

BJORK Mary F * WRD

From: BJORK Mary F * WRD
Sent: Monday, March 30, 2026 8:17 AM
To: bobbagett@gmail.com
Cc: BJORK Mary F * WRD
Subject: RE: T-14380

Hi Bob,

Thanks for your email. I am still the Department contact for assignments so happy to assist in any questions related to water right holder of record issues.

Mary cannot sign the COBU for James. An assignment by proof will be needed to remove him as a transfer holder of record.

Please let me know if you have any additional questions.

Best regards,

[Mary F. Bjork](#)

Water Right Services Program Analyst
Oregon Water Resources Department
725 Summer Street NE, Suite A Salem, OR 97301
Phone 503-979-9895 (work cell)
mary.f.bjork@water.oregon.gov

From: bobbagett@gmail.com <bobbagett@gmail.com>
Sent: Saturday, March 28, 2026 1:37 PM
To: BJORK Mary F * WRD <Mary.F.BJORK@water.oregon.gov>
Cc: bobbagett@gmail.com
Subject: T-14380

Hi Mary,

I 'm not sure who I should ask this question, but you've helped me in the past.

I'm working on the Claim of Beneficial Use for this transfer.

The Final Order for T-14380 shows the applicants Roy and Leslie Walker plus James and Mary Jensen as trustees of two trusts:

JAMES JERRY JENSEN, CO-TRUSTEE AND
MARY S. ALEXANDER, CO-TRUSTEE OF THE
JAMES JERRY JENSEN REVOCABLE LIVING TRUST AND
THE MARY S. ALEXANDER REVOCABLE LIVING TRUST
JAMES J. JENSEN
MARY JENSEN

Mr. Jensen recently passed away.

My question is, can Mary sign her part of the COBU of both trusts as co-trustee or do we need an assignment?

Thanks for your help!

Best regards,
Bob – Cell 541-620-0717



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

October 6, 2025

Roy and Leslie Walker
515 River Bend Rd
Roseburg, OR 97471

James and Mary Jensen
Po Box 834
John Day, OR 97845

James Jerry Jensen Revocable Living Trust
James Jerry Jensen
Po Box 834
John Day, OR 97845

Mary S. Alexander Revocable Living Trust
Mary Alexander
Po Box 834
John Day, OR 97845

REFERENCE: Transfer Application T-14380

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, Elyse Hennen, by telephone at (971) 701-5485 or by e-mail at Elyse.d.richman@water.oregon.gov.

Sincerely,

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

3. On May 13, 2025, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-14380 to the applicants. The draft Preliminary Determination cover letter set forth a deadline of June 12, 2025, for the applicants to respond. The applicants requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer.
4. On August 12, 2025, the Department issued a Preliminary Determination proposing to approve Transfer T-14380 and mailed a copy to the applicant. Additionally, notice of the Preliminary Determination for the transfer application was published on the Department's weekly notice on August 12, 2025, and in the East Oregonian newspaper on August 20 and 27, 2025 pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notice.

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

Certificate: 25974 in the name of WILLIAM W WARREN (confirmed by John Day River (F) Decree)

Use: IRRIGATION OF 6.0 ACRES

Priority Date: 1905

Limit/Duty: The amount of water to which such right is entitled, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed ONE-FORTIETH cubic foot per second per acre irrigated to June 1 and ONE-EIGHTIETH cubic foot per second per acre thereafter; further limited to one acre-foot per calendar month to June 1 and four acre-feet per acre during season April 1 to Sept. 30, measured at point of diversion.

Source: PINE CREEK AND SPRING

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q
14 S	32 E	WM	1	SW NE

Authorized Place of Use:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres	Proposed Changes
14 S	32 E	WM	1	SW NE	200	2.1	POD, APOD
14 S	32 E	WM	1	SE NE	200	0.9	POD, APOD
14 S	32 E	WM	1	NW SE	200	2.0	POD, APOD
14 S	32 E	WM	1	NW SE	500	1.0	POD
Total						6.0	

6. The Department received information from the applicant that describes the location of the authorized point of diversion for Certificate 25974 as follows:

Twp	Rng	Mer	Sec	Q-Q
14 S	32 W	WM	1	NE SW

7. Transfer Application T-14380 proposes to move the authorized point of diversion approximately 40 feet downstream to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
14 S	32 E	WM	1	NE SW	POD #2 - 23 FEET NORTH AND 416 FEET WEST FROM THE SE CORNER OF THE NESW CORNER OF SECTION 1

8. Transfer Application T-14380 also proposes an additional point of diversion as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Approximate Distance from Proposed Point of Diversion in Miles (mi.)
14 S	32 E	WM	1	SW NE	APOD #3 - 1 FOOT SOUTH AND 560 FEET WEST FROM THE SE CORNER OF GOV'T LOT 2 IN SECTION 1	0.35 mi. Downstream

9. The Oregon Department of Fish and Wildlife (ODFW) has determined that a fish screen is necessary at the new point of diversion to prevent fish from entering the diversion and that the diversion is not currently equipped with an appropriate fish screen. This diversion may be eligible for screening cost-share funds.

Transfer Review Criteria [OAR 690-380-0100(14), OAR 690-380-4010(2), and OAR 690-380-2110(2)]

10. Water has been used within the last five years according to the terms and conditions of the right. There is no information in the record that would demonstrate that the right is subject to forfeiture under ORS 540.610.
11. A water delivery system sufficient to use the full amount of water allowed under the existing right was present within the five-year period prior to submittal of Transfer Application T-14380.
12. The water right is subject to transfer as defined in ORS 540.505(4) and OAR 690-380-0100(14).
13. The proposed points of diversion divert water from the same source of surface water as the authorized point of diversion, as required by OAR 690-380-2110(2).
14. The proposed changes, as conditioned, would not result in enlargement of the right.
15. The proposed changes, as conditioned, would not result in injury to other existing water rights.
16. All other application requirements are met.

Conclusions of Law

The change in point of diversion and additional point of diversion proposed in Transfer Application T-14380 are consistent with the requirements of ORS 540.505 to 540.580 and OAR 690-380-5000.

Now, therefore, it is ORDERED:

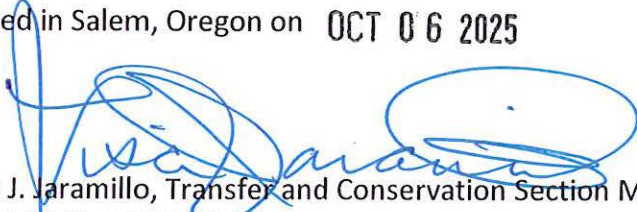
1. The change in point of diversion and additional point of diversion proposed in Transfer Application T-14380 are approved.
2. The right to the use of the water is restricted to beneficial use at the place of use described and is subject to all other conditions and limitations contained in Certificate 25974 and any related decree.
3. Approval of this transfer application does not constitute nor grant legal access onto or through another person's property for purposes of accessing the new points of diversion.
4. Water right Certificate 25974 is cancelled. A new certificate will be issued describing that portion of the right not affected by this transfer.
5. The quantity of water diverted at the new point of diversion (POD #2) shall not exceed the quantity of water lawfully available at the original point of diversion (POD #1).
6. The quantity of water diverted at the new additional point of diversion (APOD #3), together with that diverted at the new point of diversion (POD #2), shall not exceed the quantity of water lawfully available at the original point of diversion (POD #1).
7. Water shall be acquired from the same source of surface water as the original point of diversion.
8. Prior to diverting water, the water user shall install 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 water user shall maintain the headgate as required by the Department.
9. 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 diversion, 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.
10. Prior to diverting water, the water user shall install an approved fish screen at the new point of diversion and shall provide to the OWRD a written statement from Oregon Department of Fish and Wildlife (ODFW) that the installed screen meets the state's criteria, or that ODFW has determined a screen is not necessary.

The water user shall operate and maintain the fish screen at the new point of diversion consistent with ODFW's operational and maintenance standards. If ODFW determines the screen is not functioning properly and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that OWRD regulate the use of water until OWRD receives notification from ODFW that the fish screen is functioning properly.

11. Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2027**. 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.
12. After satisfactory proof of beneficial use is received, a new certificate confirming the right transferred will be issued.

Dated in Salem, Oregon on **OCT 06 2025**



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

Mailing Date: OCT 07 2025

STATE OF OREGON

COUNTY OF GRANT

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

WILLIAM W. WARREN
PRAIRIE CITY, OR 97869

confirms the right to use the waters of Pine Creek and Spring for the purpose of IRRIGATION of 29.9 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Grant County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 15, at Page 461. The date of priority is 1905.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q
14 S	32 E	WM	1	SW NE

The amount of water to which such right is entitled, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed ONE-FORTIETH cubic foot per second per acre irrigated to June 1 and ONE-EIGHTIETH cubic foot per second per acre thereafter; further limited to one acre-foot per calendar month to June 1 and four acre feet per acre during season April 1 to Sept. 30, measured at point of diversion.

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

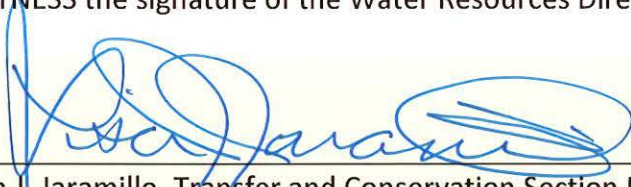
IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
14 S	32 E	WM	1	SW NE	23.3
14 S	32 E	WM	1	SE NW	0.6
14 S	32 E	WM	1	NE SE	0.5
14 S	32 E	WM	1	NW SE	5.3
14 S	32 E	WM	1	SW SE	0.2
Total					29.9

This certificate describes that portion of water right Certificate 25974, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered OCT 06 2025, approving Transfer Application T-14380.

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 and is subject to all other conditions and limitations contained in said decree.

WITNESS the signature of the Water Resources Director, affixed OCT 06 2025.



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

TRANSFER COVER SHEET

Transfer: T-14380

GR Application #: GR-

File Assigned- Transfer Specialist: Elyse D. Richman

Transfer Type: Regular Transfer

Reimbursement Authority?

Applicant: ROY AND LESLIE WALKER 26272 PINE CREEK RD JOHN DAY, OR 97845	Applicant: James and Mary Jensen PO Box 834 John Day, OR 97845	CWRE → Robert Baggett Baggett Agent: 217 N. Canyon Blvd. John Day, OR 97845 bobbaggett@gmail.com
Interested Parties: royles@hughes.net BOR (date): _____ Tribal Gov't: _____ Gov'ts: Grant County County: GRANT	Irrigation District: wagons@oxbowwagonsand coaches.com Check area of interest on map <input type="checkbox"/>	Additional Contact Information: _____

Key Dates & Initial Actions (Support Staff)

Type of change(s) proposed- attach additional review checklists as necessary			
POINT OF DIVERSION ; Additional Point of Diversion			
If change is Historic or Substitution, application will go directly to Final Order. Add'l questions on last page for Historic and Gov't Action.			
Fees Pd:	\$680.00	WM Review request date sent - WM District: 4	1/11/2024
Received Date:	December 22, 2023	WM Review - date received:	1/16/2024
Acknowledgement Letter Sent	Date: 1/11/2024	GW Review - date sent:	
County sent cc: of Ack Letter	Date: 1/11/2024	GW Review - date received:	
Initial Public Notice Date:	1/16/2024	ODFW Review - date sent: ODFW District: John Day District	1/11/2024
Comments Received:	Yes <input type="checkbox"/> No: <input type="checkbox"/>	ODFW Review - date received:	2/15/2024

Water Rights Affected

File Marked	No.	App. File # or Decree Name	Permit	Certificate	RR/CR Needed	RR/CR Nos.
<input type="checkbox"/>	1	John Day River (F)		25974	<input checked="" type="checkbox"/> Yes <input checked="" type="checkbox"/> No	98538
<input type="checkbox"/>	2				<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	3				<input type="checkbox"/> Yes <input type="checkbox"/> No	

I have confirmed that the information on this document is correct (or has been corrected): initials

Caseworker Actions:

Assigned in WRIS:	DPD Workflow updated:	WRIS Notes:
PD and RR sent to Data Entry:	Certified mail date:	
Newspaper notice needed: Yes <input checked="" type="checkbox"/> No: <input type="checkbox"/>	Name of Newspaper: East Oregonian	
PD notice email coordinator:	PD notice Request Date:	Amount Due: \$ 289.80
		Received date: 7/7/2025
Last day of publication: 8/27/25		Affidavit received:

DOCUMENT	Drafted		Peer Review		Policy Review		Changes		ODFW contact info: <input type="checkbox"/> included NA: <input type="checkbox"/>
	Date	initials	Date	initials	Date	initials	Date	initials	WM contact info: <input type="checkbox"/> included NA: <input type="checkbox"/>
DPD									Number of Docs for signature:
NOTICE									Date in Signature bin
PD									Signature date
FO	9/19/25	Elyse	9/22	Scott	9/24	Kerri			8/12/2025
RR									9/24/25

Special Issues:

PERMANENT TRANSFER APPLICATION CHECKLIST

RA

Transfer #: T-14380

CW	PR	Coord	
<input checked="" type="checkbox"/>	<input type="checkbox"/>		Save all certificates in electronic "T" folder and highlight Priority Date, Rate, Use and Limit/Duty paragraph
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Supplemental checklist for transfers w/in a District (S:\groups\wr\TACS\WRISApps Templates\Transfer Checklists\SUPP_Within District Processing Checklist 9-5-2019) If this is a Living Certificate – check with Ann Reece See Supplemental Language document for language

Transfer Application Review and Deficiencies

CW	PR	Coord			
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Are all applicants/agents listed in WRIS with email addresses, if available?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Have all permit/certificates been entered in WRIS under Transfer #?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Were timely Public Comments received? (if yes, enter commenter names/email on mailing list)	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Add finding for any comments received (see Supplemental Language document)					

Groundwater Modification Application Review and Deficiencies

CW	PR	Coord	<input type="checkbox"/> N/A		
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	If for a Groundwater Modification, were there any assignments? All GR Mod applicants must be the holder of record.	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Are there any past GR Modifications and/or letters documenting changes to the GR These must be accounted for in the GR Mod Order.	<input type="checkbox"/> Yes <input type="checkbox"/> No

Review "From" and "To" Lands and/or POD/POA

CW	PR	Coord			
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		Are only the authorized POD(s)/POA(s)/POU listed on the "from" map?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		Does the "from" map match the certificate map? If No, what is different?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		Compare FROM POU in application (Table 2) with certificate. Mark certificate with acres being xferred, any RR acres and any acres being cancelled.	
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		Compare TO POU in Table 2 with the TO Lands on map (for accuracy)	
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		Are any of the "from" lands being cancelled/diminished?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		If Yes, were cancellation/diminution affidavits submitted? (see findings and additional authority in Supplemental Language doc)	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		Are any instream water rights affected? If Yes, Cert # (If Yes, check criteria for injury-upstream POD move, moving closer to SW, or return flows affected)	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Layered/Supplemental Rights

CW	PR	Coord	<input checked="" type="checkbox"/> N/A		
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Are there any layered irrigation rights?	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	If Yes, were they included in application? If No, they must move with the primary, to a "like" primary, or they will be cancelled though the transfer process	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Layered right(s) Cert:	

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Are any supplemental rights being transferred? (verify that it is <i>actually a supplemental right</i>)	<input type="checkbox"/> Yes	<input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	If Yes, are they being transferred to a "like" primary (i.e. similar reliability)?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Notes:		

Transfer Review Criteria					
CW	PR	Coord			
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Validity of the right – Has the right been used in the last 5 years and is not subject to forfeiture?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/> Evidence of use and supporting documentation <input type="checkbox"/> Confirming (not a remaining right) cert issued within the last 5 years <input type="checkbox"/> Rebuttal to forfeiture (ORS 540.610)		
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Ready, Willing and Able – <input checked="" type="checkbox"/> Current delivery system sufficiently described in application. Does delivery system have capacity to fully divert and use the authorized rate/duty of the right?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Would the proposed transfer result in enlargement? If Yes, why? What conditions, if any, will avoid?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Would the proposed transfer result in injury? If Yes, why? What conditions, if any, will avoid?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	If injury, has WM or GW provided a list of injured water right holders? <input checked="" type="checkbox"/> N/A	<input type="checkbox"/> Yes	<input type="checkbox"/> No
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	If POD/POA/APOD/APOA change, will it be from the same source? If No, deny per OAR 690-380-2110(2) <input type="checkbox"/> N/A	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Notes:		

Draft Preliminary Determination and Cover Letter – 12 pt. Calibri font					
CW	PR	Coord			
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Prepare ModPod workareas		
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Prepare DPD (save as T-XXXXX-dpd-approve/deny (where XXXXX is the transfer number)		
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Prepare DPD Cover letter (save as T-XXXXX-dpd-cov)		
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Prepare Public Notice <input type="checkbox"/> and/or <input checked="" type="checkbox"/> newspaper notice (if required) (save as T-XXXXX-pd-notice)		
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Prepare Remaining Right(s) (if applicable). Send with DPD, cover letter and notice for peer review.		

