

T-10511

T-10511

TEMPORARY

Name Lonnie Wright

Address 5450 Mill Creek Rd
The Dalles, OR 97058
541-298-1981

Change in POU

Date Filed 12-21-2007

Initial notice date 1-8-08

DPD issued date

PD issued date

PD notice date

Date of FO 2-15-08 Vol 74 Page 189

C-Date

COBU due date

COBU Received date

Certificate issued

DESCRIPTION OF WATER RIGHT(S)

Name of Stream The Pines Well

Trib. of Mill Creek

Use TRR Sup TR County Wasco

Quantity of water (CFS) No. of Acres

Name of ditch

App # U 529 Per # U-480 Cert # 22885 PR Date 1952

App # U 610 Per # U 558 Cert # 22843 PR Date 1953

App # Per # Cert # PR Date

App # Per # Cert # PR Date

App # Per # Cert # PR Date

FEES PAID		
Date	Amount	Receipt #
<u>12/21/07</u>	<u>265.00</u>	<u>91023</u>

FEES REFUNDED		
Date	Amount	Receipt#

Assignments:

Irrigation District

Agent Tennessee Engineering Corp #tn: Larry Toll 409 Lincoln St, The Dalles OR
97058 541-296-9177 541-296-6657 Fax

CWRE Larry Toll #132

CC's list Wasco County Planning Dept. Court House 511 Washington St, The Dalles OR 97058

- Oversized map - Location



Oregon

John A. Kitzhaber, M.D., Governor

GW

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97301-4172
(503) 378-3739
FAX (503) 378-8130

INTEROFFICE MEMO

FORWARD TO: Susan Douthit
FIELD TRANSFER PROCESSOR WORKING ON THIS TRANSFER

DATE: 1/7/08

FROM: X WATERMASTER, DISTRICT # 8
GROUNDWATER SECTION

(SIGNATURE) Mike Zwart
Signed by injury reviewer

SUBJECT: TEMPORARY TRANSFER # 105/11 Date Signed 3/3/08

A change in: POU of water.

In the name(s) of Lonnie Wright

In my opinion (assuming the right is valid), the proposed change

MAY BE MADE WITHOUT INJURY WOULD RESULT IN INJURY* to an existing water right.

*The approval of this transfer application would result in injury to other water rights because _____

The existing right may not be valid because _____

Headgate notices HAVE HAVE NOT Been issued for diversion from the source(s) which serve(s) this right.

If for change in point of diversion, is there any intervening point(s) for diversion between the authorized and proposed points of diversion? (Yes or No) _____

In my opinion, the order approving the subject transfer application should include the following in regard to the appropriator installing suitable measuring devices in the diversion works:

- _____ (1) PRIOR to the diverting of water at the new point of diversion . . .
- _____ (2) WHEN IN the judgement of the watermaster it becomes necessary . . .

The enclosed copy of the transfer application and map(s) is for your records.

**OREGON WATER RESOURCES DEPARTMENT
INTEROFFICE MEMO**

To: Ground Water files Date: March 3, 2008

From: Michael J. Zwart

Subject: Application Review: T-10511, Lonnie Wright
(Temporary Transfer)

This application proposes a change in place of use only. Therefore, I have no substantive comments.

I find that the proposed change may be made without injury provided the following: the right is valid and the Watermaster can approve the proposal.



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

725 Summer Street NE, Suite A

Salem, OR 97301-1271

503-986-0900

FAX 503-986-0904

Notice of Application for Water Right Transfer, Temporary Transfer, or Permit Amendment 1/8/2008

The Department seeks comment on the recently-filed application listed below. Any person may comment on the application. Comments must be received by the Department within 30 days of the date of this notice. The Director may presume that the transfer would be allowed by, and compatible with comprehensive plans unless an affected local government informs the Director otherwise within 30 days of this notice.

County: WASCO
Transfer: 10511
Water Right: CERT 22885, 22893
Priority Date: 1952, 1953
Name: LONNIE WRIGHT
Address: 5450 MILL CREEK ROAD, THE DALLES, OR 97058
Change: POU
Source: WELLS
Authorized POU: T1N, R13E, 18
Proposed POU: T1N, R12E, 24

The holder of a water right may apply to permanently change an existing water use subject to transfer. A transfer application may involve any of the following changes: Point of diversion or appropriation (POD; POA); Additional point of diversion or appropriation (APOD; APOA); Historic POD (HIST); Place of use (POU); Character of use (USE); Instream (ISWR); Substitution (SUB); or Exchange (EXCH).

