

Application for
Surface Water
Allocation of Conserved Water

Part 1 of 4 – Minimum Requirements Checklist



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900

This application will be returned if Parts 1 through 4 and all required attachments are not completed and included.

For questions, please call (503) 986-0900, and ask for Allocation of Conserved Water Section.

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

- ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ Part 2 – Completed Applicant Information and Signature.
- ☒ Part 3 – Completed Water Right Information and Conservation Measures. Please include a separate Part 3 for each water right. List all water right certificates involved in this application here: **7128**.
- ☒ Part 4 – Completed Mitigation, Proposed Use, Project Schedule, Funding, and Fee Calculation.

Attachments:

- ☒ Fees – Amount enclosed: \$ **2040.00** (https://www.oregon.gov/owrd/WRDFormsPDF/fee_schedule.pdf).
- ☒ Application Map. Must have sufficient detail to locate and describe the facilities and areas involved in the conservation measures. Must show the place of use where water is being used if the rate or duty are changing.
- ☒ Land Use Information Form with approval and signature. (Not required if 100% of Conserved Water is being transferred instream.) **or**

Land Use Notice - Notice of the intent to create an instream water right must be provided to each affected county, city, municipal corporation, or tribal government along the proposed instream reach.
- ☒ Completed Evidence of Use Affidavit and Supporting Documentation.
- ☒ ☐ N/A Affidavit(s) of Consent.
- ☐ ☒ N/A Letter of approval from Irrigation or Water Control District. For water rights served by or issued in the name of a District; this must be provided when the applicant is not the District.
- ☐ ☒ N/A Irrigation or Water Control District's adopted policy on allocation of conserved water.
- ☐ ☒ N/A If construction of the project has begun or been completed and if more than 25 percent of the project costs have been expended before applying for allocation of conserved water, evidence that you have attempted to identify and resolve the concerns of water right holders in the area, governmental entities or other organizations who have asked to be consulted regarding the allocation of conserved water.
- ☐ ☐ N/A Evidence for Fee Waiver.
- ☒ ☐ N/A Notice of Completion.
- ☒ ☐ N/A Request for Finalization. (The entire conservation project listed on the application must be complete. No partial finalization will be recognized.)

Part 2 of 4 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Richard M. Braden et UX		PHONE NO. 541-846-0344	ADDITIONAL CONTACT NO.
ADDRESS 13511 N. APPLGATE RD.		FAX NO.	
CITY GRANTS PASS	STATE OR	ZIP 97527	E-MAIL PADREPROP@GMAIL.COM

☐ The applicant is an irrigation district organized under ORS Chapter 545 or a water control district organized under ORS Chapter 553. The District's OAR 690-018-0025 allocation of conserved water policy was adopted: ____/____/20____.

OR

☒ The applicant is the sole owner of the land on which the water right, or portion thereof, proposed for conservation measures is located? ☒ Yes ☐ No

If NO, include signatures of all landowners (and mailing address if different than the applicant's) or attach affidavits of consent (and mailing addresses) from all landowners or individuals/entities to which the water right(s) has been conveyed.

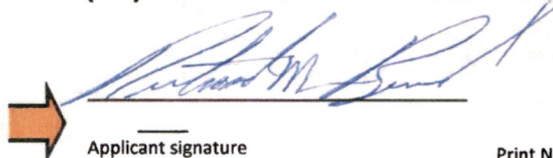
LANDOWNER NAME		PHONE NO.	
ADDRESS			
CITY	STATE	ZIP	E-MAIL

Representative Information – The person(s) listed below is/are authorized to represent the applicant in all matters relating to this application.

REPRESENTATIVE/BUSINESS NAME SCOTT FEIN WATER RIGHTS		PHONE NO. 541-842-0795	ADDITIONAL CONTACT NO.
ADDRESS PO BOX 694		FAX NO.	
CITY ASHLAND	STATE OR	ZIP 97520	E-MAIL SFEINSURVEYOR@GMAIL.COM

I understand that I will 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 paper: Grants Pass Courier.

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


Applicant signature

Print Name (and Title if applicable)

Date: 3/6/2026

Richard M. Braden for Braden & Braga

Applicant signature

Print Name (and Title if applicable)

Date

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In your own words tell us what physical conservations measures you have made or propose to make and the reason for the change(s): The Gates-McCann Ditch which serves the subject lands was completely piped in from the point of diversion to the place of use to increase irrigation efficiency and make beneficial use without waste. A bulge in system has been developed with a pump and high-pressure pipelines which convey water to low pressure drip lines to precisely apply water to row crops without waste. Historic irrigation practices were an earthen ditch and flood irrigation for hay and pasture. The change to row crops and efficient drip irrigation are the reasons for the changes. This application is voluntary compliance by the property owner regarding OWRD NOTICE OF VIOLATION 2514017NOV and in direct coordination with District 14 Watermaster Scott C. Ceciliani and Compliance Officer Kelly Burgess per agreement therewith as resolution to notice of violation.

 To meet State Land Use Consistency Requirements, you must list all local governments (each county, city, municipal corporation, or tribal government) within whose jurisdiction the conservation project and/or proposed instream reach will be located.

