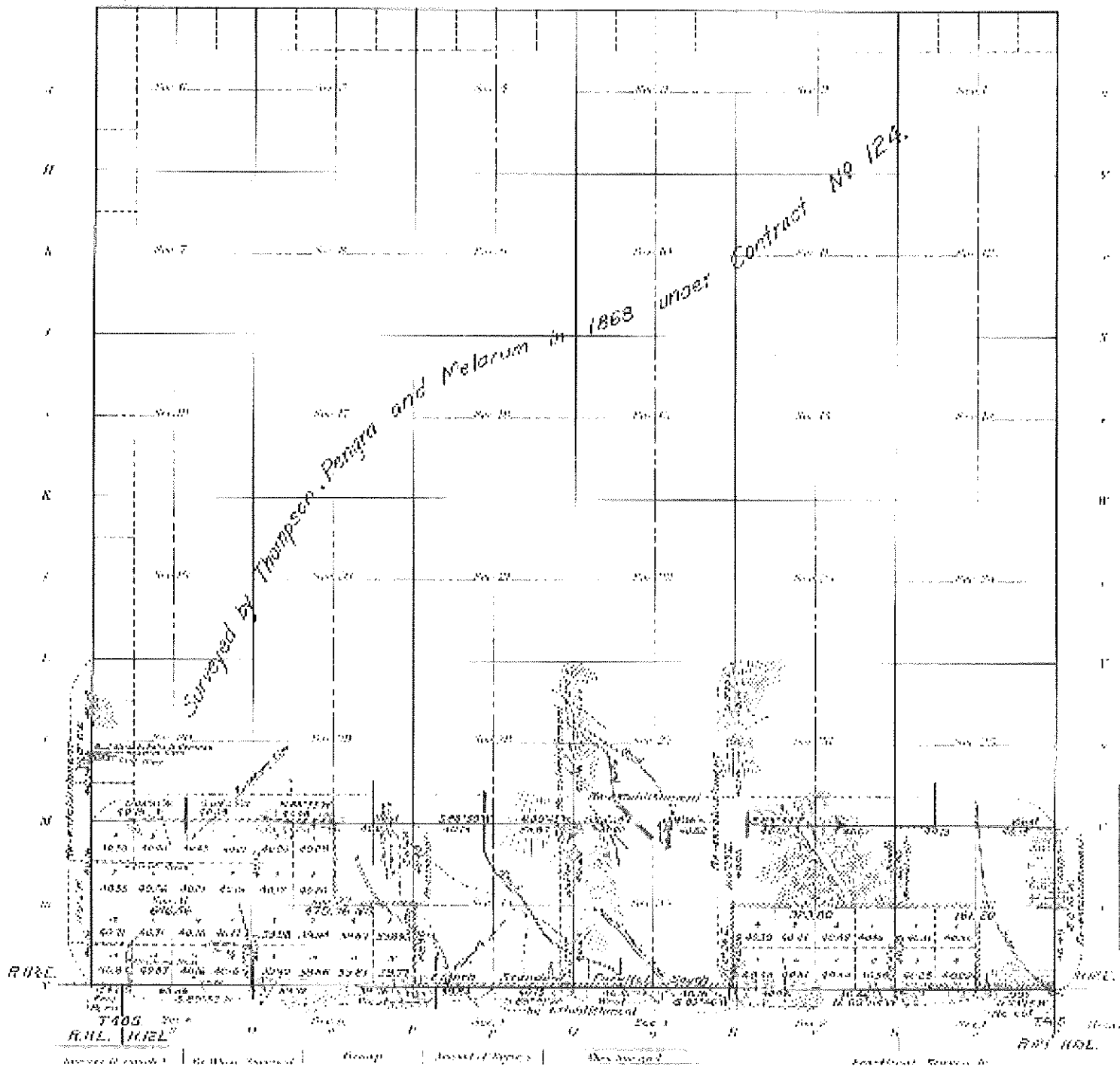
Search...

Water Right	Water Type	First Name	Last Name	Company	Use Desc.	Priority Date	Supp. Duty	Rate cfs	Rate cfs Est.	Max Rate cfs	Acre ft
choate: T 10425 CF...	ST	BRIAN	FARBER		MULTIPLE PURPOSE	12/02/1960	-		-		35
choate: T 10425 CF...	ST	BRIAN	FARBER		MULTIPLE PURPOSE	12/02/1960	-		-		35

[illegible]

*Fractional Survey in
Township N^o 39 South, Range N^o 11 East of the Willamette Meridian, Oregon.*

G C F E D C B A



Completion Due (C Date)	10/1/2017	10/1/2017
CBU Due	10/1/2018	10/1/2018

Rights this impacts

(Click to Collapse...)

	Application	Permit	Certificate	Decree	Claim
Cert:34770 OR CN	R33300	R2286	34770		
Cert:34773 OR CN	R34491	R2579	34773		
Cert:34774 OR CN	S34492	S27136	34774		
Cert:83670 (RR) CN	S33301	S26405	83670		

Results of the transfer

(Click to Collapse...)

	Application	Permit	Certificate	Decree	Claim
Inchoate: T 10425 CF (REG) *	R34491	R2579			
Inchoate: T 10425 CF (REG) *	R33300	R2286			
Inchoate: T 10425 CF (REG) *	S33301	S26405			
Inchoate: T 10425 CF (REG) *	S34492	S27136			
Cert:87333 (T 10425 RR) *	S33301	S26405	87333		
Cert:87332 (T 10425 RR) *	S34492	S27136	87332		

Report Errors with Water Right Data



Oregon Water Resources Department Water Rights Information Query

T-10425

Main Help
 Return Contact Us

Contact Information

(Click to Collapse...)

Transfer Information

(Click to Collapse...)

▼ **Contact information**

APPLICANT:
 2002 RANDEL FAMILY TRUST
 ▸ DEBRA RANDEL
 7180 PHILPOTT LANE
 BONANZA, OR 97623

 APPLICANT:
 2002 RANDEL FAMILY TRUST
 ▸ DONALD RANDEL
 7180 PHILPOTT LANE
 BONANZA, OR 97623

 RECEIVING LAND OWNER:
 ▸ DAN COHAN
 7810 PHILPOTT LANE
 BONANZA, OR 97623

▼ **Status**

▸ **Type:** Regular
 ▸ **Status:** Approved
 ▸ **Begin Date:** n/a
 ▸ **End Date:** n/a

▼ **Proposed Action**

▸ **Character of Use**

▼ **Orders associated with rights in the transfer**

Volume-Page	Signature	Description
85-839	12/21/2011	APPROVING CHAR OF USE AND POU T-10425

All Scanned Documents

(Click to Collapse...)

Records per page: 6

Document Type	Document Title	Date	Remarks
Request for Assignment	Request for Assignment T-10425	9/20/2007	
Assignment Confirmation	Partial Assignment T-10425	9/21/2007	
Request for Assignment	Request for Assignment T-10425	10/22/2007	
Assignment Confirmation	Partial Assignment Letter T-10425	10/23/2007	
Miscellaneous	T-10425-PD	9/20/2011	
Final Order	approving char of use and POU T-10425	12/21/2011	VOLUME 85 PAGE 839

Processing History

(Click to Collapse...)

Staff Person Responsible: no caseworker currently assigned

Process Step	Date Initiated	Date Completed	Comments
Received	6/29/2007	6/29/2007	
Transfer Initial Comment Period	7/3/2007	7/3/2007	
WM Review Request	7/3/2007	7/23/2007	
File Assigned	7/3/2007	12/10/2007	
ODFW Review	7/3/2007	7/16/2007	
File Assigned	12/10/2007	9/2/2009	
Deficiency Letter	1/30/2008	1/30/2008	
Reconsideration Requested	4/1/2008	4/1/2008	
File Assigned	9/2/2009	9/22/2009	
File Assigned	9/22/2009	10/19/2009	
File Assigned	10/19/2009	11/19/2009	
Draft PD Issued	6/9/2011	6/9/2011	
Draft PD Issued	8/3/2011	8/3/2011	
Draft PD Issued	8/11/2011	8/11/2011	
File Assigned	8/26/2011	8/26/2011	
File Assigned	8/26/2011	12/21/2011	
PD Issued	9/20/2011	9/20/2011	
PD Weekly Public Notice	9/27/2011	9/27/2011	
Final Order Issued	12/21/2011	12/21/2011	
Certificate Remaining Issued	12/21/2011		RR 87333 issued supersedes Cert 83670
Certificate Remaining Issued	12/21/2011		RR issued supersedes Cert 34774
CBU Received	3/3/2017	3/3/2017	

CLARK Gerald E * WRD

From: Darryl Anderson <darryla@andersonengineering.com>
Sent: Tuesday, December 20, 2016 9:25 AM
To: CLARK Gerald E * WRD
Subject: RE: T-10425

Thank You The WRD needs to pay you more

Darryl Anderson PE PLS
Anderson Engineering and Surveying
Lakeview, Oregon
541 947 4407
541 219 0378

From: CLARK Gerald E * WRD [mailto:Gerald.E.Clark@oregon.gov]
Sent: Tuesday, December 20, 2016 8:42 AM
To: Darryl Anderson <darryla@andersonengineering.com>
Cc: Barb Thompson <barbt@andersonengineering.com>; Ryan Conn <ryanc@andersonengineering.com>
Subject: RE: T-10425

Darryl,

I have taken a look at WRIS and at the file to see if I could figure out if there was an existing primary right for the lands involved in the transfer and indicated as "supplemental irrigation" for the change under certificate 83670. Here is what I found:

1. WRIS is not up to date regarding this transfer and the results of the transfer. I will be taking the file up to the Data Center so that WRIS can be updated.
2. Certificate 83670 was issued for two sources; an unnamed stream and two reservoirs. The transfer only modified the portion of the right that's involved the use of water from the two reservoirs.
3. The Department issued Certificate 87333, a remaining right, to describe the portion of Certificate 83670 that was not involved in the transfer. That remaining right described the use of water from the unnamed stream as "irrigation". It appears from the record, that the unnamed stream is the primary right and reservoir #1 is to be used for supplemental irrigation. Here is a link to Certificate 87333:

http://apps.wrd.state.or.us/apps/misc/vault/vault.aspx?Type=Cert&cert_nbr=87333

I hope this helps. Please let me know if you have any additional questions.

Gerry

Gerry Clark
Water Right Services Division
Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301

Phone: 503-986-0811

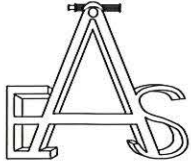
From: Darryl Anderson [<mailto:darryla@andersonengineering.com>]
Sent: Friday, December 16, 2016 2:40 PM
To: 'gerald.e.clark@state.or.us'
Cc: Barb Thompson; Ryan Conn
Subject: T-10425

Hi Gerry

The above transfer changed the irrigation rights to supplemental. On the original right the right was primary. We are ready to send the claim in, however I feel this may be an issue

Comments ???

Darryl Anderson PE PLS
Anderson Engineering and Surveying
Lakeview, Oregon
541 947 4407
541 219 0378



ANDERSON ENGINEERING AND SURVEYING, INC.

PROFESSIONAL ENGINEERS AND LAND SURVEYORS

17681 Highway 395, PO Box 28, Lakeview, Oregon 97630

(541) 947-4407 Fax (541) 947-2321

www.andersonengineering.com

December 16, 2016

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

RE: T-10425 - Final Proof Water Right

Dear Sir/Madam;

Please find enclosed the Claim of Beneficial Use documentation and Map for T-10425. There seems to be an error in the Transfer Order as there is no Primary Irrigation Rights.

Please review and give me a call to discuss this final proof of T-10425.

Sincerely;

Darryl Anderson
PE, PLS, CWRE

cc:

Dale & LaVonne Marstand
8850 Philpott Lane
Bonanza, Oregon 97623

Brian & Marlene Farber
PO Box 142
Bonanza, Oregon 97623

Dan Cohan & Mary Hunicutt
PO Box 391
Arivaca, AZ 85601

Enclosures

RECEIVED

FEB 03 2017

OWRD

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



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

**A fee of \$175 must accompany this form for permits
with priority dates after July 8, 1987.**

**A fee of \$175 must accompany this form for any Transfer final orders
including a water right with a priority date of July 9, 1987, or later.**

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

A separate form shall be completed for each permit.

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

This form is subject to revision. **Begin each new claim** by checking for a new version of this form at:
http://www.oregon.gov/owrd/pages/wr/cwre_info.aspx

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

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

"Section 8" of this form is intended to aid in the completion of this form and should not be submitted.

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

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

RECEIVED

FEB 03 2017

OWRD

**SECTION 1
GENERAL INFORMATION**

1. File Information

APPLICATION # (G, R, S or T)	PERMIT # (IF APPLICABLE)	PERMIT AMENDMENT # (IF APPLICABLE)
T-10425	NA	NA

2. Property Owner (current owner information)

APPLICANT/BUSINESS NAME Dan Cohan & Mary Hunnicutt		PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS 7810 Philpott Lane			
CITY Bonanza	STATE OR	ZIP 97623	E-MAIL

APPLICANT/BUSINESS NAME Dale & Lavonne Marsland		PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS 8850 Philpott Lane			
CITY Bonanza	STATE OR	ZIP 97623	E-MAIL

APPLICANT/BUSINESS NAME Brian & Marlene Farber		PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS P.O. Box 142			
CITY Bonanza	STATE OR	ZIP 97623	E-MAIL

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

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

PERMIT OR TRANSFER HOLDER OF RECORD NA		
ADDRESS		
CITY	STATE	ZIP

ADDITIONAL PERMIT OR TRANSFER HOLDER OF RECORD NA		
ADDRESS		
CITY	STATE	ZIP

4. Date of Site Inspection: **3/16/2016**

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

NAME	DATE	ASSOCIATION WITH THE PROJECT
Dale Marsland		Owner
Dan Cohan		Owner
Brian Farber		Owner

RECEIVED

FEB 03 2017

OWRD

6. County: **Klamath**

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

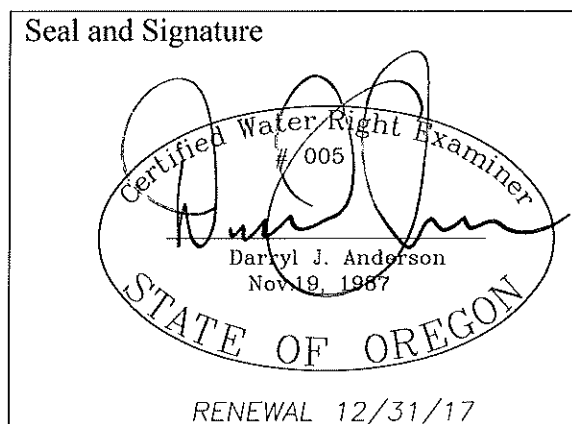
OWNER OF RECORD NA		
ADDRESS		
CITY	STATE	ZIP

Add additional tables for owners of record as needed

SECTION 2 SIGNATURES

CWRE Statement, Seal and Signature

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



CWRE NAME Darryl Anderson		PHONE NO. 541-947-4407	ADDITIONAL CONTACT NO.
ADDRESS 17681 Highway 395			
CITY Lakeview	STATE OR	ZIP 97630	CITY Lakeview

Permit or Transfer Holder's of Record Signature or Acknowledgement

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

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

SIGNATURE	PRINT OR TYPE NAME	TITLE	DATE
<i>Marlene J. Farber</i>	MARLENE J. FARBER	OWNER	1/17/17
<i>Brian P. Farber</i>	BRIAN FARBER	owner	1/17/17
<i>Danny R. Cohan</i>	Dan Cohan	owner	1/17/17
<i>Mary Hunnicutt</i>	Mary Hunnicutt	owner	1/17/2017
<i>Dale Marsland</i>	Dale Marsland	owner	1/25/2017
<i>LaVonne J. Marsland</i>	LaVonne J. Marsland	owner	1/25/2017

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SECTION 3

CLAIM DESCRIPTION

1. Point of diversion/appropriation name or number:

POINT OF DIVERSION/APPROPRIATION (POD/POA) NAME OR NUMBER (CORRESPOND TO MAP)	WELL LOG ID # FOR ALL WORK PERFORMED ON THE WELL (IF APPLICABLE)	WELL TAG # (IF APPLICABLE)
Reservoir #1	NA	NA
Reservoir #2	NA	NA
Reservoir #3	NA	NA

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

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

POD/POA NAME OR NUMBER	SOURCE	TRIBUTARY
Reservoir #1	unnamed intermittent flow channels and the overflow waters from Reservoir #2 under Application R-34491	Lost River
Reservoir #2	unnamed intermittent flow channels, Wright Creek	Lost River
Reservoir #3	Wright Creek	Lost River

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

POD/POA NAME OR NUMBER	USES	IF IRRIGATION, LIST CROP TYPE	SEASON OR MONTHS WHEN WATER WAS USED	ACTUAL RATE OR VOLUME USED (CFS, GPM, OR AF)
Reservoir #1	Storage for multiple purposes, Agriculture water use, riparian enhancement, supplemental irrigation, stock, recreation and wildlife use	pasture	Year round, irrigation season	9.3 AF for storage for multiple purposes 9.3 AF (2.3 AF for agriculture water use, riparian enhancement and 7.0 AF for supplemental irrigation, stock, recreation and wildlife use)
Reservoir #2	Storage for multiple purposes, domestic use expanded for two households, agricultural water use, riparian enhancement, stock, recreation, wildlife and aquatic live water use		Year round	70.0 AF for storage of multiple purposes 70.0 AF (7.0 AF for domestic use expanded for two households, agricultural water use, riparian enhancement and 63.0 AF for stock, recreation, wildlife and aquatic live water use)
Reservoir #3	Storage for multiple purposes, domestic use expanded for one household, agriculture water use, stock, recreation and wildlife use		Year round	10.5 AF for storage for multiple purposes 10.5 AF (1.05 AF for domestic use expanded for one household, agricultural water use and 9.45 AF for stock, recreation and wildlife use)
Total Quantity of Water Used				89.8 AF

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

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

From transfer order:

7. Certificate 34770 defines the source for Reservoir # 1 as an unnamed intermittent flow channel, tributary of Lost River, in Frank Worden Reservoirs # 1 and #3. According to USGS topographical maps described in Attachment "A", there are a few intermittent drainages that contribute filling of Reservoirs # 1 and #3. Reservoir # 3 is not connected to Reservoir # 1 and the source that fills Reservoir # 3 is separate from the source that fills Reservoir # 1. There is also a reservoir (#2) between # 1 and #3 which is approximately 1/2 mile above Reservoir #1. When Reservoir #2 overflows, water spills into two additional intermittent flow channels as well. The description of the source for Certificate 34770 should be clarified to the following: "The right to store waters in Reservoir #1 from unnamed intermittent flow channels and the overflow waters from Reservoir #2 under Application R-34491, tributaries of Lost River, and the right to store water in Reservoir #3 from Wright Creek, tributary of the Lost River."

10. Certificate 83670 describes the right to use water from an unnamed stream and two reservoirs (# 1 and #3) for irrigation and stock use. The final proof survey notes clearly specify that the irrigation use applies to Reservoir # 1 only. Reservoir #3 is not connected to any delivery system and therefore is impossible to be used for irrigation at the place of use described in the right. There are several intermittent drainages that contribute to the unnamed stream described in the right. There is also a reservoir (#2) approximately 1/2 mile above Reservoir #1. When Reservoir #2 reaches the maximum capacity, the overflow water spills into the intermittent flow channel as well. The USGS topographical map shows this in greater detail. The USGS topographical map also names the source that feeds Reservoir #3 as Wright Creek. This stream is the only source that is used to store water in Reservoir #3. The description of the source for Certificate 83670 should be clarified to the following: "The waters from unnamed intermittent flow channels and Reservoir #1 for Irrigation of 27.0 acres and Stock use, and the right to use the waters of Wright Creek and Reservoir #3 for Stock Use."

13. Certificate 34773 describes the source as an unnamed tributary of the Lost River in Worden Reservoir #2. According to the USGS topographical maps (Attachment B), there are several intermittent drainages that contribute to the storage of the Reservoir #2. One of the sources is unnamed but contributes to the storage of both Reservoirs #1 & #2. The source forks on the south section line of Section 33 and flows into Reservoirs # 1 and #2. Wright Creek also contributes to the storage of Reservoir #2 and is labeled as such on the topographical map. The description of the source for Certificate 34773 should be clarified to the following: "waters of unnamed intermittent flow channels and Wright Creek, tributaries of the Lost River."

Irrigation:

Water is pumped from Reservoir #1 using a portable gas powered pump. Water is pumped into a 3" aluminium mainline that runs under Philpott Lane and runs along the east edge of the place of use. A 400' long 3" hose is used to connect a wheeled big gun to the mainline. The big gun is moved around and used to distribute water on the place of use.

Reminder: The map associated with this claim must identify the location of the point(s) of diversion, Donation Land Claims (DLC), Government Lots (GLot), and Quarter-Quarters (QQ).

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6. Claim Summary:

POD / POA NAME OR #	MAXIMUM RATE AUTHORIZED	CALCULATED THEORETICAL RATE BASED ON SYSTEM	AMOUNT OF WATER MEASURED	USE	# OF ACRES ALLOWED	# OF ACRES DEVELOPED
Reservoir #1	9.3 AF	9.3 AF	NA	Storage for multiple purposes, Agriculture water use, riparian enhancement, supplemental irrigation, stock, recreation and wildlife use	27.0	27.0
Reservoir #2	70.0 AF	70.0 AF	NA	Storage for multiple purposes, domestic use expanded for two households, agricultural water use, riparian enhancement, stock, recreation, wildlife and aquatic live water use	NA	NA
Reservoir #3	10.5 AF	10.5 AF	NA	Storage for multiple purposes, domestic use expanded for one household, agriculture water use, stock, recreation and wildlife use	NA	NA

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SECTION 4

SYSTEM DESCRIPTION

Are there multiple PODs or POAs?

YES

If "YES" you will need to copy and complete Sections 4B through 4G for each POD/POA.

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

Reservoir #1

A. Place of Use

1. Is the right for municipal use?

NO

TWP	RNG	MER	SEC	QQ	GLOT	D L C	USE	IF IRRIGATION, # PRIMARY ACRES	IF IRRIGATION, # SUPPLEMENT AL ACRES
39S	11E	W.M.	29	SW SE			Storage for multiple purposes, Agriculture water use, riparian enhancement, supplemental irrigation, stock, recreation and wildlife use	0	22.1
39S	11E	W.M.	32	NW NE			Storage for multiple purposes, Agriculture water use, riparian enhancement, supplemental irrigation, stock, recreation and wildlife use	0	4.9
Total Acres Irrigated								0	27.00

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

B. Diversion and Delivery System Information

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

1. Is a pump used?

YES

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2. Pump Information

MANUFACTURER	MODEL	SERIAL NUMBER	TYPE (CENTRIFUGAL, TURBINE OR SUBMERSIBLE)	INTAKE SIZE	DISCHARGE SIZE
Kid Group LLC	FP25H	KID110228092	Centrifugal	3"	3"

3. Motor Information

MANUFACTURER	HORSEPOWER
Kohler	14

4. Theoretical Pump Capacity

HORSEPOWER	OPERATING PSI	LIFT FROM SOURCE TO PUMP *If a well, the water level during pumping	LIFT FROM PUMP TO PLACE OF USE	TOTAL PUMP OUTPUT (IN CFS)

5. Provide pump calculations:

See Attached

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

INITIAL METER READING	ENDING METER READING	DURATION OF TIME OBSERVED	TOTAL PUMP OUTPUT (IN CFS)
NA			

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

7. Is the distribution system piped?

YES

8. Mainline Information

MAINLINE SIZE	LENGTH	TYPE OF PIPE	BURIED OR ABOVE GROUND
3"	840'	aluminum	Above ground

9. Lateral or Handline Information

LATERAL OR HANDLINE SIZE	LENGTH	TYPE OF PIPE	BURIED OR ABOVE GROUND
3"	400'	hose	Above ground

10. Sprinkler Information

SIZE	OPERATING PSI	SPRINKLER OUTPUT (GPM)	TOTAL NUMBER OF SPRINKLERS	MAXIMUM NUMBER USED	TOTAL SPRINKLER OUTPUT (CFS)
0.71"	45	103	1	1	.229 cfs

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

11. Pivot Information

MANUFACTURER	MAXIMUM WETTED RADIUS	OPERATING PSI	TOTAL PIVOT OUTPUT (GPM)	TOTAL PIVOT OUTPUT (CFS)
NA				

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12. Additional notes or comments related to the system:

NA

C. Groundwater Source Information (Well and Sump)

1. Is the appropriation from ground water (well or sump)? **NO**
5. Is the appropriation from a dug well (sump)? **NO**

D. Storage

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

If "YES" is it a: Storage Tank **NO**
Bulge in System / Reservoir **YES**

2. Storage Tank:

MATERIAL (CONCRETE, FIBERGLASS, METAL, ETC.)	CAPACITY (IN GALLONS)	ABOVE GROUND OR BURIED
NA		

3. Bulge in System / Reservoir:

RESERVOIR NAME OR NUMBER (CORRESPOND TO MAP)	APPROXIMATE DAM HEIGHT	APPROXIMATE CAPACITY (IN ACRE FEET)
Reservoir #1	14'	9.3

E. Gravity Flow Pipe

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

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

F. Gravity Flow Canal or Ditch

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

1. Is a gravity flow canal or ditch used to convey the water as part of the distribution system? **NO**

G. Reservoir

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

Reminder: Complete this section if the reservoir right has been modified through the transfer process. If the claim is for a permitted reservoir use the Claim of Beneficial Use form for reservoirs.

2. Does the reservoir require the submittal of as-built plans and specifications? **NO**

4. If the reservoir stores less than 9.2 acre-feet of water or if the dam is less than 10 feet in height, and as-built plans and specifications are not required, complete the table and items 5 through 9.

MAXIMUM DEPTH	AVERAGE DEPTH	SURFACE AREA (IN ACRES)	VOLUME (IN ACRE FEET)
14	4.60	2.02	9.3

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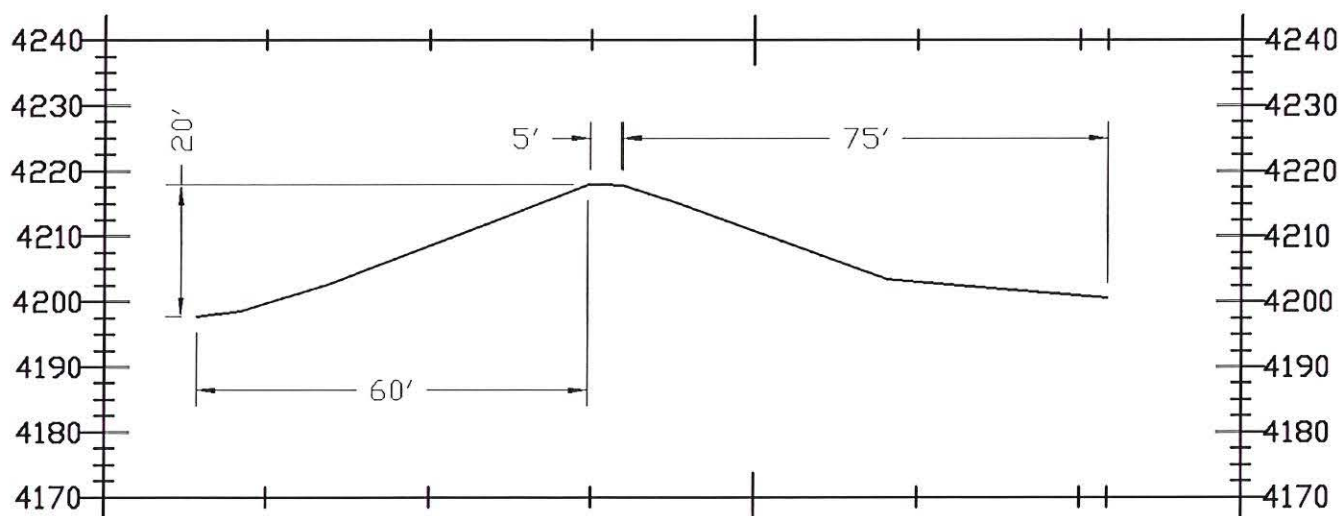
5. Provide reservoir volume calculations:

2.02 ac surface area x 4.60 ft avg depth = 9.3 ac ft

6. Provide the following information concerning the physical characteristics of the dam:

CREST WIDTH (W)	DAM HEIGHT AT CENTERLINE (H)	DISTANCE FROM DOWNSTREAM TOP OF DAM TO DOWNSTREAM TOE (L)	DISTANCE FROM UPSTREAM TOP OF DAM TO UPSTREAM TOE (U)	WATER LEVEL AT INSPECTION	DOWN-STREAM SLOPE	UP-STREAM SLOPE
5'	20'	60'	75'	0'	33%	18%

7. Provide a drawing showing the cross section of the dam at the maximum section indicating details and dimensions. The drawing should be drawn at a standard even scale.



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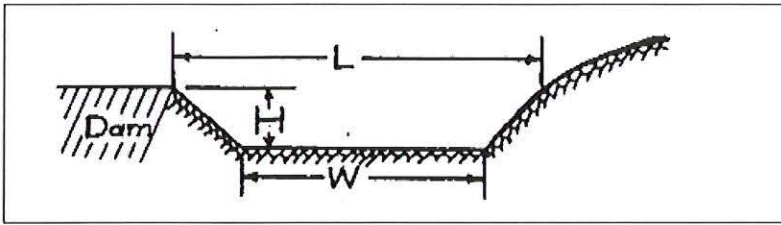
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8. Describe the outlet works (size and type of the outlet conduit and location):

Concrete box with weir boards inside to control water levels and discharge through an 18" CMP located on the west end of the dam.

9. Describe the emergency spillway (dimensions and location):

BOTTOM WIDTH (W)	TOP WIDTH (L)	SPILLWAY DEPTH (H)
20'	20'	1'



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SECTION 4
SYSTEM DESCRIPTION

Are there multiple PODs or POAs?

YES

If "YES" you will need to copy and complete Sections 4B through 4G for each POD/POA.

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

Reservoir #2

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A. Place of Use

1. Is the right for municipal use?

NO*If "YES" the table below may be deleted.*

TWP	RNG	MER	SEC	QQ	GLOT	D L C	USE	IF IRRIGATION, # PRIMARY ACRES	IF IRRIGATION, # SUPPLEMENTAL ACRES
39S	11E	W.M.	33	NE NW			Storage for multiple purposes, domestic use expanded for two households, agricultural water use, riparian enhancement, stock, recreation, wildlife and aquatic live water use	0	0
39S	11E	W.M.	33	NW NW			Storage for multiple purposes, domestic use expanded for two households, agricultural water use, riparian enhancement, stock, recreation, wildlife and aquatic live water use	0	0
39S	11E	W.M.	33	SW NW			Storage for multiple purposes, domestic use expanded for two households, agricultural water use, riparian enhancement, stock, recreation, wildlife and aquatic live water use	0	0
39S	11E	W.M.	33	SE NW			Storage for multiple purposes, domestic use expanded for two households, agricultural water use, riparian enhancement, stock, recreation, wildlife and aquatic live water use	0	0
Total Acres Irrigated								0	0

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

B. Diversion and Delivery System Information

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

1. Is a pump used? **NO**
7. Is the distribution system piped? **NO**

12. Additional notes or comments related to the system:

NA

C. Groundwater Source Information (Well and Sump)

1. Is the appropriation from ground water (well or sump)? **NO**
5. Is the appropriation from a dug well (sump)? **NO**

D. Storage

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

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

- If "YES" is it a:*
- Storage Tank **NO**
- Bulge in System / Reservoir **YES**

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

3. Bulge in System / Reservoir:

RESERVOIR NAME OR NUMBER (CORRESPOND TO MAP)	APPROXIMATE DAM HEIGHT	APPROXIMATE CAPACITY (IN ACRE FEET)
Reservoir #2	41'	70.0

E. Gravity Flow Pipe

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

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

F. Gravity Flow Canal or Ditch

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

1. Is a gravity flow canal or ditch used to convey the water as part of the distribution system? **NO**

G. Reservoir

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

Reminder: Complete this section if the reservoir right has been modified through the transfer process. If the claim is for a permitted reservoir use the Claim of Beneficial Use form for reservoirs.

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

2. Does the reservoir require the submittal of as-built plans and specifications?

NO

4. If the reservoir stores less than 9.2 acre-feet of water or if the dam is less than 10 feet in height, and as-built plans and specifications are not required, complete the table and items 5 through 9.

MAXIMUM DEPTH	AVERAGE DEPTH	SURFACE AREA (IN ACRES)	VOLUME (IN ACRE FEET)
41	2.07	33.83	70.0

5. Provide reservoir volume calculations:

33.83 ac surface area x 2.07 ft avg depth = 70.0 ac ft

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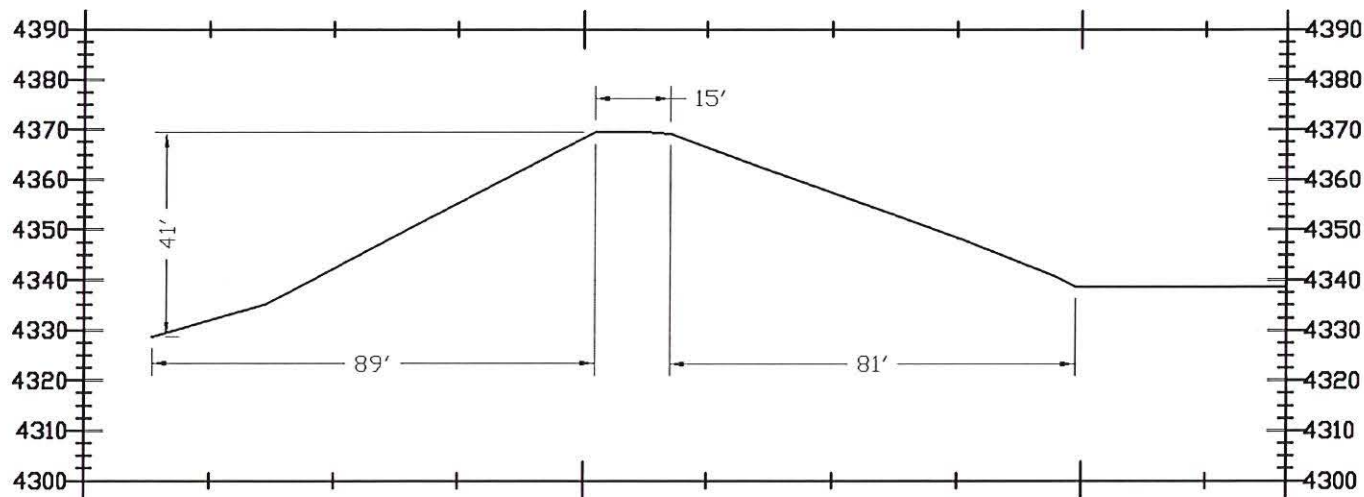
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6. Provide the following information concerning the physical characteristics of the dam:

CREST WIDTH (W)	DAM HEIGHT AT CENTERLINE (H)	DISTANCE FROM DOWNSTREAM TOP OF DAM TO DOWNSTREAM TOE (L)	DISTANCE FROM UPSTREAM TOP OF DAM TO UPSTREAM TOE (U)	WATER LEVEL AT INSPECTION	DOWN-STREAM SLOPE	UP-STREAM SLOPE
15	41	89	81	10'	46%	38%

7. Provide a drawing showing the cross section of the dam at the maximum section indicating details and dimensions. The drawing should be drawn at a standard even scale.



8. Describe the outlet works (size and type of the outlet conduit and location):

Outlet is 8" CMP and headgate located on channel, in the middle of the dam.

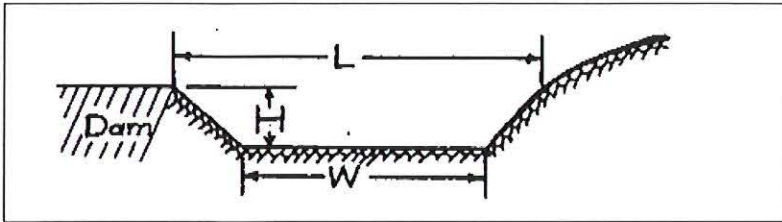
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9. Describe the emergency spillway (dimensions and location):

BOTTOM WIDTH (W)	TOP WIDTH (L)	SPILLWAY DEPTH (H)
60'	90'	1'



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SECTION 4

SYSTEM DESCRIPTION

Are there multiple PODs or POAs?

YES

If "YES" you will need to copy and complete Sections 4B through 4G for each POD/POA.

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

Reservoir #3

A. Place of Use

1. Is the right for municipal use?

NO

TWP	RNG	MER	SEC	QQ	GLOT	DLC	USE	IF IRRIGATION, # PRIMARY ACRES	IF IRRIGATION, # SUPPLEMENTAL ACRES
39S	11E	W.M.	33	NW NE			Storage for multiple purposes, domestic use expanded for one household, agriculture water use, stock, recreation and wildlife use	0	0
Total Acres Irrigated								0	0

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

B. Diversion and Delivery System Information

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

1. Is a pump used?

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NO

7. Is the distribution system piped?

NO

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12. Additional notes or comments related to the system:

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NA

C. Groundwater Source Information (Well and Sump)

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

NO

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

NO

D. Storage

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

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

If "YES" is it a: Storage Tank NO

Bulge in System / Reservoir YES

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

3. Bulge in System / Reservoir:

RESERVOIR NAME OR NUMBER (CORRESPOND TO MAP)	APPROXIMATE DAM HEIGHT	APPROXIMATE CAPACITY (IN ACRE FEET)
Reservoir #3	9'	10.5

E. Gravity Flow Pipe

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

1. Does the system involve a gravity flow pipe? NO

F. Gravity Flow Canal or Ditch

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

1. Is a gravity flow canal or ditch used to convey the water as part of the distribution system? NO

G. Reservoir

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

Reminder: Complete this section if the reservoir right has been modified through the transfer process. If the claim is for a permitted reservoir use the Claim of Beneficial Use form for reservoirs.

2. Does the reservoir require the submittal of as-built plans and specifications? NO

4. If the reservoir stores less than 9.2 acre-feet of water or if the dam is less than 10 feet in height, and as-built plans and specifications are not required, complete the table and items 5 through 9.

MAXIMUM DEPTH	AVERAGE DEPTH	SURFACE AREA (IN ACRES)	VOLUME (IN ACRE FEET)
9'	5.17'	2.03'	10.5'

5. Provide reservoir volume calculations:

2.03 ac surface area x 5.17 ft avg depth = 10.5 ac ft

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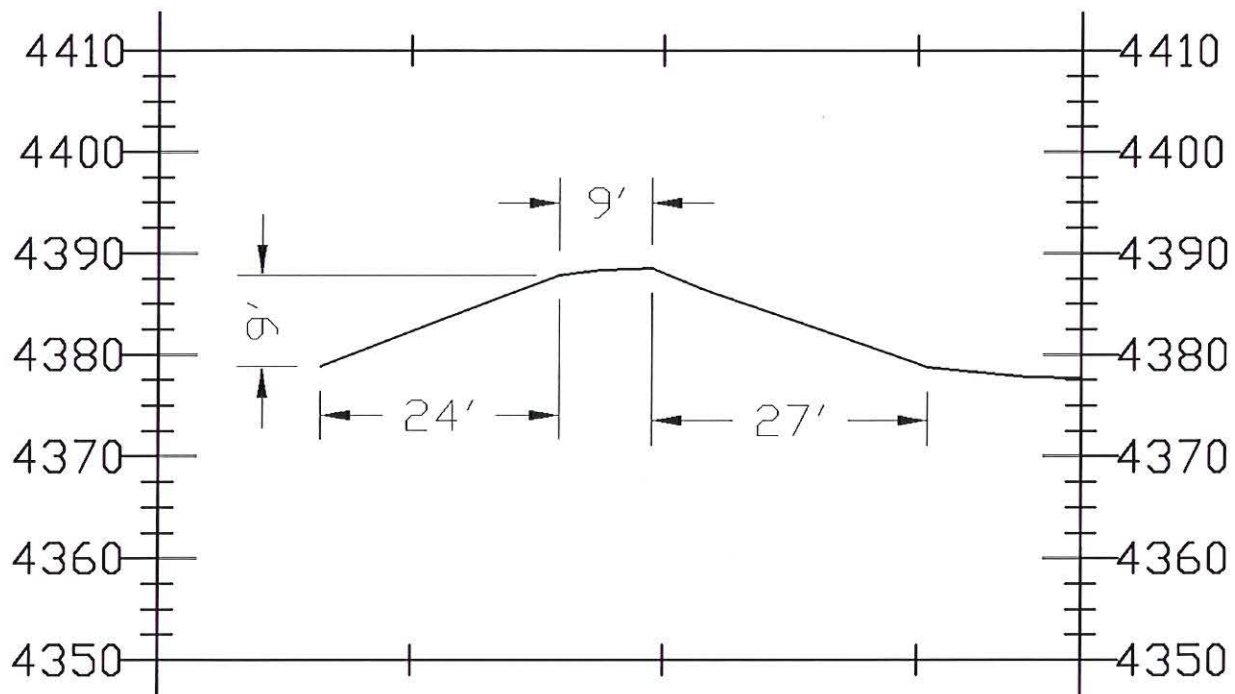
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6. Provide the following information concerning the physical characteristics of the dam:

CREST WIDTH (W)	DAM HEIGHT AT CENTERLINE (H)	DISTANCE FROM DOWNSTREAM TOP OF DAM TO DOWNSTREAM TOE (L)	DISTANCE FROM UPSTREAM TOP OF DAM TO UPSTREAM TOE (U)	WATER LEVEL AT INSPECTION	DOWN-STREAM SLOPE	UP-STREAM SLOPE
9'	9'	24'	27'	0'	37.5%	33%

7. Provide a drawing showing the cross section of the dam at the maximum section indicating details and dimensions. The drawing should be drawn at a standard even scale.



8. Describe the outlet works (size and type of the outlet conduit and location):

8" CMP with headgate on south end of dam

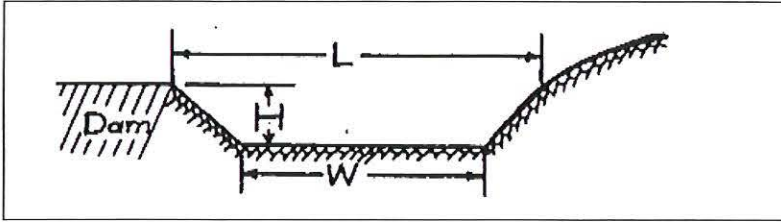
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9. Describe the emergency spillway (dimensions and location):

BOTTOM WIDTH (W)	TOP WIDTH (L)	SPILLWAY DEPTH (H)
20'	30'	1'



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SECTION 5

CONDITIONS

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

1. Time Limits:

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

	DATE FROM PERMIT OR TRANSFER	DATE ACCOMPLISHED*	DESCRIPTION OF ACTIONS TAKEN BY WATER USER TO COMPLY WITH THE TIME LIMITS
ISSUANCE DATE	12/21/2011		
BEGIN CONSTRUCTION (A)	12/21/2011	12/21/2011	Repairs/improvements started on all reservoirs
COMPLETE CONSTRUCTION (B)	10/1/2017	8/2015	Irrigation system purchased and installed
COMPLETE APPLICATION OF WATER (C)	10/1/2017	8/2015	Water can be used in accordance with the transfer order.

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

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

4. Initial Water Level Measurements:

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

5. Annual Static Water Level Measurements:

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

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

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

7. Measurement Conditions:

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

8. Recording and reporting conditions

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

9. Fish Screening

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

10. By-pass Devices

a. Are any points of diversion required to have a by-pass device to prevent fish from entering the point of diversion? NO

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

- | | |
|---|----|
| a. Were there special well construction standards? | NO |
| b. Was submittal of a ground water monitoring plan required? | NO |
| c. Was the water user required to restore the riparian area if it was disturbed? | NO |
| d. Was a fishway required? | NO |
| e. Was submittal of a letter from an engineer required prior to storage of water? | NO |
| f. Was submittal of a water management and conservation plan required? | NO |
| g. Other conditions? | NO |

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

NA

SECTION 6

ATTACHMENTS

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

ATTACHMENT NAME	DESCRIPTION
Map	Claim of Beneficial Use Map
Photographs	Photographs of Site Visit
Summary of Nozzle Flows	Sprinkler Flow Calculations
Worksheet for Pressure Pipe	Pressure Calculations
Theoretical Pump Capacity	Pump Horsepower Calculations
Summary of Nozzle Flows	Sprinkler Flow Calculations

SECTION 7

CLAIM OF BENEFICIAL USE MAP

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

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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.

Survey performed with Real Time GPS – Corner tie is a brass cap at the northwest of Section 33.

Map Checklist

Please be sure that the map you submit includes ALL the items listed below.

(Reminder: Incomplete maps and/or claims may be returned.)

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

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SUMMARY OF NOZZLE FLOWS

Transfer T-10425 FINAL PROOF SURVEY

Wheel Line (4) Sprinklers

#	NOZZLE SIZE	DIAMETER	PSI	FLOW (FT^3/S)	TOTAL (FT^3/SEC)	FLOW (GPM)	TOTAL FLOW (GPM)
1	22/31	0.7100	45	0.225	0.225	100.91	100.91

Total Flow

0.225

100.91

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Pump Worksheet for Pressure Pipe

Project Description	
Worksheet	Pressure Pipe
Flow Element	Pressure Pipe
Method	Hazen-Williams Formula
Solve For	Pressure at 1

Input Data	
Pressure at 2	45.00 psi
Elevation at 1	0.00 ft
Elevation at 2	20.00 ft
Length	1,290. ft 00
C	130.0
Coefficient	
Diameter	3 in
Discharge	0.23 cfs

Results	
Pressure at 1	71.63 psi
Headloss	41.42 ft
Energy Grade at 1	165.5 ft 6
Energy Grade at 2	124.1 ft 3
Hydraulic Grade at 1	165.2 ft 2
Hydraulic Grade at 2	123.8 ft 0
Flow Area	4.9e-2 ft ²
Wetted Perimeter	0.79 ft
Velocity	4.67 ft/s
Velocity Head	0.34 ft
Friction Slope	0.032 ft/ft 112

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Theoretical Pump Capacity

Transfer T-10425 FINAL PROOF SURVEY

Flow	0.22 CFS
Head	71.63 PSI see calculations on loss
LIFT	20 Feet
Efficiency	75% Centrifugal Pump

HP **6.3** OK 14 HP

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CLAIM OF BENEFICIAL USE

Inspection Photographs

Transfer T-10425

Job: 2014-045

Date: 5/14/2014 - 3/16/2016



Outlet of Reservoir #2



**Upstream Slope of Dam
Reservoir #2**



Anderson Engineering & Surveying, Inc.
P.O. Box 28
17681 Hwy 395
Lakeview, Oregon 97630

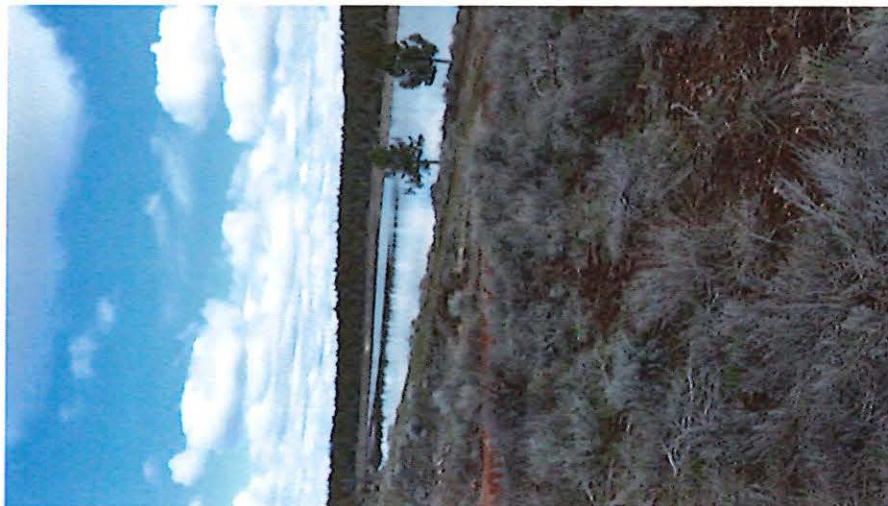
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CLAIM OF BENEFICIAL USE
Inspection Photographs
Transfer T-10425

Job: 2014-045
Date: 5/14/2014 - 3/16/2016



Headgate Shaft Reservoir #2



Reservoir #2

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Inspection Photographs

Transfer T-10425

Job: 2014-045

Date: 5/14/2014 - 3/16/2016



Reservoir #3



Reservoir #3

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17681 Hwy 395
Lakeview, Oregon 97630

CLAIM OF BENEFICIAL USE
Inspection Photographs
Transfer T-10425

Job: 2014-045
Date: 5/14/2014 - 3/16/2016



Reservoir #3 Dry (5/14/2016)



Reservoir #3 Dry (5/14/2016)

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CLAIM OF BENEFICIAL USE

Inspection Photographs

Transfer T-10425

Job: 2014-045

Date: 5/14/2014 - 3/16/2016



Outlet Box in Reservoir #1



**Outlet Pipe in
Reservoir #1**

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17681 Hwy 395
Lakeview, Oregon 97630

CLAIM OF BENEFICIAL USE

Inspection Photographs

Transfer T-10425

Job: 2014-045

Date: 5/14/2014 - 3/16/2016



Outlet Box Reservoir #1



Water in Reservoir #1

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CLAIM OF BENEFICIAL USE

Inspection Photographs

Transfer T-10425

Job: 2014-045

Date: 5/14/2014 - 3/16/2016



Pump from Reservoir #1



Sprinkler in Field

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Anderson Engineering & Surveying, Inc.
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Lakeview, Oregon 97630

CLAIM OF BENEFICIAL USE

Inspection Photographs

Transfer T-10425

Job: 2014-045

Date: 5/14/2014 - 3/16/2016



Reservoir #2



Headgate Wheel in Reservoir #2

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Anderson Engineering & Surveying, Inc.
P.O. Box 28
17681 Hwy 395
Lakeview, Oregon 97630

IR changed to IS

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

In the Matter of Transfer Application)
T-10425, Klamath County)
)
)
)
)

FINAL ORDER APPROVING CHANGES
IN CHARACTER OF USE AND PLACE
OF USE AND CLARIFYING THE
DESCRIPTIONS OF WATER RIGHT
SOURCES

Authority

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

Applicants

Dale and Lavonne Marsland
8850 Philpott LN
Bonanza, OR 97623

Applicants

Brian and Marlene Farber
P.O. Box 142
Bonanza, OR 97623

Receiving Landowners

Dan Cohan and Mary Hunnicutt
P.O. Box 391
Arivaca, AZ 85601-0391

Findings of Fact

Background

1. On June 29, 2007, Donald and Debra Randel filed an application to change the character of use under Certificates 34773 and 34774. The Department assigned the application number T-10425.
2. On September 21, 2007, a portion of T-10425 was assigned to Brian and Marlene Farber.
3. On October 23, 2007, another portion of T-10425 was assigned to Dale and LaVonne Marsland.
4. On March 5, 2010, Donald and Debra Randel modified the transfer application to list Dan Cohan and Mary Hunnicutt as receiving landowners, since the Randels had sold the remaining portion of the land included in T-10425 to them.
5. On June 14, June 16 and June 30, 2011, the applicants modified the proposed changes in the application to include Certificates 34770, 83670, 34773 and 34774.

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.

6.

The first right to be transferred is as follows:

Certificate: 34770 in the name of Ronald T. Williams (perfected under Permit R-2286)

Use: STORAGE of WATER to be appropriated under APPLICATION S-33301, PERMIT S-26405 for STOCK and IRRIGATION

Priority Date: AUGUST 19, 1959

Duty: 19.8 ACRE FEET; being 2.3 ACRE FEET for IRRIGATION and 7.0 ACRE FEET for STOCK in RESERVOIR #1, and 10.5 ACRE FEET for STOCK in RESERVOIR #3

Source: Unnamed intermittent flow channel, tributary to LOST RIVER in FRANK WORDEN RESERVOIRS #1 and #3.

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Reservoir #	Owner
39 S	11 E	WM	29	SW SE	#1	Cohan/ Hunnicutt
39 S	11 E	WM	33	NW NE	#3	Farber

7. Certificate 34770 defines the source for Reservoir #1 as an unnamed intermittent flow channel, tributary of Lost River, in Frank Worden Reservoirs #1 and #3. According to USGS topographical maps described in Attachment "A", there are a few intermittent drainages that contribute filling of Reservoirs #1 and #3. Reservoir #3 is not connected to Reservoir #1 and the source that fills Reservoir #3 is separate from the source that fills Reservoir #1. There is also a reservoir (#2) between #1 and #3 which is approximately 1/2 mile above Reservoir #1. When Reservoir #2 overflows, water spills into two additional intermittent flow channels as well. The description of the source for Certificate 34770 should be clarified to the following: "The right to store waters in Reservoir #1 from unnamed intermittent flow channels and the overflow waters from Reservoir #2 under Application R-34491, tributaries of Lost River, and the right to store water in Reservoir #3 from Wright Creek, tributary of the Lost River."

