

Permit Amendment

Name Powder river land company

DESCRIPTION OF WATER RIGHT(S)

Address 47759 Anthony lakes Hwy
North Powder Oregon 97867

Name of Stream well

FEES PAID		
Date	Amount	Receipt #
7-3-23	\$2,930.00	141084

Change in POW POA
 Date Filed 7/31/2023
 Initial notice date 7/11/2023
 DPD issued date
 PD issued date
 PD notice date
 Date of FO 9/26/2025 Vol 155 Page 699-692

Trib. of N Powder river Basin

Use Irrigation/SI County Baker

Quantity of water (CFS) No. of Acres

Name of ditch

App#	Per #	Cert #	PR Date
G-18082	G 17010		

FEES REFUNDED		
Date	Amount	Receipt #

C-Date 10/1/2025
 COBU due date
 COBU Received date
 Certificate issued

Assignments:

Irrigation District Powder valley water control

Agent Laura Schroeder Counsel@water-law.com

CWRE
CC's list Baker County

- Oversized map - Location

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

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

RECEIPT # **141084**

INVOICE # _____

RECEIVED FROM: Schroeder Law Offices,
BY: P.C.

APPLICATION	
PERMIT	
TRANSFER	<u>T-14272</u>

CASH: CHECK:# 30016 OTHER: (IDENTIFY)

TOTAL REC'D \$ 2,930.00

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 <u>46110</u>	
0407 COPY & TAPE FEES	\$
0410 RESEARCH FEES	\$
0408 MISC REVENUE: (IDENTIFY)	\$
TC162 DEPOSIT LIAB. (IDENTIFY)	\$
0240 EXTENSION OF TIME	\$
WATER RIGHTS:	
0201 SURFACE WATER	EXAM FEE \$
0203 GROUND WATER	\$
0205 TRANSFER	\$ <u>2,930.00</u>
WELL CONSTRUCTION	
0218 WELL DRILL CONSTRUCTOR	EXAM FEE \$
LANDOWNER'S PERMIT	\$
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: **141084** DATED: 7.3.23 BY: mcg

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



Oregon

Tina Kotek, 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

September 26, 2025

Powder River Land Co.
47759 Anthony Lakes Hwy
North Powder, OR 97867

REFERENCE: Permit Amendment Application T-14272

Enclosed is a copy of the order approving your Permit Amendment application.

Also enclosed is a superseding permit that incorporates the amendments approved by the final order contained herein. Please read this document and abide by the requirements.

If you have any questions related to the approval of this permit amendment, you may contact your caseworker, Arla Davis, by telephone at (503) 979-3129 or by e-mail at Arla.L.Davis@water.oregon.gov.

Sincerely,

David V. Jones Jr
Water Rights Services Support
Transfers and Conservation Section

cc: Marcy J. Osborn, Watermaster Dist. # 8 (via email)
Laura A. Schroeder, Agent
Powder Valley Water Control District, Irrigation District
Baker County Planning Department, Local Government

Enclosure

5. On April 28, 2025, the Department contacted the applicant's agent via email regarding a deficiency identified during the review process, specifically that a portion of Permit S-50717, owned by Powder River Water Control District is also layered with Permit G-17616 and Certificate 83809. Permit S-50717 has an expired completion date and is not transferable at this time.
6. On May 6, 2025, the applicant's agent requested additional time to work with Powder Water Control District and to follow-up with the Department after those discussions.
7. On July 23, 2025, the following response was received from the applicant's agent regarding layering with Permit S-50717:

"After discussing the Permit S-50717 with the District, we understand that development of the District's Permit has not occurred as described, such that there is no overlap between the "as developed lands" for the District's Permit and the "from" or "to" lands for either the Amendment or the Transfer. As such, any claim of beneficial use submitted by the District for Permit S-50717, requesting certification of the Permit, will not include any portion of these described Amendment and Transfer lands. We are currently working with the District to obtain an executed supplemental form D for each application to acknowledge its approval of the applications."

8. On August 13, 2025, the applicant's agent submitted an amended Supplemental Form D.
9. On August 14, 2025, the Department contacted the applicant's agent via email, explaining the Department will deny Permit Amendment T-14272 due to layering with Permit S-50717.
10. On September 23, 2025, the applicant's agent removed the proposed change in POU, satisfying the deficiency and allowing Permit Amendment T-14272 to be approved.
11. The permit to be amended is as follows:

Permit: G-17616 in the name of Terry and Linda Inscoe; Powder River Land Company
Use: PRIMARY IRRIGATION of 100.0 ACRES; SUPPLEMENTAL IRRIGATION of 100.0 ACRES
Priority Date: MAY 14, 2015
Maxi Rate: 1.667 CUBIC FEET PER SECOND
Rate/Duty: The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-SIXTIETH of one cubic foot per second and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.
Period of Use: SUPPLEMENTAL IRRIGATION MARCH 1 THROUGH OCTOBER 1; PRIMARY IRRIGATION OCTOBER 2 THROUGH OCTOBER 31
Source: WELL 1, WELL 2, AND WELL 3 IN NORTH POWDER RIVER BASIN

Authorized Points of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
7 S	39 E	WM	6	SW NW	WELL 1 - 1590 FEET SOUTH AND 150 FEET EAST FROM THE NW CORNER OF SECTION 6
7 S	39 E	WM	6	SW NW	WELL 2 - 1700 FEET SOUTH AND 160 FEET EAST FROM THE NW CORNER OF SECTION 6
7 S	39 E	WM	6	SW NW	WELL 3 - 1625 FEET SOUTH AND 930 FEET EAST FROM THE NW CORNER OF SECTION 6

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION MARCH 1 - OCTOBER 1; PRIMARY IRRIGATION OCTOBER 2 - OCTOBER 31					
Twp	Rng	Mer	Sec	Q-Q	Acres
7 S	39 E	WM	6	NW NW	28.0
7 S	39 E	WM	6	SW NW	36.0
7 S	39 E	WM	6	NW SW	36.0
Total					100.0

12. Permit Amendment Application T-14272 proposes to move the authorized POA (WELL 2) as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Approximate Distance from the Authorized POA
7 S	39 E	WM	6	SW NW	(NEW) WELL 2 – 1638 FEET SOUTH AND 227 FEET EAST FROM THE NW CORNER OF SECTION 6	WELL 2 - 130 FEET NE

Permit Amendment Review Criteria

13. The change would not result in injury to other water rights.
14. The change does not enlarge the permit.
15. The change does not alter any other terms of the permit.

Conclusions of Law

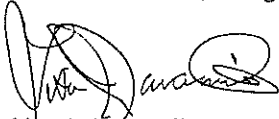
The change in point of appropriation proposed by Permit Amendment Application T-14272 is consistent with the requirements of ORS 537.211.

Now, therefore, it is ORDERED:

1. The change in point of appropriation proposed by Permit Amendment Application T-14272 is approved.
2. Approval of this permit amendment application does not constitute nor grant legal access onto or through another person’s property for purposes of accessing the new point of appropriation.

3. Permit G-18987, in the name of Terry and Linda Inscoe; Powder River Land Company, is issued to replace Permit G-17616, and incorporates the amendments approved by this order and the extension of time. Permit G-17616, in the name of Terry and Linda Inscoe; Powder River Land Company, is no longer of any force or effect.
4. The quantity of water diverted at the new point of appropriation (NEW WELL 2) shall not exceed the quantity of water lawfully available at the original point of appropriation (WELL 2).
5. Water use measurement conditions:
 - a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of appropriation (new and existing).
 - b. The water user shall maintain the meters or measuring devices in good working order.
 - c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.
6. Water shall be acquired from the same aquifer as the original point of appropriation.
7. All other terms and conditions of Permit G-18987 remain the same.

Dated in Salem, Oregon on SEP 26 2025



Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
IVAN GALL, DIRECTOR
Oregon Water Resources Department

Mailing Date: SEP 29 2025

STATE OF OREGON

COUNTY OF BAKER

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

TERRY AND LINDA INSCOE
POWDER RIVER LAND COMPANY
47759 ANTHONY LAKES HWY.
NORTH POWDER, OR 97867

This superseding permit is issued to describe an amendment for a change in point of appropriation proposed under Permit Amendment Application T-14272 and approved by Special Order Volume 135, Page 689, entered SEP 26 2025, and to describe an extension of time for complete application of water approved January 20, 2023. This permit supersedes Permit G-17616.