ENTITY NAME JOSEPHINE COUNTY	ADDRESS 700 NW DIMMICK ST. SUITE CE	
CITY GRANTS PASS	STATE OR	ZIP 97526

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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Part 3 of 4 – Water Right Information and Conservation Measures

Please use a separate Part 3 for each water right involved in the proposed allocation of conserved water.

WATER RIGHT INFORMATION:

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

☒ Certificated Right	<u>7128</u>	
	Certificate Number	Permit Number or Decree Name
☐ Adjudicated, Un-certificated Right		
	Name of Decree	Page Number
☐ Permit for which Proof has been Approved		
	Permit Number	Special Order Volume _____, Page _____
☐ Transferred Right for which Proper Proof of the change has been filed		
	Previous Certificate / Transfer Number	Date Claim of Beneficial Use Submitted

County: Josephine

Describe the pre-project water delivery system. Include information on the diversion structure, pumps, and conveyance facilities (including canals, pipelines and sprinklers used to divert, convey and apply the water at the authorized place of use). *Provide sufficient detail for the Department to determine the system capacity.* The Gates-McCann Ditch was mainly an open channel earthen ditch in poor condition with great losses and inefficiencies. Prior to fully piping the ditch in 2023-24; approximately 50 percent or more of the water was lost between the diversion point and the place of use. Additionally the water user began cultivating row crops in 2024 with full implementation in 2025 utilizing very efficient drip irrigation; previous uses were hay crops and pasture using flood irrigation methods and inefficient overhead sprinklers.

Table 1: Pre-Project Description

List: A) the maximum rate and annual duty (volume) of water that may be diverted **as stated on the water right of record**; and B) the maximum amount of water that can be diverted using the pre-project facilities ("**system capacity**"). If there are multiple priority dates on the water right, list the rate and duty associated with each priority date. *(If the water right is only limited by rate, do not list a duty. Conversely, if the water is only limited by duty, do not list a rate).*

PRE-PROJECT DESCRIPTION								
			Column A				Column B	
			Water Right of Record				System Capacity	
			Rate		Duty		Rate	Duty
Originating Water Right #	Priority	Acres	Maximum CFS	CFS/AC	Maximum AF	AF/AC	Maximum CFS	Maximum AF
7128	1875	40	0.80	0.02	339.57	8.49	0.80	339.57
7128	1908	12.65	0.16	0.013	67.91	5.37	0.16	67.91
Totals		52.64	0.96		407.47		0.96	407.48

Note: 1 miner's inch = 1/40 cfs;

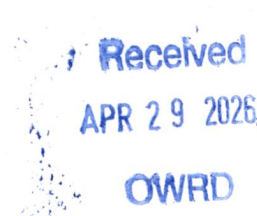
1 cfs = 448.8 gpm

1 cfs = 1.983471 ac-ft/day

CONSERVATION MEASURES:

Describe the type of conservation measures, check all that apply:

☒ On-Farm efficiency project



- ☒ Distribution project, such as a ditch piping or lining project
- ☒ Other: Piped a previously oversized earthen ditch.

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Describe the proposed changes to the physical system, operations and application methods that will result in the conservation of water. If these proposed changes will change the point of diversion, you must meet the ODFW fish screen and bypass requirements pursuant to ORS 540.525. Please include a description and details of how the estimate of water conserved was determined. Please provide sufficient detail for the Department to provide notice of the project. Change from earthen ditch to piped system from POD to POU. Change from flood irrigation and big gun overhead sprinkler to drip irrigation. ODFW fish screen in place on the delivery system.

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Existing Point(s) of Diversion:

Twp		Rng		Sec	¼	¼	Tax Lot	Gvt Lot or DLC	Measured Distances or Latitude and Longitude
39	S	7	W	21	SE	SE			NORTH 1320 FT. & EAST 300 FT. FROM THE SE CORNER SEC. 21 T39S R7W W.M.

Place of Use Involved in Conservation Measures:

List only the part of the right that will be affected. If the entire right is being affected, just state "entire Certificate."

Twp		Rng		Sec	¼	¼	Tax Lot	Gvt Lot or DLC	Acres	Type of Use listed On Certificate	Priority Date
2	S	9	E	15	NE	NW	200	43	153.0	EXAMPLE	1/1/1865
39	S	7	W	33	NW	NW	500		40.0	IRRIGATION	1875
39	S	7	W	33	NE	NW	50		12.65	IRRIGATION	1908
Total									52.65		

Are there other water right certificates, water use permits, ground water registrations, or uncertificated decreed rights associated with the above lands? ☒ Yes ☐ No. If YES, list the certificates, water use permits, groundwater registrations, or uncertificated decree numbers: Exempt Pond P8218

Is the project within the boundaries of an irrigation district or water control district? ☒ Yes ☐ No If YES, and applicant is not a District, you must provide a letter of approval from the District.

Table 2: Conserved Water

In Column A, list the smaller of A or B from Table 1 (Pre-Project Description). In Column B, list the amount of water that will be needed for the existing, authorized use(s) after implementing the conservation measures. In Column C, subtract Column B from Column A and enter the results (e.g., A – B = C). (If the water right is only limited by rate, do not list a duty; and conversely, if the water is only limited by duty, do not list a rate.)