Issue Draft Preliminary Determination					
CW					
<input checked="" type="checkbox"/>			Copy DPD and cover letter for paper file		
<input checked="" type="checkbox"/>			Save DPD and cover letter as PDF		
<input checked="" type="checkbox"/>			Mail/email to applicant/agent/WM		
<input checked="" type="checkbox"/>			Add workflow item "Draft PD Issued"		

Report of Ownership Information (ROI)					
CW	PR	Coord			
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Does legal description in ROI/Deed match "from" lands?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Have all owners on the ROI/Deed signed the application?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Has a notarized statement of consent been submitted? (if applicable) <input type="checkbox"/> N/A	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No

Newspaper Notice (if required)					
CW	PR	Coord			
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Prepare/send letter to applicant/agent regarding newspaper notice cost	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	TACS Support delivered receipted funds to caseworker	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No

Preliminary Determination and Cover Letter Preparation

CW	PR	Coord	See cheat sheet at (S:\groups\wr\TACS\6. Transfers\Procedures\DPD to PD Conversion 12-8-2016) for more detailed instructions	
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Was application amended after DPD was issued? - Make sure amended pages were scanned to WRIS (see support staff) and make sure you mark amended (replaced) pages with SUPERSEDED. Also make findings in PD.	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	If Yes, what was amended?	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Did amendment change outcome from denial to approval? <i>If Yes, make findings in PD.</i>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> If POD/POA changes or changes in "from" lands – re-review required from WM <input type="checkbox"/> If POA changes – re-review required from GW	
<i>Note: If POD was amended and changed from a downstream move to upstream within an ISWR reach – Consent to Injury may be required.</i>				
<input checked="" type="checkbox"/>	Save DPD as a new document (T-XXXXX-pd-approve/deny.doc) – 12 pt. Calibri font			
<input checked="" type="checkbox"/>	Remove "Draft" from document			
<input checked="" type="checkbox"/>	Unhide hidden findings (cntrl-A, select Font, uncheck "hidden" box) and add dates			
<input checked="" type="checkbox"/>	If application was amended, add finding including date of amendment			
<input type="checkbox"/>	Change language resulting from any amendments in response to the DPD, including language under Determination and Proposed Action			
<input checked="" type="checkbox"/>	Unhide appeal (protest) language at the end of the document			
<input checked="" type="checkbox"/>	Prepare PD Cover Letter (save as T-XXXXX-pd-cov)			
<input checked="" type="checkbox"/>	Check email address(s) for accuracy			
<input type="checkbox"/>	Notes:			
<input checked="" type="checkbox"/>	Send to caseworker/coordinator for Peer Review			

Data Center Review of PD

CW	PR	Coord	
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Email PD and RR(s)(with new cert numbers) to Data* for review – indicate if file is RA *email address is in key
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Data Center will send notification that file is complete
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Make any necessary changes to PD or prepare Revised DPD (if substantive changes)

Issue Preliminary Determination

CW	
<input checked="" type="checkbox"/>	Print PD and put in Manager's box for signature and issuance (support will print cover letter)
<input type="checkbox"/>	Add workflow notes

Protest

CW	PR	Coord	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Have protests been received? <input type="checkbox"/> Yes <input type="checkbox"/> No If YES, STOP! Coordinate with Protest section.

Final Order

CW See cheat sheet at (S:\groups\wr\TACS\6. Transfers\Procedures\PD to FO Conversion 12-8-2016) for more detailed instructions

Do not issue Final Order before this date: (protest period end date or 30 days after date of last newspaper publication)

- If application had a newspaper notice, verify that Affidavit of Publication was received. Date:
- Save PD as a new document (T-XXXXX-ord-approve (or deny))
- Remove "PRELIMINARY DETERMINATION" from document title and replace with "FINAL ORDER." Unhide hidden findings (cntrl-a, select Font, uncheck "hidden" box)
- Replace "PROPOSING APPROVAL/DENIAL OF" with APPROVING/DENYING
- Replace the "judicial review/reconsideration rights" box in the first page footer for the "Final Order" judicial review language; unhide and add Special Order Volume (support will add page #)
- Update the hidden paragraph following the public notice and amendments findings (regarding issuance of PD)
- Change "Determination and Proposed Action" to "Conclusions of Law" and update paragraph
- Replace "If application T-XXXXX is approved . . ." with Now, therefore, it is ORDERED:"
- Select list of conditions below "It is ORDERED" section and turn off Italics. Check numbering (start at "1").
- Delete Protest language, Document preparation box, and Notice Regarding Servicemembers; Insert "Mailing Date: _____"
- Final Check: All Conclusions of Law are supported by Findings and Transfer Review Criteria

Remaining Rights

CW	PR	Coord	<input type="checkbox"/> N/A	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		Make sure all RR certs have new cert numbers and are entered on the right side of the footer of each RR
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		Update left side of footer to read: T-XXXXX.rr.YYYYYY.ini, where YYYYYY is original cert number and .ini stands for your initials. New certificate should be on the right.
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		Print RR on certificate paper and include with Final Order for signature

Issue Final Order

CW	
<input type="checkbox"/>	Pull "Working Copy" folder from file
<input type="checkbox"/>	Print and put FO and RR in Manager's box for signature (manager will deliver to support for processing and issuance)

Notes:

**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 # **145589**

INVOICE # _____

RECEIVED FROM: James J Jensen
BY: Mary Sue Jensen

APPLICATION	
PERMIT	
TRANSFER	<u>T-14380</u>

CASH: CHECK:# 176 OTHER: (IDENTIFY)

TOTAL REC'D \$ 144.90

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES 4618 \$
0207 OTHER: (IDENTIFY) Newspaper Notice \$ 144.90

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

4270 WRD OPERATING ACCT

MISCELLANEOUS

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

WATER RIGHTS:

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

WELL CONSTRUCTION

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

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

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

OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

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

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION _____ \$ _____

RECEIPT: **145589**

DATED: 7-7-25 BY: Lois D Min

**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 # **145590**

INVOICE # _____

RECEIVED FROM: Leslie A Walker
BY: Roy L Walker

APPLICATION	
PERMIT	
TRANSFER	<u>T-14380</u>

CASH: CHECK:# 4214 OTHER: (IDENTIFY)

TOTAL REC'D \$ 144.90

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES	<u>4618</u>		\$
<u>0207</u> OTHER:	(IDENTIFY) <u>Newspaper Notice</u>		\$ <u>144.90</u>
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:			
		EXAM FEE	RECORD FEE
0201	SURFACE WATER	\$	0202 \$
0203	GROUND WATER	\$	0204 \$
0205	TRANSFER	\$	
WELL CONSTRUCTION			
		EXAM FEE	LICENSE FEE
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: **145590** DATED: 7-7-25 BY: Les D Min

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

IN THE CIRCUIT COURT OF
THE STATE OF OREGON
FOR BAKER/GRANT/MORROW/UMATILLA/UNION/WALLOWA COUNTIES

}AFFIDAVIT OF PUBLICATION

STATE OF OREGON

Counties of Baker/Grant/Morrow/Umatilla/Union/Wallowa} ss

I, Audra Workman being duly sworn, depose and say that I am the principal clerk of the publisher of the East Oregonian, eastoregonian.com, bakercityherald.com, lagrandeobserver.com, hermistonherald.com, bluemountaineagle.com and wallowa.com, a newspaper of general circulation, as defined by ORS 193.010 and 193.020; that the

EO-13961 NOTICE OF PRELIMINARY DETERMINATION FOR WATER RIGHT TRANSFER T-14380 T-14380 FILED BY ROY AND LESLIE WALKER 26272 PINE CREEK RD JOHN DAY OR 97845 AND JAMES JERRY JENSEN REVOCABLE LIVING TRUS

a printed copy of which is hereto annexed; was published in the entire issue of said newspaper for 2 successive and consecutive issues in the following issues:

8/20/25, 8/27/25

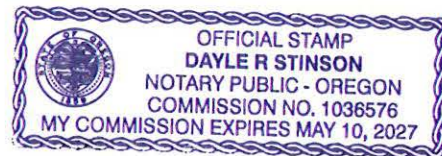
Subscribed and sworn to before me on this 27th day of August, A.D. 2025

Audra Workman
Dayle R Stinson
Notary Public of Oregon

Add: 489356

PO:

Tagline: EO-13961 T-14380



Received
SEP 02 2025

OWRD

**EO-13961
Notice of Preliminary
Determination for
Water Right Transfer T-14380**

T-14380 filed by Roy and Leslie Walker, 26272 Pine Creek Rd, John Day, OR 97845 and James Jerry Jensen Revocable Living Trust and The Mary S. Alexander Revocable Living Trust, P.O. Box 834, John Day, OR 97845 propose a change in point of diversion and an additional point of diversion under Certificate 25974. The right allows the use of one-fortieth cubic foot per second (cfs) per acre irrigated to June 1 and one-eightieth cfs per acre thereafter; further limited to one acre-foot (AF) per calendar month to June 1 and four AF per acre during season April 1 to September 30 from Pine Creek and a spring in Sec. 1, T14S, R32E, WM for irrigation in Sec. 1, T14S, R32E, WM. The applicants propose to move the point of diversion within Sec. 1, T14S, R32E, WM. and an additional point of diversion within Sec. 1, T14S, R32E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000. Any person may file, jointly or severally, a protest or standing statement within 30 days after the last date of newspaper publication of this notice, 08/27/2025. Call (503) 986-0935 to obtain additional information. If no protests are filed, the Department will issue a final order consistent with the preliminary determination.
Publish August 20, 27, 2025

Received
SEP 02 2025
OWRD



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

www.oregon.gov/owrd

August 12, 2025

VIA CERTIFIED MAIL AND E-MAIL

ROY AND LESLIE WALKER
26272 PINE CREEK RD
JOHN DAY, OR 97845

JAMES JERRY JENSEN, CO-TRUSTEE AND
MARY S. ALEXANDER, CO-TRUSTEE OF THE
JAMES JERRY JENSEN REVOCABLE LIVING TRUST
AND THE MARY S. ALEXANDER REVOCABLE LIVING TRUST
JAMES J. JENSEN
MARY JENSEN
PO BOX 834
JOHN DAY, OR 97845

SUBJECT: Water Right Transfer Application T-14380

Please find enclosed the Preliminary Determination indicating that, based on the information available, the Department intends to approve application T-14380. 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 and in the East Oregonian newspaper, simultaneously with issuance of the Preliminary Determination. The notice initiates a 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. The protest period will end 30 days after the last date of newspaper publication.

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 don't hesitate to contact me at 971-701-5485 or at elyse.d.richman@water.oregon.gov, if I may be of assistance.

Sincerely,

A handwritten signature in cursive script that reads "Elyse Richman".

Transfer Specialist
Transfer and Conservation Section

cc: Transfer Application file T-14380
Eric W. Julsrud, District 4 Watermaster *(via e-mail)*
Robert Bagett, CWRE #009 *(via e-mail bobbagett@gmail.com)*

encs

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

In the Matter of Transfer Application)	PRELIMINARY DETERMINATION
T-14380, Grant County)	PROPOSING APPROVAL OF A CHANGE IN
)	POINT OF DIVERSION AND ADDITIONAL
)	POINT OF DIVERSION

Authority

Oregon Revised Statutes (ORS) 540.505 to 540.580 establish 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. Oregon Administrative Rules (OAR) Chapter 690, Division 380 implement the statutes and provides the Department’s procedures and criteria for evaluating transfer applications.

Applicants

ROY AND LESLIE WALKER
26272 PINE CREEK RD
JOHN DAY, OR 97845

JAMES JERRY JENSEN, CO-TRUSTEE AND
MARY S. ALEXANDER, CO-TRUSTEE OF THE
JAMES JERRY JENSEN REVOCABLE LIVING TRUST AND
THE MARY S. ALEXANDER REVOCABLE LIVING TRUST
JAMES J. JENSEN
MARY JENSEN
PO BOX 834
JOHN DAY, OR 97845

Findings of Fact

1. On December 22, 2023, Roy and Leslie Walker and James Jerry Jensen Revocable Living Trust and Mary S. Jensen Revocable Living Trust filed an application for an additional point of diversion and to change the point of diversion under Certificate 25974. The Department assigned the application number T-14380.
2. Notice of the application for transfer was published on January 16, 2024, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.

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 the newspaper notice or the Department’s weekly notice as prescribed by OAR 690-380-4020, whichever is later, of this preliminary determination.

- On May 13, 2025, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-14380 to the applicants. The draft Preliminary Determination cover letter set forth a deadline of June 12, 2025, for the applicants to respond. The applicants requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer.
- The portion of the right to be transferred is as follows:

Certificate: 25974 in the name of WILLIAM W WARREN (confirmed by John Day River (F) Decree)
Use: IRRIGATION OF 6.0 ACRES
Priority Date: 1905
Limit/Duty: The amount of water to which such right is entitled, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed ONE-FORTIETH cubic foot per second per acre irrigated to June 1 and ONE-EIGHTIETH cubic foot per second per acre thereafter; further limited to one acre-foot per calendar month to June 1 and four acre-feet per acre during season April 1 to Sept. 30, measured at point of diversion.
Source: PINE CREEK AND SPRING

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q
14 S	32 E	WM	1	SW NE

Authorized Place of Use:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres	Proposed Changes
14 S	32 E	WM	1	SW NE	200	2.1	POD, APOD
14 S	32 E	WM	1	SE NE	200	0.9	POD, APOD
14 S	32 E	WM	1	NW SE	200	2.0	POD, APOD
14 S	32 E	WM	1	NW SE	500	1.0	POD
					Total	6.0	

- Certificate 25974 describes the authorized point of diversion as being in the SWNE Quarter Quarter of Section 1, Township 14S, Range 32E, WM. However, the applicant provided a description of the authorized point of diversion, described as POD #1, as being in the NESW, Sect. 1, T14S, E32E, WM.
- Transfer Application T-14380 proposes to move the authorized point of diversion approximately 40 feet downstream to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
14 S	32 E	WM	1	NE SW	POD #2 - 23 FEET NORTH AND 416 FEET WEST FROM THE SE CORNER OF THE NESW CORNER OF SECTION 1

7. Transfer Application T-14380 also proposes an additional point of diversion as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Approximate Distance from Proposed Point of Diversion in Miles (mi.)
14 S	32 E	WM	1	SW NE	APOD #3 - 1 FOOT SOUTH AND 560 FEET WEST FROM THE SE CORNER OF GOV'T LOT 2 IN SECTION 1	0.35 mi. Downstream

8. The Oregon Department of Fish and Wildlife (ODFW) has determined that a fish screen is necessary at the new point of diversion to prevent fish from entering the diversion and that the diversion is not currently equipped with an appropriate fish screen. This diversion may be eligible for screening cost-share funds.

Transfer Review Criteria [OAR 690-380-0100(14), OAR 690-380-4010(2), and OAR 690-380-2110(2)]

9. Water has been used within the last five years according to the terms and conditions of the right. There is no information in the record that would demonstrate that the right is subject to forfeiture under ORS 540.610.
10. A water delivery system sufficient to use the full amount of water allowed under the existing right was present within the five-year period prior to submittal of Transfer Application T-14380.
11. The water right is subject to transfer as defined in ORS 540.505(4) and OAR 690-380-0100(14).
12. The proposed points of diversion divert water from the same source of surface water as the authorized point of diversion, as required by OAR 690-380-2110(2).
13. The proposed changes, as conditioned, would not result in enlargement of the right.
14. The proposed changes, as conditioned, would not result in injury to other existing water rights.
15. All other application requirements are met.

Determination and Proposed Action

The change in point of diversion and additional point of diversion proposed in Transfer Application T-14380 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 transfer application will be approved.

If Transfer Application T-14380 is approved, the final order will include the following:

- 1. The change in point of diversion and additional point of diversion proposed in Transfer Application T-14380 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 Certificate 25974 and any related decree.*
- 3. Approval of this transfer application does not constitute nor grant legal access onto or through another person's property for purposes of accessing the new points of diversion.*
- 4. Water right Certificate 25974 is cancelled. A new certificate will be issued describing that portion of the right not affected by this transfer.*
- 5. The quantity of water diverted at the new point of diversion (POD #2) shall not exceed the quantity of water lawfully available at the original point of diversion (POD #1).*
- 6. The quantity of water diverted at the new additional point of diversion (APOD #3), together with that diverted at the new point of diversion (POD #2), shall not exceed the quantity of water lawfully available at the original point of diversion (POD #1).*
- 7. Water shall be acquired from the same source of surface water as the original point of diversion.*
- 8. Prior to diverting water, the water user shall install 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 water user shall maintain the headgate as required by the Department.*
- 9. 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 diversion, 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.*

10. *Prior to diverting water, the water user shall install an approved fish screen at the new point of diversion and shall provide to the OWRD a written statement from Oregon Department of Fish and Wildlife (ODFW) that the installed screen meets the state's criteria, or that ODFW has determined a screen is not necessary.*

The water user shall operate and maintain the fish screen at the new point of diversion consistent with ODFW's operational and maintenance standards. If ODFW determines the screen is not functioning properly and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that OWRD regulate the use of water until OWRD receives notification from ODFW that the fish screen is functioning properly.