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

APPLICATION FILE NUMBER: G-18082

SOURCE OF WATER: WELL 1, WELL 3, AND NEW WELL 2

PURPOSE OR USE: PRIMARY IRRIGATION OF 100.0 ACRES; SUPPLEMENTAL IRRIGATION OF 100.0 ACRES

MAXIMUM RATE: 1.667 CUBIC FEET PER SECOND

PERIOD OF USE: SUPPLEMENTAL IRRIGATION MARCH 1 THROUGH OCTOBER 1; PRIMARY IRRIGATION OCTOBER 2 THROUGH OCTOBER 31

DATE OF PRIORITY: MAY 14, 2015

WELL LOCATIONS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
7 S	39 E	WM	6	SW NW	WELL 1 – 1590 FEET SOUTH AND 150 FEET EAST FROM THE NW CORNER OF SECTION 6
7 S	39 E	WM	6	SW NW	(NEW) WELL 2 – 1638 FEET SOUTH AND 227 FEET EAST FROM THE NW CORNER OF SECTION 6
7 S	39 E	WM	6	SW NW	WELL 3 – 1625 FEET SOUTH AND 930 FEET EAST FROM THE NW CORNER OF SECTION 6

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

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SUPPLEMENTAL IRRIGATION MARCH 1 - OCTOBER 1; PRIMARY IRRIGATION OCTOBER 2 - OCTOBER 31					
Twp	Rng	Mer	Sec	Q-Q	Acres
7 S	39 E	WM	6	NW NW	28.0
7 S	39 E	WM	6	SW NW	36.0
7 S	39 E	WM	6	NW SW	36.0
Total					100.0

Permit Amendment T-14272 Conditions:

The quantity of water diverted at the new point of appropriation (NEW WELL 2), shall not exceed the quantity of water lawfully available at the original point of appropriation (WELL 2).

Water use measurement conditions:

- a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of appropriation (new and existing).
- b. The water user shall maintain the meters or measuring devices in good working order.
- c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.

Water shall be acquired from the same aquifer as the original point of appropriation.

Extension of Time Conditions (Approved January 20, 2023):

Permit Amendment Condition

The permit holder shall submit an application for a permit amendment by July 3, 2023, requesting a change in the place of use of the approximately 2.2 acres developed outside the authorized place of use. If the permit amendment is not submitted by July 3, 2023, the Department will deny any future request to extend the time to apply water to beneficial use beyond October 1, 2025.

Original Permit Conditions:

Measurement devices, and recording/reporting of annual water use conditions:

- A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter at each point of appropriation. The permittee shall maintain the device in good working order.
- B. The permittee shall allow the watermaster access to the device; provided however, where any device is located within a private structure, the watermaster shall request access upon reasonable notice.

- C. The permittee shall keep a complete record of the volume of water diverted each month and shall submit a report which includes water-use measurements to the Department annually, or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.
- D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

Static Water Level Conditions

To monitor the effect of water use from the well(s) authorized under this permit, the Department requires the water user to obtain, from a qualified individual (see below), and report annual static water-level measurements. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

Measurements must be made according to the following schedule:

Before Use of Water Takes Place

Initial and Annual Static Water Level Measurements

The Department requires the permittee to report an initial water-level measurement in the month specified above once well construction is complete, and annually thereafter until use of water begins; and

After Use of Water has Begun

Seven Consecutive Annual Static Water Level Measurements

Following the first year of water use, the user shall report seven consecutive annual static water-level measurements. The first of these seven annual measurements will establish the reference level against which future annual measurements will be compared. Based on an analysis of the data collected, the Director may require the user to obtain and report additional annual static water-level measurements beyond the seven year minimum reporting period. The additional measurements may be required in a different month. If the measurement requirement is stopped, the Director may restart it at any time.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board and be submitted to the Department on forms provided by the Department. The Department requires the individual performing the measurement to:

- A. Identify each well with its associated measurement;
- B. Measure and report water levels to the nearest tenth of a foot as depth-to-water below ground surface;
- C. Specify the method used to obtain each well measurement; and
- D. Certify the accuracy of all measurements and calculations reported to the Department.

The Department may require the discontinuance of groundwater use, or reduce the rate or volume of withdrawal, from the well(s) if any of the following events occur:

- A. Annual water-level measurements reveal an average water-level decline of three or more feet per year for five consecutive years; or
- B. Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- C. Annual water-level measurements reveal a water-level decline of 25 or more feet; or
- D. Hydraulic interference leads to a decline of 25 or more feet in any neighboring well with senior priority.

The period of non-use or restricted use shall continue until the water level rises above the decline level which triggered the action or until the Department determines, based on the permittee's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or senior water rights. The water user shall in no instance allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

Dedicated Measuring Tube Condition

Wells with pumps shall be equipped with a minimum 3/4-inch diameter, unobstructed, dedicated measuring tube pursuant to figure 200-5 in OAR 690-200. If a pump has been installed prior to the issuance of this permit, and if static water levels and pumping levels can be measured using an electrical tape, then the installation of the measuring tube can be delayed until such time that water levels cannot be measured or the pump is repaired or replaced.

Well Construction Conditions

The well(s) may not be completed in such a manner to allow groundwater to be developed from alluvium. Instead, the wells shall be constructed to produce only from the competent bedrock aquifer underlying the alluvium. To ensure development from the bedrock aquifer, each well shall be continuously sealed and continuously cased to a minimum of 10 feet into competent bedrock.

Prior to using water from any well listed on this permit, the permittee shall ensure that the well has been assigned an OWRD Well Identification Number (Well ID tag), which shall be permanently attached to the well. The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level, or pump test data.

STANDARD CONDITIONS

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

If the number, location, source, or construction of any well deviates from that proposed in the permit application or required by permit conditions, this permit may be subject to cancellation, unless the Department authorizes the change in writing.

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

The well(s) shall be constructed and maintained in accordance with the General Standards for the Construction and Maintenance of Water Supply Wells in Oregon. The works shall be equipped with a usable access port adequate to determine water-level elevation in the well at all times.

If the riparian area is disturbed in the process of developing a point of appropriation, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR 635-415, shall be followed.

The use may be restricted if the quality of downstream waters decreases to the point that those waters no longer meet state or federal water quality standards due to reduced flows.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

Prior to receiving a certificate of water right, the permit holder shall submit to the Water Resources Department the results of a pump test meeting the Department's standards for each point of appropriation (well), unless an exemption has been obtained in writing under OAR 690-217. The Director may require water-level or pump-test data every ten years thereafter.

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

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

The original permit, issued on June 16, 2016, specified:

- The deadline for beginning construction of the water system is June 16, 2021. The deadline to begin construction may not be extended. This permit is subject to cancellation proceedings if the begin construction deadline is missed.
- The deadline for application of the water is June 16, 2021. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.

By Extension of Time Final Order dated January 20, 2023, the deadline for complete application of water was extended to on or before October 1, 2025.

Within one year after making beneficial use of water, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner.

Issued SEP 26 2025



Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
IVAN GALL, DIRECTOR,
Oregon Water Resources Department

Groundwater Transfer Review Summary Form

Transfer/PA # T- 14272

GW Reviewer Phillip I. Marcy Date Review Completed: 07/11/2023

Summary of Same Source Review:

The proposed change in point of appropriation is not within the same aquifer as per OAR 690-380-2110(2).

Summary of Injury Review:

The proposed transfer will result in another, existing water right not receiving previously available water to which it is legally entitled or result in significant interference with a surface water source as per 690-380-0100(3).

Summary of GW-SW Transfer Similarity Review:

The proposed SW-GW transfer doesn't meet the definition of "similarly" as per OAR 690-380-2130.

This is only a summary. Documentation is attached and should be read thoroughly to understand the basis for determinations.