8. Application T-10425 proposes to change the character of use of this right to STORAGE FOR MULTIPLE PURPOSES.

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

Certificate: 83670 in the name of RONALD T. WILLIAMS (perfected under Permit S-26405)

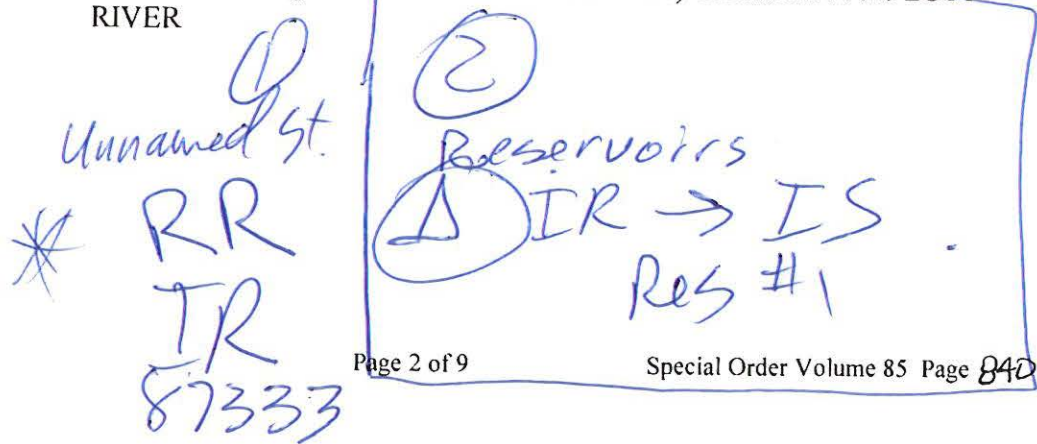
Use: IRRIGATION of 27.0 ACRES and STOCK USE

Priority Date: AUGUST 19, 1959

Source: Two reservoirs (perfected under Permit R-2286) tributaries of the LOST RIVER

Res#1 from
unnamed intermittent
flow channels
AND
overflow from Res#2

Res#3 from
Wright Creek
to Lost River



Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
39 S	11 E	WM	29	SW SE	RESERVOIR #1: 1180 FEET NORTH AND 1650 FEET WEST FROM THE NW CORNER OF SECTION 33
39 S	11 E	WM	33	NW NE	RESERVOIR #3: 700 FEET SOUTH AND 3920 FEET EAST FROM THE NW CORNER OF SECTION 33

Authorized Place of Use:

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Landowner	Reservoir #
39 S	11 E	WM	29	SW SE	22.1	200	Cohan/Hunnicut	#1
39 S	11 E	WM	32	NW NE	4.9	8800	Cohan/Hunnicut	#1

LIVESTOCK							
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Landowner	Reservoir #
39 S	11 E	WM	29	SW SE	200	Cohan/Hunnicut	#1
39 S	11 E	WM	33	NW NE	9200	Farber	#3

10. Certificate 83670 describes the right to use water from an unnamed stream and two reservoirs (#1 and #3) for irrigation and stock use. The final proof survey notes clearly specify that the irrigation use applies to Reservoir #1 only. Reservoir #3 is not connected to any delivery system and therefore is impossible to be used for irrigation at the place of use described in the right. There are several intermittent drainages that contribute to the unnamed stream described in the right. There is also a reservoir (#2) approximately ½ mile above Reservoir #1. When Reservoir #2 reaches the maximum capacity, the overflow water spills into the intermittent flow channel as well. The USGS topographical map shows this in greater detail. The USGS topographical map also names the source that feeds Reservoir #3 as Wright Creek. This stream is the only source that is used to store water in Reservoir #3. The description of the source for Certificate 83670 should be clarified to the following: "The waters from unnamed intermittent flow channels and Reservoir #1 for Irrigation of 27.0 acres and Stock use, and the right to use the waters of Wright Creek and Reservoir #3 for Stock Use."

11. Application T-10425 proposes to change the character of use to the following:

RESERVOIR #1: 25% or (2.3 acre feet) for Agriculture Water Use, Riparian Enhancement, and 75% or (7.0 acre feet) for Supplemental Irrigation, Stock, Recreation and Wildlife Use							
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Landowner
39 S	11 E	WM	29	SW SE	22.1	200	Cohan/Hunnicut
39 S	11 E	WM	32	NW NE	4.9	8800	Cohan/Hunnicut

RESERVOIR #3: 10% or (1.05 acre feet) for Domestic Use Expanded for one household, Agricultural Water Use, and 90% or (9.45 acre feet) for Stock, Recreation and Wildlife Use							
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Landowner	
39 S	11 E	WM	33	NW NE	9200	Farber	

12. The third right to be transferred is as follows:

Certificate: 34773 in the name of R. T. Williams (perfected under Permit R-2579)
Use: STORAGE of WATER to be appropriated under APPLICATION S-34492, PERMIT S-27136 for STOCK and IRRIGATION
Priority Date: DECEMBER 2, 1960
Duty: 70.0 ACRE FEET; being 3.0 ACRE FEET for STOCK and 67.0 ACRE FEET for IRRIGATION
Source: Unnamed tributary of the LOST RIVER in WORDEN RESERVOIR #2.

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Ownership
39 S	11 E	WM	33	NE NW	Farber
39 S	11 E	WM	33	NW NW	Marsland
39 S	11 E	WM	33	SW NW	Marsland
39 S	11 E	WM	33	SE NW	Farber

13. Certificate 34773 describes the source as an unnamed tributary of the Lost River in Worden Reservoir #2. According to the USGS topographical maps (Attachment B), there are several intermittent drainages that contribute to the storage of the Reservoir #2. One of the sources is unnamed but contributes to the storage of both Reservoirs #1 & #2. The source forks on the south section line of Section 33 and flows into Reservoirs #1 and #2. Wright Creek also contributes to the storage of Reservoir #2 and is labeled as such on the topographical map. The description of the source for Certificate 34773 should be clarified to the following: "waters of unnamed intermittent flow channels and Wright Creek, tributaries of the Lost River."

14. Transfer Application T-10425 proposes to change the character of use of this right to STORAGE FOR MULTIPLE PURPOSES.

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

Certificate: 34774 in the name of R.T. Williams (perfected under Permit S-27136)
Use: SUPPLEMENTAL IRRIGATION of 27.0 ACRES and LIVESTOCK USE
Priority Date: DECEMBER 2, 1960
Duty: 70.0 ACRE FEET; being 3.0 ACRE FEET for STOCK and 67.0 ACRE FEET for SUPPLEMENTAL IRRIGATION
Source: WORDEN RESERVOIR #2 constructed under APPLICATION R-34491, PERMIT R-2579, tributary to the LOST RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
39 S	11 E	WM	33	SW NW	RESERVOIR #2: 1800 FEET SOUTH AND 1160 FEET EAST FROM THE NW CORNER OF SECTION 33

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	ACRES	Tax Lot	Landowner
39 S	11 E	WM	29	SW SE	22.1	200	Cohan/Hunnicut
39 S	11 E	WM	32	NW NE	4.9	8800	Cohan/Hunnicut

LIVESTOCK						
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Landowner
39 S	11 E	WM	33	NE NW	9200	Farber
39 S	11 E	WM	33	NW NW	9201	Marsland
39 S	11 E	WM	33	SW NW	9201	Marsland
39 S	11 E	WM	33	SE NW	9200	Farber

16. Application T-10425 proposes to change the character of use to the following:

RESERVOIR #2: 10% or (7.0 acre feet) for Domestic Use Expanded for two households, Agricultural Water Use, Riparian Enhancement and 90% or (63.0 acre feet) for Stock, Recreation, Wildlife and Aquatic Live Water Use.

17. Application T-10425 proposes to change the place of use to the following:

Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Landowner
39 S	11 E	WM	33	NE NW	9200	Farber
39 S	11 E	WM	33	NW NW	9201	Marsland
39 S	11 E	WM	33	SW NW	9201	Marsland
39 S	11 E	WM	33	SE NW	9200	Farber

18. Notice of the application for transfer was published on July 3, 2007, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
19. On June 9, 2011, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-10425 to the applicants. The draft Preliminary Determination set forth a deadline of July 9, 2011, for the applicants to respond.
20. On July 9, 2011 the applicants requested to extend the time for the completion of changes to October 1, 2017 and modified the proposed changes in character of use.
21. On August 3, and August 8, and August 11, 2011 a second draft Preliminary Determination reflecting the changes requested was mailed to the applicants. The applicants 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.
22. On September 20, 2011, the Department issued a Preliminary Determination proposing to approve Transfer Application T-10425 and mailed a copy to the applicants. Additionally, notice of the Preliminary Determination for the transfer application was published on the Department's weekly notice on September 27, 2011, and in the Herald and News newspaper on October 16, 23 and 30, 2011, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notice.

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

23. Water has been used within the last five years according to the terms and conditions of the rights, and there is no information in the record that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
24. A diversion structure and ditch sufficient to use the full amount of water allowed under the existing rights were present within the five-year period prior to submittal of Application T-10425.
25. The proposed changes would not result in enlargement of the rights.
26. The proposed changes would not result in injury to other water rights.

Conclusions of Law

The changes in the character of use and place of use proposed in application T-10425 are consistent with the requirements of ORS 540.505 to 540.580 and OAR 690-380-5000.

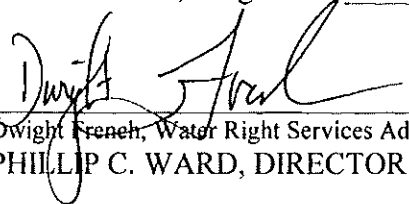
Now, therefore, it is ORDERED:

1. The changes in the character of use and place of use proposed in application T-10425 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 Certificates 34770, 34773, 34774, 83670, and any related decree.
3. Water right certificates 34770, 34773 and 34774 are cancelled.
4. Water right certificate 83670 is cancelled. A new certificate will be issued describing that of the right not affected by this transfer.
5. The former place of use of the transferred right shall no longer receive water under the right.
6. When required by the Department, the water user shall install, maintain and operate an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.
7. When required by the Department, the water user shall install, maintain and operate a headgate to control and regulate the quantity of water diverted. The type and plans of the headgate must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.
8. The approved changes shall be completed and full beneficial use of the water shall be made on or before **October 1, 2017**. A Claim of Beneficial Use prepared by a Certified Water

Right 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.

9. When satisfactory proof of the completed changes is received, new certificates confirming the rights transferred will be issued that clarify the sources for the rights as described in this order.

Dated at Salem, Oregon this 21 day of December, 2011.


Dwight French, Water Right Services Administrator for
PHILLIP C. WARD, DIRECTOR

Mailing date: DEC 23 2011

29

4212T

Wright

Reservoir #1

Unnamed stream and overflow from Reservoir #2 contributes to the flow of Reservoir #1

4406T

4409T

Res #3 is not connected to Reservoir #1 or #2 and is filled by Wright Cr.

Reservoir #3

Section 33

4358T

Reservoir #2

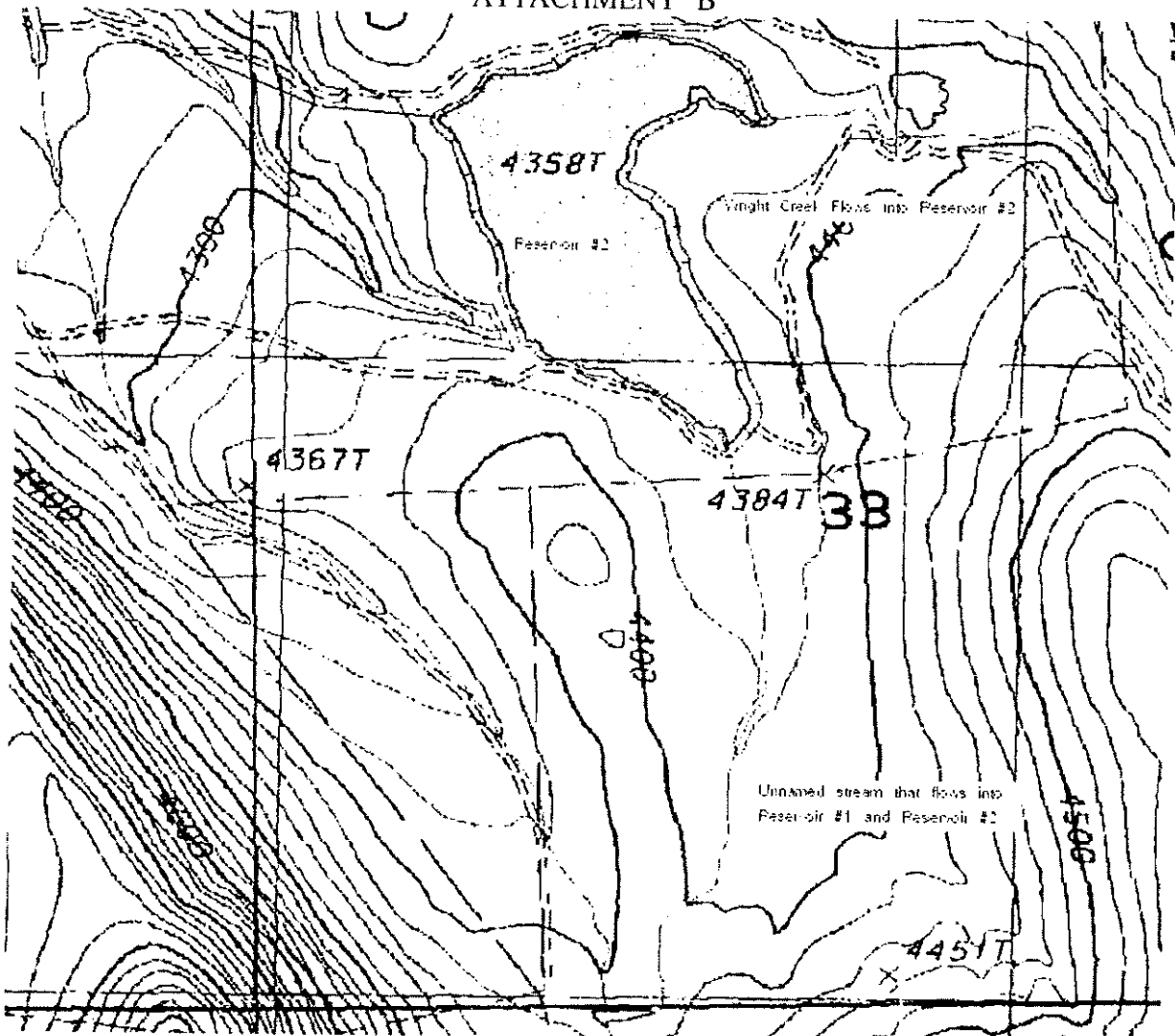
Section 32

500

Creek

T-10425.cmm

ATTACHMENT "B"



There are several intermittent drainages that contribute to the storage of the Reservoir #2. One of the sources is unnamed but contributes to the storage of both Reservoirs #1 & #2. The source forks on the south section line of Section 33 and flows into Reservoirs #1 and #2. Wright Creek also contributes to the storage of Reservoir #2 and is labeled as such.

STATE OF OREGON
COUNTY OF KLAMATH
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

R. T. WILLIAMS
RT 2 BOX 791
KLAMATH FALLS, OR 97601

confirms the right to use the waters of WORDEN RESERVOIR constructed under Application R-34491, Permit R-2579, a tributary of THE LOST RIVER for SUPPLEMENTAL IRRIGATION 30.1 ACRES.

This right was perfected under Permit S-27136. The date of priority is DECEMBER 2, 1960. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and (together with the portion of the right included in Transfer T-10425), shall not exceed a total of 67.0 ACRE FEET FOR SUPPLEMENTAL IRRIGATION, or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
39 S	11 E	WM	33	SW NW	1800 FEET SOUTH AND 1160 FEET EAST FROM THE NW CORNER OF SECTION 33

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 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
39 S	11 E	WM	29	SW NE	4.3
39 S	11 E	WM	29	NE SW	8.0
39 S	11 E	WM	29	NW SE	17.8

This certificate describes that portion of the water right confirmed by Certificate 34774, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered DEC 21 2011, approving Transfer Application T-10425.

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

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

WITNESS the signature of the Water Resources Director, affixed DEC 21 2011.


Dwight French, Water Right Services Administrator, for
PHILLIP C. WARD, DIRECTOR

STATE OF OREGON
COUNTY OF KLAMATH
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RONALD T. WILLIAMS
RT 2 BOX 791
KLAMATH FALLS, OR 97601

confirms the right to use the waters of UNNAMED INTERMITTENT FLOW CHANNELS, tributaries of LOST RIVER for IRRIGATION of 27.0 ACRES and STOCK USE.

This right was perfected under Permit S-26405. The date of priority is AUGUST 19, 1959. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.69 CUBIC FOOT PER SECOND (CFS); being 0.67 cfs for Irrigation and 0.02 cfs for stock use, or its equivalent in case of rotation, measured at the point of diversion.

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q
39 S	11 E	WM	29	SW SE
39 S	11 E	WM	33	NW NE

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

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

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
39 S	11 E	WM	29	SW SE	22.1
39 S	11 E	WM	32	NW NE	4.9

STOCK				
Twp	Rng	Mer	Sec	Q-Q
39 S	11 E	WM	29	SW SE
39 S	11 E	WM	33	NW NE

This certificate describes that portion of the water right confirmed by Certificate 83670, State Record of Water Right Certificates, NOT transferred by an order of the Water Resources Director entered DEC 21 2011, approving Transfer Application T-10425 for a change in character of use and place of use. This certificate includes modifications to the description of the sources of water as clarified under the provisions of the order.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment. The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

WITNESS the signature of the Water Resources Director, affixed DEC 21 2011.


Dwight French, Water Right Services Administrator, for
PHILLIP C. WARD, DIRECTOR

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within 60 days of the date of service.

CLARK Gerald E * WRD

From: Darryl Anderson <darryla@andersonengineering.com>
Sent: Tuesday, December 20, 2016 9:25 AM
To: CLARK Gerald E * WRD
Subject: RE: T-10425

Thank You The WRD needs to pay you more

Darryl Anderson PE PLS
Anderson Engineering and Surveying
Lakeview, Oregon
541 947 4407
541 219 0378

From: CLARK Gerald E * WRD [mailto:Gerald.E.Clark@oregon.gov]
Sent: Tuesday, December 20, 2016 8:42 AM
To: Darryl Anderson <darryla@andersonengineering.com>
Cc: Barb Thompson <barbt@andersonengineering.com>; Ryan Conn <ryanc@andersonengineering.com>
Subject: RE: T-10425

Darryl,

I have taken a look at WRIS and at the file to see if I could figure out if there was an existing primary right for the lands involved in the transfer and indicated as "supplemental irrigation" for the change under certificate 83670. Here is what I found:

1. WRIS is not up to date regarding this transfer and the results of the transfer. I will be taking the file up to the Data Center so that WRIS can be updated.
2. Certificate 83670 was issued for two sources; an unnamed stream and two reservoirs. The transfer only modified the portion of the right that's involved the use of water from the two reservoirs.
3. The Department issued Certificate 87333, a remaining right, to describe the portion of Certificate 83670 that was not involved in the transfer. That remaining right described the use of water from the unnamed stream as "irrigation". It appears from the record, that the unnamed stream is the primary right and reservoir #1 is to be used for supplemental irrigation. Here is a link to Certificate 87333:

http://apps.wrd.state.or.us/apps/misc/vault/vault.aspx?Type=Cert&cert_nbr=87333

I hope this helps. Please let me know if you have any additional questions.

Gerry

Gerry Clark
Water Right Services Division
Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301

Phone: 503-986-0811

From: Darryl Anderson [<mailto:darryla@andersonengineering.com>]
Sent: Friday, December 16, 2016 2:40 PM
To: 'gerald.e.clark@state.or.us'
Cc: Barb Thompson; Ryan Conn
Subject: T-10425

Hi Gerry

The above transfer changed the irrigation rights to supplemental. On the original right the right was primary. We are ready to send the claim in, however I feel this may be an issue

Comments ???

Darryl Anderson PE PLS
Anderson Engineering and Surveying
Lakeview, Oregon
541 947 4407
541 219 0378

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

In the Matter of Transfer Application	)	FINAL ORDER APPROVING CHANGES
T-10425, Klamath County	)	IN CHARACTER OF USE AND PLACE
	)	OF USE AND CLARIFYING THE
	)	DESCRIPTIONS OF WATER RIGHT
	)	SOURCES

Authority

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

Applicants

Dale and Lavonne Marsland
8850 Philpott LN
Bonanza, OR 97623

Applicants

Brian and Marlene Farber
P.O. Box 142
Bonanza, OR 97623

Receiving Landowners

Dan Cohan and Mary Hunnicutt
P.O. Box 391
Arivaca, AZ 85601-0391

Findings of Fact

Background

1. On June 29, 2007, Donald and Debra Randel filed an application to change the character of use under Certificates 34773 and 34774. The Department assigned the application number T-10425.
2. On September 21, 2007, a portion of T-10425 was assigned to Brian and Marlene Farber.
3. On October 23, 2007, another portion of T-10425 was assigned to Dale and LaVonne Marsland.
4. On March 5, 2010, Donald and Debra Randel modified the transfer application to list Dan Cohan and Mary Hunnicutt as receiving landowners, since the Randels had sold the remaining portion of the land included in T-10425 to them.
5. On June 14, June 16 and June 30, 2011, the applicants modified the proposed changes in the application to include Certificates 34770, 83670, 34773 and 34774.

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.

6. The first right to be transferred is as follows:
- Certificate:** 34770 in the name of Ronald T. Williams (perfected under Permit R-2286)
- Use:** STORAGE of WATER to be appropriated under APPLICATION S-33301, PERMIT S-26405 for STOCK and IRRIGATION
- Priority Date:** AUGUST 19, 1959
- Duty:** 19.8 ACRE FEET; being 2.3 ACRE FEET for IRRIGATION and 7.0 ACRE FEET for STOCK in RESERVOIR #1, and 10.5 ACRE FEET for STOCK in RESERVOIR #3
- Source:** Unnamed intermittent flow channel, tributary to LOST RIVER in FRANK WORDEN RESERVOIRS #1 and #3.

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Reservoir #	Owner
39 S	11 E	WM	29	SW SE	#1	Cohan/ Hunnicutt
39 S	11 E	WM	33	NW NE	#3	Farber

7. Certificate 34770 defines the source for Reservoir #1 as an unnamed intermittent flow channel, tributary of Lost River, in Frank Worden Reservoirs #1 and #3. According to USGS topographical maps described in Attachment "A", there are a few intermittent drainages that contribute filling of Reservoirs #1 and #3. Reservoir #3 is not connected to Reservoir #1 and the source that fills Reservoir #3 is separate from the source that fills Reservoir #1. There is also a reservoir (#2) between #1 and #3 which is approximately ½ mile above Reservoir #1. When Reservoir #2 overflows, water spills into two additional intermittent flow channels as well. The description of the source for Certificate 34770 should be clarified to the following: "The right to store waters in Reservoir #1 from unnamed intermittent flow channels and the overflow waters from Reservoir #2 under Application R-34491, tributaries of Lost River, and the right to store water in Reservoir #3 from Wright Creek, tributary of the Lost River."
8. Application T-10425 proposes to change the character of use of this right to STORAGE FOR MULTIPLE PURPOSES.
9. The portion of the second right to be transferred is as follows
- Certificate:** 83670 in the name of RONALD T. WILLIAMS (perfected under Permit S-26405)
- Use:** IRRIGATION of 27.0 ACRES and STOCK USE
- Priority Date:** AUGUST 19, 1959
- Source:** Two reservoirs (perfected under Permit R-2286) tributaries of the LOST RIVER

Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
39 S	11 E	WM	29	SW SE	RESERVOIR #1: 1180 FEET NORTH AND 1650 FEET WEST FROM THE NW CORNER OF SECTION 33
39 S	11 E	WM	33	NW NE	RESERVOIR #3: 700 FEET SOUTH AND 3920 FEET EAST FROM THE NW CORNER OF SECTION 33

Authorized Place of Use:

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Landowner	Reservoir #
39 S	11 E	WM	29	SW SE	22.1	200	Cohan/Hunnicut	#1
39 S	11 E	WM	32	NW NE	4.9	8800	Cohan/Hunnicut	#1

LIVESTOCK							
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Landowner	Reservoir #
39 S	11 E	WM	29	SW SE	200	Cohan/Hunnicut	#1
39 S	11 E	WM	33	NW NE	9200	Farber	#3

10. Certificate 83670 describes the right to use water from an unnamed stream and two reservoirs (#1 and #3) for irrigation and stock use. The final proof survey notes clearly specify that the irrigation use applies to Reservoir #1 only. Reservoir #3 is not connected to any delivery system and therefore is impossible to be used for irrigation at the place of use described in the right. There are several intermittent drainages that contribute to the unnamed stream described in the right. There is also a reservoir (#2) approximately ½ mile above Reservoir #1. When Reservoir #2 reaches the maximum capacity, the overflow water spills into the intermittent flow channel as well. The USGS topographical map shows this in greater detail. The USGS topographical map also names the source that feeds Reservoir #3 as Wright Creek. This stream is the only source that is used to store water in Reservoir #3. The description of the source for Certificate 83670 should be clarified to the following: "The waters from unnamed intermittent flow channels and Reservoir #1 for Irrigation of 27.0 acres and Stock use, and the right to use the waters of Wright Creek and Reservoir #3 for Stock Use."

11. Application T-10425 proposes to change the character of use to the following:

RESERVOIR #1: 25% or (2.3 acre feet) for Agriculture Water Use, Riparian Enhancement, and 75% or (7.0 acre feet) for Supplemental Irrigation, Stock, Recreation and Wildlife Use							
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Landowner
39 S	11 E	WM	29	SW SE	22.1	200	Cohan/Hunnicut
39 S	11 E	WM	32	NW NE	4.9	8800	Cohan/Hunnicut

RESERVOIR #3: 10% or (1.05 acre feet) for Domestic Use Expanded for one household, Agricultural Water Use, and 90% or (9.45 acre feet) for Stock, Recreation and Wildlife Use							
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Landowner	
39 S	11 E	WM	33	NW NE	9200	Farber	

12. The third right to be transferred is as follows:

Certificate: 34773 in the name of R. T. Williams (perfected under Permit R-2579)
Use: STORAGE of WATER to be appropriated under APPLICATION S-34492, PERMIT S-27136 for STOCK and IRRIGATION
Priority Date: DECEMBER 2, 1960
Duty: 70.0 ACRE FEET; being 3.0 ACRE FEET for STOCK and 67.0 ACRE FEET for IRRIGATION
Source: Unnamed tributary of the LOST RIVER in WORDEN RESERVOIR #2.

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Ownership
39 S	11 E	WM	33	NE NW	Farber
39 S	11 E	WM	33	NW NW	Marsland
39 S	11 E	WM	33	SW NW	Marsland
39 S	11 E	WM	33	SE NW	Farber

13. Certificate 34773 describes the source as an unnamed tributary of the Lost River in Worden Reservoir #2. According to the USGS topographical maps (Attachment B), there are several intermittent drainages that contribute to the storage of the Reservoir #2. One of the sources is unnamed but contributes to the storage of both Reservoirs #1 & #2. The source forks on the south section line of Section 33 and flows into Reservoirs #1 and #2. Wright Creek also contributes to the storage of Reservoir #2 and is labeled as such on the topographical map. The description of the source for Certificate 34773 should be clarified to the following: "waters of unnamed intermittent flow channels and Wright Creek, tributaries of the Lost River."

14. Transfer Application T-10425 proposes to change the character of use of this right to STORAGE FOR MULTIPLE PURPOSES.

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

Certificate: 34774 in the name of R.T. Williams (perfected under Permit S-27136)
Use: SUPPLEMENTAL IRRIGATION of 27.0 ACRES and LIVESTOCK USE
Priority Date: DECEMBER 2, 1960
Duty: 70.0 ACRE FEET; being 3.0 ACRE FEET for STOCK and 67.0 ACRE FEET for SUPPLEMENTAL IRRIGATION
Source: WORDEN RESERVOIR #2 constructed under APPLICATION R-34491, PERMIT R-2579, tributary to the LOST RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
39 S	11 E	WM	33	SW NW	RESERVOIR #2: 1800 FEET SOUTH AND 1160 FEET EAST FROM THE NW CORNER OF SECTION 33

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	ACRES	Tax Lot	Landowner
39 S	11 E	WM	29	SW SE	22.1	200	Cohan/Hunnicut
39 S	11 E	WM	32	NW NE	4.9	8800	Cohan/Hunnicut

LIVESTOCK						
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Landowner
39 S	11 E	WM	33	NE NW	9200	Farber
39 S	11 E	WM	33	NW NW	9201	Marsland
39 S	11 E	WM	33	SW NW	9201	Marsland
39 S	11 E	WM	33	SE NW	9200	Farber

16. Application T-10425 proposes to change the character of use to the following:

RESERVOIR #2: 10% or (7.0 acre feet) for Domestic Use Expanded for two households, Agricultural Water Use, Riparian Enhancement and 90% or (63.0 acre feet) for Stock, Recreation, Wildlife and Aquatic Live Water Use.

17. Application T-10425 proposes to change the place of use to the following:

Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Landowner
39 S	11 E	WM	33	NE NW	9200	Farber
39 S	11 E	WM	33	NW NW	9201	Marsland
39 S	11 E	WM	33	SW NW	9201	Marsland
39 S	11 E	WM	33	SE NW	9200	Farber

18. Notice of the application for transfer was published on July 3, 2007, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
19. On June 9, 2011, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-10425 to the applicants. The draft Preliminary Determination set forth a deadline of July 9, 2011, for the applicants to respond.
20. On July 9, 2011 the applicants requested to extend the time for the completion of changes to October 1, 2017 and modified the proposed changes in character of use.
21. On August 3, and August 8, and August 11, 2011 a second draft Preliminary Determination reflecting the changes requested was mailed to the applicants. The applicants 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.
22. On September 20, 2011, the Department issued a Preliminary Determination proposing to approve Transfer Application T-10425 and mailed a copy to the applicants. Additionally, notice of the Preliminary Determination for the transfer application was published on the Department's weekly notice on September 27, 2011, and in the Herald and News newspaper on October 16, 23 and 30, 2011, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notice.

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

23. Water has been used within the last five years according to the terms and conditions of the rights, and there is no information in the record that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
24. A diversion structure and ditch sufficient to use the full amount of water allowed under the existing rights were present within the five-year period prior to submittal of Application T-10425.
25. The proposed changes would not result in enlargement of the rights.
26. The proposed changes would not result in injury to other water rights.

Conclusions of Law

The changes in the character of use and place of use proposed in application T-10425 are consistent with the requirements of ORS 540.505 to 540.580 and OAR 690-380-5000.

Now, therefore, it is ORDERED:

1. The changes in the character of use and place of use proposed in application T-10425 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 Certificates 34770, 34773, 34774, 83670, and any related decree.
3. Water right certificates 34770, 34773 and 34774 are cancelled.
4. Water right certificate 83670 is cancelled. A new certificate will be issued describing that of the right not affected by this transfer.
5. The former place of use of the transferred right shall no longer receive water under the right.
6. When required by the Department, the water user shall install, maintain and operate an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.
7. When required by the Department, the water user shall install, maintain and operate a headgate to control and regulate the quantity of water diverted. The type and plans of the headgate must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.
8. The approved changes shall be completed and full beneficial use of the water shall be made on or before **October 1, 2017**. A Claim of Beneficial Use prepared by a Certified Water

Right 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.

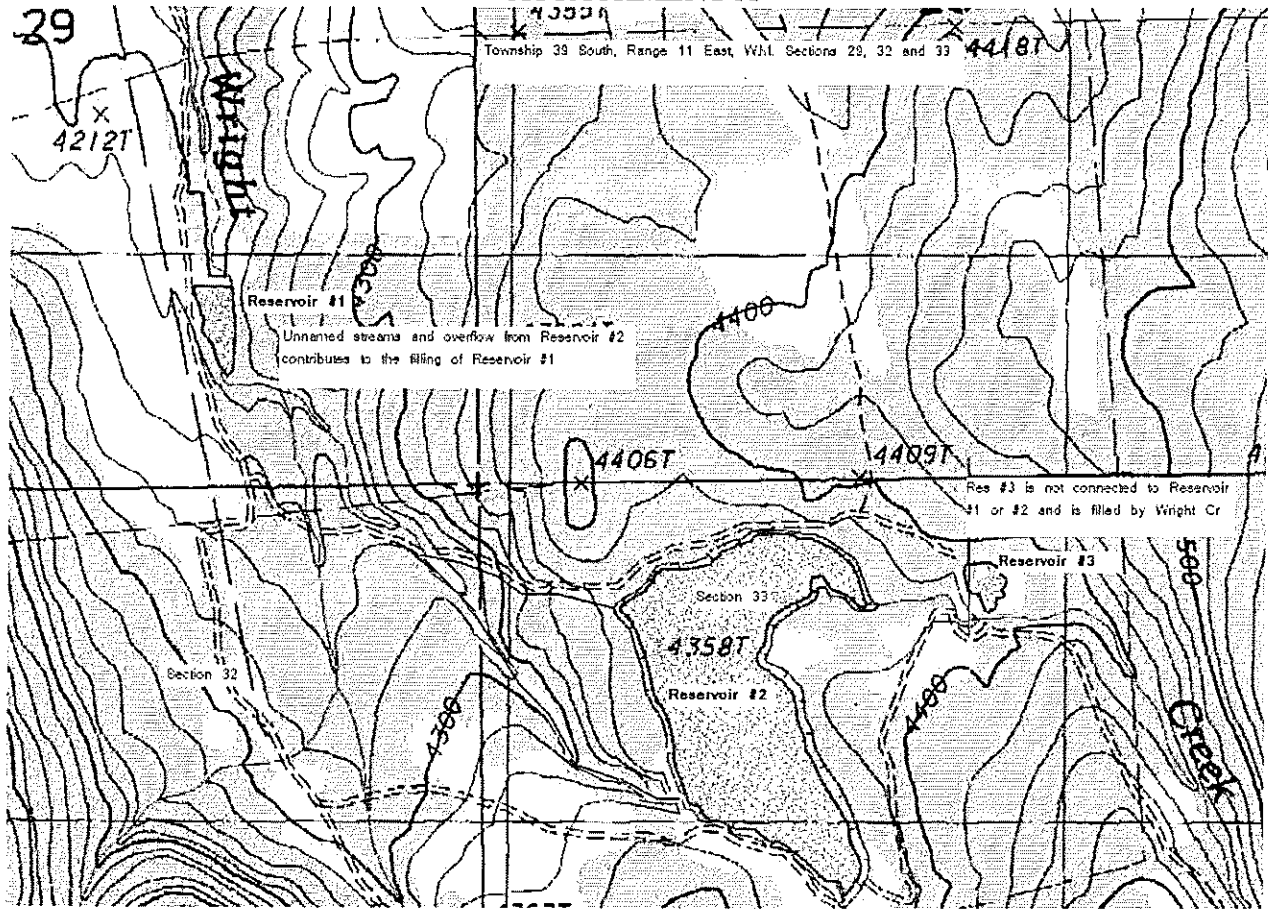
9. When satisfactory proof of the completed changes is received, new certificates confirming the rights transferred will be issued that clarify the sources for the rights as described in this order.

Dated at Salem, Oregon this 21 day of December, 2011.


Dwight French, Water Right Services Administrator for
PHILLIP C. WARD, DIRECTOR

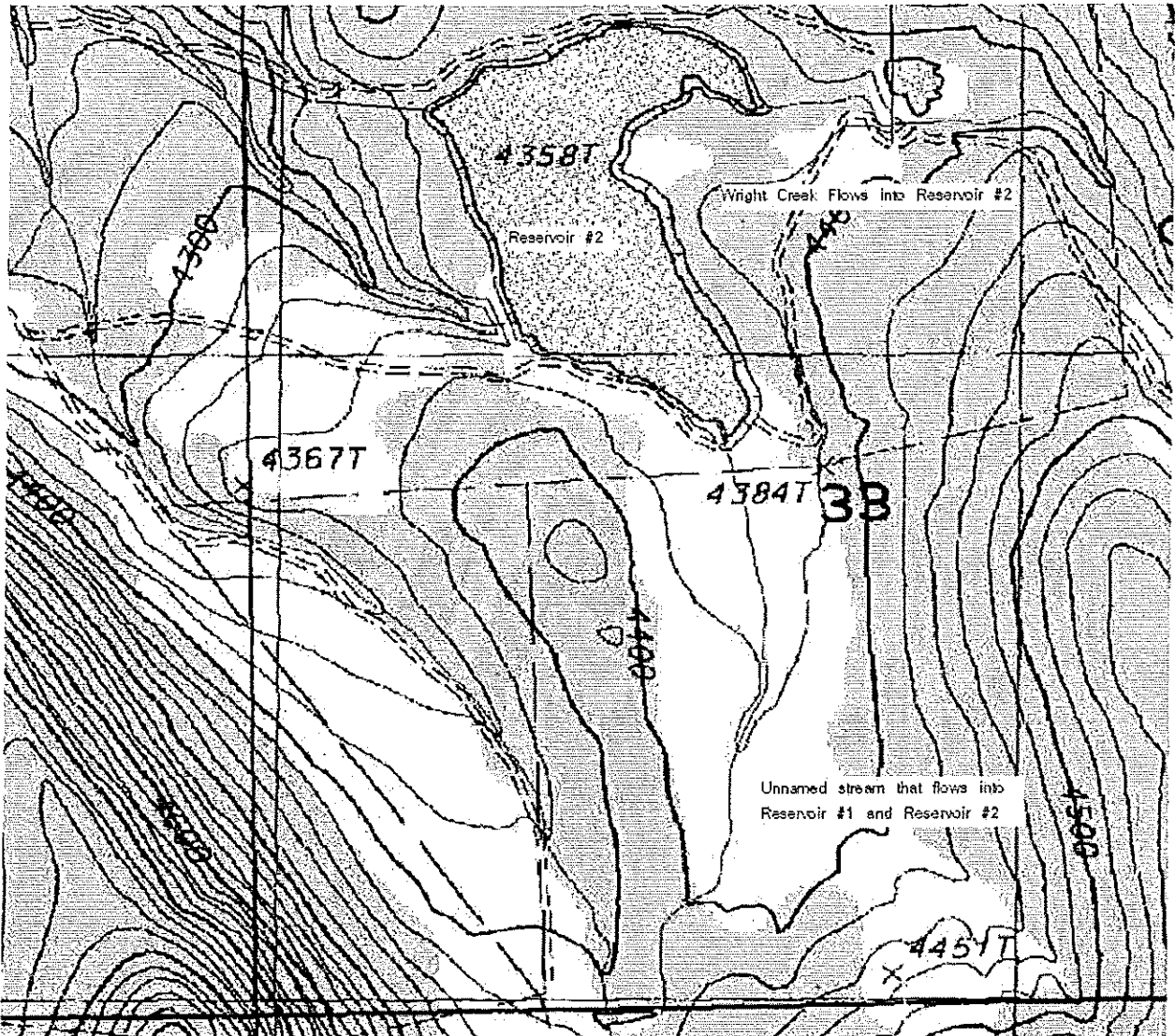
Mailing date: DEC 23 2011

"ATTACHMENT A"



There are a few intermittent drainages that contribute filling of Reservoirs #1 and #3. Reservoir # 3 is not connected to Reservoir #1 and the source that fills Reservoir # 3 is separate from the source that fills Reservoir # 1. There is also a reservoir (#2) between #1 and #3 which is approximately ½ mile above Reservoir #1. When Reservoir # 2 overflows, water spills into two additional intermittent flow channels as well.

ATTACHMENT "B"



There are several intermittent drainages that contribute to the storage of the Reservoir #2. One of the sources is unnamed but contributes to the storage of both Reservoirs #1 & #2. The source forks on the south section line of Section 33 and flows into Reservoirs #1 and #2. Wright Creek also contributes to the storage of Reservoir #2 and is labeled as such.

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

In the Matter of Transfer Application
T-10425, Klamath County

) **R E V I S E D**
) **D R A F T**
) PRELIMINARY DETERMINATION
) PROPOSING APPROVAL OF CHANGE
) IN CHARACTER OF USE, PLACE OF
) USE AND CORRECTION OF
) SCRIVENORS ERRORS OF WATER
) RIGHTS

Authority

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

Applicants

Dan Cohan and Mary Hunnicutt
P.O. Box 391
Arivaca, Az 85601-0391

Dale and Lavonne Marsland
8850 Philpott LN
Bonanza, Or 97623

Brian and Marlene Farber
P.O. Box 142
Bonanza, Or 97623

Findings of Fact

Background

1. On June 29, 2007, Donald and Debra Randel filed an application to change the character of use under Certificates 34770, 83670, 34773 and 34774. The Department assigned the application number T-10425.
2. On March 5, 2010, Donald and Debra Randel modified the transfer application to assign their interest in the transfer T-10425 to Dan Cohan and Mary Hunnicutt.
3. On June 14, June 16 and June 30, 2011, the applicants modified the application for Certificates 34770, 83670, 34773 and 34774.
4. On July 9, 2011 the applicants requested to extend the time for the completion of changes to October 1, 2017.
5. On August ^(7/29/11) the applicants made additional modifications to the proposed type of use changes.

6. The first right to be transferred is as follows:

Certificate: 34770 in the name of Ronald T. Williams (perfected under Permit R-2286)

Use: STOCK AND IRRIGATION

Priority Date: AUGUST 19, 1959

Duty: 19.8 ACRE FEET BEING 2.3 ACRE FEET FOR IRRIGATION AND 7.0 ACRE FOOT FOR STOCK IN RESERVOIR NUMBER 1 AND 10.5 ACRE FEET FOR STOCK IN RESERVOIR NUMBER 3

Source: UNNAMED INTERMITTENT FLOW CHANNEL, tributary to LOST RIVER IN FRANK WORDEN RESERVOIRS NOS. 1 AND 3, APPROPRIATED UNDER APPLICATION NO. 33301, PERMIT NO. 26405

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Reservoir Name	Owner
39 S	11 E	WM	29	SW SE	Res No. 1	Cohan/ Hunnicutt
39 S	11 E	WM	33	NW NE	Res No 3	Farber

7. Certificate 34770 defines the source for Reservoir #1 as an unnamed intermittent flow channel, tributary of Lost River, in Frank Worden Reservoirs Nos. 1 and 3. According to USGS topographical maps described in Attachment "A", there are a few intermittent drainages that contribute filling of reservoirs #1 and #3. Reservoir # 3 is not connected to reservoir #1 and the source that fills reservoir # 3 is separate from the source that fills reservoir # 1. There is also a reservoir (#2) between #1 and #3 which is approximately ½ mile above reservoir #1. When reservoir # 2 overflows, water spills into two additional intermittent flow channels as well. Certificate 34770 should be corrected to say the following:..."The right to store waters in Reservoir No.1 from unnamed intermittent flow channels and the overflow waters from Reservoir No. 2 under application R-34491, tributaries of Lost River and the right to store water in Reservoir No. 1 from Wright Creek, tributary of the Lost River."...

8. Application T-10425 proposes to change the type of use of this right to STORAGE FOR MULTIPLE PURPOSES.

9. The second right to be transferred is as follows

Certificate: 83670 in the name of RONALD T. WILLIAMS (perfected under Permit S-26405)

Use: IRRIGATION, of 27.0 ACRES AND STOCK USE

Priority Date: AUGUST 19, 1959

Source: Two reservoirs (perfected under permit R-2286) tributaries of the Lost River

Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
39 S	11 E	WM	29	SW SE	RESERVOIR #1: 1180 FEET NORTH AND 1650 FEET WEST FROM THE NW CORNER OF SECTION 33
39 S	11 E	WM	33	NW NE	RESERVOIR #3: 700 FEET SOUTH AND 3920 FEET EAST FROM THE NW CORNER OF SECTION 33

Authorized Place of Use:

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Landowner	Reservoir #
39 S	11 E	WM	29	SW SE	22.1	200	Cohan/Hunnicut	#1
39 S	11 E	WM	32	NW NE	4.9	8800	Cohan/Hunnicut	#1

LIVESTOCK							
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Landowner	Reservoir #
39 S	11 E	WM	29	SW SE	200	Cohan/Hunnicut	#1
39 S	11 E	WM	33	NW NE	9200	Farber	#3

10. Certificate 83670 describes the right to use water from an unnamed stream and two reservoirs (#1 and #3) for irrigation and stock use. The final proof survey notes clearly specify that the irrigation use applies to Reservoir #1 only. Reservoir #3 is not connected to any delivery system and therefore is impossible to be used for irrigation at the place of use described in the right. There are several intermittent drainages that contribute to the unnamed stream described in the right. There is also a reservoir (#2) approximately ½ mile above reservoir #1. When reservoir #2 reaches the maximum capacity, the overflow water spills into the intermittent flow channel as well. The USGS topographical map shows this in greater detail. The USGS topographical map also names the source that feeds Reservoir # 3 as Wright Creek. This stream is the only source that is used to store water in Reservoir # 3. Certificate 83670 should be corrected to say the following: ...”confirms the right to use the waters from unnamed intermittent flow channels and Reservoir #1 for irrigation of 27.0 acres of Irrigation and Stock use and the right to use the waters of Wright Creek and Reservoir #3 for Stock Use.

11. Application T-10425 proposes to change the type of use to the following:

RESERVOIR #1: 25% or (2.3 acre feet) for Agriculture Water Use, Riparian Enhancement, and 75% or (7.0 acre feet) for Supplemental Irrigation, Stock, Recreation and Wildlife Use								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Landowner	
39 S	11 E	WM	29	SW SE	22.1	200	Cohan/Hunnicut	
39 S	11 E	WM	32	NW NE	4.9	8800	Cohan/Hunnicut	

RESERVOIR #3: 10% or (1.05 acre feet) for Domestic Use Expanded for one household, Agricultural Water Use, and 90% or (9.45 acre feet) for Stock, Recreation and Wildlife Use								
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Landowner		
39 S	11 E	WM	33	NW NE	9200	Farber		

12. The third right to be transferred is as follows:
Certificate: 34773 in the name of R. T. Williams (perfected under Permit R-2579)
Use: STOCK and IRRIGATION
Priority Date: DECEMBER 2, 1960
Duty: 70.0 ACRE FEET; BEING 3.0 ACRE FEET FOR STOCK AND 67.0 ACRE FEET FOR IRRIGATION

Source: UNNAMED TRIBUTARY OF THE LOST RIVER IN WORDEN RESERVOIR NO. 2, APPROPRIATED UNDER APPLICATION NO. 34492, PERMIT NO. 27136

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Ownership
39 S	11 E	WM	33	NE NW	Farber
39 S	11 E	WM	33	NW NW	Marsland
39 S	11 E	WM	33	SW NW	Marsland
39 S	11 E	WM	33	SE NW	Farber

13. Certificate 34773 describes the source as an unnamed tributary of the Lost River in Worden Reservoir No. 2. According to the USGS topographical maps (**Attachment B**), there are several intermittent drainages that contribute to the storage of the reservoir #2. One of the sources is unnamed but contributes to the storage of both reservoirs #1 & #2. The source forks on the south section line of section 33 and flows into Reservoir #1 and #2. Wright Creek also contributes to the storage of reservoir #2 and is labeled as such on the topographical map. Certificate 34773 should be corrected to say the following: ...”a right to store waters of unnamed intermittent flow channels and Wright Creek, tributaries of the Lost River”...

14. Application T-10425 proposes to change the type of use of this right to **STORAGE FOR MULTIPLE PURPOSES**.

15. The third right to be transferred is as follows:

Certificate: 34774 in the name of R.T. Williams (perfected under Permit S-27136)
Use: SUPPLEMENTAL IRRIGATION OF 27.0 ACRES AND LIVESTOCK USE
Priority Date: DECEMBER 2, 1960
Duty: 70.0 ACRE FEET; being 3.0 acre feet for stock and 67.0 acre feet for supplemental irrigation
Source: WORDEN RESERVOIR #2 constructed under application R-34491, Permit No. R-2579, tributary to the Lost River

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
39 S	11 E	WM	33	SW NW	RESERVOIR #2: 1800 FEET SOUTH AND 1160 FEET EAST FROM THE NW CORNER OF SECTION 33

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	ACRES	Tax Lot	Landowner
39 S	11 E	WM	29	SW SE	22.1	200	Cohan/Hunnicutt
39 S	11 E	WM	32	NW NE	4.9	8800	Cohan/Hunnicutt

LIVESTOCK						
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Landowner
39 S	11 E	WM	33	NE NW	9200	Farber
39 S	11 E	WM	33	NW NW	9201	Marsland
39 S	11 E	WM	33	SW NW	9201	Marsland
39 S	11 E	WM	33	SE NW	9200	Farber

16. Application T-10425 proposes to change the type of use to the following:

RESERVOIR #2: 10% or (7.0 acre feet) for Domestic Use Expanded for two households, Agricultural Water Use, Riparian Enhancement and 90% or (63.0 acre feet) for Stock, Recreation, Wildlife and Aquatic Live Water Use.

17. Application T-10425 proposes to change the place of use to the following:

Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Landowner
39 S	11 E	WM	33	NE NW	9200	Farber
39 S	11 E	WM	33	NW NW	9201	Marsland
39 S	11 E	WM	33	SW NW	9201	Marsland
39 S	11 E	WM	33	SE NW	9200	Farber

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

18. Water has been used within the last five years according to the terms and conditions of the rights, and there is no information in the record that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
19. A diversion structure and ditch sufficient to use the full amount of water allowed under the existing rights were present within the five-year period prior to submittal of Application T-10425.
20. The proposed change would not result in enlargement of the rights.
21. The proposed change would not result in injury to other water rights.
22. Notice of the application for transfer was published on July 3, 2007, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
23. On June 9, 2011, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-10425 to the applicants. The draft Preliminary Determination set forth a deadline of July 9, 2011, for the applicants to respond. On August 3, and August 8, 2011 a second draft Preliminary Determination reflecting the changes requested was mailed to the applicants. The applicants 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.

Determination and Proposed Action

The change in the character of use proposed in application T-10425 appears to be consistent with the requirements of ORS 540.505 to 540.580 and OAR 690-380-5000. If protests are not filed pursuant to OAR 690-380-4030, the application will be approved.

If application T-10425 is approved, the final order will include the following:

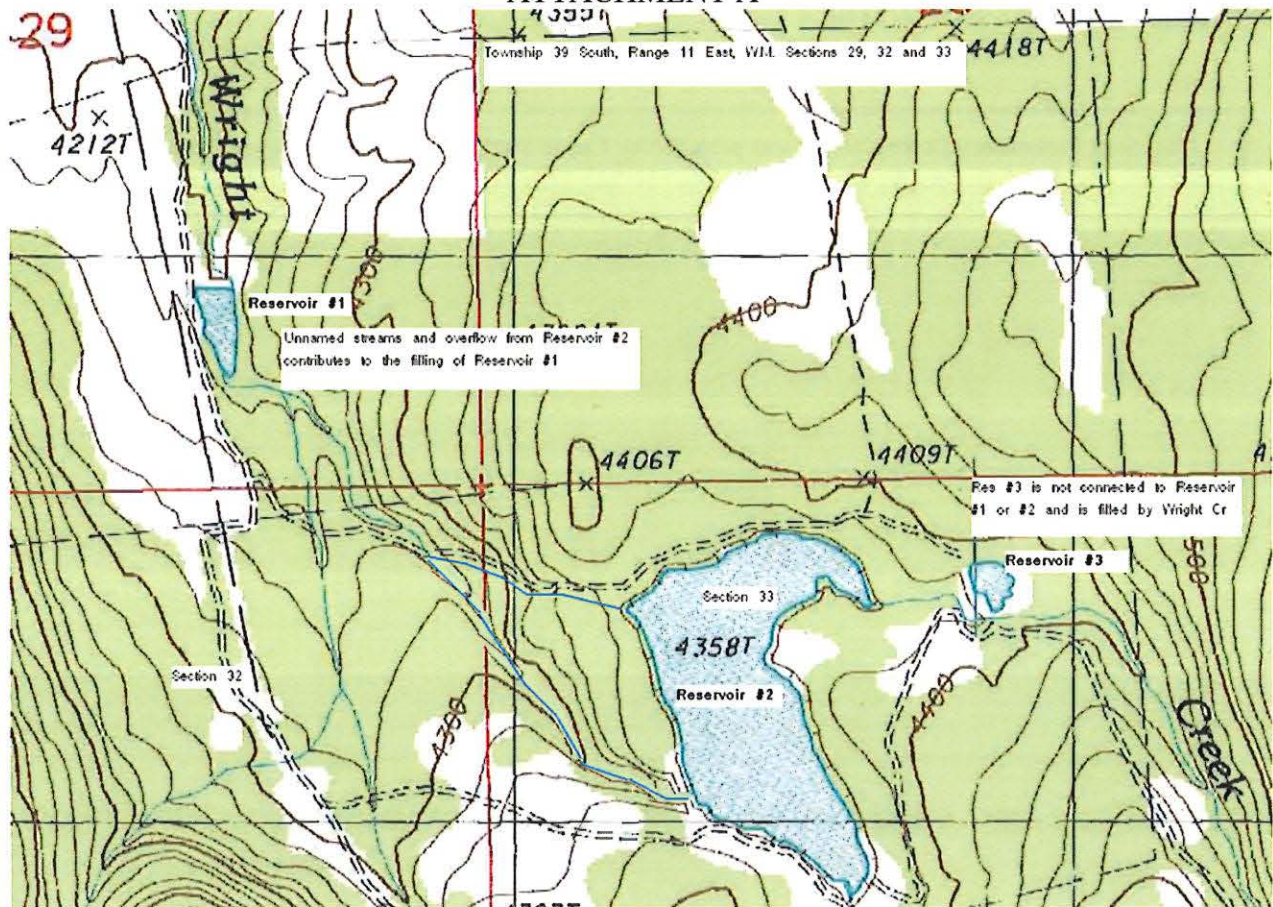
- 1. The changes in the character of use proposed in application T-10425 are approved.*
- 2. Water right certificates 34770, 34773 and 34774 are cancelled.*
- 3. Water right certificate 83670 is cancelled. A new certificate will be issued describing that portion of the right not affected by this transfer and cancellation.*
- 4. The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificates 34770, 34773, 34774, 83670, and any related decree.*
- 5. When required by the Department, the water user shall install, maintain and operate an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.*
- 6. When required by the Department, the water user shall install, maintain and operate a headgate to control and regulate the quantity of water diverted. The type and plans of the headgate must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.*
- 7. The former place of use of the transferred right shall no longer receive water under the right.*
- 8. The approved changes shall be completed and full beneficial use of the water shall be made on or before **October 1, 2017**. 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.*
- 9. When satisfactory proof of the completed changes is received, new certificates confirming the rights transferred and the corrected scrivener's errors as described in this order will be issued.*

Dated at Salem, Oregon this _____ day of _____ 2011.