11. *Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2026**. 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.*
12. *After satisfactory proof of beneficial use is received, a new certificate confirming the right transferred will be issued.*

Dated in Salem, Oregon on **AUG 12 2025**


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

This Preliminary Determination was prepared by Elyse Richman. If you have questions about the information in this document, you may reach me at 971-701-5485 or at elyse.d.richman@water.oregon.gov.

Protests

Under the provisions of ORS 540.520(6) & (7) and OAR 690-380-4030, within 30 days after the last date of publication of the newspaper notice or the Department's weekly notice as prescribed by OAR 690-380-4020, whichever is later, any person may file, jointly or severally, a protest expressing opposition of approval of the transfer application and disagreement with this Preliminary Determination or a standing statement in support of this Preliminary Determination. If this Preliminary Determination determines that a change in point of diversion or appropriation would result in injury, the applicant may file a notification of intent to pursue approval of the transfer under OAR 690-380-5030 to 690-380-5050. Protests and standing statements must be received by the Water Resources Department within 30 days after the last

date of publication of the newspaper notice or the Department's weekly notice as prescribed by OAR 690-380-4020, whichever is later.

Protests must be in writing and received in hard copy form with the appropriate statutory protest filing fee; protests cannot be filed by electronic mail. [OAR 690-002-0025(3) and 690-380-0100(9)]. The protest must include the following:

- The person's name, address, and telephone number;
- All reasonably ascertainable issues and all reasonably available arguments supporting the person's position by the close of the protest period. Failure to raise a reasonably ascertainable issue in a protest or failure to provide sufficient specificity to afford the Department an opportunity to respond to the issue may preclude consideration of the issue during the hearing;
- If you are the applicant, a protest fee of \$480 required by ORS 536.050; and
- If you are not the applicant, a protest fee of \$950 required by ORS 536.050 and proof of service of the protest upon the applicant.

Requests for Standing

Under the provisions of OAR 690-380-4030(5), the Department shall provide to persons who have filed standing statements as defined under OAR 690-380-0100(11) notice of any differences between the Department's Preliminary Determination and the Final Order, notice of a hearing on the application under OAR 137-003-0535, and an opportunity to request limited party status or party status in the hearing.

Requests for standing must be received in the Water Resources Department no later than 30 days after the last date of publication of the newspaper notice or the Department's weekly notice as prescribed by OAR 690-380-4020, whichever is later. Requests for standing must be in writing, and must include the following:

- The requester's name, mailing address and telephone number;
- If the requester is representing a group, association or other organization, the name, address and telephone number of the represented group;
- A statement that the requester supports the preliminary determination as issued.

After the protest period has ended, the Director will either issue a Final Order or schedule a contested case hearing. The contested case hearing will be scheduled only if a protest has been filed under OAR 690-380-4030. In accordance with OAR 690-380-4200, notice and conduct of the hearing shall:

- Be under the applicable provisions of ORS 183.310 to 183.550, pertaining to contested cases, and the hearing shall be held in the area where the rights are located unless all parties stipulate otherwise; and
- If a protest has asserted that a water right to be transferred has been forfeited through non-use, include the notice and procedures described in OAR 690-017-0500 to 690-017-0900.

If after hearing the Department issues a proposed Final Order finding that a change in point of diversion or appropriation will result in injury, the applicant may file a notification of intent to pursue approval of the transfer under OAR 690-380-5030 to 690-380-5050 within 15 days of receipt of the proposed order. Notwithstanding 690-002-0175, if the applicant files a notification of intent to pursue approval of the transfer under 690-380-5030 to 690-380-5050, the deadline for filing exceptions to the proposed order shall be 30 days after the Department provides notice to the parties that the transfer does not meet the requirements of 690-380-5030 to 690-380-5050.

If you do not request a hearing within 30 days after the close of the protest period, or if you withdraw a request for a hearing, notify the Department or the administrative law judge that you will not appear, or fail to appear at a scheduled hearing, the Director may issue a final order by default. If the Director issues a Final Order by default, the Department designates the relevant portions of its files on this matter, including all materials that you have submitted relating to this matter, as the record for purpose of proving a *prima facie* case upon default.

You may be represented by an attorney at the hearing. Legal aid organizations may be able to assist a party with limited financial resources. Generally, partnerships, corporations, associations, governmental subdivisions, or public or private organizations are represented by an attorney. However, consistent with OAR 690-002-0020 and OAR 690-137-0555, an agency representative may represent partnerships, corporations, associations, governmental subdivisions or public, or private organizations if the Department determines that appearance of a person by an authorized representative will not hinder the orderly and timely development of the record in this case.

Notice Regarding Servicemembers: Active-duty servicemembers have a right to stay proceedings under the federal Servicemembers Civil Relief Act. 50 U.S.C. App. §§501-597b. For more information contact the Oregon State Bar at 800-452-8260, the Oregon Military Department at 971-355-4127, or the nearest United States Armed Forces Legal Assistance Office through <http://legalassistance.law.af.mil>.

If you have questions about how to file a protest or if you have previously filed a protest and you want to know the status, please contact Will Davidson at 503-507-2749.

If you have questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at 503-986-0900.

Address any correspondence to: Oregon Water Resources Department, Transfer and Conservation Section, 725 Summer Street NE, Suite A, Salem OR 97301-1266.

Application for
Water Right Transfer



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

Consent by Deeded Landowner

Received
JUN 26 2025
OWRD

State of Oregon)
County of Grant)ss)

I Dwain Anderson in my/our capacity as OWNER,
mailing address 26188 PINE CRK. Rd.,
telephone number 541-575-0120, duly sworn depose and say that I/We
consent to the proposed change(s) to Water Right Certificate Number 25974

described in a Water Right Transfer Application (T- 14380),
(transfer number, if known)

submitted by Dwain Anderson

on the property in tax lot number(s) 14S32E0100400

Section 1 Township 14 North South Range 32 East West, W.M.

located at 26188 PINE CRK Rd.
(site address)

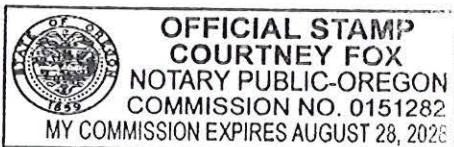
Dwain Anderson
Signature of Affiant

5/30/25
Date

Signature of Affiant

Date

Subscribed and Sworn to before me this 30th day of May, 2025.



[Signature]
Notary Public for Oregon

My commission expires 8/28/2028

Land Title Company of Grant County, Inc.

145 NE Dayton Street
John Day, OR 97845-1092

Phone: (541) 575-1529
Fax: 1(541) 628-7415
E-Mail: landtitleco@ltcofgrantcounty.com

Date: June 11, 2025

Fee: \$250.00

OWNERSHIP AND ENCUMBRANCE REPORT

Property Address: 26440 Pine Creek Rd., John Day, OR 97845

The Company has searched its title plant records, and the Company reports as follows:

According to the Company's title plant records for Grant County as to land described below, the Company finds the following matters as of 8:00 a.m. on June 02, 2025:

A. The land which is the subject of this search is described as follows:

SEE EXHIBIT "A" ATTACHED HERETO

B. The apparent vested owner is:

JAMES JERRY JENSEN, Trustee of the James Jerry Jensen Revocable Living Trust created June 9, 2005, as to an undivided one-half interest and

MARY S. ALEXANDER, Trustee of the Mary S. Alexander Revocable Living Trust created June 9, 2005, as to an undivided one-half interest

C. The land is subject to the following apparent monetary encumbrances and real property taxes:

1. As disclosed by the tax roll the premises herein described have been zoned or classified for forest land use. At any time that said land is disqualified for such use, the property may be subject to additional taxes or penalties and interest.
2. This report does not include a search for financing statements or agricultural services liens which are filed with the Secretary of State and any matters which would be disclosed thereby are expressly excluded from coverage herein.
3. Declaration Prohibiting Pursuit of Claim of Relief – ORS 215.295, including the terms and provisions thereof:
Executed by : Holliday Land and Livestock, Inc
Recorded : May 23, 2014
Instr. No. : 20141016
4. The legal description in this report is based on information provided by the parties or their representative. The parties to the forthcoming transaction must notify the title company prior to closing if the description does not conform to their expectations.

NOTE: Taxes paid in full for 2024-2025:

Levied Amount : \$4,967.61

Account No. : 3-10 14-32-01 TL200; Ref. 253

INFORMATION: The apparent property address is:
26440 Pine Creek Rd., John Day, OR 97845

Order No.: 29373


Received
JUN 26 2025
OWRD

Assessed Land Value: \$346,220.00
Assessed Improvements Value: \$611,710.00
Assessed Total Value: \$957,930.00

THIS SEARCH DOES NOT INCLUDE ANY EASEMENTS, COVENANTS, RESTRICTIONS OR OTHER SUCH MATTERS.

THIS IS NOT A TITLE REPORT, since no examination has been made of the title to the above described property. Our search for apparent encumbrances was limited to our Tract Indices, and therefore, above listings do not include additional matters which might have been disclosed by an examination of the record title. We assume no liability in connection with this Report and will not be responsible for errors or omissions therein.

Land Title Company of Grant County, Inc.



Kristen Coombs, Title Officer
kristen@ltcofgrantcounty.com
(541) 575-1529

Received
JUN 26 2025
OWRD

EXHIBIT "A"
LEGAL DESCRIPTION

Township 14 South, Range 32 East, Willamette Meridian, Grant County, Oregon:

Section 1: **PARCEL 3 OF LAND PARTITION PLAT NO. 2000-03**, as shown by the plat thereof filed for record in the office of the Grant County Clerk on February 22, 2000.

Said Parcel 3 of Land Partition No. 2000-03 also being a portion of Parcel 2 of Land Partition Plat No. 97-23 filed in the office of the Grant County Clerk on Aug. 1, 1997.

Land in Grant County, Oregon:

T14S, R32E, W.M.

Section 1: A parcel of land in Gov't Lot 1 and in the NE1/4SE1/4 described as follows:

All that portion of Gov't Lot 1 and the NE1/4SE1/4 of said Section 1 lying West of the centerline of the existing road described in Deed Instrument No. 212571 Land Patent, known as USDA Forest Service Road Right of Way Number ORE 6059.

Beginning at the NW corner of said Gov't Lot 1, thence East, 490 ft. more or less, along the North line of said Gov't Lot 1, to the centerline of the existing road way; thence Southerly, along the centerline of the existing road way known as USDA Forest Service Road Right of Way Number ORE 6059, to the West line of the NE1/4SE1/4 of said Section 1; thence North, 2400 ft., more or less, along the West line of the NE1/4SE1/4 and the West line of Gov't Lot 1 of said Section 1 to the point of beginning.
(Tax Acct. 3-10 14-32-01 TL200; Ref. 253)

Received
JUN 26 2025
OWRD

Land Title Company of Grant County, Inc.

145 NE Dayton Street
John Day, OR 97845-1092

Phone: (541) 575-1529
Fax: 1(541) 628-7415
E-Mail: landtitleco@ltcofgrantcounty.com

Date: June 03, 2025

Fee: \$250.00

OWNERSHIP AND ENCUMBRANCE REPORT

Property Address: 26188 Pine CR, John Day, OR 97845

The Company has searched its title plant records, and the Company reports as follows:

According to the Company's title plant records for Grant County as to land described below, the Company finds the following matters as of 8:00 a.m. on May 27, 2025:

A. The land which is the subject of this search is described as follows:

Township 14 South, Range 32 East, Willamette Meridian, Grant County, Oregon:
Section 1: NE1/4SW1/4
(Tax Acct. 3-10 14-32-01 TL400; Ref. 244)

B. The apparent vested owner is:

Dwain L. Anderson and Kathrine D. Anderson, husband and wife

C. The land is subject to the following apparent monetary encumbrances and real property taxes:

1. As disclosed by the tax roll the premises herein described have been zoned or classified for forest land use. At any time that said land is disqualified for such use, the property may be subject to additional taxes or penalties and interest.
2. This report does not include a search for financing statements or agricultural services liens which are filed with the Secretary of State and any matters which would be disclosed thereby are expressly excluded from coverage herein.
3. The legal description in this report is based on information provided by the parties or their representative. The parties to the forthcoming transaction must notify the title company prior to closing if the description does not conform to their expectations.

NOTE: Taxes paid in full for 2024-2025:

Levied Amount : \$1,565.71
Account No. : 3-10 14-32-01 TL400; Ref. 244

INFORMATION: The apparent property address is:
26188 Pine CR, John Day, OR 97845

Assessed Land Value: \$168,010.00
Assessed Improvements Value: \$89,400.00
Assessed Total Value: \$257,410.00

Received

JUN 26 2025

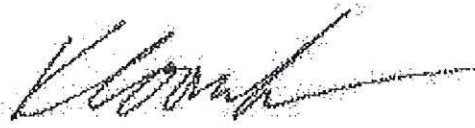
OWRD

THIS SEARCH DOES NOT INCLUDE ANY EASEMENTS, COVENANTS, RESTRICTIONS OR OTHER SUCH MATTERS.

Order No.: 29364

THIS IS NOT A TITLE REPORT, since no examination has been made of the title to the above described property. Our search for apparent encumbrances was limited to our Tract Indices, and therefore, above listings do not include additional matters which might have been disclosed by an examination of the record title. We assume no liability in connection with this Report and will not be responsible for errors or omissions therein.

Land Title Company of Grant County, Inc.



Kristen Coombs, Title Officer
kristen@ltcofgrantcounty.com
(541) 575-1529

Received
JUN 26 2025
OWRD

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 #: T-14380, Roy & Leslie Walker/James & Mary Jensen

The applicant should be aware that fish screening and passage may be required for certain changes in point of diversion

Fish screening is required as a condition of this transfer. The fish screen must meet ODFW's design, construction, operational and maintenance standards.

Pursuant to ORS 498.306, cost-share funds may be available to assist in the installation of fish screening.

The applicant should contact the ODFW staff member below to obtain additional information on the design, construction, operational, and maintenance standards for the fish screen and to obtain information about ODFW's cost-sharing program for screening.

Prior to installation, the water user must obtain written approval from ODFW that the required screen meets ODFW's criteria.

ODFW staff name: Nathaniel Ashley

Address: PO BOX 515; W HWY 26 PATTERSON RD

City/State/Zip: John Day, OR 97845

Phone: (541)575-0561

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 member 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: Stephan Charette

Address: PO BOX 9; 305 N CANYON BLVD

City/State/Zip: John Day, OR 97845

Phone: (541)575-1167 x225

Received
JUN 26 2025
OWRD

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 #: T-14380, Roy & Leslie Walker/James & Mary Jensen

The applicant should be aware that fish screening and passage may be required for certain changes in point of diversion

Fish screening is required as a condition of this transfer. The fish screen must meet ODFW's design, construction, operational and maintenance standards.

Pursuant to ORS 498.306, cost-share funds may be available to assist in the installation of fish screening.

The applicant should contact the ODFW staff member below to obtain additional information on the design, construction, operational, and maintenance standards for the fish screen and to obtain information about ODFW's cost-sharing program for screening.

Prior to installation, the water user must obtain written approval from ODFW that the required screen meets ODFW's criteria.

ODFW staff name: Nathaniel Ashley

Address: PO BOX 515; W HWY 26 PATTERSON RD

City/State/Zip: John Day, OR 97845

Phone: (541)575-0561

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 member 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: Stephan Charette

Address: PO BOX 9; 305 N CANYON BLVD

City/State/Zip: John Day, OR 97845

Phone: (541)575-1167 x225

Received
JUN 26 2025
OWRD

RICHMAN Elyse D * WRD

From: Roy Walker <royles@hughes.net>
Sent: Wednesday, June 4, 2025 4:57 PM
To: RICHMAN Elyse D * WRD
Subject: Re: Roy & Leslie Walker & James & Mary Jensen, T-14380

Follow Up Flag: Follow up
Flag Status: Flagged

Elyse,

I have a few questions related to transfer.

It says to respond in writing that we agree to the proposed actions and conditions. **We do agree and will complete all requested actions.** ODF&W has installed the fish screen and the water measurement device that the Watermaster wanted us to use is in place.

The East Oregonian is the paper to use for the notice. Will you be billing us for the charges?

Other question is do we need to get the Report of Ownership to you by June 12th, or was it just the response that we do agree to all the requested actions?

Also, can we send all the requested documents, Report of Ownership and the Notarized Consent from the landowner where the POD is located, electronically, or do you need them mailed?