Oregon Water Resources Department
 725 Summer Street NE, Suite A
 Salem, Oregon 97301-1271
 (503) 986-0900
 www.wrd.state.or.us

Ground Water Review Form:

- Water Right Transfer
- Permit Amendment
- GR Modification
- Other

Application: T-14272

Applicant Name: Powder River Land Company

- Proposed Changes: POA APOA SW→GW RA
 USE POU OTHER

Reviewer(s): Phillip I. Marcy

Date of Review: 07/11/2023

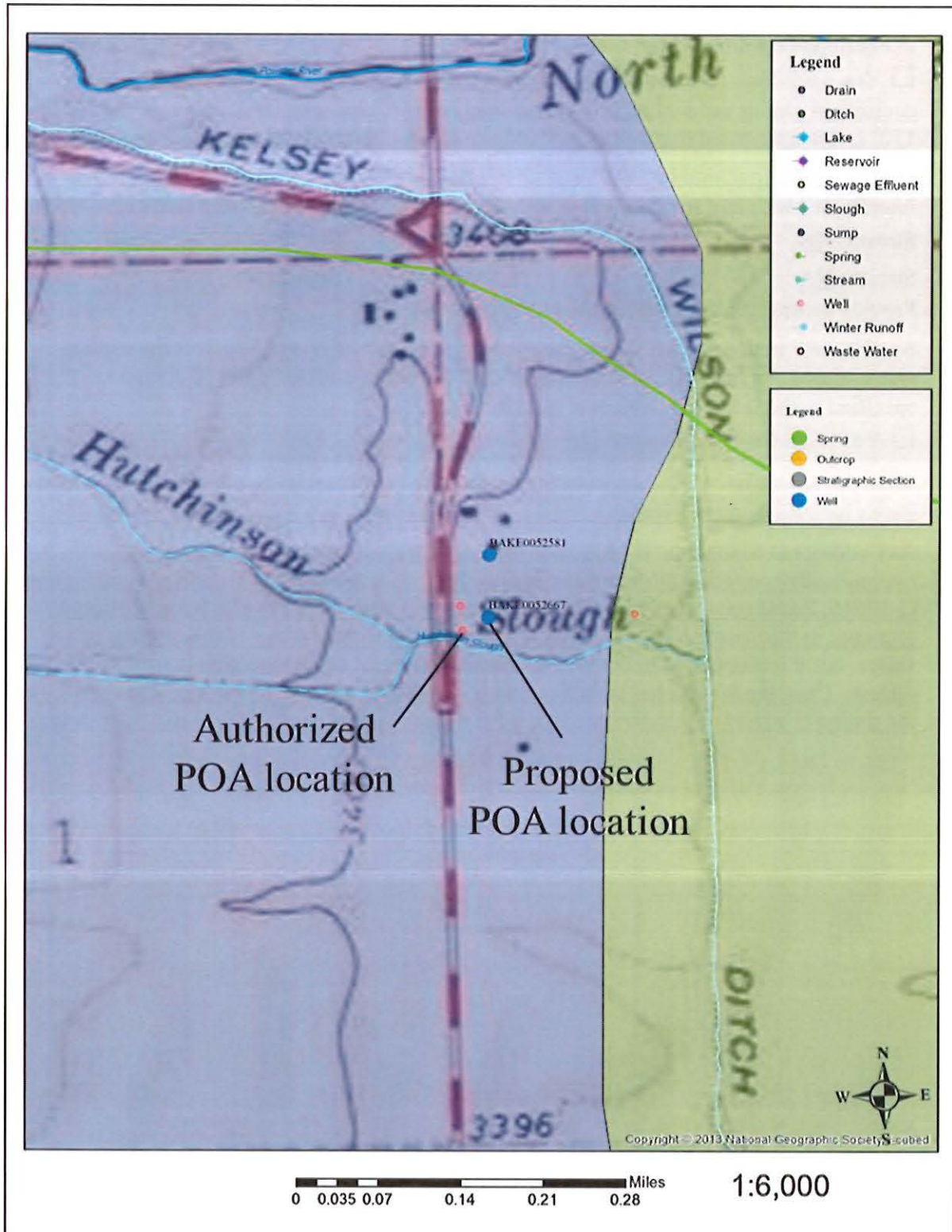
Date Reviewed by GW Mgr. and Returned to WRSD: Jl 4/18/25

The information provided in the application is insufficient to evaluate whether the proposed transfer may be approved because:

- The water well reports provided with the application do not correspond to the water rights affected by the transfer.
- The application does not include water well reports or a description of the well construction details sufficient to establish the ground water body developed or proposed to be developed.
- Other _____

-
1. Basic description of the changes proposed in this transfer: The applicant proposes to change the authorized location of one POA well and modify the location of 2.7 acres previously authorized under permit G-17616.
 2. Will the proposed POA develop the same aquifer (source) as the existing authorized POA?
 Yes No Comments: The POA well (BAKE 52667) in question is constructed to avoid production from the alluvial sequence, as conditioned under permit G-17616.
 3. a) Is there more than one source developed under the right (e.g., basalt and alluvium)?
 Yes No All authorized POAs are conditioned to avoid production from alluvium, though BAKE 52667 is the only POA that has been completed.
 b) If yes, estimate the portion of the right supplied by each of the sources and describe any limitations that will need to be placed on the proposed change (rate, duty, etc.): _____
 4. a) Will this proposed change, at its maximum allowed rate of use, likely result in an increase in interference with **another ground water right**?
 Yes No Comments: The proposed POA location is not significantly closer to any senior groundwater right.
 b) If yes, would this proposed change, at its maximum allowed rate of use, likely result in another groundwater right not receiving the water to which it is legally entitled?
 Yes No If yes, explain: NA

5. a) Will this proposed change, at its maximum allowed rate of use, likely result in an increase in interference with **another surface water source**?
- Yes No Comments: Based upon the existing POA well construction, with continuous casing and seal to 590' below land surface, changing the location of the well by 130' is not anticipated to result in any additional interference with nearby surface water.
- b) If yes, at its maximum allowed rate of use, what is the expected change in degree of interference with any **surface water sources** resulting from the proposed change?
- Stream: NA Minimal Significant
- Stream: NA Minimal Significant
- Provide context for minimal/significant impact: NA
6. For SW-GW transfers, will the proposed change in point of diversion affect the surface water source similarly (as per OAR 690-380-2130) to the authorized point of diversion specified in the water use subject to transfer?
- Yes No Comments: NA
7. What conditions or other changes in the application are necessary to address any potential issues identified above: None.
8. Any additional comments: BAKE 52667 is constructed to avoid production from hydraulically connected alluvium and is only 130' from the location authorized under permit G-17616. Based upon available data, it is uncertain whether the Powder River Volcanic sequence at this location is hydraulically connected to surface water in this portion of the valley, but if a connection exists here it is anticipated that this connection is inefficient and diffuse. Thus, the minor change in location is unlikely to result in any noticeable change in the timing or extent of interference to nearby surface waters or nearby groundwater rights.



Watermaster Review Form: Water Right Transfer



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

Transfer Application: T-14272

Review Due Date: 08/09/2023

Applicant Name: Powder River Land Company

Proposed Changes: POU POD POA USE OTHER

Reviewer(s): Marcy Osborn

Date of Review: 07/11/2023

1. Do you have evidence that the right has not been used in the last 5 years and that the presumption of forfeiture would not likely be rebuttable? Yes No If "Yes", attach evidence (e.g. dated aerial photo showing pavement or building on the land for >5 yrs.)
2. Is there a history of regulation on the source that serves this (or these) right(s) that has involved the transferred right(s) and downstream water rights? Yes No Generally characterize the frequency of any regulation or explain why regulation has not occurred:
We currently do not regulate groundwater.
3. Have headgate notices been issued for the source that serves the transferred right(s)?
 Yes No Records not available.
4. In your estimation, after the proposed change, would distribution of water for the right(s) result in regulation of other water rights that would not have occurred if use under the original right(s) was/were maximized? Yes No If "Yes", explain:
5. In your estimation, if the proposed change is approved, are there upstream water rights that would be affected? Yes No If "Yes", describe how the rights would be affected and list the rights most affected:

6. Check here if it appears that downstream water rights benefit from return flows resulting from the current use of the transferred right(s)? If you check the box, generally characterize the locations where the return flows likely occur and list the water rights that benefit most:

N/A

7. 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:

N/A

8. For instream transfers that propose protection of a reach beyond the mouth of the source stream:

N/A Would the quantity be measureable into the receiving stream consistent with OAR 690-077-0015(8)? Yes No

9. For POU changes: N/A Is it likely the original place of use would continue to receive water from the same source? Yes No If "Yes", explain:

10. For POU or USE changes: N/A In your best judgment, 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:

11. For POU changes that involve micro-irrigation: N/A

a. Has the applicant made changes (absent a transfer) to convert to micro-irrigation within the current place of use boundary of the water right proposed for transfer, and previously demonstrated to the Department through monitoring and site inspections by the Watermaster that the proposed transfer will not result in injury or enlargement?