Dwight French, Water Right Services Administrator for
PHILLIP C. WARD, DIRECTOR

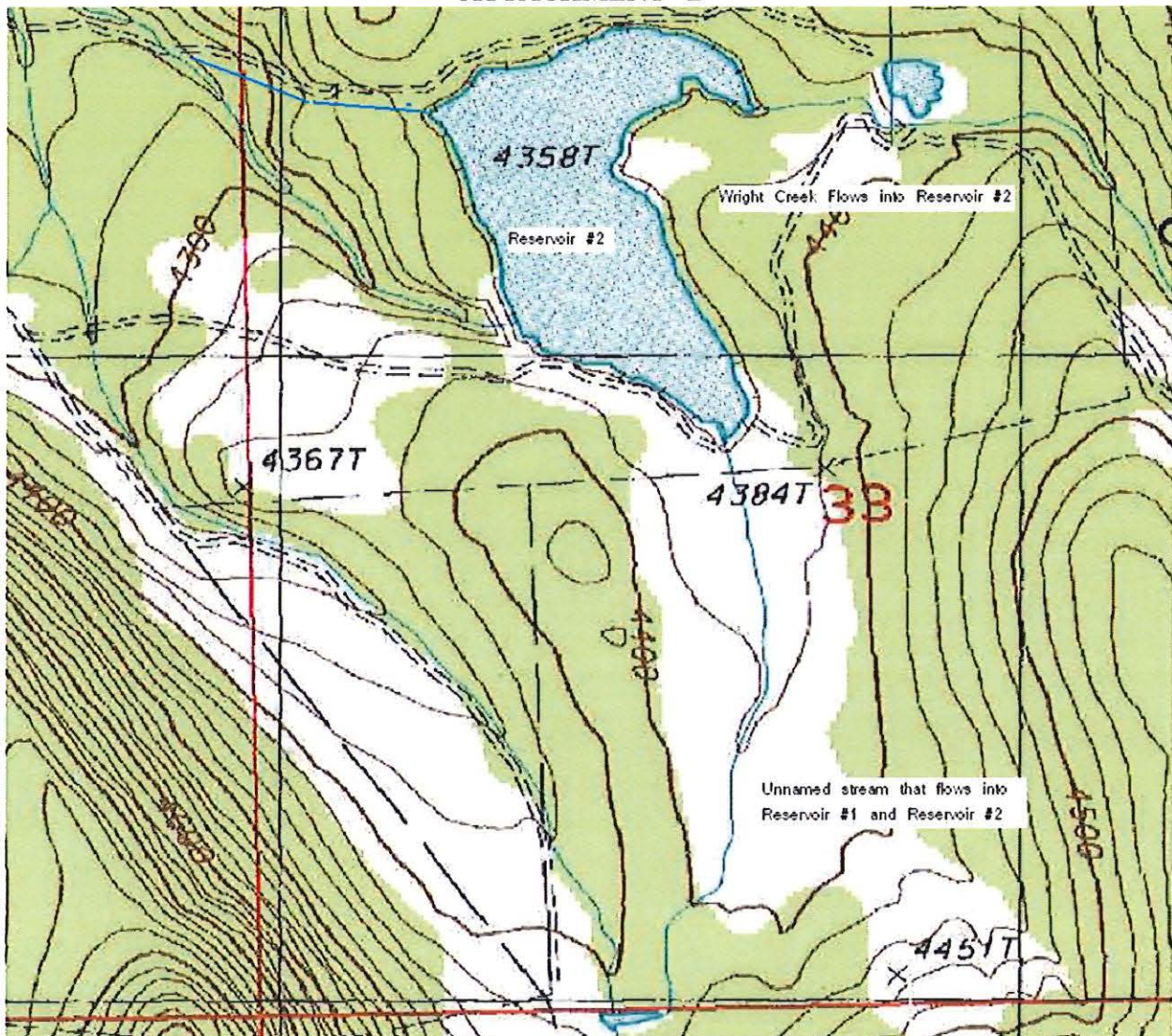
This draft Preliminary Determination was prepared by Carrie Matthews. If you have questions about the information in this document, you may reach me at 541-523-8224 x 36 or Carrie.R.Matthews@wrd.state.or.us

"ATTACHMENT A"



There are a few intermittent drainages that contribute filling of reservoirs #1 and #3. Reservoir #3 is not connected to reservoir #1 and the source that fills reservoir #3 is separate from the source that fills reservoir #1. There is also a reservoir (#2) between #1 and #3 which is approximately ½ mile above reservoir #1. When reservoir #2 overflows, water spills into two additional intermittent flow channels as well.

ATTACHMENT "B"



There are several intermittent drainages that contribute to the storage of the reservoir #2. One of the sources is unnamed but contributes to the storage of both reservoirs #1 & #2. The source forks on the south section line of section 33 and flows into Reservoir #1 and #2. Wright Creek also contributes to the storage of reservoir #2 and is labeled as such.

CLARK Gerry E

From: CLARK Gerry E
Sent: Thursday, August 20, 2015 10:52 AM
To: 'Darryl Anderson'
Subject: RE: T-10425

Darryl,

The Claims can be completed and submitted if both the change and use of water authorized under the order has been completed. If, due to water availability, the users have not stored and used any water under the transfer, they are not ready for their Claim. Beneficial Use is the use of water under the terms and conditions of the transfer order.

Based on the order, it appears that the transfer holders have until October 1, 2017, to make the change authorized under the order. If water is not available for use by that date, they will need to file for an extension of time.

As for completing the topo survey of the ponds, I do not see an issue with completing that at this time. The key will be that the Claim cannot be submitted until water has been stored and use(s) made. Specifically, we are looking at the storage and use between December 21, 2011, and October 1, 2017.

Please be aware that if use storage and use was made between December 21, 2011, and today, the Claim could be based on that use. The lack of water today is not an issue as long as they did make the change and use water following the transfer order issuance.

Please let me know if you have any additional questions.

Gerry

Gerry Clark
Water Right Services Division
Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301

Phone: 503-986-0811

From: Darryl Anderson [<mailto:darryla@andersonengineering.com>]
Sent: Wednesday, August 19, 2015 11:19 AM
To: gerald.e.clark@state.or.us
Subject: T-10425

Hi Gerry

The owners of the above transfer want the proof done and completed. I noted that all irrigation equipment must be in place, however this year we have no water,

We would like to finish the proof since everything is ready and we have topography on the ponds. Do you see any issues??

Thanks

Call - After Lunch

Dan Cohan - 520-235-7146

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

In the Matter of Transfer Application) FINAL ORDER APPROVING CHANGES
T-10425, Klamath County) IN CHARACTER OF USE AND PLACE
) OF USE AND CLARIFYING THE
) DESCRIPTIONS OF WATER RIGHT
) SOURCES

Authority

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

Applicants

Dale and Lavonne Marsland
8850 Philpott LN
Bonanza, OR 97623

Applicants

Brian and Marlene Farber
P.O. Box 142
Bonanza, OR 97623

Receiving Landowners

Dan Cohan and Mary Hunnicutt
P.O. Box 391
Arivaca, AZ 85601-0391

Findings of Fact

Background

1. On June 29, 2007, Donald and Debra Randel filed an application to change the character of use under Certificates 34773 and 34774. The Department assigned the application number T-10425.
2. On September 21, 2007, a portion of T-10425 was assigned to Brian and Marlene Farber.
3. On October 23, 2007, another portion of T-10425 was assigned to Dale and LaVonne Marsland.
4. On March 5, 2010, Donald and Debra Randel modified the transfer application to list Dan Cohan and Mary Hunnicutt as receiving landowners, since the Randels had sold the remaining portion of the land included in T-10425 to them.
5. On June 14, June 16 and June 30, 2011, the applicants modified the proposed changes in the application to include Certificates 34770, 83670, 34773 and 34774.

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.

6. The first right to be transferred is as follows:

Certificate: 34770 in the name of Ronald T. Williams (perfected under Permit R-2286)

Use: STORAGE of WATER to be appropriated under APPLICATION S-33301, PERMIT S-26405 for STOCK and IRRIGATION

Priority Date: AUGUST 19, 1959

Duty: 19.8 ACRE FEET; being 2.3 ACRE FEET for IRRIGATION and 7.0 ACRE FEET for STOCK in RESERVOIR #1, and 10.5 ACRE FEET for STOCK in RESERVOIR #3

Source: Unnamed intermittent flow channel, tributary to LOST RIVER in FRANK WORDEN RESERVOIRS #1 and #3.

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Reservoir #	Owner
39 S	11 E	WM	29	SW SE	#1	Cohan/ Hunnicutt
39 S	11 E	WM	33	NW NE	#3	Farber

7. Certificate 34770 defines the source for Reservoir #1 as an unnamed intermittent flow channel, tributary of Lost River, in Frank Worden Reservoirs #1 and #3. According to USGS topographical maps described in Attachment "A", there are a few intermittent drainages that contribute filling of Reservoirs #1 and #3. Reservoir #3 is not connected to Reservoir #1 and the source that fills Reservoir #3 is separate from the source that fills Reservoir #1. There is also a reservoir (#2) between #1 and #3 which is approximately 1/2 mile above Reservoir #1. When Reservoir #2 overflows, water spills into two additional intermittent flow channels as well. The description of the source for Certificate 34770 should be clarified to the following: "The right to store waters in Reservoir #1 from unnamed intermittent flow channels and the overflow waters from Reservoir #2 under Application R-34491, tributaries of Lost River, and the right to store water in Reservoir #3 from Wright Creek, tributary of the Lost River."

8. Application T-10425 proposes to change the character of use of this right to STORAGE FOR MULTIPLE PURPOSES.

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

Certificate: 83670 in the name of RONALD T. WILLIAMS (perfected under Permit S-26405)

Use: IRRIGATION of 27.0 ACRES and STOCK USE

Priority Date: AUGUST 19, 1959

Source: Two reservoirs (perfected under Permit R-2286) tributaries of the LOST RIVER

Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
39 S	11 E	WM	29	SW SE	RESERVOIR #1: 1180 FEET NORTH AND 1650 FEET WEST FROM THE NW CORNER OF SECTION 33
39 S	11 E	WM	33	NW NE	RESERVOIR #3: 700 FEET SOUTH AND 3920 FEET EAST FROM THE NW CORNER OF SECTION 33

Authorized Place of Use:

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Landowner	Reservoir #
39 S	11 E	WM	29	SW SE	22.1	200	Cohan/Hunnicut	#1
39 S	11 E	WM	32	NW NE	4.9	8800	Cohan/Hunnicut	#1

LIVESTOCK							
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Landowner	Reservoir #
39 S	11 E	WM	29	SW SE	200	Cohan/Hunnicut	#1
39 S	11 E	WM	33	NW NE	9200	Farber	#3

10. Certificate 83670 describes the right to use water from an unnamed stream and two reservoirs (#1 and #3) for irrigation and stock use. The final proof survey notes clearly specify that the irrigation use applies to Reservoir #1 only. Reservoir #3 is not connected to any delivery system and therefore is impossible to be used for irrigation at the place of use described in the right. There are several intermittent drainages that contribute to the unnamed stream described in the right. There is also a reservoir (#2) approximately ½ mile above Reservoir #1. When Reservoir #2 reaches the maximum capacity, the overflow water spills into the intermittent flow channel as well. The USGS topographical map shows this in greater detail. The USGS topographical map also names the source that feeds Reservoir #3 as Wright Creek. This stream is the only source that is used to store water in Reservoir #3. The description of the source for Certificate 83670 should be clarified to the following: "The waters from unnamed intermittent flow channels and Reservoir #1 for Irrigation of 27.0 acres and Stock use, and the right to use the waters of Wright Creek and Reservoir #3 for Stock Use."

11. Application T-10425 proposes to change the character of use to the following:

RESERVOIR #1: 25% or (2.3 acre feet) for Agriculture Water Use, Riparian Enhancement, and 75% or (7.0 acre feet) for Supplemental Irrigation, Stock, Recreation and Wildlife Use								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Landowner	
39 S	11 E	WM	29	SW SE	22.1	200	Cohan/Hunnicut	
39 S	11 E	WM	32	NW NE	4.9	8800	Cohan/Hunnicut	

RESERVOIR #3: 10% or (1.05 acre feet) for Domestic Use Expanded for one household, Agricultural Water Use, and 90% or (9.45 acre feet) for Stock, Recreation and Wildlife Use								
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Landowner		
39 S	11 E	WM	33	NW NE	9200	Farber		

12. The third right to be transferred is as follows:

Certificate: 34773 in the name of R. T. Williams (perfected under Permit R-2579)
Use: STORAGE of WATER to be appropriated under APPLICATION S-34492, PERMIT S-27136 for STOCK and IRRIGATION
Priority Date: DECEMBER 2, 1960
Duty: 70.0 ACRE FEET; being 3.0 ACRE FEET for STOCK and 67.0 ACRE FEET for IRRIGATION
Source: Unnamed tributary of the LOST RIVER in WORDEN RESERVOIR #2.

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Ownership
39 S	11 E	WM	33	NE NW	Farber
39 S	11 E	WM	33	NW NW	Marsland
39 S	11 E	WM	33	SW NW	Marsland
39 S	11 E	WM	33	SE NW	Farber

13. Certificate 34773 describes the source as an unnamed tributary of the Lost River in Worden Reservoir #2. According to the USGS topographical maps (Attachment B), there are several intermittent drainages that contribute to the storage of the Reservoir #2. One of the sources is unnamed but contributes to the storage of both Reservoirs #1 & #2. The source forks on the south section line of Section 33 and flows into Reservoirs #1 and #2. Wright Creek also contributes to the storage of Reservoir #2 and is labeled as such on the topographical map. The description of the source for Certificate 34773 should be clarified to the following: "waters of unnamed intermittent flow channels and Wright Creek, tributaries of the Lost River."

14. Transfer Application T-10425 proposes to change the character of use of this right to STORAGE FOR MULTIPLE PURPOSES.

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

Certificate: 34774 in the name of R.T. Williams (perfected under Permit S-27136)
Use: SUPPLEMENTAL IRRIGATION of 27.0 ACRES and LIVESTOCK USE
Priority Date: DECEMBER 2, 1960
Duty: 70.0 ACRE FEET; being 3.0 ACRE FEET for STOCK and 67.0 ACRE FEET for SUPPLEMENTAL IRRIGATION
Source: WORDEN RESERVOIR #2 constructed under APPLICATION R-34491, PERMIT R-2579, tributary to the LOST RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
39 S	11 E	WM	33	SW NW	RESERVOIR #2: 1800 FEET SOUTH AND 1160 FEET EAST FROM THE NW CORNER OF SECTION 33

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	ACRES	Tax Lot	Landowner
39 S	11 E	WM	29	SW SE	22.1	200	Cohan/Hunnicut
39 S	11 E	WM	32	NW NE	4.9	8800	Cohan/Hunnicut

LIVESTOCK						
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Landowner
39 S	11 E	WM	33	NE NW	9200	Farber
39 S	11 E	WM	33	NW NW	9201	Marsland
39 S	11 E	WM	33	SW NW	9201	Marsland
39 S	11 E	WM	33	SE NW	9200	Farber

16. Application T-10425 proposes to change the character of use to the following:

RESERVOIR #2: 10% or (7.0 acre feet) for Domestic Use Expanded for two households, Agricultural Water Use, Riparian Enhancement and 90% or (63.0 acre feet) for Stock, Recreation, Wildlife and Aquatic Live Water Use.

17. Application T-10425 proposes to change the place of use to the following:

Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Landowner
39 S	11 E	WM	33	NE NW	9200	Farber
39 S	11 E	WM	33	NW NW	9201	Marsland
39 S	11 E	WM	33	SW NW	9201	Marsland
39 S	11 E	WM	33	SE NW	9200	Farber

18. Notice of the application for transfer was published on July 3, 2007, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
19. On June 9, 2011, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-10425 to the applicants. The draft Preliminary Determination set forth a deadline of July 9, 2011, for the applicants to respond.
20. On July 9, 2011 the applicants requested to extend the time for the completion of changes to October 1, 2017 and modified the proposed changes in character of use.
21. On August 3, and August 8, and August 11, 2011 a second draft Preliminary Determination reflecting the changes requested was mailed to the applicants. The applicants 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.
22. On September 20, 2011, the Department issued a Preliminary Determination proposing to approve Transfer Application T-10425 and mailed a copy to the applicants. Additionally, notice of the Preliminary Determination for the transfer application was published on the Department's weekly notice on September 27, 2011, and in the Herald and News newspaper on October 16, 23 and 30, 2011, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notice.

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

23. Water has been used within the last five years according to the terms and conditions of the rights, and there is no information in the record that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
24. A diversion structure and ditch sufficient to use the full amount of water allowed under the existing rights were present within the five-year period prior to submittal of Application T-10425.
25. The proposed changes would not result in enlargement of the rights.
26. The proposed changes would not result in injury to other water rights.

Conclusions of Law

The changes in the character of use and place of use proposed in application T-10425 are consistent with the requirements of ORS 540.505 to 540.580 and OAR 690-380-5000.

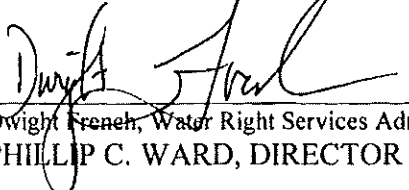
Now, therefore, it is ORDERED:

1. The changes in the character of use and place of use proposed in application T-10425 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 Certificates 34770, 34773, 34774, 83670, and any related decree.
3. Water right certificates 34770, 34773 and 34774 are cancelled.
4. Water right certificate 83670 is cancelled. A new certificate will be issued describing that of the right not affected by this transfer.
5. The former place of use of the transferred right shall no longer receive water under the right.
6. When required by the Department, the water user shall install, maintain and operate an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.
7. When required by the Department, the water user shall install, maintain and operate a headgate to control and regulate the quantity of water diverted. The type and plans of the headgate must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.
8. The approved changes shall be completed and full beneficial use of the water shall be made on or before **October 1, 2017**. A Claim of Beneficial Use prepared by a Certified Water

Right 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.

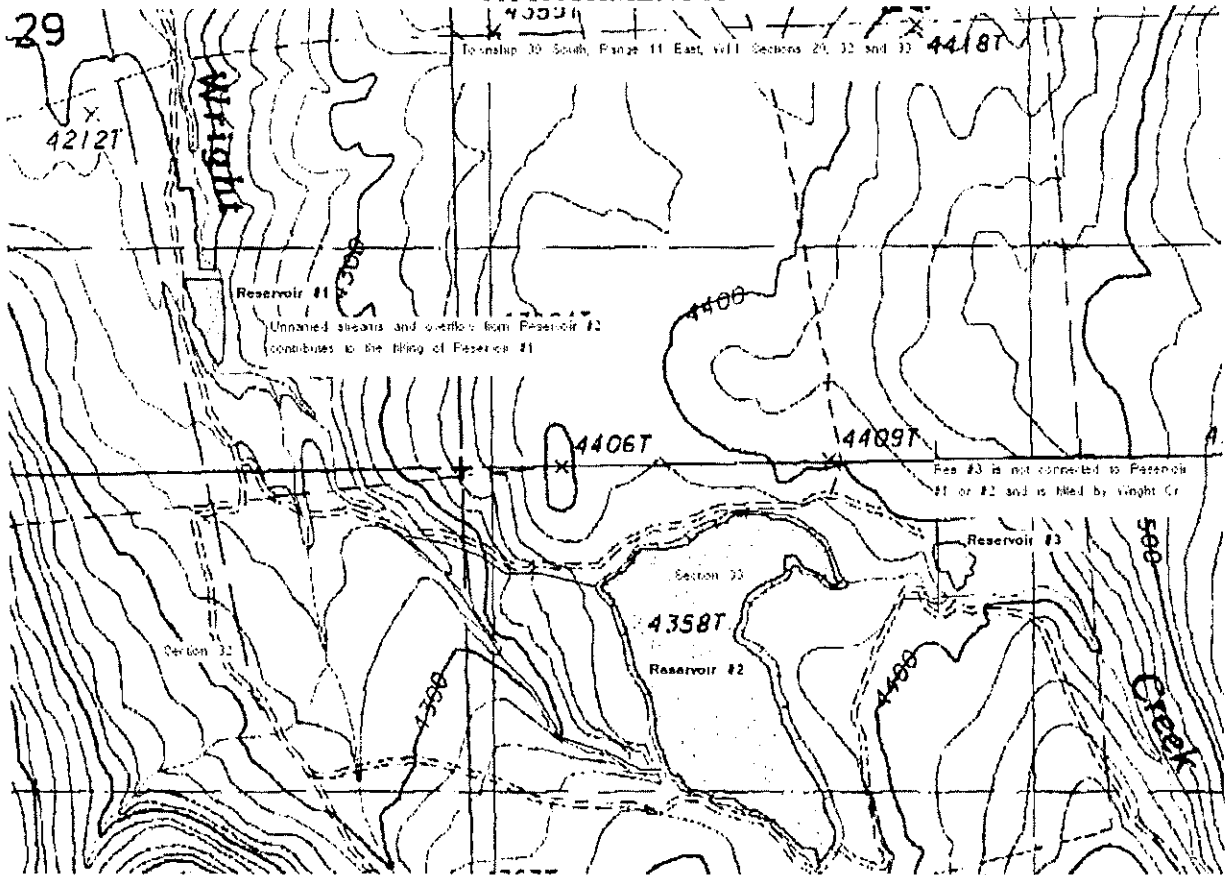
9. When satisfactory proof of the completed changes is received, new certificates confirming the rights transferred will be issued that clarify the sources for the rights as described in this order.

Dated at Salem, Oregon this 21 day of December, 2011.


Dwight French, Water Right Services Administrator for
PHILLIP C. WARD, DIRECTOR

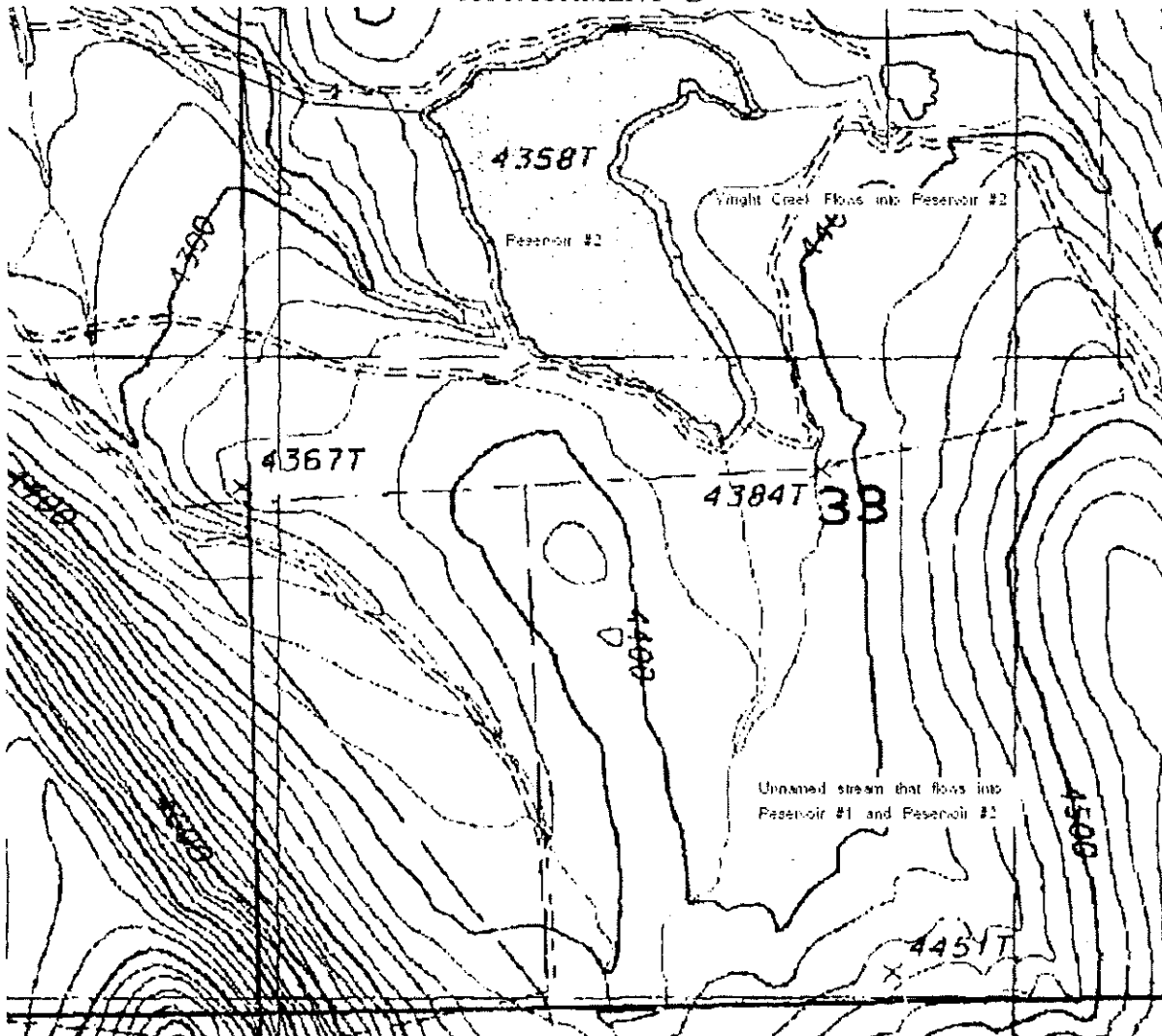
Mailing date: DEC 23 2011

"ATTACHMENT A"



There are a few intermittent drainages that contribute filling of Reservoirs #1 and #3. Reservoir #3 is not connected to Reservoir #1 and the source that fills Reservoir #3 is separate from the source that fills Reservoir #1. There is also a reservoir (#2) between #1 and #3 which is approximately ½ mile above Reservoir #1. When Reservoir #2 overflows, water spills into two additional intermittent flow channels as well.

ATTACHMENT "B"



There are several intermittent drainages that contribute to the storage of the Reservoir #2. One of the sources is unnamed but contributes to the storage of both Reservoirs #1 & #2. The source forks on the south section line of Section 33 and flows into Reservoirs #1 and #2. Wright Creek also contributes to the storage of Reservoir #2 and is labeled as such.

We would like to modify transfer application T-10425 to include Certificates 34770, 83670, 34773 and 34774.

We would like to change the type of use to Multipurpose Use for the storage rights on Reservoirs 1, 2, and 3 (Certificates 34770 and 34773).

We would like to change the Irrigation and Stock use authorized for this right from Reservoirs 2 (Certificate 34774) to: Pond maintenance, Ranch management, including but not limited to: road watering, wildlife habitat, stock watering, dust abatement, and recreation uses.

We would like to change the Stock portion only from Certificate 83670 to: Pond maintenance, Ranch management, including but not limited to: road watering, wildlife habitat, stock watering, dust abatement, and recreation uses. We will continue to use the irrigation component from Reservoir #1 on the place of use authorized under this right. Reservoir #3 is not tied to the irrigation component of this right.

Dan Cohan

Mary Hunnicutt

Date

Dale Marsland

Lavonne Marsland

Date

Brian Farber
Brian Farber

Marlene Farber
Marlene Farber

6/14/11
Date



OREGON WATER RESOURCES DEPT
FIELD SERVICES DIVISION EAST REGION
ATTN: CARRIE MATTHEWS

We would like to modify transfer application T-10425 to include Certificates 34770, 83670, 34773 and 34774.

We would like to change the type of use to Multipurpose Use for the storage rights on Reservoirs 1, 2, and 3 (Certificates 34770 and 34773).

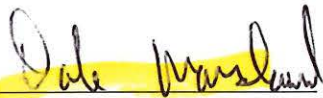
We would like to change the Irrigation and Stock use authorized for this right from Reservoirs 2 (Certificate 34774) to: Pond maintenance, Ranch management, including but not limited to: road watering, wildlife habitat, stock watering, dust abatement, and recreation uses.

We would like to change the Stock portion only from Certificate 83670 to: Pond maintenance, Ranch management, including but not limited to: road watering, wildlife habitat, stock watering, dust abatement, and recreation uses. We will continue to use the irrigation component from Reservoir #1 on the place of use authorized under this right. Reservoir #3 is not tied to the irrigation component of this right.


Dan Cohan

Mary Hunnicutt

Date



Dale Marsland



Lavonne Marsland



Date

Brian Farber

Marlene Farber

Date

State of Oregon
County of KLAMATH

This instrument was acknowledged before me on June 14, 2011 by MARLENE FARBER.



S Howard
(Notary Public for Oregon)

My commission expires 11-18-11





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 14, 2007

COPY

Robert & Christine Connelly
5765 Burgdorf Road
Bonanza, Oregon 97623

RE: Certificate 34771

Pursuant to your request Certificate 34771 has been partially canceled by order of the Director of the Water Resources Department. This cancellation is recorded in Special Order Volume 73, Page 796.

Your certificate 34771 has been canceled and a new certificate of water right 83670 describes that portion of the water right not canceled.

If you have any questions, please contact Susan Douthit at 503-986-0858.

Sincerely,

Sarah Henderson
Executive Support

cc: Vern Church, Watermaster
Water Availability
Susan Douthit, Field Services
File, S-33301

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

KLAMATH COUNTY

COPY

IN THE MATTER OF CANCELLATION OF A)
 PORTION OF A PERFECTED AND DEVELOPED) FINAL ORDER
 WATER RIGHT EVIDENCED BY)
 CERTIFICATE 34771 IN THE NAME OF)
 RONALD T. WILLIAMS)

Authority

ORS 540.621 directs the Commission to enter an order canceling a water right whenever the owner of a perfected and developed water right certifies under oath to the Commission that the water right has been abandoned and the owner desires to cancel the right.

Findings of Fact

Background

1. On November 21, 2007, the Department received an affidavit from Robert M. and Christine D. Connelly, 5765 Burgdorf Road, Bonanza, OR 97623, stating they are the owners of lands and the water right appurtenant as evidenced by Certificate 34771, State Record of Water Right Certificates. The affidavit further states a portion of the water right appurtenant to the property has been abandoned and requests the certificate be cancelled.
2. Pursuant to OAR 690-017-0100, the Department has determined that Robert M. and Christine D. Connelly, are the recorded owners, as established by county deed records, of property to which the water right evidenced by Certificate 34771 is appurtenant.
4. Certificate 34771 allows for the use of 1.45 cubic feet per second (cfs), being 0.02 cfs for stock and 1.43 cfs for irrigation of 57.1 acres from an unnamed stream and two reservoirs (constructed under Permit R-2286), tributaries to the Lost River. The date of priority is August 19, 1959.
5. The portion of Certificate 34771 which has been abandoned is for the use of 0.76 cfs of water for irrigation of 30.1 acres located as follows:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
39 S	11 E	WM	29	SW NE	4.3
39 S	11 E	WM	29	NE SW	8.0
39 S	11 E	WM	29	NW SE	17.8

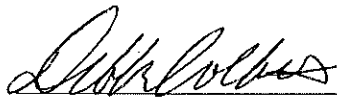
Conclusions of Law

The Director of the Water Resources Department concludes that a portion of the right evidenced by Water Right Certificate 34771 has been abandoned in accordance with the provisions of ORS 540.621 and shall be cancelled.

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

1. Certificate 34771 is cancelled.
2. The Department shall issue Certificate 83670, a new and superseding certificate, to describe the remaining portion of the perfected and developed right NOT cancelled by the provisions of this order.

Dated at Salem, Oregon this 13 day of December 2007.



for Phillip C. Ward, Director

Mailing Date: DEC 17 2007

STATE OF OREGON
COUNTY OF KLAMATH
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RONALD T. WILLIAMS
RT. 2 BOX 791
KLAMATH FALLS, OR 97601

confirms the right to use the waters of an unnamed stream and two reservoirs (perfected under permit R-2286) tributaries of Lost river for the purpose of irrigation of 27.0 acres and stock.

This right was perfected under Permit S-26405. The date of priority is August 19, 1959. The amount of water for which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.69 cubic foot per second being 0.02 cfs for stock and 0.67 for irrigation or its equivalent in case of rotation measure at the point of diversion from the stream. The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
39 S	11 E	WM	29	SW SE	1180 FEET NORTH AND 1650 FEET WEST FROM THE NW CORNER OF SECTION 33
39 S	11 E	WM	33	NW NE	700 FEET SOUTH AND 3920 FEET EAST FROM THE NW CORNER OF SECTION 33

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands shall be limited to one-fortieth of one cubic foot per second per acre, or its equivalent for each acre irrigated from direct flow and shall be further limited to a diversion of not to exceed 3 acre feet per acre for each acre irrigated during the irrigation season of each year from direct flow and storage from reservoir constructed under Permit R-2286 and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

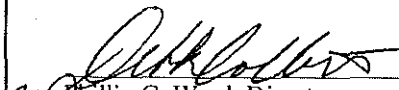
A description of the place of use under the right hereby confirmed and to which such right is appurtenant is as follows:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acre
39 S	11 E	WM	29	SW SE	22.1
39 S	11 E	WM	32	NW NE	4.9

STOCK				
Twp	Rng	Mer	Sec	Q-Q
39 S	11 E	WM	29	SW SE
39 S	11 E	WM	33	NW NE

This certificate describes that portion of the water right confirmed by Certificate 34771, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered DEC 13 2007 and recorded in Special Order Volume 73, Page 796 approving a partial cancellation and supersedes Certificate 34771. The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

WITNESS the signature of the Water Resources Director, affixed DEC 13 2007


Phillip C. Ward, Director

AFFIDAVIT OF PUBLICATION
STATE OF OREGON,
COUNTY OF KLAMATH

I, Jeanine P. Day, Finance Director, being duly sworn, depose and say that I am the principle clerk of the publisher of the Herald and News, a newspaper in general circulation, as defined by Chapter 193 ORS, printed and published at Klamath Falls in the aforesaid county and state; that I know from my personal knowledge that the

Legal#13804 WATER RIGHT TRANS.

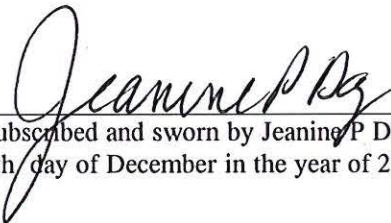
NOTICE OF PRELIMINARY DET

a printed copy of which is hereto annexed, was published in the entire issue of said newspaper for: 3

Insertion(s) in the following issues:

10/16/2011 10/23/2011 10/30/2011

Total Cost: \$386.35


Subscribed and sworn by Jeanine P. Day before me on:
8th day of December in the year of 2011


Notary Public of Oregon

My commission expires on May 15, 2012



NOTICE OF PRELIMINARY DETERMINATION FOR
WATER RIGHT TRANSFER T-10425

T-10425 filed by Dale and Lavonne Marsland and Brian and Marlene Farber of Bonanza, OR 97623 and Dan Cohan and Mary Hunnicutt of Arivaca, AZ 85601, proposes changes in character of use under Certificates 34770, 83670, 34773 and 34774 and a place of use change under Certificate 34774. Certificate 34770 allows storage of water in Frank Worden Reservoirs 1 and 3 for irrigation and stock use; Certificate 83670 allows use of water from Reservoir 2 for irrigation and stock use; Certificate 34773 allows storage of water in Reservoir 2 for irrigation and stock; Certificate 34774 allows use of water from Reservoir 2 for supplemental irrigation and stock, all in Sec. 29 and 33, T39S, R11E, W.M.

The applicants propose to change the use under Certificates 34770 and 34773 to Storage for Multiple Purposes; and Certificate 83670 to Agriculture Water Use, Riparian Enhancement, Supplemental Irrigation, Stock, Recreation and Wildlife Use for Reservoir 1 and Domestic Use Expanded for one household, Agricultural Water Use, for Stock, Recreation and Wildlife Use for Reservoir 3; and to change Certificate 34774 to Domestic use Expanded for two households, Agricultural Water Use, Riparian Enhancement Stock, Recreation, Wildlife and Aquatic Live Water Use. The place of use change for Certificate 34774 is within Section 33, T39S, R11E, 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 October 30, 2011. If no protests are filed, the Department will issue a final order consistent with the preliminary determination.

#13804 October 16, 23, 30, 2011.

RECEIVED

DEC 23 2011

WATER RESOURCES DEPT
SALEM, OREGON



Oregon

John A. Kitzhaber, MD, Governor

Water Resources Department

North Mall Office Building
725 Summer St. NE, Suite A
Salem, OR 97301
Phone 503-986-0900
FAX 503-986-0904
www.wrd.state.or.us

December 27, 2011

DAN COHEN AND MARY HUNNICUTT
PO BOX 391
ARIVACA, AZ 85601-0391

REFERENCE: Transfer Application T-10425

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

The time allowed to complete the transfer is specified in the final order. **YOU SHOULD GIVE PARTICULAR ATTENTION TO THE TIME LIMIT.** The water right for any portion of the authorized change in character of 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(s) within the time allowed.

You are required to hire a Certified Water Rights 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 complete the change(s) or within one year of the completion date authorized in the transfer final order, whichever occurs first.

If you have any questions related to the approval of this transfer, you may contact your caseworker by telephone at (503) 986-0890 or by e-mail at Dorothy.I.Pedersen@wrds.state.or.us.

Sincerely,

Kim French-Gorski
Water Rights Services Support
Transfers and Conservation Section

cc: Scott White, Watermaster Dist. #17
Dale and Lavonne Marsland
Brian and Marlene Farber

Enclosure



Water Right Transfer Checklist

Carrie Matthews

Transfer T-10425

Transfer Specialist: Kody Thurgood

Transfer Type: Regular

Applicant Name/Address: Donald & Debra Randel, 2002 Randel Family Trust, 7810 Phelp Ott Lane, Bonanza OR 97623

Partial Assignment - Brian & Marlene Farber, PO Box 142, Bonanza OR 97623

Partial Assignment - Dale & LaVonne Marsland, 12499 14th Avenue S. Seattle WA 98168

Agent Name/Address: NONE

8850 Philpott LN Bonanza OR 97623

CWRE Name/Number: NONE

Rec Landowner Name/Address: NONE

Irr. District Name/Address: NONE

Affected Gov'ts Name/Address: NONE

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.
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	S 34492	S 27136	34774	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	R 34491	R 2579	34773	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
<input type="checkbox"/>	<input type="checkbox"/>		R-2286	34770	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	

5-26405 88670

☒ Yes

Key Dates & Initial Actions

Rec'd: <u>06/29/07, 09/20/07, 10/22/07</u>	Proposed Action(s): <u>POU POD HST APOD USE OTHER: USE</u>	
Fees Pd: <u>350, 50, 50</u>	WM District: <u>17</u>	ODFW District: <u>William Tinniswood</u>
Initial Notice: <u>07/03/07</u>	WM Review sent: <u>07/03/07</u>	ODFW Review sent: <u>07/03/07</u>
Acknowledgement Letter Sent <input checked="" type="checkbox"/>	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: _____	Reviewer: _____
Date: _____	Date: _____	Date: _____
Coordinator: _____	Coordinator: <u>SKP</u>	Coordinator: <u>SKP</u>
Date: _____	Date: <u>9/29/11</u>	Date: _____
Comments/Special Issues: _____		

Special Order Volume: Vol _____ Pages _____ Final Order Signature Date: _____

Notice of FO email'd to processors _____

Review Checklist**T-10425****Processor: ~~Kody~~ Thurgood***Carrie***Application**

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

Water right subject to transfer

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

Application Map

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

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

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

Ownership

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

Evaluation (materials needed for peer reviewer in bold)

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

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

- | | | | |
|---------------------|---|---|--|
| Headgate | <input type="checkbox"/> When in the judgment | <input type="checkbox"/> Prior to diverting | <input type="checkbox"/> Existing and maintain |
| Measuring Devices | <input type="checkbox"/> When in the judgment | <input type="checkbox"/> Prior to diverting | <input type="checkbox"/> Existing and maintain |
| Fish Screen Devices | <input type="checkbox"/> | | |

Injury: Y N Enlargement: Y N

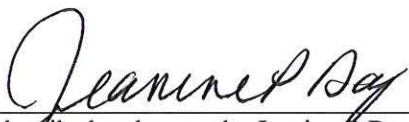
Conditions to avoid enlargement/injury –

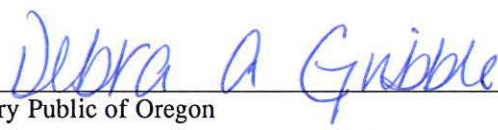
AFFIDAVIT OF PUBLICATION
STATE OF OREGON,
COUNTY OF KLAMATH

I, Jeanine P. Day, Finance Director, being duly sworn, depose and say that I am the principle clerk of the publisher of the Herald and News, a newspaper in general circulation, as defined by Chapter 193 ORS, printed and published at Klamath Falls in the aforesaid county and state; that I know from my personal knowledge that the
Legal#13804 WATER RIGHT TRANS.
NOTICE OF PRELIMINARY DET
a printed copy of which is hereto annexed, was published in the entire issue of said newspaper for: 3

Insertion(s) in the following issues:
10/16/2011 10/23/2011 10/30/2011

Total Cost: \$386.35


Subscribed and sworn by Jeanine P Day before me on:
18th day of November in the year of 2011


Notary Public of Oregon
My commission expires on May 15, 2012



NOTICE OF PRELIMINARY DETERMINATION FOR
WATER RIGHT TRANSFER T-10425

T-10425 filed by Dale and Lavonne Marsland and Brian and Marlene Farber of Bonanza, OR 97623 and Dan Cohan and Mary Hunnicutt of Arivaca, AZ 85601, proposes changes in character of use under Certificates 34770, 83670, 34773 and 34774 and a place of use change under Certificate 34774. Certificate 34770 allows storage of water in Frank Worden Reservoirs 1 and 3 for irrigation and stock use; Certificate 83670 allows use of water from Reservoir 2 for irrigation and stock use; Certificate 34773 allows storage of water in Reservoir 2 for irrigation and stock; Certificate 34774 allows use of water from Reservoir 2 for supplemental irrigation and stock, all in Sec. 29 and 33, T39S, R11E, W.M.

The applicants propose to change the use under Certificates 34770 and 34773 to Storage for Multiple Purposes; and Certificate 83670 to Agriculture Water Use, Riparian Enhancement, Supplemental Irrigation, Stock, Recreation and Wildlife Use for Reservoir 1 and Domestic Use Expanded for one household, Agricultural Water Use, for Stock, Recreation and Wildlife Use for Reservoir 3; and to change Certificate 34774 to Domestic use Expanded for two households, Agricultural Water Use, Riparian Enhancement Stock, Recreation, Wildlife and Aquatic Live Water Use. The place of use change for Certificate 34774 is within Section 33, T39S, R11E, 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 October 30, 2011. If no protests are filed, the Department will issue a final order consistent with the preliminary determination.
#13804 October 16, 23, 30, 2011.

RECEIVED

DEC 14 2011

WATER RESOURCES DEPT
SALEM, OREGON

Dorothy Pedersen

From: Pat Bergstrom <pbergstrom@heraldandnews.com>
Sent: Thursday, December 08, 2011 1:22 PM
To: 'Dorothy Pedersen'
Cc: cworden@heraldandnews.com
Subject: RE: REPLY 12/08/2011 REPLY 11/08/2011

Good Afternoon Dorothy: I apologize for the delay. I know I put your address on the notice to the business office. I am forwarding a new copy of the affidavit to the business office again today. I will see if a copy can be faxed to you also. Pat Bergstrom, Legal Clerk

From: Dorothy Pedersen [<mailto:dorothy.i.pedersen@state.or.us>]
Sent: Wednesday, December 07, 2011 3:32 PM
To: dorothy.i.pedersen@state.or.us; Pat Bergstrom
Cc: Chris Worden
Subject: RE: REPLY 11/08/2011

Pat,

I have been looking for the affidavit of publication for T-10425 that you indicate had been mailed to me on November 8, 2011, but it has not arrived at my office. Would you mind mailing me another affidavit (to: Dorothy Pedersen, Oregon Water Resources Department, 725 Summer St. NE, Suite A, Salem, OR 97301-1266), and also either faxing it to (503) 986-0903 or emailing a scan of it to this email address? That way, even if there is a delay in mail service, we will still have evidence that you have prepared the affidavit of publication.

I apologize for the inconvenience, but until we receive the affidavit we cannot issue a Final Order approving water right transfer T-10425.

Thank you very much,
Dorothy

From: Pat Bergstrom [<mailto:pbergstrom@heraldandnews.com>]
Sent: Tuesday, November 08, 2011 3:07 PM
To: dorothy.i.pedersen@state.or.us
Cc: Chris Worden
Subject: REPLY 11/08/2011

Good Afternoon Dorothy: Legal #13804, B. Farber, Water Right Transfer was forward to the Business Office on October 31, 2011, the last day of publication. This was mailed on 11/08/2011 (today) from the Business Office. It should reach you shortly. Pat Bergstrom, Legal Clerk

Patricia Bergstrom
Legal Clerk, Herald and News
541/885-4431
legals@heraldandnews.com

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Legal Clerk, Herald and News
541/885-4431
legals@heraldandnews.com

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Patricia Bergstrom
Legal Clerk, Herald and News
541/885-4431
legals@heraldandnews.com

Dorothy Pedersen

From: Dorothy Pedersen
Sent: Friday, November 04, 2011 10:59 AM
To: 'heraldandnews@heraldandnews.com'
Subject: Affidavit of Publication for T-10425

Please send me (at the address below) an affidavit of publication for the Public Notice for T-10425 that you published in October, so we may have it for our Water Right records.

Thank you,
Dorothy

Dorothy Pedersen
Transfer Program Advisor
Oregon Water Resources Department
725 Summer St. NE, Suite A
Salem, OR 97301-1266
(503) 986-0890



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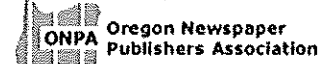
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County	Date	Public Notice Preview	Publication
Klamath	2011/10/30	<u>NOTICE OF PRELIMINARY DETERMINATION FOR WATER RIGHT TRANSFER T-10425</u> T-10425 filed by Dale and Lavon	Herald and News (Klamath Falls)
Klamath	2011/10/23	<u>NOTICE OF PRELIMINARY DETERMINATION FOR WATER RIGHT TRANSFER T-10425</u> T-10425 filed by Dale and Lavon	Herald and News (Klamath Falls)
Klamath	2011/10/16	<u>NOTICE OF PRELIMINARY DETERMINATION FOR WATER RIGHT TRANSFER T-10425</u> T-10425 filed by Dale and Lavon	Herald and News (Klamath Falls)

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Oregon

John A. Kitzhaber, MD, Governor

September 21, 2011

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

Dan Cohan and Mary Hunnicutt
P.O. Box 391
Arivaca, AZ 85601-0391

Brian and Marlene Farber
P.O. Box 142
Bonanza, OR 97623

Dale and Lavonne Marsland
8850 Philpott LN
Bonanza, OR 97623

SUBJECT: Transfer Application T-10425

Please find enclosed the Preliminary Determination indicating that, based on the information available, the Department intends to approve application T-10425. 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.

Because there is a change in character of use, the applicant is responsible for giving public notice of the transfer changes in a local newspaper having a general circulation in the area of the water right. The notice must be published at least once a week for three consecutive weeks. We have prepared the notice for you (enclosed). The deadline for individuals to file protests or standing statements is 30 days after the date of last publication. Please have the newspaper insert the date of last publication in the proper place.

After publication, the Department needs to receive an affidavit specifying the dates the notice was published. Please have the newspaper prepare and mail an original affidavit of publication to me at the address shown in the letterhead, by **November 7, 2011**.

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) 986-0890 or Dorothy.I.Pedersen@wrdd.state.or.us if I may be of assistance.

Sincerely,

Dorothy I. Pedersen
Transfer Program Advisor

PN 9/27/11 JS

cc: Scott White, District 17 Watermaster
Matt Andrews

encs



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

In the Matter of Transfer Application	)	PRELIMINARY DETERMINATION
T-10425, Klamath County	)	PROPOSING APPROVAL OF CHANGES
	)	IN CHARACTER OF USE AND PLACE
	)	OF USE AND CLARIFYING THE
	)	DESCRIPTIONS OF WATER RIGHT
	)	SOURCES

Authority

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

Applicants

Dale and Lavonne Marsland
8850 Philpott LN
Bonanza, OR 97623

Applicants

Brian and Marlene Farber
P.O. Box 142
Bonanza, OR 97623

Receiving Landowners

Dan Cohan and Mary Hunnicutt
P.O. Box 391
Arivaca, AZ 85601-0391

Findings of Fact

Background

1. On June 29, 2007, Donald and Debra Randel filed an application to change the character of use under Certificates 34773 and 34774. The Department assigned the application number T-10425.
2. On September 21, 2007, a portion of T-10425 was assigned to Brian and Marlene Farber.
3. On October 23, 2007, another portion of T-10425 was assigned to Dale and LaVonne Marsland.
4. On March 5, 2010, Donald and Debra Randel modified the transfer application to list Dan Cohan and Mary Hunnicutt as receiving landowners, since the Randels had sold the remaining portion of the land included in T-10425 to them.
5. On June 14, June 16 and June 30, 2011, the applicants modified the proposed changes in the application to include Certificates 34770, 83670, 34773 and 34774.

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.
--

6. The first right to be transferred is as follows:

Certificate: 34770 in the name of Ronald T. Williams (perfected under Permit R-2286)

Use: STORAGE of WATER to be appropriated under APPLICATION S-33301, PERMIT S-26405 for STOCK and IRRIGATION

Priority Date: AUGUST 19, 1959

Duty: 19.8 ACRE FEET; being 2.3 ACRE FEET for IRRIGATION and 7.0 ACRE FEET for STOCK in RESERVOIR #1, and 10.5 ACRE FEET for STOCK in RESERVOIR #3

Source: Unnamed intermittent flow channel, tributary to LOST RIVER in FRANK WORDEN RESERVOIRS #1 and #3.

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Reservoir #	Owner
39 S	11 E	WM	29	SW SE	#1	Cohan/ Hunnicutt
39 S	11 E	WM	33	NW NE	#3	Farber

7. Certificate 34770 defines the source for Reservoir #1 as an unnamed intermittent flow channel, tributary of Lost River, in Frank Worden Reservoirs #1 and #3. According to USGS topographical maps described in Attachment "A", there are a few intermittent drainages that contribute filling of Reservoirs #1 and #3. Reservoir #3 is not connected to Reservoir #1 and the source that fills Reservoir #3 is separate from the source that fills Reservoir #1. There is also a reservoir (#2) between #1 and #3 which is approximately ½ mile above Reservoir #1. When Reservoir #2 overflows, water spills into two additional intermittent flow channels as well. The description of the source for Certificate 34770 should be clarified to the following: "The right to store waters in Reservoir #1 from unnamed intermittent flow channels and the overflow waters from Reservoir #2 under Application R-34491, tributaries of Lost River, and the right to store water in Reservoir #3 from Wright Creek, tributary of the Lost River."
8. Application T-10425 proposes to change the character of use of this right to STORAGE FOR MULTIPLE PURPOSES.
9. The portion of the second right to be transferred is as follows
- Certificate:** 83670 in the name of RONALD T. WILLIAMS (perfected under Permit S-26405)
- Use:** IRRIGATION of 27.0 ACRES and STOCK USE
- Priority Date:** AUGUST 19, 1959
- Source:** Two reservoirs (perfected under Permit R-2286) tributaries of the LOST RIVER

Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
39 S	11 E	WM	29	SW SE	RESERVOIR #1: 1180 FEET NORTH AND 1650 FEET WEST FROM THE NW CORNER OF SECTION 33
39 S	11 E	WM	33	NW NE	RESERVOIR #3: 700 FEET SOUTH AND 3920 FEET EAST FROM THE NW CORNER OF SECTION 33

Authorized Place of Use:

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Landowner	Reservoir #
39 S	11 E	WM	29	SW SE	22.1	200	Cohan/Hunnicutt	#1
39 S	11 E	WM	32	NW NE	4.9	8800	Cohan/Hunnicutt	#1

LIVESTOCK							
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Landowner	Reservoir #
39 S	11 E	WM	29	SW SE	200	Cohan/Hunnicutt	#1
39 S	11 E	WM	33	NW NE	9200	Farber	#3

10. Certificate 83670 describes the right to use water from an unnamed stream and two reservoirs (#1 and #3) for irrigation and stock use. The final proof survey notes clearly specify that the irrigation use applies to Reservoir #1 only. Reservoir #3 is not connected to any delivery system and therefore is impossible to be used for irrigation at the place of use described in the right. There are several intermittent drainages that contribute to the unnamed stream described in the right. There is also a reservoir (#2) approximately ½ mile above Reservoir #1. When Reservoir #2 reaches the maximum capacity, the overflow water spills into the intermittent flow channel as well. The USGS topographical map shows this in greater detail. The USGS topographical map also names the source that feeds Reservoir #3 as Wright Creek. This stream is the only source that is used to store water in Reservoir #3. The description of the source for Certificate 83670 should be clarified to the following: "The waters from unnamed intermittent flow channels and Reservoir #1 for Irrigation of 27.0 acres and Stock use, and the right to use the waters of Wright Creek and Reservoir #3 for Stock Use."

11. Application T-10425 proposes to change the character of use to the following:

RESERVOIR #1: 25% or (2.3 acre feet) for Agriculture Water Use, Riparian Enhancement, and 75% or (7.0 acre feet) for Supplemental Irrigation, Stock, Recreation and Wildlife Use							
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Landowner
39 S	11 E	WM	29	SW SE	22.1	200	Cohan/Hunnicutt
39 S	11 E	WM	32	NW NE	4.9	8800	Cohan/Hunnicutt

RESERVOIR #3: 10% or (1.05 acre feet) for Domestic Use Expanded for one household, Agricultural Water Use, and 90% or (9.45 acre feet) for Stock, Recreation and Wildlife Use						
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Landowner
39 S	11 E	WM	33	NW NE	9200	Farber

12. The third right to be transferred is as follows:

Certificate: 34773 in the name of R. T. Williams (perfected under Permit R-2579)

Use: STORAGE of WATER to be appropriated under APPLICATION
S-34492, PERMIT S-27136 for STOCK and IRRIGATION

Priority Date: DECEMBER 2, 1960

Duty: 70.0 ACRE FEET; being 3.0 ACRE FEET for STOCK and 67.0 ACRE
FEET for IRRIGATION

Source: Unnamed tributary of the LOST RIVER in WORDEN RESERVOIR #2.

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Ownership
39 S	11 E	WM	33	NE NW	Farber
39 S	11 E	WM	33	NW NW	Marsland
39 S	11 E	WM	33	SW NW	Marsland
39 S	11 E	WM	33	SE NW	Farber

13. Certificate 34773 describes the source as an unnamed tributary of the Lost River in Worden Reservoir #2. According to the USGS topographical maps (Attachment B), there are several intermittent drainages that contribute to the storage of the Reservoir #2. One of the sources is unnamed but contributes to the storage of both Reservoirs #1 & #2. The source forks on the south section line of Section 33 and flows into Reservoirs #1 and #2. Wright Creek also contributes to the storage of Reservoir #2 and is labeled as such on the topographical map. The description of the source for Certificate 34773 should be clarified to the following: "waters of unnamed intermittent flow channels and Wright Creek, tributaries of the Lost River."

14. Transfer Application T-10425 proposes to change the character of use of this right to STORAGE FOR MULTIPLE PURPOSES.

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

Certificate: 34774 in the name of R.T. Williams (perfected under Permit S-27136)

Use: SUPPLEMENTAL IRRIGATION of 27.0 ACRES and LIVESTOCK
USE

Priority Date: DECEMBER 2, 1960

Duty: 70.0 ACRE FEET; being 3.0 ACRE FEET for STOCK and 67.0 ACRE
FEET for SUPPLEMENTAL IRRIGATION

Source: WORDEN RESERVOIR #2 constructed under APPLICATION R-34491,
PERMIT R-2579, tributary to the LOST RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
39 S	11 E	WM	33	SW NW	RESERVOIR #2: 1800 FEET SOUTH AND 1160 FEET EAST FROM THE NW CORNER OF SECTION 33

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	ACRES	Tax Lot	Landowner
39 S	11 E	WM	29	SW SE	22.1	200	Cohan/Hunnicutt
39 S	11 E	WM	32	NW NE	4.9	8800	Cohan/Hunnicutt

LIVESTOCK						
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Landowner
39 S	11 E	WM	33	NE NW	9200	Farber
39 S	11 E	WM	33	NW NW	9201	Marsland
39 S	11 E	WM	33	SW NW	9201	Marsland
39 S	11 E	WM	33	SE NW	9200	Farber

16. Application T-10425 proposes to change the character of use to the following:

RESERVOIR #2: 10% or (7.0 acre feet) for Domestic Use Expanded for two households, Agricultural Water Use, Riparian Enhancement and 90% or (63.0 acre feet) for Stock, Recreation, Wildlife and Aquatic Live Water Use.