The holder of a water right subject to transfer may request to temporarily change the place of use of the water for up to 5 years and, if necessary to convey the water, to temporarily change the point of diversion or appropriation.

The holder of a water right permit may apply to change a point of diversion (POD) or appropriation (POA) or to change the place of use (POU).

Any person who provides comments within the comment period will receive a copy of the Department's preliminary determination of whether the application should be approved or rejected after the Department has completed a review of the application and will be provided an opportunity to protest the application and preliminary determination at that time. Comments should be sent to the Transfers Section at the Department's Salem office.



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1266
503-986-0900
FAX 503-986-0904

February 19, 2008

Applicant:

Lonnie Wright
5450 Mill Creek Road
The Dalles, Oregon 97058

Agent:

Tenneson Engineering Corp.
Attn: Larry Toll
409 Lincoln Street
The Dalles, Oregon 97058

Reference: Temporary Transfer 10511

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

The change shall be effective at the end of the 2007 irrigation season. The use shall revert to the authorized place of use at the end of the 2010 irrigation season.

Sincerely,

Sarah Henderson
Executive Support

cc: Watermaster #3

Enclosure

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	DLC
1 N	13 E	WM	18	NW SW	Mespelie DLC #44

Authorized Place of Use:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
1 N	13 E	WM	18	NE SW		Mespelie DLC #44	2.1
1 N	13 E	WM	18	NW SW		Mespelie DLC #44	12.2
1 N	13 E	WM	18	SW SW	5		0.7

3. Transfer Application T-10511 proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 N	12 E	WM	24	SW NE	10.0
1 N	12 E	WM	24	NE NW	5.0

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

Certificate: 22893 in the name of THE PINES (GLADYS L. ROGERS) (perfected under Permit U-558)

Use: SUPPLEMENTAL IRRIGATION of 15 ACRES

Priority Date: JUNE 4, 1953

Rate: 0.07 CUBIC FOOT PER SECOND (CFS)

Limit/Duty: ONE-EIGHTIETH cfs per acre, not to exceed 3 acre-feet per acre during the irrigation season of each year

Source: THE PINES WELL

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	DLC
1 N	13 E	WM	18	NW SW	Mespelie DLC #44

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
1 N	13 E	WM	18	NE SW		Mespelie DLC #44	2.1
1 N	13 E	WM	18	NW SW		Mespelie DLC #44	12.2
1 N	13 E	WM	18	SW SW	5		0.7

5. Transfer Application T-10511 proposes to change the place of use of the right to:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 N	12 E	WM	24	SW NE	10.0
1 N	12 E	WM	24	NE NW	5.0

6. Notice of the application for temporary transfer was published on January 8, 2008, pursuant to ORS 540.520 and OAR 690-380-4000. No comments were filed in response to the notice.

7. Water has been used within the last five years according to the terms and conditions of the rights, and there is no information in the record that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
8. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing rights are present.
9. The proposed change would not result in enlargement of the rights.
10. The proposed change would not result in injury to other water rights. This finding is made through an abbreviated review recognizing that the transfer may be revoked under ORS 540.523(6) if the Department later finds that the transfer is causing injury to any existing water right.

Conclusions of Law

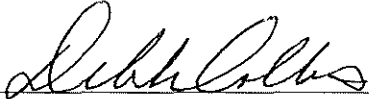
The temporary changes in place of use proposed in Transfer Application T-10511 are consistent with the requirements of ORS 540.523 and OAR 690-380-8000.

