

Regular

Name Price Seed farms LLC

Address 1181 Hwy 201  
Adrian Or

Change in POD APD

Date Filed 12/20/2021

Initial notice date 1/4/2022

DPD issued date \_\_\_\_\_

PD issued date 8/4/2025

PD notice date 8/5/2025

Date of FO 10/21/2025 Vol 135 Page 892-897

C-Date \_\_\_\_\_

COBU due date \_\_\_\_\_

COBU Received date \_\_\_\_\_

Certificate issued \_\_\_\_\_

Assignments: \_\_\_\_\_

Irrigation District \_\_\_\_\_

Agent \_\_\_\_\_

CWRE \_\_\_\_\_

CC's list Malheur County

- Oversized map - Location \_\_\_\_\_

DESCRIPTION OF WATER RIGHT(S)

Name of Stream Snake river

Trib. of Columbia

Use Irrigation County Malheur

Quantity of water (CFS) \_\_\_\_\_ No. of Acres \_\_\_\_\_

Name of ditch \_\_\_\_\_

App# 542371 Per # 531234 Cert # 39150 PR Date 6/24/1960

App# 549945 Per # 537154 Cert # 47309 PR Date 11/4/1973

App# \_\_\_\_\_ Per # \_\_\_\_\_ Cert # \_\_\_\_\_ PR Date \_\_\_\_\_

App# \_\_\_\_\_ Per # \_\_\_\_\_ Cert # \_\_\_\_\_ PR Date \_\_\_\_\_

App# \_\_\_\_\_ Per # \_\_\_\_\_ Cert # \_\_\_\_\_ PR Date \_\_\_\_\_

FEES PAID		
Date	Amount	Receipt #
<u>12-20-2021</u>	<u>\$3060.00</u>	<u>137138</u>

FEES REFUNDED		
Date	Amount	Receipt #



# 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 21, 2025

Price Seed Farms LLC  
1681 Hwy 201  
Adrian, OR 97910

REFERENCE: Transfer Application T-13877

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, Dante Luongo, by telephone at (971) 304-5006 or by e-mail at [Dante.j.luongo@water.oregon.gov](mailto:Dante.j.luongo@water.oregon.gov).

Sincerely,

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

cc: Jered L. Hoshaw, Watermaster Dist. # 9 (via email)  
Malheur County Planning Department, Local Government

Enclosure

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

In the Matter of Transfer Application	)	FINAL ORDER
T-13877, Malheur County	)	APPROVING AN ADDITIONAL POINT OF
	)	DIVERSION AND A CHANGE IN PLACE OF
	)	USE

**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.

**Applicant**

PRICE SEED FARMS, LLC  
1681 HWY 201  
ADRIAN, OR 97910

**Findings of Fact**

1. On December 20, 2021, PRICE SEED FARMS, LLC filed an application for an additional point of diversion under Certificates 39150 and an additional point of diversion and to change the place of use under 47309. The Department assigned the application number T-13877.
2. Notice of the application for transfer was published on January 4, 2022, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. The received application and map were not consistent with the requirements under OAR 690-380-3100. The following issues were identified in the Draft Preliminary Determination:
  - a) The location description for authorized POD 1 on the map does not match the location described in Certificate 39150 or in Table 1 of the application.
  - b) The certificate numbers in the legend of the map do not correspond to the correct places of use. The hachuring for the current place of use under Certificate 39150 indicated on the map, is actually the current place of use under Certificate 47309, and vice versa.

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

- c) Certificate 39150 – Table 2 in the application does not identify the acreage in each quarter-quarter for the “TO” or the “FROM” lands.
  - d) The system capacity (rate) identified in the application for Certificate 47309 appears to be incorrect.
  - e) Certificate 47309 – Table 2 in the application describes the “TO” lands as the entire place of use; however, the transfer map only identifies 0.5 acre of the place of use to be transferred.
4. On August 5, 2024, the Department sent a copy of the draft Preliminary Determination proposing to deny Transfer Application T-13877 to the applicant. The draft Preliminary Determination cover letter set forth a deadline of September 4, 2024, for the applicant to respond. The applicant requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer and amended the application.
  5. On March 5, 2025, the applicant’s agent submitted revised application pages and a revised map for T-13877, resolving the deficiencies.
  6. On August 4, 2025, the Department issued a Preliminary Determination proposing to approve Transfer Application T-13877 and sent a copy to the applicant. Additionally, notice of the Preliminary Determination for the transfer application was published in the Department’s weekly notice on August 5, 2025, and in the Malheur Enterprise newspaper on August 13 and 20, 2025, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notice.
  7. The first right to be transferred is as follows:

**Certificate:** 39150 in the name of L. W. DIERKING (perfected under Permit S-31234)  
**Use:** IRRIGATION OF 8.3 ACRES  
**Priority Date:** JUNE 20, 1966  
**Rate:** 0.13 CUBIC FOOT PER SECOND  
**Limit/Duty:** The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-FORTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 4 acre-feet per acre for each acre irrigated during the irrigation season of each year.  
**Source:** SNAKE RIVER, a tributary of COLUMBIA RIVER

**Authorized Point of Diversion:**

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
22 S	46 E	WM	10	SW NE	4	POD 1 - 240 FEET NORTH AND 1180 FEET EAST FROM THE C1/4 CORNER OF SECTION 10

**Authorized Place of Use:**

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
22 S	46 E	WM	10	SW NE	4	4.8
22 S	46 E	WM	10	SE NE	5	2.6
22 S	46 E	WM	10	NE SE		0.9
TOTAL						8.3

8. Transfer Application T-13877 proposes an additional point of diversion approximately 0.75 mile downstream to:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
22 S	46 E	WM	3	NE SW	8	POD 3 - 1400 FEET NORTH AND 2100 FEET EAST FROM THE SW CORNER OF SECTION 3

9. The second right to be transferred is as follows:

**Certificate:** 47309 in the name of KEITH L. SMITH (perfected under Permit S-37154)  
**Use:** IRRIGATION OF 33.3 ACRE  
**Priority Date:** JANUARY 4, 1973  
**Rate:** 0.6 CUBIC FOOT PER SECOND  
**Limit/Duty:** The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-FORTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 4 acre-feet per acre for each acre irrigated during the irrigation season of each year.  
**Source:** SNAKE RIVER, tributary of COLUMBIA RIVER

**Authorized Point of Diversion:**

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
22 S	46 E	WM	3	NE SW	8	POD 2 - 1750 FEET EAST FROM THE W1/4 CORNER OF SECTION 3

**Authorized Place of Use:**

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres	Changes Proposed
22 S	46 E	WM	3	NE SW	8	6.3	APOD
22 S	46 E	WM	3	NE SW	8	0.5	POU/APOD
22 S	46 E	WM	3	NW SW	8	26.3	APOD
22 S	46 E	WM	3	NW SW	8	0.2	POU/APOD
Total						33.3	

10. Transfer Application T-13877 proposes an additional point of diversion approximately 1,500 feet upstream to:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
22 S	46 E	WM	3	NE SW	8	POD 3 - 1400 FEET NORTH AND 2100 FEET EAST FROM THE SW CORNER OF SECTION 3

11. Transfer Application T-13877 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
22 S	46 E	WM	3	NE SW	0.7

12. 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), 690-380-4010(2), 690-380-2110(2), and 690-380-2200]***

13. Water has been used within the five-year period prior to submittal of Transfer Application T-13877 according to the terms and conditions of the rights. There is no information in the record that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
14. A water delivery system sufficient to use the full amount of water allowed under the existing rights was present within the five-year period prior to submittal of Transfer Application T-13877.
15. The water rights are subject to transfer as defined in ORS 540.505(4) and OAR 690-380-0100(14).
16. The proposed point of diversion diverts water from the same source of surface water as the authorized points of diversion, as required by OAR 690-380-2110(2).
17. The proposed changes, as conditioned, would not result in enlargement of the rights.
18. The proposed changes, as conditioned, would not result in injury to other existing water rights.
19. All other application requirements are not met.

**Conclusions of Law**

The additional point of diversion and change in places of use proposed in Transfer Application T-13877 are consistent with the requirements of ORS 540.505 to 540.580 and OAR 690-380-5000.

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

1. The additional point of diversion and change in places of use proposed in Transfer Application T-13877 are approved.

2. The right to the use of the water is restricted to beneficial use at the place of use described and is subject to all other conditions and limitations contained in Certificates 39150 and 48309 and any related decree.
3. Water right Certificates 39150 and 47309 are cancelled. A new certificate will be issued describing that portion of Certificate 47309 not affected by this transfer.
4. Under Certificate 39150, the quantity of water diverted at the new additional point of diversion (POD 3), together with that diverted at the original point of diversion (POD 1), shall not exceed the quantity of water lawfully available at the original point of diversion (POD 1).
5. Under Certificate 47309, the quantity of water diverted at the new additional point of diversion (POD 3), together with that diverted at the original point of diversion (POD 2), shall not exceed the quantity of water lawfully available at the original point of diversion (POD 2).
6. Water shall be acquired from the same source of surface water as the original points of diversion.
7. The former places of use of the transferred rights shall no longer receive water under the rights.
8. Water Use Measurement Condition:
  - 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 (new and existing).
  - b. The water user shall maintain the meters or measuring devices in good working order.
  - c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.
9. 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.