17. Application T-10425 proposes to change the place of use to the following:

Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Landowner
39 S	11 E	WM	33	NE NW	9200	Farber
39 S	11 E	WM	33	NW NW	9201	Marsland
39 S	11 E	WM	33	SW NW	9201	Marsland
39 S	11 E	WM	33	SE NW	9200	Farber

18. Notice of the application for transfer was published on July 3, 2007, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
19. On June 9, 2011, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-10425 to the applicants. The draft Preliminary Determination set forth a deadline of July 9, 2011, for the applicants to respond.
20. On July 9, 2011 the applicants requested to extend the time for the completion of changes to October 1, 2017 and modified the proposed changes in character of use.
21. On August 3, and August 8, and August 11, 2011 a second draft Preliminary Determination reflecting the changes requested was mailed to the applicants. The applicants requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer.

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

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

23. A diversion structure and ditch sufficient to use the full amount of water allowed under the existing rights were present within the five-year period prior to submittal of Application T-10425.
24. The proposed changes would not result in enlargement of the rights.
25. The proposed changes would not result in injury to other water rights.

Determination and Proposed Action

The changes in the character of use and place of use proposed in application T-10425 appear to be consistent with the requirements of ORS 540.505 to 540.580 and OAR 690-380-5000. If protests are not filed pursuant to OAR 690-380-4030, the application will be approved.

If application T-10425 is approved, the final order will include the following:

1. *The changes in the character of use and place of use proposed in application T-10425 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 Certificates 34770, 34773, 34774, 83670, and any related decree.*
3. *Water right certificates 34770, 34773 and 34774 are cancelled.*
4. *Water right certificate 83670 is cancelled. A new certificate will be issued describing that portion of the right not affected by this transfer.*
5. *The former place of use of the transferred right shall no longer receive water under the right.*
6. *When required by the Department, the water user shall install, maintain and operate an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.*
7. *When required by the Department, the water user shall install, maintain and operate a headgate to control and regulate the quantity of water diverted. The type and plans of the headgate must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.*
8. *The approved changes shall be completed and full beneficial use of the water shall be made on or before **October 1, 2017**. A Claim of Beneficial Use prepared by a Certified Water Right 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.*

9. *When satisfactory proof of the completed changes is received, new certificates confirming the rights transferred will be issued that clarify the sources for the rights as described in this order.*

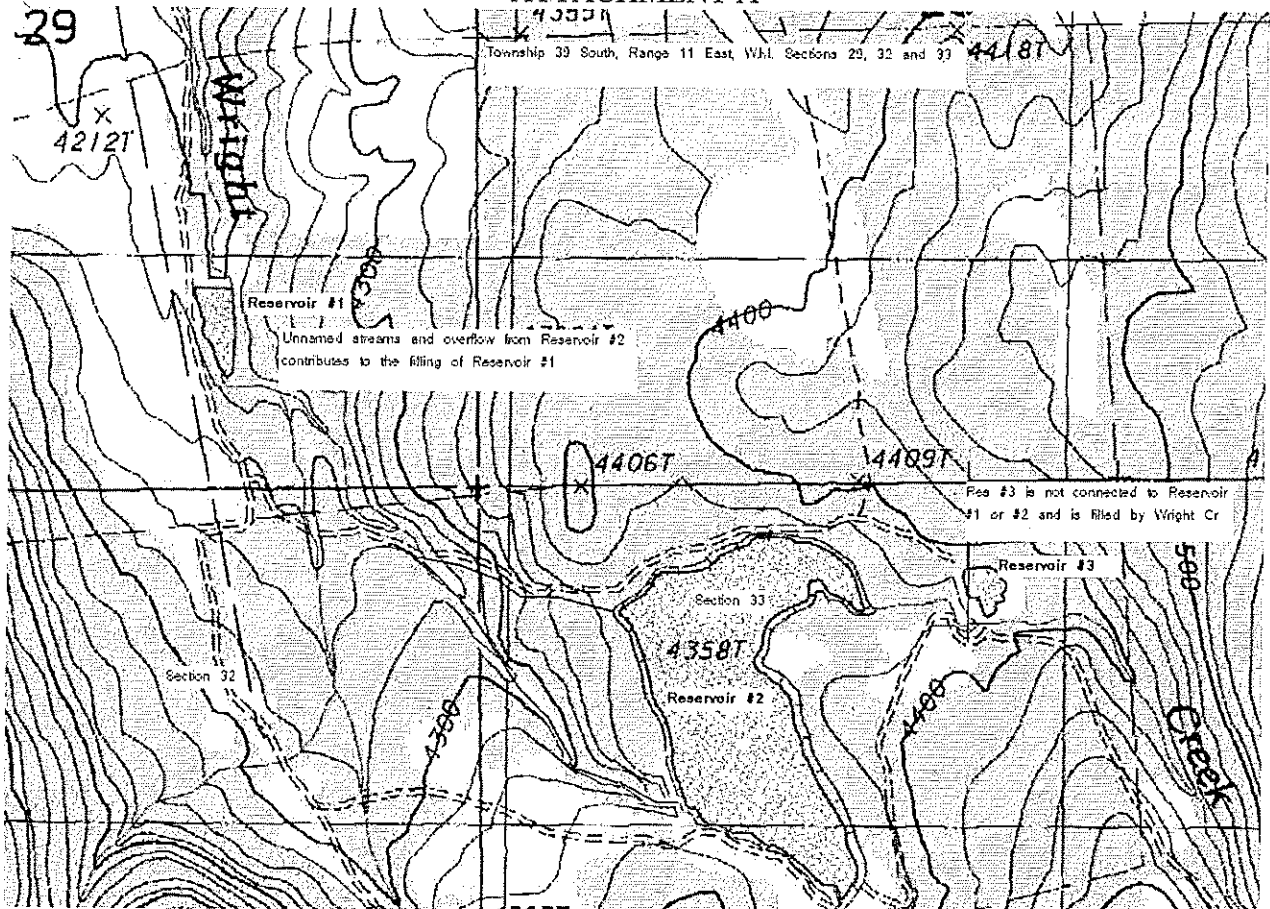
Dated at Salem, Oregon this 20 day of September, 2011.


Dwight French, Water Right Services Administrator for
PHILLIP C. WARD, DIRECTOR

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

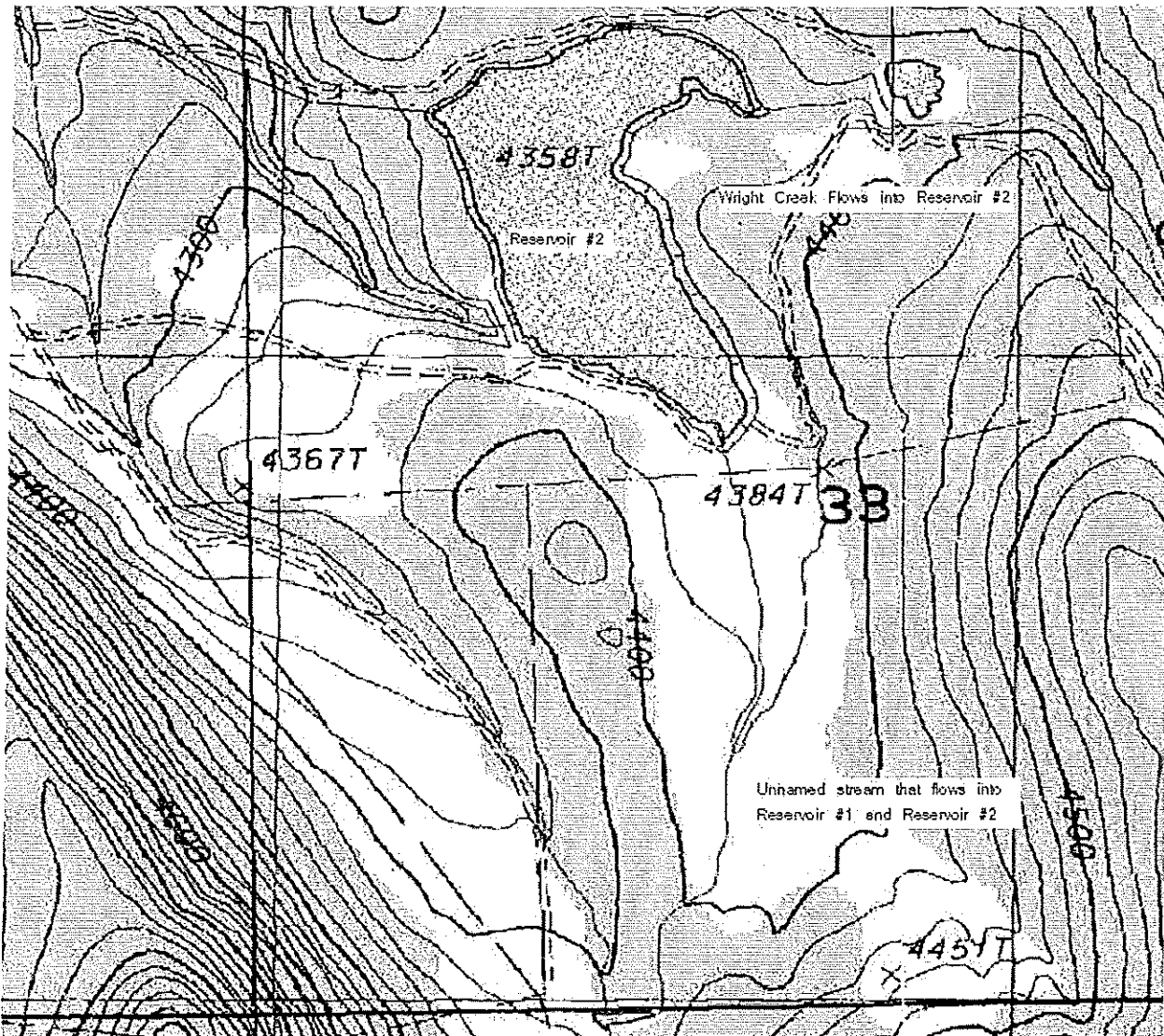
Protests should be addressed to the attention of Field Services Division, Water Resources Department, 725 Summer St. NE, Suite A, Salem, OR 97301-1266.

"ATTACHMENT A"



There are a few intermittent drainages that contribute filling of Reservoirs #1 and #3. Reservoir #3 is not connected to Reservoir #1 and the source that fills Reservoir #3 is separate from the source that fills Reservoir #1. There is also a reservoir (#2) between #1 and #3 which is approximately ½ mile above Reservoir #1. When Reservoir #2 overflows, water spills into two additional intermittent flow channels as well.

ATTACHMENT "B"



There are several intermittent drainages that contribute to the storage of the Reservoir #2. One of the sources is unnamed but contributes to the storage of both Reservoirs #1 & #2. The source forks on the south section line of Section 33 and flows into Reservoirs #1 and #2. Wright Creek also contributes to the storage of Reservoir #2 and is labeled as such.

**Notice of Preliminary Determination for
Water Right Transfer T-10425**

T-10425 filed by Dale and Lavonne Marsland and Brian and Marlene Farber of Bonanza, Or 97623 and Dan Cohan and Mary Hunnicutt of Arivaca, AZ, 85601, proposes changes in character of use under Certificates 34770, 83670, 34773 and 34774 and a place of use change under Certificate 34774. Certificate 34770 allows storage of water in Frank Worden Reservoirs 1 and 3 for irrigation and stock use; Certificate 83670 allows use of water from Reservoir 2 for irrigation and stock use; Certificate 34773 allows storage of water in Reservoir 2 for irrigation and stock; Certificate 34774 allows use of water from Reservoir 2 for supplemental irrigation and stock, all in Sec. 29 and 33, T39S, R11E, W.M.

The applicants propose to change the use under Certificates 34470 and 34773 to Storage for Multiple Purposes; and Certificate 83670 to Agriculture Water Use, Riparian Enhancement, Supplemental Irrigation, Stock, Recreation and Wildlife Use for Reservoir 1 and Domestic Use Expanded for one household, Agricultural Water Use, for Stock, Recreation and Wildlife Use for Reservoir 3; and to change Certificate 34774 to Domestic Use Expanded for two households, Agricultural Water Use, Riparian Enhancement Stock, Recreation, Wildlife and Aquatic Live Water Use. The place of use change for Certificate 34774 is within Section 33, T39S, R11E, 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.

data
12-21-11
w/over 75

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

In the Matter of Transfer Application	)	FINAL ORDER APPROVING CHANGES
T-10425, Klamath County	)	IN CHARACTER OF USE AND PLACE
	)	OF USE AND CLARIFYING THE
	)	DESCRIPTIONS OF WATER RIGHT
	)	SOURCES

Authority

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

Applicants

Dale and Lavonne Marsland
8850 Philpott LN
Bonanza, OR 97623

Applicants

Brian and Marlene Farber
P.O. Box 142
Bonanza, OR 97623

Receiving Landowners

Dan Cohan and Mary Hunnicutt
P.O. Box 391
Arivaca, AZ 85601-0391

Findings of Fact

Background

1. On June 29, 2007, Donald and Debra Randel filed an application to change the character of use under Certificates 34773 and 34774. The Department assigned the application number T-10425.
2. On September 21, 2007, a portion of T-10425 was assigned to Brian and Marlene Farber.
3. On October 23, 2007, another portion of T-10425 was assigned to Dale and LaVonne Marsland.
4. On March 5, 2010, Donald and Debra Randel modified the transfer application to list Dan Cohan and Mary Hunnicutt as receiving landowners, since the Randels had sold the remaining portion of the land included in T-10425 to them.
5. On June 14, June 16 and June 30, 2011, the applicants modified the proposed changes in the application to include Certificates 34770, 83670, 34773 and 34774.

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.

6. The first right to be transferred is as follows:

Certificate: 34770 in the name of Ronald T. Williams (perfected under Permit R-2286)

Use: STORAGE of WATER to be appropriated under APPLICATION S-33301, PERMIT S-26405 for STOCK and IRRIGATION

Priority Date: AUGUST 19, 1959

Duty: 19.8 ACRE FEET; being 2.3 ACRE FEET for IRRIGATION and 7.0 ACRE FEET for STOCK in RESERVOIR #1, and 10.5 ACRE FEET for STOCK in RESERVOIR #3

Source: Unnamed intermittent flow channel, tributary to LOST RIVER in FRANK WORDEN RESERVOIRS #1 and #3.

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Reservoir #	Owner
39 S	11 E	WM	29	SW SE	#1	Cohan/ Hunnicutt
39 S	11 E	WM	33	NW NE	#3	Farber

7. Certificate 34770 defines the source for Reservoir #1 as an unnamed intermittent flow channel, tributary of Lost River, in Frank Worden Reservoirs #1 and #3. According to USGS topographical maps described in Attachment "A", there are a few intermittent drainages that contribute filling of Reservoirs #1 and #3. Reservoir #3 is not connected to Reservoir #1 and the source that fills Reservoir #3 is separate from the source that fills Reservoir #1. There is also a reservoir (#2) between #1 and #3 which is approximately ½ mile above Reservoir #1. When Reservoir #2 overflows, water spills into two additional intermittent flow channels as well. The description of the source for Certificate 34770 should be clarified to the following: "The right to store waters in Reservoir #1 from unnamed intermittent flow channels and the overflow waters from Reservoir #2 under Application R-34491, tributaries of Lost River, and the right to store water in Reservoir #3 from Wright Creek, tributary of the Lost River."
8. Application T-10425 proposes to change the character of use of this right to STORAGE FOR MULTIPLE PURPOSES.
9. The portion of the second right to be transferred is as follows
- Certificate:** 83670 in the name of RONALD T. WILLIAMS (perfected under Permit S-26405)
- Use:** IRRIGATION of 27.0 ACRES and STOCK USE
- Priority Date:** AUGUST 19, 1959
- Source:** Two reservoirs (perfected under Permit R-2286) tributaries of the LOST RIVER

Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
39 S	11 E	WM	29	SW SE	RESERVOIR #1: 1180 FEET NORTH AND 1650 FEET WEST FROM THE NW CORNER OF SECTION 33
39 S	11 E	WM	33	NW NE	RESERVOIR #3: 700 FEET SOUTH AND 3920 FEET EAST FROM THE NW CORNER OF SECTION 33

Authorized Place of Use:

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Landowner	Reservoir #
39 S	11 E	WM	29	SW SE	22.1	200	Cohan/Hunnicutt	#1
39 S	11 E	WM	32	NW NE	4.9	8800	Cohan/Hunnicutt	#1

LIVESTOCK							
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Landowner	Reservoir #
39 S	11 E	WM	29	SW SE	200	Cohan/Hunnicutt	#1
39 S	11 E	WM	33	NW NE	9200	Farber	#3

10. Certificate 83670 describes the right to use water from an unnamed stream and two reservoirs (#1 and #3) for irrigation and stock use. The final proof survey notes clearly specify that the irrigation use applies to Reservoir #1 only. Reservoir #3 is not connected to any delivery system and therefore is impossible to be used for irrigation at the place of use described in the right. There are several intermittent drainages that contribute to the unnamed stream described in the right. There is also a reservoir (#2) approximately ½ mile above Reservoir #1. When Reservoir #2 reaches the maximum capacity, the overflow water spills into the intermittent flow channel as well. The USGS topographical map shows this in greater detail. The USGS topographical map also names the source that feeds Reservoir #3 as Wright Creek. This stream is the only source that is used to store water in Reservoir #3. The description of the source for Certificate 83670 should be clarified to the following: "The waters from unnamed intermittent flow channels and Reservoir #1 for Irrigation of 27.0 acres and Stock use, and the right to use the waters of Wright Creek and Reservoir #3 for Stock Use."

11. Application T-10425 proposes to change the character of use to the following:

RESERVOIR #1: 25% or (2.3 acre feet) for Agriculture Water Use, Riparian Enhancement, and 75% or (7.0 acre feet) for Supplemental Irrigation, Stock, Recreation and Wildlife Use							
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Landowner
39 S	11 E	WM	29	SW SE	22.1	200	Cohan/Hunnicutt
39 S	11 E	WM	32	NW NE	4.9	8800	Cohan/Hunnicutt

RESERVOIR #3: 10% or (1.05 acre feet) for Domestic Use Expanded for one household, Agricultural Water Use, and 90% or (9.45 acre feet) for Stock, Recreation and Wildlife Use							
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Landowner	
39 S	11 E	WM	33	NW NE	9200	Farber	

12. The third right to be transferred is as follows:

Certificate: 34773 in the name of R. T. Williams (perfected under Permit R-2579)
Use: STORAGE of WATER to be appropriated under APPLICATION
S-34492, PERMIT S-27136 for STOCK and IRRIGATION
Priority Date: DECEMBER 2, 1960
Duty: 70.0 ACRE FEET; being 3.0 ACRE FEET for STOCK and 67.0 ACRE
FEET for IRRIGATION
Source: Unnamed tributary of the LOST RIVER in WORDEN RESERVOIR #2.

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Ownership
39 S	11 E	WM	33	NE NW	Farber
39 S	11 E	WM	33	NW NW	Marsland
39 S	11 E	WM	33	SW NW	Marsland
39 S	11 E	WM	33	SE NW	Farber

13. Certificate 34773 describes the source as an unnamed tributary of the Lost River in Worden Reservoir #2. According to the USGS topographical maps (Attachment B), there are several intermittent drainages that contribute to the storage of the Reservoir #2. One of the sources is unnamed but contributes to the storage of both Reservoirs #1 & #2. The source forks on the south section line of Section 33 and flows into Reservoirs #1 and #2. Wright Creek also contributes to the storage of Reservoir #2 and is labeled as such on the topographical map. The description of the source for Certificate 34773 should be clarified to the following: "waters of unnamed intermittent flow channels and Wright Creek, tributaries of the Lost River."

14. Transfer Application T-10425 proposes to change the character of use of this right to STORAGE FOR MULTIPLE PURPOSES.

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

Certificate: 34774 in the name of R.T. Williams (perfected under Permit S-27136)
Use: SUPPLEMENTAL IRRIGATION of 27.0 ACRES and LIVESTOCK
USE
Priority Date: DECEMBER 2, 1960
Duty: 70.0 ACRE FEET; being 3.0 ACRE FEET for STOCK and 67.0 ACRE
FEET for SUPPLEMENTAL IRRIGATION
Source: WORDEN RESERVOIR #2 constructed under APPLICATION R-34491,
PERMIT R-2579, tributary to the LOST RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
39 S	11 E	WM	33	SW NW	RESERVOIR #2: 1800 FEET SOUTH AND 1160 FEET EAST FROM THE NW CORNER OF SECTION 33

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	ACRES	Tax Lot	Landowner
39 S	11 E	WM	29	SW SE	22.1	200	Cohan/Hunnicut
39 S	11 E	WM	32	NW NE	4.9	8800	Cohan/Hunnicut

LIVESTOCK						
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Landowner
39 S	11 E	WM	33	NE NW	9200	Farber
39 S	11 E	WM	33	NW NW	9201	Marsland
39 S	11 E	WM	33	SW NW	9201	Marsland
39 S	11 E	WM	33	SE NW	9200	Farber

16. Application T-10425 proposes to change the character of use to the following:

RESERVOIR #2: 10% or (7.0 acre feet) for Domestic Use Expanded for two households, Agricultural Water Use, Riparian Enhancement and 90% or (63.0 acre feet) for Stock, Recreation, Wildlife and Aquatic Live Water Use.

17. Application T-10425 proposes to change the place of use to the following:

Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Landowner
39 S	11 E	WM	33	NE NW	9200	Farber
39 S	11 E	WM	33	NW NW	9201	Marsland
39 S	11 E	WM	33	SW NW	9201	Marsland
39 S	11 E	WM	33	SE NW	9200	Farber

18. Notice of the application for transfer was published on July 3, 2007, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
19. On June 9, 2011, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-10425 to the applicants. The draft Preliminary Determination set forth a deadline of July 9, 2011, for the applicants to respond.
20. On July 9, 2011 the applicants requested to extend the time for the completion of changes to October 1, 2017 and modified the proposed changes in character of use.
21. On August 3, and August 8, and August 11, 2011 a second draft Preliminary Determination reflecting the changes requested was mailed to the applicants. The applicants 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.
22. On September 20, 2011, the Department issued a Preliminary Determination proposing to approve Transfer Application T-10425 and mailed a copy to the applicants. Additionally, notice of the Preliminary Determination for the transfer application was published on the Department's weekly notice on September 27, 2011, and in the Herald and News newspaper on October 16, 23 and 30, 2011, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notice.

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

23. Water has been used within the last five years according to the terms and conditions of the rights, and there is no information in the record that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
24. A diversion structure and ditch sufficient to use the full amount of water allowed under the existing rights were present within the five-year period prior to submittal of Application T-10425.
25. The proposed changes would not result in enlargement of the rights.
26. The proposed changes would not result in injury to other water rights.

Conclusions of Law

The changes in the character of use and place of use proposed in application T-10425 are consistent with the requirements of ORS 540.505 to 540.580 and OAR 690-380-5000.

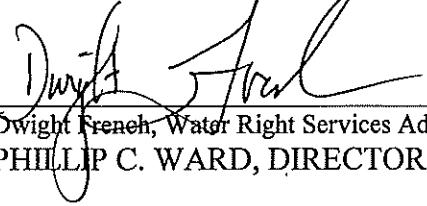
Now, therefore, it is ORDERED:

1. The changes in the character of use and place of use proposed in application T-10425 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 Certificates 34770, 34773, 34774, 83670, and any related decree.
3. Water right certificates 34770, 34773 and 34774 are cancelled.
4. Water right certificate 83670 is cancelled. A new certificate will be issued describing that of the right not affected by this transfer.
5. The former place of use of the transferred right shall no longer receive water under the right.
6. When required by the Department, the water user shall install, maintain and operate an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.
7. When required by the Department, the water user shall install, maintain and operate a headgate to control and regulate the quantity of water diverted. The type and plans of the headgate must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.
8. The approved changes shall be completed and full beneficial use of the water shall be made on or before **October 1, 2017**. A Claim of Beneficial Use prepared by a Certified Water

Right 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.

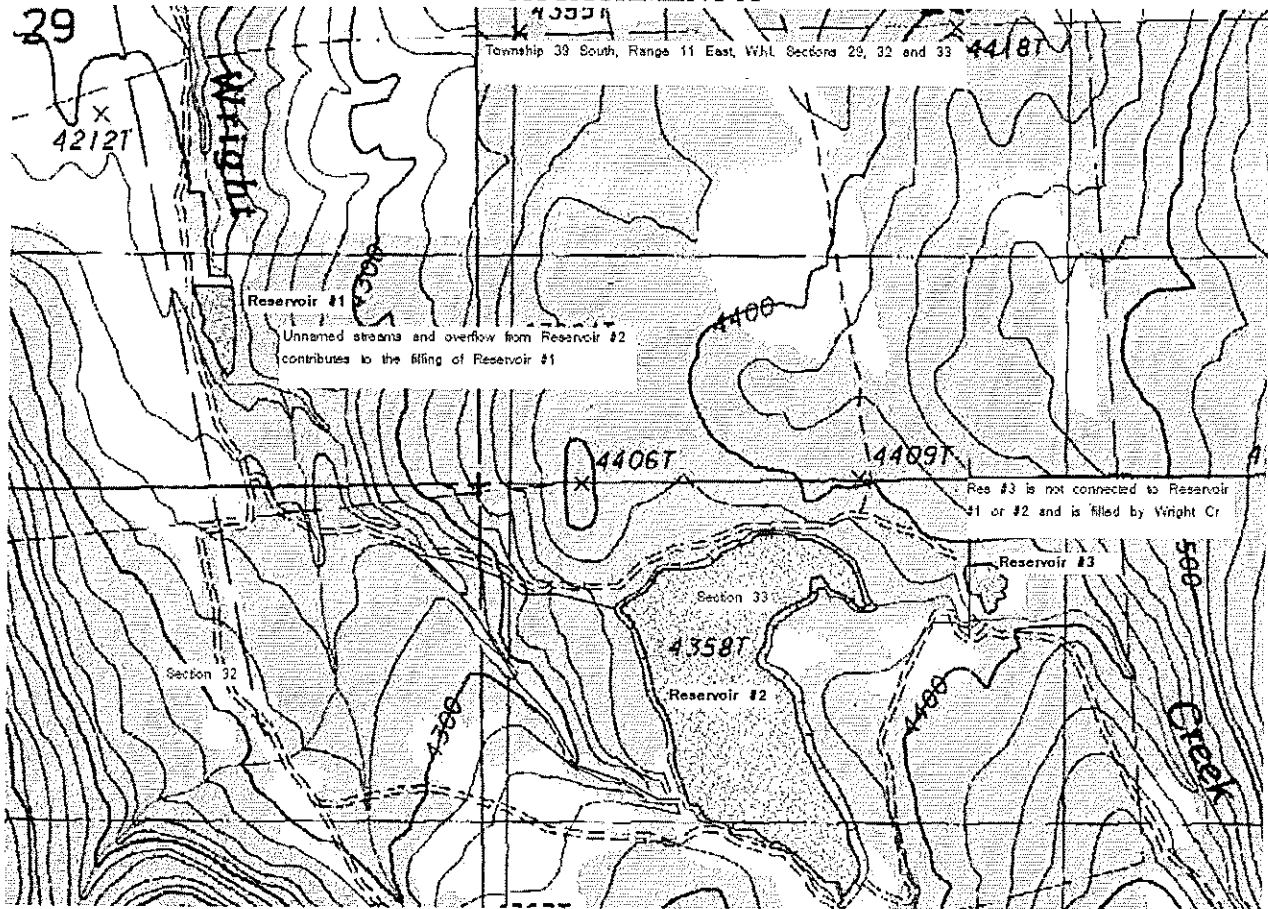
9. When satisfactory proof of the completed changes is received, new certificates confirming the rights transferred will be issued that clarify the sources for the rights as described in this order.

Dated at Salem, Oregon this 21 day of December, 2011.


Dwight French, Water Right Services Administrator for
PHILLIP C. WARD, DIRECTOR

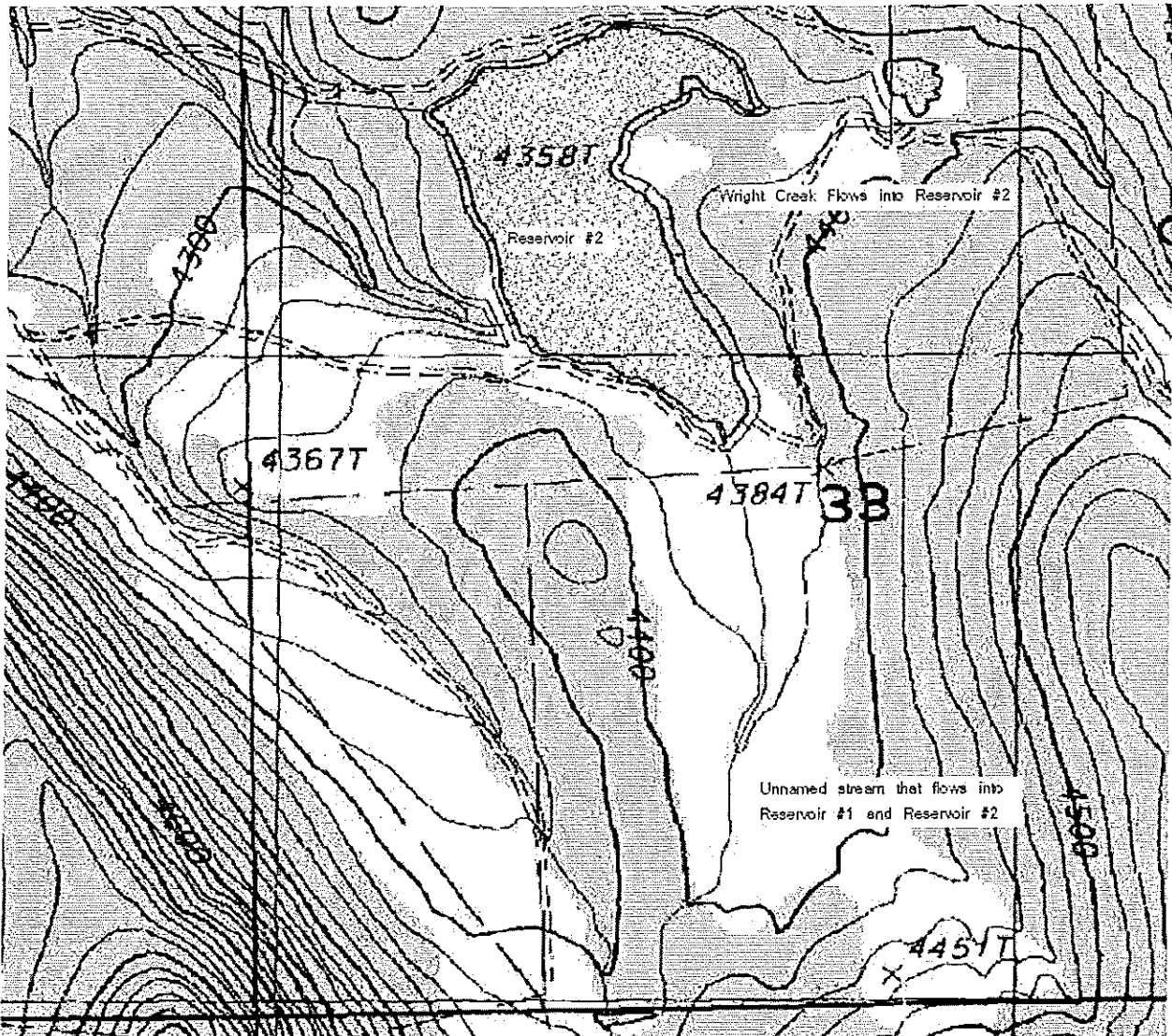
Mailing date: DEC 23 2011

"ATTACHMENT A"



There are a few intermittent drainages that contribute filling of Reservoirs #1 and #3. Reservoir #3 is not connected to Reservoir #1 and the source that fills Reservoir #3 is separate from the source that fills Reservoir #1. There is also a reservoir (#2) between #1 and #3 which is approximately ½ mile above Reservoir #1. When Reservoir #2 overflows, water spills into two additional intermittent flow channels as well.

ATTACHMENT "B"



There are several intermittent drainages that contribute to the storage of the Reservoir #2. One of the sources is unnamed but contributes to the storage of both Reservoirs #1 & #2. The source forks on the south section line of Section 33 and flows into Reservoirs #1 and #2. Wright Creek also contributes to the storage of Reservoir #2 and is labeled as such.

STATE OF OREGON
COUNTY OF KLAMATH
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RONALD T. WILLIAMS
RT 2 BOX 791
KLAMATH FALLS, OR 97601

confirms the right to use the waters of UNNAMED INTERMITTENT FLOW CHANNELS, tributaries of LOST RIVER for IRRIGATION of 27.0 ACRES and STOCK USE.

This right was perfected under Permit S-26405. The date of priority is AUGUST 19, 1959. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.69 CUBIC FOOT PER SECOND (CFS); being 0.67 cfs for Irrigation and 0.02 cfs for stock use, or its equivalent in case of rotation, measured at the point of diversion.

The points of diversion are located as follows:

Twtp	Rng	Mer	Sec	Q-Q
39 S	11 E	WM	29	SW SE
39 S	11 E	WM	33	NW NE

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

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

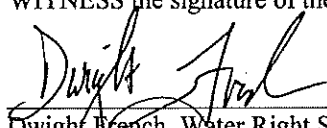
IRRIGATION					
Twtp	Rng	Mer	Sec	Q-Q	Acres
39 S	11 E	WM	29	SW SE	22.1
39 S	11 E	WM	32	NW NE	4.9

STOCK				
Twtp	Rng	Mer	Sec	Q-Q
39 S	11 E	WM	29	SW SE
39 S	11 E	WM	33	NW NE

This certificate describes that portion of the water right confirmed by Certificate 83670, State Record of Water Right Certificates, NOT transferred by an order of the Water Resources Director entered DEC 21 2011, approving Transfer Application T-10425 for a change in character of use and place of use. This certificate includes modifications to the description of the sources of water as clarified under the provisions of the order.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment. The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

WITNESS the signature of the Water Resources Director, affixed DEC 21 2011.


Dwight French, Water Right Services Administrator, for
PHILLIP C. WARD, DIRECTOR

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within 60 days of the date of service.

STATE OF OREGON
COUNTY OF KLAMATH
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

R. T. WILLIAMS
RT 2 BOX 791
KLAMATH FALLS, OR 97601

confirms the right to use the waters of WORDEN RESERVOIR constructed under Application R-34491, Permit R-2579, a tributary of THE LOST RIVER for SUPPLEMENTAL IRRIGATION 30.1 ACRES.

This right was perfected under Permit S-27136. The date of priority is DECEMBER 2, 1960. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and (together with the portion of the right included in Transfer T-10425), shall not exceed a total of 67.0 ACRE FEET FOR SUPPLEMENTAL IRRIGATION, or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
39 S	11 E	WM	33	SW NW	1800 FEET SOUTH AND 1160 FEET EAST FROM THE NW CORNER OF SECTION 33

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 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
39 S	11 E	WM	29	SW NE	4.3
39 S	11 E	WM	29	NE SW	8.0
39 S	11 E	WM	29	NW SE	17.8

This certificate describes that portion of the water right confirmed by Certificate 34774, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered DEC 21 2011, approving Transfer Application T-10425.

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

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

WITNESS the signature of the Water Resources Director, affixed DEC 21 2011.


Dwight French, Water Right Services Administrator, for
PHILLIP C. WARD, DIRECTOR

Carrie Matthews

From: Dan Cohan [drc1523@gmail.com]
Sent: Saturday, July 09, 2011 8:17 AM
To: Carrie Matthews
Subject: 5 Year Water Right Use Extension

Hi Carrie,

As discussed previously on the phone, we would like to extend the time period for demonstrating use of our water right which is a stated condition in the water right change application. Please extend the window of time for the use of irrigation to 5 years. This extension will give us enough time to properly demonstrate one of the intended uses of the reservoir #1 which is to irrigate our 27 acre pasture.

Thank-You,

Dan Cohan
(520)235-7146



Oregon

John A. Kitzhaber, MD, Governor

Water Resources Department

Eastern Region

Baker County Courthouse

1995 3rd Street, Suite 180

Baker City, OR 97814

Phone: (541) 523-8224

Fax: 1-866-214-3493

www.wrd.state.or.us

June 9, 2011

Dan Cohan and Mary Hunnicutt
P.O. Box 391
Arivaca, Az 85601-0391

Brian and Marlene Farber
P.O. Box 142
Bonanza, Or 97623

Dale and Lavonne Marsland
P.O. Box 323
Bonanza, Or 97623

SUBJECT: Water Right Transfer Application T-10425

Your water right transfer is in one of three phases of processing. Enclosed is a draft of our Preliminary Determination regarding Transfer Application T-10425. The document reflects the Department's conclusion that, based on the information currently available, the transfer will be approved.

Items needed before the next phase of processing...

*****I included a request to modify the original application to reflect what I understand is your intent from our phone conversations. If you agree with the request please sign where indicated and submit it to me before or by **July 9, 2011**.

Below is a summary of my understanding of everyone's intent. I tried to simplify this by breaking the issues down by each reservoir. The fundamental intent was to change the use for all three reservoirs to a broader use which hopefully fits your needs. The other item that I addressed was to disconnect the ties between all three reservoirs as Ronald Williams originally applied for in the early sixties.

Reservoir #1 (Certificates 34770, 83670): Dan Cohan and Mary Hunnicutt will change the storage right to Multipurpose use from the intermittent streams and the overflow water from Reservoir #2 that flows into Reservoir #1. **Water can then be used for irrigation** in the place of use originally described. The right to use the stored water will be changed to Pond maintenance, Ranch management including but not limited to: road watering, wildlife habitat, stock watering, dust abatement, and recreation uses.

Reservoir #2 (Certificates 34773, 34774): Brian and Marlene Farber and Dale and Lavonne Marsland will change the storage right to multipurpose use from the intermittent streams and Wright Creek that flows into Reservoir #2. The right to use the stored water will be changed to Pond maintenance, Ranch management including but not limited to: road watering, wildlife habitat, stock watering, dust abatement, and recreation uses. The irrigation component tied to Dan Cohan's and Mary Hunnicutt's property **will not** be tied to reservoir #2 if the transfer is approved. Their irrigation use will come from Reservoir #1 only.

Reservoir #3 (Certificates 34770, 83670): Brian and Marlene Farber will change the type of use for the storage right to multipurpose use from the intermittent stream (Wright Creek) that flows into Reservoir #3. The right to use the stored water will be changed to Pond maintenance, Ranch management including but not limited to: road watering, wildlife habitat, stock watering, dust abatement, and recreation uses.

*****I created a draft preliminary determination based on the information above as well. Please review the draft carefully to familiarize yourself with any requirements and evaluate whether the

document is consistent with your intent in seeking the transfer. Please respond in writing by the deadline provided below, whether you agree with the proposed action and whether there are any typographical errors that need to be corrected.

*****A report of landownership for the lands to which the water rights are appurtenant (the FROM lands) is required. **The report must be prepared by a title company.** The report has often been called a "LIST PACKET".

- 1) The title company's report must either be:
 - a) prepared within 3 months of the draft Preliminary Determination showing current ownership, or
 - b) prepared within 3 months of recording of a water right conveyance agreement, or
 - c) prepared at any time, but showing ownership at the time a water right conveyance agreement was recorded.
- 2) The ownership report shall include:
 - a) Date reflected by the ownership information
 - b) List of owners at that time
 - c) Legal description of the property where the water right to be transferred is currently located.
- 3) You will need to submit a notarized statement of consent from any landowner listed in the ownership report who is not already included in the transfer application, or other information such as a water right conveyance agreement, if applicable.

Conditions to your water right...

Please look at Condition #7 on page 8, which sets a date for completion of the changes. If the required completion date is insufficient to comply with any of the requirements listed in this document, you may extend the date at no cost to you during this stage of processing. Please let me know by the comment deadline so we can make the proper arrangements to get you the time you need.

What happens next...

Once the preliminary determination is issued a publication period is required. Because of a change in character of use, the applicant is responsible for publishing notice of the transfer in a local newspaper having a general circulation in the area of the water right. The notice must be published at least once a week for three consecutive weeks. We will provide a copy of the required notice to you upon issuance of the Preliminary Determination.

Issuance of the Preliminary Determination will occur shortly after we receive the report of ownership and your written response to the conditions and proposed action in the draft Preliminary Determination (e-mail is acceptable). **If we do not receive your response and the report by July 9, 2011, a Preliminary Determination may be issued denying the application as incomplete.**

Please do not hesitate to contact me. If you have questions about the information in this document, you may reach me at 541-523-8224 x 36 or Carrie.R.Matthews@wr.state.or.us if I may be of assistance.

Sincerely,



Carrie Matthews
Transfer Specialist
Field Services Division East Region

cc: T-10425
encs ☒ Draft Preliminary Determination ☒ Certificates ☒ Modification Request

We would like to modify transfer application T-10425 to include Certificates 34770, 83670, 34773 and 34774.

We would like to change the type of use to Multipurpose Use for the storage rights on Reservoirs 1, 2, and 3 (Certificates 34770 and 34773).

We would like to change the Irrigation and Stock use authorized for this right from Reservoirs 2 (Certificate 34774) to: Pond maintenance, Ranch management, including but not limited to: road watering, wildlife habitat, stock watering, dust abatement, and recreation uses.

We would like to change the Stock portion only from Certificate 83670 to: Pond maintenance, Ranch management, including but not limited to: road watering, wildlife habitat, stock watering, dust abatement, and recreation uses. We will continue to use the irrigation component from Reservoir #1 on the place of use authorized under this right. Reservoir #3 is not tied to the irrigation component of this right.

Danny R. Cohen
Dan Cohen

Mary Hunnicutt
Mary Hunnicutt

6/16/11
Date

Dale Marsland

Lavonne Marsland

Date

Brian Farber

Marlene Farber

Date





Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

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

January 30, 2008

Donald and Debra Randel
7810 Philpott Lane
Bonanza OR 97623

REFERENCE: Transfer T-10425

Dear Mr. and Mrs. Randel,

Please fill out the enclosed "Affidavit Attesting to the Use of Water" form and mail it to me along with any photographs, power bills from pumping water, copies of bills of sale from crops grown or cattle sold, or any other evidence you may have that can demonstrate that you have put your water to beneficial use during the last five years.

Please submit your "Affidavit Attesting to the Use of Water" and any evidence of use of the water to Kody Thurgood, Water Resources Department, 725 Summer St. NE, Suite A, Salem, OR 97301-1266. If you have any questions or if need more time to submit the requested materials, please call me at 503-986-0892 or contact me by email at Kody.J.Thurgood@wrд.state.or.us.

Sincerely,

Kody Thurgood
Water Rights Transfer Specialist

Enclosures

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

State of Oregon)
) ss
 County of _____)

I, _____, in my capacity as _____,
 mailing address _____
 telephone number (____)_____, 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)
39	S	11	E	WM	29	SW SE		
39	S	11	E	WM	33	NW1/4		

(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):

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

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

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

Signature of Affiant

Date

Signed and sworn to (or affirmed) before me this _____ day of _____, 20____.

Notary Public for Oregon

My Commission Expires: _____

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

COPY



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

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

January 30, 2008

Donald and Debra Randel
7810 Philpott Lane
Bonanza OR 97623

REFERENCE: Transfer T-10425

I am in the process of examining your water right transfer application. However, some problems must be resolved before I can continue processing your application.

1. On September 20, 2007 you submitted a Request for Assignment, which indicated you proposed to assign a portion of your water right transfer application to Brian and Marlene Farber. On October 22, 2007 you submitted a second Request for Assignment, which stated that you proposed to transfer a second portion of your right transfer application to Dale and Lavonne Marsland. However, you did not indicate what portion of your water right transfer application you proposed to assign to either party, nor did you indicate whether you intended to retain any portion of the transfer for yourself. Please submit a written statement that indicates which portion of your transfer you wish to assign to each party and which portion, if any, you wish to retain.
2. It appears that you neglected to include the required transfer map for this water right. The Final Proof map (copy enclosed) is the official map showing the lands authorized for irrigation and stock use under Certificates 34770 and 34773. You need to have your Certified Water Rights Examiner (CWRE) revise the transfer map to indicate current property boundaries, which portion of your water right you are proposing to transfer and exactly where the water will be used. Then submit, to the Department, an original print of the revised map with the CWRE's seal and signature.
3. You will also need to revise your transfer application (copy enclosed) to reflect the following changes: (Please make all changes in blue ink.)
 - a. **Page three, Item (6):** Please provide evidence of beneficial use.
 - b. **Page four, Item eight:**
 - i. Please list all current landowners that will be affected by the proposed transfer.
 - ii. Also, please indicate whether you still intend to be responsible for completion of all proposed changes.

- c. **Page six:** Please provide a copy of the *2002 Randel Family Trust* showing that you are a trustee and have authority to make changes for and in behalf of the *2002 Randel Family Trust*.
- d. **Page seven:**
 - i. Please provide a separate *Supplemental Form A* for each affected water right.
 - ii. Please provide a copy of the Land Use Information Form.
- e. **Page eight:** Please provide information regarding all other water rights, whether primary or supplemental, for this land. *Please note: Certificate 34770 establishes a right to store water for the listed purposes of irrigation (19.8 acre/feet) and for stock use (7.0 acre/feet). Any additional right to use the water stored under Certificate 34770 for purposes other than Stock or Recreation will become null and void at such time that the proposed transfer becomes effective.*
- f. **Page ten:** Please indicate whether the ENTIRE water right will be affected by this change. If less than the entire water right will be affected, please list the affected lands in the chart provided.
- g. **Page twelve:** Do you intend to use the water stored under Certificate 34770 out side of Worden Reservoirs #1 and #3? If yes, please list all proposed places of use.
- h. **Page fourteen:** Please provide information regarding all other water rights, whether primary or supplemental, for this land. *Please note: Certificate 34773 establishes a right to store water for the listed purposes of irrigation (70.0 acre/feet) and for stock (3.0 acre/feet). Any additional right to use the water stored under Certificate 34770 for purposes other than Stock or Recreation will become null and void at such time that the proposed transfer becomes effective.*
- i. **Page eighteen:** Do you intend to use the water stored under Certificate 34773 out side of Worden Reservoir #2? If yes, please list all proposed places of use.

Please submit the revised application, evidence of beneficial use and map indicating places of use and current property boundaries **by March 1, 2008** to Kody Thurgood, Water Resources Department, 725 Summer St. NE, Suite A, Salem, OR 97301-1266. If you have any questions or if need more time to submit the requested materials, please call me at 503-986-0892 or contact me by email at Kody.J.Thurgood@wrdd.state.or.us.

Sincerely,

Kody Thurgood
Water Rights Transfer Specialist

cc: Vern Church, Watermaster, District 17
Brian P. and Marlene J. Farber
Dale and Lavonne Marsland

Enclosures

COPY



Oregon

Theodore R. Kulongoski, Governor

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

January 30, 2008

Dale and Lavonne Marsland
12449 14th Ave. S.
Seattle, WA
98168

Lavamars@hotmail.com

Cell phone Alternative: 206-235-7985

RE: Transfer T-10425

The enclosed letter, which may affect your water rights, was mailed to Donald and Debra Randel on January 30, 2008. If you have any questions please call me at 503-986-0892 or contact me by email at Kody.J.Thurgood@ wrd.state.or.us.

Sincerely,

Kody Thurgood
Water Rights Transfer Specialist

cc: Vern Church, Watermaster, District 17
Brian P. and Marlene J. Farber
Dale and Lavonne Marsland

Enclosures

COPY



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

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

January 30, 2008

Brain P. and Marlene J. Farber
P.O. Box 142
9025 Philpott Lane
Bonanza OR
97623

RE: Transfer T-10425

The enclosed letter, which may affect your water rights, was mailed to Donald and Debra Randel on January 30, 2008. If you have any questions please call me at 503-986-0892 or contact me by email at Kody.J.Thurgood@wr.d.state.or.us.

Sincerely,

Kody Thurgood
Water Rights Transfer Specialist

cc: Vern Church, Watermaster, District 17
Brian P. and Marlene J. Farber
Dale and Lavonne Marsland

Enclosures



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

Request for Assignment

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

I, Donald and Debra Randel
(Name of Applicant / Permit / Transfer Holder)

7810 Philpott Ln. Klamath Falls OR 97603 541-545-1271
(Mailing address) (City) (State) (Zip) (Phone #)

☐ ...hereby assign all my interest in and to application/permit/transfer;

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

☒ ...hereby assign a portion of my interest in and to the entire application/permit/transfer;

RECEIVED

OCT 22 2007

WATER RESOURCES DEPT
SALEM OREGON

Application # 4, Permit # _____; Transfer # 10425

-OR-

GR Statement # _____, GR Certificate of Registration # _____

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

DALE AND LAVONNE MARSLAND
(Name of New Owner)

12449 14 TH AVE SOUTH, SEATTLE, WA 98168
(Mailing address) (City) (State) (Zip) (Phone #) (206)244-8831

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

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

Witness my hand this 5 day of September, 2007.

Applicant/Permit holder Donald Randel

Applicant/Permit holder Debra Randel

DO NOT WRITE IN THIS BOX

This certifies assignment and record change at Oregon Water Resources Department effective 8:00 a.m. on date of receipt at Salem, Oregon.
Fee receipt # 70293
Water Rights Division [Signature]

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

AS/16N Partial
10/23/2007
[Signature]



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 23, 2007

Dale and LaVonne Marsland
12449 14th. Ave. South
Seattle, Washington 98168

Reference: Transfer T-10425

The partial assignment of the entire transfer from Donald and Debra Randel for the 2002 Randel Family Trust to Dale and LaVonne Marsland, has been recorded in the records of the Water Resources Department. This transfer is now in the names of and Donald and Debra Randel for the 2002 Randel Family Trust, Brian P. and Marlene J. Farber, and Dale and LaVonne Marsland.

Our records have been changed accordingly and the original request is enclosed. Receipt number 90293 covering the recording fee of \$50 is also enclosed.

Sincerely,

Jerry Sauter
Water Rights Program Analyst

Enclosure: Receipt 90293

cc: Watermaster 17

Donald and Debra Randel
Brian P. and Marlene J. Farber
Data Center, OWRD (Complete Copy of Assignment Request)
Sarah Henderson - for Transfers
File



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

Request for Assignment

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

I, DONALD & DEBRA RANDEL
(Name of Applicant / Permit / Transfer Holder)

7810 PHILPOTT LANE BONANZA, OR 97623 (541) 545-1271
(Mailing address) (City) (State) (Zip) (Phone #)

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

Application # _____, Permit # _____; Transfer # 10425
-OR-
GR Statement # _____, GR Certificate of Registration # _____

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

BRIAN P. & MARLENE J. FARBER
(Name of New Owner)
P.O. BOX 142
9025 PHILPOTT RD. BONANZA OR 97623 (714) 595-8282
(Mailing address) (City) (State) (Zip) (Phone #)

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

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

Witness my hand this 5 day of SEPT., 20 07.

Applicant/Permit holder Donald Randel
Applicant/Permit holder Debra Randel

DO NOT WRITE IN THIS BOX

This certifies assignment and record change at Oregon Water Resources Department effective 8:00 a.m. on date of receipt at Salem, Oregon.
Fee receipt # 89767
For Director by Jerry Sauter, Program Analyst in Water Rights Division Jerry Sauter

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

RECEIVED

Last updated: June 1, 2007 Request for Assignment/1 SEP 20 2007 WR

WATER RESOURCES DEPT
SALEM, OREGON

O.K. ASSIGNMENT
9/21/2007
J. H. Sauter



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

September 21, 2007

Brian P. and Marlene J. Farber
P.O. Box 142
Bonanza, Oregon 97623

Reference: Transfer T-10425

The partial assignment of the entire transfer from Donald and Debra Randel for the 2002 Randel Family Trust to Brian P. and Marlene J. Farber, has been recorded in the records of the Water Resources Department. This transfer is now in the names of and Debra Randel for the 2002 Randel Family Trust, and Brian P. and Marlene J. Farber.

Our records have been changed accordingly and the original request is enclosed. Receipt number 98767 covering the recording fee of \$50 is also enclosed.

Sincerely,

Jerry Sauter
Water Rights Program Analyst

Enclosure: Receipt 89767

cc: Watermaster 17
Donald and Debra Randel
Data Center, OWRD (Complete Copy of Assignment Request)
Sarah Henderson - for Transfers
File

Return by 8-1-07

SC Reg

RS

KLAMATH D.O. / W.A.
RECEIVED

Oregon Department of Fish and Wildlife
Water Right and Diversion Transfer Comment Form

JUL 09 2007

(ODFW provides to WRD so that WRD can make findings according to statutory requirements.)

OREGON DEPARTMENT OF FISH
AND WILDLIFE

Reference Transfer #: 10425

A. Please check box if you believe there is a potential for injury to an instream water right.

- ☐ The Oregon Department of Fish and Wildlife (ODFW) believes this proposed transfer may injure an instream water right(s) on

_____, tributary to _____. Because,
(Stream)

(Please attach any available supporting information.)

Note: This will prompt WRD to further evaluate and make a determination whether the transfer will injure an instream water right. (WRD is the agency that makes the determination of injury to a water right, while ODFW's role is to raise concerns and to evaluate proposed mitigation and net benefit to the resource if WRD requests concurrence with injury to an instream water right.)

B. Please check one of the following four boxes related to requiring a fish screen and/or by-pass device pursuant to ORS 540.525 or 540.532:

- ☐ 1. The new Point of Diversion (POD) requires a fish screening and/or by-pass device and is currently equipped with an appropriate fish screening and/or by-pass device.

Note: This option will yield the following:

Finding of Fact: The Oregon Department of Fish and Wildlife has determined that a fish screening and/or by-pass device is necessary at the new point of diversion to prevent fish from entering the diversion and/or safely transport fish back to the body of water from which the fish were diverted and that the diversion is currently equipped with an appropriate fish screening and/or by-pass device.