Thanks

Roy Walker

Home 541-575-2185

Cell 541-620-4783

From: RICHMAN <Elyse.D.RICHMAN@water.oregon.gov>
To: royles <royles@hughes.net>; wagons <wagons@oxbowwagonsandcoaches.com>; bobbagett <bobbagett@gmail.com>
Cc: JULSRUD <Eric.W.JULSRUD@water.oregon.gov>
Date: Tuesday, 13 May 2025 4:18 PM PDT
Subject: Roy & Leslie Walker & James & Mary Jensen, T-14380

Good afternoon,

Please see attached and let me know if I may be of further assistance. A physical copy of the draft Preliminary Determination will be mailed to the applicants via USPS.

Thank you,

Elyse D. Richman

RICHMAN Elyse D * WRD

From: RICHMAN Elyse D * WRD
Sent: Tuesday, May 13, 2025 4:19 PM
To: royles@hughes.net; wagons@oxbowwagonsandcoaches.com; bobbagett@gmail.com
Cc: JULSRUD Eric W * WRD
Subject: Roy & Leslie Walker & James & Mary Jensen, T-14380
Attachments: T-14380-dpd-cov.pdf; T-14380-dpd.pdf; T-14380 WM measurement info form.pdf; T-14380 ODFW fish screen form.pdf

Good afternoon,

Please see attached and let me know if I may be of further assistance. A physical copy of the draft Preliminary Determination will be mailed to the applicants via USPS.

Thank you,

Elyse D. Richman

she/her/hers

Transfer Specialist

725 Summer Street NE, Suite A, Salem, OR 97301

Phone: 971-701-5485 .



Integrity | Service | Technical Excellence | Teamwork | Forward-Looking



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

www.oregon.gov/owrd

May 13, 2025

VIA E-MAIL AND REGULAR MAIL

ROY AND LESLIE WALKER
26272 PINE CREEK RD
JOHN DAY, OR 97845

JAMES JERRY JENSEN, CO-TRUSTEE AND
MARY S. ALEXANDER, CO-TRUSTEE OF THE
JAMES JERRY JENSEN REVOCABLE LIVING TRUST AND
THE MARY S. ALEXANDER REVOCABLE LIVING TRUST
JAMES J. JENSEN
MARY JENSEN
PO BOX 834
JOHN DAY, OR 97845

Reference: Water Right Transfer Application T-14380

Your water right transfer is in the first of three phases of processing. Enclosed is a draft of the Department's Preliminary Determination regarding Transfer Application T-14380. The document reflects the Department's conclusion that, based on the information currently available, the transfer will be approved. Your response and submittal of the items outlined below are required by June 12, 2025.

Required items needing your immediate attention:

1. Please carefully review the Draft Preliminary Determination to verify that it accurately reflects the changes you intend to make and to become familiar with the proposed conditions.
2. **Respond in writing** by June 12, 2025, with acknowledgement that you agree to the proposed action and conditions.
3. If you find any errors, please let me know.
4. **REQUIRED:** You must submit a **Report of Ownership** for the lands where the water right is currently located (i.e., the FROM lands). This report:
 - a) Must be prepared by a title company;
 - b) Shall include a "prepared by" statement and the date the title company prepared the report printed on the cover sheet;
 - c) Must:
 - i. Be prepared no earlier than 3 months prior to the date of issuance of the Draft Preliminary Determination showing current ownership; **OR**
 - ii. Be prepared within 3 months of the date the water right conveyance agreement was recorded; **OR**

- iii. Show ownership for the FROM land at the time a water right conveyance agreement was recorded.

If water right conveyance agreements are involved, it is helpful to provide copies of those agreements along with the Report of Ownership.

IMPORTANT: In order for the Department to clearly understand the date that the title company prepared the Report of Ownership, the title company must indicate/state the date that they prepared the report on the coversheet and/or first page of the report.

- d) Must include a list of owners at the time the report was generated; **AND**
 - e) Must include a legal description of the property where the water right to be transferred is currently located (i.e., the FROM lands).
5. You must provide a notarized statement of consent signed by any landowner listed in the Report of Ownership who is not already included in the transfer application. The Department's statement of consent form (**Consent By Deeded Landowner**) is available at: [https://www.oregon.gov/OWRD/WRDFormsPDF/consent to transfer form.pdf](https://www.oregon.gov/OWRD/WRDFormsPDF/consent%20to%20transfer%20form.pdf)
 6. Notice of this transfer will need to be published in a newspaper with general circulation in the area where the water rights are currently located. You will be responsible for the charges. Please provide the name of the newspaper you wish the Department to use for publication of the notice of the Preliminary Determination. In the transfer application, the requested newspaper is listed as the Blue Mountain Eagle; however, that newspaper is no longer in business. For Grant County transfers we suggest using the East Oregonian to publish the newspaper notice.

Conditions of your water right...

The Watermaster has required water measurement devices at the new diversion points prior to diversion of water. Enclosed is a contact information sheet to assist you in pursuing additional information or approval of the required (or alternate) devices.

This transfer will require installation of a fish screen at the new diversion point **prior to diversion of water. You may not divert water prior to installation and approval of the fish screen by the Oregon Department of Fish and Wildlife (ODFW).** You may wish to contact the ODFW staff person listed on the enclosed contact sheet for more information about the screen and to determine a reasonable timeline.

Please note the proposed date by which all conditions must be met: October 1, 2026. If the required completion date is insufficient to comply with any of the conditions, you may request more time, at no cost to you, during this stage of processing. **Please let me know by the comment deadline if you will need more time and explain the reasons why.**

What happens next...

Once the Preliminary Determination is issued a publication period is required. Because there is more than ¼ mile between the new and the authorized point of diversion, the Department will publish notice of the transfer in a local newspaper having a general circulation in the area of the

water right at least once per week for two consecutive weeks. You are responsible for sending a check to cover the cost of publication prior to the issuance of the Preliminary Determination and publication of notice. As outlined in OAR 690-380-4020(3), publication costs include both the direct cost of the notice and indirect processing costs (not to exceed 20% of the direct costs).

Issuance of the Preliminary Determination will occur shortly after we receive:

1. Your written response to the conditions and proposed action in the Draft Preliminary Determination (e-mail is acceptable); and
2. The Report of Ownership, including affidavits of consent from any landowners shown in the ownership report who have not signed the transfer application. The title company must indicate/state the date that they prepared the ownership report on the coversheet and/or first page of the report.
3. The name of the newspaper you wish the Department to use for publication of the notice of the Preliminary Determination.

If we do not receive the items listed above by June 12, 2025, a Preliminary Determination may be issued denying the application as incomplete.

Please don't hesitate to contact me at (971) 701-5485 or at elyse.d.richman@water.oregon.gov, if I may be of assistance.

Sincerely,



Transfer Specialist
Transfer and Conservation Section

cc: Transfer Application file T-14380
Eric W. Julsrud, District 4 Watermaster (via e-mail)
Robert Bagett, CWRE #009 (via e-mail bobbagett@gmail.com)

encs

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

In the Matter of Transfer Application
T-14380, Grant County

)
)
)
)
)
)

D R A F T

PRELIMINARY DETERMINATION
PROPOSING APPROVAL OF A CHANGE IN
POINT OF DIVERSION AND AN
ADDITIONAL POINT OF DIVERSION

Authority

Oregon Revised Statutes (ORS) 540.505 to 540.580 establish 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. Oregon Administrative Rules (OAR) Chapter 690, Division 380 implement the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicants

ROY AND LESLIE WALKER
26272 PINE CREEK RD
JOHN DAY, OR 97845

JAMES JERRY JENSEN, CO-TRUSTEE AND
MARY S. ALEXANDER, CO-TRUSTEE OF THE
JAMES JERRY JENSEN REVOCABLE LIVING TRUST AND
THE MARY S. ALEXANDER REVOCABLE LIVING TRUST
JAMES J. JENSEN
MARY JENSEN
PO BOX 834
JOHN DAY, OR 97845

Findings of Fact

1. On December 22, 2023, Roy and Leslie Walker and James Jerry Jensen Revocable Living Trust and Mary S. Jensen Revocable Living Trust filed an application for an additional point of diversion and to change the point of diversion under Certificate 25974. The Department assigned the application number T-14380.
2. Notice of the application for transfer was published on January 16, 2024, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. The portion of the right to be transferred is as follows:
Certificate: 25974 in the name of WILLIAM W WARREN (confirmed by John Day River (F) Decree)
Use: IRRIGATION OF 6.0 ACRES
Priority Date: 1905

Limit/Duty: The amount of water to which such right is entitled, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed ONE-FORTIETH cubic foot per second per acre irrigated to June 1 and ONE-EIGHTIETH cubic foot per second per acre thereafter; further limited to one acre-foot per calendar month to June 1 and four acre-feet per acre during season April 1 to Sept. 30, measured at point of diversion.

Source: PINE CREEK AND SPRING

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q
14 S	32 E	WM	1	SW NE

Authorized Place of Use:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres	Proposed Changes
14 S	32 E	WM	1	SW NE	200	2.1	POD, APOD
14 S	32 E	WM	1	SE NE	200	0.9	POD, APOD
14 S	32 E	WM	1	NW SE	200	2.0	POD, APOD
14 S	32 E	WM	1	NW SE	500	1.0	POD
					Total	6.0	

- Certificate 25974 describes the authorized point of diversion as being in the SWNE Quarter Quarter of Section 1, Township 14S, Range 32E, WM. However, the applicant provided a description of the authorized point of diversion, described as POD #1, as being in the NESW, Sect. 1, T14S, E32E, WM.
- Transfer Application T-14380 proposes to move the authorized point of diversion approximately 40 feet downstream to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
14 S	32 E	WM	1	SW NE	POD #2 - 23 FEET NORTH AND 416 FEET WEST FROM THE SE CORNER OF THE NESW CORNER OF SECTION 1

- Transfer Application T-14380 also proposes an additional point of diversion as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Approximate Distance from Proposed Point of Diversion in Miles (mi.)
14 S	32 E	WM	1	SW NE	APOD #3 - 1 FOOT SOUTH AND 560 FEET WEST FROM THE SE CORNER OF GOV'T LOT 2 IN SECTION 1	0.35 mi. Northeast

7. The Oregon Department of Fish and Wildlife (ODFW) has determined that a fish screen is necessary at the new point of diversion to prevent fish from entering the diversion and that the diversion is not currently equipped with an appropriate fish screen. This diversion may be eligible for screening cost-share funds.

Transfer Review Criteria [OAR 690-380-0100(14), OAR 690-380-4010(2), and OAR 690-380-2110(2)]

8. Water has been used within the last five years according to the terms and conditions of the right. There is no information in the record that would demonstrate that the right is subject to forfeiture under ORS 540.610.
9. A water delivery system sufficient to use the full amount of water allowed under the existing right was present within the five-year period prior to submittal of Transfer Application T-14380.
10. The water right is subject to transfer as defined in ORS 540.505(4) and OAR 690-380-0100(14).
11. The proposed points of diversion divert water from the same source of surface water as the authorized point of diversion, as required by OAR 690-380-2110(2).
12. The proposed changes, as conditioned, would not result in enlargement of the right.
13. The proposed changes, as conditioned, would not result in injury to other existing water rights.
14. All other application requirements are met.

Determination and Proposed Action

The change in point of diversion and additional point of diversion proposed in Transfer Application T-14380 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 transfer application will be approved.

If Transfer Application T-14380 is approved, the final order will include the following:

1. *The change in point of diversion and additional point of diversion proposed in Transfer Application T-14380 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 Certificate 25974 and any related decree.*
3. *Approval of this transfer application does not constitute nor grant legal access onto or through another person's property for purposes of accessing the new points of diversion.*

4. *Water right Certificate 25974 is cancelled. A new certificate will be issued describing that portion of the right not affected by this transfer.*
5. *The quantity of water diverted at the new point of diversion (POD #2) shall not exceed the quantity of water lawfully available at the original point of diversion (POD #1).*
6. *The quantity of water diverted at the new additional point of diversion (APOD #3), together with that diverted at the proposed point of diversion (POD #2), shall not exceed the quantity of water lawfully available at the original point of diversion (POD #1).*
7. *Water shall be acquired from the same source of surface water as the original point of diversion.*
8. *Prior to diverting water, the water user shall install 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 water user shall maintain the headgate as required by the Department.*
9. *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 diversion, 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.*
10. *Prior to diverting water, the water user shall install an approved fish screen at the new point of diversion and shall provide to the OWRD a written statement from Oregon Department of Fish and Wildlife (ODFW) that the installed screen meets the state's criteria, or that ODFW has determined a screen is not necessary.*

The water user shall operate and maintain the fish screen at the new point of diversion consistent with ODFW's operational and maintenance standards. If ODFW determines the screen is not functioning properly and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that OWRD regulate the use of water until OWRD receives notification from ODFW that the fish screen is functioning properly.

11. *Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2026**. 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.

12. *After satisfactory proof of beneficial use is received, a new certificate confirming the right transferred will be issued.*

Dated in Salem, Oregon on

D R A F T

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

This draft Preliminary Determination was prepared by Elyse Richman. If you have questions about the information in this document, you may reach me at 971-701-5485 or at elyse.d.richman@water.oregon.gov.



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

January 11, 2024

Roy and Leslie Walker
26272 Pine Creek Rd
John Day, OR 97845

James and Mary Jensen
PO Box 834
John Day, OR 97845

Reference: Application T-14380

On December 22, 2023, the Department received your water right Permanent Transfer Application.

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 Oregon Department of Fish and Wildlife to determine if a fish screen is needed and 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 from the new point of appropriation until a final order approving the transfer application has been issued by the Department. 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 application is approved, the buyer's consent to the application will be required unless a recorded deed or other legal document clearly established that the water right was not conveyed in the sale.

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. #4, Eric W. Julsrud (*via email*)

Enclosure

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-14380

Review Due Date:

Applicant Name: Walker, Roy and Leslie / Jensen, Mary and James

Proposed Changes: POU POD POA USE OTHER

Reviewer(s): Eric W. Julsrud

Date of Review: 01/16/2024

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:

Pine Creek is a system where it is essentially a self regulating system. Calls for shortage of water are rare and calls received over the years have primarily revolved around neighbors sharing water

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:

Pine Creek in the area of this transfer is a steep canyon system. The irrigated ground is immediately adjacent to the creek. Return flows from the use of water would immediately return to the creek in my opinion. Site visits to the lands involved in this transfer the summer of 2023 confirm my opinion. The rights that would benefit from the return flows would primarily be senior large ditches below the place of use of this right - C-25818, 25817 and many other certificates.

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:

It is my opinion the distance between the authorized and proposed POD locations are so close together that losses or gains would not be measureable.

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:

N/A

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:

- Weir
- Parshall Flume
- Other: Ramp Flume
- Submerged Orifice
- Flow Restrictor

Oregon Water Resources Department
Measurement Condition Information for the Applicant
(To be sent with the Draft Preliminary Determination or Final Order)

Transfer #: T- 14380

- In order to avoid enlargement of the right or injury to other rights, a suitable open channel measuring device will be required to be installed **prior to diversion of water**, as a condition of this transfer:
- at each point of diversion/appropriation (new and existing) OR*
- at each new point of diversion/appropriation.*

For additional information, or to obtain approval of a different type of measurement device, the applicant should contact the area Watermaster:

Watermaster name: Eric W. Julsrud

District: 4

Address: 201 South Humbolt St., Ste 180

City/State/Zip: Canyon City, OR 97820

Phone: 541-575-0119

Email: Eric.W.Julsrud@water.oregon.gov

Note: *If a device other than the one specified in the Preliminary Determination or Final Order is approved by the Watermaster, fill out and mail the form below to the Salem office.*

Approval of an Alternate Measurement Device T- 14380
(to be filled out after consultation with the applicant, or after a site visit)

On behalf of the Director, I authorize use of the following suitable alternate measurement device:

Watermaster signatureDistrictDate

If this form is used for approval of an alternative measurement device, it must be mailed to:

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

**Oregon Department of Fish and Wildlife
Water Right and Diversion Transfer Comment Form**

(ODFW provides this review to WRD so that WRD can make findings according to statutory requirements.)

Reference Transfer #: T-14380, Roy & Leslie Walker/James & Mary Jensen

Date of review:01/18/2024

A. The Oregon Department of Fish and Wildlife (ODFW) does not believe this proposed transfer will injure any instream water rights.

B. *Fish screen requirements pursuant to ORS 540.525 or 540.532:*

Screen Now

Finding of Fact: The Oregon Department of Fish and Wildlife (ODFW) has determined that a fish screen is necessary at the new point of diversion to prevent fish from entering the diversion and that the diversion is not currently equipped with an appropriate fish screen. This diversion may be eligible for screening cost-share funds.

Condition: Prior to diverting water, the water user shall install an approved fish screen at the new point of diversion and shall provide to the OWRD a written statement from Oregon Department of Fish and Wildlife (ODFW) that the installed screen meets the state's criteria, or that ODFW has determined a screen is not necessary.

The water user shall operate and maintain the fish screen at the new point of diversion consistent with ODFW's operational and maintenance standards. If ODFW determines the screen is not functioning properly, and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that OWRD regulate the use of water until OWRD receives notification from ODFW that the fish screen is functioning properly.