Now, therefore, it is ORDERED:

1. The changes in place of use proposed in Transfer Application T-10511 are approved.
2. The former place of use **shall not** be irrigated as part of these water rights during the 2008, 2009 and 2010 irrigation seasons.
3. The use shall revert to the authorized place of use at the end of the 2010 irrigation season.
4. The approval of this temporary transfer may be revoked or modified if the Department finds the change causes injury to any existing water right.
5. A subsequent application for permanent transfer of Certificates 22885 and 22893 shall be subject to a full and complete review to determine consistency with the requirements of OAR Chapter 690, Division 380. Approval of this temporary transfer does not establish a precedent for approval of a subsequent application filed for a permanent transfer.
6. The use of water at the temporary place of use authorized by this transfer shall be in accordance with the terms and conditions of Certificates 22885 and 22893.
7. The time during which water is used under this approved temporary transfer does not apply toward a finding of forfeiture under ORS 540.610.
8. When required by the Department, the water user shall install an in-line flow meter or other suitable device for measuring and recording the quantity of water used. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

9. The use of the remaining water right described by Certificates 22885 and 22893 shall continue to be in accordance with the terms and conditions of Certificates 22885 and 22893.

Dated at Salem, Oregon this 15th day of February, 2008.



PC
Phillip C. Ward, Director

Mailing Date: FEB 20 2008

Water Right Transfer Checklist

Transfer T-10511

Transfer Specialist: Susan Douthit

Transfer Type: Temporary

Applicant Name/Address: Lonnie Wright 5450 Mill Creek Rd, The Dalles, OR 97058

Agent Name/Address: Tenneson Engineering Corp/Larry Toll 409 Lincoln St. The Dalles, OR 97058

CWRE Name/Number: Larry Toll # 132

Rec Landowner Name/Address: None

Irr. District Name/Address: None

Affected Gov'ts Name/Address: Wasco County Planning Dept. Court House, 511 Washinton St., The Dalles, OR 97058

Commentors: Name/Address: None

Water Rights Affected

Records Marked	Records Copied	App File No. or Decree Name	Permit No.	Certificate No.	RR/CR Needed	RR/CR Nos.
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	U 529	U480	22885	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<i>temp</i>
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	U 610	U 558	22893	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
<input type="checkbox"/>	<input type="checkbox"/>				<input type="checkbox"/> Yes <input type="checkbox"/> No	

Key Dates & Initial Actions

Rec'd: <u>12/21/2007</u>	Proposed Action(s): POU POD HST APOD USE OTHER: POU	
Fees Pd: <u>265.00</u>	WM District: <u>3</u>	ODFW District: <u>None</u>
Initial Notice: <u>1/8/2008</u>	WM Review sent: <u>1/8/2008</u>	ODFW Review sent: <u>None</u>
Acknowledgement Letter Sent <input checked="" type="checkbox"/>		GW Review sent: <u>1/8/2008</u>

Processing Dates & Actions

Deficiency Contacts: _____

Newspaper Pub Affid Due: _____

not required

DPD Mailed: _____

Affid of Pub Rec'd: _____

ODFW contact sheet sent with DPD, or N/A

Last Day Published: _____

PD Mailed: _____

Affidavit Reminder Sent: _____

PD Weekly Notice: _____

Reminder Deadline: _____

*can go
2/8/07*

Preliminary Determination

Electronic Files uploaded

Preliminary Determination

PD Cover letter

Fee Refund Due

PD Notice

Remaining Rights

File Assigned/ ModPod updated

DPD Review (Optional)	PD Review (Salem)	Final Order Review (Salem)
Reviewer: _____	Reviewer: _____	Reviewer: <u>BJP</u>
Date: _____	Date: _____	Date: <u>2/15/08</u>
Coordinator: _____	Coordinator: _____	Coordinator: <u>BJP</u>
Date: _____	Date: _____	Date: <u>2/15/08</u>

Comments/Special Issues:

Special Order Volume: Vol 74 Pages 189 Final Order Signature Date: 2-15-08

Notice of FO email'd to processors Susan

Application

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

Water right subject to transfer

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

Application Map

- The map has an original CWRE signature.
- The map size and scale accurate and appropriate per OAR 690-380-3100(1)(b)(c)&(d).
- All authorized and proposed POD's/POA's and POU's shown and clearly labeled.
- Metes and bounds for the POD's/POA's are properly described on the map.
- The POD/POA dimensions & 1/4 1/4 on map match the transfer application and certificate descriptions.
- Map acres match the tabulation on the certificate.
- Have final proof maps/decree maps for the rights. Application map matches certificate FPS.
- Have necessary aerial photos.