10. 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.
11. After satisfactory proof of beneficial use is received, new certificates confirming the rights transferred will be issued.

Dated in Salem, Oregon on **OCT 21 2025**

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

Mailing Date: OCT 22 2025

**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 # **145736**

INVOICE # \_\_\_\_\_

RECEIVED FROM: <u>Price Riverbank Farms LLC</u>	APPLICATION
BY: _____	PERMIT
	TRANSFER <u>T-13877</u>
CASH: <input type="checkbox"/> CHECK:# <u>1013</u> OTHER: (IDENTIFY) _____	TOTAL REC'D \$ <u>91.08</u>

<b>1083 TREASURY 4170 WRD MISC CASH ACCT</b>
0407 COPIES <u>4418</u> \$ _____
<u>0207</u> OTHER: (IDENTIFY) <u>Newspaper Notice</u> \$ <u>91.08</u>
0243 I/S Lease _____ 0244 Muni Water Mgmt. Plan _____ 0245 Cons. Water _____

<b>4270 WRD OPERATING ACCT</b>			
<b>MISCELLANEOUS</b>			
0407	COPY & TAPE FEES		\$ _____
0410	RESEARCH FEES		\$ _____
0408	MISC REVENUE: (IDENTIFY) _____		\$ _____
TC162	DEPOSIT LIAB. (IDENTIFY) _____		\$ _____
0240	EXTENSION OF TIME		\$ _____
<b>WATER RIGHTS:</b>		<b>EXAM FEE</b>	<b>RECORD FEE</b>
0201	SURFACE WATER	\$ _____	0202 \$ _____
0203	GROUND WATER	\$ _____	0204 \$ _____
0205	TRANSFER	\$ _____	
<b>WELL CONSTRUCTION</b>		<b>EXAM FEE</b>	<b>LICENSE FEE</b>
0218	WELL DRILL CONSTRUCTOR	\$ _____	0219 \$ _____
	LANDOWNER'S PERMIT		0220 \$ _____
_____	OTHER (IDENTIFY) _____		

<b>0536 TREASURY 0437 WELL CONST. START FEE</b>			
0211	WELL CONST START FEE	\$ _____	CARD# _____
0210	MONITORING WELLS	\$ _____	CARD# _____
_____	OTHER (IDENTIFY) _____		

<b>0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER</b>			
0233	POWER LICENSE FEE (FW/WRD)		\$ _____
0231	HYDRO LICENSE FEE (FW/WRD)		\$ _____
_____	HYDRO APPLICATION		\$ _____

<b>TREASURY OTHER / RDX</b>	
FUND _____	TITLE _____
OBJ. CODE _____	VENDOR # _____
DESCRIPTION _____	\$ _____

RECEIPT: **145736** DATED: 7-28-25 BY: LSD Min

# The Owyhee Avalanche

P.O. Box 97 • HOMEDALE, IDAHO 83628

208 / 337-4681  
EMAIL: OFFICE@OWYHEE.COM

## AFFIDAVIT OF PUBLICATION

STATE OF IDAHO )  
 ) ss  
COUNTY OF OWYHEE )

I, Joe E. Aman, being first duly sworn, depose and say:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was and now over the age of twenty-one years, not a party to nor interested in the proceedings hereinafter mentioned.

2. That during the time of publication of the notice hereinafter mentioned, I was and now am the publisher of The Owyhee Avalanche, a newspaper of general circulation printed and published weekly, on Wednesday of each and every week, in the City of Homedale, County of Owyhee and State of Idaho.

3. That the said The Owyhee Avalanche has been printed and published continuously and uninterruptedly in said County during a period of more than seventy-eight weeks prior to the first publication of the attached notice.

4. That said notice of which a copy of said newspaper, is hereto affixed, was published in the regular issue thereof, and not a supplement thereto, in said newspaper

in two  
(consecutive) calendar weekly issue(s) of said newspaper, in the following date(s):

August 13 and 20, 2025

SIGNED: [Signature]

STATE OF IDAHO }  
COUNTY OF OWYHEE }

On this 20 day of August in the year 2025, before me, a Notary Public, personally appeared JOE E. AMAN, known or identified to me to be the person whose name subscribed to the within instrument, and being by me duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

[Signature]  
Notary Public of Idaho

Residing at Homedale ID  
My commission expires: 02 / 09 / 2029



# Public notices

### NOTICE OF BUDGET HEARING

NOTICE IS HEREBY GIVEN, That a public meeting will be held on the 27th day of August, 2025, at 4:45 PM at the Bruneau Valley Library in said Library District in Bruneau, Idaho, located at 32073 Ruth Street, in Bruneau, ID, at which meeting there will be a public hearing on the maintenance and operation budget for the forthcoming year. The budget hearing is called pursuant to Section 33-2713A Idaho Code as amended, A regular meeting of the Board will follow.

Budget  
Bruneau Valley District Library  
Oct. 1, 2025 - Sept. 30, 2026

	2024	2025-2026
Balance to be levied on	\$18,528	\$19,469
Sales Tax Revenue	\$ 2,500	\$ 2,500
AEPTF	\$ 936	\$ 936
Unencumbered Funds	\$ 6,000	\$ 8,000
E-Rate Reimbursement	\$ 0	\$ 0
Personal Property Repl. Tax	\$ 132	\$ 177
Grants	\$ 1,000	\$ 1,000
<b>Budget</b>	<b>\$29,096</b>	<b>\$32,082</b>
Payroll-Expenses	\$14,000	\$15,000
Utilities	\$ 2,700	\$ 3,000
Insurance	\$ 2,800	\$ 3,000
Continue Ed/mileage	\$ 200	\$ 200
Legal Ads	\$ 250	\$ 300
Expendables/Supplies	\$ 1,000	\$ 2,000
Books/E-Books	\$ 1,646	\$ 1,182
Dues/Subscriptions	\$ 1,000	\$ 1,100
Internet Fees/Phones	\$ 2,000	\$ 2,000
Child Read/Sp. Prog.	\$ 500	\$ 300
Emerg. Repairs/Cap. Projects	\$ 3,000	\$ 4,000
<b>Total Expenditures</b>	<b>\$29,096</b>	<b>\$32,082</b>

Dated this 30th day of July 2025  
By Order of the Board of Trustees  
Bruneau Valley District Library  
Nicole Gerstner, Clerk/ Lyndie Easterday, Chair  
08/13/20/2025

### NOTICE TO CREDITORS OF THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF OWYHEE

Magistrate Division, Murphy  
Section  
[Idaho Code § 15-3-801(a)]  
Case No. CV37-25-00037  
In the Matter of the Estates of  
WILLIS DEAN HIATT and  
TRESA LEIGH HIATT,  
husband and wife,  
Deceased.

NOTICE IS HEREBY GIVEN that MICHAEL MIDDLETON has been appointed personal representative of the above-named decedents, WILLIS DEAN HIATT and TRESA LEIGH HIATT. All persons having claims against the decedents or the estates are required to present their claims within four (4) months after the date of the first publication of this notice or said claims will be forever barred. Claims must be both (1) presented, to the personal representative of the estates at the law offices of White, Peterson, Gigray & Nichols, P.A., 5700 East Franklin Road, Suite 200, Post Office Box 247, Nampa, Idaho (ID) 83653-0247, and (2) filed with the Clerk of the Court.  
Dated this 22<sup>nd</sup> day of July, 2025

/s/ Philip A. Peterson  
Attorney for  
Michael Middleton  
Personal Representative  
Co-Personal Representatives  
07/30/08/06, 13/2025

NOTICE TO CREDITORS  
IN THE DISTRICT COURT  
OF THE THIRD JUDICIAL  
DISTRICT  
OF THE STATE OF IDAHO,  
IN AND FOR THE COUNTY  
OF OWYHEE  
Case No. CV37-24-00316  
In the Matter of the Estate of,  
JAMES MAHLON  
CAROTHERS,  
Decedent

NOTICE IS HEREBY GIVEN that Dylan Carothers has been appointed personal representative of the above-named decedent. All persons having claims against the decedent or his estate are required to present their claims within four (4) months after the date of the first publication of this notice or said claims will be forever barred. Claims must either be presented to the undersigned at the address indicated or filed with the Clerk of the Court.  
DATED this 1<sup>st</sup> day of August, 2025.