Jorden Smith (541)805-1990

East Region Hydropower and Water Rights Coordinator

Jorden Smith Digitally signed by Jorden Smith
Date: 2024.01.18 08:37:08 -08'00'

Signature

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 #: T-14380, Roy & Leslie Walker/James & Mary Jensen

The applicant should be aware that fish screening and passage may be required for certain changes in point of diversion

Fish screening is required as a condition of this transfer. The fish screen must meet ODFW's design, construction, operational and maintenance standards.

Pursuant to ORS 498.306, cost-share funds may be available to assist in the installation of fish screening.

The applicant should contact the ODFW staff member below to obtain additional information on the design, construction, operational, and maintenance standards for the fish screen and to obtain information about ODFW's cost-sharing program for screening.

Prior to installation, the water user must obtain written approval from ODFW that the required screen meets ODFW's criteria.

ODFW staff name: Nathaniel Ashley

Address: PO BOX 515; W HWY 26 PATTERSON RD

City/State/Zip: John Day, OR 97845

Phone: (541)575-0561

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 member 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: Stephan Charette

Address: PO BOX 9; 305 N CANYON BLVD

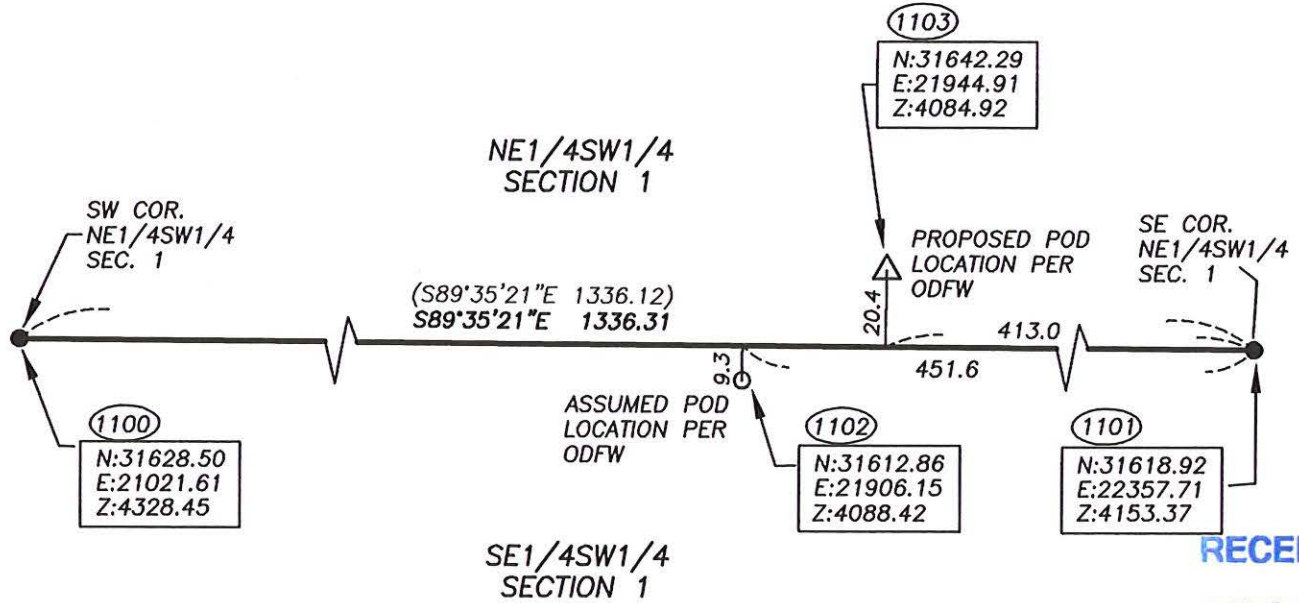
City/State/Zip: John Day, OR 97845

Phone: (541)575-1167 x225



0.534

T.14S., R.32E., W.M.



RECEIVED
DEC 22 2023
OWRD

LEGEND

- FOUND BRASS CAP
- △ FOUND 1/2" REBAR
- FOUND 1/2" REBAR
- () RECORD BEARING AND DISTANCE
- ### POINT NO.

**REGISTERED
PROFESSIONAL
LAND SURVEYOR**

OREGON
JULY 9, 2002
MICHAEL C. SPRINGER
#70918

EXPIRES: 6/30/2024



BENCHMARK LAND SURVEYING
217 N. CANYON BLVD. JOHN DAY, OREGON
541-575-1251 ~ benchmarkls.com

MAP SHOWING RELATIVE POSITION OF POINT NUMBERS
1102 & 1103 TO THE SOUTH LINE OF THE NE1/4SW1/4
SECTION 1, T.14S., R.32E., W.M., GRANT COUNTY, OREGON

SURVEYED FOR	ROBERT BAGETT, PLS, CWRE	
SURVEYED BY	MCS	12/15/2022
SCALE: 1"=50'	DRAWN BY: MCS	

14380 -

Application for Water Right Transfer

Evidence of Use Affidavit



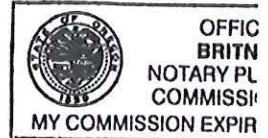
Oregon Water Resources Department
 725 Summer Street NE, Suite A
 Salem, Oregon 97301-1266
 (503) 986-0900
 www.wrd.state.or.us

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

RECEIVED
 DEC 22 2023
 OWRD

State of Oregon)
) ss
 County of GRANT)

I, ROY WALKER, in my capacity as OWNER,
 mailing address 26272 PINE CREEK ROAD, JOHN DAY, OR 97845
 telephone number (541-575-2185) _____, being first duly sworn depose and say:



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

- Personal observation Professional expertise

2. I attest that:

Water was used during the previous five years on the **entire** place of use for Certificate # _____; **OR**

My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township		Range		Mer	Sec	¼ ¼		Gov't Lot or DLC	Acres (if applicable)
25974	14	S	32	E	WM	1	NW	SE		1.0

OR

- Confirming Certificate # _____ has been issued within the past five years; **OR**
- Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: _____ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for the portion not leased instream.); **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.
- Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # _____ (For Historic POD/POA Transfers)

(continues on reverse side)

14380 -

3. The water right was used for: (e.g., crops, pasture, etc.): IRRIGATION

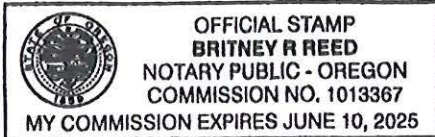
4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

B. L. Wood
Signature of Affiant

12/14/2023
Date

AL STAMP
EY R REED
BLIC - OREGON
ON NO. 1013367
ES JUNE 10, 2025

Signed and sworn to (or affirmed) before me this 14th day of December, 2023.



Britney R Reed
Notary Public for Oregon

My Commission Expires: June 10, 2025

Supporting Documents	Examples
<input type="checkbox"/> Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
<input type="checkbox"/> Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> ● Power usage records for pumps associated with irrigation use ● Fertilizer or seed bills related to irrigated crops ● Farmers Co-op sales receipt
<input type="checkbox"/> Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> ● District assessment records for water delivered ● Crop reports submitted under a federal loan agreement ● Beneficial use reports from district ● IRS Farm Usage Deduction Report ● Agricultural Stabilization Plan ● CREP Report
<input checked="" type="checkbox"/> Aerial photos containing sufficient detail to establish location and date of photograph	<p>Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.</p> <p>Sources for aerial photos: OSU – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terraserver.com</p>
<input type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

RECEIVED
DEC 22 2023
OWRD

14380 -



1 inch = 300 feet

Tax Lot 105 13 S 32 E

Tax Lot 2200

RECEIVED
DEC 22 2023
OWRD

Tax Lot 301

SWNE

SENE

Pine Cr

Tax Lot 200

Tax Lot 100

14 S 32 E

Tax Lot 500

NESE

Tax Lot 400

Bear Cr

Tax Lot 600

14380 -

NAIP 2022 Aerial Photograph

Tax Lot 1100

Land Use Information Form



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

Applicant(s): Roy Walker

Mailing Address: 26272 Pine Creek Road.

City: John Day

State: OR

Zip Code: 97845

Daytime Phone: 541-575-2185

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>14S</u>	<u>32E</u>	<u>1</u>	<u>NESW</u>	<u>400</u>	<u>mur</u>	<input checked="" type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	_____
<u>14S</u>	<u>32E</u>	<u>1</u>	<u>NWSE</u>	<u>500</u>	<u>mur</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	_____
_____	_____	_____	_____	_____	_____	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	_____
_____	_____	_____	_____	_____	_____	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	_____

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

Grant

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) Pine Creek

Estimated quantity of water needed: 0.025 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:

POD CHANGE ONLY.

RECEIVED
DEC 22 2023
OWRD



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. →

14380 -

Anderson 14-32-1 400
Walker 14-32-1 500

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): Article 64 Grant Co Land Development Code
- 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
	RECEIVED	<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
	DEC 22 2023	<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
	OWRD	<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.

irrigation is allowable use in MUR - ag zone -

Name: Shannon Springer Title: Planning Director
 Signature: [Signature] Phone: 541-575-1519 Date: 12/12/23
 Government Entity: Grant 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: _____

14380 -

108689

STATUTORY WARRANTY DEED

WESLEY WILSON and LAMONA WILSON, husband and wife, Grantors, convey and warrant to W. A. CHERRY and LAURA CHERRY, Grantees, all of that certain real property, land and premises in Grant County, Oregon described more particularly on Exhibit "A" attached hereto and incorporated herein, free of encumbrances except as specifically set forth herein on the said Exhibit "A."

THIS INSTRUMENT WILL 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.

The true consideration for this conveyance is \$35,000.00.

All tax statements shall be sent to the following address:

12cc-Rt.; Canyon City, OR 97820 HCR 77, Box 215, JOHN DAY, OR 97345

Dated this 7 day of NOV, 1985.

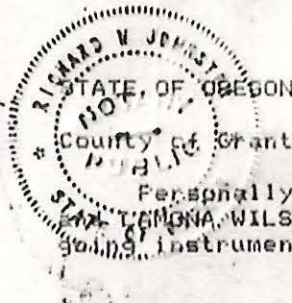
Wesley Wilson
WESLEY WILSON

Lamona Wilson
LAMONA WILSON

RECEIVED

DEC 22 2023

November 7, 1985 OWRD



Personally appeared before me the above-named WESLEY WILSON and LAMONA WILSON as husband and wife, and acknowledged the foregoing instrument to be their voluntary act and deed.

Richard W. Johnston
Notary Public for Oregon
My commission expires: 4-21-88



14380 -

STATE OF OREGON, }
County of Grant } ss.

108689

I certify that the within instrument was received for record on the 7 day of November, A.D. 1985 at 12:40 o'clock P. M., and recorded in book 132 on page 610 of Record of Deeds of said County.

Witness my hand and seal of County affixed.
CAROL VOIGT, County Clerk

County Clerk.

By Sammie Lawrence
Deputy.

Need 981352

108689

MICROFILM

RECEIVED

DEC 22 2023

OWRD

EXHIBIT "A"

In Township 14 South, Range 72 East, Willamette Meridian, Grant County, Oregon:

Section 1: A tract of land situated in the NW 1/4 SE 1/4, described as follows:

- Beginning at a point on the Northerly side of the Pine Creek Road; said point being marked by a 1/2" iron pipe set during Survey No. 406, by M.V. Davenport, P.E., in June 1976, as shown on Map of Survey No. 406, filed in the Office of the Grant County Surveyor; said iron pipe being N. 0 degrees 55' 07" E., 349.97 feet (record distance 349.22 feet) from the Southwest corner of the NW 1/4 SE 1/4 of said Sec. 1, as said corner was monumented by M.V. Davenport during said Survey (No. 406;
- thence N. 65 degrees 08' 55" E., 148.05 feet to THE TRUE POINT OF BEGINNING;
- thence N. 65 degrees 08' 55" E., along the Northerly side of said Pine Creek Road, 605.37 feet to a 1/2" iron pipe set by M.V. Davenport during said Survey No. 406;
- thence N. 1 degree 12' 00" W., 580.06 feet;
- thence S. 53 degrees 27' 37" W., 373.20 feet;
- thence S. 43 degrees 20' 06" W., 218.89 feet;
- thence S. 4 degrees 14' 18" E., 286.97 feet;
- thence S. 43 degrees 27' 25" W., 184.66 feet;
- thence S. 29 degrees 45' 05" E., 37.68 feet to THE TRUE POINT OF BEGINNING.

All according to Map of Survey No. 868 filed in the Office of the Grant County Surveyor.

ALSO, an easement in common, with others entitled to the use thereof and with the owners of the land which it traverses and to be jointly maintained, a right-of-way on the existing roadway, or any relocation thereof, over, through and across the NW1/4 SE1/4 and Lot 2 of Sec. 1, Twp. 14 S., R. 32 W.M., for the purpose of ingress and egress.

ALSO, a perpetual, exclusive easement to use a strip of land 10 feet wide, for the purpose of a water ditch and water pipeline and for transport of water through said ditch and pipeline, as shown in Easement to Wesley Wilson and Lamona Wilson, husband and wife, dated December 14, 1976, recorded December 21, 1976 in Book 115 of Deeds, page 915.

SUBJECT TO AND EXCEPT THE FOLLOWING:

- 1. Easement, including the terms and provisions thereof, to the United States of America, acting by and through the Forest

Service, U.S.D.A., dated February 21, 1958, recorded February 24, 1958 in Book 78 of Deeds, page 352, for roadway and incidental purposes.

2. Right-of-way, including the terms and provisions thereof, to Philip J. Kuhl, also known as Philip J. Kuhl, Jr., and Margaret R. Kuhl, his wife, and Echo E. Kuhl, a widow, dated January 6, 1966, recorded January 12, 1966 in Book 94 of Deeds, page 141, for roadway and incidental purposes, to-wit:
"A Right-of-Way on the existing roadway, or any relocation thereof, over, through and across the NE1/4 NE1/4 of Section 11; NW1/4 NW1/4 of Sec. 12; S1/2 SW1/4, NE1/4 SW1/4, W1/2 SE1/4 and Lot 2 of Sec. 1, Twp. 14 S., R. 32 E., W.M.; for the purpose of ingress and egress to NW1/4 of Sec. 11 and E1/2 E1/2 of Sec. 10, Twp. 14 S., R. 32 E., W.M., and the Grantors reserve the right to use said right-of-way in common with the Grantees, said road to be jointly maintained and appurtenant to the properties herein described."
3. Right-of-Way Easement, including the terms and provisions thereof, to California-Pacific Utilities Company, a corporation, dated August 17, 1972, recorded August 21, 1972 in Book 108 of Deeds, page 711, for utility and incidental purposes.
4. Right-of-Way Easement, including the terms and provisions thereof, to California-Pacific Utilities Company, a corporation, dated January 10, 1974, recorded January 15, 1974 in Book 110 of Deeds, page 936, for utility and incidental purposes.
5. Reservation, including the terms and provisions thereof, in deed from Steve Skidgel and Bonnie Skidgel, husband and wife, dated April 25, 1972, recorded April 22, 1976 in Book 114 of Deeds, page 682, for ingress and egress, to-wit:
"RESERVING UNTO Grantors, their heirs, administrators, successors and assigns, rights-of-way for easements on the existing roads, or any relocation thereof, on Lot 2, NW1/4 SE1/4, N1/2 SW1/4 SE1/4, SW1/4 SW1/4 SE1/4 and SE1/4 SE1/4 of Sec. 1, Twp. 14 S., R. 32 E., W.M. That said rights-of-way shall be easements in common and shall be jointly maintained."
6. Right-of-Way Easement, including the terms and provisions thereof, to California-Pacific Utilities Company, a corporation, dated May 3, 1976, recorded June 8, 1976 in Book 114 of Deeds, page 888, and re-recorded June 22, 1976 in Book 114 of Deeds, page 949, for utility and incidental purposes.

RECEIVED

DEC 22 2023

OWRD

14380 -

Application for Permanent Water Right Transfer



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

Part 1 of 5 – Minimum Requirements Checklist

This transfer 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.

RECEIVED
DEC 22 2023
OWRD

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

- Part 1 – Completed Minimum Requirements Checklist.
- Part 2 – Completed Transfer 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 Water Rights to be Transferred: **How many water rights are to be transferred? 1 List them here: 25974**
Please include a separate Part 5 for each water right. (See instructions on page 6)
NOTE: A separate transfer application is required for each water right unless the criteria in OAR 690-380-3220 are met.

Attachments:

- Completed Transfer Application Map.
- Completed Evidence of Use Affidavit and supporting documentation.
- N/A Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land the water right is on.)
- N/A Supplemental Form D – For water rights served by or issued in the name of an irrigation district. Complete when the transfer applicant is not the irrigation district.
- N/A Oregon Water Resources Department’s Land Use Information Form with approval and signature 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’ from the surface water source and more than 1000’ upstream or downstream from the point of diversion. See OAR 690-380-2130 for requirements and applicability.