Conserved Water Description										
	Column A				Column B				Column C	
	Table 1 – Smaller of A or B				Needed				Conserved Water	
	Rate		Duty		Rate		Duty		Rate	Duty
	Maximum CFS	CFS/AC	Maximum AF	AF/AC	Maximum CFS	CFS/AC	Maximum AF	AF/AC	Maximum CFS	Maximum AF
1875	0.80	0.02	339.57	8.49	0.47	0.01	199.98	5.0	0.33	139.59
1908	0.16	0.013	67.91	5.37	0.16	0.013	67.91	5.37	0	0

Totals	0.96		407.48		0.53		267.89		0.33	139.59
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Table 3: Allocation of Conserved Water

List the portions of the conserved water that will be allocated to the state and applicant. Note: Column A plus Column B should total Column C (e.g., A + B = C).

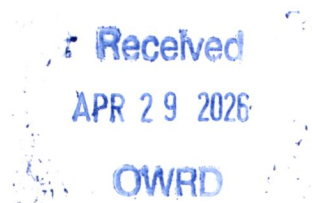
Conserved Water Allocation								
Column A			Column B			Column C		
State's Portion			Applicant's Portion			Conserved Water		
Percentage*	Maximum Rate	Maximum Duty (Volume)	Percentage	Maximum Rate	Maximum Duty (Volume)	Percentage	Maximum Rate	Maximum Duty (Volume)
25%	0.08	34.90	75%	0.25	104.69	100%	0.33	139.59

* must be at least 25%

The priority for the conserved water is requested to be:

- ☐ The same as the original right, or
- ☒ One minute junior to the original right.

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**Part 4 of 4 – Mitigation, Proposed Use,
Project Schedule, Funding, and
Fee Calculation**

MITIGATION:

Describe any expected effects from the proposed allocation of conserved water on other water rights. Describe what currently happens to the water that is proposed to be conserved. No effects are anticipated.

Describe any mitigation or other measures that are planned to avoid harm to other water rights. Should any issue arise with other diversions in the area, waer user is open to a reasonable rotation.

PROPOSED USE:

New Out-of Stream Uses:

☒ ☐ N/A For new out-of-stream uses, describe the intended use and boundaries of the expected area within which the diversion structures and places of use of the applicants' conserved water right will be located. This is land other than that to which this water right is appurtenant. Intended Use: Irrigation; Boundaries: T39S R7W S33 26.14 acres in NENW TL500.

Will the new use require a change or additional point of diversion/appropriation?

☐ Yes ☒ No ☐ Unknown at this time

New Point of Diversion:

Twp	Rng	Sec	¼	¼	Tax Lot	Gvt Lot or DLC	Measured Distances or Latitude and Longitude

New Instream Uses to be Created (State's Portion):

Originating Surface Water Right (as identified in Part 3)	Priority Date	Source	Proposed Instream Period	Rate (cfs)*	Volume (ac-ft)**
7128	1875	Sucker Creek	April 1 to Octobe 31	0.08	34.90
TOTAL VOLUME					34.90

* To calculate rate (if other than the rate allowed by the right), divide the volume by the number of days in the period and then divide by 1.983471; or

** To calculate volume, multiply the rate by the number of days in the instream period and then multiply by 1.983471.

Note: The instream rate may not exceed the maximum rate conserved and the total volume may not exceed to maximum duty or volume conserved (Table 3, Column C).

Location of the proposed instream water right.

☐ Water is requested to be protected within a reach. Location of the proposed reach (identify the extent of the reach): (e.g., from the upstream POD located at RM ____ to downstream location at the mouth at RM ____)

OR

- ☒ Water is requested to be protected at a point at the following location (i.e. legal description of the point of diversion (POD)): At the existing point of diversion; NORTH 1320 FT. & EAST 300 FT. FROM THE SE CORNER SEC. 21 T39S R7W W.M.

Public Use for which conserved water right should be managed under an instream right (check at least one box):

- ☒ Conservation, maintenance and enhancement of aquatic and fish life, wildlife, fish and wildlife habitat, and other ecological values.
- ☐ Recreation and scenic attraction.
- ☐ Water Quality (e.g. pollution abatement).

List any existing instream water rights at the same point or within the same requested reach(es):

- ☐ None.
- ☒ Instream Water Right Certificates: 62323

- ☐ N/A Is it your intent to have the proposed instream water right transfer be additive to any instream water right established under ORS 537.348 (instream transfer application process) and ORS 537.470 (allocation of conserved water) and replace a portion of any instream water right established under ORS 537.341 (state agency application process) and ORS 537.346 (conversion of minimum perennial streamflows) with an earlier priority date?

- ☒ Yes ☐ No. If no, please explain your intent below:

Is the requested instream flow intended to exceed the estimated average natural flow or natural lake level occurring from the drainage system?