/s/ Penelope S. Gaffney  
c/o Penelope S. Gaffney  
GRAVIS LAW, PLLC  
1661 W. Shoreline Dr., Ste.  
200  
Boise, Idaho 83702  
08/13/20.27/2025

### LEGAL NOTICE

The following applications have been filed to appropriate the public waters of the State of Idaho:  
2-10668  
TOM SWANSTRUM  
LILLIAN SWANSTRUM  
7158 OLD BRUNEAU HWY  
MARSING, ID 83639-8221  
Point of Diversion L2 (SENV) S14 T02N R04W OWYHEE County  
Source SNAKE RIVER  
Tributary COLUMBIA RIVER  
Use: IRRIGATION  
03/01 to 11/15; 0.03 CFS  
Total Diversion: 0.03 CFS  
Date Filed: 06-20-2025  
Place Of Use: IRRIGATION  
T02N R04W S14 L2 (SENV), L2 (SENV)  
Total Acres: 1.1

57-12118  
ROBERT A THOMAS  
KELLY A THOMAS  
17947 SHORT CUT RD  
OREANA, ID 83650-5089  
Point of Diversion SWSW S29  
T04S R01E OWYHEE County  
Source GROUND WATER  
Use: STOCKWATER  
01/01 to 12/31; 0.2 CFS  
Total Diversion: 0.2 CFS

### Notice of Public Hearing FY2025 PROPOSED BUDGET CITY OF MARSING Proposed Budget for Fiscal Year 2025-2026 (FY2026)

Notice is hereby given that the City Council of City of Marsing, Idaho, will hold a public hearing for consideration of the proposed budget for fiscal year beginning October 1, 2025 through September 30, 2026 (FY2026), pursuant to Section 50-1002, Idaho Code. The hearing will be held at Marsing City Hall, 18 Sandler Ave. 7:00 pm on Wednesday, August 14, 2025. All interested persons are invited to appear and show cause, if any, why such budget should or should not be adopted. Copies of the proposed city budget with details are available for review at Marsing City Hall during normal business hours, Monday - Friday 8 am - 5 pm. Any one desiring accommodations for disabilities, please call City Hall at 208-896-4122 at least 48 hours prior to the public hearing.

Expenditures				
FY2024 2024-2024 Year End Actuals Expenditures	FY2025 2024-2025 Budget Expenditures	FY2025 2024-2025 3rd Quarter Actual Expenditures	FY2026 2025-2026 Proposed Expenditures	
01 General	\$795,680.67	\$1,192,435.00	\$751,438.20	\$1,876,200.00
02 Roads & Streets	\$126,538.05	\$2,560,500.00	\$579,880.83	\$612,000.00
03 Parks	\$72,205.00	\$105,200.00	\$18,781.72	\$150,000.00
05 Planning & Zoning	\$58,067.52	\$311,200.00	\$41,579.23	\$282,000.00
25 Water	\$333,961.15	\$875,200.00	\$504,729.51	\$641,500.00
29 Irrigation	\$102,094.84	\$175,200.00	\$69,748.97	\$182,800.00
30 Sanitation	\$91,068.51	\$769,000.00	\$57,058.00	\$165,250.00
35 Sewer	\$293,503.24	\$864,813.00	\$248,748.60	\$685,100.00
<b>TOTAL EXPENDITURES (all funds)</b>	<b>\$1,508,622.07</b>	<b>\$6,347,715.00</b>	<b>\$2,691,978.76</b>	<b>\$3,735,650.00</b>

Revenues				
FY2024 2023-2024 Year End Actuals Revenue	FY2025 2024-2025 Budget Revenue	FY2025 2024-2025 3rd Quarter Actual Revenue	FY2026 2025-2026 Proposed Revenue	
General Fund	\$117,386.93	\$583,500.00	\$113,119.66	\$140,000.00
Roads & Streets	\$63,657.71	\$150,200.00	\$76,617.88	\$66,000.00
Park	\$75,240.73	\$43,200.00	\$14,092.68	\$54,000.00
Planning & Zoning	\$7.00	\$3.00	\$3.00	\$3.00
<b>Total Property Tax</b>	<b>\$271,282.37</b>	<b>\$577,200.00</b>	<b>\$153,823.55</b>	<b>\$260,000.00</b>
Revenue Other Sources				
01 General	\$174,215.92	\$566,500.00	\$148,089.37	\$566,200.00
02 Streets & Highways	\$146,254.04	\$2,410,000.00	\$1,203,351.52	\$548,000.00
03 Parks	\$133,953.44	\$155,500.00	\$91,252.18	\$136,000.00
05 Planning & Zoning	\$50,352.97	\$311,200.00	\$72,921.34	\$282,000.00
25 Water	\$591,229.83	\$875,200.00	\$437,925.01	\$641,500.00
29 Irrigation	\$47,893.88	\$175,200.00	\$57,784.88	\$182,800.00
30 Sanitation	\$133,494.35	\$169,000.00	\$30,019.61	\$105,250.00
35 Sewer	\$466,663.00	\$863,813.00	\$278,199.00	\$685,100.00
<b>Total Other Sources</b>	<b>\$1,730,566.63</b>	<b>\$5,770,515.00</b>	<b>\$2,344,043.82</b>	<b>\$3,475,850.00</b>
<b>Total All Funds</b>	<b>\$1,951,792.09</b>	<b>\$6,347,715.00</b>	<b>\$2,497,873.37</b>	<b>\$3,735,650.00</b>

Jolyn E. Thompson  
Marsing City Clerk-Treasurer  
08/13/2025

Date Filed: 05-05-2025  
Place Of Use: STOCKWATER  
T04S R01E S27 NWSW  
T04S R01E S28 SWNE, SENW,  
NESE, NWSE

Permits will be subject to all prior water rights. For additional information concerning the property locations, contact the Western Region office at (208) 334-2190, or for a full description of the rights, please see <https://idwr.idaho.gov/apps/ExtSearch/WRApplicationResults/>. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 W AIRPORT WAY, BOISE ID 83705-5082 together with a protest fee of \$25.00 for each application on or before 8/25/2025. The protestant must also send a copy of the protest to the applicant.  
M A T H E W W E A V E R,  
Director  
08/6/13/2025

### NOTICE OF PRELIMINARY DETERMINATION FOR WATER RIGHT TRANSFER T-13877

T-13877 filed by Price Seed Farms, LLC, 1681 HWY 201, Adrian, OR 97910, proposes an additional point of diversion and a change in place of use under Certificates 39150 and 47309. Certificate 39150 allow the use of 0.13 cubic foot per second (cfs) from the Snake River in Sec. 10, T22S, R46E, WM for irrigation in Sec. 10, T22S, R46E, WM. The applicant proposes an

### NOTICE OF HEARING Bruneau Fire Protection District FISCAL YEAR 2025/2026 BUDGET

The public hearing for the proposed budget for the 2025/2026 fiscal year will be held on Tuesday, August 19th, at 7pm in the Bruneau QRU Building at 32531 Belle Ave., Bruneau, ID. For any questions, contact (208) 590-4149.

Expenditures	Totals
Supplies and Materials	13,450
QRU Rent	10,000
Utilities	1,900
Insurance	4,000
Fuel	6,430
Training	1,500
Other Operating Expenditures	8,000
Administrative	400
Helipad	48,470
Training Structure	10,400
Truck Painting	9,500
<b>Total Expenditures</b>	<b>114,050</b>
<b>Receipts</b>	
General Carry-over funds	78,576
Tax Levy	32,111
Sales Tax	3,003
Ag Replacement and Personal Property	360
<b>Total Revenue</b>	<b>114,050</b>
	08/06, 13/2025

additional point of diversion in Sec. 3, T22S, R46E, WM, and to change the place of use to Sec. 3, T22S, R46E, WM. Certificate 47309 allow the use of 0.009 cfs from the Snake River in Sec. 3, T22S, R46E, WM for irrigation in Sec. 3, T22S, R46E, WM. The applicant proposes an additional point of diversion in Sec. 3, T22S, R46E, WM, and to change the place of use within Sec. 3, T22S, R46E, 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, 08/20/2025. 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.  
08/13/20/2025

# Public notices

**NOTICE OF CANDIDATE FILING PERIOD  
NOVEMBER 4, 2025, OWYHEE COUNTY ELECTION**

Pursuant to Idaho Code §34-1404, notice is hereby given for the candidate filing period for the following taxing districts that will be conducting candidate elections in Owyhee County on November 4, 2025. In order to appear on the election ballot, a candidate must file a Declaration of Candidacy form with the office of said districts as stated below. Declaration of Candidacy forms can be obtained at the district's office or the Election Office at the Owyhee County Courthouse, 20381 State Highway 78, Murphy, ID. Forms are also available online at [www.owyheecounty.net](http://www.owyheecounty.net). Declarations of Candidacy can be submitted starting at 8:00 a.m. on August 18, 2025 and ending at 5:00 p.m. on August 29, 2025 (Idaho Code §34-1404). Individuals who run as write-in candidates must file a Declaration of Intent no later than 5:00 p.m. on September 5, 2025 (Idaho Code §34-1407).