(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"/> Evidence of Use Form not enclosed or incomplete
<input type="checkbox"/> Additional signature(s) required	<input type="checkbox"/> Part _____ is incomplete

Other/Explanation _____

Staff: _____ 503- _____ Date: ____/____/____

Part 2 of 5 – Transfer Application Map

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

Please be sure that the transfer application map you submit includes all the required items and matches the existing water right map. Check all boxes that apply.

- N/A Certified Water Right Examiner (CWRE) Stamp and Original Signature. For a list of CWREs, see http://apps.wrd.state.or.us/apps/wr/cwre_license_view/. CWRE stamp and signature are not required for substitutions.
- N/A If **more than three** water rights are involved, separate maps are needed for each water right.
- 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 Final Proof/Claim of Beneficial Use Map (the map used when the permit was certificated), 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 right, 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 water right is being changed, a separate hachuring is needed for lands left unchanged.
- N/A Proposed place of use that includes separate hachuring for each water right, 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 right certificate or 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°).

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Roy and Leslie Walker		PHONE NO. 541-575-2185	ADDITIONAL CONTACT NO. 541-620-4783
ADDRESS 26272 Pine Creek Road			FAX NO.
CITY John Day	STATE OR	ZIP 97845	E-MAIL royles@hughes.net
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.			

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

AGENT/BUSINESS NAME Roy Walker		PHONE NO. 541-575-2185	ADDITIONAL CONTACT NO. 541-620-4783
ADDRESS 26272 Pine Creek Road			FAX NO.
CITY John Day	STATE OR	ZIP 97845	E-MAIL royles@hughes.net
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 transfer application, and why:
 We propose to transfer the POD on Pine Creek downstream approximately 40 ft. to accommodate a proposed ODFW POD structure with fish by- pass resulting in a net benefit to fish habitat and more efficient use of the water.
 If you need additional space, continue on a separate piece of paper and attach to the application as "Attachment 1".

Check One Box

- By signing this application, I understand that, upon receipt of the draft preliminary determination and prior to Department approval of the transfer, I will be required to provide landownership information and evidence that I am authorized to pursue the transfer as identified in OAR 690-380-4010(5); **OR**
- I affirm 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; **OR**
- I affirm the applicant is an entity with the authority to condemn property and is acquiring by condemnation the property to which the water right proposed for transfer is appurtenant and have supporting documentation.

RECEIVED
DEC 22 2023
OWRD

By my signature below, I confirm that I understand:

- Prior to Department approval of the transfer application, 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 water right 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: Blue Mt. Eagle.
- Amendments to the application may only be made in response to the Department's Draft Preliminary Determination (DPD). The applicant will have a period of at least 30 days to amend the application to address any issues identified by the Department in the DPD, or to withdraw the application. Note that amendments may be subject to additional fees, pursuant to ORS 536.050.
- Failure to complete an approved change in place of use and/or change in character of use, will result in loss of the water right (OAR 690-380-6010).
- Refunds may only be granted upon request and, as set forth in ORS 536.050(4)(a), if the Director determines that a refund of all or part of a fee is appropriate in the interests of fairness to the public or necessary to correct an error of the Department.

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


Applicant signature

Roy L. Walker
Print Name (and Title if applicable)

12/14/2023
Date


Applicant signature

Leslie A. Walker
Print Name (and Title if applicable)

12/14/2023
Date

Is the applicant the sole owner of the land on which the water right, or portion thereof, proposed for transfer is located? Yes No*

**If NO, include signatures of all deeded landowners (and mailing and/or e-mail addresses if different than the applicant's) or attach affidavits of consent (and mailing and/or e-mail addresses) from all landowners or individuals/entities to which the water right(s) were conveyed.*

Check the following boxes that apply:

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

At this time, are the lands in this transfer application in the process of being sold? Yes No

If YES, and you know who the new landowner will be, please complete the receiving landowner information table below. If you do not know who the new landowner will be, then a request for assignment will have to be filed for at a later date.

If a property sells, the certificated water right(s) located on the land belong to the new owner, unless a sale agreement or other document states otherwise. For more information see:

https://www.oregon.gov/owrd/WRDFormsPDF/Transfer_Property_Transactions.pdf

RECEIVED

DEC 22 2023

OWRD


RECEIVING LANDOWNER NAME			PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS				FAX NO.
CITY	STATE	ZIP	E-MAIL	
Describe any special ownership circumstances:				
The confirming Certificate shall be issued in the name of: <input type="checkbox"/> Applicant <input type="checkbox"/> Receiving Landowner				

Check here if any of the water rights proposed for transfer are or will be located within or served by an irrigation or other water district. (Tip: Complete and attach Supplemental Form D.)

IRRIGATION DISTRICT NAME	ADDRESS	
CITY	STATE	ZIP

Check here if 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.

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME Grant County	ADDRESS 201 S. Humbolt	
CITY Canyon City	STATE OR	ZIP 97820

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

RECEIVED

DEC 22 2023

OWRD

Part 5 of 5 – Water Right Information

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

CERTIFICATE # 25974

Description of Water Delivery System

System capacity: 0.90 cubic feet per second (cfs) OR
 _____ gallons per minute (gpm)

RECEIVED
DEC 22 2023
OWRD

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. Water is diverted by gravity flow ditch to flood irrigate the fields.

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

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate 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)
POD #1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		14	S	32	E	1	NE	SW		Certificate 25974 places POD in the NE1/4SW1/4, Section 1, T14S., R32E.
POD #2	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed		14	S	32	E	1	NE	SW		23 Ft. North & 416 Ft. West from the SE corner of the NE1/4SW1/4 Sec.1, T14S., R32E
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed										
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed										

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

- | | |
|--|---|
| <input type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Supplemental Use to Primary Use (S to P) |
| <input type="checkbox"/> Character of Use (USE) | <input type="checkbox"/> Point of Appropriation/Well (POA) |
| <input checked="" 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"/> Substitution (SUB) |
| <input type="checkbox"/> Surface Water POD to Ground Water POA (SW/GW) | <input type="checkbox"/> Government Action POD (GOV) |

Will all of the proposed changes affect the entire water right?

- Yes Complete only the Proposed ("to" or "on" 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 water right to be changed.

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 Staff.

Table 2. Description of Changes to Water Right Certificate # 25974

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	Type of USE listed on Certificate	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	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date			
EXAMPLE																							
2	S	9	E 15 NE NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E 1 NW NW	500	1	10.0		POD #5	1901			
											2	S	9	E 2 SW NW	500		5.0		POD #6	1901			
14	S	32	E 1 NW SE	500		1.0	irrigation	POD #1	1905	POD	14	S	32	E 1 NW SE	500		1.0		POD #2	1905			
TOTAL ACRES:						1.0							TOTAL ACRES:						1.0				

Additional remarks: **POD CHANGE ONLY.**

14380 -

RECEIVED

DEC 22 2023

OWRD

For Place of Use or Character of Use Changes

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

If YES, list the certificate, water use permit, or ground water registration numbers: _____.



Pursuant to ORS 540.510, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for transfer must be included in the transfer or be cancelled. Any change to a ground water registration must be filed separately in a ground water registration modification application.

For Substitution (ground water supplemental irrigation will be substituted for surface water primary irrigation)

Ground water supplemental Permit or Certificate # _____;
Surface water primary Certificate # _____.

RECEIVED

DEC 22 2023

For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # _____

OWRD

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

14380 -

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME James Jerry Jensen, Co-Trustee and Mary S. Alexander, Co-Trustee of the James Jerry Jensen Revocable Living Trust and the Mary S. Alexander Revocable Living Trust James J. Jensen Mary Jensen			PHONE NO. 541-620-0714	ADDITIONAL CONTACT NO. 541-575-2911
ADDRESS P. O. Box 834			FAX NO.	
CITY John Day	STATE OR	ZIP 97845	E-MAIL wagons@oxbowwagonsandcoaches.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.				

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

AGENT/BUSINESS NAME James J. Jensen			PHONE NO. 541-620-0714	ADDITIONAL CONTACT NO. 541-575-2911
ADDRESS P. O. Box 834			FAX NO.	
CITY John Day	STATE OR	ZIP 97845	E-MAIL wagons@oxbowwagonsandcoaches.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 transfer application, and why:
 We propose to transfer our authorized point of diversion on Pine Creek downstream approximately 40 feet to the ODFW proposed fish passage structure. We also propose an additional point of diversion. Multiple portable pumps are used off of APOD #3 ditch to irrigate the place of use as well as directly from the APOD. It is noted that the long standing area of use located in Gov't. Lot 1 and in the SE corner of Gov't. Lot 2 differs from the adjudication map.

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

Check One Box

- By signing this application, I understand that, upon receipt of the draft preliminary determination and prior to Department approval of the transfer, I will be required to provide landownership information and evidence that I am authorized to pursue the transfer as identified in OAR 690-380-4010(5); **OR**
- I affirm 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; **OR**
- I affirm the applicant is an entity with the authority to condemn property and is acquiring by condemnation the property to which the water right proposed for transfer is appurtenant and have supporting documentation.

RECEIVED

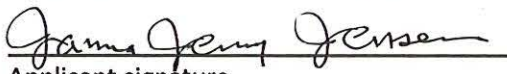

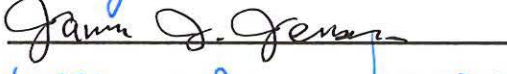

DEC 22 2023

OWRD

By my signature below, I confirm that I understand:

- Prior to Department approval of the transfer application, 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 water right 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: Blue Mt. Eagle.
- Amendments to the application may only be made in response to the Department's Draft Preliminary Determination (DPD). The applicant will have a period of at least 30 days to amend the application to address any issues identified by the Department in the DPD, or to withdraw the application. Note that amendments may be subject to additional fees, pursuant to ORS 536.050.
- Failure to complete an approved change in place of use and/or change in character of use, will result in loss of the water right (OAR 690-380-6010).
- Refunds may only be granted upon request and, as set forth in ORS 536.050(4)(a), if the Director determines that a refund of all or part of a fee is appropriate in the interests of fairness to the public or necessary to correct an error of the Department.

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

	<u>James Jerry Jensen, Co-Trustee</u>	<u>12/13/23</u>
Applicant signature	Print Name (and Title if applicable)	Date
	<u>Mary S. Alexander, Co-Trustee</u>	
	<u>James J. Jensen</u>	
	<u>Mary Jensen</u>	
Applicant signature	Print Name (and Title if applicable)	Date

Is the applicant the sole owner of the land on which the water right, or portion thereof, proposed for transfer is located? Yes No*

**If NO, include signatures of all deeded landowners (and mailing and/or e-mail addresses if different than the applicant's) or attach affidavits of consent (and mailing and/or e-mail addresses) from all landowners or individuals/entities to which the water right(s) were conveyed.*

Check the following boxes that apply:

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

At this time, are the lands in this transfer application in the process of being sold? Yes No

If YES, and you know who the new landowner will be, please complete the receiving landowner information table below. If you do not know who the new landowner will be, then a request for assignment will have to be filed for at a later date.

If a property sells, the certificated water right(s) located on the land belong to the new owner, unless a sale agreement or other document states otherwise. For more information see:

https://www.oregon.gov/owrd/WRDFormsPDF/Transfer_Property_Transactions.pdf

RECEIVED

DEC 22 2023

OWRD

RECEIVING LANDOWNER NAME		PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS			FAX NO.
CITY	STATE	ZIP	E-MAIL

Describe any special ownership circumstances:

The confirming Certificate shall be issued in the name of: Applicant Receiving Landowner

RECEIVED

DEC 22 2023

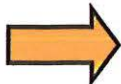
OWRD

Check here if any of the water rights proposed for transfer are or will be located within or served by an irrigation or other water district. (Tip: Complete and attach Supplemental Form D.)

IRRIGATION DISTRICT NAME	ADDRESS	
CITY	STATE	ZIP

Check here if 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.

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME Grant County	ADDRESS 201 S. Humbolt	
CITY Canyon City	STATE OR	ZIP 97820

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

RECEIVED
DEC 22 2023
OWRD

Part 5 of 5 – Water Right Information

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

CERTIFICATE # 25974

Description of Water Delivery System

System capacity: 0.898 cubic feet per second (cfs) OR
 _____ gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. **Multiple pumps are used off of the APOD ditch to irrigate place of use as well as directly from APOD.**

Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)

(Note: If the POD/POA name is not specified on the certificate, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate 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)
POD #1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		14 S	32 E	1	NE	SW		Per Adjudication Map
POD #2	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed		14 S	32 E	1	NE	SW		23 ft. North & 416 ft. West from SE cor. of the NE1/4SW1/4, Sec. 1, T14S., R32E.
APOD#3	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed		14 S	32 E	1	NW	SE		1 ft. South & 560 ft. West from SE cor. Gov't. Lot 2, Sec. 1, T14S., R32 E.
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed								

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

- | | |
|--|--|
| <input type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Supplemental Use to Primary Use (S to P) |
| <input type="checkbox"/> Character of Use (USE) | <input type="checkbox"/> Point of Appropriation/Well (POA) |
| <input checked="" type="checkbox"/> Point of Diversion (POD) | <input checked="" type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Additional Point of Diversion (APOD) | <input type="checkbox"/> Substitution (SUB) |
| <input type="checkbox"/> Surface Water POD to Ground Water POA (SW/GW) | <input type="checkbox"/> Government Action POD (GOV) |

RECEIVED
DEC 22 2023

OWRD

Will all of the proposed changes affect the entire water right?

- Yes Complete only the Proposed ("to" or "on" 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 water right to be changed.

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 Staff.

Table 2. Description of Changes to Water Right Certificate # 25974

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	Type of USE listed on Certificate	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	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date			
EXAMPLE																							
2	S	9	E 15 NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E 1 NW	NW	500	1	10.0		POD #5	1901		
											2	S	9	E 2 SW	NW	500		5.0		POD #6	1901		
14	S	32	E 1 NW SE	200		2.0	Irrigation	POD #1	1905	POD/APOD	14	S	32	E 1 NW SE	SE	200		2.0		POD#2 APOD#3	1905		
14	S	32	E 1 SW NE	200	2	2.1	Irrigation	POD #1	1905	POD/APOD	14	S	32	E 1 SW NE	NE	200	2	2.1		POD#2 APOD#3	1905		
14	S	32	E 1 SE NW	200	1	0.9	Irrigation	POD #1	1905	POD/APOD	14	S	32	E 1 SE NW	NW	200	1	0.9		POD#2 APOD#3	1905		
TOTAL ACRES:						5.0						TOTAL ACRES:						5.0					

Additional remarks: POINT OF DIVERSION CHANGE AND ADDITIONAL POINT OF DIVERSION ONLY.

For Place of Use or Character of Use Changes

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

If YES, list the certificate, water use permit, or ground water registration numbers: _____.



Pursuant to ORS 540.510, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for transfer must be included in the transfer or be cancelled. Any change to a ground water registration must be filed separately in a ground water registration modification application.

For Substitution (ground water supplemental irrigation will be substituted for surface water primary irrigation)

Ground water supplemental Permit or Certificate # _____;
Surface water primary Certificate # _____.

For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # _____

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

RECEIVED

DEC 22 2023

OWRD 14380 -

Application for Water Right Transfer

Evidence of Use Affidavit



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

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

State of Oregon)
) ss
 County of GRANT)

I, JAMES JENSEN, in my capacity as CO-OWNER,
 mailing address P. O. BOX 834, JOHN DAY, OR 97845
 telephone number (541-620-0714), being first duly sworn depose and say:

RECEIVED
 DEC 22 2023
 OWRD

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

- Personal observation Professional expertise

2. I attest that:

Water was used during the previous five years on the **entire** place of use for Certificate # _____; **OR**

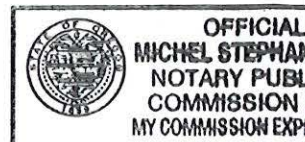
My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township		Range		Mer	Sec	¼ ¼		Gov't Lot or DLC	Acres (if applicable)
25974	14	S	32	E	WM	1	NW	SE		2.0
25974	14	S	32	E	WM	1	SW	NE	2	2.1
25974	14	S	32	E	WM	1	SE	NE	1	0.9

OR

- Confirming Certificate # _____ has been issued within the past five years; **OR**
- Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: _____ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for the portion not leased instream.); **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.
- Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # _____ (For Historic POD/POA Transfers)

(continues on reverse side)



3. The water right was used for: (e.g., crops, pasture, etc.): IRRIGATION

4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

James J. Jensen
Signature of Affiant

12/13/23
Date

Signed and sworn to (or affirmed) before me this 13th day of December, 2023.