- ☒ No; **OR**
- ☐ Yes (Provide supporting documentation that demonstrates why additional flows are significant for the public use requested.); **OR**
- ☐ Yes, and it is presumed that flows that exceed the estimated average natural flow or natural lake levels are significant because:
- ☐ The requested flow does not exceed the maximum amount of any instream water right applied for under ORS 537.338 (state agency instream water right application process); the requested public use is for the same public use; and the requested reach covers a portion or same reach as the state agency instream water right; **and**
- ☐ The stream is in an ODFW flow restoration priority watershed during the requested instream period; **or**
- ☐ The stream is listed as water quality limited by DEQ.

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PROJECT SCHEDULE:

- ☐ ☒ N/A For a project that has **not** been completed, please provide the dates on which the applicant intends to do the following:

Begin Construction	Complete Construction and File Notice of Completion	Request that Entire Conserved Water Allocation be Finalized
Date:	Date:	*Date:

* Must be within 5 years from the date of filing the Notice of Completion.

Note: If construction of the project has begun or has been completed, and if more than 25 percent of the project costs have been expended before submitting this application, you must submit evidence that you have attempted to identify and resolve the concerns of water right holders in the area, governmental entities or other organization who have asked to be consulted regarding the allocation of conserved water.

- ☒ ☐ N/A For a project that has been completed, provide the dates when the conservation measures were implemented and the date by which the applicant intends to request the allocation be finalized. Complete and attach Notice of Completion form.

Conservation Measures Were Implemented	Request that Entire Conserved Water Allocation be Finalized
*Date: 2023- 2025	**Date: 2026

* Must be within 5 years prior to the date of filing this application.

** Must be within 5 years from the date of filing this Application and Notice of Completion.

FUNDING

- ☐ ☒ N/A Federal or state public funds that are not subject to repayment are to be used for the project. Refer to OAR 690-018-0040(18)(a)-(d) for further information in completing this section.

☐ Source of Funding: ☐ Federal: _____ ☐ State: _____

☐ Total cost for project engineering \$ _____
Total cost for construction \$ _____

☐ The present value of any incremental changes in the cost of operations and maintenance that are directly attributable to the project that would not be incurred or realized in the absence of the project is \$ _____.

☐ The amount of funding and the value of any in-kind contributions for project engineering and construction and for any incremental changes in the costs of operations and maintenance to be provided from federal or state public funds that are not subject to repayment is \$ _____.

☐ The amount of funding and the value of any in-kind contributions for project engineering and construction and for any incremental change since costs of operations and maintenance to be provided from other funds is \$ _____.

- ☐ ☐ N/A Enter the percentage from Table 3, Column B (Applicant's Portion of Conserved Water) ____%. If this is more than 25%, what portion of project funds (expressed as a percentage) come from federal or state public sources? ____%

- ☐ ☐ N/A The Oregon Watershed Enhancement Board (OWEB) has a contractual interest in this project. The OWEB project number is _____.

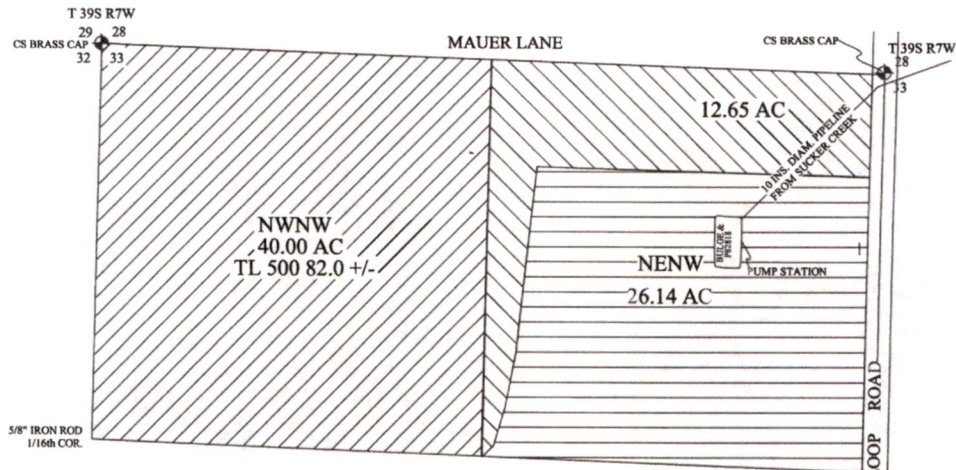
FEE CALCULATION:

Fee Schedule – ORS 536.050 https://www.oregon.gov/owrd/WRDFormsPDF/fee_schedule.pdf	
\$2,040.00 - Base (1 st Water Right)	Add \$720.00 for each additional right
$\$2,040 + (0 \times \$720) = \text{Total Fee } \underline{\$2040.00}$	

Fee Waiver Worksheet	
To qualify for a waiver of up to 50%, you must provide evidence to establish your application meets the following criteria:	
	(a) Will be converted to an instream right pursuant to ORS 537.348; or
	(b) Is necessary to complete a project funded under ORS 541.375 (OWEB); or
	(c) Is approved by the Oregon Department of Fish and Wildlife as a project that will result in a net benefit to fish and wildlife habitat. See OAR 690-018-0040(25).
If the project meets one of the above standards, use the following formula to calculate the fees:	
	(d) Enter Percentage from Table 3, Column A = _____ %
	(e) Deduct 25% from percentage in (d) above = _____ %
	(f) Enter the lesser of (e) above or 50% _____
	(g) Total Fee x % waived (f) = Fee Waiver \$ _____
<i>Example: (d) = 100% - 25% (e) = 75% (max 50% waived) = Fee x 50% = Fee Waiver</i>	
Total Fee <u>\$2040.00</u> – Fee Waiver (g) <u>\$0</u> = Amount Due <u>\$2040.00</u>	