Condition: The water user shall maintain and operate a fish screening and/or by-pass device, as appropriate, at the point of diversion consistent with the Oregon Department of Fish and Wildlife's operational and maintenance standards.

- ☐ 2. The new Point of Diversion (POD) requires a fish screening and/or by-pass device prior to water being diverted. The diversion may be eligible for cost share assistance under ODFW's cost share program.

Option 2 should generally be selected if listed fish species are present at the point of diversion and/or the originating water right diversion is currently screened. If Option 2 is

RECEIVED

Please return all 4 pages to: Transfers Section, Water Resources Department,
725 Summer St. NE, Suite A, Salem, OR 97301-1271

JUL 16 2007

WATER RESOURCES DEPT
SALEM, OREGON

The electronic version of this form is available at: <http://www1.wrd.state.or.us/msword/ODFWScreen.doc>

selected, provide contact information on the "Fish Screening and Passage Information" sheet. The new diversion may be eligible for cost-share.

Note: This option will yield the following:

Finding of Fact: *The Oregon Department of Fish and Wildlife (ODFW) has determined that a fish screening and/or by-pass device is necessary at the new point of diversion to prevent fish from entering the diversion and/or safely transport fish back to the body of water from which the fish were diverted and that the diversion is not currently equipped with an appropriate fish screening and/or by-pass device. This diversion may be eligible for screening cost share funds.*

Condition: *Prior to diverting water, the water user shall install a fish screening and/or by-pass device, as appropriate, at the new point of diversion consistent with the Oregon Department of Fish and Wildlife's (ODFW) design and construction standards. Prior to installation, the water user shall obtain written approval from ODFW that the required screen and/or by-pass device meets ODFW's criteria. Prior to submitting a Claim of Beneficial Use, the water user must obtain written approval from ODFW that the required screening and/or by-pass device was installed to the state's criteria. The water user shall maintain and operate the fish screen and/or by-pass device, as appropriate, at the point of diversion consistent with ODFW's operational and maintenance standards.*

- ☐ 3. The new Point of Diversion (POD) requires a fish screening and/or by-pass device. However, the diversion may be used for up to two years pending a determination of whether cost share assistance under ODFW's cost share program is available.

If Option 3 is selected, provide contact information on the "Fish Screening and Passage Information" sheet. Except in extraordinary circumstances, Option 3 should NOT be checked if listed fish species are present at the point of diversion, the originating water right diversion is screened, cost-share funds are currently available, or the diversion is not eligible for ODFW's cost-share program. If extraordinary circumstances are present, please explain:

Note: This option will yield the following:

Finding of Fact: *The Oregon Department of Fish and Wildlife (ODFW) has determined that a fish screening and/or by-pass device is necessary at the new point of diversion to prevent fish from entering the diversion and/or safely transport fish back to the body of water from which the fish were diverted and that the diversion is not currently equipped with an appropriate fish screening and/or by-pass device. Listed fish species are not present at the point of diversion, the originating water right diversion is not screened, cost-share funds are not currently available, and the proposed diversion may be eligible for ODFW's cost-share program. A grace period of two years is appropriate until such time as cost share funds become available to assist in the construction of a fish screening and/or by-pass device. If cost share funds do not become available, the water user must screen within the indicated time period regardless of the availability of cost share funding.*


Condition: *Within two years after the date of this order, the water user shall install a fish screening and/or by-pass device, as appropriate, at the new point of diversion consistent with the Oregon Department of Fish and Wildlife's (ODFW) design and construction standards. Prior to installation, the water user shall obtain written approval from ODFW that the required screen and/or by-pass device meets ODFW's criteria. The water user may withdraw water at the new point of diversion without screening or by-pass devices until two years after the date of this order. Prior to submitting a Claim of Beneficial Use, the water user must obtain written approval from ODFW that the required screening and/or by-pass device was installed to the state's criteria. The water user shall maintain and operate the fish screen and/or by-pass device, as appropriate, at the point of diversion consistent with ODFW's operational and maintenance standards.*

- ☒ 4. The new Point of Diversion (POD) does not currently require a fish screen and/or by-pass device, however, the permittee may be required in the future to install, maintain, and operate fish screening and/or by-pass devices.

Note: This option will yield the following:

Finding of Fact: The Oregon Department of Fish and Wildlife has determined that a fish screening and/or by-pass device may be required in the future at the new point of diversion to prevent fish from entering the diversion and/or safely transport fish back to the body of water from which the fish were diverted and that the diversion is not currently equipped with an appropriate fish screening and/or by-pass device.

Condition: Within one year after receiving written notification from the Oregon Department of Fish and Wildlife (ODFW) that a fish screening and/or by-pass device is required, the water user shall install a screening and/or by-pass device, as appropriate, at the new point of diversion. The fish screening and/or by-pass device must meet ODFW's design and construction standards. Prior to installation, the water user shall obtain written approval from ODFW that the required screening and/or by-pass device meets ODFW's criteria. Once installed the water user shall maintain and operate the fish screening and/or by-pass device, as appropriate, at the point of diversion consistent with ODFW's operational and maintenance standards.



Signature

William Tinniswood

Printed Name

Asst. Fish Biologist

Title

(541) 883-5732

Phone

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SALEM, OREGON

Oregon Department of Fish and Wildlife
Additional Fish Screening and Passage Information for the Applicant

(To be completed by ODFW for WRD to provide to the applicant.)

Transfer # 10425

The applicant should be aware that fish screening and passage may be required for certain changes in point of diversion if the boxes below are checked.

- ☐ Fish screening and/or fish by-pass devices are required as a condition of this transfer. The fish screen and/or by-pass device must meet ODFW's design, construction, operational and maintenance standards. Fish screening prevents fish from entering the diversion, while a by-pass device safely transports fish back to the body of water from which the fish were diverted.

Pursuant to ORS 498.306, cost share funds may be available to assist in the installation of fish screening and by-pass devices at diversions.

The applicant should contact the ODFW staff below to obtain additional information on the design, construction, operational, and maintenance standards for the required fish screening and/or by-pass device and to obtain information about ODFW's cost sharing program for screening and by-pass devices. **Prior to installation, the water user must obtain written approval from ODFW that the required screening and/or by-pass device meets ODFW's criteria.**

ODFW staff name: _____

Address: _____

City/State/Zip: _____

Phone: () _____

- ☒ This transfer may trigger requirements for fish passage under ORS 509.585 because a new point of diversion will be constructed, an existing point of diversion's capacity will be increased, or an existing point of diversion will be abandoned. The applicant should contact the ODFW staff below for a determination of whether native migratory fish are or were present at the applicable location, which will determine whether fish passage must be addressed.

ODFW staff name: William Tinniswood

Address: 1850 Miller Island Rd

City/State/Zip: Klamath Falls OR 97603

Phone: (541) 887-5732



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-10425

Review Due Date: _____

Applicant Name: donald and Debra Randel

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

Reviewer(s): Vern Church

Date of Review: Jul. 23, 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: i have been dealing with this situation since feb. 2007; the four different parties involved have stated more then once the irrigation portion has not been used. I have give affidavits to cancel that portion.
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: the outlet structure has been removed, it needs to be replace.

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



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

July 2, 2007

DEBRA & DONALD RANDEL
7180 PHELPOTT LANE
BONANZA OR 97623

Reference: Transfer 10425

On June 29, 2007 we received your water right transfer application. The application was accompanied by \$350.00. Our receipt 88410 is enclosed.

By copy of this letter, we are asking the Watermaster for a report regarding the potential for injury to existing water rights which may be caused by the 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 #17
Roger Smith, ODFW

enclosure



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

725 Summer Street NE, Suite A

Salem, OR 97301-1271

503-986-0900

FAX 503-986-0904

Notice of Application for Water Right Transfer, Temporary Transfer, or Permit Amendment 07/03/2007

The Department seeks comment on the recently-filed application listed below. Any person may comment on the application. Comments must be received by the Department within 30 days of the date of this notice. 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: Klamath
Transfer: T -10425
Water Right: Cert:34773 OR *, Cert:34774 OR *
Priority Date: 1960, 1960
Name: DONALD AND DEBRA RANDEL
Address: 7180 PHELPOTT LANE; BONANZA OR 97623
Change: USE
Source: WORDEN RESERVOIR > WRIGHT CREEK
WRIGHT CREEK > LOST RIVER
Authorized USE: IRRIGATION
Proposed USE: LIVESTOCK

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.

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

Permanent Transfer Application – OAR 690-380 3000 & 3100

Completeness Checklist

Applicant's Name: Randel Family

(Form last revised: March 13, 2007)

Section A – Status of Right

Is this a Water Right that can be transferred?

[OAR 690-380-0100(14)]

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

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

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

Section B – Type of Change

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

[ORS 540.510]

NOTE: Only POD, POA or POU or USE changes are allowed on Transfers.

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

Section C - Fees

Have the appropriate fees been paid?

Total Required Fees: _____

Fee Schedule – ORS 536.050(1)(h)

- \$350 - Base fee (1st change and 1st CFS of water)
- + \$350 - Each additional type of change requested
- + \$175 - For each CFS, or fraction thereof, requested beyond 1st CFS
(for POU, Type of Use, or Exchange)

Total Fees Paid: 350

Fees Due (if any): _____

Refund Due (if any): _____

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

Section D – Completeness

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

Is the Transfer application complete?

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

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

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

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

• Type of transfer application ? Reg! (Page 1)

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

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

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

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

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

	Checklist for Supplemental Form B – (Attachments)	
OK	• Is there a box checked in #1?	(Page 1)
OK	• Is there a box checked in #2?	(Page 1)
OK	• Does the description of POU on page 4 of the supplemental form A application, match authorized POU in question #3?	(Page 1)
OK	• In question #4 and #5 are they filled out. 2)	(Page 2)
NO	• Is there a box checked in #6?	(Page 2)
NO	• Is the #6 supporting documentation included with application? 2)	(Page 2)
OK	• Is there an original signature of the notary and notary stamp? 2)	(Page 2)
Return back to Page 3 of transfer application		
OK	• Affected districts and local governments. If within a district/local government jurisdiction, ensure that name & mailing address is provided.	(Page 3)
OK	• Is the applicant the Landowner of the “from” and “to” Lands? YES NO If NO..... The applicant must list current landowner name & address.	(Page 4)
OK	• Who will be responsible for completion of the changes? Is a box checked? If no box is checked the applicant or agent must be contacted.	(Page 4)
	• Map..... (Required to be prepared by a CWRE) unless... 1. Map Waiver included with application 2. FP map with advance email or written approval 3. POD/POA without POU change and for entire right with FP map for “from” map ___ if more than 3 rights are included in transfer, is there a separate map for each water right? ___ If larger than 8 ½ X 14 than 3 copies of map is needed & an electronic pdf file of map ___ north arrow ___ size & scale ___ other: _____ ___ authorized acreage per ¼ ¼ matches the water right ___ authorized POD/POA and POU (clearly shown, labeled & matches application listing) ___ point plotted for the authorized POD/POA agrees with location coordinates on supplemental form A and WR ___ proposed POD/POA and/or POU (clearly shown, labeled & matches application “proposed” listing) ___ location coordinates accurately describe the point identified as the proposed POD/POA	(Page 5)
OK	• Land Use form, if applicable. Is the form signed by the local planning department staff? May be needed if the POD/POA or POU is moving a great distance <u>and</u> off of land originally involved in WR.	(Page 5)
N/A	• If a groundwater right is involved, are the well logs or a description included.	(Page 5)
N/A	• If this is an instream water right transfer, is there a form C included and filled out.	(Page 5)

ok

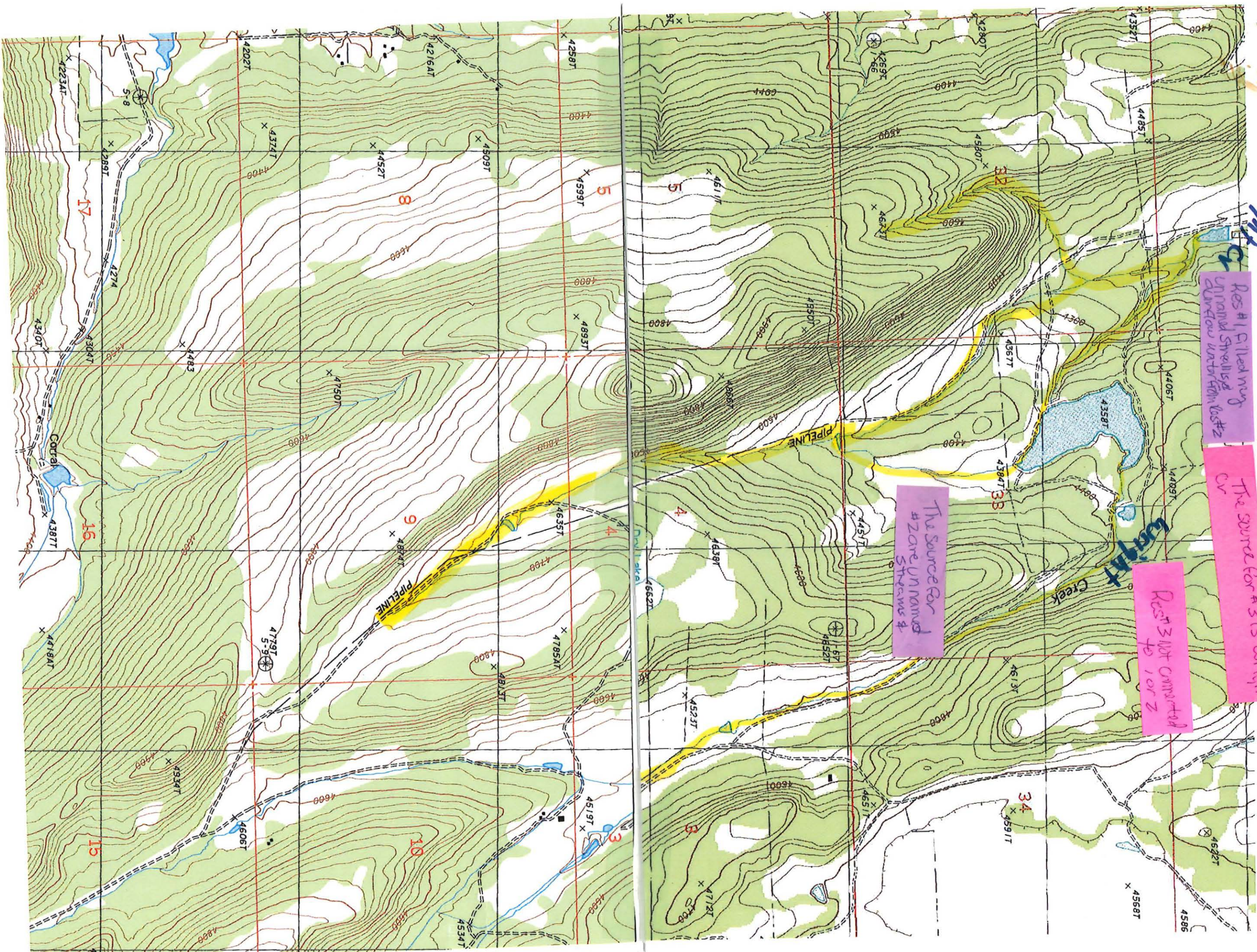
- Signature(s) of applicant(s):

(Page 6)

Are one of the boxes checked?

All applicants listed on page 1 of the application must sign the application.

WRD Completeness Reviewer's Name: _____ Date: _____



Res #1 Filled my
unmarked shells &
dantou water from

105#2

The source for #3 is Wright
or

Resⁿ3 Not committed
to 1 or 2

The Source For
#2 are UN named
Streams &

ORIGINALS

Transfer Application and Map

Amendments/Revisions to Appl & Map

Receipt

Deed or Lot Book Report

Notarized Consent

Evidence of Use Affidavit

Land Use Information Form

Lien Holder Notification *(if applicable)*

Report of Ownership and Lien Info *(if applicable)*

&

Other Supporting Documentation



**Klamath
County**

300 Klamath Avenue
Klamath Falls, OR 97603
P 541.883.3401
F 541.882.0620

Customer Service Report

Date: 06/14/2011

Prepared For: Marlene J. Farber

Property Owner(s)

Farber, Brian P. and Marlene J.

Property Address(s)

Address: 9025 Philpott Lane
Bonanza, Oregon 97623

Deed Reference:

2006-019238

*Report for Carrie Matthews/Transfer Specialist/State of OR

Thank You for the opportunity to assist you!

*The Information provided is Deemed Reliable, but is Not Guaranteed.

NOTICE: This message is intended for the use of the addressee and may contain information that is privileged and confidential. If you receive this communication in error, please notify our customer service department immediately by telephone. Thank you! 541.883.7926

Customer Service

541.883.7926 • Fax: 541.882.0620

linzik@ameri-title.com • www.ameri-title.com

**KLAMATH COUNTY, OREGON
PROPERTY INFORMATION**

Owner Name

FARBER BRIAN P & MARLENE J

Property ID #

R605107

Situs Address9025 PHILPOTT LN
BONANZA, OR 97623**Map Tax Lot #**

R-3911-00000-09200-000

<i>Last Certified Year (2010) Information for R605107</i>	
RMV Land Non-LSU	\$102,480
RMV Land LSU	\$0
RMV Improvements	\$0
RMV Total	\$102,480
Land LSU	\$0
Total Exemptions	\$0
M5 Net Value	\$102,480
M50 Assd Value	\$76,090

<i>Important Information About R605107</i>
If applicable, the described property is receiving special valuation based upon its use. Additional rollback taxes which may become due based on the provisions of the special valuation are not indicated in this listing.

Total Tax Payoff Amount		
Current Year Tax Owed	Interest Date	Total Tax Payoff Amount
\$0.00	06/14/2011	\$0.00

Current Property Tax						
Third	Begin Balance	Amount Paid	Taxes Paid	Interest Paid	Discount	Date Paid
1st	249.22	249.22	249.22	0.00	0.00	11/05/10
2nd	249.22	239.25	239.25	0.00	9.97	11/05/10
3rd	249.22	236.76	236.76	0.00	12.46	11/05/10

Information Subject to Disclaimer - See Home Page

Tax Summary							
Year	Total Levied	Ad Valorem	Special Assessments	Principal	Interest	Date Paid	Total Owed
2010	747.66	640.89	106.77 [FP2] 106.77	0.00	0.00	11/05/10	0.00
2009	739.82	632.84	106.98 [FP2] 106.98	0.00	0.00	06/15/10	0.00
2008	715.65	610.24	105.41 [FP2] 105.41	0.00	0.00	11/15/08	0.00
2007	672.92	589.82	83.10 [FP2] 83.10	0.00	0.00	11/15/07	0.00

Property Tax History Summary						
Tax Year	Taxes Levied	Total Paid	Taxes Paid	Interest Paid	Date Paid	Total Owed
2010	747.66	725.23	725.23	0.00	11/05/10	0.00
2009	739.82	743.10	739.82	3.28	06/15/10	0.00
2008	715.65	694.18	694.18	0.00	11/15/08	0.00
2007	672.92	652.73	652.73	0.00	11/15/07	0.00

Assessment History					
Year	Improvements	Land	Special Mkt/Use	Exemptions	Taxable Assessed Value
2010	\$0	\$102,480	\$0 / \$0		\$76,090
2009	\$0	\$123,470	\$0 / \$0		\$73,880
2008	\$0	\$143,570	\$0 / \$0		\$71,730
2007	\$0	\$113,050	\$0 / \$0		\$69,650

CURRENT PROPERTY INFORMATION**Owner Address**

PO BOX 142
BONANZA, OR 97623

Neighborhood

1F51 - LANGELL VALLEY

Alternate Account Number**Levy Code Area / Taxing Districts****Tax Rate**

057

8.4228

Property Class**Zoning**

400F (RURAL VACANT)

FR-EFU-CG

Property Code**Miscellaneous Code****Related Accounts by Map Tax Lot****Linked Accounts****Mortgage Agent-Lender****Mortgage Account Number****Exemption****Expiration Date****Tax Roll Description**

P.P. 30-06, PARCEL 1, ACRES 160.00

Split/Sub Account Message**Split Acct #****Acreage**

160.00

Special Account Information**Year Built****Account Status**

A - Active

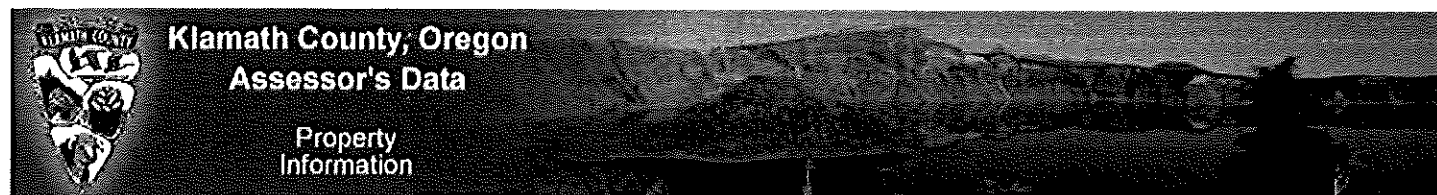
Foreclosure Case Number

Sales Information			
Buyer (Name&Address)	Seller (Name&Address)	Sales Info	Deed Info
FARBER BRIAN P & MARLENE J PO BOX 142 BONANZA, OR 97623	ANDREWS MATTHEW P & MORAWIEC JOHN S 8015 MALLARD DR PEYTON, CO 80831	09/25/06 \$320,000 21	09/25/06 06-019238 05

2011 Land Information (Unedited and Uncertified)				
ID	Type	Acres	Sq Ft	Market Value
L1	01 - SITE VALUE	160.00		\$102,480
			TOTAL	\$102,480

Permits							
#	Permit Number	Type	Issue Date	Appraisor	Check Date	% Complete	Active
1	BLD07-1229	RS	05/21/07	RH	07/14/08	0	Yes

2011 Improvement Information (Unedited and Uncertified)						
ID	Type	Make/Model	Class	Area	Year Built Actual/Effective	Market Value



[Property Information](#)
[Tax Summary](#)
[Assessment History](#)
[Improvement Information](#)
[New Search](#)
[Search Results](#)
[Log Off](#)
[Printable Summary](#)

Search Results for R605107

Owner Name	Property ID Number
FARBER BRIAN P & MARLENE J	R605107
Owner Address	Situs Address
PO BOX 142 BONANZA, OR 97623	9025 PHILPOTT LN BONANZA, OR 97623
Alternate Account Number	Neighborhood
[REDACTED]	1F51 - LANGELE VALLEY

Map Tax Lot	Previous	Next	Levy Code Area	Tax Rate
R-3911-00000-09200-000			057	8.4228

Property Description

Property Class	Zoning
400F (RURAL VACANT)	FR-EFU-CG
Property Code	Miscellaneous Code
Related Accounts by Map Tax Lot	Linked Accounts

Mortgage Agent-Lender	Mortgage Account Number
Exemption	Expiration Date
Tax Roll Description	
P.P. 30-06, PARCEL 1, ACRES 160.00	
Year Built	Acreage
	160.00

Split/Sub Account	Split/Sub Account Message

Special Account Information - Last Certified Year (2010)

Sales Information

#	Buyer (Name & Address)	Seller (Name & Address)	Sales Info	Deed Info
1	FARBER BRIAN P & MARLENE J PO BOX 142 BONANZA, OR 97623	ANDREWS MATTHEW P & MORAWIEC JOHN S 8015 MALLARD DR PEYTON, CO 80831	09/25/06 \$320,000 21	09/25/06 06-019238 05
2	ANDREWS MATTHEW P & MORAWIEC JOHN S 8015 MALLARD DR PEYTON, CO 80831	LEAHY LAWRENCE PAUL 1206 UNIVERSITY VILLAGE APT F EAST LANSING, MI 48823	\$0	06/22/05 M05-50793 05
3	LEAHY LAWRENCE PAUL 1206 UNIVERSITY VILLAGE APT F EAST LANSING, MI 48823	LEAHY LAWRENCE P & MELINDA GOUVEIA 24335 MAXFIELD CREEK ROAD PHILOMATH, OR 97370	\$0	12/13/02 M03-66190 01
4	LEAHY LAWRENCE PAUL 1206 UNIVERSITY VILLAGE	LEAHY LAWRENCE P & MELINDA GOUVEIA	\$0	03/31/03 M03-25706

	APT F EAST LANSING, MI 48823	24335 MAXFIELD CREEK ROAD PHILOMATH, OR 97370		01
5	LEAHY LAWRENCE P & MELINDA GOUVEIA 24335 MAXFIELD CREEK ROAD PHILOMATH, OR 97370	DOUMANI CARL 6150 SILVERADO TRAIL NAPA, CA 94558	12/27/96 \$245,000 21R	12/27/96 M97-14 05
6	DOUMANI CARL 6150 SILVERADO TRAIL NAPA, CA 94558	CONNECTICUT MUTUAL LIFE INS & DOUMANI CARL 6150 SILVERADO TRAIL NAPA, CA 94558	12/16/93 \$266,000 R12	12/16/93 M93-33738 05
7	CONNECTICUT MUTUAL LIFE INS & DOUMANI CARL 6150 SILVERADO TRAIL NAPA, CA 94558	CONNECTUCUT MUTUAL LIFE INS ,	04/01/86 \$266,000 U,+ ,V	M87-7055
8	CONNECTUCUT MUTUAL LIFE INS ,	ROBERTSON ELIZABETH E ,	09/01/86 \$250,739	M8617206
9	ROBERTSON ELIZABETH E ,	Missing Owner Information	09/01/80 \$450,000	M8017146

2011 Land Information (Unedited and Uncertified)

ID	Type	Acres	Sq Ft	Market Value
L1	01 - SITE VALUE	160.00		\$102,480
			TOTAL	\$102,480

Permits

#	Permit Number	Type	Issue Date	Appraisor	Check Date	% Complete	Active
1	BLD07-1229	RS	05/21/07	RH	07/14/08	0	Yes

INFORMATION SUBJECT TO DISCLAIMERS

If you have questions, comments, or suggestions regarding this site, please send e-mail to the Assessor.

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MT76105-MS

THIS SPACE RESEI

2006-019238

Klamath County, Oregon



00004609200600192380010016

09/25/2006 03:46:19 PM

Fee: \$21.00

After recording return to:

Brian P. Farber

11741 West Street

Garden Grove, CA 92840

Until a change is requested all

tax statements shall be sent to

The following address:

Brian P. Farber

11741 West Street

Garden Grove, CA 92840

Escrow No. MT76105-MS

Title No. 0076105

SWD

STATUTORY WARRANTY DEED

Matthew P. Andrews and John S. Morawiec, as tenants in common, Grantor(s) hereby convey and warrant to Brian P. Farber and Marlene J. Farber, as tenants by the entirety, Grantee(s) the following described real property in the County of KLAMATH and State of Oregon free of encumbrances except as specifically set forth herein:

Parcel 1 of Land Partition 30-06, being a replat of Parcel 3 of Major Land Partition 4-03 situated in Section 33, Township 39 South, Range 11 East of the Willamette Meridian Klamath County, Oregon and the N1/2 of Section 4, Township 40 South, Range 12 East of the Willamette Meridian, Klamath County, Oregon.

Tax Account No: 3911-00000-09200-000

Key No: 605107

The above-described property is free of encumbrances except all those items of record, if any, as of the date of this deed and those shown below, if any:

2006-2007 Real Property Taxes a lien not yet due and payable.

The true and actual consideration for this conveyance is \$320,000.00.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 197.352. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930 AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 197.352.

Dated this 25th day of Sep, 2006

Matthew P. Andrews

John S. Morawiec

State of Oregon

County of KLAMATH

This instrument was acknowledged before me on 9/25, 2006 by Matthew P. Andrews and John S. Morawiec.



(Notary Public for Oregon)

My commission expires 12/20/06

21.00

WTC 84992-LW

THIS S 2010-002971
Klamath County, Oregon

03/08/2010 11:45:10 AM

Fee: \$37.00

After recording return to:
 THE DANNY R. COHAN AND MARY A.
 HUNNICUTT REVOCABLE TRUST
 P.O. BOX 391
 ARIZONA, AZ 85601-0391

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

THE DANNY R. COHAN AND MARY A.
 HUNNICUTT REVOCABLE TRUST
 P.O. BOX 391
 ARIZONA, AZ 85601-0391

Escrow No. MT86992-LW
 Title No. 0086992
 SWD r.012910

STATUTORY WARRANTY DEED

DONALD T. RANDEL and DEBRA L. RANDEL, as tenants by the entirety, Grantor(s) hereby convey and warrant to DANNY R. COHAN AND MARY A. HUNNICUTT, TRUSTEES OF THE DANNY R. COHAN AND MARY A. HUNNICUTT REVOCABLE TRUST DATED NOVEMBER 20, 2009, Grantee(s) the following described real property in the County of KLAMATH and State of Oregon free of encumbrances except as specifically set forth herein:

Parcel 1 of Land Partition 4-03, being a replat of Parcel 2 of "Major Land Partition No. 38-89", situated in the S1/2 S1/2 of Section 29, the E1/2 of Section 32 and in Section 33, Township 39 South, Range 11 East of the Willamette Meridian, and the N1/2 of Section 4, Township 40 South, Range 12 East of the Willamette Meridian, Klamath County, Oregon.

The above-described property is free of encumbrances except all those items of record, if any, as of the date of this deed and those shown below, if any:

The true and actual consideration for this conveyance is \$465,000.00.

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

Dated this 4 day of March 2010

Donald T. Randel
 DONALD T. RANDEL

Debra L. Randel
 DEBRA L. RANDEL

State of Oregon
 County of KLAMATH

This instrument was acknowledged before me on March 4, 2010 by DONALD T. RANDEL and DEBRA L. RANDEL.



(Notary Public for Oregon)

commission expires 11/20/2011

37 Amt



KLAMATH FALLS BRANCH

FACSIMILE TRANSMITTAL SHEET

TO: <i>Carrie Jones</i>	FROM: <i>Lina</i>
cc: <i>Dan Cohen</i>	
FAX NUMBER: <i>846-214-3493</i>	DATE: <i>520-823-4747</i>
COMPANY: <i>Water Resources Dept. of Oregon</i>	TOTAL NO. OF PAGES INCLUDING COVER:
PHONE NUMBER:	SENDER'S PHONE NUMBER: <i>541-883-7925</i>
RE: <i>Copy of Recorded Deed</i>	ESCROW NUMBER:

☐ URGENT ☐ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY ☐ PLEASE RECYCLE

NOTES/COMMENTS:

Copy of Deed per your request
Lina

Carrie Matthews

From: Linzi Kerr [linzik@ameri-title.com]
Sent: Thursday, July 07, 2011 9:55 AM
To: carrie.r.matthews@state.or.us
Subject: FW: IMAGE from Internet FAX

Attachments: image.pdf



image.pdf
(218 KB)

Linzi Kerr
Customer Service
AmeriTitle
300 Klamath Avenue
Klamath Falls, OR 97601
(541)883-7926 Phone
(541)882-0620 Fax

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

From: AMERITITLE [mailto:klamathfalls@ameri-title.com]
Sent: Thursday, July 07, 2011 6:46 AM
To: linzik@ameri-title.com
Subject: IMAGE from Internet FAX

An image data in PDF format has been attached to this email.

**KLAMATH COUNTY, OREGON
PROPERTY INFORMATION**

Owner Name

COHAN DANNY R TRUSTEE & HUNNICUTT MARY A TRUSTEE &
COHAN DANNY R & MARY A HUNNICUT REVOCABLE TRUST

Property ID #

R600996

Situs Address

7810 PHILPOTT LN
BONANZA, OR 97623

Map Tax Lot #

R-3911-02900-00200-000

<i>Last Certified Year (2010) Information for R600996</i>	
RMV Land Non-LSU	\$0
RMV Land LSU	\$47,620
RMV Improvements	\$0
RMV Total	\$47,620
Land LSU	\$2,740
Total Exemptions	\$0
M5 Net Value	\$3,910
M50 Assd Value	\$2,740

<i>Important Information About R600996</i>
If applicable, the described property is receiving special valuation based upon its use. Additional rollback taxes which may become due based on the provisions of the special valuation are not indicated in this listing.

Total Tax Payoff Amount		
Current Year Tax Owed	Interest Date	Total Tax Payoff Amount
\$0.00	07/07/2011	\$0.00

Current Property Tax						
Thrd	Begin Balance	Amount Paid	Taxes Paid	Interest Paid	Discount	Date Paid
1st	6.89	6.89	6.89	0.00	0.00	11/09/10
2nd	6.89	6.61	6.61	0.00	0.28	11/09/10
3rd	6.89	6.55	6.55	0.00	0.34	11/09/10

Information Subject to Disclaimer - See Home Page

Tax Summary							
Year	Total Levied	Ad Valorem	Special Assessments	Principal	Interest	Date Paid	Total Owed
2010	20.67	20.67	0.00	0.00	0.00	11/09/10	0.00
2009	20.37	20.37	0.00	0.00	0.00	11/16/09	0.00
2008	19.76	19.76	0.00	0.00	0.00	11/17/08	0.00
2007	19.20	19.20	0.00	0.00	0.00	11/15/07	0.00

Property Tax History Summary						
Tax Year	Taxes Levied	Total Paid	Taxes Paid	Interest Paid	Date Paid	Total Owed
2010	20.67	20.05	20.05	0.00	11/09/10	0.00
2009	20.37	19.76	19.76	0.00	11/16/09	0.00
2008	19.76	19.17	19.17	0.00	11/17/08	0.00
2007	19.20	18.62	18.62	0.00	11/15/07	0.00

Assessment History					
Year	Improvements	Land	Special Mkt/Use	Exemptions	Taxable Assessed Value
2010	\$0	\$0	\$47,620 / \$2,740		\$2,740
2009	\$0	\$0	\$45,360 / \$2,650		\$2,650
2008	\$0	\$0	\$44,890 / \$2,590		\$2,590
2007	\$0	\$0	\$39,830 / \$2,530		\$2,530

CURRENT PROPERTY INFORMATION

Owner Address
PO BOX 391
ARIVACA, AZ 85601-0391

Neighborhood
1F51 - LANGELL VALLEY

Alternate Account Number
008 ; 034

Levy Code Area / Taxing Districts
008 ; 034

Tax Rate
7.5432

Property Class
551F (FARM USE EFU IMPROVED)

Zoning
EFU-CG

Property Code
Miscellaneous Code

Related Accounts by Map Tax Lot R608177

Linked Accounts

Mortgage Agent-Lender

Mortgage Account Number

Exemption

Expiration Date

Tax Roll Description

TWP 39 RNGE 11, BLOCK SEC 29, TRACT POR PARCEL 1 LP 4-03, ACRES 113.00, POTENTIAL
ADDITIONAL TAX LIABILITY

Split/Sub Account Message

Split Acct #

Acreage
113.00

Special Account Information

Year Built

Account Status
A - Active

2010 - (F) FARM USE
2010 - (F) FARM USE
2010 - (F) FARM USE
2010 - (F) FARM USE

Foreclosure Case Number

Sales Information			
Buyer (Name&Address)	Seller (Name&Address)	Sales Info	Deed Info
COHAN DANNY R TRUSTEE & HUNNICUTT MARY A TRUSTEE & COHAN DANNY R & MARY A HUNNICUT REVOCABLE TRUST PO BOX 391 ARIVACA, AZ 85601-0391	RANDEL DONALD T & DEBRA L 7810 PHILPOTT LANE BONANZA, OR 97623	03/04/10 \$465,000 17	03/04/10 10-002971 17

2011 Land Information (Unedited and Uncertified)				
ID	Type	Acres	Sq Ft	Market Value
L1	51U551 - 51U551 [FARM USE]	22.97		\$17,450
L2	51U551 - 51U551 [FARM USE]	33.63		\$26,990
L3	51U551 - 51U551 [FARM USE]	55.24		\$8,250
L4	51U551 - 51U551 [FARM USE]	1.16		\$240
			TOTAL	\$52,930

Permits							
#	Permit Number	Type	Issue Date	Appraisor	Check Date	% Complete	Active
1	2004-00959	RS	05/20/04				Yes

2011 Improvement Information (Unedited and Uncertified)						
ID	Type	Make/Model	Class	Area	Year Built Actual/Effective	Market Value

**KLAMATH COUNTY, OREGON
PROPERTY INFORMATION**

Owner Name

COHAN DANNY R TRUSTEE & HUNNICUTT MARY A TRUSTEE &
COHAN DANNY R & MARY A HUNNICUT REVOCABLE TRUST

Property ID #

R608177

Situs Address

7810 PHILPOTT LN
BONANZA, OR 97623

Map Tax Lot #

R-3911-02900-00200-000

<i>Last Certified Year (2010) Information for R608177</i>	
RMV Land Non-LSU	\$0
RMV Land LSU	\$37,660
RMV Improvements	\$272,780
RMV Total	\$310,440
Land LSU	\$17,180
Total Exemptions	\$0
M5 Net Value	\$290,050
M50 Assd Value	\$226,850

<i>Important Information About R608177</i>
If applicable, the described property is receiving special valuation based upon its use. Additional rollback taxes which may become due based on the provisions of the special valuation are not indicated in this listing.

Total Tax Payoff Amount		
Current Year Tax Owed	Interest Date	Total Tax Payoff Amount
\$0.00	07/07/2011	\$0.00

Current Property Tax						
Third	Begin Balance	Amount Paid	Taxes Paid	Interest Paid	Discount	Date Paid
1st	655.15	655.15	655.15	0.00	0.00	11/09/10
2nd	655.15	628.94	628.94	0.00	26.21	11/09/10
3rd	655.15	622.40	622.40	0.00	32.75	11/09/10

Information Subject to Disclaimer - See Home Page

Tax Summary							
Year	Total Levied	Ad Valorem	Special Assessments	Principal	Interest	Date Paid	Total Owed
2010	1,965.45	1,851.86	113.59 [FP2] 66.09 [094] 47.50	0.00	0.00	11/09/10	0.00
2009	1,947.32	1,833.60	113.72 [094] 47.50 [FP2] 66.22	0.00	0.00	11/16/09	0.00
2008	1,908.59	1,771.87	136.72 [094] 71.47 [FP2] 65.25	0.00	0.00	11/17/08	0.00
2007	1,805.64	1,716.20	89.44 [094] 38.00 [FP2] 51.44	0.00	0.00	11/15/07	0.00

Property Tax History Summary						
Tax Year	Taxes Levied	Total Paid	Taxes Paid	Interest Paid	Date Paid	Total Owed
2010	1,965.45	1,906.49	1,906.49	0.00	11/09/10	0.00
2009	1,947.32	1,888.90	1,888.90	0.00	11/16/09	0.00
2008	1,908.59	1,851.33	1,851.33	0.00	11/17/08	0.00
2007	1,805.64	1,751.47	1,751.47	0.00	11/15/07	0.00

Assessment History					
Year	Improvements	Land	Special Mkt/Use	Exemptions	Taxable Assessed Value
2010	\$272,780	\$0	\$37,660 / \$17,180		\$226,850
2009	\$289,940	\$0	\$41,230 / \$17,170		\$220,740
2008	\$356,950	\$0	\$44,700 / \$17,170		\$214,820
2007	\$450,720	\$0	\$38,720 / \$17,160		\$209,060

CURRENT PROPERTY INFORMATION

Owner Address PO BOX 391
ARIVACA, AZ 85601-0391

Neighborhood 1F51 - LANGELL VALLEY

Alternate Account Number **Levy Code Area / Taxing Districts** **Tax Rate**
034 ; 008 8.1634

Property Class **Zoning**
551F (FARM USE EFU IMPROVED) EFU-CG

Property Code **Miscellaneous Code**

Related Accounts by Map Tax Lot **Linked Accounts**

R600996

Mortgage Agent-Lender **Mortgage Account Number**

Exemption **Expiration Date**

Tax Roll Description

TWP 39 RNGE 11, BLOCK SEC 29, TRACT POR PARCEL 1 LP 4-03, ACRES 5.00, POTENTIAL
ADDITIONAL TAX LIABILITY

Split/Sub Account Message **Split Acct #** **Acreage**
5.00

Special Account Information **Year Built** **Account Status**
2010 - (F) FARM USE 2004 A - Active
2010 - (F) FARM USE
2010 - (F) FARM USE
Foreclosure Case Number

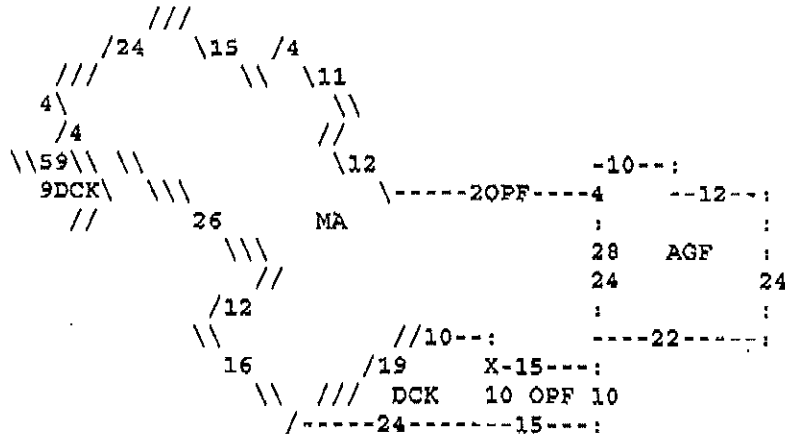
Sales Information			
Buyer (Name&Address)	Seller (Name&Address)	Sales Info	Deed Info
COHAN DANNY R TRUSTEE & HUNNICUTT MARY A TRUSTEE & COHAN DANNY R & MARY A HUNNICUT REVOCABLE TRUST PO BOX 391 ARIVACA, AZ 85601-0391	RANDEL DONALD T & DEBRA L 7810 PHILPOTT LANE BONANZA, OR 97623	03/04/10 \$465,000 17	03/04/10 10-002971 17

2011 Land Information (Unedited and Uncertified)				
ID	Type	Acres	Sq Ft	Market Value
L1	51U551 - 51U551 [FARM USE]	4.00		\$3,040
L2	HMS - HOMESITE [FARM USE]	1.00		\$18,100
L3	ONS - ONSITE LAND [FARM USE]			\$16,640
			TOTAL	\$37,780

Permits					

#	Permit Number	Type	Issue Date	Appraisor	Check Date	% Complete	Active
1	2005-00908	RS	05/20/04	RH	08/14/06	100	No

--12--:
8 PHS8
--1ROF4



DR15,U24,L27,U4,U9XL9,U3XR3,U8XL8,D3XL3,U11XL11,L17XD17,R3XD3,L3XD3,R7XD7,R3XU3,
MR15,MU4,DU28,R10,D4,R12,D24,L22
DR15,D10,L15,U10
MR15,MU24,DL27,U4,R27,D4
MU4,DL10,D14XL14,R24,U14
MU4,ML10,ML15XD15,ML12XU12,MU9XR9,MU19XL19,MD3XL3,DU7XL7,L4XD4,D7XR7,R4XU4
MU75,ML30,DU8,L12,D8,R12
MU75,ML30,DL12,D4,R12,U4

2011 Improvement Information (Unedited and Uncertified)						
ID	Type	Make/Model	Class	Area	Year Built Actual/Effective	Market Value
1	(R)		5			
1.1	(MA) MAIN AREA		5	2133	2004 /	
1.2	(AGF) ATTACHED GARAGE FINISHED		5	668	2004 /	
1.3	(OPF) OPEN PORCH FINISHED		5	150	2004 /	
1.4	(OPF) OPEN PORCH FINISHED		5	108	2004 /	
1.5	(DCK) DECK		E	238	2004 /	
1.6	(DCK) DECK		E	56	2004 /	
1.7	(PHS) PHOUSE		D	96	2004 /	
1.8	(ROF) ROOF		C	48	2004 /	
					TOTAL	\$272,780
					GRAND TOTAL	\$272,780

Improvement 1.1 Construction Detail	
Element	Code and Description
Foundation	(CONC) CONCRETE
Exterior Wall	(BB) BOARD & BATTEN;(WSHK) WOOD SHAKE;(CDR) CEDAR
Roof Cover	(BKD ENAM) BAKED ENAMEL
Roof Style	(GAB) GABLE
Flooring	(TILE) CERAMIC;(CARP) CARPET
Interior Finish	(DRWL) DRYWALL
Plumbing	(2);(BATH);(BATH);(JTUB);(LNT);(KIT);(WTR)
Heating	(HTP) HEAT PUMP
Fireplace	
Interior Component	(DW);(GBD);(CTX);(OVS)
Exterior Component	(A) AVERAGE - OVERALL COND
Electric	(02) STANDARD
Bedrooms	3
Shape	
Add Factor 1	
Add Factor 2	CM

**KLAMATH COUNTY, OREGON
PROPERTY INFORMATION**

Owner Name

MARSLAND DALE A & LAVONNE J

Property ID #

R890246

Situs Address8850 PHILPOTT LN
BONANZA, OR 97623**Map Tax Lot #**

R-3911-00000-09201-000

Last Certified Year (2010) Information for R890246

RMV Land Non-LSU	\$102,630
RMV Land LSU	\$0
RMV Improvements	\$0
RMV Total	\$102,630
Land LSU	\$0
Total Exemptions	\$0
M5 Net Value	\$102,630
M50 Assd Value	\$83,610

Important Information About R890246

If applicable, the described property is receiving special valuation based upon its use. Additional rollback taxes which may become due based on the provisions of the special valuation are not indicated in this listing.

Total Tax Payoff Amount

Current Year Tax Owed	Interest Date	Total Tax Payoff Amount
\$0.00	06/29/2011	\$0.00

Current Property Tax

Third	Begin Balance	Amount Paid	Taxes Paid	Interest Paid	Discount	Date Paid
1st	270.78	270.78	270.78	0.00	0.00	11/03/10
2nd	270.77	259.94	259.94	0.00	10.83	11/03/10
3rd	270.77	257.23	257.23	0.00	13.54	11/03/10

Information Subject to Disclaimer - See Home Page

Tax Summary							
Year	Total Levied	Ad Valorem	Special Assessments	Principal	Interest	Date Paid	Total Owed
2010	812.32	704.22	108.10 [FP2] 108.10	0.00	0.00	11/03/10	0.00
2009	803.70	695.39	108.31 [FP2] 108.31	0.00	0.00	11/10/09	0.00
2008	777.30	670.57	106.73 [FP2] 106.73	0.00	0.00	11/13/08	0.00
2007	732.24	648.10	84.14 [FP2] 84.14	0.00	0.00	11/15/07	0.00

Property Tax History Summary						
Tax Year	Taxes Levied	Total Paid	Taxes Paid	Interest Paid	Date Paid	Total Owed
2010	812.32	787.95	787.95	0.00	11/03/10	0.00
2009	803.70	779.59	779.59	0.00	11/10/09	0.00
2008	777.30	753.98	753.98	0.00	11/13/08	0.00
2007	732.24	710.27	710.27	0.00	11/15/07	0.00

Assessment History					
Year	Improvements	Land	Special Mkt/Use	Exemptions	Taxable Assessed Value
2010	\$0	\$102,630	\$0 / \$0		\$83,610
2009	\$0	\$123,660	\$0 / \$0		\$81,180
2008	\$0	\$143,790	\$0 / \$0		\$78,820
2007	\$0	\$113,220	\$0 / \$0		\$76,530

CURRENT PROPERTY INFORMATION**Owner Address**8850 PHILPOTT LN
BONANZA, OR 97623**Neighborhood**

1F51 - LANGELL VALLEY

Alternate Account Number

[REDACTED]

Levy Code Area / Taxing Districts

057

Tax Rate

8.4228

Property Class

400F (RURAL VACANT)

Zoning

FR

Property Code**Miscellaneous Code****Related Accounts by Map Tax Lot****Linked Accounts****Mortgage Agent-Lender****Mortgage Account Number****Exemption****Expiration Date****Tax Roll Description**

P.P. 31-06, PARCEL 1, ACRES 162.00

Split/Sub Account Message**Split Acct #****Acreage**

162.00

Special Account Information**Year Built****Account Status**

A - Active

Foreclosure Case Number

Sales Information			
Buyer (Name&Address)	Seller (Name&Address)	Sales Info	Deed Info
MARSLAND DALE A & LAVONNE J 8850 PHILPOTT LN BONANZA, OR 97623	IMRICH GREGORY L & CAMPBELL ERIC W 8015 MALLARD DR PEYTON, CO 80831	09/24/07 \$320,000 21	09/24/07 07-016881 05

2011 Land Information (Unedited and Uncertified)				
ID	Type	Acres	Sq Ft	Market Value
L1	01 - SITE VALUE	162.00		\$102,630
			TOTAL	\$102,630

Permits							
#	Permit Number	Type	Issue Date	Appraisor	Check Date	% Complete	Active
1	BLD10-0918	SF RES	06/04/10				Yes

2011 Improvement Information (Unedited and Uncertified)						
ID	Type	Make/Model	Class	Area	Year Built Actual/Effective	Market Value



MT80037-MS

After recording return to:

Dale A. Marsland

12449 14th Ave. S

Seattle, WA 98168

Until a change is requested all

tax statements shall be sent to

The following address:

Dale A. Marsland

12449 14th Ave. S

Seattle, WA 98168

Escrow No. MT80037-MS

Title No. 0080037

SWD

THIS SPACE RESEI

2007-016881

Klamath County, Oregon



09/26/2007 03:27:56 PM

Fee: \$21.00

STATUTORY WARRANTY DEED

Gregory L. Imrich and Eric W. Campbell, as tenants in common, Grantor(s) hereby convey and warrant to Dale A. Marsland and Lavonne J. Marsland, as tenants by the entirety, Grantee(s) the following described real property in the County of KLAMATH and State of Oregon free of encumbrances except as specifically set forth herein:

Parcel 1 of Land Partition 31-06, said Land Partition being a replat of Parcel 2 of Land Partition 4-03, said Land Partition being situated in the W1/2 of Section 33 and the E1/2 of Section 32, Township 39 South, Range 11 ~~West~~ East of the Willamette Meridian, Klamath County, Oregon and in the NW1/4 of Section 4, Township 40 South, Range 12 East of the Willamette Meridian, Klamath County, Oregon.

The above-described property is free of encumbrances except all those items of record, if any, as of the date of this deed and those shown below, if any:

2007-2008 Real Property Taxes a lien not yet due and payable.

The true and actual consideration for this conveyance is \$320,000.00.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 197.352. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930 AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 197.352.

Dated this 24th day of Sep, 2007

Gregory L. Imrich

Eric W. Campbell

State of Oregon

County of KLAMATH

This instrument was acknowledged before me on 9/24, 2007 by Gregory L. Imrich and Eric W. Campbell.



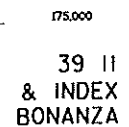
(Notary Public for Oregon)

commission expires 12/20/10

21 AMT

F-2000

THIS MAP WAS PREPARED FOR
ASSESSMENT PURPOSES ONLY



THIS SKETCH IS MADE SOLELY FOR THE PURPOSE OF ASSISTING IN LOCATING CERTAIN PREMISES AND NO LIABILITY IS ASSUMED FOR VARIATIONS IF ANY, IN DIMENSIONS AND LOCATIONS ASCERTAINED BY ACTUAL SURVEY

THIS SKETCH IS MADE SOLELY FOR THE
PURPOSE OF ASSISTING IN LOCATING
CERTAIN PREMISES AND NO LIABILITY IS
ASSUMED FOR VARIATIONS IF ANY, IN
DIMENSIONS AND LOCATIONS ASCERTAINED
BY ACTUAL SURVEY

**Watermaster District #17**

5170 Summers Lane
Klamath Falls, OR 97603

Phone: (541) 883-4182

Fax: (541) 885-3324

FAX TRANSMITTAL SHEET

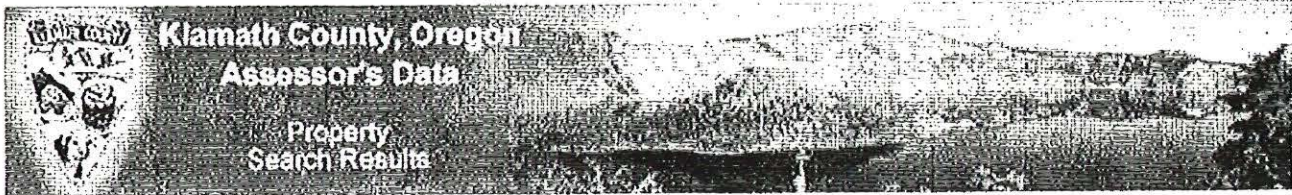
Date: 12/13/07

To: Cody

Fax No: _____, No. Pages (Include transmittal sheet) 9

From: Michelle / VERN

Ownership



[New Search](#) [Lc](#)

Search Results

Map Tax Lot: R-3911-02900-00200

Property ID	Owner Name	Map Tax Lot	Situs Address	Legal Description
R600896	RANDEL DONALD T & DEBRA L	R-3911-02900- 00200-000	7810 PHILPOTT LN BONANZA, OR 97623	TWP 39 RNGE 11, BLOCK SEC 29, TR POR PARCEL 1 LP ACRES 113.00, POTENTIAL ADDITIONAL TAX LIABILITY
R608177	RANDEL DONALD T & DEBRA L	R-3911-02900- 00200-000	7810 PHILPOTT LN BONANZA, OR 97623	TWP 39 RNGE 11, BLOCK SEC 29, TR POR PARCEL 1 LP ACRES 5.00, POTENTIAL ADDITIONAL TAX LIABILITY

Choose the "Property ID" for more information about that Property or use the controls below to select a page.