Yes No If "Yes", explain:

b. Has a temporary transfer of this nature been previously filed and approved on the same lands (or portions thereof) as those lands involved in this transfer?

Yes No If "Yes", answer the following:

i. Were there any problems with more acres being irrigated (or wetted) than were authorized under the temporary transfer? Yes No If "Yes", explain:

ii. Did the designated areas that were to remain dry (or not wetted) under the temporary transfer actually remain dry? Yes No If "No", explain:

iii. Did the applicant comply with and meet all of the conditions of the temporary transfer? Yes No If "No", explain:

iv. Do you have any other observations regarding the temporary transfer? Yes No If "Yes", describe:

v. Did the applicant demonstrate to the Department through monitoring and site inspections by the Watermaster that neither injury nor enlargement occurred as a result of the temporary transfer? Yes No If "No", explain:

c. To the best of your knowledge, if this transfer is approved, does it appear that:

i. "Injury" will occur to other water rights that share the same source? Yes No If "Yes", explain:

ii. "Enlargement" of the water right being transferred will occur? Yes No If "Yes", explain:

12. Are there other issues not identified through the above questions that should be considered in determining whether the change "can be effected without injury to other rights"?

Yes No If "Yes", explain:

13. What alternatives may be available for addressing any issues identified above:

14. Do conditions need to be included in the transfer order to avoid enlargement of the right or injury to other rights? No Yes, as checked and provided below:

For POU changes that involve micro-irrigation, provide the monitoring and reporting conditions necessary to prevent injury/enlargement:

A Headgate should be required prior to diverting water.

Measurement Devices for POD or POA: (if this condition is selected, also fill in the top sections of Page 4)

*a. Before water use may begin under this order, the water user shall install a **totalizing flow meter***, or, with prior approval of the Director, another suitable measuring device, at each point of diversion/appropriation (new and existing) OR at each new point of diversion/appropriation with the exception that water rights issued to the Bureau of Reclamation or an irrigation district (or similar entity) are not subject to this condition.*

b. The water user shall maintain the meters or measuring devices in good working order.

c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.

Reservoir water use measurement: (if this condition is selected, also fill in the top sections of Page 4)

*a. Before water use may begin under this order, the water user shall install **staff gages***, or, with prior approval of the Director, other suitable measuring devices, that measure the entire range and stage between empty and full in each reservoir. Staff gages shall be United States Geological Survey style.*

b. Before water use may begin under this order, if the reservoir is located in channel, weirs or other suitable measuring devices must be installed upstream and downstream of the reservoir, and, an adjustable outlet valve must be installed. The water user shall maintain such devices in good working order. A written waiver may be obtained, if in the judgment of the Director, the installation of weirs or other suitable measuring devices, or the adjustable outlet valve, will provide no public benefit.

* The following alternative device(s) should be substituted for the bold, underlined device in the above selected condition:

- | | |
|---|--|
| <input type="checkbox"/> Weir | <input type="checkbox"/> Submerged Orifice |
| <input type="checkbox"/> Parshall Flume | <input type="checkbox"/> Flow Restrictor |
| <input type="checkbox"/> Other: ___ | |

PERMIT AMENDMENT COVER SHEET

Transfer: T-14272

Permit Amendment Specialist:

Transfer Type: **Permit Amendment Transfer**

Reimbursement Authority?

Applicant: POWDER RIVER LAND CO. 47759 ANTHONY LAKES HWY NORTH POWDER, OR 97867	Agent: LAURA SCHROEDER	CWRE:
Irrigation District:	Affected Local Gov'ts: Baker County Planning Department	Affected Tribal Gov't:
BOR Notified (date):		

Permit(s) Affected

File Marked	App. File # or Decree Name	Permit Number	Superseding Permit Number
<input type="checkbox"/>	G-18082	G-17616	
<input type="checkbox"/>			
<input type="checkbox"/>			

Key Dates & Initial Actions (Support Staff)

Rec'd: July 3, 2023	Proposed Action(s): POINT OF APPROPRIATION; PLACE OF USE	
Fees Pd: 2930.00	Acknowledgement Letter Sent <input checked="" type="checkbox"/>	Basin: 9 Powder
Initial Public Notice: 7/11/2023	County sent cc: of Ack Letter <input type="checkbox"/>	County: BAKER
WM District: 8 Marcy J. Osborn	WM Review request sent:	WM Review date received:
ODFW District:	ODFW Review sent:	ODFW Review date received:
Groundwater	GW Review sent:	GW Review date received:

Caseworker Actions: Newspaper Notice and other:

Newspaper notice needed: <input type="checkbox"/>	Name of Newspaper:		
Newspaper notice sent to coordinator:	Newspaper notice quote requested (NRS1):		
Request for news \$ sent:	News \$ received:		
Affidavit of publication received:	Last day of publication:		
Extension of Time? <input type="checkbox"/>	Assignment? <input type="checkbox"/>	Previous Permit Amendments? <input type="checkbox"/>	WMCP? <input type="checkbox"/>

Peer Review:

Document	Drafted	Peer Review	Coordinator	Changes Made	Signature Bin	Signature Date
FO	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____ Data Review Date: _____	Date: _____ WM Sheet <input type="checkbox"/> ODFW Sheet: <input type="checkbox"/> No. of docs for sig: _____	Date: _____

Special Issues: _____

Special Order Volume: Vol. _____ Pages _____



Oregon

Tina Kotek, 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

July 10, 2023

POWDER RIVER LAND CO
47759 ANTHONY LAKES HWY
NORTH POWDER, OR 97867

Reference: Application T-14272

On July 3, 2023, OWRD received your water right Permit Amendment Application. The application was accompanied by \$2930.00. Our receipt number 141084 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 requested change. A review form will also be sent to our groundwater staff to determine whether the proposed well accesses the same source of water as the original well.

This application may require publication of a notice for two consecutive weeks in a newspaper with general circulation in the area where the water right is located. If it is determined that newspaper notice will be required, the Department will prepare the notice and notify you of the cost. You will be responsible for submitting payment to the Department prior to publication of the notice.

Except as provided under ORS 540.510(3) for municipalities, you may not use water in the new place of use or from the new point of appropriation until a final order approving the application has been issued by the Department.

Refer to the following page for a chart showing the steps and expected timelines for the processing of your application.

If you have any questions, please contact the Transfer Section at (503) 986-0935.

Cc: Watermaster Dist. #8, Marcy J. Osborn (via email)
Laura A. Schroeder, Agent
Irrigation District: Powder Valley Water Control District

Enclosure

Application for Permit Amendment

Part 1 of 5 – Minimum Requirements Checklist



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

This permit amendment application will be returned if Parts 1 through 5 and all required attachments are not completed and included.
For questions, please call (503) 986-0900, and ask for Transfer Section.

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Check all items included with this application. (N/A = Not Applicable)

- Part 1 – Completed Minimum Requirements Checklist.
- Part 2 – Completed Application Map Checklist.
- Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the new online fee calculator at: http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator.
- Part 4 – Completed Applicant Information and Signature.
- Part 5 – Information about Permits to be Amended: **Number of permits to be amended: 1**
List the Permits here: Permit G-17616
Please include a separate Part 5 for each permit. (See instructions on page 6)
- Completed Permit Amendment Application Map (Does not have to be prepared by a Certified Water Right Examiner).
- N/A Request for Assignment Form and statutory fee. The request for assignment form has to be completed if the applicant is **not** the permit holder of record and needs to be assigned to the permit; **or** the landowner of the proposed place of use is **not** the permit holder of record and needs to be assigned to the permit (the Request for Assignment Form is available online at <https://www.oregon.gov/OWRD/Forms/Pages/default.aspx>). Assignment is not needed if the applicant is the permit holder of record.
- N/A Affidavit(s) of Consent are required from all permit holder(s) of record if the permit is not assigned to the applicant **or** other permit holders of record that are not listed as applicants.
- N/A Oregon Water Resources Department’s Land Use Information Form with approval and signature (or signed land use form receipt stub) from each local land use authority in which water is to be diverted, conveyed, and/or used. Not required if water is to be diverted, conveyed, and/or used only on federal lands or if **all** of the following apply: a) a change in place of use only, b) no structural changes, c) the use of water is for irrigation only, and d) the use is located within an irrigation district or an exclusive farm use zone.
- N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation.
- N/A Geologist Report for a change from a surface water point of diversion to a ground water point of appropriation (well), if the proposed well is more than 500 feet from the surface water source and more than 1000 feet upstream or downstream from the point of diversion. (ORS 540.531(2) or (3)).