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MAP TO ACCOMPANY SURFACE WATER ALLOCATION OF CONSERVED WATER APPLICATION
 LOCATED IN TOWNSHIP 39 SOUTH RANGE 7 WEST W.M.
 SECTION 33, TAX LOT 500
 ROGUE RIVER BASIN - JOSEPHINE COUNTY, OREGON



LEGEND



CERT. 7128 TRACT 1 (40.0 AC)
 AUTHORIZED POU & CONSERVATION AREA
 DUTY 5.00 AF/AC AS A RESULT OF CONSERVATION PROJECT
 POD: GATES-McCANN DITCH SWSW SEC. 22 T39S R7W W.M



CERT. 7128 TRACT 2 (12.65 AC)
 AUTHORIZED POU; NO CHANGE
 POD: GATES-McCANN DITCH SWSW SEC. 22 T39S R7W W.M



NEW OUT OF STREAM USE - IRRIGATION (26.14 AC)
 CERTIFICATE 7128
 SOURCE: SUCKER CREEK
 RATE: 0.25 CFS
 DUTY 4.00 AF/AC
 POD: GATES-McCANN DITCH SWSW SEC. 22 T39S R7W W.M



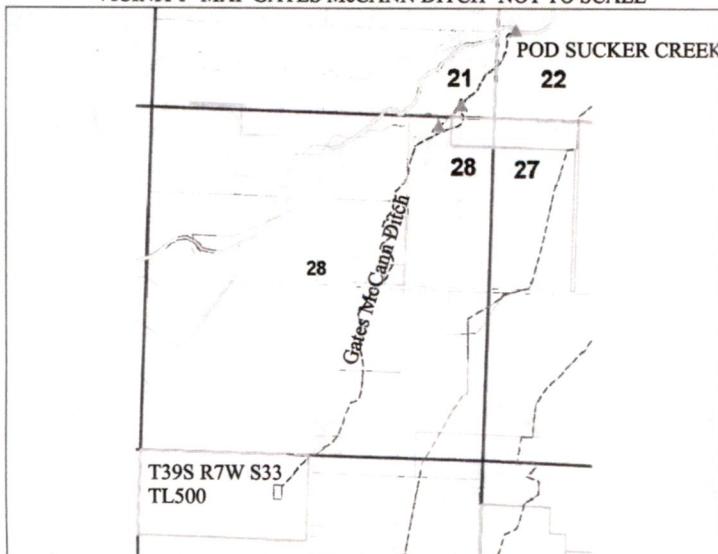
SCALE
 1" = 400'

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VICINITY MAP GATES McCANN DITCH- NOT TO SCALE



PREPARED FOR:
 RICHARD M. BRADEN
 13511 N. APPLGATE RD.
 GRANTS PASS, OR 97526

PREPARED BY:
 SCOTT FEIN WATER RIGHTS
 SCOTT FEIN, CWRE
 PO BOX 694
 ASHLAND, OR 97520
 541-842-0795
 sfeinsurveyor@gmail.com



PREPARED FOR WATER RIGHTS PURPOSE ONLY.
 NOT FOR PROPERTY BOUNDARY LOCATIONS OR
 DIMENSION



JOSEPHINE COUNTY OFFICIAL RECORDS
RHIANNON HENKELS, COUNTY CLERK **2022-009139**
DED-WRD 07/13/2022 11:12 AM
Cnt=1 Pgs=2 Stn=4 LBOSS
\$10.00 \$11.00 \$10.00 \$60.00 \$5.00 \$96.00
I, Rhannon Henkels, County Clerk, certify that the within document was received and duly recorded in the official records of Josephine County.

THIS SPACE R

After recording return to:

Richard M Braden and Diane Braga

PO Box 816

Hughson, CA 95326

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

Richard M Braden and Diane Braga

PO Box 816

Hughson, CA 95326

File No. 536286AM

STATUTORY WARRANTY DEED

6934 Holland Loop LLC, an Oregon limited liability company,

Grantor(s), hereby convey and warrant to

Richard M Braden and Diane Braga, as Tenants in Common, Each as to an undivided 50% interest,

Grantee(s), the following described real property in the County of Josephine and State of Oregon free of encumbrances except as specifically set forth herein:

The North Half of the Northwest Quarter of Section 33, Township 39 South, Range 7 West of the Willamette Meridian, Josephine County, Oregon. LESS & EXCEPT that portion lying within the boundaries of Holland Loop Road.

FOR INFORMATION PURPOSES ONLY, THE MAP/TAX ACCT #(S) ARE REFERENCED HERE:

39-07-33-00 500 R329162

39-07-33-00 500 R3291622

The true and actual consideration for this conveyance is \$650,000.00.