**Ambulance District Commissioners**

- Marsing Ambulance EMS District  
303 Main Street – Marsing, ID  
Commissioner Zones 1, 2, and 3
- Cemetery District Commissioners**

- Bruneau Cemetery District  
30073 Hot Springs Road – Bruneau, ID  
Commissioners Districtwide - 2 positions
- Marsing-Homedale Cemetery District  
4410 Cemetery Road – Marsing, ID  
Commissioner Sub-Districts 1 and 2

- Owyhee Pioneer Cemetery District  
539 Morning Sun Drive – Nampa, ID  
Commissioner District 2
- Riverside Cemetery District  
645 Idaho Street – Grand View, ID  
Commissioner Districtwide - 1 position

- City Positions**
- City of Grand View  
425 Boise Avenue – Grand View, ID  
Councilman - 2 positions
- City of Homedale  
31 West Wyoming Avenue – Homedale, ID  
Mayor  
Councilman - 2 positions
- City of Marsing  
18 Sandbar Avenue – Marsing, ID  
Councilman - 2 positions

**Fire Protection District Commissioners**

- Bruneau Fire Protection District  
31286 Highway 51 – Bruneau, ID  
Commissioner Zone 1
- Grand View Rural Fire Protection District  
720 Roosevelt Avenue – Grand View, ID  
Commissioner Districtwide - 1 position
- Homedale Rural Fire Protection District  
19 East Wyoming Avenue – Homedale, ID  
Commissioner Sub-District 2
- Marsing Rural Fire Protection District  
303 Main Street – Marsing, ID  
Owyhee County Commissioner
- Murphy Reynolds Wilson Fire District  
17104 Tumbleweed Lane – Murphy, ID  
Reynolds District Commissioner  
Wilson District Commissioner

**Highway District Commissioners**

- Three Creek Highway District  
864 Filer Avenue – Twin Falls, ID  
Commissioner Districtwide - 2 positions

**School District Trustee Elections**

- Bruneau Grand View Joint School District 365  
39678 State Highway 78 – Bruneau, ID  
Trustee Zones 1, 2, and 3
- Homedale Joint School District 370  
116 East Owyhee Avenue – Homedale, ID  
Trustee Zones 2 and 4
- Marsing Joint School District 363  
209 8th Avenue West – Marsing, ID  
Trustee Zones 1, 3, and 5
- Melba School District 136  
520 Broadway Avenue – Melba, ID  
Trustee Zone 5
- Pleasant Valley School District 364  
28026 Juniper Mtn Road – Pleasant Valley, ID  
Trustee Zone 3
- Three Creek Joint Elementary School District 416  
49909 Three Creek Highway – Rogerson, ID  
Trustee Zone 2

**NOTICE OF PRELIMINARY  
DETERMINATION FOR  
WATER RIGHT TRANSFER  
T-13877**  
T-13877 filed by Price Seed

Farms, LLC, 1681 HWY 201, Adrian, OR 97910, proposes an additional point of diversion and a change in place of use under Certificates 39150 and 47309.

**NOTICE OF PUBLIC HEARING  
MARSING AMBULANCE EMS DISTRICT  
ADOPTION OF BUDGET FISCAL YEAR 2026  
[STATUTORY PROCEDURE I.C. §31-3915 (1)]**

To: All Interested Persons  
LEGAL NOTICE IS HEREBY GIVEN that a public hearing, pursuant to Idaho Code § 31-3915 (1), for consideration of the proposed budget for the fiscal year that begins on the second Monday in January 2026 and ends on the second Monday in January 2027 will be held by the Marsing Ambulance EMS District Commissioners at 303 Main St., Marsing, Idaho 83639 at 7:00 P.M. on August 28, 2025.

Comments, written or otherwise, about the proposed budget are welcome. At said hearing, any interested person may appear and show cause, if any they have, why such proposed budget should or should not be adopted. 303 Main St. Marsing, Idaho is accessible to persons with disabilities. Anyone desiring accommodations for disabilities related to the budget documents or to the hearing, please email the Marsing Ambulance EMS District Secretary at [business@marsingambulance.com](mailto:business@marsingambulance.com) at least 48 hours prior to the public hearing.

This notice contains a statement of the estimated revenue from property taxes and the total amount from sources other than property taxes, and also contains the proposed expenditures and revenues by fund and/or line item for the Fiscal Year 2026. This proposed budget is based on preliminary tax revenue estimates received by the District from the County and is subject to adjustment at the public hearing based upon final tax revenue figures which are anticipated to be received from the County prior to the budget hearing.

**BUDGET FY 2026  
MARSING AMBULANCE EMS DISTRICT**

REVENUE	AMOUNT
Beginning fund Balance	\$0.00
Property Tax	\$278,864.00
Ambulance Transport and EMS Fees	\$165,000.00
Transfer from Marsing Ambulance Service, Inc.	\$300,000.00
Interest Income checking	\$3,000.00
Plan of Dissolution Agreement/Marsing Ambulance District	\$5,000.00
Donation	\$500.00
<b>TOTAL ANTICIPATED REVENUE ALL SOURCES</b>	<b>\$752,364.00</b>

EXPENDITURE/APPROPRIATIONS/LINE ITEMS	AMOUNT
Advertising	\$1,000.00
Accounting	\$4,500.00
Patient Refund	\$1,000.00
Medical Director	\$8,000.00
Audit expense	\$4,000.00
Bank Service Charges	\$100.00
Building Fund Future	\$250,000.00
Canyon County Paramedics (ALS)	\$5,000.00
Cell Phone internet	\$6,500.00
Contingency Fund	\$68,564.00
Convention- Commissioners	\$1,000.00
Employer PERSI 14%	\$14,000.00
Employer SUTA Expenses 0.4699%	\$900.00
Employee Wages - See BID	\$171,000.00
Employer FICA Expenses	\$11,000.00
Benefits	\$13,000.00
Equipment Ambulance	\$7,500.00
Uniforms	\$2,000.00
Fees & Licenses	\$500.00
Gas, Oil & Tires	\$6,000.00
Insurance	\$6,500.00
Legal	\$10,000.00
Life flight	\$1,000.00
Meals & food	\$1,000.00
Meals & food Christmas	\$1,000.00
Meeting Expense	\$500.00
Office Supplies	\$1,000.00
Professional Billing Services (billing)	\$10,000.00
Repair & Maintenance - ambulance	\$2,000.00
School & training	\$2,000.00
Dues and Subscriptions	\$1,000.00
Medical Supplies	\$10,000.00
Communications (radios)	\$100,000.00
Utilities	\$0.00
Workers Comp Ins	\$6,800.00
Capital expenditures	\$24,000.00
<b>TOTAL EXPENDITURES/APPROPRIATIONS</b>	<b>\$752,364.00</b>

**PLEASE TAKE FURTHER NOTICE** that the Budget under consideration above set out is available for public inspection from and after August 15, 2025 at 303 Main St. Marsing, Idaho 83639, during normal business hours of 8 a.m. to noon and 1 p.m. to 5 p.m. Monday through Friday.

/s/ Cindy Howarth  
Secretary/Treasurer  
08/20/27/2025

Certificate 39150 allow the use of 0.13 cubic foot per second (cfs) from the Snake River in Sec. 10, T22S, R46E, WM for irrigation in Sec. 10, T22S, R46E, WM. The applicant proposes an additional point of diversion in Sec. 3, T22S, R46E, WM, and to change the place of use to Sec. 3, T22S, R46E, WM. Certificate 47309 allow the use of 0.009 cfs from the Snake River in Sec. 3,

T22S, R46E, WM for irrigation in Sec. 3, T22S, R46E, WM. The applicant proposes an additional point of diversion in Sec. 3, T22S, R46E, WM, and to change the place of use within Sec. 3, T22S, R46E, 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, 08/20/2025. 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.  
08/13, 20/2025





# Oregon

Tina Kotek, Governor

August 4, 2025

VIA CERTIFIED MAIL AND E-MAIL

PRICE SEED FARMS LLC  
1681 HWY 201  
ADRIAN, OR 97910

SUBJECT: Water Right Transfer Application T-13877

Please find enclosed the Preliminary Determination indicating that, based on the information available, the Department intends to approve application T-13877. 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 Malheur Enterprise 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 971 304-5006 or [Dante.J.Luongo@water.oregon.gov](mailto:Dante.J.Luongo@water.oregon.gov), if I may be of assistance.