[Signature]
Notary Public for Oregon

My Commission Expires: May 09, 2025

Supporting Documents	Examples
<input type="checkbox"/> Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
<input type="checkbox"/> Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> ● Power usage records for pumps associated with irrigation use ● Fertilizer or seed bills related to irrigated crops ● Farmers Co-op sales receipt
<input type="checkbox"/> Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> ● District assessment records for water delivered ● Crop reports submitted under a federal loan agreement ● Beneficial use reports from district ● IRS Farm Usage Deduction Report ● Agricultural Stabilization Plan ● CREP Report
<input checked="" type="checkbox"/> Aerial photos containing sufficient detail to establish location and date of photograph <p style="text-align: center;">RECEIVED DEC 22 2023 OWRD</p>	<p>Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.</p> <p>Sources for aerial photos: OSU – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terraserver.com</p>
<input type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number



14380 -



1 inch = 300 feet

Tax Lot 105 13 S 32 E

Tax Lot 2200

RECEIVED
DEC 22 2023
OWRD

Tax Lot 301

SWNE

ENE

Tax Lot 200

14 S 32 E

Tax Lot 100

Tax Lot 400

Tax Lot 500

NESE

Tax Lot 600

Bear Cr

Tax Lot 1100

14380 -
NAIP 2022 Aerial Photograph

Land Use Information Form



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

Applicant(s): James Jerry Jensen Revocable Living Trust & Mary S. Alexander Revocable Living Trust and
James J. Jensen and Mary Jensen

Mailing Address: P. O. Box 834

City: John Day State: OR Zip Code: 97845 Daytime Phone: 541-620 0714

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>14S</u>	<u>32E</u>	<u>1</u>	<u>NESW</u>	<u>400</u>	<u>_____ MUR</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>_____</u>
<u>14S</u>	<u>32E</u>	<u>1</u>	<u>NWSE</u>	<u>200</u>	<u>_____ MUR</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>_____</u>
<u>14S</u>	<u>32E</u>	<u>1</u>	<u>Gov't Lot 2</u>	<u>200</u>	<u>_____ MUR</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>_____</u>
<u>14S</u>	<u>32E</u>	<u>1</u>	<u>Gov't Lot 1</u>	<u>200</u>	<u>_____ PF</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>_____</u>

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

Grant

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) Pine Creek

Estimated quantity of water needed: 0.125 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:

POD CHANGE & APOD ONLY.

RECEIVED
 DEC 22 2023
 OWRD

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.

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): Article 64 + 65 Grant Co Land Development Code
- 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
	RECEIVED	<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
	DEC 22 2023	<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
	OWRD	<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.

Irrigation is allowable use in MUR + PF zones

Name: Shannon Springer Title: Planning Director
 Signature: [Signature] Phone: 541-575-1519 Date: 12/12/23
 Government Entity: Grant 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: _____

BARGAIN AND SALE DEED

JAMES JERRY JENSEN, Grantor, conveys to JAMES JERRY JENSEN and MARY S. ALEXANDER, Co-Trustees of the James Jerry Jensen Revocable Living Trust created the 9 day of June, 2005, Grantees, his undivided one-half interest in the following described real property free of encumbrances except as specifically set forth herein:

Township 14 South, Range 32 East, Willamette Meridian, Grant County, Oregon:

Section 1: PARCEL 3 OF LAND PARTITION PLAT NO. 2000-03, as shown by the plat thereof filed for record in the office of the Grant County Clerk on February 22, 2000. Said Parcel 3 of Land Partition No. 2000-03 also being a portion of Parcel 2 of Land Partition Plat No. 97-23 filed in the office of the Grant County Clerk on Aug. 1, 1997.

Subject to and excepting:

1. As disclosed by the tax roll, the premises herein described have been zoned or classified for forest land use.
2. Notwithstanding paragraph 4 of the insuring clauses of the policy or policies to be issued, the policy or policies will not insure against loss arising by reason of any lack of a right of access to and from the land.
3. Rights of the public in and to any portion of the herein described premises lying within the boundaries of streets, roads or highways.
4. Any and all matters, including easements and assessments, pertaining to irrigation ditches.
5. Right of Way granted to Philip J. Kuhl, aka Philip J. Kuh, Jr., and Margaret R. Kuhl, his wife, and Echo E. Kuhl, a widow, recorded January 12, 1966, in Book 94, page 141.
6. Easement granted to California-Pacific Utilities Company, a corp., recorded July 29, 1970, in Book 104, page 60.
7. Easement granted to California-Pacific Utilities Company, a corp., recorded January 15, 1974, in Book 110, page 936.
8. Easement granted to Wesley Wilson and Lamona Wilson, husband and wife, Recorded April 2, 1974, in Book 111, page 258.
9. Reservation from Steve Skidgel and Bonnie Skidgel, husband and wife, Recorded April 22, 1976, in Book 114, page 682.
10. Reservation from Wesley Wilson and Lamona Wilson, husband and wife, Recorded April 22, 1976, in Book 114, page 683.
11. Easement granted to California-Pacific Utilities Company, a corp., Recorded June 8, 1976, in Book 14, page 882, Re-recorded June 22, 1976, in Book 114, page 937.
12. Easement granted to Telephone Utilities of Eastern Oregon, Inc., dba PTI Communications, Recorded September 6, 1996, as Instrument No. 961915.
13. Matters disclosed in Declaration and on Plat for Land Partition Plat No. 97-23 filed in the office of the Grant County Clerk on August 1, 1997.
14. Matters disclosed in Declaration and on Plat for Land Partition Plat No. 2000-03 filed in the office of the Grant County Clerk on February 22, 2000.

18772

The true and actual consideration for this conveyance is: \$-0-.

Until a change is requested, all tax statements are to be sent to the following address: James Jerry Jensen and Mary S. Alexander, POB 658, CANYON CITY, ORE 97820

AFTER RECORDING RETURN TO: Daniel L. Cronin 235 S Canyon Blvd., John Day, OR 97845

THIS INSTRUMENT WILL 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

20051440

APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

THE PROPERTY DESCRIBED IN THIS INSTRUMENT MAY NOT BE WITHIN A FIRE PROTECTION DISTRICT PROTECTING STRUCTURES. THE PROPERTY IS SUBJECT TO LAND USE LAWS AND REGULATIONS, WHICH, IN FARM OR FOREST ZONES, MAY NOT AUTHORIZE CONSTRUCTION OR SITING OF A RESIDENCE. 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 EXISTENCE OF FIRE PROTECTION FOR STRUCTURES.

Dated this 10 day of JUNE, 2005.

James Jerry Jensen
James Jerry Jensen

STATE OF OREGON)
) ss.
County of Grant)

RECEIVED

DEC 22 2023

OWRD

This instrument was acknowledged before me on the 10th day of June, 2005, by James Jerry Jensen.

Dawn Kreps
Notary Public for Oregon
My Comm. Expires: Aug 27, 2007



STATE OF OREGON)
County of Grant) ss

I certify that this instrument was received and recorded in the book of records of said county.

KATHY HICKINSON
Grant County Clerk

by Kathy Hickinson Deputy,

DOCS: 20051440 PAGES: 2
RCPT: 51450 28.50
6/14/2005 3:34 PM

BARGAIN AND SALE DEED

MARY S. ALEXANDER, Grantor, conveys to JAMES JERRY JENSEN and MARY S. ALEXANDER, Co-Trustees of the Mary S. Alexander Revocable Living Trust created the 9 day of June, 2005, Grantees, her undivided one-half interest in the following described real property free of encumbrances except as specifically set forth herein:

Township 14 South, Range 32 East, Willamette Meridian, Grant County, Oregon:

Section 1: PARCEL 3 OF LAND PARTITION PLAT NO. 2000-03, as shown by the plat thereof filed for record in the office of the Grant County Clerk on February 22, 2000.

Said Parcel 3 of Land Partition No. 2000-03 also being a portion of Parcel 2 of Land Partition Plat No. 97-23 filed in the office of the Grant County Clerk on Aug. 1, 1997.

Subject to and excepting:

1. As disclosed by the tax roll, the premises herein described have been zoned or classified for forest land use.

2. Notwithstanding paragraph 4 of the insuring clauses of the policy or policies to be issued, the policy or policies will not insure against loss arising by reason of any lack of a right of access to and from the land.

3. Rights of the public in and to any portion of the herein described premises lying within the boundaries of streets, roads or highways.

4. Any and all matters, including easements and assessments, pertaining to irrigation ditches.

5. Right of Way granted to Philip J. Kuhl, aka Philip J. Kuh, Jr., and Margaret R. Kuhl, his wife, and Echo E. Kuhl, a widow, recorded January 12, 1966, in Book 94, page 141.

6. Easement granted to California-Pacific Utilities Company, a corp., recorded July 29, 1970, in Book 104, page 60.

7. Easement granted to California-Pacific Utilities Company, a corp., recorded January 15, 1974, in Book 110, page 936.

8. Easement granted to Wesley Wilson and Lamona Wilson, husband and wife, Recorded April 2, 1974, in Book 111, page 258.

9. Reservation from Steve Skidgel and Bonnie Skidgel, husband and wife, Recorded April 22, 1976, in Book 114, page 682.

10. Reservation from Wesley Wilson and Lamona Wilson, husband and wife, Recorded April 22, 1976, in Book 114, page 683.

11. Easement granted to California-Pacific Utilities Company, a corp., Recorded June 8, 1976, in Book 14, page 882, Re-recorded June 22, 1976, in Book 114, page 937.

12. Easement granted to Telephone Utilities of Eastern Oregon, Inc., dba PTI Communications, Recorded September 6, 1996, as Instrument No. 961915.

13. Matters disclosed in Declaration and on Plat for Land Partition Plat No. 97-23 filed in the office of the Grant County Clerk on August 1, 1997.

14. Matters disclosed in Declaration and on Plat for Land Partition Plat No. 2000-03 filed in the office of the Grant County Clerk on February 22, 2000.

The true and actual consideration for this conveyance is: \$-0-.

Until a change is requested, all tax statements are to be sent to the following address:

James Jerry Jensen and Mary S. Alexander, P.O. Box 658, Canyon City OR 97820

AFTER RECORDING RETURN TO:

Daniel L. Cronin
235 S Canyon Blvd., John Day, OR 97845

THIS INSTRUMENT WILL 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

18772

RECEIVED
DEC 22 2023
OWRD

20051441

APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

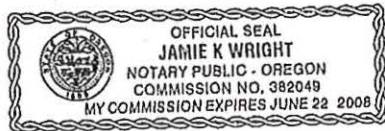
THE PROPERTY DESCRIBED IN THIS INSTRUMENT MAY NOT BE WITHIN A FIRE PROTECTION DISTRICT PROTECTING STRUCTURES. THE PROPERTY IS SUBJECT TO LAND USE LAWS AND REGULATIONS, WHICH, IN FARM OR FOREST ZONES, MAY NOT AUTHORIZE CONSTRUCTION OR SITING OF A RESIDENCE. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FBE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND EXISTENCE OF FIRE PROTECTION FOR STRUCTURES.

Dated this 14 day of June, 2005.

Mary S. Alexander
Mary S. Alexander

STATE OF OREGON)
) ss.
County of Grant Grant)

This instrument was acknowledged before me on the 14 day of June, 2005, by Mary S. Alexander.



Jamie K Wright
Notary Public for Oregon
My Comm. Expires: 6-22-08

STATE OF OREGON }
County of Grant } ss

I certify that this instrument was received and recorded in the book of records of said county.

KATHY MCKINNON
Grant County Clerk

by Kathy McKinnon Deputy,

DOCN: 20051441 PAGES: 2
RCPT: 51441 20.50
6/14/2005 3:36 PM

RECEIVED
DEC 22 2023
OWRD

20051441

APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

THE PROPERTY DESCRIBED IN THIS INSTRUMENT MAY NOT BE WITHIN A FIRE PROTECTION DISTRICT PROTECTING STRUCTURES. THE PROPERTY IS SUBJECT TO LAND USE LAWS AND REGULATIONS, WHICH, IN FARM OR FOREST ZONES, MAY NOT AUTHORIZE CONSTRUCTION OR SITING OF A RESIDENCE. 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 EXISTENCE OF FIRE PROTECTION FOR STRUCTURES.

Dated this 14 day of June, 2005.

Mary S. Alexander
Mary S. Alexander

STATE OF OREGON)
) ss.
County of Grant Grant)

This instrument was acknowledged before me on the 14 day of June, 2005, by Mary S. Alexander.



Timmie K Wright
Notary Public for Oregon
My Comm. Expires: 6-22-08

STATE OF OREGON)
County of Grant) ss.

I certify that this instrument was received and recorded in the book of records of said county.

KATHY HIGGINSON
Grant County Clerk
by Kathy Higginson Deputy,

DOCH: 20051441 PAGES: 2
RCPT: 51441 20.50
6/14/2005 3:36 PM

RECEIVED

DEC 22 2023

14380 - OWRD

I certify that this instrument was received and recorded in the book of records of said county.

KATHY MCKANNON
Grant County Clerk
by _____ Deputy,

DOC#: 201003440 Pg 2
RCPT: 100344 \$3.50
2/25/2010 3:58 PM

After recording return to: (Name, Address, Zip)

Until requested otherwise, send all tax statements to:
(Name, Address, Zip)
James J. Jensen
P.O. Box 1658
Canyon City, OR 97820

SPACE

**WARRANTY DEED
(Corporate Grantor)**

HOLIDAY LAND & LIVESTOCK, INC., an Oregon Corporation, Grantor, conveys and warrants to James J. Jensen and Mary Jensen, as tenants by the entirety, Grantee, the following described real property free of encumbrances, except as specifically set forth herein: situated in Grant County, State of Oregon, described as follows, to-wit:

See Legal Description attached hereto as Exhibit 'A'

21935

Subject to and excepting: Matters of record

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER SECTIONS 2, 3 AND 6 TO 22 OF CHAPTER 424, OREGON LAWS 2007 (BALLOT MEASURE 49 (2007)). 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 216.010, TO VERIFY THE APPROVED USE 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 SECTIONS 2, 3 AND 6 TO 22 OF CHAPTER 424, OREGON LAWS 2007 (BALLOT MEASURE 49 (2007)).

The true and actual consideration for this conveyance is \$30,000.00. (Here, comply with the requirements of ORS 93.030.)

Dated this 25th day of February, 2010.

Holiday Land and Livestock, Inc.
By: Kenneth L. Holliday
Kenneth Holliday, President

RECEIVED
DEC 22 2023
OWRD

STATE OF Oregon }
County of Grant } ss.

This instrument was acknowledged before me on this 25th day of February, 2010 by Kenneth Holliday as President of Holiday Land and Livestock, Inc.



Yami A. Kowinski
Notary Public for Oregon
My commission expires: November 20, 2011

20100344

'EXHIBIT A'

Land in Grant County, Oregon:
T14S, R32E, W.M.

Section 1: A parcel of land in Gov't Lot 1 and in the NE1/4SE1/4 described as follows:

All that portion of Gov't Lot 1 and the NE1/4SE1/4 of said Section 1 lying West of the centerline of the existing road described in Deed Instrument No. 212571 Land Patent, known as USDA Forest Service Road Right of Way Number ORE 6059.

Beginning at the NW corner of said Gov't Lot 1, thence East, 400 ft. more or less, along the North line of said Gov't Lot 1, to the centerline of the existing road way; thence Southerly, along the centerline of the existing road way known as USDA Forest Service Road Right of Way Number ORE 6059, to the West line of the NE1/4SE1/4 of said Section 1; thence North, 2400 ft., more or less, along the West line of the NE1/4SE1/4 and the West line of Gov't Lot 1 of said Section 1 to the point of beginning.
(Portion of Tax Acct. 3-10 14-32-01 100; Ref. 39400)

RECEIVED

DEC 22 2023

OWRD

14-380-



Oregon

Kate Brown, Governor

Department of Fish and Wildlife
John Day Field Office
PO Box 9
John Day, OR 97845
Voice: 541-575-1167
Fax: 541-575-0948

<http://www.dfw.state.or.us>

January 3rd, 2023

Oregon Water Resources Dept.
ATTN: Transfer Section
725 Summer Street NE, Suite A
Salem, OR 97301-1266



To Whom It May Concern,

This letter is in support of the transfer application for Certificate 25974 in Pine Creek in the John Day River Basin. The Oregon Department of Fish and Wildlife (ODFW) has assessed that the proposed actions will provide a net benefit to fish habitat which qualifies for a fee reduction offered through the Oregon Water Resources Department.

This project will screen an unscreened irrigation diversion and eliminate a 2' rock dam that during low stream flow creates a passage barrier in Pine Creek. A new diversion control structure will be installed to provide fish passage to juvenile and adult ESA-listed summer steelhead (threatened), redband, and westslope cutthroat trout (both sensitive state species). There will be 100' of pipe placed from behind the headgate to the front bay of the fish screen in the ditch to create water efficiencies.

Based on this preliminary information, ODFW has determined that the proposed transfer provides a change that will result in a net benefit to fish habitat and qualifies for OWRD's fee reduction.