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

- Only the authorized POD's/POA's and POU's to be transferred are listed.
- Application & certificate tabulations match. (Mark on appl. and cert. copies and note corrections needed)
- Marked on certificate the acreage being transferred, cancelled and remaining by 1/4 1/4.

Ownership

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

Evaluation (materials needed for peer reviewer in bold)

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

- Reviews/comments/conditions received? Watermaster ODFW GW
- Headgate When in the judgment Prior to diverting Existing and maintain
- Measuring Devices When in the judgment Prior to diverting Existing and maintain
- Fish Screen Devices

Injury: Y N Enlargement: Y N

Conditions to avoid enlargement/injury –



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

Watermaster Review Form: Water Right Transfer

Transfer Application: T-10511

Review Due Date: 2-5-2008

Applicant Name: Lonnie Wright

Proposed Changes: POU POD POA USE OTHER

Reviewer(s): Robert Wood

Date of Review: Jan. 18, 2008



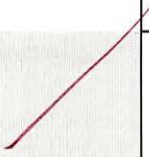
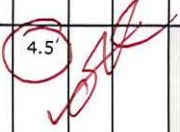
1. Do you have information suggesting that the water rights may be subject to forfeiture?
 Yes No If "Yes", describe the information and indicate if you intend to file a cancellation affidavit or if you need additional time to determine if a cancellation affidavit should be filed: _____
2. Is there a history of regulation on the source that serves the right proposed for transfer that has involved the right and downstream water rights? Yes No Generally characterize the frequency of any regulation or explain why regulation has not occurred:
Source is ground water. Regulation has not been necessary to date.
3. Check here if it appears that downstream water rights benefit from return flows resulting from the current use of the right? If you check the box, generally characterize the locations where the return flows likely occur and list the water rights that benefit most: N/A- I am not aware of any return flow issues.
4. Are there upstream water rights that would be affected by the proposed change?
 Yes No If "Yes", describe how the rights would be affected and list the rights most affected: Source is ground water. Pumping rate shouldn't change because of transfer.
5. For POD changes and instream transfers, check here if there are channel losses between the old and new PODs or within the proposed instream reach? If you check the box, describe and, if possible, estimate the losses: N/A
6. Would distribution of water for the right after the proposed change result in regulation of other water rights that would not have occurred if use of the existing right was maximized?
 Yes No If "Yes", explain: _____
7. For POU changes, would the original place of use continue to receive water from the same source? Yes No N/A If "Yes", explain: _____
8. For POU or USE changes, would use of the existing right at "full face value," result in the diversion of more water than can be used beneficially and without waste? Yes No
 If "Yes", explain: _____
9. Are there other issues not identified through the above questions? Yes No If "Yes", explain: _____
10. What alternatives may be available for addressing any issues identified above: N/A

11. Have headgate notices been issued for the source that serves the right? Yes No

12. What water control and measurement conditions should be included in the transfer:

Measurement Devices	<input type="checkbox"/> Present and should be maintained.	<input type="checkbox"/> Should be required prior to diverting water.	<input checked="" type="checkbox"/> May be required in the future.
Headgates	<input type="checkbox"/> Present and should be maintained.	<input type="checkbox"/> Should be required prior to diverting water.	<input checked="" type="checkbox"/> May be required in the future.

<p>Select Permit:S 43315 * 4/19/1978 IRRIGATION</p> <p>Additional Info: THE DALLES IRRIGATION DISTRICT App: S57319 Permit: S43315</p>	2		5						
<p>Select Cert:4883 OR * 12/13/1921 IRRIGATION</p> <p>Additional Info: PAUL/ELLEN CURTISS App: S8206 Permit: S5304 Cert: 4883</p>	4.1								
<p>Select Cert:5321 OR * 12/13/1921 IRRIGATION</p> <p>Additional Info: FANNIE FOSTER HAZEN App: S8205 Permit: S5312 Cert: 5321</p>	3.1								
<p>Select Cert:19586 OR CN 12/20/1945 IRRIGATION CN</p> <p>Additional Info: P W ABSHER App: S21333 Permit: S16727 Cert: 19586</p>	7		6						
<p>Select Cert:20790 OR CN 10/4/1945 IRRIGATION CN</p> <p>Additional Info: MILL CREEK IRRIGATION COOP INC. App: U181 Permit: U189 Cert: 20790</p>	11.9								
<p>Select Cert:21290 OR * 1/22/1951 IRRIGATION</p> <p>Additional Info: BRUCE H HULL App: S25600 Permit: S20088 Cert: 21290</p>		3					2.8		
<p>Select Cert:21290 OR * 1/22/1951 IRRIGATION 2</p> <p>Additional Info: BRUCE H HULL App: S25600 Permit: S20088 Cert: 21290</p>				7.6					