The above-described property is free of encumbrances except all those items of record, if any, as of the date of this deed and those shown below, if any:

2022-2023 Real Property Taxes, a lien not yet due and payable

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BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

Dated this 12 day of July, 2022

6934 Holland Loop LLC, an Oregon limited liability company

By: Jordan Orozco
Jordan Orozco, Member

State of OREGON} ss
County of JACKSON}

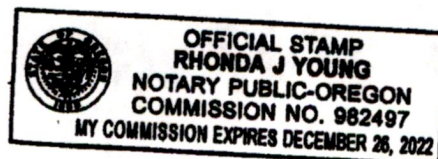
On this 12 day of JULY, 2022, before me, Rhonda J. Young a Notary Public in and for said state, personally appeared Jordan Orozco known or identified to me to be the Member in the Limited Liability Company known as 6934 Holland Loop LLC, an Oregon limited liability company who executed the foregoing instrument, and acknowledged to me that he/she executed the same in said LLC name.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

[Signature]
Notary Public for the State of OREGON

Residing at: Medford

Commission Expires: 12-26-22



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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

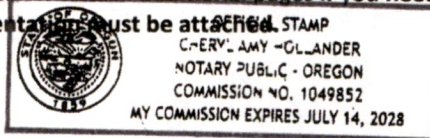
Please print legibly or type. Be as specific as possible. ~~Attach additional pages if you need more spacing.~~

Supporting documentation must be attached.

State of Oregon)

County of Jackson)

SS



I, RICHARD M. BRADEN, in my capacity as MANAGING MEMBER, Braden & Braga Property, FEE TITLE OWNER,

mailing address 13511 N. APPLEGATE RD. GRATNS PASS, OR 97527

telephone number ⁵⁴¹(846) 0344 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 # 7128; 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)

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)

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APR 29 2026

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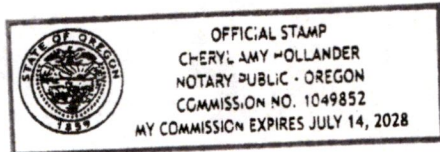
3. The water right was used for: (e.g., crops, pasture, etc.): _____

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.


Signature of Affiant

21 November 2025
Date

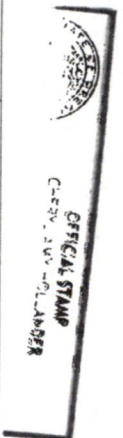
Signed and sworn to (or affirmed) before me this 21ST day of November 2025.



Cheryl Amy Hollander
Notary Public for Oregon

My Commission Expires: July 18, 2028

Supporting Documents	Examples
☐ 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
☐ Copies of receipts from sales of irrigated crops or for expenditures related to use of water	• Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
☐ Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	• 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
☒ Aerial photos containing sufficient detail to establish location and date of photograph	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. Sources for aerial photos: OSU – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terra-server.com
☐ Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number



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Legend

6934 Holland Loop Rd

6934 Holland Loop Rd

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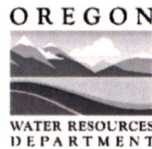
Google Earth

Image © 2025 Airbus

900 ft



Land Use Information Form



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

NAME Richard Braden			PHONE	
MAILING ADDRESS 13511 N. Applegate Rd.				
CITY Grants Pass	STATE OR	ZIP 97526	EMAIL	

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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:
39S	7W	33		500	EFU	☒ Diverted	☒ Conveyed	☒ Used	FARMING
						☐ Diverted	☐ Conveyed	☐ Used	
						☐ Diverted	☐ Conveyed	☐ Used	
						☐ Diverted	☐ Conveyed	☐ Used	

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

Josephine

NOTE: A separate Land Use Information Form must be completed and submitted for each county and city, as applicable.

B. Description of Proposed Use

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

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

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

Estimated quantity of water needed: 1 ☒ 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:

Irrigation efficiency project and water right application for allocation of conserved water with OWRD.
--

Note to applicant: For new water right applications only, if the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt on the bottom of page 4 and include it with the application filed with the Oregon Water Resources Department.

See Page 4 ➔

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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 use(s), including proposed construction, are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): 19.65.020.B.8. Farm USE
- ☐ Land uses to be served by the proposed water use(s), including proposed construction, involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being Pursued."**

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

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

Name: TERRI WOODRUFF Title: ASSISTANT PLANNER
 Signature: Terri Woodruff Date: July 23, 2024
 Governmental Entity: JOSEPHINE COUNTY PLANNING Phone: 541-474-5109 EXT 2613

Josephine County Planning

Receipt Acknowledging Request for Land Use Information

Note to Local Government Representative:

Please complete this form and return it to the applicant. **For new water right applications only**, if you are unable to complete this form while the applicant waits, you may complete this receipt and return it to the applicant. If you sign the receipt, you will have 30 days from the date of OWRD's Public Notice of the application to submit the completed Land Use Information Form to Oregon Water Resources Department. Please note while OWRD can accept a signed receipt as part of intake for an application for a new permit to use or store water, a completed Land Use Information Form is required for all other applications.