(For Staff Use Only)

WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):

<input type="checkbox"/> Application fee not enclosed/insufficient	<input type="checkbox"/> Map not included or incomplete
<input type="checkbox"/> Land Use Form not enclosed or incomplete	<input type="checkbox"/> Part _____ is incomplete
<input type="checkbox"/> Additional signature(s) required	

Other/Explanation _____

Staff: _____ 503- _____ Date: 2023-07-03

Part 2 of 5 – Permit Amendment Map Checklist

Your permit amendment application will be returned if any of the map requirements listed below are not met.

Please be sure that the map you submit includes all the items listed below and meets the requirements of OAR 690-380-3100, however, the map does not have to be prepared by a Certified Water Right Examiner. Check all boxes that apply.

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- N/A If more than three permits are involved, separate maps for each permit.
- Permanent quality printed with dark ink on good quality paper.
- The size of the map can be 8½ x 11 inches, 8½ x 14 inches, 11 x 17 inches, or up to 30 x 30 inches. For 30 x 30 inch maps, one extra copy is required.
- A north arrow, a legend, and scale.
- The scale of the map must be: 1 inch = 400 feet, 1 inch = 1,320 feet, the scale of the county assessor map if the scale is not smaller than 1 inch = 1,320 feet, or a scale that has been pre-approved by the Department.
- Township, Range, Section, ¼ ¼, DLC, Government Lot, and other recognized public land survey lines.
- Tax lot boundaries (property lines) are required. Tax lot numbers are recommended.
- Major physical features including rivers and creeks showing direction of flow, lakes and reservoirs, roads, and railroads.
- Major water delivery system features from the point(s) of diversion/appropriation such as main pipelines, canals, and ditches.
- Existing place of use that includes separate hachuring for each water use permit, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions. If less than the entirety of the permit is being changed, a separate hachuring is needed for the portion of the permit left unchanged.
- N/A If you are proposing a change in place of use, show the proposed place of use with hachuring that includes separate hachuring for each permit, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions.
- Existing point(s) of diversion or well(s) with distance and bearing or coordinates from a recognized survey corner. This information can be found in your water use permit.
- N/A If you are proposing a change in point(s) of diversion or well(s), show the proposed location and label it clearly with distance and bearing or coordinates. If GPS coordinates are used, latitude-longitude coordinates may be expressed as either degrees-minutes-seconds with at least one digit after the decimal (example – 42°32'15.5") or degrees-decimal with five or more digits after the decimal (example – 42.53764°).

14272 -

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Powder River Land Company		PHONE NO. (415) 722-9206	ADDITIONAL CONTACT NO.
ADDRESS 47759 Anthony Lakes Hwy.		FAX NO.	
CITY North Powder	STATE Oregon	ZIP 97867	E-MAIL
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

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Agent Information – The agent is authorized to represent the applicant in all matters relating to this application.

AGENT/BUSINESS NAME Laura A. Schroeder Schroeder Law Offices, P.C.		PHONE NO. (503) 281-4100	ADDITIONAL CONTACT NO.
ADDRESS 1915 NE Cesar Chavez Blvd.		FAX NO. (877) 600-4971	
CITY Portland	STATE Oregon	ZIP 97212	E-MAIL counsel@water-law.com
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

Explain in your own words what you propose to accomplish with this permit amendment; and why:

We need to modify the location for Well 2 from the permitted location to the "as drilled" location. While the permit map included a 100-foot radius around the locations where the wells were to be drilled, the permit itself included exact locations. Well 2 was drilled within the 100-foot radius, rather than at the exact location identified in the permit. Additionally, we want to modify the location of 2.7 acres of the permitted place of use. Please note, primary irrigation for the full irrigation season for this land is provided by this permit and Certificate 83809. The use under this permit is supplemental during the portion of the irrigation season for which Certificate 83809 is primary. The portion of the irrigation season for these lands for which Certificate 83809 provides the primary irrigation use will be transferred by a forthcoming permanent district transfer or permanent regular transfer, depending on the result of discussions with Powder River Water Control District.

If you need additional space, continue on a separate piece of paper and attach to the application as "Attachment 1".

Check this box if this project is fully or partially funded by the American Recovery and Reinvestment Act. (Federal stimulus dollars)

Is the applicant the permit holder of record? Yes No

If NO, include either:

- A completed assignment form (with required statutory assignment fee), assigning all or a portion of the permit to the applicant(s), OR
- An affidavit of consent from the permit holder(s) of record that gives permission for the applicant to amend the permit.

Has the Completion ("C") Date of the permit(s) in this application expired? Yes No

If YES, this application will not be accepted by the Department.

If NO, what are the completion dates of the permit(s)? October 1, 2025

- If the permit completion date expires while the Permit Amendment Application is pending, the Department will not approve the Permit Amendment Application until an Extension of Time Application is approved for the permit.
- You may consider using the Reimbursement Authority process to expedite the processing of this Permit Amendment Application if the completion date of the permit expires within 6 months of the date of filing this application.

14272 -

By my signature below, I confirm that I understand:

- Prior to Department approval of the permit amendment, I may be required to submit payment to the Department for publication of a notice in a newspaper with general circulation in the area where the permit is located, once per week for two consecutive weeks. If more than one qualifying newspaper is available, I suggest publishing the notice in the following newspaper: Baker City Herald



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

Justin Inscoe
Applicant Signature

Justin Inscoe, Manager
Print Name (and Title if applicable)

06/28/2023
Date

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Check one of the following:

- The applicant is responsible for completion of change(s). Notices and correspondence should continue to be sent to the applicant.
- The permit holder(s) of record will be responsible for completing the proposed change(s) after the final order is issued. Copies of notices and correspondence should be sent to the permit holder(s) of record.


Check the appropriate box, if applicable:

- Check here if any of the permits proposed for amendment are or will be located within or served by an irrigation or other water district.

IRRIGATION DISTRICT NAME Powder Valley Water Control District	ADDRESS P.O. Box 189-690E Street	
CITY North Powder	STATE OR	ZIP 97867

- Check here if water for any of the permits supplied under a water service agreement or other contract for stored water with a federal agency or other entity.

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

 To meet State Land Use Consistency Requirements, you must list all local governments (each county, city, municipal corporation, or tribal government) within whose jurisdiction water will be diverted, conveyed or used.

ENTITY NAME Baker County	ADDRESS 1995 3rd St.	
CITY Baker City	STATE OR	ZIP 97814

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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Part 5 of 5 – Water Use Permit Information

Please use a separate Part 5 for each permit being changed. See instructions on page 6, to copy and paste additional Part 5s, or to add additional rows to tables within the form.

PERMIT # G-17616

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Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA) JUL 03 2023
 (Note: If the POD/POA name is not specified in the permit, assign it a name or number here.) OWRD

POD/POA Name or Number	Is this POD/POA Authorized by the permit or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp		Rng		Sec	¼ ¼		Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
Well 1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	NOT DRILLED	7	S	39	E	6	SW	NW	1100	1590 feet south and 150 feet east from NW Corner, Section 6
Well 2	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	NOT DRILLED	7	S	39	E	6	SW	NW	1100	1700 feet south and 160 feet east from NW Corner, Section 6
Well 2	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	BAKE 52667	7	S	39	E	6	SW	NW	1100	1638 feet south and 227 feet east from NW Corner, Section 6.
Well 3	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	NOT DRILLED	7	S	39	E	6	SW	NW	1100	1625 feet south and 930 feet east from NW Corner, Section 6

Check all type(s) of change(s) proposed below (change "CODES" are provided in parentheses):

- | | |
|---|--|
| <input checked="" type="checkbox"/> Place of Use (POU) | <input checked="" type="checkbox"/> Point of Appropriation/Well (POA) |
| <input type="checkbox"/> Point of Diversion (POD) | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Additional Point of Diversion (APOD) | <input type="checkbox"/> Surface water POD to Ground Water POA (SW/GW) |

Will all of the proposed changes affect the entire water use permit?