Sincerely,

Dante Luongo

Transfer Specialist

Transfer and Conservation Section

cc: Transfer Application file T-13877  
Jered L. Hoshaw, District 9 Watermaster (via e-mail)  
Stuart Edwards, CWRE (via e-mail)

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](http://www.oregon.gov/owrd)

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

In the Matter of Transfer Application	)	PRELIMINARY DETERMINATION
T-13877, Malheur County	)	PROPOSING APPROVAL OF AN
	)	ADDITIONAL POINT OF DIVERSION AND A
	)	CHANGE IN PLACE OF USE

**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.

**Applicant**

PRICE SEED FARMS, LLC  
1681 HWY 201  
ADRIAN, OR 97910

**Findings of Fact**

1. On December 20, 2021, PRICE SEED FARMS, LLC filed an application for an additional point of diversion under Certificates 39150 and an additional point of diversion and to change the place of use under 47309. The Department assigned the application number T-13877.
2. Notice of the application for transfer was published on January 4, 2022, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. The received application and map were not consistent with the requirements under OAR 690-380-3100. The following issues were identified in the Draft Preliminary Determination:
  - a) The location description for authorized POD 1 on the map does not match the location described in Certificate 39150 or in Table 1 of the application.
  - b) The certificate numbers in the legend of the map do not correspond to the correct places of use. The hachuring for the current place of use under Certificate 39150 indicated on the map, is actually the current place of use under Certificate 47309, and vice versa.

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.

- c) Certificate 39150 – Table 2 in the application does not identify the acreage in each quarter-quarter for the “TO” or the “FROM” lands.
  - d) The system capacity (rate) identified in the application for Certificate 47309 appears to be incorrect.
  - e) Certificate 47309 – Table 2 in the application describes the “TO” lands as the entire place of use; however, the transfer map only identifies 0.5 acre of the place of use to be transferred.
4. On August 5, 2024, the Department sent a copy of the draft Preliminary Determination proposing to deny Transfer Application T-13877 to the applicant. The draft Preliminary Determination cover letter set forth a deadline of September 4, 2024, for the applicant to respond. The applicant requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer and amended the application.
  5. On March 5, 2025, the applicant’s agent submitted revised application pages and a revised map for T-13877, resolving the deficiencies.
  6. The first right to be transferred is as follows:

**Certificate:** 39150 in the name of L. W. DIERKING (perfected under Permit S-31234)  
**Use:** IRRIGATION OF 8.3 ACRES  
**Priority Date:** JUNE 20, 1966  
**Rate:** 0.13 CUBIC FOOT PER SECOND  
**Limit/Duty:** The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-FORTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 4 acre-feet per acre for each acre irrigated during the irrigation season of each year.  
**Source:** SNAKE RIVER, a tributary of COLUMBIA RIVER

**Authorized Point of Diversion:**

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
22 S	46 E	WM	10	SW NE	4	POD 1 - 240 FEET NORTH AND 1180 FEET EAST FROM THE C1/4 CORNER OF SECTION 10

**Authorized Place of Use:**

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
22 S	46 E	WM	10	SW NE	4	4.8
22 S	46 E	WM	10	SE NE	5	2.6
22 S	46 E	WM	10	NE SE		0.9
TOTAL						8.3

7. Transfer Application T-13877 proposes an additional point of diversion approximately 0.75 mile downstream to:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
22 S	46 E	WM	3	NE SW	8	POD 3 - 1400 FEET NORTH AND 2100 FEET EAST FROM THE SW CORNER OF SECTION 3

8. The second right to be transferred is as follows:

**Certificate:** 47309 in the name of KEITH L. SMITH (perfected under Permit S-37154)  
**Use:** IRRIGATION OF 33.3 ACRE  
**Priority Date:** JANUARY 4, 1973  
**Rate:** 0.6 CUBIC FOOT PER SECOND  
**Limit/Duty:** The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-FORTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 4 acre-feet per acre for each acre irrigated during the irrigation season of each year.  
**Source:** SNAKE RIVER, tributary of COLUMBIA RIVER

**Authorized Point of Diversion:**

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
22 S	46 E	WM	3	NE SW	8	POD 2 - 1750 FEET EAST FROM THE W1/4 CORNER OF SECTION 3

**Authorized Place of Use:**

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres	Changes Proposed
22 S	46 E	WM	3	NE SW	8	6.3	APOD
22 S	46 E	WM	3	NE SW	8	0.5	POU/APOD
22 S	46 E	WM	3	NW SW	8	26.3	APOD
22 S	46 E	WM	3	NW SW	8	0.2	POU/APOD
Total						33.3	

9. Transfer Application T-13877 proposes an additional point of diversion approximately 1,500 feet upstream to:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
22 S	46 E	WM	3	NE SW	8	POD 3 - 1400 FEET NORTH AND 2100 FEET EAST FROM THE SW CORNER OF SECTION 3

10. Transfer Application T-13877 also proposes to change the place of use of the right to:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Acres	
22 S	46 E	WM	3	NE SW	0.7	

11. 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), 690-380-4010(2), 690-380-2110(2), and 690-380-2200]***

12. Water has been used within the five-year period prior to submittal of Transfer Application T-13877 according to the terms and conditions of the rights. There is no information in the record that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
13. A water delivery system sufficient to use the full amount of water allowed under the existing rights was present within the five-year period prior to submittal of Transfer Application T-13877.
14. The water rights are subject to transfer as defined in ORS 540.505(4) and OAR 690-380-0100(14).
15. The proposed point of diversion diverts water from the same source of surface water as the authorized points of diversion, as required by OAR 690-380-2110(2).
16. The proposed changes, as conditioned, would not result in enlargement of the rights.
17. The proposed changes, as conditioned, would not result in injury to other existing water rights.
18. All other application requirements are not met.

**Determination and Proposed Action**

The additional point of diversion and change in places of use proposed in Transfer Application T-13877 appear to be consistent with the requirements of ORS 540.505 to 540.580 and OAR 690-380-5000. If protests are not filed pursuant to OAR 690-380-4030, the transfer application will be approved.

*If Transfer Application T-13877 is approved, the final order will include the following:*

1. *The additional point of diversion and change in places of use proposed in Transfer Application T-13877 are approved.*
2. *The right to the use of the water is restricted to beneficial use at the place of use described and is subject to all other conditions and limitations contained in Certificates 39150 and 48309 and any related decree.*
3. *Water right Certificates 39150 and 47309 are cancelled. A new certificate will be issued describing that portion of Certificate 47309 not affected by this transfer.*

4. *Under Certificate 39150, the quantity of water diverted at the new additional point of diversion (POD 3), together with that diverted at the original point of diversion (POD 1), shall not exceed the quantity of water lawfully available at the original point of diversion (POD 1).*
5. *Under Certificate 47309, the quantity of water diverted at the new additional point of diversion (POD 3), together with that diverted at the original point of diversion (POD 2), shall not exceed the quantity of water lawfully available at the original point of diversion (POD 2).*
6. *Water shall be acquired from the same source of surface water as the original points of diversion.*
7. *The former places of use of the transferred rights shall no longer receive water under the rights.*
8. *Water Use Measurement Condition:*
  - 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 (new and existing).*
  - b. *The water user shall maintain the meters or measuring devices in good working order.*
  - c. *The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.*
9. *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.*

10. *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.*

11. *After satisfactory proof of beneficial use is received, new certificates confirming the rights transferred will be issued.*

Dated in Salem, Oregon on **AUG 04 2025**

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

This Preliminary Determination was prepared by Kim French. If you have questions about the information in this document, you may reach me at 503 979-9607 or [Kim.R.French@water.oregon.gov](mailto:Kim.R.French@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.