Sincerely,

Stephan Charette
John Day District Fish Biologist
Oregon Department of Fish and Wildlife

RECEIVED

DEC 22 2023

OWRD

C: Danette Faucera, ODFW

14380 -

ROBERT D. BAGETT, PLS, CWRE

Certified Water Right Examiner

P.O. Box 476

217 N. Canyon Blvd.

John Day, Oregon 97845

Phone (541) 620-0717

e-mail bobbagett@gmail.com

December 16, 2022

To: Eric Julsrud, Watermaster

Re: Certificate 25974 -Proposed new point of diversion on Pine Creek.

ODFW proposes to transfer the record POD on Pine Creek downstream to install a permanent prefab steel headgate.

The original POD has been obliterated through time and its location is not obvious on the ground.

Certificate 25974 does not give an exact position of the POD. The certificate states, in part, "the use of the waters of Pine Creek and Spring, in the SW1/4NE1/4, Section 1, T.14S., R.32E., W.M. for the purpose of irrigation."

The SW1/4NE1/4 does not exist in Section 1 because sections 1 through 6 are fractional sections in this township. This was a scrivener error and should read NE1/4SW1/4.

This POD is shown on Adjudication Map 127-2-3, Township 14S., Range 32E.

The POD is shown on this map as being very close to the line between the NE1/4SW1/4 and the SE1/4SW1/4 of Section 1.

On August 31, 2022, I met with ODFW employees Ryan Seal and Tracy Wyllie near the POD site. They agreed on a point where they thought the original POD was located. I drove a 1/2" x24" rebar at that point. They also agreed on a point where they wanted the new POD to be placed. I drove a 1/2" x 24" rebar at that point.

On December 15, 2022, I accompanied land surveyor Mike Springer, to locate the record monuments at the SW corner and the SE corner of the NE1/4 SW 1/4, Section 1, plus the two 1/2 inch rebars on Pine Creek. We found both 1/16 corner monuments and both rebars in place.

The results are shown on the accompanying map.

RECEIVED

DEC 22 2023

OWRD

14380 -

In conclusion, I believe that the rebar set at the approximate location of the record POD is just that, it was a guess.

From that rebar the proposed POD at the other rebar is downstream, 48.7 feet, its position is in the NE1/4SW1/4.

Because Pine Creek flows north for a short distance of about 10-12 feet from the rebar set at the approximate POD. This could easily place the POD in the NE1/4 SW1/4, Section 1. The direction of the creek then turns northeast, then east to the proposed POD.

In my opinion, it is certainly possible that the original POD is located in the NE1/4SW 1/4, Section 1 and approximately 45 feet upstream from the rebar set at the proposed POD.

Sincerely,
Bob Bagett, PLS, CWRE



Cc Ryan Seal, ODFW
Tracy Wyllie, ODFW

RECEIVED
DEC 22 2023
OWRD

DAVIS Arla L * WRD

From: DAVIS Arla L * WRD
Sent: Wednesday, January 10, 2024 8:08 AM
To: HAGE Trisha * WRD
Subject: RE: Application for Permanent Water Right Transfer for Certificate C25974

Good Morning Trisha!

I just wanted to make sure the fees received were correct and forward the T number to you so you had it for your records if you need it.

The amount should be \$680.00

The file number will be T-14380

[Arla L. Davis](#)

She/Her/Hers

Water Rights Transfer Specialist

Transfer and Conservation Section

725 Summer St. NE, Suite A | Salem, OR 97301 | Phone: 503-979-3129



Integrity | Service | Technical Excellence | Teamwork | Forward-Looking

Work Schedule: Mon-Th – 6:00 a.m. to 4:30 p.m.

NOTE: The Salem office is now open to the public. Given that many staff will continue teleworking remotely or have job duties that take them into the field on a regular basis, availability of staff in the office is not guaranteed 8:00 a.m. – 5:00 p.m. every day. **Customers and visitors are encouraged to schedule an appointment in advance if they wish to meet in person with specific staff members.** Alternative methods for meeting, such as by phone or virtually via Teams, are also available.

From: JARAMILLO Lisa J * WRD <Lisa.J.JARAMILLO@water.oregon.gov>
Sent: Tuesday, January 9, 2024 8:44 AM
To: COPE Kerri H * WRD <Kerri.H.COPE@water.oregon.gov>; COURCHANE Corey A * WRD <Corey.A.COURCHANE@water.oregon.gov>; DAVIS Arla L * WRD <Arla.L.DAVIS@water.oregon.gov>; FRENCH Kim R * WRD <Kim.R.FRENCH@water.oregon.gov>; GREW Scott A * WRD <Scott.A.GREW@water.oregon.gov>; HENDERSON Sarah A * WRD <Sarah.A.HENDERSON@water.oregon.gov>; LUONGO Dante J * WRD <Dante.J.LUONGO@water.oregon.gov>; PHILLIPS Stacy H * WRD <Stacy.H.PHILLIPS@water.oregon.gov>; REECE Ann L * WRD <Ann.L.REECE@water.oregon.gov>; RICHMAN Elyse D * WRD <Elyse.D.RICHMAN@water.oregon.gov>; SMITH Joan M * WRD <Joan.M.SMITH@water.oregon.gov>; SMITH Tamera L * WRD <Tamera.L.SMITH@water.oregon.gov>; STARNES Patrick K * WRD <Patrick.K.STARNES@water.oregon.gov>; WILKE Laura K * WRD <Laura.K.WILKE@water.oregon.gov>
Subject: FW: Application for Permanent Water Right Transfer for Certificate C25974

FYI...

I can't remember who was keeping track of the transfer application from ODFW while we awaited transfer of funds, so sharing with whole section.

Trisha confirmed the money has been received. We can assign a T-##### now.

Thanks,
Lisa

[Lisa J. Jaramillo](#)

Transfer and Conservation Section Manager

725 Summer Street NE, Suite A, Salem, OR 97301 | Phone: 503-871-1889 (work cell)



Integrity | Service | Technical Excellence | Teamwork | Forward-Looking

NOTE: OWRD offices are now open to the public. Given that many staff will continue teleworking remotely or have job duties that take them into the field on a regular basis, however, availability of staff in the office is not guaranteed 8 a.m. - 5 p.m. every day (M-F). OWRD's Salem office is closed for customer service drop-ins from Noon - 1pm. **Customers and visitors are encouraged to schedule an appointment in advance if they wish to meet in person with specific staff members.** Alternative methods for meeting, such as by phone or virtually via Teams, are also available.

From: HAGE Trisha * WRD <Trisha.HAGE@water.oregon.gov>

Sent: Tuesday, January 9, 2024 8:36 AM

To: RATCLIFFE Katie S * WRD <Katie.S.RATCLIFFE@water.oregon.gov>; JARAMILLO Lisa J * WRD

<Lisa.J.JARAMILLO@water.oregon.gov>; LOVRIEN Corie L * WRD <corie.l.lovrien@water.oregon.gov>; REECE Nick A *

WRD <Nick.A.REECE@water.oregon.gov>

Subject: RE: Application for Permanent Water Right Transfer for Certificate C25974

Good morning,

Sorry this is a little late I was out on vacation. Just wanted to let you guys know payment has been received from ODFW.

Thanks,
Trisha

[Trisha Hage](#)

Senior Accountant, Administrative Services

725 Summer St. NE Ste A Salem OR 97301

Phone 503-586-6908

From: WHITTEN Vicki L * ODFW <Vicki.L.WHITTEN@odfw.oregon.gov>

Sent: Thursday, December 28, 2023 8:42 AM

To: HAGE Trisha * WRD <Trisha.HAGE@water.oregon.gov>

Cc: POWELL Patti J * ODFW <Patti.J.POWELL@odfw.oregon.gov>

Subject: RE: Application for Permanent Water Right Transfer for Certificate C25974

Hi Trisha,

I just entered this payment in the system, it's in BT143612.

Vicki Whitten
Oregon Dept. of Fish & Wildlife

Accounting Tech

P: 503-947-6185

F: 503-947-6140

Vicki.L.Whitten@odfw.oregon.gov

From: HAGE Trisha * WRD <Trisha.HAGE@water.oregon.gov>

Sent: Thursday, December 28, 2023 7:22 AM

To: RATCLIFFE Katie S * WRD <Katie.S.RATCLIFFE@water.oregon.gov>; JARAMILLO Lisa J * WRD <Lisa.J.JARAMILLO@water.oregon.gov>; WYLLIE Tracy D * ODFW <Tracy.D.WYLLIE@odfw.oregon.gov>; WHITTEN Vicki L * ODFW <Vicki.L.WHITTEN@odfw.oregon.gov>

Cc: LOVRIEN Corie L * WRD <corie.l.lovrien@water.oregon.gov>; REECE Nick A * WRD <Nick.A.REECE@water.oregon.gov>; HAGE Trisha * WRD <Trisha.HAGE@water.oregon.gov>

Subject: RE: Application for Permanent Water Right Transfer for Certificate C25974

Good morning,

I received confirmation that the application is complete so the transfer of payment by ODFW for Certificate C25974 can now be done. The coding for the transfer would be PCA = 46110 and agency object = 0205.

Please let me know if you have any questions or need any other information.

Thanks,

Trisha

Trisha Hage

Senior Accountant, Administrative Services

725 Summer St. NE Ste A Salem OR 97301

Phone 503-586-6908

From: HAGE Trisha * WRD <Trisha.HAGE@water.oregon.gov>

Sent: Thursday, December 14, 2023 2:30 PM

To: RATCLIFFE Katie S * WRD <Katie.S.RATCLIFFE@water.oregon.gov>; JARAMILLO Lisa J * WRD <Lisa.J.JARAMILLO@water.oregon.gov>; WYLLIE Tracy D * ODFW <Tracy.D.WYLLIE@odfw.oregon.gov>; WHITTEN Vicki L * ODFW <Vicki.L.WHITTEN@odfw.oregon.gov>

Cc: LOVRIEN Corie L * WRD <corie.l.lovrien@water.oregon.gov>; REECE Nick A * WRD <Nick.A.REECE@water.oregon.gov>

Subject: FW: Application for Permanent Water Right Transfer for Certificate C25974

Good afternoon,

I just wanted to make you guys aware of the below WR Transfer ODFW is going to pay the fee for. I will have ODFW hold off on payment until we hear back from you guys that the applications is complete. I can then give ODFW the coding to make the transfer payment to us.

Please let me know if anyone has any questions and thanks for your help.

Trisha

Trisha Hage

Senior Accountant, Administrative Services

725 Summer St. NE Ste A Salem OR 97301

Phone 503-586-6908

From: WYLLIE Tracy D * ODFW <Tracy.D.WYLLIE@odfw.oregon.gov>

Sent: Thursday, December 14, 2023 7:44 AM

To: HAGE Trisha * WRD <Trisha.HAGE@water.oregon.gov>

Subject: FW: Application for Permanent Water Right Transfer for Certificate C25974

Hi Trisha,

CWRE Bob Bagett has been working with two water users on a permanent water right transfer for certificate 25974 and he plans to mail the package to your office on Friday (12/15). ODFW is going to pay for the \$680 transfer fee and we want to ensure that we pay the fee as soon as possible to ensure that it is not rejected when it arrives. The last time we did this was back in 2022, Vicki Whitten, ODFW accounts payable worked with Kim Hall to complete an agency transfer. Is this still the best process to use to pay for the transfer fee so that when the transfer package arrives the fee is paid?

Thank you,

Tracy Wyllie

Oregon Department of Fish and Wildlife

John Day Fish Screening and Passage Program

357 Patterson Bridge Rd.

PO Box 515

John Day, OR 97845

541-575-0561 Office

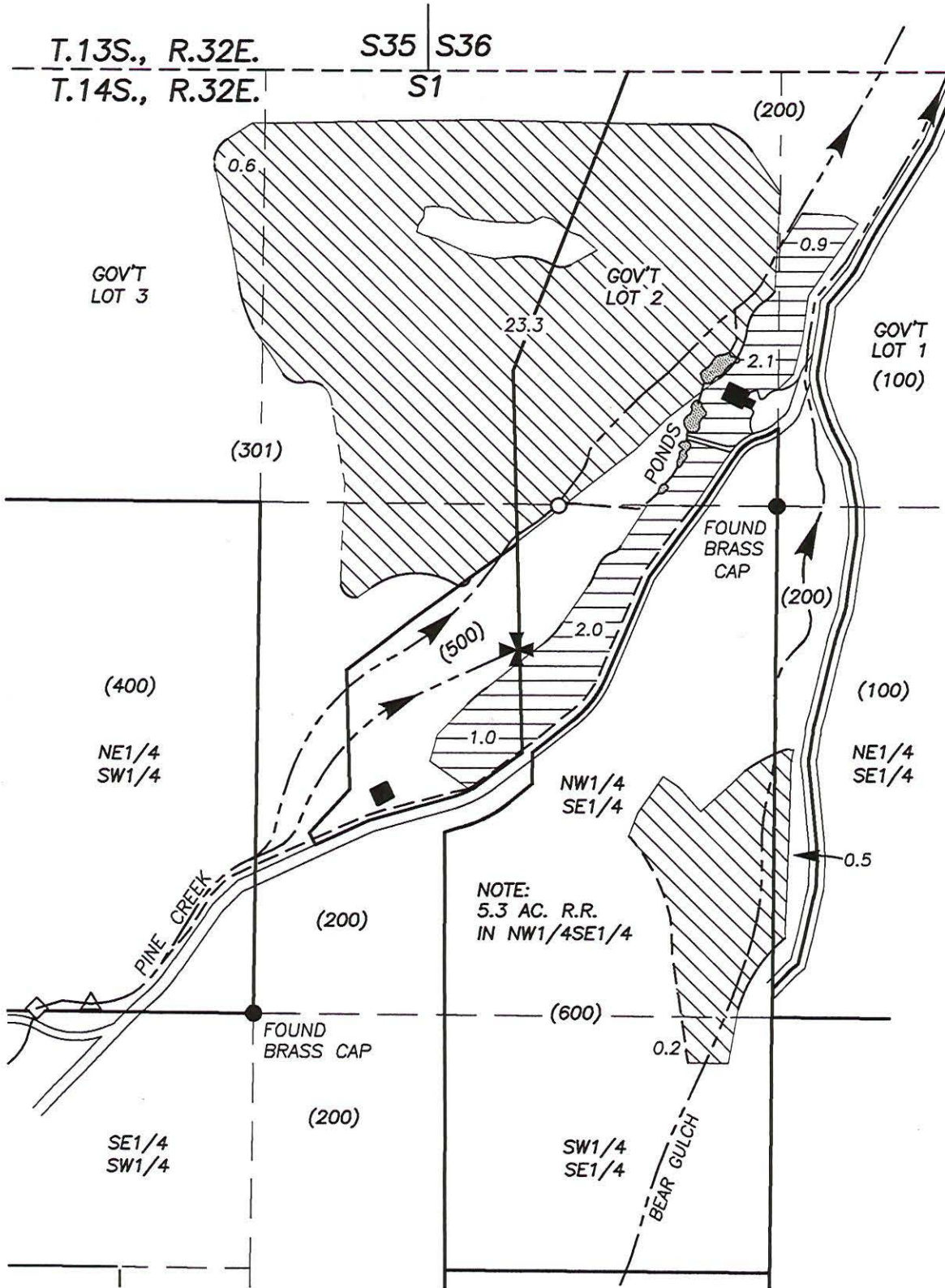
541-620-8850 Cell

Tracy.D.Wyllie@ODFW.Oregon.Gov

SECTION 1, T.14S., R.32E., W.M.
GRANT COUNTY, OREGON

TRANSFER APPLICATION MAP
CHANGE IN POINT OF DIVERSION & ADDITIONAL POINT OF DIVERSION
FOR

ROY AND LESLIE WALKER, JAMES AND MARY JENSEN &
THE JAMES JERRY JENSEN AND MARY S. ALEXANDER TRUSTS



SCALE: 1" = 400'

RECEIVED
DEC 22 2023
OWRD

- ◇ AUTHORIZED POD #1: LOCATED IN THE NE1/4SW1/4 SEC. 1, T.14S., R.32E., W.M. PER ADJUDICATION MAP
- △ PROPOSED POD #2: 23 FT. NORTH & 416 FT. WEST FROM THE S.E. COR. OF THE NE1/4SW1/4 SEC. 1, T.14S., R.32E., W.M.
- PROPOSED APOD #3: 1 FT. SOUTH & 560 FT. WEST FROM THE S.E. COR. GOV'T LOT 2, SEC. 1, T.14S., R.32E., W.M.
- ✠ PROPOSED FLOOD CHANNEL BLOCK - APPROXIMATE LOCATION

- ▭ PLACE OF USE: C-25974
- ▨ REMAINING RIGHT: C-25974

--- DITCH

() TAX LOT NO.

PREPARED BY:
ROBERT D. BAGETT, PLS, CWRE
217 N. CANYON BLVD.
JOHN DAY, OREGON
(541) 575-1251
NOVEMBER 7, 2023

14380 -



DISCLAIMER: THIS MAP IS NOT INTENDED TO PROVIDE LEGAL DIMENSIONS OR LOCATIONS OF PROPERTY OWNERSHIP LINES.

RENEWS 12/31/2025