- Yes Complete only the proposed ("to" lands) section of Table 2 on the next page. Use the "CODES" listed above to describe the proposed changes.
- No Complete all of Table 2 to describe the portion of the permit to be changed.

For a change in place of use:

Does the permit holder of record own or control the land TO which the place of use is being moved?

Yes No

If NO, the landowner of the land TO which the place of use is being moved must be assigned to the permit as a permit holder of record by submitting a completed Request for Assignment form and the required statutory fee for an assignment.

Is the proposed place of use contiguous to the authorized place of use? Yes No

The permitted place of use can be moved only to lands that are contiguous to the authorized place of use unless the change to non-contiguous lands is in furtherance of mitigation or conservation efforts undertaken for the purposes of benefiting a species listed as sensitive, threatened, or endangered under ORS 496.171 to 496.192 or the federal Endangered Species Act of 1973 (16 U.S.C. 1531 to 1544), as determined by the

listing agency. Contiguous land being either adjacent land or land separated from the land to which a permit is authorized by roads, utility corridors, irrigation ditches or publicly owned rights of way.

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Please use and attach additional pages of Table 2 as needed.
See page 6 for instructions.

Do you have questions about how to fill-out the tables?
Contact the Department at 503-986-0900 and ask for Transfer

Table 2. Description of Changes to Water Use Permit # G-17616

List the change proposed for the acreage in each ¼ ¼. If more than one change is proposed, specify the acreage associated with each change. If there is more than one POD/POA involved in the proposed changes, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.										Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.													
Twp	Rng	Sec	¼	¼	Tax Lot	Gvt Lot or DLC	Acres (if applicable)	POD(s) or POA(s) (name or number from Table 1)	Priority Date		Twp	Rng	Sec	¼	¼	Tax Lot	Gvt Lot or DLC	Acres (if applicable)	POD(s) or POA(s) to be used (from Table 1)	Priority Date				
EXAMPLE																								
2	S	9	E	15	NE	NW	100		15.0	POD #1 POD #2	POU/POD	2	S	9	E	15	NW	NW	100	1	10.0	POD #5		
"	"	"	"	"	"	"	"	"	EXAMPLE	"	"	2	S	9	E	15	SW	NW	200		5.0	POD #6		
7	S	39	E	6	NW	SW	1100		1.35	ALL	5/14/15	POA/POU	7	S	39	E	6	NW	NW	1102		0.5	ALL	5/14/15
7	S	39	E	6	SW	NW	1100		1.35	ALL	5/14/15	POA/POU	6	S	39	E	31	SW	SW	1100		2.2	ALL	5/14/15
7	S	39	E	6	NW	SW	1100		34.65	ALL	5/14/15	POA	7	S	39	E	6	NW	SW	1100		34.65	ALL	5/14/15
7	S	39	E	6	SW	NW	1100		34.65	ALL	5/14/15	POA	7	S	39	E	6	SW	NW	1100		34.65	ALL	5/14/15
7	S	39	E	6	NW	NW	1100		11.41	ALL	5/14/15	POA	7	S	39	E	6	NW	NW	1100		11.41	ALL	5/14/15
7	S	39	E	6	NW	NW	1102		16.59	ALL	5/14/15	POA	7	S	39	E	6	NW	NW	1102		16.59	ALL	5/14/15
							TOTAL ACRES	100														TOTAL ACRES	100	

Additional remarks: **Please note that the acres under this permit are for supplemental irrigation from March 1 through October 1 and primary irrigation from October 2 through October 31.**

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JUL 03 2023

Permit # G-17616

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Are there other water rights certificates, water use permits or ground water registrations associated with the "from" or "to" lands? Yes No

If YES, list the other certificate, permit, or ground water registration numbers: 83809



If the permit(s) are for irrigation or supplemental irrigation use, other water rights existing on the same land for irrigation that are subject to transfer must either change concurrently or be cancelled. Any change to a water right certificate or ground water registration must be filed separately in a water right transfer application or ground water registration modification application, respectively.

For a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation:

- Well log(s) are attached for each authorized and proposed well(s) that are clearly labeled and associated with the corresponding well(s) in Table 1 above and on the accompanying application map. (Tip: You may search for well logs on the Department's web page at: http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx)

AND/OR

- Describe the construction of the authorized and proposed well(s) in Table 3 for any wells that do not have a well log. For *proposed wells not yet constructed or built*, provide "a best estimate" for each requested information element in the table. The Department recommends you consult a licensed well driller, geologist, or certified water right examiner to assist with assembling the information necessary to complete Table 3.

Table 3. Construction of Point(s) of Appropriation

Any well(s) in this listing must be clearly tied to corresponding well(s) described in Table 1 and shown on the accompanying application map. Failure to provide the information will delay the processing of your transfer application until it is received. The information is necessary for the department to assess whether the proposed well(s) will access the same source aquifer as the authorized point(s) of appropriation (POA). The Department is prohibited by law from approving POA changes that do not access the same source aquifer.

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well, OWRD Well ID Tag No. L-____	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well - specific rate (cfs or gpm). If less than full rate of water right
Well 1	No	N/A	Likely < 700'	12"	At least 10' into competent bedrock	At least 10' into competent bedrock	Below casing (likely 300' or deeper)	N/A	Bedrock	N/A
Well 2	No	N/A	Likely < 700'	12"	At least 10' into competent bedrock	At least 10' into competent bedrock	Below casing (likely 300' or deeper)	N/A	Bedrock	N/A

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well, OWRD Well ID Tag No. L-____	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well - specific rate (cfs or gpm). If less than full rate of water right
Well 3	No	N/A	Likely < 700'	12"	At least 10' into competent bedrock	At least 10' into competent bedrock	Below casing (likely 300' or deeper)	N/A	Bedrock	N/A

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Land Use Information Form



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

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Applicant(s): Terry and Linda Inscoe c/o Schroeder Law Offices, P.C. Attn: Tara Lomacz

Mailing Address: 1915 NE Cesar E. Chavez Blvd

City: Portland State: OR Zip Code: 97212 Daytime Phone: (503) -281-4100

A. Land and Location

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

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:	Proposed Land Use:
<u>7S</u>	<u>39E</u>	<u>6</u>	<u>NWNW</u>	<u>1100</u> <u>1102</u>	<u>EFU</u>	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	<u>Irrigation</u>
<u>7S</u>	<u>39E</u>	<u>6</u>	<u>SWNW</u>	<u>1100</u>	<u>EFU</u>	<input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	<u>Irrigation</u>
<u>7S</u>	<u>39E</u>	<u>6</u>	<u>NWSW</u>	<u>1100</u>	<u>EFU</u>	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	<u>Irrigation</u>
<u>6S</u>	<u>39E</u>	<u>31</u>	<u>SWSW</u>	<u>2401</u>	<u>EFU</u>	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	<u>Irrigation</u>

10412
 18131
 1782

List all counties and cities where water is proposed to be diverted, conveyed, and/or used or developed:

Baker County

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 Permit Amendment or Ground Water Registration Modification
 Limited Water Use License Allocation of Conserved Water Exchange of Water

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

Estimated quantity of water needed: 0.036 cubic feet per second gallons per minute acre-feet

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

Briefly describe:

Change of point of diversion due to actual location of well drilled and change of place of use to accommodate current needs.



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

See bottom of Page 3. →

14272 -

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 the 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 the 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:	
		<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.

Approved via Baker County Zoning ORD # 2021-01
 Section 410.02.A

Name: Timothy Smothers Title: Planner
 Signature:  Phone: (541) 523-8219 Date: 6/28/23
 Government Entity: BAKER CITY-COUNTY PLANNING DEPT.