2 Records Found

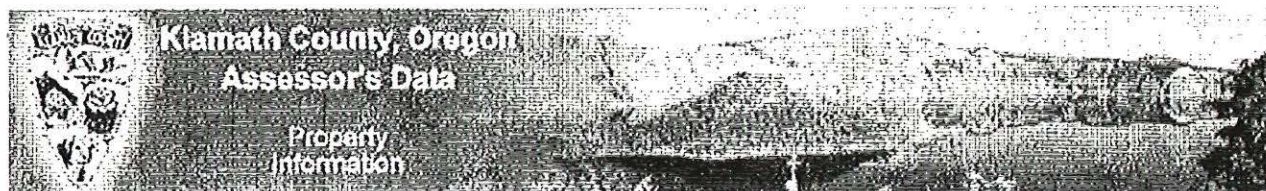
Page of 1

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Property Information Tax Summary Assessment History Improvement Information New Search Search Results Log Off

Search Results for R875541

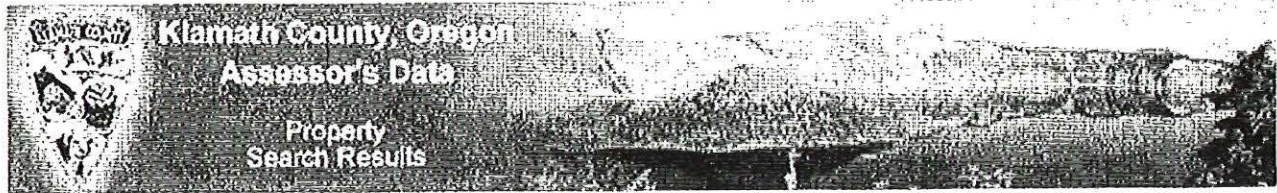
Owner Name KERN PIERRE A & ROSELYN E	Property ID Number R875541	
Owner Address 2730 AVENIDA CABALLO SANTA INEZ, CA 93460	Situs Address 7759 PHILPOTT LN BONANZA, OR 97623	
Alternate Account Number	Neighborhood 2G62 - HORSEFLY IRRIGATION DISTRICT	
Map Tax Lot R-3911-02900-00201-000	Previous Next Levy Code Area 008	Ta 7

Property Description

Property Class 550G (FARM USE EFU VACANT)	Zoning EFU-CG
Property Code	Miscellaneous Code
Related Accounts by Map Tax Lot	Linked Accounts
Mortgage Agent-Lender	Mortgage Account Number
Exemption	Expiration Date
Tax Roll Description TWP 39 RNGE 11, BLOCK SEC 29, TRACT POR. PARCEL 3 LP39-03, ACRES 87.73, POTENTIAL ADDITIONAL TAX LIABILITY	
Year Built	Acreage 87.73
Split/Sub Account	Split/Sub Account Message
Special Account Information - Last Certified Year (2007) 2007 - (F) FARM USE	

Sales Information

#	Buyer (Name & Address)	Seller (Name & Address)	Sales Info	Deed Info
1	KERN PIERRE A & ROSELYN E 2730 AVENIDA CABALLO SANTA INEZ, CA 93460	CONNELLY ROBERT M & CHRISTINE D TRUSTEES 5765 BURGDORF RD BONANZA, OR 97623	02/26/04 \$122,000 21	02/26/04 M04-56496 05
2	CONNELLY ROBERT M & CHRISTINE D TRUSTEES 5765 BURGDORF RD BONANZA, OR 97623	CONNELLY ROBERT M & CHRISTINE D TRSTEE & CONNELLY FAMILY TRUST 313 PATTIE WAY	\$0	03/06/01 M01-9874 05



[New Search](#) [Lc](#)

Search Results

Map Tax Lot: R-3911-00000-08800

Property ID	Owner Name	Map Tax Lot	Situs Address	Legal Description
<u>R605081</u>	RANDEL DONALD T & DEBRA L	R-3911-00000- 08800-000		TWP 39 RNGE 11, BLOCK SEC 32, TR POR PARCEL 1 LP ACRES 80.00, POTENTIAL ADDITIONAL TAX LIABILITY

Choose the "Property ID" for more information about that Property or use the controls below to select a page.

1 Records Found

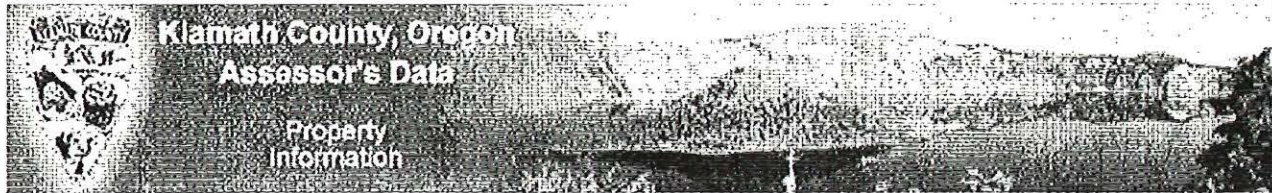
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Property Information Tax Summary Assessment History Improvement Information New Search Search Results Log Off

Search Results for R605107

Owner Name

FARBER BRIAN P & MARLENE J

Property ID Number

R605107

Owner Address

PO BOX 142
BONANZA, OR 97623

Situs Address

9025 PHILPOTT LN
BONANZA, OR 97623

Alternate Account Number

Neighborhood

1F51 - LANGELL VALLEY

Map Tax Lot

Previous

Next

Levy Code Area

Ta

R-3911-00000-09200-000

057

8

Property Description

Property Class

400F (RURAL VACANT)

Zoning

FR-EFU-CG

Property Code

Miscellaneous Code

Related Accounts by Map Tax Lot

Linked Accounts

Mortgage Agent-Lender

Mortgage Account Number

Exemption

Expiration Date

Tax Roll Description

P.P. 30-06, PARCEL 1, ACRES 160.00

Year Built

Acreage

160.00

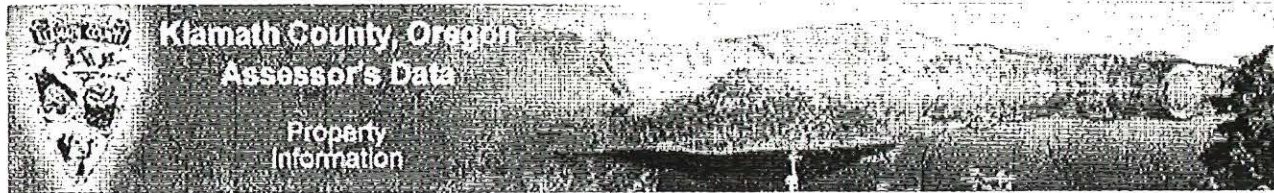
Split/Sub Account

Split/Sub Account Message

Special Account Information - Last Certified Year (2007)

Sales Information

#	Buyer (Name & Address)	Seller (Name & Address)	Sales Info	Deed Info
1	FARBER BRIAN P & MARLENE J PO BOX 142 BONANZA, OR 97623	ANDREWS MATTHEW P & MORAWIEC JOHN S 3524 COLLIER LN KLAMATH FALLS, OR 97603	09/25/06 \$320,000 21	09/25/06 06-019238 05
2	ANDREWS MATTHEW P & MORAWIEC JOHN S 3524 COLLIER LN KLAMATH FALLS, OR 97603	LEAHY LAWRENCE PAUL 1206 UNIVERSITY VILLAGE APT F EAST LANSING, MI 48823	\$0	06/22/05 M05-50793 05
3	LEAHY LAWRENCE PAUL 1206 UNIVERSITY VILLAGE	LEAHY LAWRENCE P & MELINDA GOUVEIA	\$0	12/13/02 M03-66190



Property Information Tax Summary Assessment History Improvement Information New Search Search Results Log Off

Search Results for R890246

Owner Name

MARSLAND DALE A & LAVONNE J

Property ID Number

R890246

Owner Address

12449 14TH AVE S
SEATTLE, WA 98168

Situs Address

Alternate Account Number

Neighborhood

1F51 - LANGELL VALLEY

Map Tax Lot

Previous

Next

Levy Code Area

Ta

R-3911-00000-09201-000

057

8

Property Description

Property Class

400F (RURAL VACANT)

Zoning

FR

Property Code

Miscellaneous Code

Related Accounts by Map Tax Lot

Linked Accounts

Mortgage Agent-Lender

Mortgage Account Number

Exemption

Expiration Date

Tax Roll Description

P.P. 31-06, PARCEL 1, ACRES 162.00

Year Built

Acreage

162.00

Split/Sub Account

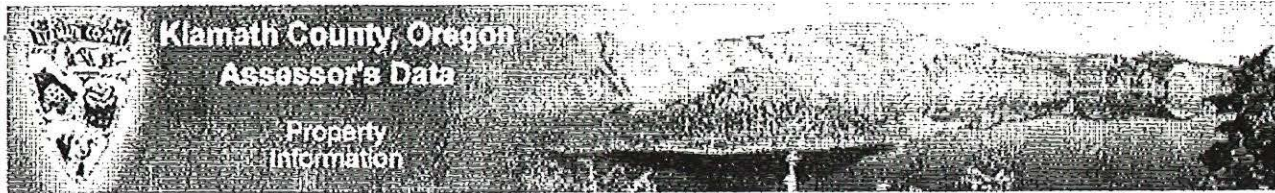
Split/Sub Account Message

Special Account Information - Last Certified Year (2007)

Sales Information

#	Buyer (Name & Address)	Seller (Name & Address)	Sales Info	Deed Info
1	MARSLAND DALE A & LAVONNE J 12449 14TH AVE S SEATTLE, WA 98168	IMRICH GREGORY L & CAMPBELL ERIC W 3524 COLLIER LN KLAMATH FALLS, OR 97603	09/24/07 \$320,000 33L	09/24/07 07-016881 05
2	IMRICH GREGORY L & CAMPBELL ERIC W 3524 COLLIER LN KLAMATH FALLS, OR 97603	LEAHY LAWRENCE PAUL 1206 UNIVERSITY VILLAGE APT F EAST LANSING, MI 48823	\$0	06/22/05 M05-50793 05

2008 Land Information (Unedited and Uncertified)



Property Information Tax Summary Assessment History Improvement Information New Search Search Results Log Off

Search Results for R890244

Owner Name

CONNELLY ROBERT M & CHRISTINE D
TRUSTEES

Property ID Number

R890244

Owner Address

5765 BURGDOFF RD
BONANZA, OR 97623

Situs Address

Alternate Account Number

Neighborhood

2G62 - HORSEFLY IRRIGATION DISTRICT

Map Tax Lot

Previous

Next

Levy Code Area

Ta

R-3911-02900-00202-000

008

7

Property Description

Property Class

550G (FARM USE EFU VACANT)

Zoning

EFU-C

Property Code

Miscellaneous Code

Related Accounts by Map Tax Lot

Linked Accounts

Mortgage Agent-Lender

Mortgage Account Number

Exemption

Expiration Date

Tax Roll Description

TWP 39 RNGE 11, BLOCK SEC 29, TRACT POR.PARCEL 3 LP 39-03, ACRES 89.15, POTENTIAL
ADDITIONAL TAX LIABILITY

Year Built

Acreage

89.15

Split/Sub Account

Split/Sub Account Message

Special Account Information - Last Certified Year (2007)

2007 - (F) FARM USE

Sales Information

#	Buyer (Name & Address)	Seller (Name & Address)	Sales Info	Deed Info
---	------------------------	-------------------------	------------	-----------

2008 Land Information (Unedited and Uncertified)

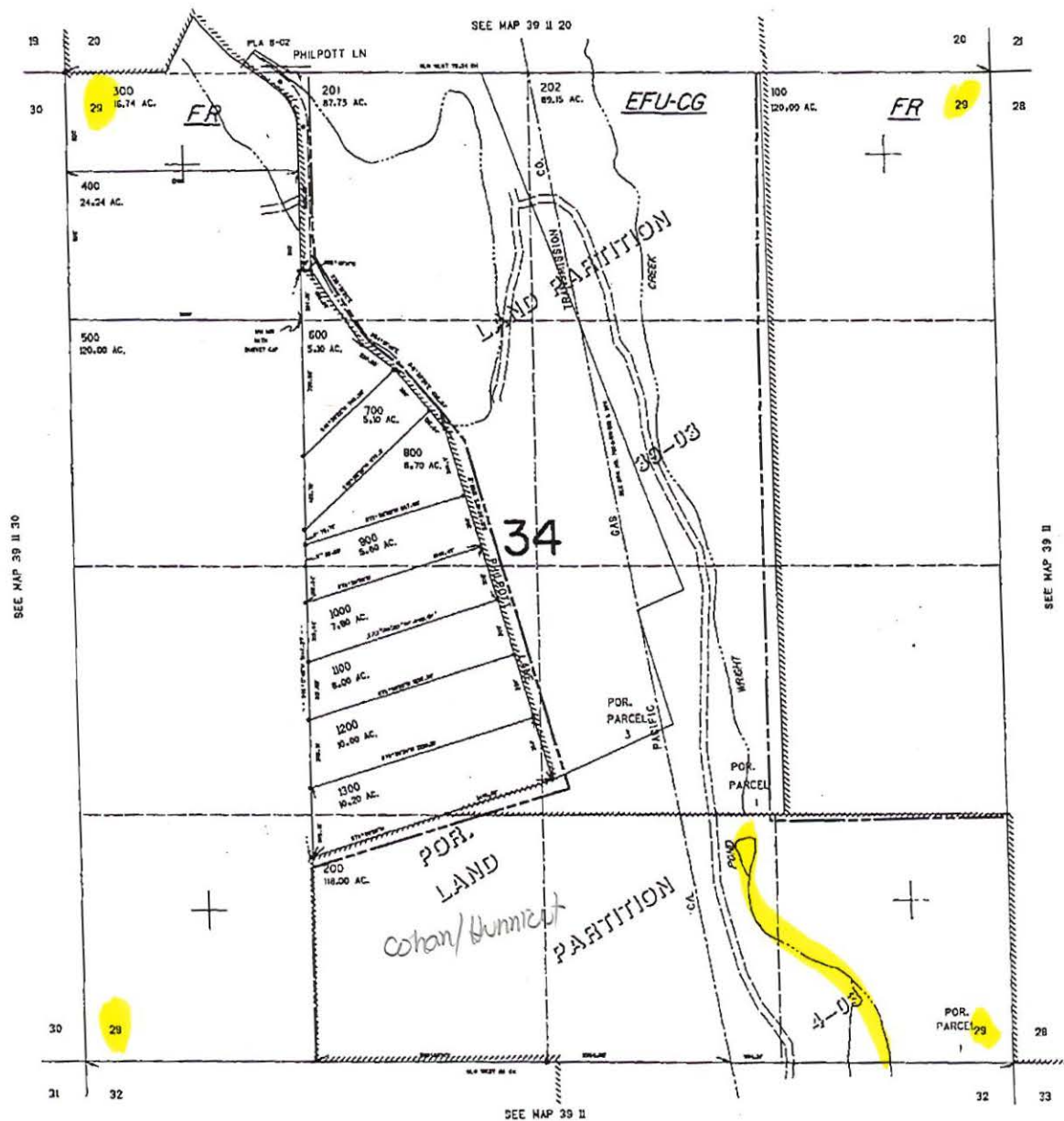
ID	Type	Acres	Sq Ft	Market
L1	62U550 - 62U550 [FARM USE]	23.83		\$9
L2	62U550 - 62U550 [FARM USE]	15.54		\$1
L3	62U550 - 62U550 [FARM USE]	1.26		

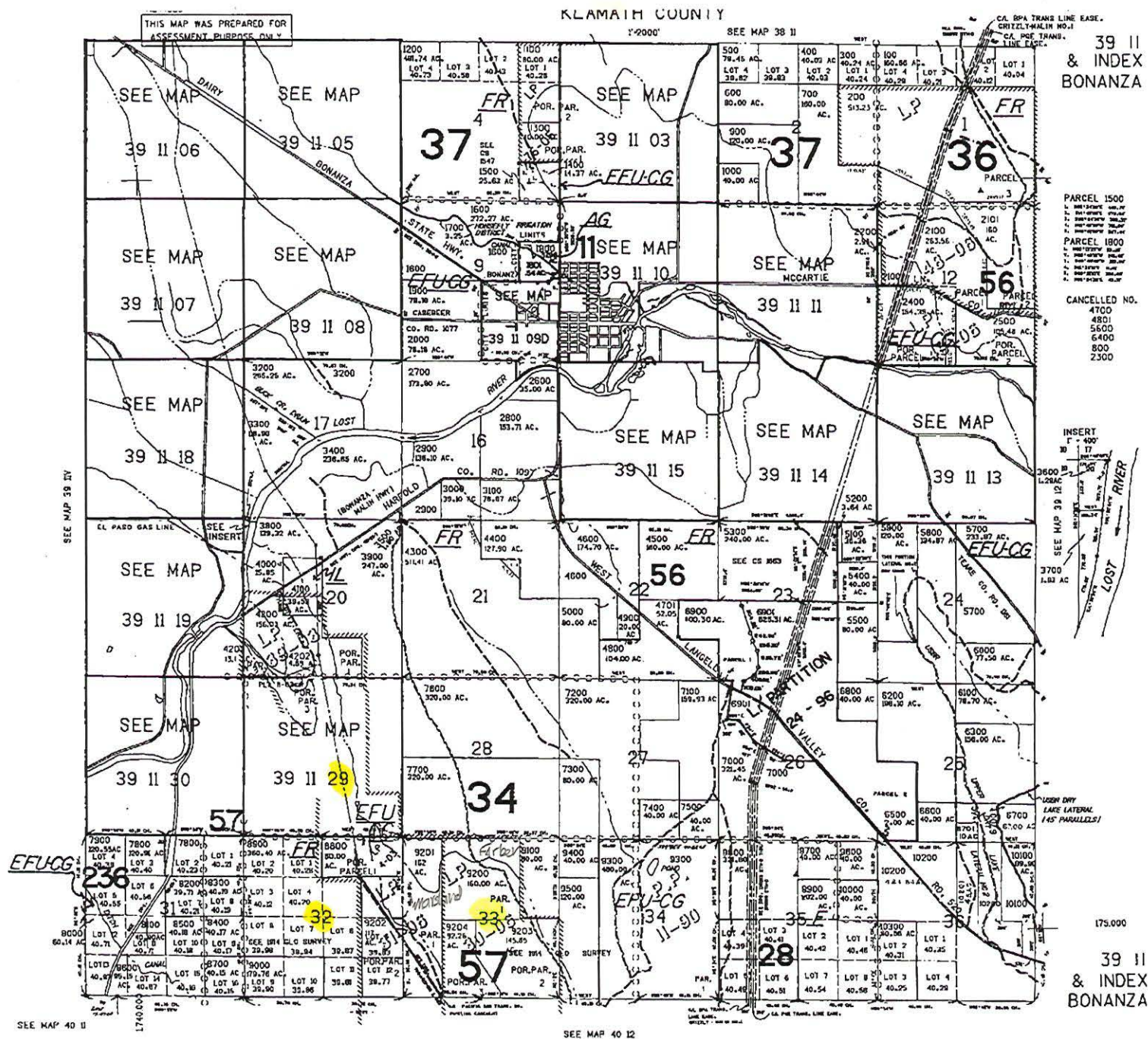
39 11 29

THIS MAP WAS PREPARED FOR
ASSESSMENT PURPOSE ONLY

KLAMATH COUNTY

5-400





**Klamath County, Oregon
Assessor's Data**Property
Search Results[New Search](#) [Log Off](#)

Search Results			Map Tax Lot: R-3911-02900-00200-000	
Property ID	Owner Name	Map Tax Lot	Situs Address	Legal Description
R600996	RANDEL DONALD T & DEBRA L	R-3911-02900- 00200-000	7810 PHILPOTT LN BONANZA, OR 97623	TWP 39 RNGE 11, BLOCK SEC 29, TRACT POR PARCEL 1 LP 4-03, ACRES 113.00, POTENTIAL ADDITIONAL TAX LIABILITY
	541-545-1291			
R608177	RANDEL DONALD T & DEBRA L	R-3911-02900- 00200-000	7810 PHILPOTT LN BONANZA, OR 97623	TWP 39 RNGE 11, BLOCK SEC 29, TRACT POR PARCEL 1 LP 4-03, ACRES 5.00, POTENTIAL ADDITIONAL TAX LIABILITY

Choose the "Property ID" for more Information about that Property or use the controls below to select a page.

2 Records Found

Page 1 of 1

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

Application for Water Right

Transfer

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

1. TYPE OF TRANSFER APPLICATION

Please check one	
<input type="checkbox"/> Permanent Transfer	<input type="checkbox"/> Instream Transfer
<input type="checkbox"/> Temporary Transfer	<input type="checkbox"/> Permanent
• total number of years: _____	<input type="checkbox"/> Time-Limited
(begin year: _____)	<input type="checkbox"/> Drought Transfer
(end year: _____)	<input type="checkbox"/> Other

Superseded
By Amended
Application
Received
9/6/2007

2. APPLICANT INFORMATION

Name: 2002 Randel Family Trust, Donald I Randel & Debra L Randel
First Last
Address: 7810 Phelpsott Ln
Bonanza Or. 97623
City State Zip
Phone: 541-545-1271 Cell 541-892-8616
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: _____
First Last
Address: _____
City State Zip
Phone: _____
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.

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4. PROPOSED CHANGE(S) TO WATER RIGHT(S)

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

	Application / Decree	Permit / Previous Transfer	Certificate
1.			34774
2.			34773
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): Management

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.

water is delivered down the creek to res. #1 where it is
redelivered

- System capacity: 31.68 ac-ft 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
SHEM 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).

Klamath County

T 10425

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WATER RESOURCES DEPT
SALEM, OREGON

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): _____
First 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.)

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JUN 29 2007

WATER RESOURCES DEPT
SALEM, OREGON

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: \$ 350⁰⁰
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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WATER RESOURCES DEPT
SALEM, OREGON

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



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

10. SIGNATURES

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

- ☒ In accordance with OAR 690-380-3000(13)(a), I (we) understand that prior to Department approval of a permanent transfer and upon my receipt of a draft Preliminary Determination for the proposed transfer, I (we) will be required [pursuant to OAR 690-380-4010(5)] to provide the following landownership information and evidence demonstrating that I (we) are authorized to pursue the transfer:
- (a) A report of ownership and lien information that has been prepared by a title company *within the last three months*;
 - (b) A copy of written notification of the proposed transfer provided by the applicant to all lien holders on the subject lands unless the report of ownership and lien information shows that a water right conveyance agreement has been recorded for the subject lands. *If a water right conveyance agreement has been recorded for the subject lands, a copy of the agreement and identification of the owner of the lands at the time the agreement was recorded must be submitted; and*
 - (c) If the landowner identified in the report of ownership and lien information is not the applicant, a **notarized statement consenting to the transfer** (attached) signed by the landowner identified in the report or an authorized representative of the entity to whom the interest in the water right has been conveyed as identified in a water right conveyance agreement or other documentation demonstrating that the applicant is authorized to pursue the transfer in the absence of the consent of the landowner.
- ☐ I (we) affirm that the applicant is a municipality, as defined in ORS 540.510(3)(b), and that the right is in the name of the municipality or a predecessor. Therefore, pursuant to OAR 690-380-3000(13)(b), the applicant is NOT required to provide the above described report of ownership and lien information.
- ☐ I (we) affirm that the applicant is an entity with the authority to condemn property and is acquiring the property to which the water right proposed for transfer is appurtenant by condemnation. Documentation is provided with this application supporting this statement. Therefore, pursuant to OAR 690-380-3000(13)(c), the applicant is NOT required to provide the above described report of ownership and lien information. (NOTE: Such an entity may only apply for a transfer under this subsection if it has filed a condemnation action to acquire the property.)

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

 applicant signature	<u>Don Randel Trustee</u> name (print)	<u>6-28-07</u> date
 applicant signature	<u>Debra Randel Trustee</u> name (print)	<u>6-28-07</u> date

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WATER RESOURCES DEPT FS
SALEM, OREGON

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: 34724

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

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

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2. CURRENT WATER RIGHT INFORMATION

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

<input checked="" type="checkbox"/> Certificated Right	<u>34774</u> Certificate Number	Permit Number or Decree Name
<input type="checkbox"/> Adjudicated, Non-certificated Right	Name of Decree	Page Number
<input type="checkbox"/> Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
<input type="checkbox"/> Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: R. T. Williams
- County: Klamath
- Authorized Use(s) to be Affected by Transfer: Irrigation
- Priority Date(s): Dec. 2, 1960

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: Warden Res. under Appl.
R-34491, Rev. R-2579
- Tributary to: Lost 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).

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▪ Certificate Number or other identifying number: 34774

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

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

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

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

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)

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

☐ Yes ☒ No (Surface water source only.)

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

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

or

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

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

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

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

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▪ Certificate Number or other identifying number: 34774

*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]

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SALEM, OREGON

▪ Certificate Number or other identifying number: 34774

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)

- 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
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WATER RESOURCES DEPT
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▪ Certificate Number or other identifying number: 34774

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)
Warden Res #2	395	11E	WM	32	NW NE		stock use
				29	SW SE		stock use

Remarks: change irrigation to stock use

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WATER RESOURCES DEPT
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Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

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

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

▪ Certificate Number or other identifying number: 34773

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

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

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2. CURRENT WATER RIGHT INFORMATION

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

<input type="checkbox"/> Certificated Right	<u>34773</u> Certificate Number	 Permit Number or Decree Name
<input type="checkbox"/> Adjudicated, Non-certificated Right	 Name of Decree	 Page Number
<input type="checkbox"/> Permit for which Proof has been Approved	 Permit Number	 Date Claim of Beneficial Use Submitted
<input type="checkbox"/> Transferred Right for which Proof has been Filed	 Previous Transfer Number	 Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: R. T. Williams
- County: Klamath
- Authorized Use(s) to be Affected by Transfer: Irrigation
- Priority Date(s): Dec 2, 1960

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

- Source(s) of Water to be Affected by Transfer: unnamed tributary of Lost River

Tributary to: Lost 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).

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▪ Certificate Number or other identifying number: 34773

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

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

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

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

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)

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

☐ Yes

☒ No (Surface water source only.)

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

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

or

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

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

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

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

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*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]

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▪ Certificate Number or other identifying number: 34773

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)
<u>Unmanned trib</u>	<u>395</u>	<u>4E</u>	<u>10M</u>	<u>33</u>	<u>NE ¼</u>		

- 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
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■ Certificate Number or other identifying number: 34773

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

Location of Proposed Place of Use: (i.e., the "TO" lands) ☐ N/A – Instream Water Right Transfer
(NOTE: Complete this table *only* if a Change in Place of Use is being proposed.)

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
unnamed trib	395	11E	6W	33	NW ¼		starts for fork

Remarks: _____

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WATER RESOURCES DEPT
SALEM, OREGON

STATE OF OREGON
COUNTY OF KLAMATH
CERTIFICATE OF WATER RIGHT

This Is to Certify, That **R. T. WILLIAMS**
of Route 2, Box 791, Klamath Falls, , State of Oregon , has made proof
to the satisfaction of the STATE ENGINEER of Oregon, of a right to store the waters of
unnamed tributary of Lost River, in Worden Reservoir No. 2, appropriated under
Application No. 34492, Permit No. 27136

for the purposes of
stock and irrigation
under Reservoir Permit No. **R-2579** of the State Engineer, and that said right to store said
waters has been perfected in accordance with the laws of Oregon; that the priority of the right
hereby confirmed dates from **December 2, 1960**

that the amount of water entitled to be stored each year under such right, for the purposes afore-
said, shall not exceed **70.0 acre feet; being 3.0 acre feet for stock, and**
67.0 acre feet for irrigation

The reservoir is located in

NW 1/4
Section 33
T. 39 S., R. 11 E., W. M.

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WATER RESOURCES DEPT
SALEM, OREGON

WITNESS the signature of the State Engineer, affixed

this date. April 26, 1968

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CHRIS L. WHEELER

State Engineer

STATE OF OREGON
COUNTY OF KLAMATH
CERTIFICATE OF WATER RIGHT

This Is to Certify, That **R. T. WILLIAMS**

of Route 2, Box 791, Klamath Falls, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Worden Reservoir constructed under Application No. R-34491, Permit No. R-2579

a tributary of Lost River for the purpose of supplemental irrigation of 57.1 acres and stock

under Permit No. 27135 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from December 2, 1960

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 70.0 acre feet stored water only; being 3.0 acre feet for stock and 67.0 acre feet for supplemental irrigation

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 33, T. 39 S., R. 11 E., W. M. Diversion point located 1800 feet South and 1160 feet East from the NW Corner, Section 33.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to - - - - - of one cubic foot per second per acre, a diversion of 3 acre feet for each acre irrigated during the irrigation season of each year and shall be further limited to a total diversion of not to exceed 67.0 acre feet per year;

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

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

- 4.3 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$
- 8.0 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$
- 17.8 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$
22.1 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 29

4.9 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$
Section 32

Stock NE $\frac{1}{4}$ NW $\frac{1}{4}$
Stock NW $\frac{1}{4}$ NW $\frac{1}{4}$
Stock SW $\frac{1}{4}$ NW $\frac{1}{4}$
Stock SE $\frac{1}{4}$ NW $\frac{1}{4}$

Section 33
T. 39 S., R. 11 E., W. M.

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SALEM, OREGON**

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

WITNESS the signature of the State Engineer, affixed

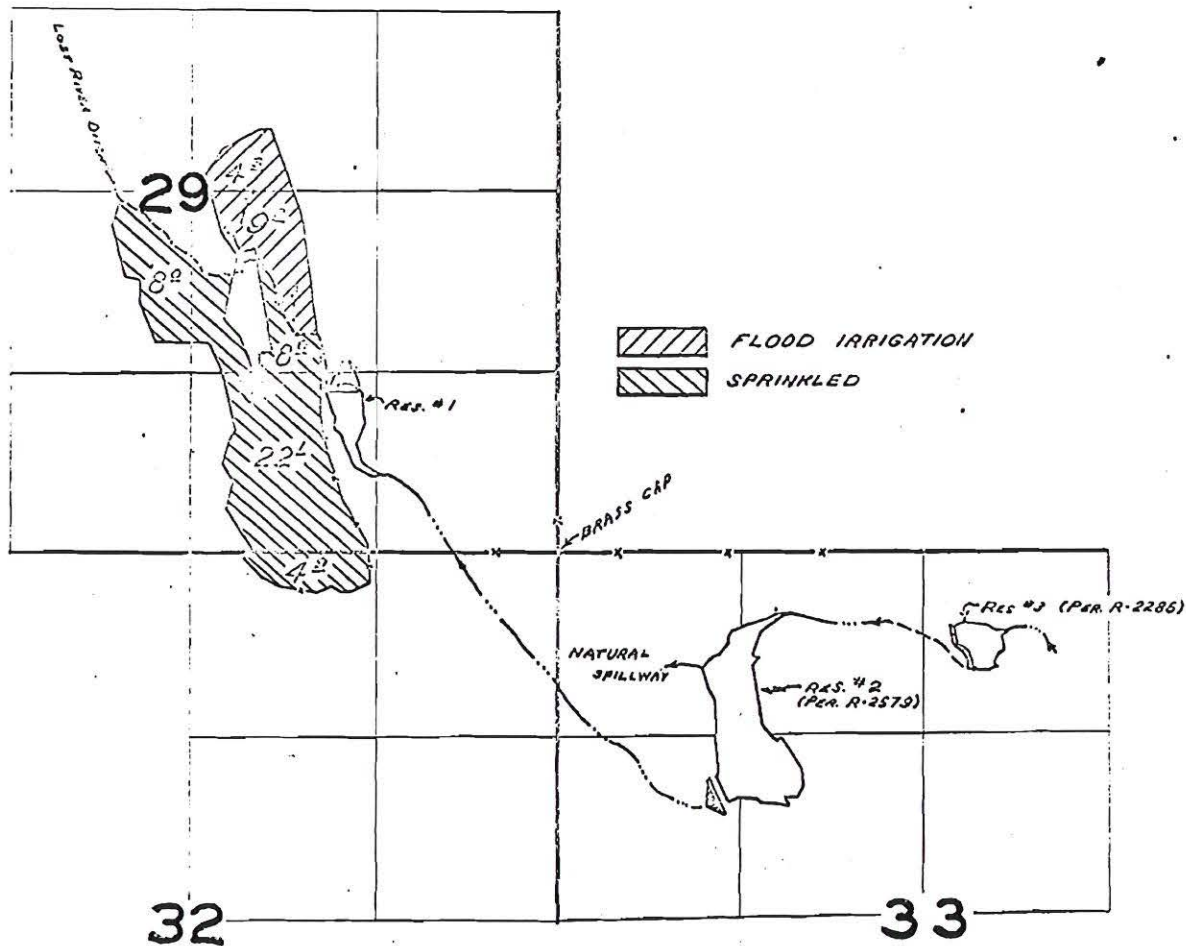
this date. April 26, 1968

CHRIS L. WHEELER

State Engineer

R-2579
34773

T.39S.R.11E.W.M.



FINAL PROOF SURVEY
UNDER

Application No. R-33300
33301
R-34491
34773 Permit No. R-2206
26405
R-2579
27136

IN NAME OF
R. T. WILLIAMS

Surveyed JUN 16 1964, by R. JACKSON

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WATER RESOURCES DEPT
SALEM, OREGON

1069-C 283

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

State of Oregon)

County of)

ss

I, DONALD RANDEL, in my capacity as OWNER,
 mailing address 7810 PHILPOTTLN BONANZA,
 telephone number (541) 545-1271, 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)
39	S	11	E	WM	29	SW SE	.	22.1
					32	NW NE		4.9
					33	NW ¼		storage 31.68

(continues on reverse side)

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

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Supplemental Form B

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- 1 -

JUN 29 2007

Affidavit Attesting to the Use of Water

**WATER RESOURCES DEPT
SALEM, OREGON**

T 10425

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

STOCK WATER

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

CREEK

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: _____

Donald Pandel
Signature of Affiant

6.28.07
Date

Signed and sworn to (or affirmed) before me this 28th day of June, 2007.



Melissa Hartley

Notary Public for Oregon

My Commission Expires: Aug. 31, 2009

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

Supplemental Form B

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JUN 29 2007

Affidavit Attesting to the Use of Water

WATER RESOURCES DEPT
SALEM, OREGON

690-380-3050

Additional Application Requirements

(1) For the purpose of clarifying the water right record, the Department shall require the applicant to provide the additional information in section (2) of this rule if:

(a) The proposed transfer involves rights for lands under more than one ownership and not all of the owners are applicants; or

(b) The final proof survey maps on file with the Department for any quarter-quarter section in which lands involved in the proposed transfer are located do not adequately describe the location of the place of use or the associated priority dates of the associated water rights.

(2) The supplemental information to be provided by the applicant shall include:

(a) A list of the name and address of each landowner whose lands the Department concludes may be included in the portion of the water right proposed for transfer and written proof of service of a copy of the application on those landowners and a map delineating the location, acreage, priority dates, and ownership of the subject water right; and

(b) Other information sufficient to establish that no portion of the right to be transferred is held by persons other than those proposing the transfer and, for rights with multiple priority dates, the priority dates for the right to be transferred are consistent with the decree or other document establishing the right.

Stat. Auth.: ORS 536.025 & ORS 536.027

Stats. Implemented: ORS 540.510 - ORS 540.532

Hist.: f & cert. ef. 5-1-2003

690-380-3100

Map Requirements

(1) A map shall be included with a transfer application as required under OAR 690-380-3000. The map shall meet the following criteria:

(a) Except as otherwise provided under OAR Chapter 690, Division 380 or 382, the map shall be prepared by a certified water right examiner.

(b) The map shall be of permanent quality and shall be printed with dark ink on a white or clear medium that is easily reproduced on a standard copy machine. Color copies that cannot be easily interpreted when copied to black and white will not be accepted.

(c) The preferred map size is 8 ½" x 11" (letter) at the scale of the final proof or adjudication map for the existing right of record, with supplemental detail maps as needed. If a larger map is required to provide sufficient detail, a size of 8 ½" x 14" (legal) may be used.

(d) Notwithstanding subsection (1)(c) of this rule, a map size of up to 30" x 30" may be used if three copies of the application map and an electronic file of the map in a format approved by the Department are submitted.

(e) The map scale shall be:

(A) 1" = 400';

(B) 1" = 1,320';

(C) The scale of the final proof or adjudication map for the existing right of record;

(D) The scale of the county assessor map if the scale is not smaller than 1" = 1,320'; or

(E) Another standard engineering scale if the Department grants advance written or e-mail approval of the use of the scale.

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Page 19 of 39

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**WATER RESOURCES DEPT
SALEM, OREGON**

T 10425

(f) Horizontal field accuracy shall be consistent with standard surveying practices for the purpose of locating and quantifying water rights.

(g) The map shall be plotted to the accuracy consistent with the map scale.

(h) The locations of points of diversion or appropriation and places of use shall be described by distance and bearing or coordinates (distance north or south and east or west) from a recognized survey corner or by latitude-longitude coordinates. Latitude-longitude coordinates shall be expressed as either:

(A) Degrees-minutes-seconds with at least one digit after the decimal in the seconds portion (e.g., 42° 32' 15.5"); or

(B) Degrees-decimal with five or more digits after the decimal (e.g., 42.53764°).

(i) If the proposed transfer involves changes in place of use or character of use for more than three water rights, a separate map shall be provided for each water right.

(j) If existing final proof survey maps on file with the Department accurately identify the points of diversion or appropriation and the place of use for the water rights affected by the proposed transfer and include the information described in section (2) of this rule, on advance written or e-mail approval by the Department, the existing final proof survey maps may be submitted to meet the requirements of OAR 690-380-3000(18).

(2) The map(s) shall include the following information:

(a) A north arrow, the scale, and a clear legend;

(b) The certified water rights examiner's stamp and signature, if applicable. An electronically generated stamp or seal is acceptable provided the signature is original;

(c) The location of each existing and proposed point of diversion or appropriation;

(d) For a change in point of diversion or appropriation that does not also include a change in place of use, identification of the lands to be served by the proposed point of diversion or appropriation. If the proposed point of diversion or appropriation is intended to serve the entire right of record, a copy of the existing final proof survey map for the right of record may be submitted to satisfy this requirement. If the proposed point of diversion or appropriation is not intended to serve the entire right of record, the specific lands to be served shall be identified and the number of certificated acres to be served by the new point of diversion or appropriation shall be listed;

(e) For a change in place of use or character of use, the location of the authorized and proposed place of use of the water. If the application is for irrigation, nursery use, cranberry use, or other similar uses, the place of use indicated on the map shall be shaded or hachured and shall show the number of acres in each quarter-quarter section, government lot, or quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions. If the water right involved in the proposed transfer has multiple priority dates or uses, the lands to be served by each priority date and on which each use is proposed must be separately identified;

(f) The location of any part of the right not involved in the proposed transfer. For transfers involving less than 67 percent of the entire place of use of the right, the map shall include at least the location of the portions of the right not involved in the proposed transfer which are included in the same quarter-quarter sections as the proposed transfer. The applicant shall have the burden of proving the proposed transfer involves less than 67 percent of the entire place of use of the water use subject to transfer. However, the Department may require a greater portion of the use subject to transfer or the entire use subject to transfer be mapped, if necessary to make a determination of potential injury;

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JUN 29 2007

WATER RESOURCES DEPT
SALEM, OREGON

10425



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: Debra Randel Don Randel
Mailing Address: 7810 Phelps Ln
City: Donanza State: OR Zip: 97623 Day Phone: 545-1271

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	1/4 1/4	Tax Lot #	Plan Designation (e.g. Rural Residential/RR-5)	Water to be:	Proposed Land Use:
39S	11E	29	SWSE	0200	Ag	<input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	stock
		32	NWSE	0880	Ag	<input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	stock
						<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	

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

B. Description of Proposed Use

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

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

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

Estimated quantity of water needed: 31.68 ☐ cubic feet per second ☐ gallons per minute ☒ acre-feet

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

Briefly describe: _____

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

Receipt for Request for Land Use Information

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

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WATER RESOURCES DEPT
SALEM, OREGON

T 10425

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:	
permitted use	Article 5-4	<input checked="" type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued

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.

permitted use for EFU-C6

P-5 R-3911-02900-00200
R-3911-88000-08820

Name: Lebbie C. Wilson

Title: Senior Planner

Signature: _____

Phone: 883-5121 Date: 6/28/07

Government Entity: Klamath County

Note to local government representative: Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

Receipt for Request for Land Use Information

Applicant name: _____

City or County: _____ Staff contact: _____

Signature: _____ Phone: _____ Date: _____

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OVER THE COUNTER JUN 29 2007

WATER RESOURCES DEPT
SALEM, OREGON

Last updated 12/22/06 WR

T 10423

Reservoir Permit No. 2286

Application for a Permit to Construct a Reservoir and to Store for Beneficial Use the Unappropriated Waters of the State of Oregon

I, Frank Worden

(Name of Applicant)

of Box 791, Klamath Falls,

(City and Address)

State of Oregon, do hereby make application for a permit to construct the following described reservoir and to store the unappropriated waters of the State of Oregon, subject to existing rights.

If the applicant is a corporation, give date and place of incorporation

1. The name of the proposed reservoir is Frank Worden's Reservoir #3
Frank Worden's Reservoir #1

2. The name of the stream from which the reservoir is to be filled and the appropriation made is

Unnamed intermittent flow channel

tributary of Lost River

3. The amount of water to be stored is Reservoir #3 10.5 acre feet.
9.3 acre feet.

4. The use to be made of the impounded water is Irrigation & stockwater
Irrigation & stockwater

5. The location of the proposed reservoir will be in Sec. 39 NE 1/4 Sec 39 T. 29 S. R. 11 W. N. 1
NE 1/4 Sec 39 T. 29 S. R. 11 W. N. 1
(Give sections or townships to be submerged)

Tp. 39, R. 11, W. M., in the county of Klamath.

(a) State whether situated in channel of running stream and give character of material at outlet

Intermittent stream bed or channel

(b) If not in channel of running stream, state how it is to be filled. If through a feed canal, give name and dimensions Storage will consist of springtime runoff

6. The dam will be located in (#3) NW 1/4 of NE 1/4 Sec 39
39 S. R. 11 E. W. M. (Smallest legal subdivision) 10.5 Sec. 29
Tp. 39, S. 11, R. 11, E. W. M. The maximum height will be 175 feet above stream bed or ground
surface on center line of dam. The length on top will be 260 feet; length on
bottom 50 feet; width on top 8.0 to 10 feet; slope of front
or water side 3:1 slope on back 2:1; height of dam above water line
when full 20 feet.

* A different form of application should be used for the appropriation of stored water to beneficial use. Such forms can be secured without charge, together with instructions, by addressing the State Engineer, Salem, Oregon.

2256

7. The construction of dam, the material of which it is to be built, and method of protection from waves are as follows: ^(#3) Earth fill No wave protection necessary and direction upstream dir. ~~(#1)~~ Earth fill Turbine brush weighted with boulders

8. The location of wasteway with dimensions are as follows: ^(#3) Crest 20' wide around ~~(#1)~~ Crest 2' wide around the southeast end of dam. Rock formation. the east end of dam. Rock formation.

9. The location of outlet from the proposed reservoir, with character of construction and dimensions, are as follows: ^(#3) 12" dia. metal pipe. Sub. grade 3' below spillway crest. ~~(#1)~~ 2" dia. metal pipe. Sub. grade 3' below spillway crest. (All dams across natural stream channels must be provided with an outlet conduit, of such capacity and location to pass the normal flow of the stream at any time.)

10. The area submerged by the proposed reservoir, when full, will be ^(#3) 2.5 } acres, ~~(#1)~~ 2.25 } with a maximum depth of water of ^(#3) 6.5' above spillway crest. ~~(#1)~~ 14.5' above spillway crest. and approximate mean depth of water feet.

11. The estimated cost of the proposed work is ^(#3) 500.00 ~~(#1)~~ 1100.00

12. Construction work will begin on or before ^(#3) This structure has been operated for 10 years just ~~(#1)~~ Fill is now partially made.

13. Construction work will be completed on or before ^(#3) Completed except lining outlet pipe. ~~(#1)~~ May 1, 1961.

(Signature of applicant)

STATE OF OREGON, }
County of Marion, }

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before , 19.

WITNESS my hand this day of , 19.

STATE ENGINEER

By ASSISTANT

The combined
 Remarks: ~~The combined storage herein outlined form a part of the~~
secondary application for appropriation.

Secondary

STATE OF OREGON, }
 County of Marion, } ss.

This is to certify that I have examined the foregoing application and do hereby grant the same, subject to the following limitations and conditions: The right herein granted is limited to the construction of Frank Worden Reservoirs Nos. 1 and 3 and the storage of water from an intermittent intermittent flow channel to be appropriated under application No. 33500, permit No. 26105 for irrigation and stock, and the dam shall be constructed and maintained under the supervision of a registered professional engineer.

The right hereunder shall be limited to the storage of 15.5 acre feet, held 2.5 a.f. in reservoir No. 1 and 10 a.f. in reservoir No. 3.
 The priority date of this permit is August 19, 1905

Actual construction work shall begin on or before December 31, 1905 and

shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1906

WITNESS my hand this 21st day of December, 1905

Stuart A. Stanley
 STATE ENGINEER

Application No. R-33300
Reservoir Permit No. R-2286

PERMIT

To construct a reservoir and store for beneficial use the unappropriated waters of the State of Oregon.

This instrument was first received in the office of the State Engineer at Salem, Oregon, on the 19 day of Aug., 1959, at 10:15 o'clock A.M.

Returned to applicant:

Approved:

December 21, 1959

Recorded in Book No. 8 of
Reservoirs, on Page 2286.

LEWIS A. STANLEY

STATE ENGINEER

Drainage Basin No. 14 page 16E

Fees 15.00

West Stayton,
August 18, 1959

Mr. Lewis A. Stanley
State Engineer
Salem, Oregon

R-33300 - C-34770
Res #3 & 1

Dear Sir:

This letter pertains to and accompanies the application by Frank Worden, Route 2, Box 791, Klamath Falls, Oregon to store water at two separate storage sites and to appropriate the said stored water as well as natural flow of an intermittent stream, for irrigation and stockwater.

In compliance with the request from your office that a report on such project be submitted by the Professional Engineer employed, I submit the following:

(3) The project is located in Section 29 and 33, T. 39 S.R. 11 E. W. M., Klamath County, Oregon. The owner's name is Frank Worden.

(a) The preparation of the foundation is not known to me as the storage dam at site No. 1 was 3/4 completed and the storage dam No. 3 had been completed and in operation for ten years prior to April 29, 1959, the date of my employment. However, the fact that storage No. 3 has efficiently operated for a continuous ten year period, at full capacity, indicates the structure is reasonably safe from water storage viewpoint.

Storage # 1. I would advise that the spillway for this structure be kept at contour elev. 93, or a maximum water depth below this elevation of 12 feet until the earth fill has settled for a year under water storage at this 12 ft. depth. (Prime this structure). After priming the lip of the overflow crest can be raised the added two feet. The outlet will permit holding to one foot below this suggested elevation.

(c) The material is earth of a clay nature. In my opinion o. k.

(d) Compaction was done by means of bulldozer. The bulk of fill was placed when moisture content was o. k.

(e) The surface slopes are designed as per your recommendations.

(f) The spillway will have a capacity in excess of 50 c.f.s.

(g) There is no evidence of weakness in the Structure # 3 and Structure # 1 has not been tested.

(4) I consider these structures to be safe structures when completed and care exercised in priming of # 1 and reasonable care and attention to rodent control.

I, C. T. Darley, of West Stayton, Oregon, do hereby certify

34491
34492
33300
33301

Letter dated 3/18/59
Mr. Lewis A. Stanley, State Engineer
Salem, Oregon

that the foregoing report accurately describes the existing works
appurtenant to Dam file No. 1 & 3; that I consider the described
works to be safe, stable, and of sound construction.

D. T. Darley

D. T. Darley

SWSE 29 & NWNE 33 T39S R11E R-33300

No other rights between reservoir & Lost River,

Drainage Basins from Hy. Planimeter Q-13		
10335-	10631	0787
9327	10335-	0687
10.08	2,96	01.00
# 3	10.08	check
	13.04	
	# 1	

#3 - 12" outlet

5' head (2 1/2' dead storage)

9.5 ac. fl. (1 ac. fl. dead storage)

Ave discharge approx. 4 1/2 cfs

One day for emptying live storage

OK.

#1 - 8" outlet

3' head (11 1/2' dead storage)

4.8 ac. fl. (4.5 dead storage)

Ave. discharge approx. 0.85 cfs

3(-) days for emptying live storage

OK

12/2/59

lars

MEMORANDUM ON INSPECTION OF FRANK WORDEN DAM #1

Inspection of the Frank Worden Dan No. 1 for which construction was initiated without State Engineer's permit was made on October 7, 1999. The dam is located in Section 29, T 39 S, R 11 E, W.M. on an unnamed tributary to Lost River.

A State Engineer's order has been issued prohibiting further construction until after issuance of permits. Little work remains to be done, however, to bring the dam up to the proposed height of 17.5 feet if a person wishes to overlook the inadequacy of the existing slopes, the upper being little if any more than 2:1 and the lower averaging about 2:1 being somewhat flatter near the base where material appears to have been pushed up by bulldozer and being steeper near the crest.

Considering the time of year when construction took place, the fact that the stream was dry during construction, and the moisture content of the soil when inspected, it is highly improbable that soil moisture was even near optimum. Certainly compaction did not extend to within several feet of the slope surfaces where to all practical purposes it can be assumed the soil was merely dumped and spread out even though a carryall appears to have been used.

The dam is situated in a steeply sloping stream channel eroded into a relatively old, weathered basalt. As it stands at the present it appears that the wastewater will pass around the left end of the dam, confined only by the natural eroded surface of the abutment and the unprotected, poorly compacted embankment. No attempt appears to have been made to prevent the overflow from running back to the stream along the contact between the lower toe and the abutment.


October 7, 1959

The only visible conduit, an eight inch asphalt dipped, light gage steel pipe, is located near the left abutment only a few feet below the spillway entrance. Outflow from the conduit would fall on the unprotected downstream face of the dam. At the time of this writing there is no visible reason why the dam will not wash out during the first stream runoff.

As far as potential damage to property is concerned, the dam is located several miles from the highway and flow would spread out over a large meadow before reaching the highway so that it is doubtful that any damage would occur other than siltation of the upper end of the owner's meadow. No dwellings are along the stream and a county road which parallels part of the channel is fairly high above the creek bottom so that loss of life is considered unlikely.

In view of the low potential hazard involved, recommendation for issuance of permits will be made providing the plans to be submitted make provision for improving the slopes and the spillway.

The Worden Dam #3 is even more remotely located than No. 1. Because of that, with the even more remote possibility of damage, and because of the marginal height of 10.5 feet I also will recommend a permit being issued for that structure.


Fred D. Gustafson
Engineer

Williams R-33300

Upstream Res. Stock use only

Elevations below dam crest:

Spillway crest = 3'

SA = 2.0 Ac.

Toe of dam = 13'

$\frac{1}{2}$ depth $\times 9' = 3.8$

7.6 AF.

OK for 10 E.

Downstream Res. Irrig & stock

Elevations below dam crest:

Spillway crest = 5'

Toe of dam at ^{downstr.} conduit invert = 16'

Top of conduit - upstream

^{upstr. conduit invert} = 10.5'

9'

SA = 2.3 Ac.

Spillway crest =

5'

$\frac{1}{2}$ depth $\times 2.1 = 2.04$

4.7 AF.

18" cuto. to ditch - top elev. upstream = 6'

OK for 9.3 AF. ET

Middle Res - (R-34491) Irrig. & stock

Spillway - natural channel.

Elevation of spillway crest is 9' below dam crest.

Left assignment form w/ Dr. Williams to
cover R-33300 & 33301

Oct. 2, 1965

OK G. W. (Peterson) Eng.

Ltr. ~~dated~~ received 7/13/67 from Williams states 7' AF. of
water in Res No. 1 is retained for Stock use -

County Klamath

Proof of Appropriation of Water

Ronald

B. T. Williams

~~not assigned yet~~

~~subject only~~

1. Name Frank Worden 2. Address Route 2, Box 791 Klamath Falls, Ore.
 3. Source of supply in Frank Worden Reservoirs Nos. 1 and 3 and the storage of water from an
unnamed intermittent flow channel to be appro. under Appl. #33301. Permit
#26405
 Tributary of Lost River 4723 for irrig. & stock
being 9.3 af in Res. No. 1 & 7.0 AF in Res. No. 1
 4. Amount of water 19.3 a.f. 10.5 af in Res. 5. Priority date August 19, 1959
10.5 7.5 No. 2/3 for stock
 6. Use irrigation and stock
 7. Location of point of diversion Sec., Twp., Range, W. M.
 (Legal Subdivision)
 8. The description of land given below corresponds to that found in your permit covering land to be irrigated, or, if for other purposes, the place of use.

[illegible]

I have read the above and foregoing proof of appropriation of water; I know the contents thereof, and that the facts therein stated are true.

IN WITNESS WHEREOF, I have hereunto set my hand this day of,

19.....

REPORT OF PERSON MAKING INSPECTION

Description of works: Info: ~~Dr.~~ Dr. R.T. Williams

Upstream res:

Dam: Earthfill, length about 400 ft. (irregular shape)

Crest minimum width 6'

No conduit or control works.

Spillway: bottom width 10' top width 20' ~~depth~~ depth (below dam crest) 3' ^{6"}

Relative elevations: Water level: 191'

~~cap 2x4x8.7 = 7.12~~ At spillway crest 192' 4"

Dam crest 196' ^{2"}
Top of Dam 182' 2"

Since no controls, this is used only for stock water.

Contour 1912 on 1964-c

Downstr. Res: 250'

Dam: Earthfill, ~~250'~~ long

Crest width 6' at west end - crest is 10'

8" outlet conduit not at channel.

Spillway: Concrete, at east end of dam

12' wide x 2' deep.

Also has 18" ~~of~~ culvert from dam to ditch.

Relative elevations: Dam crest: 19.1

See all sheet

~~cap 2.3x4x10.5 = 9.45~~

Water level = 13.1

see all sheet

Spillway crest = 8.1

elev. of channel at toe of dam = 18'

I, P.H. Jackson

do hereby certify that I have made

an inspection of the works described herein and in Permit No. R-2286, on the 16 day

of June, 1964, and found the foregoing statements and descriptions of works to

be accurate. In my opinion the appropriation has been completed to the extent of

(Quantity of water in second-feet or acre-feet)

and I recommend the issuance of water right certificate for this amount.

NOTICE TO INSPECTORS

If conditions do not justify the above report by you, please return this form without your signature, with a full report by letter.

P.H. Jackson
(Name)

Field Sign.
(Title)

9-33301

AFFIDAVIT FOR THE PARTIAL CANCELLATION OF A
WATER RIGHT CERTIFICATE

RECEIVED

NOV 21 2007

WATER RESOURCES DEPT
SALEM, OREGON

State of Oregon)
County of Klamath) ss

I/We (or authorized agent), Robert M & Christine D Connelly Trustees,
residing at 5765 Burgdorf Road, Bonanza, OR 97623,
telephone 541-545-1533, being first duly sworn depose and say:

- I/We are the legal owner(s) of the property described as tax lot number 3911-02900-00202-000, within the NW 1/4 SW 1/4, Section 29, Township 39 N S Range 11 E W, of the Willamette Meridian, in Klamath County, Oregon, as shown on the attached map and described in the attached deed and legal description and made part of this affidavit;
- A portion of water right certificate number 34771 issued to Ronald T. Williams, with a date of priority of 8/19/59 for use of 0.76 cubic foot per second of water from unnamed stream, two reservoir constructed under Appl. R33300 (source) for the purpose of irrigation (use) is appurtenant to my/our property;
- The appurtenant water right is/is not located within the boundaries of an irrigation, drainage, water improvement, or water control district, or federal reclamation project (if the right is located within a district or reclamation project, name it here: _____); and
- I/We have abandoned any and all interest in the portion of this water right shown on the attached map and described as follows:
The right to the use of 0.76 cubic foot per second from unnamed stream, 2 reservoir for irrigation (use), and irrigation of 30.1 acres located: (if applicable)

<u>SW 1/4 NE 1/4</u>	<u>4.3</u>	<u>Acres</u>
<u>NE 1/4 SW 1/4</u>	<u>8.0</u>	<u>Acres</u>
<u>NW 1/4 SE 1/4</u>	<u>17.8</u>	<u>Acres</u>

Section 29
Township 39 N S Range 11 E W, WM; and
- I/We request the portion of the water right described above be canceled.