<p>Cert: 27237</p> <p>Select Cert:27237 OR * 6/28/1948 IRRIGATION 2</p> <p>Additional Info: EDWARD C/JUNE RANSLAM App: S23249 Permit: S18311 Cert: 27237</p>	<p>0.1</p>	
<p>Select Cert:30646 OR * 8/12/1953 IRRIGATION</p> <p>Additional Info: BRUCE H HULL App: G22 Permit: G1505 Cert: 30646</p>	<p>0.6</p>	<p>2.4</p>
<p>Select Cert:30646 OR * 8/12/1953 IRRIGATION 2</p> <p>Additional Info: BRUCE H HULL App: G22 Permit: G1505 Cert: 30646</p>	<p>0.8</p>	
<p>Select Cert:31822 OR * 8/21/1962 IRRIGATION</p> <p>Additional Info: JOHN MCCOLLOM App: S37973 Permit: S28315 Cert: 31822</p>	<p>3 20.4</p>	<p>1.6</p>
<p>Select Cert:5716 OR * 8/31/1908 IRRIGATION AND DOMESTIC</p> <p>Additional Info: DANIEL J SIMONSON Decree: MILL CREEK, WASCO COUNTY, (F) Cert: 5716</p>	<p>0.6</p>	
<p>Select Cert:5699 OR * 12/31/1856 IRRIGATION, LIVESTOCK AND DOMESTIC</p> <p>Additional Info: F W HUNSICKER Decree: MILL CREEK, WASCO COUNTY, (F) Cert: 5699</p>	<p>4.8 1.7</p>	<p>4.5</p> 
<p>Select Cert:5709 OR * 12/31/1856 IRRIGATION, LIVESTOCK AND DOMESTIC</p> <p>Additional Info: G L ROGERS Decree: MILL CREEK, WASCO COUNTY, (F) Cert: 5709</p>		<p>4.5</p> 

Select	Cert:5725 OR *	M143	12/31/1860	IRRIGATION, LIVESTOCK AND DOMESTIC		3		2		5									
	Additional Info: ANDREW URQUHART Cert: 5725																		
Select	Inchoate: T 7258 CF (REG) *		10/4/1945	MUNICIPAL USES	(*)	(*)		(*)		(*)	(*)	(*)							
	Additional Info: CITY OF THE DALLES App: U181 Permit: U189																		
Select	Cert:44783 CF CN		10/4/1945	MUNICIPAL USES	*	*		*		*	*	*							
	Additional Info: CITY OF THE DALLES App: U181 Permit: U189 Cert: 44783			CN															
Select	Cert:44915 OR *		7/2/1962	MUNICIPAL USES	*	*		*		*	*	*							
	Additional Info: CITY OF THE DALLES App: G2076 Permit: G2132 Cert: 44915																		
Select	Cert:60410 CR *		5/29/1967	MUNICIPAL USES	*	*		*		*	*	*							
	Additional Info: CITY OF THE DALLES App: S43668 Permit: S32479 Cert: 60410																		
Select	Inchoate: T 6677 CF (REG) *		12/20/1945	SUPPLEMENTAL IRRIGATION (Suppl'mtl)		(7)		(15.5)											
	Additional Info: BENJAMIN H SYNON App: S21333 Permit: S16727																		
Select	Inchoate: T 6677 CF (REG) *		12/20/1945	SUPPLEMENTAL IRRIGATION (Suppl'mtl)						(1.6)									
	Additional Info: BENJAMIN H SYNON App: S21333 Permit: S16727			2															
Select	Permit:S 28546 *			SUPPLEMENTAL IRRIGATION (Suppl'mtl)	12	11.4		10	16.1	24.8	5								
	Additional Info: THE DALLES IRRIGATION DISTRICT																		