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: _____

Proposed Well 2

STATE OF OREGON WATER SUPPLY WELL REPORT

BAKE 52667

WELL I.D. LABEL# L 132704

START CARD # 1043602

(as required by ORS 537.765 & OAR 690-205-0210)

10/21/2019

ORIGINAL LOG #

(1) LAND OWNER

Owner Well I.D. _____
First Name TERRY Last Name INSCOE
Company _____

Address 47759 ANTHONY LAKES HWY
City NORTH POWDER State OR Zip 97867

(2) TYPE OF WORK

New Well Deepening Conversion
 Alteration (complete 2a & 10) Abandonment (complete 5a)

(2a) PRE-ALTERATION

Dia + From To Gauge Stl Plstc Wld Thrd
Casing:
Material From To Amt sacks/lbs
Seal: _____

(3) DRILL METHOD

Rotary Air Rotary Mud Cable Auger Cable Mud
 Reverse Rotary Other _____

(4) PROPOSED USE

Domestic Irrigation Community
 Industrial/ Commercial Livestock Dewatering
 Thermal Injection Other _____

(5) BORE HOLE CONSTRUCTION

Special Standard (Attach copy)
Depth of Completed Well 680.00 ft.

BORE HOLE			SEAL			Amt	sacks/ lbs
Dia	From	To	Material	From	To		
20	0	590	Cement	0	590	750	S
12	590	680				Calculated	736
						Calculated	

How was seal placed: Method A B C D E
 Other _____

Backfill placed from _____ ft. to _____ ft. Material _____

Filter pack from _____ ft. to _____ ft. Material _____ Size _____

Explosives used: Yes Type _____ Amount _____

(5a) ABANDONMENT USING UNHYDRATED BENTONITE

Proposed Amount _____ Actual Amount _____

(6) CASING/LINER

Casing	Liner	Dia	+	From	To	Gauge	Stl	Plstc	Wld	Thrd
<input checked="" type="checkbox"/>	<input type="checkbox"/>	12	<input checked="" type="checkbox"/>	1.5	490	.250	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	12	<input type="checkbox"/>	490	590	.375	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>						<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>						<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Shoe Inside Outside Other Location of shoe(s) _____

Temp casing Yes Dia _____ From + _____ To _____

(7) PERFORATIONS/SCREENS

Perforations Method _____

Screens Type _____ Material _____

Perf/ Screen	Casing/ Liner	Screen Dia	From	To	Scm/slot width	Slot length	# of slots	Tele/ pipe size

(8) WELL TESTS: Minimum testing time is 1 hour

Pump Bailer Air Flowing Artesian

Yield gal/min	Drawdown	Drill stem/Pump depth	Duration (hr)
1500		660	6

Temperature 56 °F Lab analysis Yes By _____

Water quality concerns? Yes (describe below) TDS amount 52 ppm
From _____ To _____ Description _____ Amount _____ Units _____

From	To	Description	Amount	Units

(9) LOCATION OF WELL (legal description)

County BAKER Twp 7.00 S N/S Range 39.00 E E/W WM
Sec 6 SW 1/4 of the NW 1/4 Tax Lot 1100

Tax Map Number _____ Lot _____

Lat _____ " or _____ DMS or DD

Long _____ " or _____ DMS or DD

Street address of well Nearest address

47759 ANTHONY LAKES HWY NORTH POWDER ORE

(10) STATIC WATER LEVEL

Existing Well / Pre-Alteration	Date	SWL(psi)	+ SWL(ft)
Completed Well	9/20/2019	0.5	<input checked="" type="checkbox"/> 1.2

Flowing Artesian? Dry Hole?

WATER BEARING ZONES

Depth water was first found 3.00

SWL Date	From	To	Est Flow	SWL(psi)	+ SWL(ft)
7/12/2019	3	14	12		3
8/20/2019	625	680	1500	0.5	<input checked="" type="checkbox"/> 1.5

(11) WELL LOG

Ground Elevation _____

Material	From	To
Top soil	0	3
Tan clay and large gravel	3	14
Tan clay med hard	14	28
Tan sandy clay	28	35
Tan clay and sand hard	35	85
Gray sand and clay	85	140
Tan sand and clay med hard	140	327
Gray hard sand stone	327	550
Gray basalt broken	550	556
Hard gray basalt	556	625
Broken gray granite and sand	625	680

RECEIVED

JUL 03 2023

OWRD

Date Started 7/10/2019

Completed 8/13/2019

(unbonded) Water Well Constructor Certification

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

License Number _____ Date _____

Signed _____

(bonded) Water Well Constructor Certification

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

License Number 1606 Date 10/21/2019

Signed JOHN MARCIEL (E-filed)

Contact Info (optional) 14272-

Laura A. Schroeder
Oregon, Idaho,
Nevada, Washington & Utah
Therese A. Ure Stix
Oregon & Nevada
Caitlin R. Skulan
Nevada & Idaho



SCHROEDER
LAW OFFICES, P.C.

William F. Schroeder
(1928 - 2015)
James Browitt
Of Counsel
Idaho & Washington

June 30, 2023

VIA US PRIORITY MAIL

Oregon Water Resources Department
725 Summer St NE, Suite A
Salem, Oregon 97301

RECEIVED

JUL 03 2023

OWRD

RE: Powder River Land Company: Application for Permit Amendment for Permit G-17616 (Application G-18082)

To Whom It May Concern:

Enclosed on behalf of Powder River Land Company, please find an Application for Permit Amendment for Permit G-17616 (Application G-18082) with the required enclosures. Also enclosed is a check in the amount of \$2930 for the application fee.

Please contact our office if anything further is needed to process the application.

Very truly yours,
SCHROEDER LAW OFFICES, P.C.

Tara J. Lomacz
Paralegal

TJL:tjl

Enclosures

cc: Client

14272 -

1915 NE Cesar E. Chavez Boulevard, Portland, Oregon 97212 (503) 281-4100

10615 Double R Boulevard, Suite 100, Reno, Nevada 89521 (775) 786-8800

www.water-law.com counsel@water-law.com

APPLICATION MAP FOR PERMIT AMENDMENT TO PERMIT G-17616 (APPLICATION G-18082)

REFERENCE CORNER:
LOCATED AT THE NW CORNER OF SECTION 6, TOWNSHIP 7 SOUTH,
RANGE 39 EAST, W.M.

BAKER COUNTY TAX LOT OWNERSHIP: 2401, 1102 & 1100

AS PERMITTED WELL LOCATIONS

WELL #1:
150 FT EAST & 1,590 FT SOUTH OF THE REFERENCE CORNER.










WELL #2:
160 FT EAST & 1,700 FT SOUTH OF THE REFERENCE CORNER.

WELL #3:
930 FT EAST & 1,625 FT SOUTH OF THE REFERENCE CORNER.