**WATER RIGHT TRANSFER COVER SHEET**

Transfer: T- 13877

Transfer Specialist:

Transfer Type: Regular Transfer

*Dante Luongo*

<b>Applicant:</b> PRICE SEED FARMS LLC 1681 HWY 201 ADRIAN, OR 97910 Email: _____ Phone: _____	<b>Agent:</b> <input type="checkbox"/> N/A UNAVAILABLE Email: _____ Phone: _____
<b>Irrigation District:</b> <input type="checkbox"/> N/A Email: _____	<b>CWRE:</b> <input type="checkbox"/> N/A Email: _____
<b>Affected Local Gov'ts:</b> <input type="checkbox"/> N/A Malheur County Planning Department Email: _____	<b>Affected Tribal Gov't:</b> <input type="checkbox"/> N/A UNAVAILABLE Email: _____
<b>Current Landowner if other than Applicant:</b> <input type="checkbox"/> N/A Email: _____	<b>Receiving Landowner:</b> <input type="checkbox"/> N/A Email: _____

**Water Rights Affected**

File Marked	App. File # or Decree Name	Permit	Certificate	RR/CR Needed	RR/CR Nos.
<input type="checkbox"/>	S42371	<b>S31234</b>	39150	<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	S49945	S37154	47309	<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>				<input type="checkbox"/> Yes <input type="checkbox"/> No	

**Key Dates & Initial Actions:**

Rec'd: December 20, 2021	Proposed Action(s): ADDITIONAL POINT OF DIVERSION; PLACE OF USE	
Fees Pd: 3060.00	WM District: 9	ODFW District:
Initial Public Notice: January 4, 2022	WM Review sent:	ODFW Review sent:
Acknowledgement Letter Sent <input checked="" type="checkbox"/>		GW Review sent: <input type="checkbox"/> N/A
County sent cc: of Ack Letter <input type="checkbox"/>	BOR notified (date): <input type="checkbox"/> N/A	
Newspaper quote requested:	Request for news \$ sent:	News \$ received:
Request to publish sent:	Affidavit of publication received:	Last day of publication:

Document	Drafted	Peer Review	Changes Made	Coordinator	Changes Made	Signature Bin	Signature Date
DPD	Date: <u>5-16-25</u> Initials: <u>AL</u>	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: <u>7-14-24</u> Initials: <u>CC</u>	Date: <u>7-22-21</u> Initials: <u>AL</u>	CW Sent: <u>8-9-21</u>	N/A
PD	Date: <u>3-13-25</u> Initials: <u>AL</u>	Date: <u>6-30-25</u> Initials: <u>SG</u>	Date: <u>7-1-25</u> Initials: <u>AL</u>	Date: <u>7-1-25</u> Initials: <u>TS</u>	Date: <u>7-4-25</u> Initials: <u>AL</u>	Date: <u>7-31-25</u>	Date: <u>8/4/25</u>
FO	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____	Date: _____

Special Issues: \_\_\_\_\_

Special Order Volume: Vol. \_\_\_\_\_ Pages \_\_\_\_\_

**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 # **137138**

INVOICE # \_\_\_\_\_

RECEIVED FROM: Price Seed Farms LLC  
BY: \_\_\_\_\_

APPLICATION	
PERMIT	
TRANSFER	<u>1-13877</u>

CASH:  CHECK:# 10949 OTHER: (IDENTIFY)

TOTAL REC'D \$ 3060.00

**1083 TREASURY 4170 WRD MISC CASH ACCT**

0407 COPIES	\$
OTHER: (IDENTIFY)	\$
0243 I/S Lease	
0244 Muni Water Mgmt. Plan	
0245 Cons. Water	

**4270 WRD OPERATING ACCT**

<b>MISCELLANEOUS</b>		<u>46110</u>	
0407 COPY & TAPE FEES	\$		
0410 RESEARCH FEES	\$		
0408 MISC REVENUE: (IDENTIFY)	\$		
TC162 DEPOSIT LIAB. (IDENTIFY)	\$		
0240 EXTENSION OF TIME	\$		
<b>WATER RIGHTS:</b>			
0201 SURFACE WATER	EXAM FEE	0202	RECORD FEE
0203 GROUND WATER	\$	0204	\$
0205 TRANSFER	\$ <u>3060.00</u>		
<b>WELL CONSTRUCTION</b>			
0218 WELL DRILL CONSTRUCTOR	EXAM FEE	0219	LICENSE FEE
LANDOWNER'S PERMIT	\$	0220	\$
OTHER (IDENTIFY)			

**0536 TREASURY 0437 WELL CONST. START FEE**

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

**0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER**

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

**TREASURY OTHER / RDX**

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

RECEIPT: **137138**

DATED: 12-20-2001 BY: Mindy Carlson

# Application for Permanent Water Right Transfer

## 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

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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](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? 2 List them here: 39150 & 47309**  
 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 (or signed land use form receipt stub) from each local land use authority in which water is to be diverted, conveyed, and/or used. Not required if water is to be diverted, conveyed, and/or used only on federal lands or if all of the following apply: a) a change in place of use only, b) no structural changes, c) the use of water is for irrigation only, and d) the use is located within an irrigation district or an exclusive farm use zone.
- N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation.
- N/A Geologist Report for a change from a surface water point of diversion to a ground water point of appropriation (well), if the proposed well is more than 500’ 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 checked="" 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: Supporting documentation (aerial photos) not provided

Staff: Carcy C 503- 979-3917 Date: 12/6/21

## 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/](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 <b>PRICE SEED FARMS, LLC</b>		PHONE NO. <b>541-339-3531</b>	ADDITIONAL CONTACT NO.
ADDRESS <b>1681 Hwy 201</b>			FAX NO.
CITY <b>Adrian</b>	STATE <b>OR</b>	CITY <b>Adrian</b>	STATE <b>OR</b>
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 <b>NA</b>		PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS			FAX NO.
CITY	STATE	ZIP	E-MAIL
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

Explain in your own words what you propose to accomplish with this transfer application, and why:  
 We wish to transfer 0.5 acres of water from across the road, and 8.3 acres of water from upstream down to the same field, which is on the East side of the Highway & North of the Barn. We also want to add a point of diversion

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.

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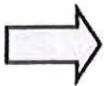
DEC 01 2021

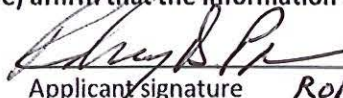
OWRD

**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: Idaho press Tribune.
- 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.




 For: Price Seed Farms 11/17/21 **RECEIVED**  
 Applicant signature RODNEY D. PRICE Print Name (and Title if applicable) Date  
 \_\_\_\_\_ Print Name (and Title if applicable) Date  
**DEC 01 2021**  
**OWRD**

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](https://www.oregon.gov/owrd/WRDFormsPDF/Transfer_Property_Transactions.pdf)

RECEIVING LANDOWNER NAME		PHONE NO.	ADDITIONAL CONTACT NO.
NA			
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			

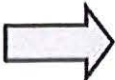
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**DEC 20 2021**  
**OWRD**

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 RIDGEVIEW IRRIGATION DISTRICT	ADDRESS PO Box 67	
CITY Homedale	STATE ID	CITY Homedale

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 NA	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 Malheur County	ADDRESS 251 'B' Street West	
CITY Vale	STATE OR	CITY Vale

ENTITY NAME NA	ADDRESS	
CITY	STATE	ZIP

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## 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 # 39150

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### Description of Water Delivery System

DEC 20 2021

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System capacity: 0.13 cubic feet per second (cfs) OR  
 \_\_\_\_\_ gallons per minute (gpm)

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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 pumped from the River and into a pipeline and a wheel line to apply water to the field.

**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		22 S	46 E	10	SW NE	LOT 4	240' North & 1180' East of the Center of Sec. 10, T. 22 S., R.46 E., W.M.
POD #3	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed		22 S	46 E	3	NE SW	LOT 8	1400' North & 2100' East of the SW corner of Sec. 3 T. 22 S., R.46 E., W.M.
	<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 checked="" 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 type="checkbox"/> Point of Diversion (POD)                        | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input checked="" 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.



**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: 81012

 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 # na;  
Surface water primary Certificate # NA.

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DEC 20 2021 DEC 01 2021

**For a change from Supplemental Irrigation Use to Primary Irrigation Use**

Identify the primary certificate to be cancelled. Certificate # NA

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**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](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
Na	Na	Na	Na	Na	Na	Na	Na	An	Na	Na

## 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 # 47309

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### Description of Water Delivery System

DEC 20 2021 DEC 01 2021

System capacity: 33.3 cubic feet per second (cfs) OR  
 \_\_\_\_\_ gallons per minute (gpm)

OWRD 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 pumped from the River and into a pipeline and into either an open ditch, gated pipe or a wheel line to apply water to 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 #2	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		22 S	46 E	3	SE	NW	LOT 8	2690' North & 1750' East of the SW corner of Sec. 3 T. 22 S., R.46 E., W.M.
POD #3	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed		22 S	46 E	3	NE	SW	LOT 8	1400' North & 2100' East of the SW corner of Sec. 3 T. 22 S., R.46 E., W.M.
	<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 checked="" 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 type="checkbox"/> Point of Diversion (POD)                        | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input checked="" 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 # 47309**

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		
<b>EXAMPLE</b>																						
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		
										POU/APOD	22	S	46	E 3 NW SW	1300		26.3		2 & 3	1973		
										POU/APOD	22	S	46	E 3 NW SW	1300	Lot 8	4.3		2 & 3	1973		
										POU/APOD	22	S	46	E 3 NW SW	1300	Lot 8	2.7		2 & 3	1973		
TOTAL ACRES:											TOTAL ACRES:											33.3

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Additional remarks: None.

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**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: NA.



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 # NA;  
Surface water primary Certificate # NA.