Applicant Name: _____

Staff Name: _____ Title: _____

Staff Signature: _____ Date: _____

Governmental Entity: _____ Phone: _____



Application for Allocation of
Conserved Water
Consent by Deeded Landowner

Received
APR 29 2026
OWRD

State of Oregon)
County of Jackson) ss.

I/We, Richard M. Braden Managing Member, Braden & Braga Property, in our capacity as FEE
TITLE OWNER, mailing address, 13511 N. Applegate Rd., Grants Pass, OR 97527
telephone number 541-846-0344, duly sworn depose and say,

I/We consent to the proposed change(s) to water right Certificate number(s) 7128
in the conserved water application submitted by Scott Fein,
CWRE, for the property located in T39S R7W S33 TL 500 JOSEPHINE COUNTY, OR

The change(s) is/are for: ☒ rate reduction, ☐ point of diversion, ☒ place of use.

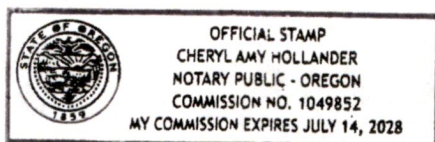
[Signature]
Signature of Affiant

21 November 2025
Date

N/A
Signature of Affiant

N/A
Date

Subscribed and Sworn to before me this 21st day of November, 2025.



Cheryl Amy Hollander
Notary Public for Oregon

My commission expires: July 18th, 2028

Surface Water Allocation of Conserved Water



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900

Notice of Completion
For CW _____

Received

APR 29 2026

OWRD

Applicant Information

APPLICANT/BUSINESS NAME Richard M. Braden et UX		PHONE NO. 541-846-0344	ADDITIONAL CONTACT NO.
ADDRESS 13511 N. APPLGATE RD.			FAX NO.
CITY GRATNS PASS	STATE OR	ZIP 97527	E-MAIL PADREPROP@GMAIL.COM

(If submitting with an Application, complete only the Applicant name)

Pursuant to OAR 690-018-0062(1), the above applicant hereby notifies the Director that the conservation measure(s) outlined in Allocation of Conserved Water Application CW _____ are complete.

The applicant(s) request(s) the Director to issue an order:

1. Canceling the water right(s) held by the applicant(s) that is/are modified by the allocation of conserved water;
2. Allowing the continued use of water for the purposes and at the locations described in the original water right certificate(s) at the rate and duty prescribed under OAR-690-018-0050(4)(e); and
3. Allowing the use and management of the conserved water as a dedication of water instream.

The applicant will file a request for finalization on or before Project was completed in June 2025.

(no more than 5 years).

Dated: 3/6/2026

Richard M. Braden

Managing Member, Braden & Braga Property

(Printed Applicant Name)

FEE TITLE OWNER

(Applicant's signature)



State of Oregon
Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900

Surface Water Allocation of Conserved Water

Request for Finalization

For
CW _____

Received

APR 29 2026

OWRD

Applicant Information

APPLICANT/BUSINESS NAME Richard M. Braden et UX		PHONE NO. 541-846-0344	ADDITIONAL CONTACT NO.
ADDRESS 13511 N. Applegate Rd.			FAX NO.
CITY Grants Pass	STATE OR	ZIP 97526	E-MAIL

(If submitting with an Application, complete only the Applicant name)

The above applicant requests that the allocation of conserved water be finalized. The construction of the conservation measure(s) has been completed that resulted in conserved water.

List the portions of the conserved water allocated to the applicant as listed in the Order Approving Allocation of Conserved Water or an Order issued pursuant to OAR 690-018-0062(2).

Applicant's Portion of Conserved Water	
Maximum Rate (CFS)	Maximum Duty (Volume)/AF
0.25	104.69



All or part of the Applicant's portion of the conserved water is to be:



Leased (If water is to be temporarily leased instream, a separate Instream Lease Application must be submitted.); _____ CFS; _____ AF



Dedicated instream (permanent); _____ CFS; _____ AF



Temporarily reserved instream for future out-of-stream use; _____ CFS; _____ AF



Used out-of-stream as described below.



☐ N/A

Out-of-Stream Use. Describe the Applicant's portion of the conserved water to be used for an out-of-stream use at the location below.

Applicant's Conserved Water					Applicant's Conserved Water Remaining	
Certificate	Priority	Type of Use	Rate (CFS)	Volume (AF)	CFS	Volume
7128	1875	Irrigation	0.25	104.69		
Totals			0.25	104.69		

Describe the point of diversion that will be used to deliver water to the new place of use:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
39S	7W	WM	22	NWSE	NORTH 1320 FT. & EAST 300 FT. FROM THE SE CORNER SEC. 21 T39S R7W

Name and address of the person using the water: Same as applicant

Description of the type of beneficial use of the water: Irrigation

Description of the place of use:

Applicant's Conserved Water Out-of-Stream Use Location										
Twp		Rng		Sec	¼	¼	Tax Lot	Gvt Lot or DLC	Acres	Priority Date
2	S	9	E	15	NE	NW	200	Example	153.0	1/1/1865
39	S	7	W	33	NE	NW	500		26.14	1875
Totals									26.14	

☒ ☐ N/A A map depicting the lands identified above that meets the standards in OAR 690-310-0050
(required if out-of-stream use table completed).