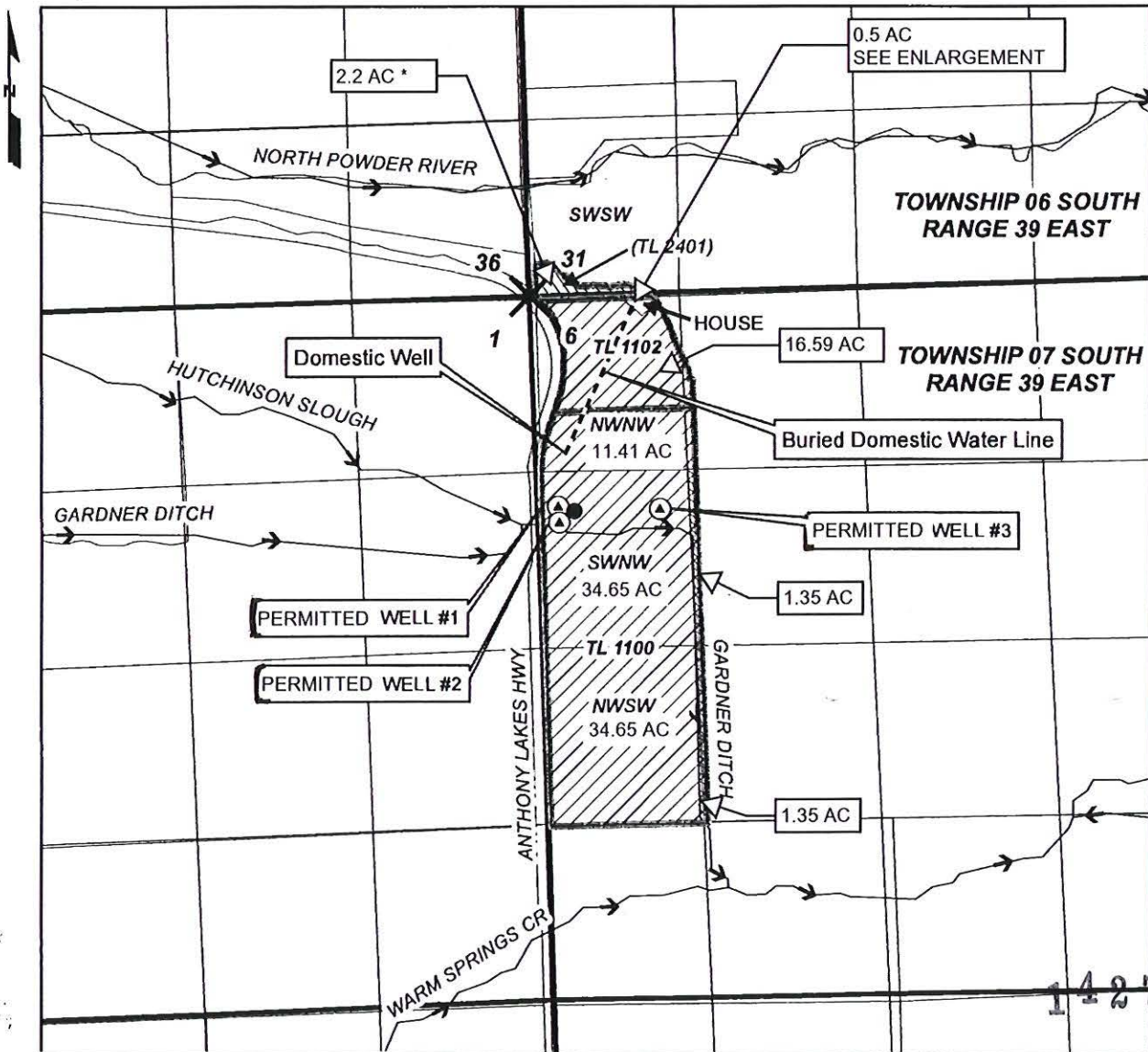
AS DRILLED WELL LOCATION:

Well #2:
227 FT EAST & 1,638 FT SOUTH OF THE REFERENCE CORNER
(BAKE 52667)

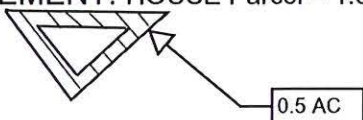
LEGEND:

-  TAX LOT BOUNDARY 1 INCH = 1,320 FEET
-  SECTION BOUNDARY
-  QUARTER/QUARTER
-  REFERENCE CORNER
-  LOCATION OF PERMITTED WELLS
-  LOCATION OF AS DRILLED WELL #2
-  EXISTING POU TO BE CHANGED (2.7 AC)
-  EXISTING POU UNCHANGED (97.3 AC)
-  NEW POU (2.7 AC)

RECEIVED
JUL 03 2023
OWRD



ENLARGEMENT: HOUSE Parcel = 1.0 acre total



* TL 2401 is 2.58 acres total,
thus proposed 2.2 acres does
not cover entirety of tax lot.

PREPARATION OF THIS MAP IS FOR
THE PURPOSE OF IDENTIFYING THE
LOCATION OF THE WATER RIGHT
ONLY. THERE IS NO INTENT TO
PROVIDE DIMENSIONS OR LOCATIONS
OF PROPERTY OWNERSHIP LINES.

Permit Amendment Application Intake Checklist

Permit Amendment # T- 14272

Reviewer <i>Stacy</i> Date <i>7-5-2023</i>	Type of Change(s) Proposed: <input checked="" type="checkbox"/> POU <input type="checkbox"/> POD <input type="checkbox"/> APOD <input checked="" type="checkbox"/> POA <input type="checkbox"/> APOA <input type="checkbox"/> SW to GW
Calculated Fee \$ <input checked="" type="checkbox"/> Use fee calculator on back of this form	Fee Received \$ <i>2,930.⁰⁰</i>
Permit: <i>G-17616</i> Completion Date: <i>10-1-2025</i> Permit: Completion Date: Permit: Completion Date:	Check <u>ALL</u> Permits in WRIS to confirm completion date is not expired
Notes:	

Application:			
1.	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	Have <u>ALL</u> of the applicant's signed and dated the application? If no, whose signature is missing?
2.	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	Part 5 of application: Does the information match the description of the explanation on Part 4 of the application?
3.	<input type="checkbox"/> YES	<input type="checkbox"/> NO	<input checked="" type="checkbox"/> N/A
For multiple permits: Each permit proposed for transfer has their own separate completed Part 5, Tables 1 & 2? If no, which permit(s) are missing separate Part 5, Tables 1 & 2?			

Map Requirements:			
4.	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	Map included & to scale? (Separate map for each permit if more than 3 permits)
5.	<input type="checkbox"/> YES	<input type="checkbox"/> NO	<input checked="" type="checkbox"/> N/A
Map Waiver? The map waiver must be issued by the Department			
Notes:			

Attachments:			
6.	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO	Has the Permit Completion Date expired? (If yes, we cannot accept)
7.	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> N/A
Land Use Form included and signed by the County?			
8.	<input type="checkbox"/> YES	<input type="checkbox"/> NO	<input checked="" type="checkbox"/> N/A
Consent Form included, signed, & notarized (for applicants who are not a permit holder of record)?			
9.	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> N/A
For changes in POA/APOA – are the well logs included?			
10.	<input type="checkbox"/> YES	<input type="checkbox"/> NO	<input checked="" type="checkbox"/> N/A
For change in POU within Umatilla County, Supplemental Form U included?			

<input checked="" type="checkbox"/>	Application complete: no deficiencies identified, assign a T-number and put this checklist in T-folder.
<input type="checkbox"/>	Application DEFICIENT: DO NOT accept - return to applicant with letter explaining deficiencies identified.

Permit Amendment Application Intake Checklist

FEE WORKSHEET for PERMIT AMENDMENT			
1	Base Fee (includes one type of change to one permit for up to 1 cfs)	1	\$1,360
2	Types of change proposed: <input checked="" type="checkbox"/> Place of Use <input checked="" type="checkbox"/> Point of Diversion/Appropriation Number of above boxes checked = <u>2</u> (2a) Subtract 1 from the number in line 2a = <u>1</u> (2b) <i>If only one change, this will be 0</i> Multiply line 2b by \$1090 and enter » » » » » » » » » » » » » »	2	1090
3	Number of permits included in Permit Amendment <u>1</u> (3a) Subtract 1 from the number in 3a above: _____ (3b) <i>If only one permit, this will be 0</i> Multiply line 3b by \$610 and enter » » » » » » » » » » » » » »	3	0
4	Do you propose to add or change a well, or change from a surface water POD to a well? <input type="checkbox"/> No: enter 0 <input checked="" type="checkbox"/> Yes: enter \$480 for the 1st well to be added or changed <u>480</u> (4a) Do you propose to add or change additional wells? <input checked="" type="checkbox"/> No: enter 0 <input type="checkbox"/> Yes: multiply the number of additional wells by \$410 _____ (4b)	4	480
5	Do you propose to change the place of use? <input type="checkbox"/> No: enter 0 on line 5 » <input checked="" type="checkbox"/> Yes: enter the cfs for the portions of the permits to be amended (see example below*): <u>.45</u> (5a) Subtract 1.0 from the number in 5a above: _____ (5b) If 5b is 0 or less, enter 0 on line 5 » If 5b is greater than 0, round up to the nearest whole number: _____ (5c)	5	0
6	Add entries on lines 1 through 5 above » » » » » » » » » » Subtotal:	6	2930
7	Is this Permit Amendment: <input type="checkbox"/> necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? <input type="checkbox"/> endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat? If one or more boxes is checked, multiply line 6 by 0.5 and enter on line 7 »	7	0
8	Subtract line 7 from line 6 » » » » » » » » » » » » » » Permit Amendment Fee:	8	2930