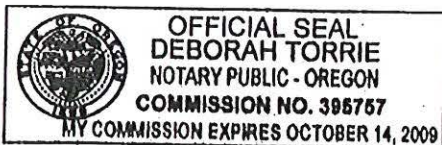
[Signature]
Signature of legal owner as listed on deed, or authorized agent

11-15-07
Date

[Signature]
Signature of legal co-owner as listed on deed (if applicable)

11-15-07
Date

Subscribed and Sworn to Before Me this 19th day of November, 2007.



[Signature]
Notary Public for Oregon

My Commission Expires Oct. 14, 2009

PLEASE ATTACH A LEGIBLE COPY OF : 1) A DEED WHICH LISTS LAND OWNERS AND INCLUDES A LEGAL DESCRIPTION OF AFFECTED LANDS, AND 2) AN ADJUDICATION MAP, WATER RIGHT FINAL PROOF MAP, OR A TAX LOT MAP WITH THE PORTION OF THE ABANDONED RIGHT CLEARLY DRAWN AND IDENTIFIED. IF ACTING AS AN AUTHORIZED AGENT, INCLUDE COPY OF POWER OF ATTORNEY OR OTHER DOCUMENTS GRANTING AUTHORITY TO ACT ON BEHALF OF LEGAL OWNER(S).

December 2004 FSD

June 9, 1967

Ronald T. Williams
Route 2, Box 791
Klamath Falls, Oregon 97601

Dear Sir:

We are ready at this time to prepare the final proof papers for permits numbered R-2286 and 26405.

Permit number R-2286 is for the storage of water from an unnamed intermittent flow channel in Worden Reservoirs numbered 1 and 3 for irrigation and stock.

Reservoir No. 1 is located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 29, and Reservoir No. 3 is located in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 33, Township 39 South, Range 11 East, Willamette Meridian.

The East Reservoir No. 3 has no drain outlet to allow use of stored water for irrigation; therefore, the use for this reservoir can be allowed only for stock.

The capacity of the West Reservoir No. 1 is 9.3 acre feet for irrigation and stock use. If the stock drink from this reservoir and the pond is then drained for irrigation use, the stock use would then be incidental to the irrigation use and would not be included in the proof of appropriation of water; however, if a portion of the stored water is retained in the reservoir for stock use, then stock use can be included for the specific amount of storage that is retained for this.

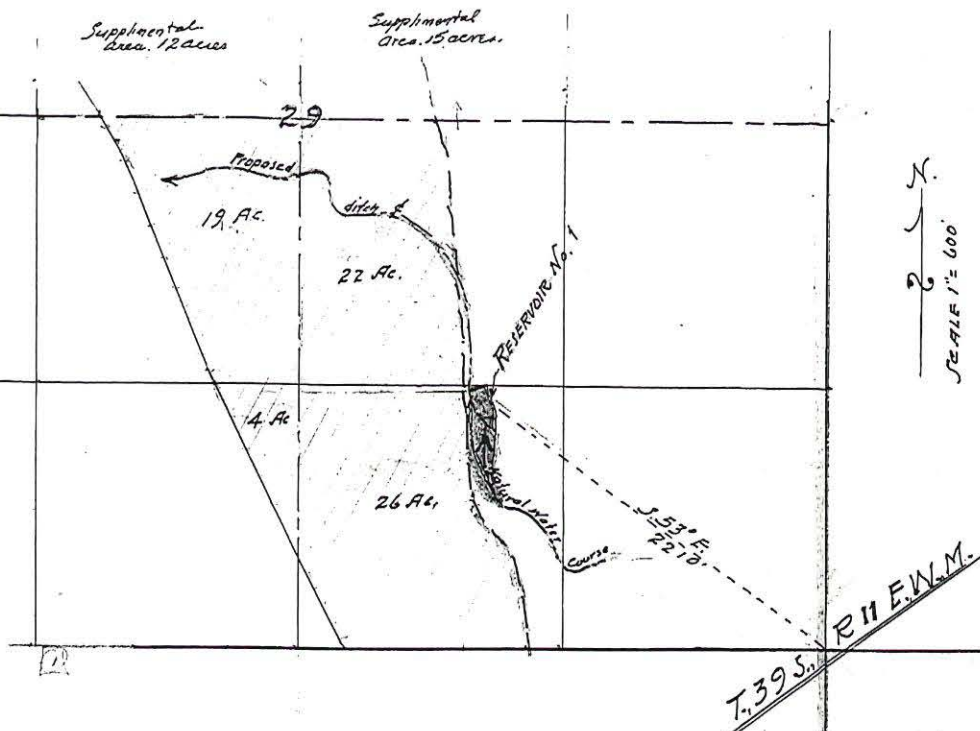
Please let us know of your use concerning this reservoir, and if it is being partially used for a stock reservoir, we will need to know the specific amount of acre feet that you retain in the West Reservoir No. 1 for stock use.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
Myron V. Bish
Assistant.

MVB:pju



Map accompanying the application by Frank Worden, Bonanza, Oregon for Permit to Appropriate Public Water for Irrigation Purpose in Sec. 29 T. 39S. R. 11 E. W. 4 M. Klamath County, Oregon.

I, C. T. Darley, hereby certify that the accompanying map reasonably represents the location of proposed storage sites No. 1 & 3; also, the area proposed to be irrigated by Application to appropriate water by Frank Worden.

Signed C. T. Darley
C. T. Darley

Reservoir No. 3

NO outflow
Self contained
Storage only

Permit No. 26405Application No. 33301County Klamath**Proof of Appropriation of Water**

Held until Near Reservoirs Completed Supply to this

Ronald R. T. Williams

1. Name Frank Worden 2. Address Route 2, Box 791 Klamath Falls, Ore.3. Source of supply unnamed stream and two reservoirs constructed under Appl. No. R-33300, Permit No. R-2286; being 0.02 c.f.s. for stock & 1.78 c.f.s. for irrig.Tributary of Lost River4. Amount of water 1.80 c.f.s. 5. Priority date August 19, 19596. Use irrigation, supplemental irrigation and stock 1/40 - 37. Location of point of diversion SW 1/4 SD 1/4 Sec. 29 Twp. 39 S, Range 11 E W. M.

8. The description of land given below corresponds to that found in your permit covering land to be irrigated, or, if for other purposes, the place of use.

Div. Pts. located: 1180 ft. N & 1650 ft. W; 700 ft. S & 2920 ft. E; Both from

Township	Range	Section	Legal Subdivision	No. Acres Actually Irrigated
39 S	11 E	29	NE 1/4 SW 1/4	19
			SE 1/4 SW 1/4	4
			SW 1/4 SE 1/4	26 & stock
			NW 1/4 SD 1/4	22
		33	NW 1/4 NE 1/4	stock
Supplemental to Horsefly Dist. Area				
39 S	11 E	29	SE 1/4 NW 1/4	12
			SW 1/4 NE 1/4	15

I have read the above and foregoing proof of appropriation of water; I know the contents thereof, and that the facts therein stated are true.

IN WITNESS WHEREOF, I have hereunto set my hand this day of

19.....

REPORT OF PERSON MAKING INSPECTION

Description of works: Water is distributed from lower reservoir — also uses stored water under R. 34491

Ditch has been cut from res. — shown on survey. Land to south is sprinkled; to north is flooded.

Ditch fed w/18" tube — Ditch is 3" top 1 1/2" bottom 1 1/2" falls 3" per 1000'

Pumps from dam to sprinkle

Pump: Pacific 3DLKD Cent belt drive 4" x 3"

Motor: Tractor power from pto — used several as needed — currently a Minneapolis Moline

Pulleys: 24" motor 7 1/2" pump

Pump mounted on 2 wheel trailer

Pipe: 1280' x 4" also some steel used in emergency
1360' x 5" DI

Pipe count is somewhat informal, since pipe was spread

Heads: 40 Rain Bird #1 to 1/8" 3/32" all over ranch at

40 x 6.8 = 272 gpm — 450 = 0.605 cfs time of survey

Crop: pasture 1245 plus ditching & flooding
850

Lift: 72' max. — relative elevations on survey

Info: Dr. R.T. Williams owner

Survey tied to 2928 3233 GLO Cap 1413 and Sec. line fence

I, R.H. Jackson, do hereby certify that I have made

an inspection of the works described herein and in Permit No. 26405, on the 16 day

of June, 1964, and found the foregoing statements and descriptions of works to

be accurate. In my opinion the appropriation has been completed to the extent of

and I recommend the issuance of water right certificate for this amount.

(Quantity of water in second-feet or acre-feet)

NOTICE TO INSPECTORS

If conditions do not justify the above report by you, please return this form without your signature, with a full report by letter.

R.H. Jackson (Name)
Field Engineer (Title)

Carrie Matthews

From: Dorothy Pedersen
Sent: Tuesday, July 26, 2011 12:32 PM
To: Carrie Matthews
Subject: RE: T-10425

Hi Carrie,

That looks much better. Since there are significant changes, it's probably a good idea to first send this out to the applicants as a revised draft PD, then send it in for us to issue the signed PD with a finding inserted that acknowledges the revised draft and applicant consent.

Here are a few suggestions:

FoF #6 & #7—take out the map. You can refer to the USGS map, and could send it along with the document, but it would be out of character with our standard format to include the picture as you have it embedded in the document (though as a visual person I do appreciate it).

FoF #7—you might consider calling this "storage for multiple purposes"

FoF #8 & #9—how about describing only the "portion of" the right to be transferred, and discussing what the certificate says about that portion (the stored water) and what the actual reality is. Rather than stating the certificate is wrong, simply say "the certificate says....., however.....". Then, if you want to say anything about changes to the remaining portion of the right (live flow), make it a separate finding, that will be reflected in the remaining right certificate.

FoF #13—change to "storage for multiple purposes"

FoF #15—break this into two findings: first one that states the character of use change, then the POU change and table.

FoF #16-#18—change right to "rights"

Condition #3—change to singular "right"

What do you think?

From: Carrie Matthews
Sent: Tuesday, July 26, 2011 11:55 AM
To: Dorothy Pedersen
Subject:

Here is the pd that I was talking to you about. Thanks for looking at it.

Carrie Matthews
Transfer Specialist
541-523-8224 Ext 36
Fax: 1-866-214-3493
carrie.r.matthews@wrdd.state.or.us

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

7/26/2011

Carrie Jones

From: Carrie Jones
Sent: Wednesday, November 03, 2010 2:02 PM
To: Dorothy Pedersen
Cc: Ivan Gall
Attachments: XFER-QUESTION4-DP.JPG

Dorothy;

Please take a look at the attachment I sent you. I looked in the example matrix and found that T-9087 is similar to mine, however I think there is enough variations that I need your advice before I move forward.

Give me a call when you've had a chance to look it over so we can discuss it.

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.wrд.state.or.us

11/3/2010

Carrie Jones

From: Protus IP Solutions [NoReply@Protus.com]
Sent: Wednesday, February 10, 2010 10:41 AM
To: Bob Maynard; Ivan Gall; er_fax
Subject: Fax To Email Fax Delivery from 2062448831
Attachments: 2062448831_100210_237420586.pdf

Fax Received at: 02/10/2010 13:33:25 GMT -5

Receiving Fax Number: (866) 214-3493

of Pages: 6

Duration: 431

Sending Fax: 2062448831

Please note that the image shown here is only the first page of the attached fax and is compressed to fit a 1024 X 768 screen. If you have problems reading text on it, view the attached file.

2/10/2010

FROM : MARSLAND

FAX NO. : 2062448831

Feb. 10 2010 11:44AM P1

To: Carrie Jones

From: Dale Marsland (206) 244-8831

Date: 2-10-10

RE: Dam inspection on Warden Reservoir by
Vern Church

Carrie;

Vern Church did a dam inspection on Reservoir #2 of Warden Reservoir (W-53) on 8-7-07. LaVonne + I didn't close on this property until September 2007 when the CLP contingency was satisfied.

Our agreement with the sellers was that I would remove the trees on the ~~res~~ dam, and the sellers would repair the head gate valve. I have already removed all of the trees and stumps per Vern Church's instructions. I ~~do not~~ ~~am not~~ don't think he ever inspected the dam after I removed the trees and stumps.

The sellers have not yet repaired the valve. They have sent divers down to identify the problem. They have met with Vern Church and proposed a solution to install a siphon system to replace the valve. I have told Matt Andrews that I am not opposed to the siphon system, but that in view of the drought and low level of water in the reservoir, I would prefer to wait and see if the water evaporated down to the valve and then fix it. This would be cheaper and less unsightly. I believe the water level is within 5 feet of the valve now.

2/10/2010

To: Carrie Jones

From: Dale Marsland (206) 244-8831

Date: 2-10-10

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Vern Church

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

Dam Safety Inspection Form

Name of Dam or Reservoir: Warden Res #2 Date: 2-7-07
 Permit/Certificate: R-2579 District: 17 NID: _____ File: W-53
 Height: 42' Storage: 870 ACRE Photo Attached: Y Hazard: ☒ Low ☐ Medium ☐ High EAP: _____
 Inspector: V Church FEET Weather: sunny Score: _____

Prior inspection:

Next inspection:

Component	Observation and Remarks	Rating
I. Primary Dam	<input checked="" type="checkbox"/> Earthen <input type="checkbox"/> Rock Zoned <input type="checkbox"/> Concrete <input type="checkbox"/> Other	
Upstream slope	<u>2"-12" trees, sagebrush & other woody plants</u>	<u>4</u>
Crest	<u>clear</u>	<u>4</u>
Downstream slope	<u>2"-12" trees, sagebrush & other wooden plants</u>	<u>4</u>
Right abutment	<u>"</u>	<u>4</u>
Left abutment	<u>"</u>	<u>4</u>
Toe	<u>10" tree</u>	<u>4</u>
Auxiliary dam/dike??	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If "Yes", include on separate inspection form.	

II. Reservoir	Pool level/elevation: <u>-6'</u>	Point of reference:
Floating debris/trash	<u>OK</u>	<u>4</u>
Landslides/erosion	<u>clear</u>	<u>4</u>
Log boom	<u>N/A</u>	

III. Instrumentation	Flow Rate	Water Level	Description/Condition	
Toe drains			<u>a little seepage</u>	<u>4</u>
Weirs/flumes				
Monitoring wells				
Other				

Name of Dam or Reservoir: WardenDate: 8-7-07

IV. Primary Outlet	<input type="checkbox"/> Manual	<input type="checkbox"/> Power Assist	<input type="checkbox"/> Other	
Trickle tube	<u>N/A</u>			
Inlet structure	<u>H₂O under</u>			<u>4</u>
Outlet structure				
Control works/stern	<u>needed</u>			<u>3</u>
Low level conduit	Diameter:			
Valve/sluice gate	Date last fully cycled. Month:	Year:	<u>unclear (unclear)</u>	
Trash rack	<u>under H₂O</u>			
Secondary outlet??	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If "Yes", include on separate inspection form.			

V. Emergency Spillway	<input checked="" type="checkbox"/> Earthen/Sod	<input type="checkbox"/> Rock	<input type="checkbox"/> Concrete	<input type="checkbox"/> Other	
Flashboards	<u>N/A</u>				
Control gate	<u>N/A</u>				
Approach channel					
Discharge channel					
Stilling basin					
Auxiliary spillway??	Yes <input type="checkbox"/> No <input type="checkbox"/> If "Yes", include on separate inspection form.				

VI. Security				
Fencing, signage				
Vehicle access road	<u>clear</u>			
On Site Dam Tender	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Name:		<u>4</u>
Emergency Plan	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Not required <input type="checkbox"/>		

Rating Criteria: Observed Structural or Mechanical Condition

5 - Very Good

4 - Acceptable

3 - Unsatisfactory

1 - Repair or Replace

10/2005 DMS

Windows Live Hotmail Print Message

From: Diane Minick [mailto:dminick@pcibroadband.net]
Sent: Thursday, September 25, 2008 8:18 PM
To: vernon.l.church@wrđ.state.or.us
Cc: freakf15@msn.com; 'Kathy'; ecjill1@earthlink.net; gimrich@pcisys.net; donniem@johnlscott.com; dminick@cbkfalls.com
Subject: Worden Reservoir - W-53 - Bonanza OR

Mr. Church,

Attached is a copy of a proposed solution for repair of a water release valve located in Worden reservoir (W-53) in Bonanza, Oregon. Could you please review the proposal and provide comments or recommendations for addressing any concerns of the Water Resources Department? Your timely response would be appreciated as we are attempting to complete the repair before winter. If you have any questions, please feel free to email or call Matt Andrews. Thank you for your time.

Matt Andrews

(541-892-3660)

Greg Imrich

Eric Campbell

John Morawiec

Date: September 25, 2008

To: Vernon L. Church -- Klamath Basin Water Manager

From: Greg Imrich, Eric Campbell, Matt Andrews, John Morawiec (sellers)

Copy: Don Miller, John L. Scott broker (buyer's agent), Diane Minick, Coldwell Banker broker (seller's agent), Dale and Lavonne Marsland (buyers)

The following documentation is an overview of the steps taken by the sellers to repair the existing water release valve on the west side of Worden Reservoir on Parcel 2A (Parcel 1 of LP 31-06) -- Philpott Lane -- Bonanza -- OR, included are also recommendations for a long term repair.

The initial effort was focused on finding and identifying any problems associated with operating the existing valve. A certified diver of a local Dive Rescue Team was hired by the sellers to locate and visually inspect the existing valve installation. Dive conditions were extremely poor with visibility being limited to 1 foot or less due to mud and silt in the water at the depth of the valve. The diver was able to locate the valve and make a visual inspection of the structure.

The existing valve consists of a concrete structure with a sliding gate valve on the surface connected to a rotating screw shaft that operates the valve. It is unknown what the diameter of the outlet pipe is through the existing earthen dam. On the concrete structure, a bracket was located to hold the gate valve and screw shaft in place. The steel shaft continued along the bottom of the reservoir and up the face of the dam terminating at a small concrete pad with some type of rebar or bolts embedded in the pad. The upper end of the shaft and concrete pad were not operational when the seller's originally purchased the property. The current valve does not operate due to the bracket that spans the concrete structure being corroded and broken as well as the shaft being disconnected from the screw device. The valve plate is currently sealing the outlet and appears to be in a condition that will maintain the seal for the foreseeable future as best the diver could ascertain.

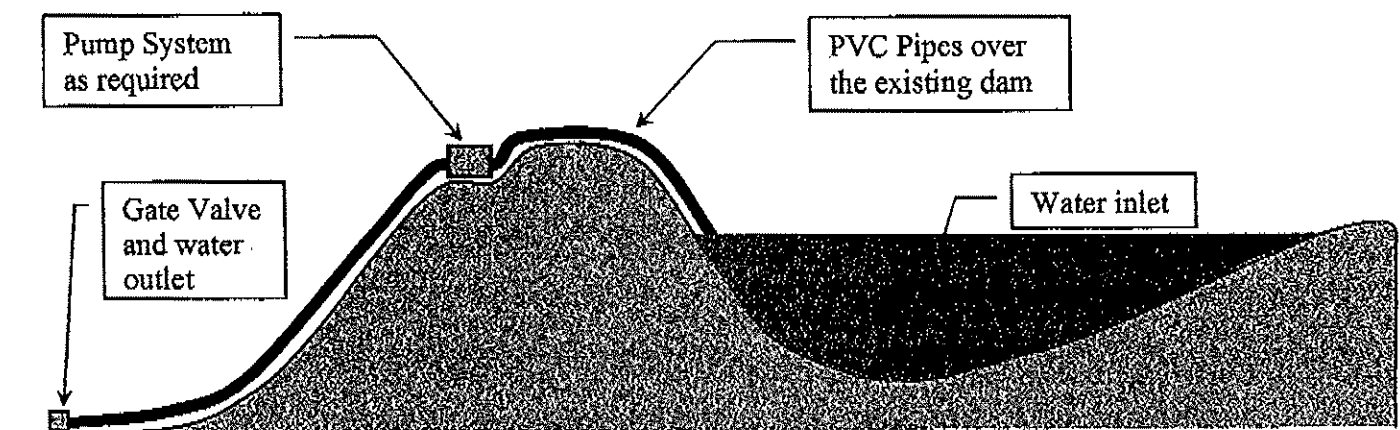
A second dive was attempted to take actual measurements for potential fabrication of replacement parts. The water conditions were equivalent or worse than the first dive with extremely limited invisibility at the depth of the valve. It was not possible to get positive measurements or even confirm the specific parts that would need to be fabricated in the existing water conditions. The dive was discontinued and alternative options were explored.

A considerable effort has been undertaken to find a way to repair the existing valve without having to drain the reservoir. There are a few reasons we feel this is in the best interest of both property owners and residents in the area. First, Worden reservoir has a considerable stock of fish that would be killed if the water had to be drained. It would take many years to restock the lake to its current population. Additionally, the water in the reservoir is available for fire suppression and if drained it may take a few seasons to return to the level that it currently maintains. We would like to find a fix for the water outlet without having to drain the reservoir.

One option explored, other than completely draining the reservoir included building a temporary dike around the valve after lowering the water level. This option was not possible due to soil conditions around the lake when the ground is saturated. The ground surrounding the reservoir will not support the heavy equipment required to build the temporary dike when the soil is saturated with water. To get equipment into the area to repair the existing valve, one would most likely need to drain the reservoir and keep it drained for a significant amount of time to allow the ground to dry. We attempted moving our equipment at the site in similar conditions and both the D-8 Bulldozer as well as the front end loader became mired and unusable. Due to the problems associated with attempting to fix the existing valve and a desire to retain the water in the reservoir, we are recommending the following solution:

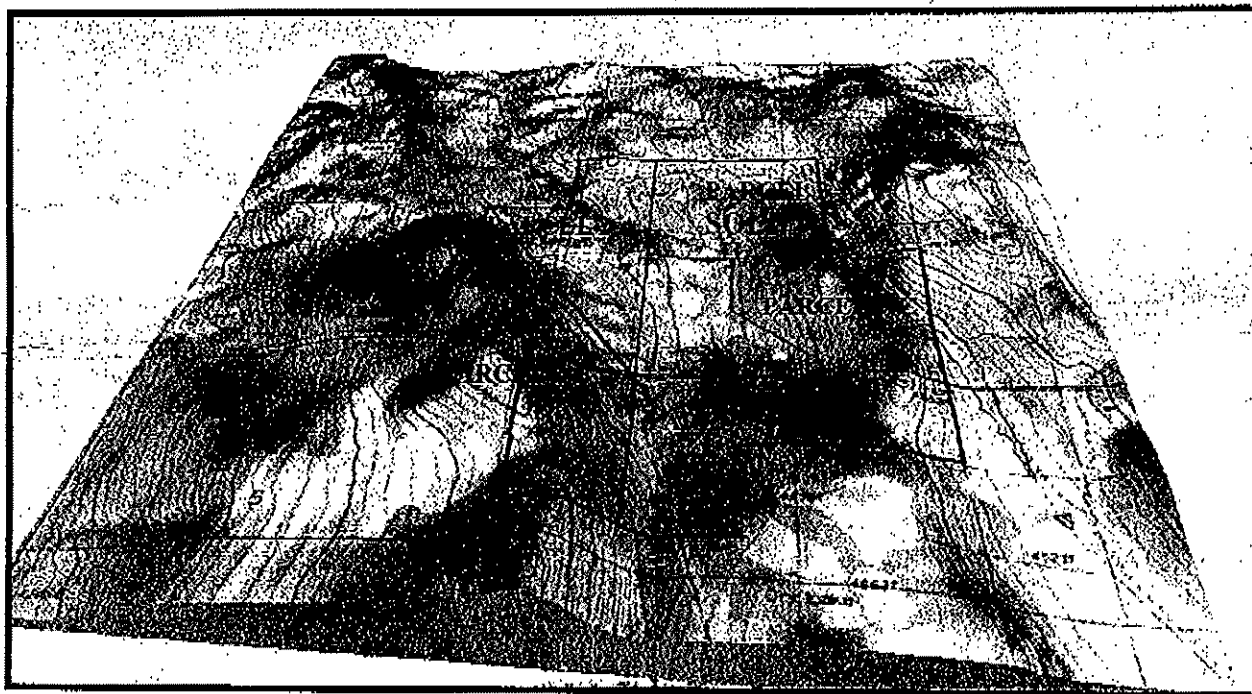
To alleviate any future maintenance problems for the buyers, we would like to install an external pipe system that can be repaired if required without having to drain the water. The pipe system would include a pump system as required that would match the expected outflow of the current valve. Large diameter 8 inch to 14 inch PVC piping would extend from the low point of the reservoir over the dam and continue to the natural drainage channel on the down stream side of the dam. (see diagram below) A pump system would be installed to move water into the PVC pipes and create a siphon action over the dam to the drainage channel below. The benefits of the external system include: ease of maintenance and access, positive identification of any problems, no structural changes required to the existing valve and similar outflow volumes to the current non-functioning valve.

To eliminate the need to drain the reservoir completely to repair the existing valve, we are recommending that an external flow system be installed instead of attempting repair.

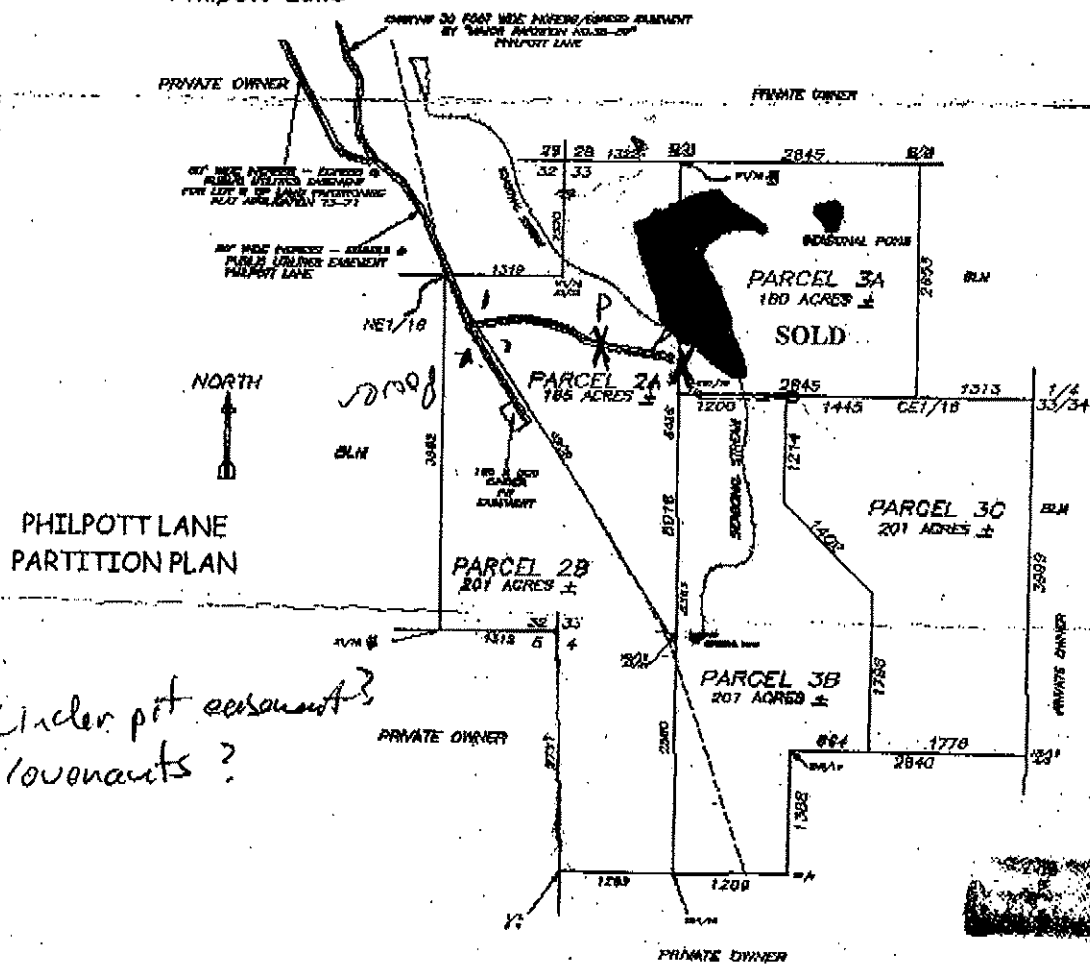


Cross Section of Worden Reservoir

PHILPOTT LANE PROPERTIES
TOPOGRAPHICAL MAP LOOKING NORTH



Philpott Lane



Randels and the Connellys. The Connellys (to the North of our property and the east of Philpott Lane) had the water rights to Reservoir #1 to irrigate. Since he does not use Reservoir #1 to irrigate, he is signing an affidavit to cancel his water right. The Randels had a water right to take approximately 22 acre feet of water from Reservoir #2 to add to their Reservoir #1 but they are now canceling that water right. All the Reservoirs were identified by the state as needed for Irrigation and Stock. We (the current owners of 2-A) and the Farbers are requesting a transfer of use from Irrigation and Stock to Recreation and Stock. The Randels are also changing their Reservoir #1 to Recreation and Stock. Also, what is taking place is that the Randels are assigning their water rights to Reservoir #2 to the Farbers and the Marslands. (I have the signed paperwork and the \$50 application fee - which we will pay - to give to the Marslands at closing since they aren't the current owners of 2-A).

This all said - The Randels, Matt Andrews, Greg Imrich, myself and Marlene Farber met with the Water Master on Wednesday - Sept. 5th, 2007 to finalize all the paperwork and to make sure all parties agreed. Again, I have the signed paperwork by the Randels assigning the water right to Reservoir #2 to the Marslands in my file to be given at closing. (I can imagine this seems confusing and we've had many meetings and conversations to get this worked out. We wanted to make sure it was completed before 2-A closes.)

In regard to the CUP on parcel 2-A:

Matt Andrews and Greg Imrich attended the Planning meeting this morning in regard to the CUP. There were no issues and it has been granted approval. We should see the final CUP paperwork in less than 2 weeks. I have the pre-approval letter and can scan and email that to you but right now, Greg Imrich has it because he took it to the meeting in case there were any questions.

To: Carrie Jones

From: Dale Marland (206) 244-8831

Date: 2-10-10

Re: Application T-104#25

Carrie;

I found this correspondence in my files and thought it would be helpful to you. Diane Minick was the realtor representing the developers on the sale of this property. I believe she is married to one of the developers (Greg Imrich or John Morawiec). Donnie Miller was our ~~realtor~~ realtor.

The section on "In regard to Water Rights on Parcel 2A" is pertains to the parcel LaVonne + I purchased. I'll send another fax that addressed the inspection of the dam. Parcel 3-A is the property the Farber's purchased.

Thanks

Dale

*Printed in Word
copied from email*

From: Diane Minick [mailto:dminick@cbkfalls.com]
Sent: Friday, September 07, 2007 12:09 PM
To: 'Donnie Miller'
Subject: Questions on Reservoir and water rights

Donnie -

In regard to your original questions in your email below:

I forwarded an email from Vern Church, the Water Master earlier today that answered part of the questions. Basically the Water Master was out at the property in regard to the Water Rights issue which I will discuss in this email. So normally, he wouldn't have made a trip out there for an inspection, he did it in order to inform us since he was there - which we think is good.

The owners are waiting for the water level to get to its lowest so they can schedule a diver to pursue the valve issue. We don't know when that would be but most likely October. None of the maintenance issues that the Water Master mentions have been taken care of.

In regard to Water Rights and this parcel 2-A:

When the property was originally purchased by my sellers (before I was a realtor) there was no knowledge of any water rights associated with these properties or when we went through the partition process. However, after closing the first parcel, 3-A, we learned that there might be some water rights associated with this Reservoir (also known as Reservoir #2) and the Randels' pond (also known as Reservoir #1). As current owners of parcel 2-A, we have been working with the Farbers (owners of parcel 3-A), the

Kody Thurgood

From: Vern Church
Sent: Tuesday, April 01, 2008 10:13 AM
To: Kody Thurgood
Cc: Kyle Gorman
Subject: T-10425

Good morning Kody, I would like to be writing you saying great job on the transfer. but I guess I am writing more from the users point of view.

In reviewing your letter the first time, I got busy and did not deal with it. Well, it has came back again.

I guess the best way is to address the letter as you wrote it.

1. We have two portion assignments that the department has approved but we don't know what part was assigned. I have worked with Jerry Sauter for 25 years. I know when he is approving assignments he knows where the lands are. And as he just reminded me to do a portion assignment they (applicant) has to send a map showing the lands. You have three applicants now, Donald and Debra Randal, Brian and Marlene Farber, and Dale and Lavonne Marsland. Res.1 is owned by Randal, Res. 2 is owned by Farber and Marsland, and res. 3 is owned by Farber.

2. Map, in our rules if no changes are made to the final map you can use the final proof map as the application map. which is occurred here. CWRE map is not required.

3. a. Since the assignments have occurred does a listing of current landowners needed.

b. where does it where you to indicate you intend to be responsible for completion of the proposed changes in the application?

d. are you asking for a separate land use information form for each right?

e. I think I understand what you are saying here, but the point of the application was to change the storage to stock and/or recreation.

rest is addressed in the application.

Kody, I am happy to help, but you may want to call Mr. Randall to explain what you are asking and why we are asking it.

Kody Thurgood

From: Vern Church
Sent: Tuesday, April 01, 2008 10:13 AM
To: Kody Thurgood
Cc: Kyle Gorman
Subject: T-10425

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2. Map, in our rules if no changes are made to the final map you can you the final proof map as the application map. which is occurred here. CWRE map is not required.

3. a. Since the assignments have occurred does a listing of current landowners needed.
b. where does it where you to indicate you intend to be responsible for completion of the proposed changes in the application?
d. are you asking for a separate land use information form for each right?
e. I think I understand what you are saying here, but the point of the application was to change the storage to stock and/or recreation.
rest is addressed in the application.

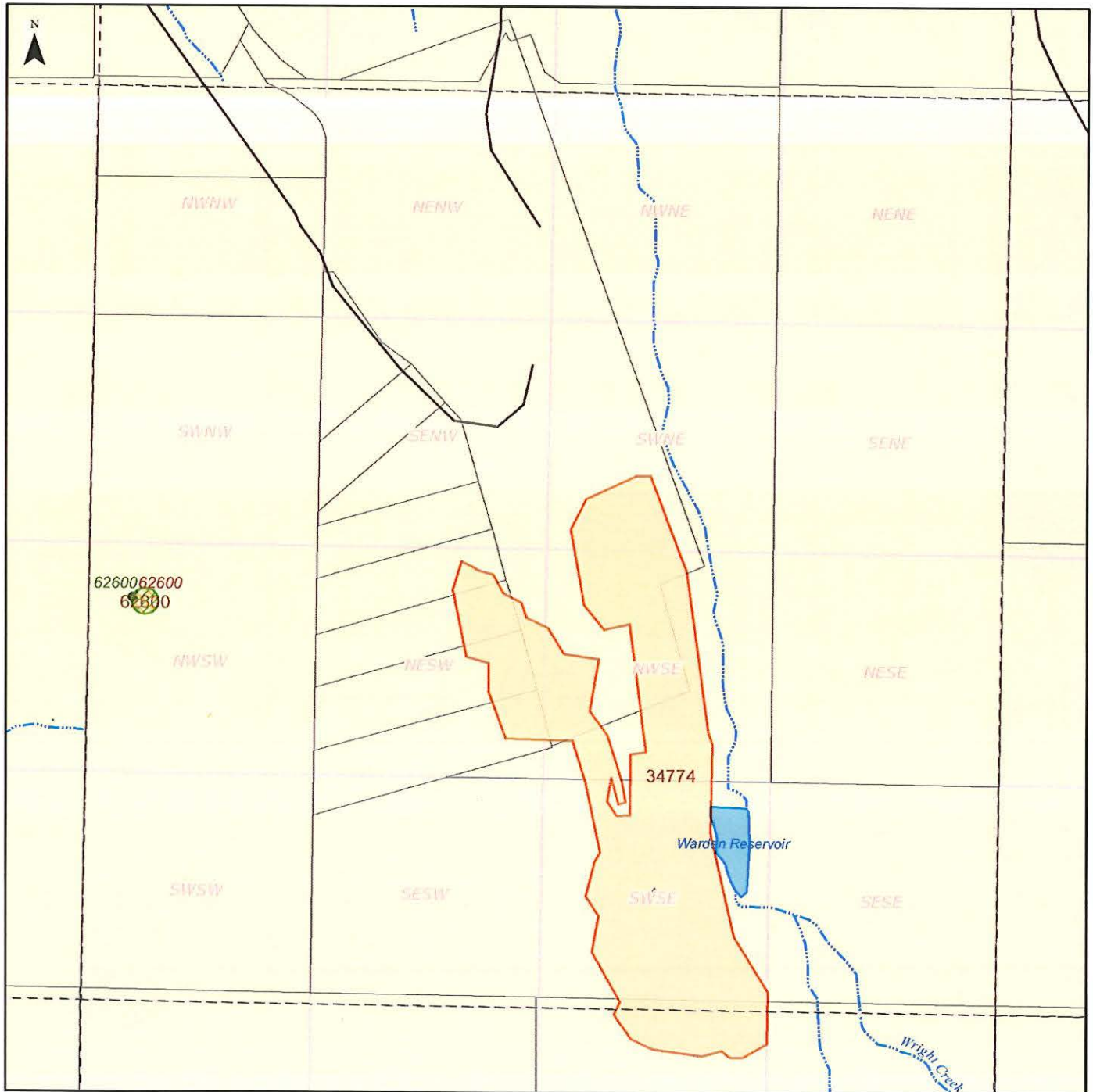
Kody, I am happy to help, but you may want to call Mr. Randall to explain what you are asking and why we are asking it.



Oregon Water Resources Department Water Rights by Use

39 S 11 E 29

Map Date: September 21, 2010



0 1,000 Feet

* POD - Points of Diversion
POU - Places of Use

For more information:
<http://www.wrd.state.or.us>
and
<http://apps2.wrd.state.or.us/apps/wr/wrinfo/>

This map is for informal purposes only.
It is not intended for legal, engineering or
surveying purposes.

POD*	POU*	
○	□	Municipal
●	■	Domestic
●	■	Commercial
●	■	Power
●	■	Mining

Legend

POD	POU	
○	□	Irrigation
●	■	Livestock
●	■	Agriculture
●	■	Misc.
◇		Water Rights - Outline to be determined. (Applies to all colors)

POD	POU	
●	■	Instream
●	■	Wildlife
●	■	Fish
●	■	Recreation

Index Map





Oregon Water Resources Department
725 Summer Street NE
Salem, OR 97301
(503)986-0900

Report Date: 9/27/2010

Water Right Report for Section WM39.00S11.00E29

Legend

Type: (GW) = Ground Water; (ST) = Storage Water; (SW) = Surface Water

Use: (P) = Primary; (S) = Supplemental

Volume Acre Feet(af): (e) = estimated

Acreage: 12.25 Regular acreage ~~42.25~~ 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

Points of Diversions (POD)

Water Right	Name	Type	Nbr	QQ	Priority Date	Source \ Stream	Use	Max Rate (cfs)	Rate (cfs)	Max Vol. (af)	Vol. (af)	Season Start	Season End
Cert:62600 OR * LV	U.S. BUREAU OF LAND MANAGEMENT	ST	1	NWSW	9/2/1983	WRIGHT CREEK \ LOST RIVER	LIVESTOCK (P)	0.000	0.000	0.400	0.200 (e)	1/1	12/31
Cert:62600 OR * WI	U.S. BUREAU OF LAND MANAGEMENT	ST	1	NWSW	9/2/1983	WRIGHT CREEK \ LOST RIVER	WILDLIFE (P)	0.000	0.000	0.400	0.200 (e)	1/1	12/31

Places of Use (POU)

Water Right	Name	Type	QQ	Priority Date	Use	Acres by Use	DLC	Govt Lot
Cert:34770 OR * LV	RONALD T. WILLIAMS	ST	SWSE	8/19/1959	LIVESTOCK (P)	*		
Cert:34770 OR * ST	RONALD T. WILLIAMS	ST	SWSE	8/19/1959	STORAGE (P)	*		
Cert:34774 OR * IS	RONALD T. WILLIAMS	SW	SWNE	12/2/1960	SUPPLEMENTAL IRRIGATION (S)	4.300		
Cert:34774 OR * IS	RONALD T. WILLIAMS	SW	NESW	12/2/1960	SUPPLEMENTAL IRRIGATION (S)	8.000		
Cert:34774 OR * IS	RONALD T. WILLIAMS	SW	NWSE	12/2/1960	SUPPLEMENTAL IRRIGATION (S)	17.800		

Water Right	Name	Type	QQ	Priority Date	Use	Acres by Use	DLC	Govt Lot
Cert:34774 OR * IS	RONALD T. WILLIAMS	SW	SWSE	12/2/1960	SUPPLEMENTAL IRRIGATION (S)	22.100		
Cert:62600 OR * LV	U.S. BUREAU OF LAND MANAGEMENT	ST	NWSW	9/2/1983	LIVESTOCK (P)	*		
Cert:62600 OR * WI	U.S. BUREAU OF LAND MANAGEMENT	ST	NWSW	9/2/1983	WILDLIFE (P)	*		

Disclaimer: The information reflected in this report is derived by interpretations of paper records. Please refer to the actual water rights records for the details on any water right. Care was taken in the creation of the data but it is provided "as is". The Water Resources Department cannot accept any responsibility for errors, omission, or accuracy of the information. There are no warranties, expressed or implied, including the warranty of merchantability or fitness for a particular purpose, accompanying this information. However, notification of any errors would be appreciated. For more information: <http://www.wrd.state.or.us/OWRD/WR/wris.shtml>



29

Res #1

28

Irrigated Area
from Reservoir #1

Spillway
Channel

this is what
historically contributed
to Res #1

Res #3

Does not
connect to
Res #2

This stream contributes
to the filling of reservoir #1

Res #2

32

33

Dam leaks
a little water
does come down the
channel when Res
1 is high

Carrie Matthews

From: Carrie Matthews
Sent: Friday, June 03, 2011 8:58 AM
To: Dorothy Pedersen
Attachments: 10425-dpd.doc

Dorothy;

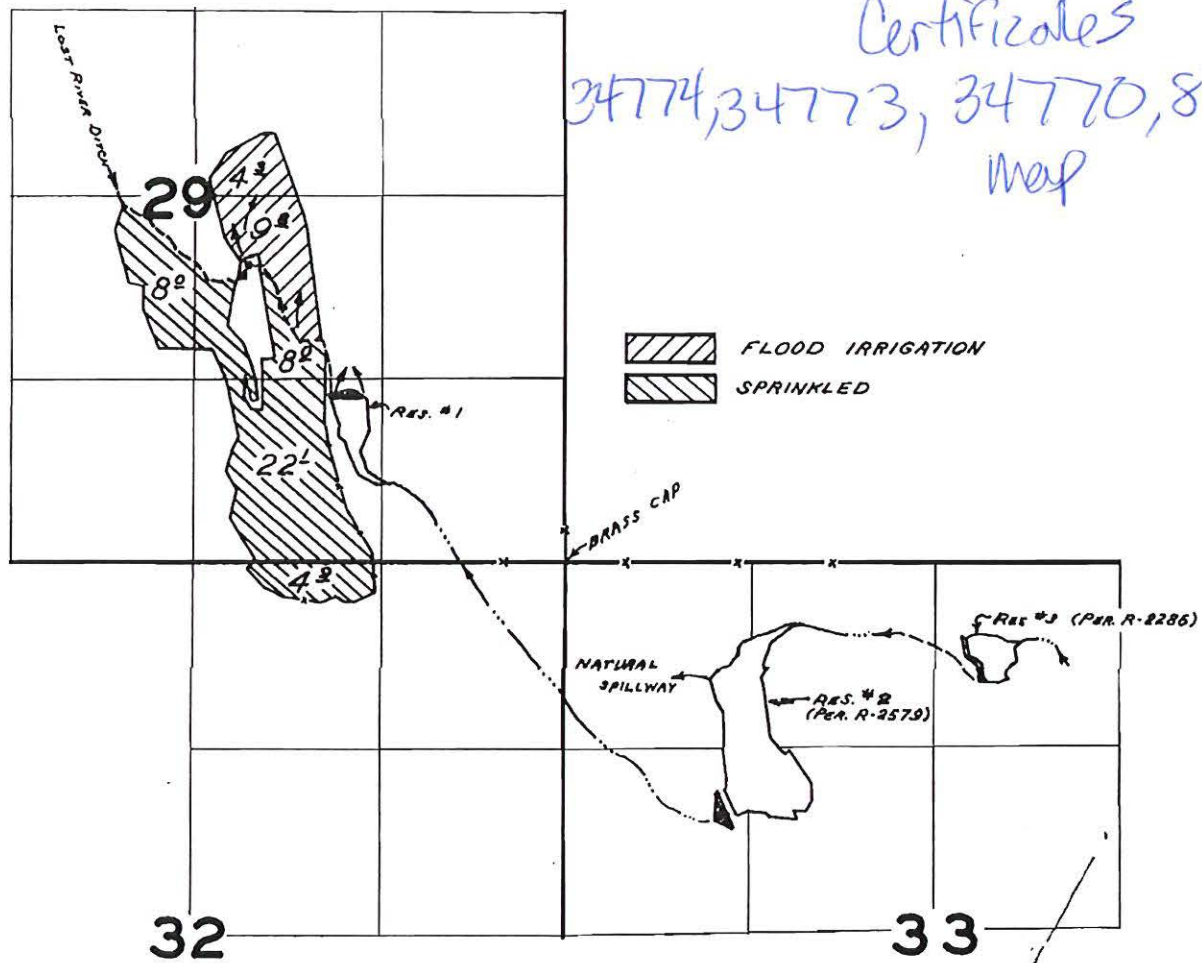
I want to try something new for this dpd and hope you will agree that the illustrations that I included help all parties when trying to read and understand the complexity of the source issues that we are trying to straighten out. I will fix the illustrations so that they will still be legible when they are printed with black ink. Let me know what you think.

Have a great day.

Carrie Matthews
Transfer Specialist
541-523-8224 Ext 36
Fax: 1-866-214-3493
carrie.r.matthews@wrld.state.or.us

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

T.39S.R.11E.W.M.