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**For a change from Supplemental Irrigation Use to Primary Irrigation Use**

Identify the primary certificate to be cancelled. Certificate # NA

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**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](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
Na	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA

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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 )  
 ) ss  
 County of MALHEUR

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I, ROD PRICE, in my capacity as OWNER,  
 mailing address 1681 HWY 201, ADRIAN, OR  
 telephone number (541)339-3531, 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

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2. I attest that:

Water was used during the previous five years on the entire place of use for Certificate # 39150 & 47309; 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)

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

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.

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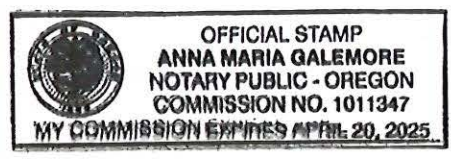
[Signature]  
Signature of Affiant FOR PRICE SEED PROS LLC

11/19/21  
Date

Signed and sworn to (or affirmed) before me this 19<sup>th</sup> day of Nov, 2021.

[Signature]  
Notary Public for Oregon

My Commission Expires: 4-20-25



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 <b>confirming</b> 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"> <li>• Power usage records for pumps associated with irrigation use</li> <li>• Fertilizer or seed bills related to irrigated crops</li> <li>• Farmers Co-op sales receipt</li> </ul>
<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"> <li>• District assessment records for water delivered</li> <li>• Crop reports submitted under a federal loan agreement</li> <li>• Beneficial use reports from district</li> <li>• IRS Farm Usage Deduction Report</li> <li>• Agricultural Stabilization Plan</li> <li>• CREP Report</li> </ul>
<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 – <a href="http://www.oregonexplorer.info/imagery">www.oregonexplorer.info/imagery</a> OWRD – <a href="http://www.wrd.state.or.us">www.wrd.state.or.us</a> Google Earth – <a href="http://earth.google.com">earth.google.com</a> TerraServer – <a href="http://www.terra-server.com">www.terra-server.com</a></p>
<input type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

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**Evidence of Use**  
Imagery Date 9/28/2015

Legend



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Google Earth

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# Supplemental Form D

## Water Right Transfers Within the Boundaries of or Served by an Irrigation District or other Water Supplier (Association, Ditch Co., etc.)

[For transfers submitted under OAR Chapter 690 Division 380]



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

The Department requires non-district applicants to communicate with districts/water suppliers during the planning and preparation of transfer applications involving water rights having a point of diversion or appropriation (POD/POA) or place of use (POU) served by or located within the boundaries of an irrigation district, or other type of water supplier to which assessments are paid. In some cases consent will be required from the district or water supplier.

This form must be included with any transfer application that involves rights served by or located within the boundaries of a district or other type of water supplier.

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### 1. APPLICANT INFORMATION

NAME PRICE SEED FARMS, LLC		PHONE (HM)	
PHONE (WK)	CELL	PHONE (WK)	
ADDRESS 1681 Hwy 201			
CITY ADRIAN	STATE OR	CITY ADRIAN	STATE OR

### 2. DISTRICT or WATER SUPPLIER INFORMATION

DISTRICT/WATER SUPPLIER NAME RIDGEVIEW IRRIGATION DISTRICT		PHONE (HM)	
PHONE (WK) 208-337-3760	CELL	PHONE (WK)	
ADDRESS PO Box 67			
CITY HOMEDALE	STATE ID	CITY HOMEDALE	STATE ID

\*\* By providing an e-mail address, the applicant and/or the district/water supplier consents to receive all correspondence from the Department electronically. Copies of final order documents will also be mailed.

### 3. WATER RIGHTS ISSUED IN THE NAME OF, or LOCATED WITHIN, or SERVED BY AN IRRIGATION DISTRICT, OTHER DISTRICT, OR WATER SUPPLIER

a. List the water right(s) involved in this transfer:

	Application / Decree	Permit / Previous Transfer	Certificate	Is the water right in the name of a district, water supplier, or BOR*?
1.		-	39150	YES <input type="checkbox"/>
2.		-	47309	YES <input type="checkbox"/>
3.		-		YES <input type="checkbox"/>

Attach additional pages for additional water rights if necessary.

\*Bureau of Reclamation

b. Determine a district's/water supplier's connection to your points of diversion (POD) or appropriation (POA) and places of use (POU). [You may need to consult with your district/water supplier.]

**CURRENT ASSOCIATIONS** Please answer the following "yes" or "no" questions:

YES  NO  One or more of the current POD(s) / POA(s) involved in the transfer are served by a district/water supplier or rely on BOR water.

YES  NO  All or a portion of the current POU involved in this proposed transfer receives water for either primary or supplemental irrigation from the district/water supplier; i.e., the POU is currently layered with a district or BOR water supplied water right(s).

**PROPOSED ASSOCIATIONS** Please answer the following "yes" or "no" questions:

YES  NO  One or more of the proposed POD(s) / POA(s) involved in the transfer are currently served or will be served by a district/water supplier if the transfer is approved, or rely on BOR water.

YES  NO  All or a portion of the proposed POU involved in this proposed transfer currently receives or will receive either primary or supplemental irrigation from the district/water supplier; i.e., the POU will be layered with a district/water supplier or BOR water supplied water right(s).

COMMENTS OR ADDITIONAL INFORMATION

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**4. APPLICANT'S SIGNATURE**

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(1) I certify that I have notified the district/water supplier about the proposed water right transfer application by [check one]:

email,  phone,  postal mail,  in person, or  other (please specify) \_\_\_\_\_

(2) I certify that to the best of my knowledge the information contained in this Supplemental Form D is true and accurate.

  
Applicant Signature

RODNEY D. PRICE  
Name (print)

11/12/21  
Date

**5. (WHEN REQUIRED) DISTRICT or WATER SUPPLIER CONSENT TO THE PROPOSED WATER RIGHT TRANSFER**

District Manager or Water Supplier consent is required if any box on this form is marked "YES."

The district/water supplier certifies the following:

- (1) The district/water supplier has reviewed the applicant's proposed water right transfer application and maps; and
- (2) The district/water supplier consents to the proposed water right transfer application.

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YES  NO  After proof of completion, the confirming water right certificate is to remain in the name of the U.S. Bureau of Reclamation or the district/water supplier.

YES  NO  The district/water supplier will be responsible for submitting the claim of beneficial use prepared by a Certified Water Rights Examiner (CWRE).

  
\_\_\_\_\_  
Signature of District Manager /Water Supplier

MANAGER  
\_\_\_\_\_  
Name (print), Title

11/18/21  
\_\_\_\_\_  
Date

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# Land Use Information Form



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Applicant(s): PRICE SEED FARMS, LLC

Mailing Address: 1681 HWY 201

City: ADRIAN

State: OR

Zip Code: 97913

Daytime Phone: 541-339-3531

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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:
<u>22 S</u>	<u>46 E</u>	<u>3</u>	<u>NESW &amp; SESW</u>	<u>1300, 1400 &amp; 1500</u>	_____	<input checked="" 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	_____
_____	_____	_____	_____	_____	_____	<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:

Malheur

## 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) Snake River

Estimated quantity of water needed: \_\_\_\_\_  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:

Desire to Transfer Water from lands currently allowed to be irrigated to new lands.

**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. →

## 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): mcc 6-3A-2(1)(A)
- Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) If approvals have been obtained but all appeal periods have not ended, check "Being pursued."

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

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

Name: Eric Evans Title: Planning Director  
 Signature: Phone: 911-483-5185 Date: 11/22/2021  
 Government Entity: Matheson 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: \_\_\_\_\_



# Oregon

Kate Brown, Governor

**Water Resources Department**  
725 Summer St NE, Suite A  
Salem, OR 97301  
(503) 986-0900  
Fax (503) 986-0904

December 29, 2021

PRICE SEED FARMS LLC  
1681 HWY 201  
ADRIAN, OR 97910

Reference: Application T-13877

On December 20, 2021, OWRD received your water right Permanent Transfer Application. The application was accompanied by \$3060.00. Our receipt number 137138 is enclosed.

By copy of this letter, we are asking the Watermaster for a report regarding the potential for injury to existing water rights which may be caused by the requested change. A review form will also be sent to Oregon Department of Fish and Wildlife to determine if a fish screen is needed.

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

Except as provided under ORS 540.510(3) for municipalities, you may not use water in the new place of use or from the new point of diversion 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) 979-9931.