☒ The above applicant requests that the allocation of conserved water be finalized. The applicant further requests that the Director issue:

1. A superseding certificate as provided for in the order approving the allocation of conserved water;
2. A certificate for an instream water right for the state's portion of the conserved water; and
3. An order allowing:
 - a. The use of any portion of the conserved water allocated to the applicant, at the location and for the type of use identified in the tables above; and
 - b. The use and management as an instream water right of any conserved water being leased, dedicated, or temporarily reserved instream.

Dated: 3/6/2026

Richard M. Braden, Padre Properties LLC.
(Printed Applicant Name)

(Printed Applicant Name)


(Applicant's signature)

(Applicant's signature)

Fein Water Rights & Geospatial Science LLC.

Scott D. Fein

Certified Water Right Examiner

Professional Land Surveyor

Certified Federal Surveyor

Oregon Certificate & Idaho Certificate

PO BOX 694

Ashland, OR 97520

541-842-0795

sfeinsurveyor@gmail.com

TO: COREY COURCHANE

Allocation of Conserved Water Administrator

Oregon Water Resources Department

725 Summer St. NE Ste. A

Salem, OR 97301

April 22, 2026

RE: 6934 Holland Loop Rd. Cave Junction OR

Allocation of Conserved Water Application

Good day Corey,

Please find attached the enclosed Allocation of Conserved Water application materials for 6934 Holland Loop Rd. Cave Junction, OR; including a check for the required fees. As you process the application, please correspond with me directly as am the authorized agent for the applicant. If omissions were found within the application materials or there are technical matters to address, I will remedy promptly in electronic form through email correspondence.

Allocation of Conserved Water applications are not very prevalent, I worked hard to try and address all of the required details, but by no means an expert in the allocation of conserved water process; I defer to your guidance and look forward to collaborating with you for a successful processing of the application approval of this application it is in public interest of conservation, farming, and agreements in place with the watermaster to bring conformity between the water rights and the modernized irrigation practices and conservation measures through the allocation of conserved water program.

Sincerely,



Scott Fein

Certified Water Right Examiner

Received

APR 29 2026

OWRD



Scott Fein <sfeinsurveyor@gmail.com>

RE: ACW Forms

1 message

COURCHANE Corey A * WRD <Corey.A.COURCHANE@water.oregon.gov>

Fri, Apr 17, 2026 at 7:58 AM

To: Scott Fein <sfeinsurveyor@gmail.com>

Good morning Scott,

All is well (now that April 1 has passed). I hope everything is going well for you.

The Department will accept applications on a prior version of the application form; however, this may cause a delay in processing as staff identify and request any additional information required by the April 1, 2026, rules. You are correct that there aren't any real substantive changes, it was mostly font changes to address ADA guidelines. Please let me know if I may be of further assistance.

Thank you,

Corey

COREY A COURCHANE**ALLOCATION OF CONSERVED WATER**

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

Work cell: 503 979-3917

Email: corey.a.courchane@water.oregon.gov

Changes on April 1, 2026 – Request Revised Forms / Default to Electronic Notifications

- The Department has been revising our transfer application forms to be consistent with Oregon Administrative Rules with an effective date of April 1, 2026. Unfortunately, the forms are not yet available on our website. **Please contact** Dave.JONES@water.oregon.gov **for current forms** for permanent and temporary transfers, drought transfers, instream transfers, permit amendments, groundwater registration modifications, historic POD changes, exchanges, allocation of conserved water, evidence of use, consent by deeded landowner, voluntary cancellation or abandonment, and any supplemental forms related to transfers.
- The Department will accept applications on a prior version of the application form; however, this may cause a delay in processing as staff identify and request any additional information required by the April 1, 2026, rules.

Beginning April 1, 2026, the Department **will send documents and notifications** associated with the processing of an application **in electronic form** (i.e., **by email**) unless requested otherwise by the applicant. These emails may come from an automated system (wr_d_automated_email@water.oregon.gov). Please consider adding this email

address to your safe sender list. The Department will continue to send the Proposed Final Order by certified mail and any certificate by standard mail.

From: Scott Fein <sfeinsurveyor@gmail.com>

Sent: Thursday, April 16, 2026 8:42 PM

To: COURCHANE Corey A * WRD <Corey.A.COURCHANE@water.oregon.gov>

Subject: ACW Forms

Received

APR 29 2026

OWRD

Hi Corey,

hope you have been well.

I have some ACW application I completed over the fall and winter that drug into spring with final details and delays due to health issues that got wrapped up and signed as the new form transition was occurring as of 4/1.

I really dont want to have to ask my clients of 4 ACW applications on a few different properties to have recreate what is done, signed with a check ready to mail.

Also I cannot see an substantive difference in the new ACW forms.

I just got the new forms today which have to be quested as they are not online.

Really trying to get something done based on agreements made with the watermaster.

If I get these to you promptly can we utilize the pre 4/1 ACW application and related forms please?

Thank you,

Scott

--

Scott Fein

Certified Water Rights Examiner

Professional Land Surveyor

Certified Federal Surveyor

541-842-0795

sfeinsurveyor@gmail.com