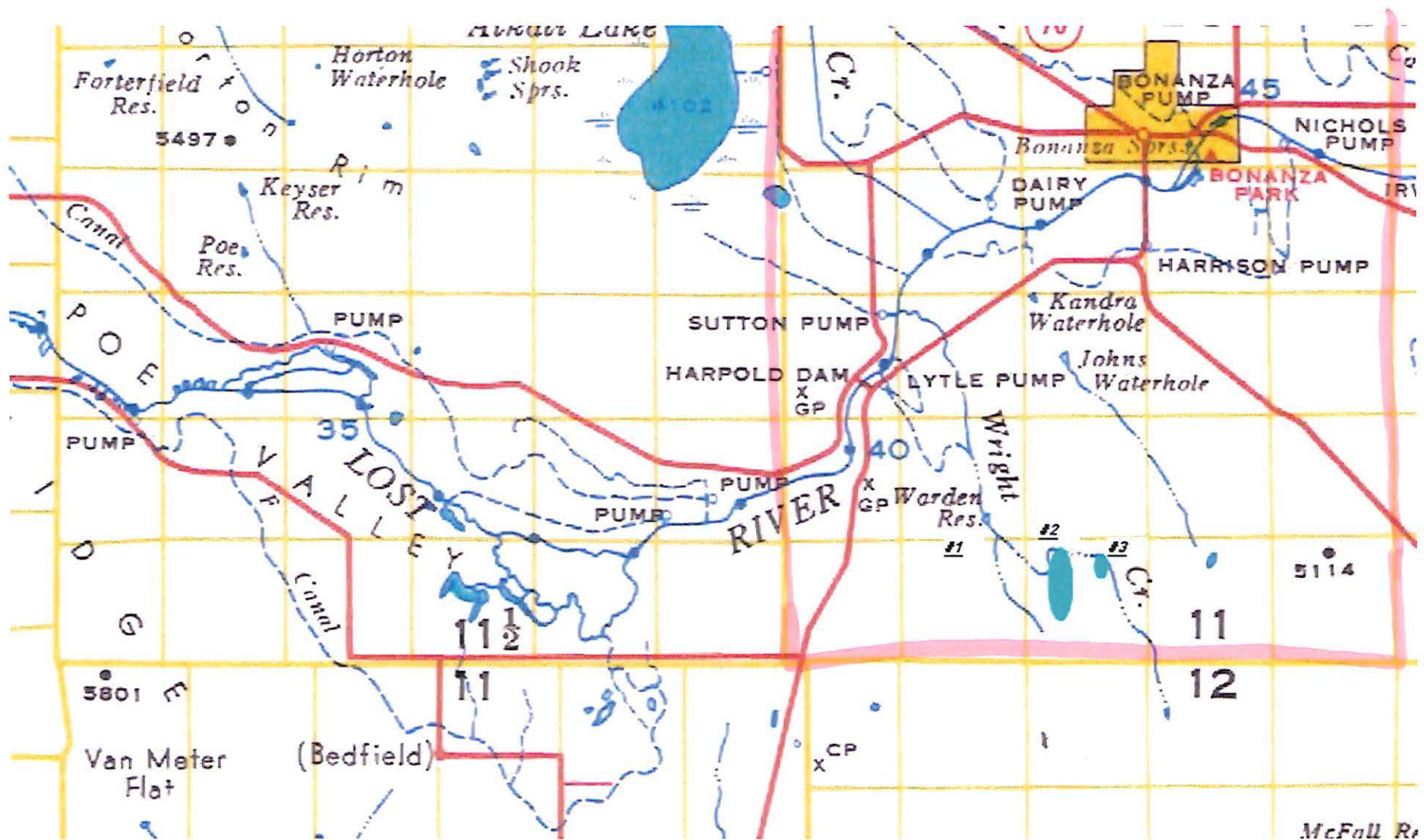
FINAL PROOF SURVEY
UNDER

Application No. R-33300 Permit No. R-2286
33301 26405
R-34491 R-2579
34492 27136

IN NAME OF

R. T. WILLIAMS

Surveyed JUN 16 1964, by R. JACKSON





Klamath County, Oregon Assessor's Data

Property
Information

Property Information	Tax Summary	Assessment History	Improvement Information	New Search	Search Results	Log Off	Printable Summary
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Search Results for R608177

Owner Name		Property ID Number		
RANDEL DONALD T & DEBRA L		R608177		
Owner Address		Situs Address		
7810 PHILPOTT LANE BONANZA, OR 97623		7810 PHILPOTT LN BONANZA, OR 97623		
Alternate Account Number		Neighborhood		
		1F51 - LANGELL VALLEY		
Map Tax Lot	<u>Previous</u>	<u>Next</u>	Levy Code Area	Tax Rate
R-3911-02900-00200-000			034 ; 008	8.3066

Property Description

Property Class	Zoning
551F (FARM USE EFU IMPROVED)	EFU-CG
Property Code	Miscellaneous Code
Related Accounts by Map Tax Lot	Linked Accounts
R600996	
Mortgage Agent-Lender	Mortgage Account Number
Exemption	Expiration Date
Tax Roll Description	
TWP 39 RNGE 11, BLOCK SEC 29, TRACT POR PARCEL 1 LP 4-03, ACRES 5.00, POTENTIAL ADDITIONAL TAX LIABILITY	
Year Built	Acreage
2004	5.00
Split/Sub Account	Split/Sub Account Message
Special Account Information - Last Certified Year (2009)	
2009 - (F) FARM USE	
2009 - (F) FARM USE	
2009 - (F) FARM USE	

Sales Information

#	Buyer (Name & Address)	Seller (Name & Address)	Sales Info	Deed Info
1	RANDEL DONALD T & DEBRA L 7810 PHILPOTT LANE BONANZA, OR 97623	RANDEL DONALD T TRUSTEE & RANDEL DEBRA L TRUSTEE & RANDEL 2002 TRUST 7810 PHILPOTT LN BONANZA, OR 97623	\$0	10/09/06 06-020612 05
2	RANDEL DONALD T TRUSTEE & RANDEL DEBRA L TRUSTEE	AMERICAN EXCHANGE SERVICES INC 10256 WALKER RD	\$0	09/26/05 M05-65153 01

	& RANDEL 2002 TRUST 7810 PHILPOTT LN BONANZA, OR 97623	BONANZA, OR 97623		
3	AMERICAN EXCHANGE SERVICES INC 10256 WALKER RD BONANZA, OR 97623	LARSON DON K PO BOX 243 VALLECITO, CA 95251	\$0	04/11/05 M05-26449 09
4	LARSON DON K PO BOX 243 VALLECITO, CA 95251	LEAHY LAWRENCE PAUL 1206 UNIVERSITY VILLAGE APT F EAST LANSING, MI 48823	03/04/04 \$155,000 17	03/04/04 M04-13177 05
5	LEAHY LAWRENCE PAUL 1206 UNIVERSITY VILLAGE APT F EAST LANSING, MI 48823	LEAHY LAWRENCE P & MELINDA GOUVEIA 24335 MAXFIELD CREEK ROAD PHILOMATH, OR 97370	\$0	03/31/03 M03-25706 01
6	LEAHY LAWRENCE P & MELINDA GOUVEIA 24335 MAXFIELD CREEK ROAD PHILOMATH, OR 97370	DOUMANI CARL 6150 SILVERADO TRAIL NAPA, CA 94558	12/27/96 \$245,000 21R	12/27/96 M97-14 05
7	DOUMANI CARL 6150 SILVERADO TRAIL NAPA, CA 94558	CONNECTICUT MUTUAL LIFE INS & DOUMANI CARL 6150 SILVERADO TRAIL NAPA, CA 94558	12/16/93 \$266,000 R12	12/16/93 M93-33738 05
8	CONNECTICUT MUTUAL LIFE INS & DOUMANI CARL STAGS LEAP WINERY 6150 SILVERADO TRAIL NAPA, CA 94558	CONNECTICUT MUTUAL LIFE INS & ,	04/01/86 \$266,000 U,+ ,V	M87-7055
9	CONNECTICUT MUTUAL LIFE INS & ,	ROBERTSON ELIZABETH E & ,	09/01/86 \$250,739	M8617206
10	ROBERTSON ELIZABETH E & ,	ROBERTSON ELIZABETH E & ,	\$0	M8017146
11	ROBERTSON ELIZABETH E & Missing Owner Information ,		\$0	

2010 Land Information (Unedited and Uncertified)

ID	Type	Acres	Sq Ft	Market Value
L1	51U551 - 51U551 [FARM USE]	4.00		\$2,780
L2	HMS - HOMESITE [FARM USE]	1.00		\$21,810
L3	ONS - ONSITE LAND [FARM USE]			\$16,640
TOTAL				\$41,230

Permits

#	Permit Number	Type	Issue Date	Appraisor	Check Date	% Complete	Active
1	2005-00908	RS	05/20/04	RH	06/14/06	100	No

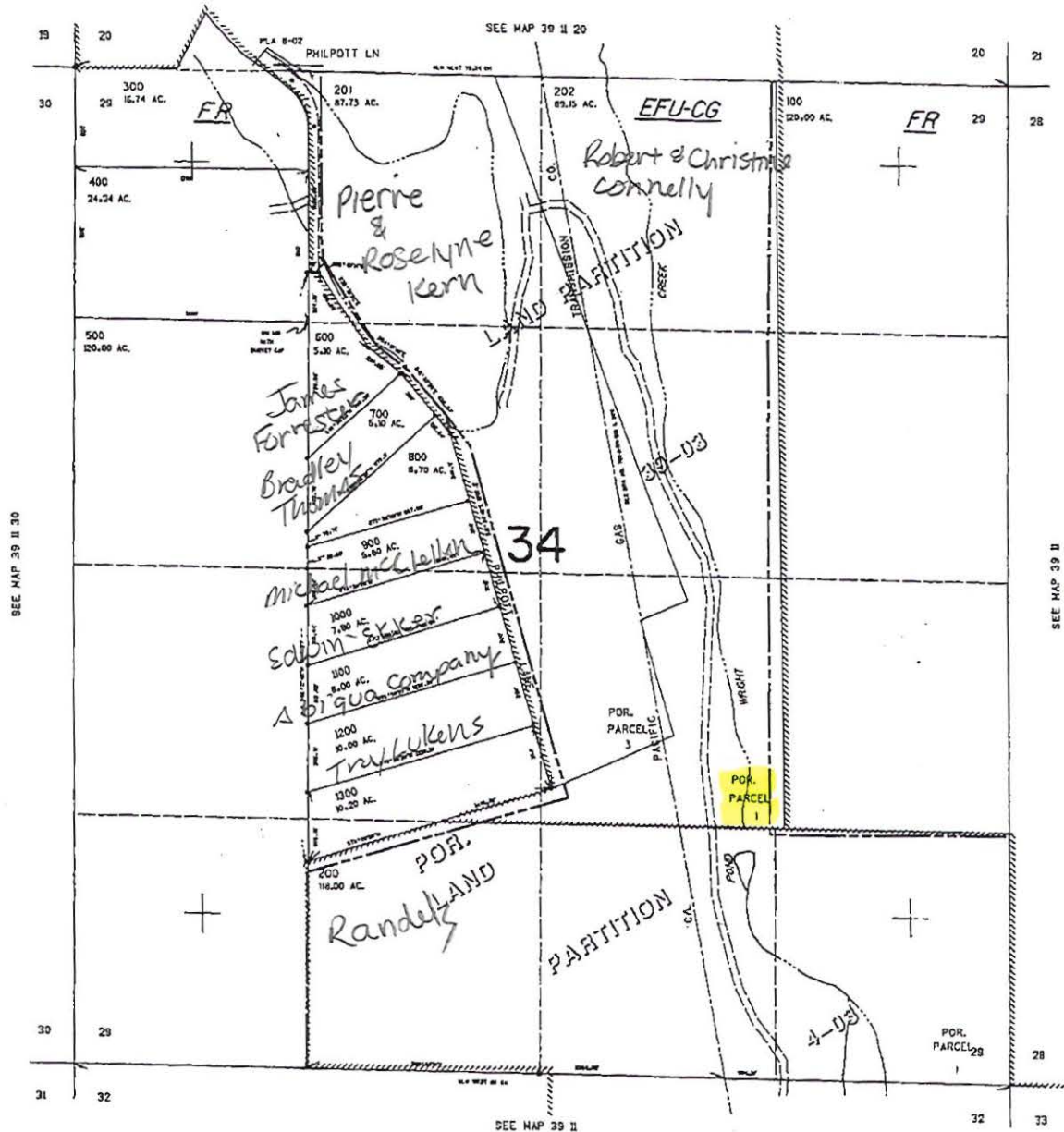
INFORMATION SUBJECT TO DISCLAIMERS

THIS MAP WAS PREPARED FOR
ASSESSMENT PURPOSE ONLY

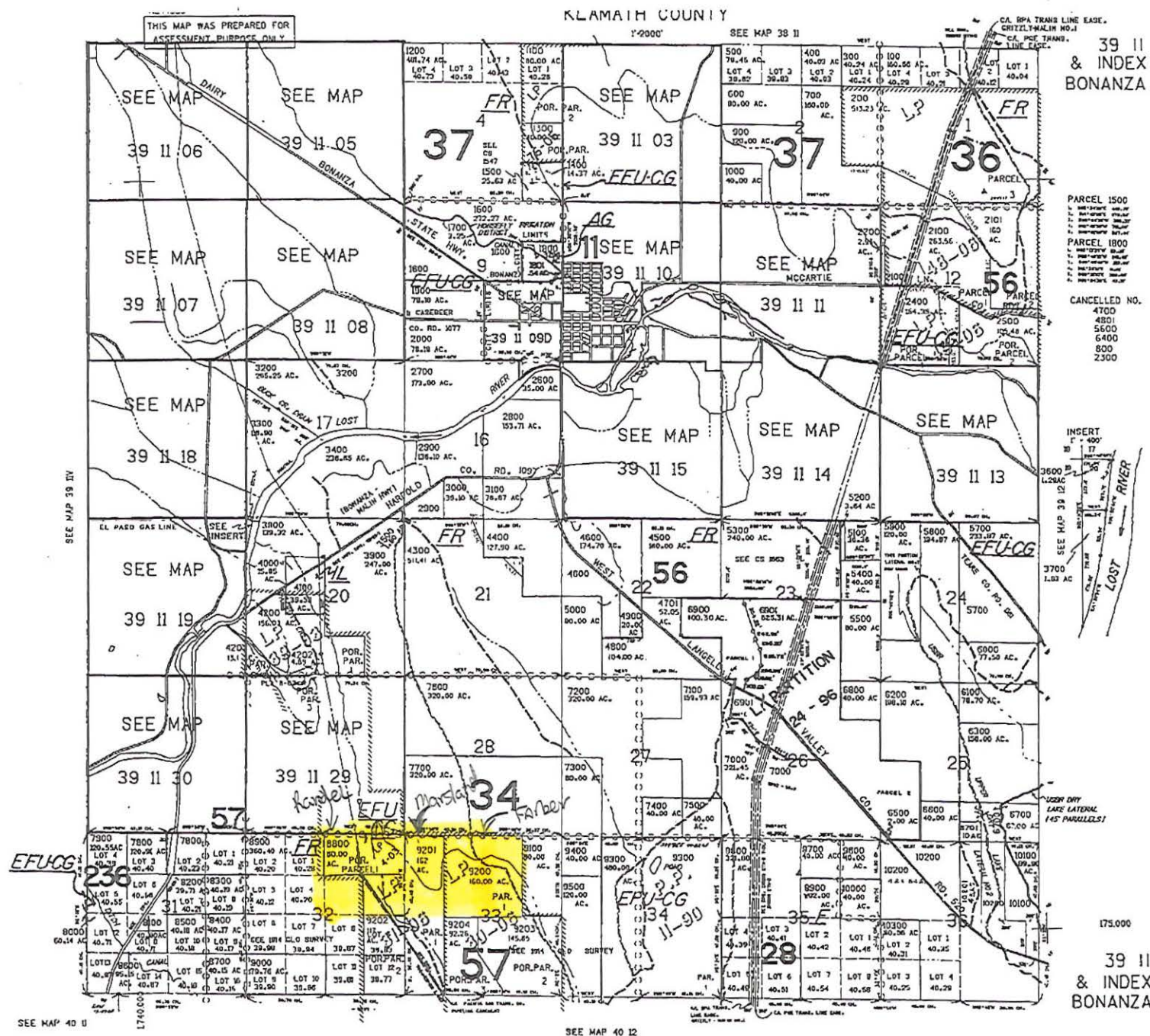
KLAMATH COUNTY

1"=400'

39 11 29



39 11 29





Klamath County, Oregon Assessor's Data

Property Information

Property Information	Tax Summary	Assessment History	Improvement Information	New Search	Search Results	Log Off	Printable Summary
--------------------------------------	-----------------------------	------------------------------------	---	----------------------------	--------------------------------	-------------------------	-----------------------------------

Search Results for R875541

Owner Name		Property ID Number		
KERN PIERRE A & ROSELYN E		R875541		
Owner Address		Situs Address		
2730 AVENIDA CABALLO SANTA INEZ, CA 93460		7759 PHILPOTT LN BONANZA, OR 97623		
Alternate Account Number		Neighborhood		
		2G62 - HORSEFLY IRRIGATION DISTRICT		
Map Tax Lot	<u>Previous</u>	<u>Next</u>	Levy Code Area	Tax Rate
R-3911-02900-00201-000			008	7.6864

Property Description

Property Class	Zoning
550G (FARM USE EFU VACANT)	EFU-CG
Property Code	Miscellaneous Code
Related Accounts by Map Tax Lot	Linked Accounts
Mortgage Agent-Lender	Mortgage Account Number
Exemption	Expiration Date
Tax Roll Description	
TWP 39 RNGE 11, BLOCK SEC 29, TRACT POR. PARCEL 3 LP 39-03, ACRES 87.73, POTENTIAL ADDITIONAL TAX LIABILITY	
Year Built	Acreage
	87.73
Split/Sub Account	Split/Sub Account Message
Special Account Information - Last Certified Year (2009)	
2009 - (F) FARM USE	
2009 - (F) FARM USE	
2009 - (F) FARM USE	

Sales Information

#	Buyer (Name & Address)	Seller (Name & Address)	Sales Info	Deed Info
1	KERN PIERRE A & ROSELYN E 2730 AVENIDA CABALLO SANTA INEZ, CA 93460	CONNELLY ROBERT M & CHRISTINE D TRUSTEES 5765 BURGDORF RD BONANZA, OR 97623	02/26/04 \$122,000 21	02/26/04 M04-56496 05
2	CONNELLY ROBERT M & CHRISTINE D TRUSTEES 5765 BURGDORF RD BONANZA, OR 97623	CONNELLY ROBERT M & CHRISTINE D TRSTEE & CONNELLY FAMILY TRUST 313 PATTIE WAY NAPA, CA 94559	\$0	03/06/01 M01-9874 05

3	CONNELLY ROBERT M & CHRISTINE D	COLLOM ROBERT C & PATRICIA K	\$0	05/20/03 M03-34115 01
4	CONNELLY ROBERT M & CHRISTINE D TRSTEE & CONNELLY FAMILY TRUST 313 PATTIE WAY NAPA, CA 94559	CONNELLY ROBERT M & CHRISTINE D 5917 HARPOLD RD BONANZA, OR 97623	03/28/96 \$0	03/28/96 M96-9338 08
5	CONNELLY ROBERT M & CHRISTINE D 5917 HARPOLD RD BONANZA, OR 97623	DOUMANI CARL 6150 SILVERADO TRAIL NAPA, CA 94558	12/13/93 \$300,000	12/13/93 M93-33744 05

2010 Land Information (Unedited and Uncertified)

ID	Type	Acres	Sq Ft	Market Value
L1	62U550 - 62U550 [FARM USE]	40.95		\$146,340
L2	62U550 - 62U550 [FARM USE]	46.75		\$63,330
L3	62U550 - 62U550 [FARM USE]	0.03		\$0
TOTAL				\$209,670

Permits

#	Permit Number	Type	Issue Date	Appraisor	Check Date	% Complete	Active
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**Klamath County, Oregon
Assessor's Data**Property
Search Results[New Search](#) [Log Off](#)

Search Results			Map Tax Lot: R-3911-02900-00600-000	
Property ID	Owner Name	Map Tax Lot	Situs Address	Legal Description
R608186	FORRESTER JAMES D & CASSANDRA A	R-3911-02900- 00600-000	7070 PHILPOTT LN BONANZA, OR 97623	TWP 39 RNGE 11, BLOCK SEC 29, TRACT POR, ACRES 5.10, DETITLED MH, EM# 23094

Choose the "Property ID" for more Information about that Property or use the controls below to select a page.

1 Records Found

Page 1 of 1

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**Klamath County, Oregon
Assessor's Data****Property
Search Results**[New Search](#) [Log Off](#)

Search Results			Map Tax Lot: R-3911-02900-00700-000	
Property ID	Owner Name	Map Tax Lot	Situs Address	Legal Description
R608195	BRADLEY THOMAS E	R-3911-02900- 00700-000	7108 PHILPOTT LN BONANZA, OR 97623	TWP 39 RNGE 11, BLOCK SEC 29, TRACT POR, ACRES 5.10, DETITLED MH, EM# 24926

Choose the "Property ID" for more information about that Property or use the controls below to select a page.

1 Records Found

Page 1 of 1

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**Klamath County, Oregon
Assessor's Data****Property
Search Results**[New Search](#) [Log Off](#)

Search Results			Map Tax Lot: R-3911-02900-00900-000	
Property ID	Owner Name	Map Tax Lot	Situs Address	Legal Description
R608211	MC'CLELLAN MICHAEL O & ANNETTE	R-3911-02900- 00900-000	7324 PHILPOTT LN BONANZA, OR 97623	TWP 39 RNGE 11, BLOCK SEC 29, TRACT POR, ACRES 5.60, DETITLED MH, EM# 21411

Choose the "Property ID" for more information about that Property or use the controls below to select a page.

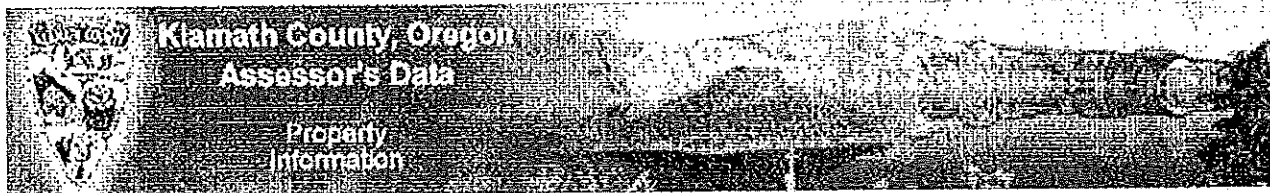
1 Records Found

Page 1 of 1

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Property Information Tax Summary Assessment History Improvement Information New Search Search Results Log Off

Search Results for R875541

Owner Name	Property ID Number
KERN PIERRE A & ROSELYN E	R875541
Owner Address	Situs Address
2730 AVENIDA CABALLO SANTA INEZ, CA 93460	7759 PHILPOTT LN BONANZA, OR 97623
Alternate Account Number	Neighborhood
	2G62 - HORSEFLY IRRIGATION DISTRICT

Map Tax Lot	Previous	Next	Levy Code Area	Ta
R-3911-02900-00201-000			008	7

Property Description

Property Class	Zoning
550G (FARM USE EFU VACANT)	EFU-CG
Property Code	Miscellaneous Code
Related Accounts by Map Tax Lot	Linked Accounts

Mortgage Agent-Lender	Mortgage Account Number
Exemption	Expiration Date

Tax Roll Description

TWP 39 RNGE 11, BLOCK SEC 29, TRACT POR. PARCEL 3 LP39-03, ACRES 87.73, POTENTIAL ADDITIONAL TAX LIABILITY

Year Built	Acreage
	87.73

Split/Sub Account	Split/Sub Account Message
-------------------	---------------------------

Special Account Information - Last Certified Year (2007)

2007 - (F) FARM USE

Sales Information

#	Buyer (Name & Address)	Seller (Name & Address)	Sales Info	Deed Info
1	KERN PIERRE A & ROSELYN E 2730 AVENIDA CABALLO SANTA INEZ, CA 93460	CONNELLY ROBERT M & CHRISTINE D TRUSTEES 5765 BURGDORF RD BONANZA, OR 97623	02/26/04 \$122,000 21	02/26/04 M04-56496 05
2	CONNELLY ROBERT M & CHRISTINE D TRUSTEES 5765 BURGDORF RD BONANZA, OR 97623	CONNELLY ROBERT M & CHRISTINE D TRSTEE & CONNELLY FAMILY TRUST 313 PATTIE WAY	\$0	03/06/01 M01-9874 05



Property Information Tax Summary Assessment History Improvement Information New Search Search Results Log Off

Search Results for R890244

Owner Name
CONNELLY ROBERT M & CHRISTINE D
TRUSTEES

Property ID Number
R890244

Owner Address
5765 BURGDORF RD
BONANZA, OR 97623

Situs Address

Alternate Account Number

Neighborhood
2G62 - HORSEFLY IRRIGATION DISTRICT

Map Tax Lot	<u>Previous</u>	<u>Next</u>	Levy Code Area	Ta
R-3911-02900-00202-000			008	7

Property Description

Property Class
550G (FARM USE EFU VACANT)

Zoning
EFU-C

Property Code

Miscellaneous Code

Related Accounts by Map Tax Lot

Linked Accounts

Mortgage Agent-Lender

Mortgage Account Number

Exemption

Expiration Date

Tax Roll Description
TWP 39 RNGE 11, BLOCK SEC 29, TRACT POR.PARCEL 3 LP 39-03, ACRES 89.15, POTENTIAL
ADDITIONAL TAX LIABILITY

Year Built

Acreage
89.15

Split/Sub Account

Split/Sub Account Message

Special Account Information - Last Certified Year (2007)

2007 - (F) FARM USE

Sales Information

#	Buyer (Name & Address)	Seller (Name & Address)	Sales Info	Deed Info
---	------------------------	-------------------------	------------	-----------

2008 Land Information (Unedited and Uncertified)

ID	Type	Acres	Sq Ft	Market
L1	62U550 - 62U550 [FARM USE]	23.83		\$9
L2	62U550 - 62U550 [FARM USE]	15.54		\$1
L3	62U550 - 62U550 [FARM USE]	1.26		



Klamath County, Oregon Assessor's Data

Property Information

Property Information	Tax Summary	Assessment History	Improvement Information	New Search	Search Results	Log Off	Printable Summary
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Search Results for R608220

Owner Name		Property ID Number		
EKKER EDWIN A & LESLIE N		R608220		
Owner Address		Situs Address		
1899 RIDGEWOOD DR EUREKA, CA 95503				
Alternate Account Number		Neighborhood		
<div></div>		2G62 - HORSEFLY IRRIGATION DISTRICT		
Map Tax Lot	<u>Previous</u>	<u>Next</u>	Levy Code Area	Tax Rate
R-3911-02900-01000-000			008	7.6864

Property Description

Property Class	Zoning
400G (RURAL VACANT)	EFU-CG
Property Code	Miscellaneous Code
Related Accounts by Map Tax Lot	Linked Accounts
Mortgage Agent-Lender	Mortgage Account Number
Exemption	Expiration Date
Tax Roll Description	
TWP 39 RNGE 11, BLOCK SEC 29, TRACT POR, ACRES 7.80	
Year Built	Acreage
	7.80
Split/Sub Account	Split/Sub Account Message
Special Account Information - Last Certified Year (2009)	

Sales Information

#	Buyer (Name & Address)	Seller (Name & Address)	Sales Info	Deed Info
1	EKKER EDWIN A & LESLIE N 1899 RIDGEWOOD DR EUREKA, CA 95503	JAMESON STEPHEN L & NANCY A 11782 W JENSEN AVE KERMAN, CA 93630-9231	10/09/01 \$26,900 33L	10/09/01 M01-52343 05
2	JAMESON STEPHEN L & NANCY A 11782 W JENSEN AVE KERMAN, CA 93630-9231	DOUMANI CARL 6150 SILVERADO TRAIL NAPA, CA 94558	03/05/97 \$21,700 34L	03/05/97 M97-7048 05
3	DOUMANI CARL 6150 SILVERADO TRAILS NAPA, CA 94558	HOOD ARTHUR J P O BOX 5527 CHARLSTON, OR 97420	01/07/91 \$2,000 UL	01/07/91 M91-588 05

2010 Land Information (Unedited and Uncertified)

ID	Type	Acres	Sq Ft	Market Value
mhtml:file:///C:/Documents and Settings/jonescr/Local Settings/Temporary Internet Fi... 2/10/2010				

L1 01 - SITE VALUE

7.80

\$79,840

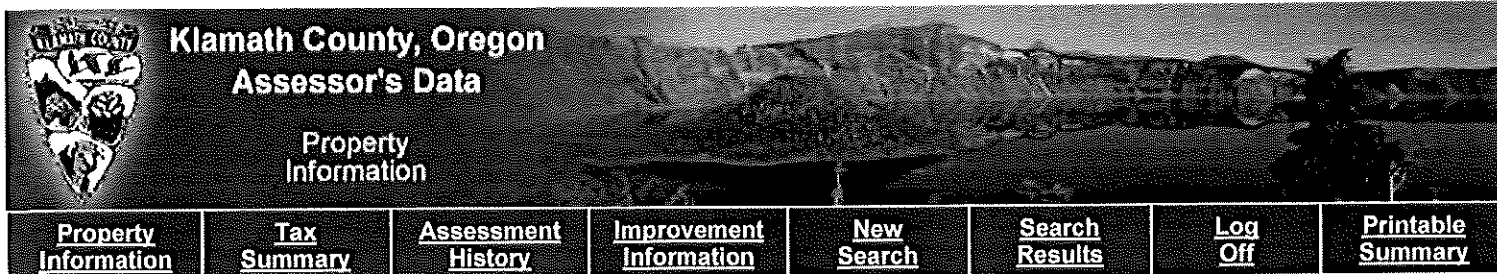
TOTAL


\$79,840

Permits

#	Permit Number	Type	Issue Date	Appraisor	Check Date	% Complete	Active
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Klamath County, Oregon

Assessor's Data

Property
Information

[Property Information](#)
[Tax Summary](#)
[Assessment History](#)
[Improvement Information](#)
[New Search](#)
[Search Results](#)
[Log Off](#)
[Printable Summary](#)

Search Results for R608239

Owner Name ABIQUA COMPANY Owner Address P O BOX 680 MT ANGEL, OR 97362 Alternate Account Number <div style="background-color: black; width: 100px; height: 15px; margin-top: 5px;"></div>	Property ID Number R608239 Situs Address Neighborhood 2G62 - HORSEFLY IRRIGATION DISTRICT <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 30%;">Map Tax Lot</td> <td style="width: 10%; text-align: center;">Previous</td> <td style="width: 10%; text-align: center;">Next</td> <td style="width: 30%;">Levy Code Area</td> <td style="width: 20%; text-align: right;">Tax Rate</td> </tr> <tr> <td>R-3911-02900-01100-000</td> <td></td> <td></td> <td>008</td> <td style="text-align: right;">7.6864</td> </tr> </table>	Map Tax Lot	Previous	Next	Levy Code Area	Tax Rate	R-3911-02900-01100-000			008	7.6864
Map Tax Lot	Previous	Next	Levy Code Area	Tax Rate							
R-3911-02900-01100-000			008	7.6864							

Property Description

Property Class 400G (RURAL VACANT) Property Code Related Accounts by Map Tax Lot Mortgage Agent-Lender Exemption Tax Roll Description TWP 39 RNGE 11, BLOCK SEC 29, TRACT POR, ACRES 8.00 Year Built Split/Sub Account Special Account Information - Last Certified Year (2009)	Zoning EFU-CG Miscellaneous Code Linked Accounts Mortgage Account Number Expiration Date Acreage 8.00 Split/Sub Account Message
--	--

Sales Information

#	Buyer (Name & Address)	Seller (Name & Address)	Sales Info	Deed Info
1	ABIQUA COMPANY P O BOX 680 MT ANGEL, OR 97362	SCHMITZ ANNE G ,	12/01/85 \$5,249 U,WD,V	M8521271
2	SCHMITZ ANNE G ,	ROBERTSON ELIZABETH E ,	09/01/85 \$0	M8514771
3	ROBERTSON ELIZABETH E ,	ROBERTSON ELIZABETH E ,	\$0	M7910909
4	ROBERTSON ELIZABETH E ,	Missing Owner Information	\$0	

2010 Land Information (Unedited and Uncertified)

ID	Type	Acres	Sq Ft	Market Value
L1	01 - SITE VALUE	8.00		\$81,890

TOTAL \$81,890

Permits

#	Permit Number	Type	Issue Date	Appraisor	Check Date	% Complete	Active
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**Klamath County, Oregon
Assessor's Data**Property
Search Results[New Search](#) [Log Off](#)

Search Results			Map Tax Lot: R-3911-02900-01200-000	
Property ID	Owner Name	Map Tax Lot	Situs Address	Legal Description
R608248	LUKENS TROY D & HOLLIE RENE	R-3911-02900- 01200-000	7648 PHILPOTT LN BONANZA, OR 97623	TWP 39 RNGE 11, BLOCK SEC 29, TRACT POR, ACRES 5.00, DETITLED MH, EM# 18899
R891486	LUKENS TROY D & HOLLIE RENE	R-3911-02900- 01200-000	7648 PHILPOTT LN BONANZA, OR 97623	TWP 39 RNGE 11, BLOCK SEC 29, TRACT POR, ACRES 5.00

Choose the "Property ID" for more Information about that Property or use the controls below to select a page.

2 Records Found

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**Klamath County, Oregon
Assessor's Data**Property
Search Results[New Search](#) [Log Off](#)

Search Results			Map Tax Lot: R-3911-00000-08500-000	
Property ID	Owner Name	Map Tax Lot	Situs Address	Legal Description
R605018	MALUGANI THOMAS L & BEVERLY	R-3911-00000- 08500-000	8665 HARPOLD RD KLAMATH FALLS, OR 97603	TWP 39 RNGE 11, BLOCK SEC 31, TRACT LOT 10, ACRES 35.18, #EM, 34081
R886339	MALUGANI THOMAS L & BEVERLY	R-3911-00000- 08500-000	8665 HARPOLD RD KLAMATH FALLS, OR 97603	TWP 39 RNGE 11, BLOCK SEC 31, TRACT LOT 10, ACRES 5.00, DETITLED MH, EM# 34081 HOME ID 131202 HOME ID 131202

Choose the "Property ID" for more Information about that Property or use the controls below to select a page.

2 Records Found

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Klamath County, Oregon Assessor's Data

Property
Information

Property Information	Tax Summary	Assessment History	Improvement Information	New Search	Search Results	Log Off	Printable Summary
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Search Results for R605081

Owner Name		Property ID Number		
RANDEL DONALD T & DEBRA L		R605081		
Owner Address		Situs Address		
7810 PHILPOTT LANE BONANZA, OR 97623				
Alternate Account Number		Neighborhood		
<div></div>		1F51 - LANGELL VALLEY		
Map Tax Lot	<u>Previous</u>	<u>Next</u>	Levy Code Area	Tax Rate
R-3911-00000-08800-000			057	8.566

Property Description

Property Class	Zoning
550F (FARM USE EFU VACANT)	EFU-CG
Property Code	Miscellaneous Code
Related Accounts by Map Tax Lot	Linked Accounts
Mortgage Agent-Lender	Mortgage Account Number
Exemption	Expiration Date
Tax Roll Description	
TWP 39 RNGE 11, BLOCK SEC 32, TRACT POR PARCEL 1 LP 4-03, ACRES 80.00, POTENTIAL ADDITIONAL TAX LIABILITY	
Year Built	Acreage
	80.00
Split/Sub Account	Split/Sub Account Message
Special Account Information - Last Certified Year (2009)	
2009 - (F) FARM USE	
2009 - (F) FARM USE	
2009 - (F) FARM USE	

Sales Information

#	Buyer (Name & Address)	Seller (Name & Address)	Sales Info	Deed Info
1	RANDEL DONALD T & DEBRA L 7810 PHILPOTT LANE BONANZA, OR 97623	RANDEL DONALD T TRUSTEE & RANDEL DEBRA L TRUSTEE & RANDEL 2002 TRUST 7810 PHILPOTT LN BONANZA, OR 97623	\$0	10/09/06 06-020612 05
2	RANDEL DONALD T TRUSTEE & RANDEL DEBRA L TRUSTEE	AMERICAN EXCHANGE SERVICES INC 10256 WALKER RD	\$0	09/26/05 M05-65153 01

	& RANDEL 2002 TRUST 7810 PHILPOTT LN BONANZA, OR 97623	BONANZA, OR 97623		
3	AMERICAN EXCHANGE SERVICES INC 10256 WALKER RD BONANZA, OR 97623	LARSON DON K PO BOX 243 VALLECITO, CA 95251	\$0	04/11/05 M05-26449 09
4	LARSON DON K PO BOX 243 VALLECITO, CA 95251	LEAHY LAWRENCE PAUL 1206 UNIVERSITY VILLAGE APT F EAST LANSING, MI 48823	03/04/04 \$155,000 17	03/04/04 M04-13177 05
5	LEAHY LAWRENCE PAUL 1206 UNIVERSITY VILLAGE APT F EAST LANSING, MI 48823	LEAHY LAWRENCE P & MELINDA GOUVEIA 24335 MAXFIELD CREEK ROAD PHILOMATH, OR 97370	\$0	12/13/02 M03-66192 01
6	LEAHY LAWRENCE PAUL 1206 UNIVERSITY VILLAGE APT F EAST LANSING, MI 48823	LEAHY LAWRENCE P & MELINDA GOUVEIA 24335 MAXFIELD CREEK ROAD PHILOMATH, OR 97370	\$0	03/31/03 M03-25706 01
7	LEAHY LAWRENCE P & MELINDA GOUVEIA 24335 MAXFIELD CREEK ROAD PHILOMATH, OR 97370	CONNECTICUT MUTUAL LIFE INS & DOUMANI CARL 6150 SILVERADO TRAIL NAPA, CA 94558	12/27/96 \$245,000 21R	12/27/96 M97-14 05
8	CONNECTICUT MUTUAL LIFE INS & DOUMANI CARL 6150 SILVERADO TRAIL NAPA, CA 94558	CONNECTICUT MUTUAL LIFE INS ,	04/01/86 \$266,000 U,+ ,V	M87-7055
9	CONNECTICUT MUTUAL LIFE INS ,	ROBERTSON ELIZABETH E ,	09/01/86 \$250,739	M8617206
10	ROBERTSON ELIZABETH E ,	ROBERTSON ELIZABETH E ,	\$0	M8017146
11	ROBERTSON ELIZABETH E ,	Missing Owner Information	\$0	

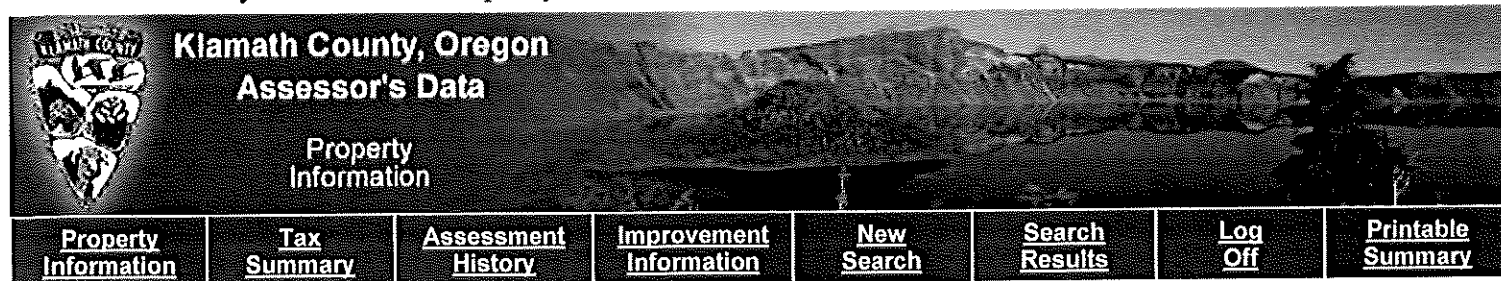
2010 Land Information (Unedited and Uncertified)

ID	Type	Acres	Sq Ft	Market Value
L1	51U550 - 51U550 [FARM USE]	6.79		\$4,720
L2	51U550 - 51U550 [FARM USE]	25.14		\$16,710
L3	51U550 - 51U550 [FARM USE]	48.07		\$5,940
TOTAL				\$27,370

Permits

#	Permit Number	Type	Issue Date	Appraisor	Check Date	% Complete	Active
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Klamath County, Oregon
Assessor's Data

Property Information

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Search Results for R605107

Owner Name		Property ID Number	
FARBER BRIAN P & MARLENE J		R605107	
Owner Address		Situs Address	
PO BOX 142		9025 PHILPOTT LN	
BONANZA, OR 97623		BONANZA, OR 97623	
Alternate Account Number		Neighborhood	
[REDACTED]		1F51 - LANGELL VALLEY	
Map Tax Lot	Previous	Next	Tax Rate
R-3911-00000-09200-000			8.566
		Levy Code Area	057

Property Description

Property Class	Zoning
400F (RURAL VACANT)	FR-EFU-CG
Property Code	Miscellaneous Code
Related Accounts by Map Tax Lot	Linked Accounts
Mortgage Agent-Lender	Mortgage Account Number
Exemption	Expiration Date
Tax Roll Description	
P.P. 30-06, PARCEL 1, ACRES 160.00	
Year Built	Acreage
	160.00
Split/Sub Account	Split/Sub Account Message
Special Account Information - Last Certified Year (2009)	

Sales Information

#	Buyer (Name & Address)	Seller (Name & Address)	Sales Info	Deed Info
1	FARBER BRIAN P & MARLENE J PO BOX 142 BONANZA, OR 97623	ANDREWS MATTHEW P & MORAWIEC JOHN S 8015 MALLARD DR PEYTON, CO 80831	09/25/06 \$320,000 21	09/25/06 06-019238 05
2	ANDREWS MATTHEW P & MORAWIEC JOHN S 8015 MALLARD DR PEYTON, CO 80831	LEAHY LAWRENCE PAUL 1206 UNIVERSITY VILLAGE APT F EAST LANSING, MI 48823	\$0	06/22/05 M05-50793 05
3	LEAHY LAWRENCE PAUL 1206 UNIVERSITY VILLAGE APT F EAST LANSING, MI 48823	LEAHY LAWRENCE P & MELINDA GOUVEIA 24335 MAXFIELD CREEK ROAD PHILOMATH, OR 97370	\$0	12/13/02 M03-66190 01

4	LEAHY LAWRENCE PAUL 1206 UNIVERSITY VILLAGE APT F EAST LANSING, MI 48823	LEAHY LAWRENCE P & MELINDA GOUVEIA 24335 MAXFIELD CREEK ROAD PHILOMATH, OR 97370	\$0	03/31/03 M03-25706 01
5	LEAHY LAWRENCE P & MELINDA GOUVEIA 24335 MAXFIELD CREEK ROAD PHILOMATH, OR 97370	DOUMANI CARL 6150 SILVERADO TRAIL NAPA, CA 94558	12/27/96 \$245,000 21R	12/27/96 M97-14 05
6	DOUMANI CARL 6150 SILVERADO TRAIL NAPA, CA 94558	CONNECTICUT MUTUAL LIFE INS & DOUMANI CARL 6150 SILVERADO TRAIL NAPA, CA 94558	12/16/93 \$266,000 R12	12/16/93 M93-33738 05
7	CONNECTICUT MUTUAL LIFE INS & DOUMANI CARL 6150 SILVERADO TRAIL NAPA, CA 94558	CONNECTUCUT MUTUAL LIFE INS ,	04/01/86 \$266,000 U,+ ,V	M87-7055
8	CONNECTUCUT MUTUAL LIFE INS ,	ROBERTSON ELIZABETH E ,	09/01/86 \$250,739	M8617206
9	ROBERTSON ELIZABETH E ,	Missing Owner Information	09/01/80 \$450,000	M8017146

2010 Land Information (Unedited and Uncertified)

ID	Type	Acres	Sq Ft	Market Value
L1	01 - SITE VALUE	160.00		\$123,470
TOTAL				\$123,470

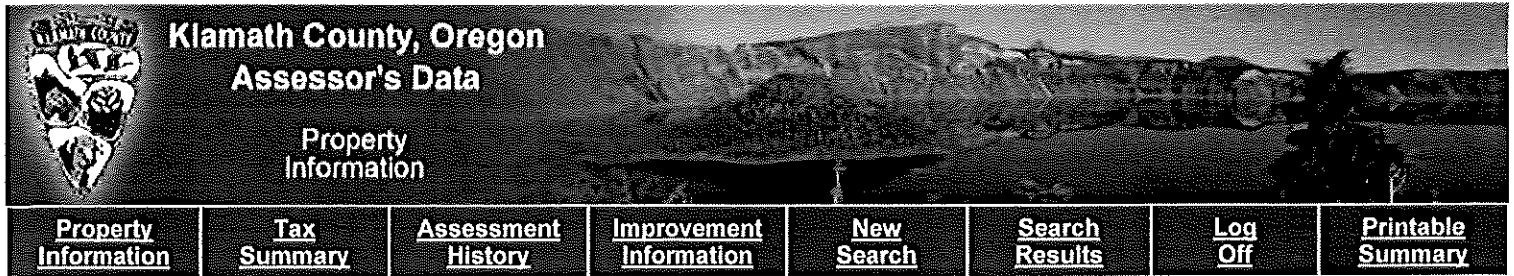
Permits

#	Permit Number	Type	Issue Date	Appraisor	Check Date	% Complete	Active
1	BLD07-1229	RS	05/21/07	RH	07/14/08	0	Yes

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Klamath County, Oregon
Assessor's Data

Property Information

Property Information	Tax Summary	Assessment History	Improvement Information	New Search	Search Results	Log Off	Printable Summary
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Search Results for R890246

Owner Name MARSLAND DALE A & LAVONNE J	Property ID Number R890246
Owner Address 11432 12TH AVE S SEATTLE, WA 98168-2128	Situs Address
Alternate Account Number [REDACTED]	Neighborhood 1F51 - LANGELL VALLEY
Map Tax Lot R-3911-00000-09201-000	Levy Code Area 057
Previous	Next
	Tax Rate 8.566

Property Description

Property Class 400F (RURAL VACANT)	Zoning FR
Property Code	Miscellaneous Code
Related Accounts by Map Tax Lot	Linked Accounts
Mortgage Agent-Lender	Mortgage Account Number
Exemption	Expiration Date
Tax Roll Description P.P. 31-06, PARCEL 1, ACRES 162.00	
Year Built	Acreage 162.00
Split/Sub Account	Split/Sub Account Message

Special Account Information - Last Certified Year (2009)

Sales Information

#	Buyer (Name & Address)	Seller (Name & Address)	Sales Info	Deed Info
1	MARSLAND DALE A & LAVONNE J 11432 12TH AVE S SEATTLE, WA 98168-2128	IMRICH GREGORY L & CAMPBELL ERIC W 8015 MALLARD DR PEYTON, CO 80831	09/24/07 \$320,000 21	09/24/07 07-016881 05
2	IMRICH GREGORY L & CAMPBELL ERIC W 8015 MALLARD DR PEYTON, CO 80831	LEAHY LAWRENCE PAUL 1206 UNIVERSITY VILLAGE APT F EAST LANSING, MI 48823	\$0	06/22/05 M05-50793 05

2010 Land Information (Unedited and Uncertified)

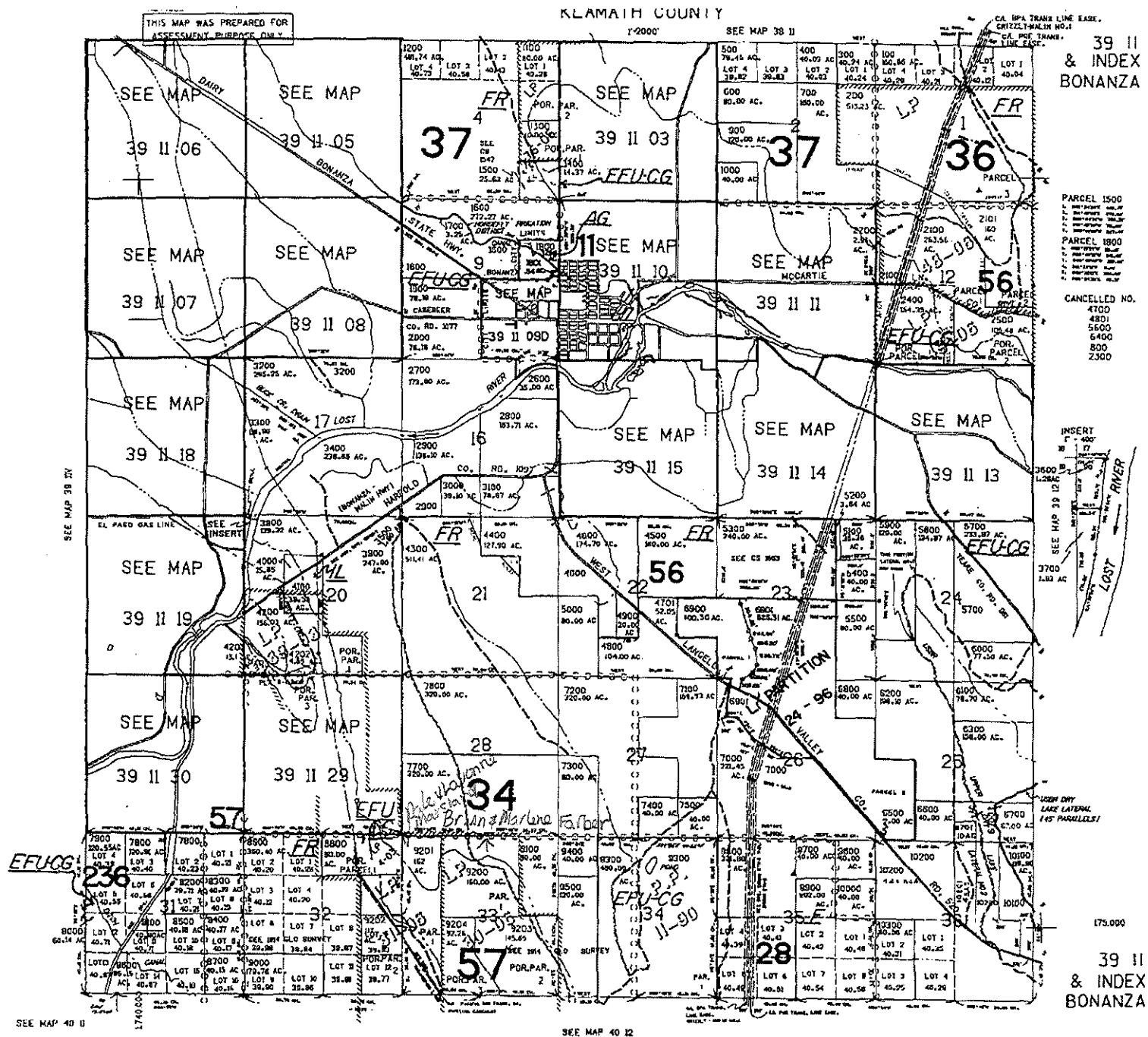
ID	Type	Acres	Sq Ft	Market Value
L1	01 - SITE VALUE	162.00		\$123,660

TOTAL \$123,660

Permits

#	Permit Number	Type	Issue Date	Appraisor	Check Date	% Complete	Active
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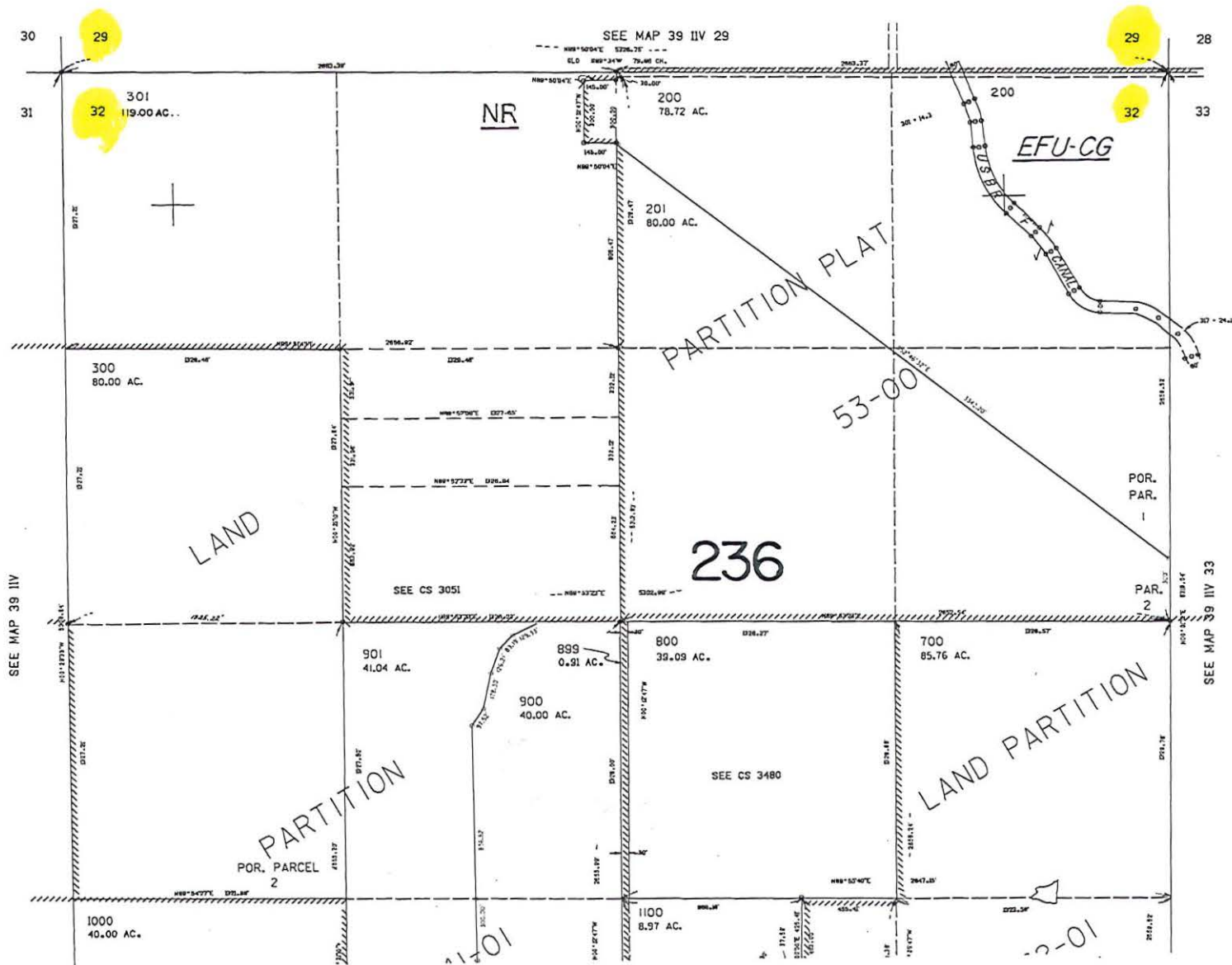


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SECTION 32 T.39S. R.11 1/2E. W.M.
KLAMATH COUNTY

1-400-

39 11V 32

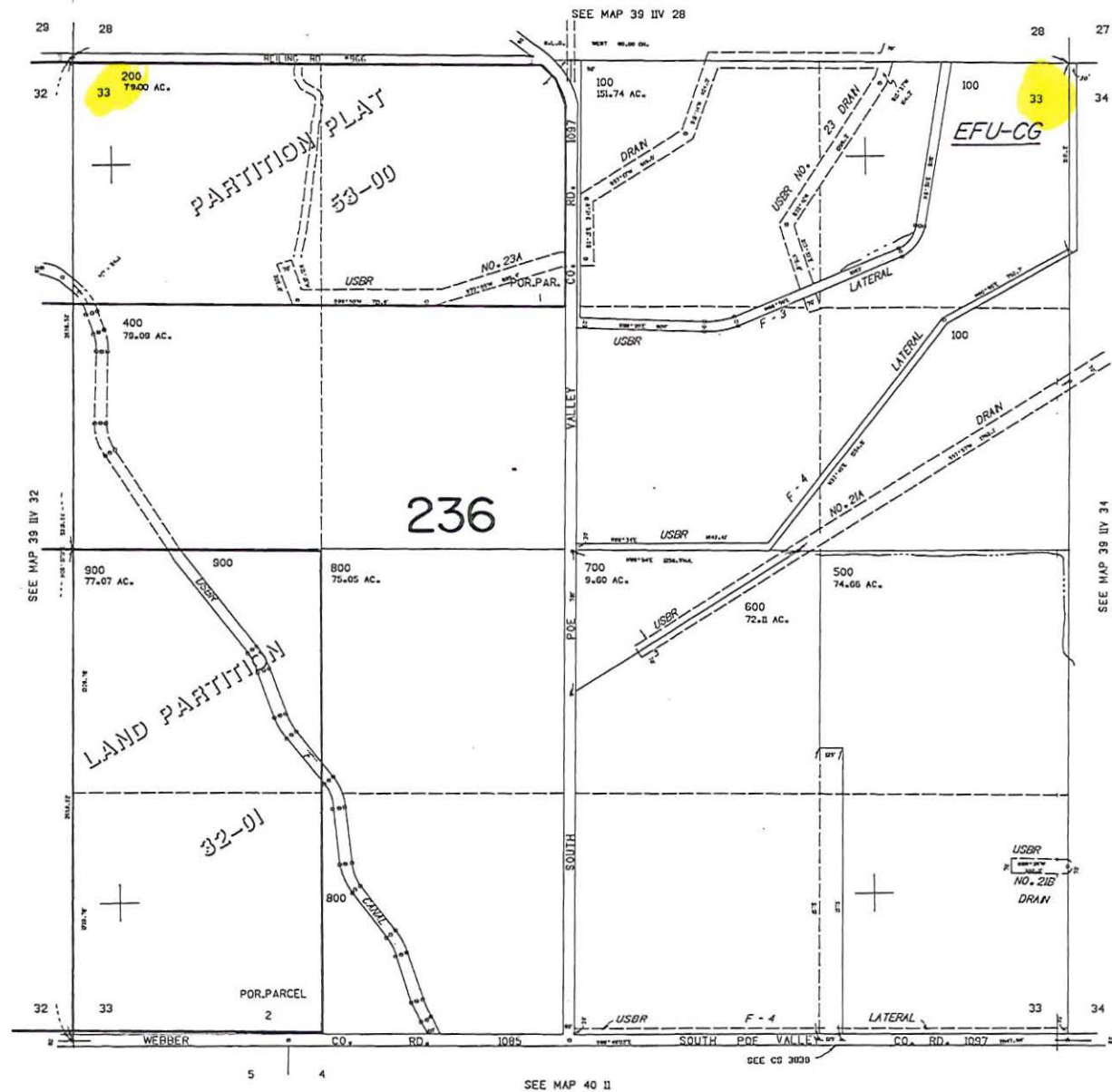


THIS MAP WAS PREPARED FOR
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SECTION 33 T.39S. R.11 1/2E. W.M.
KLAMATH COUNTY

1"=400'

39 IIV 33



174.000

1717.000

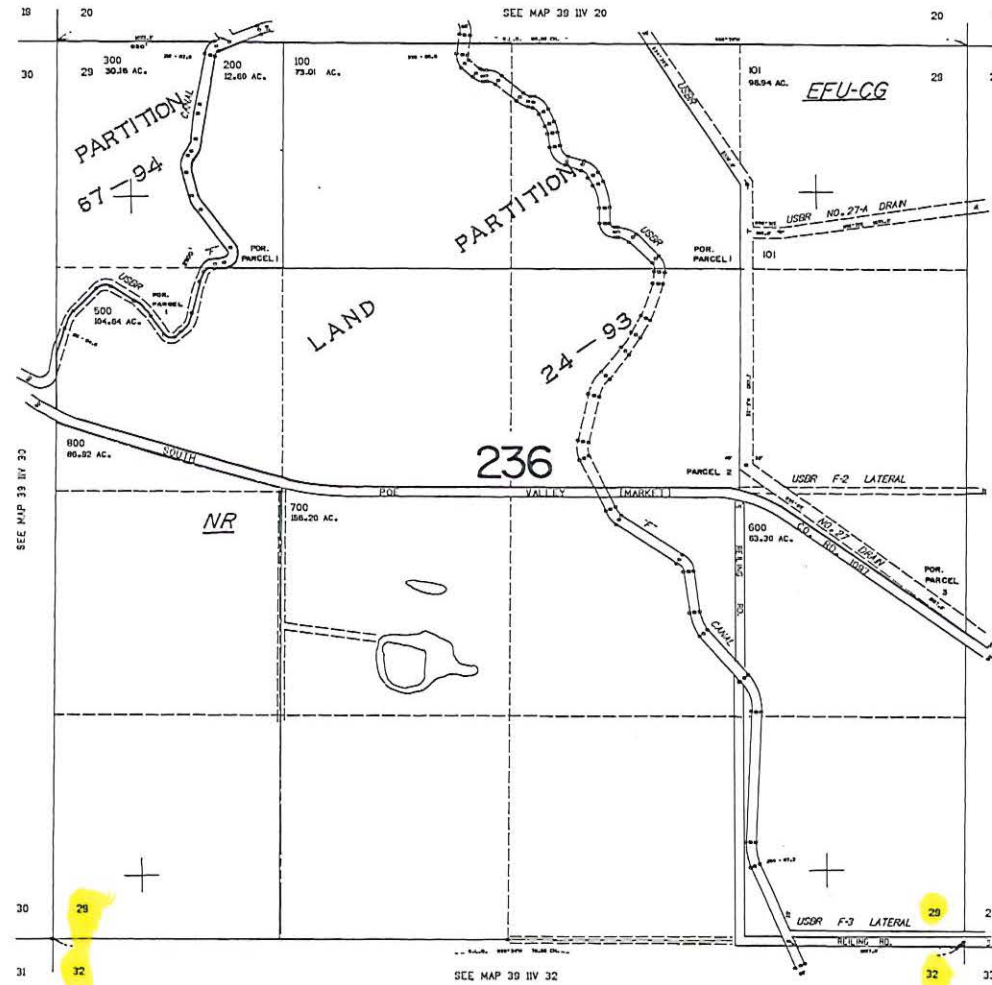
39 IIV 33

THIS MAP WAS PREPARED FOR
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SECTION 29 T.39S. R.11 1/2E. W.M.
KLAMATH COUNTY

1"=400'

39 11V 29



39 11V 29