Cc: Watermaster Dist. #9, Jered L. Hoshaw (*via email*)  
Malheur County Planning Department

Enclosure

# Permanent Transfer Application Intake Completion Checklist

Check the Certificate(s) in WRIS

Transfer # T- 13877

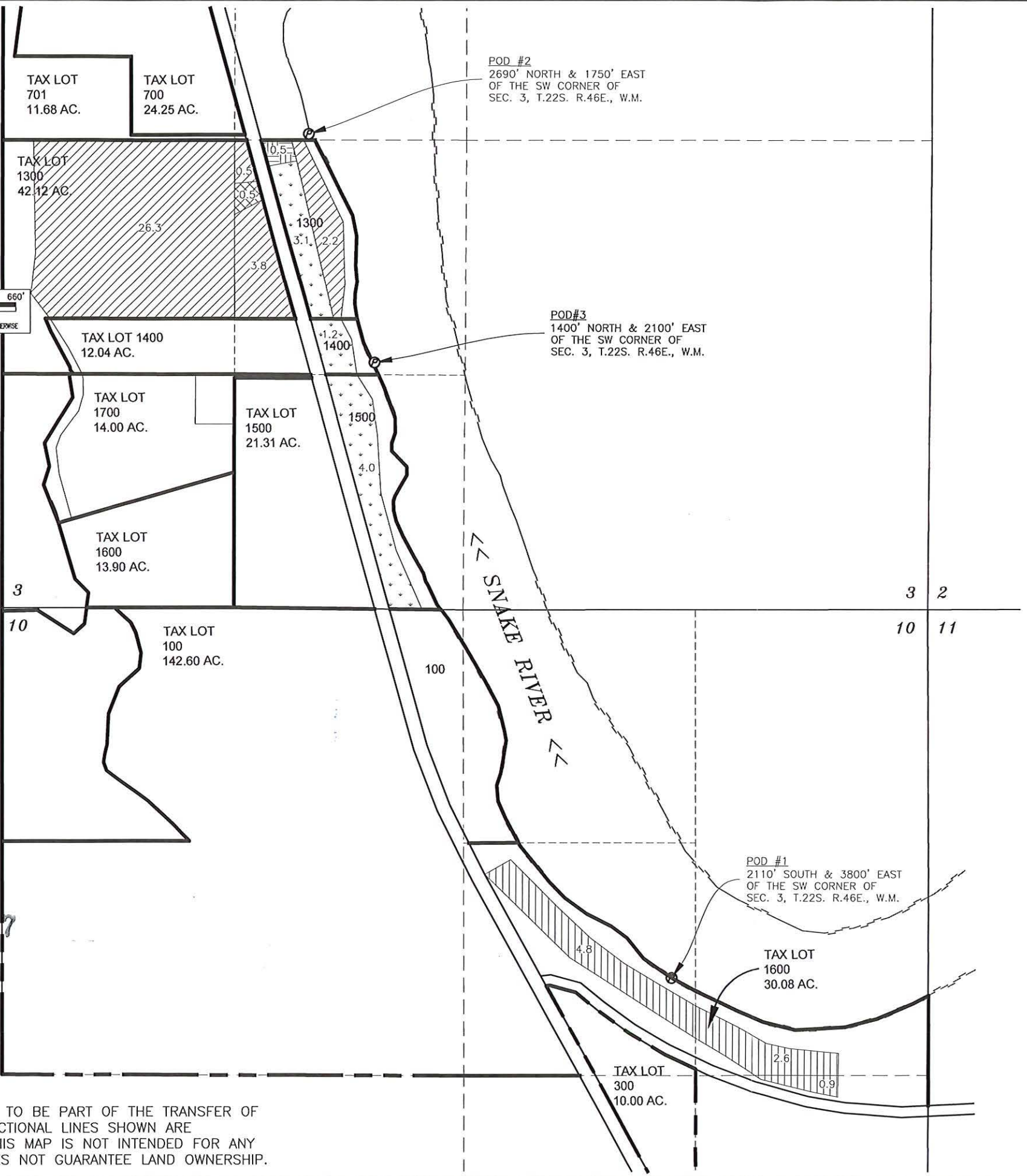
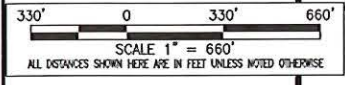
Checked by: <u>Corey C</u>	<b>Type of Change(s) Proposed:</b> <i>Mark the Proposed Changes</i>	Substitution	Supplemental to Primary	POU <input checked="" type="checkbox"/>	POD	APOD <input checked="" type="checkbox"/>
Date: <u>12/22/21</u>		Gov Action	Surface to Ground	USE	POA	APOA
Fee Received: \$ <u>3060.00</u>						
Calculated Fee: \$ <u>3,060.00</u>			How many rights to be Transferred? Certificate # <u>39150</u>			
Additional Observations: _____			<u>47309</u>			

If OK and complete, check box to the left; if NOT, fill in.

1. Is applicant information complete? Have all applicants listed at the top of the page signed at the bottom?  
If no, what is missing? Whose signature is missing? \_\_\_\_\_
  2. Does applicant indicate the place of use is in or near an irrigation district? Is a Form D included?  N/A.  
Name of the district: \_\_\_\_\_
  3. Part 5 of application, has the applicant(s) completed the entire page and does the information match the description of the explanation of the reasons for transfer on Part 4 of the application?  
If no, you may need to contact the applicant or agent? \_\_\_\_\_
  4. Is there only one (1) water right included in this transfer application?  
If no, are the criteria of OAR 690-380-3220 for more than one WR met? Yes or No \_\_\_\_\_  
If no, then the transfer application **CANNOT** be accepted. See attached "3220" Decision Tree Flowchart.
  5. For multiple certificates do each of the certificates listed on Application Page 1 have their own separate completed Part 5 tables 1 & 2?  
If no, which certificate(s) are missing a separate Part 5 tables 1 & 2? \_\_\_\_\_
  6. Is the map prepared and signed by a CWRE? Does the map meet requirements?  
If no, what is missing? \_\_\_\_\_. Map waiver included?  Yes  No
  7. If a change in point of appropriation (POA), have the well logs been included?  N/A.
  8. If a change in place of use (POU) within Umatilla County, have the applicant(s) provided a Supplemental Form U?  N/A.
  9. If all boxes on this checklist are checked (with no remaining deficiencies identified), **ACCEPT** the application.  
Put this application intake completeness check sheet in the transfer folder.
- OR:  If all boxes to the left are NOT checked, then this application is deficient and **CANNOT** be accepted.  
It should be returned and the deficiencies listed in the "staff" section at the bottom of Application Page 1, unless the applicant or agent can resolve the deficiencies within 2-3 days.

Actions taken: \_\_\_\_\_ Date: \_\_\_\_\_





LEGEND	
DESCRIPTION	SYMBOLS
SECTION CORNER	
RECOGNIZED SURVEY CORNER	
POINT OF DIVERSION	
SECTION LINE	
QUARTER-QUARTER LINE	
TAX LOT LINE	
RIVER	
WATER RIGHT AREAS via CERT. #39150 TO BE TRANSFERRED (FROM LANDS)	 0.5 ACRES
PRIMARY WATER RIGHT AREAS via CERT. #39150 (TO LANDS)	 0.5 ACRES
PRIMARY WATER RIGHT AREA via CERT. #39150 (REMAINING)	 32.8 ACRES
WATER RIGHT AREAS via CERT. #47309 TO BE TRANSFERRED (FROM LANDS)	 8.3 ACRES
PRIMARY WATER RIGHT AREAS via CERT. #47309 (TO LANDS)	 8.3 ACRES

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 OWRD OWRD

Sealed: 11/29/2021  
  
 EXP: 12/31/2021

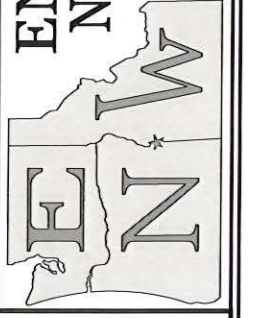
IF THIS BAR SCALE DOES NOT MEASURE 1" THEN THIS DRAWING IS NOT TO SCALE

**DISCLAIMER:**  
 THIS MAP WAS MADE TO BE PART OF THE TRANSFER OF A WATER RIGHT. SECTIONAL LINES SHOWN ARE APPROXIMATE AND THIS MAP IS NOT INTENDED FOR ANY OTHER USE AND DOES NOT GUARANTEE LAND OWNERSHIP.

Reviewed By: PAT J. WOODCOCK  
 Drawn By: PJW  
 Print Date: NOVEMBER 15, 2021  
 DWG. Scale: AS SHOWN

**TRANSFER MAP**  
 CERTIFICATE #'s 39150 & 47309  
 TOWNSHIP 22 S. RANGE 46 E. W.M.  
 MALHEUR COUNTY, OREGON  
**PRICE SEED FARMS, LLC**  
 1681 HIGHWAY 201  
 ADRIAN, OREGON 97910

**ENGINEERING NORTHWEST, LLC**  
 11 NW 9th Street  
 Ontario, Oregon 97914  
 www.engineeringnw.com (541)889-4432



**W1**  
 SHEET NO. 1 OF 1  
 JOB NO. 20-066