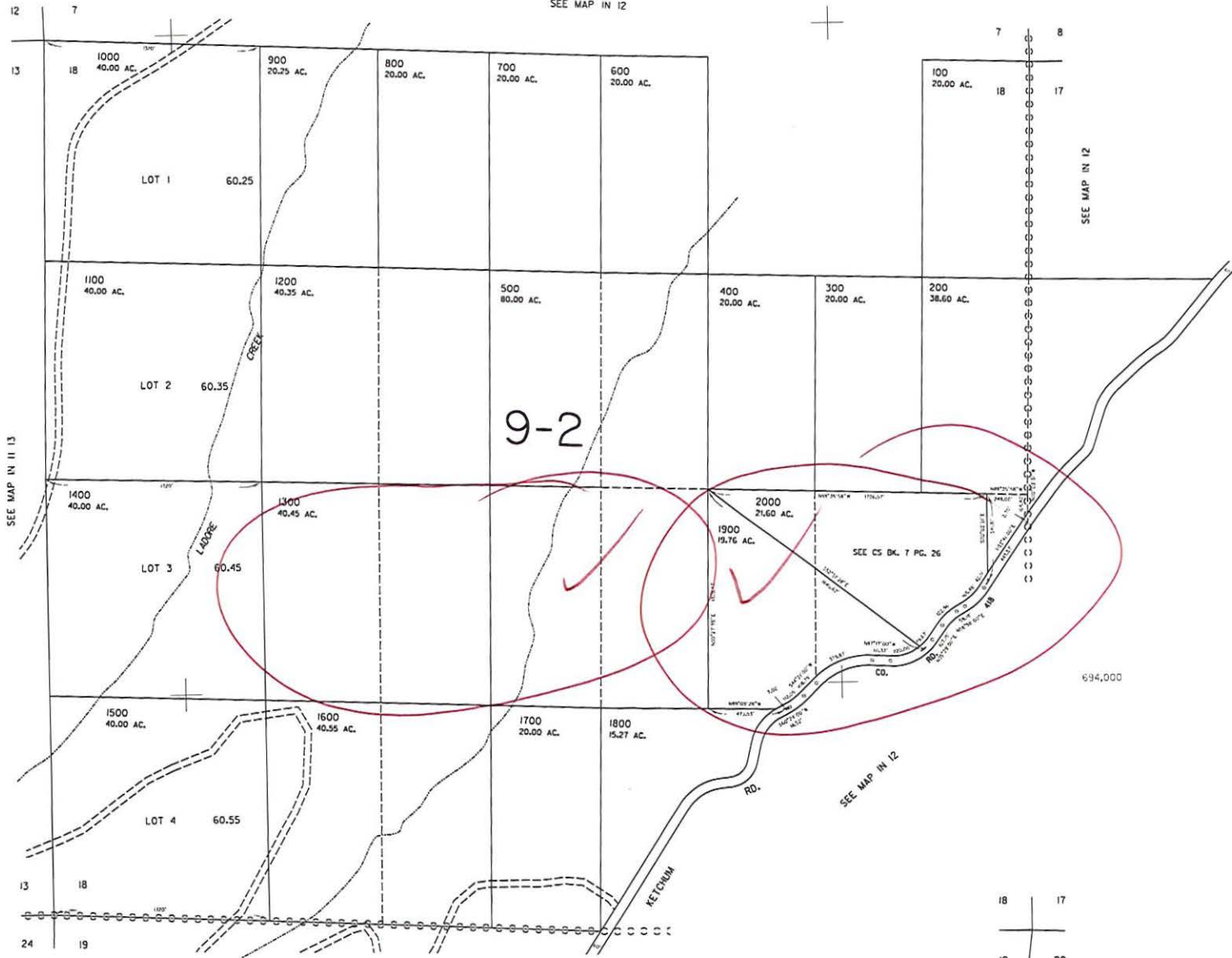
THIS MAP WAS PREPARED FOR
ASSESSMENT PURPOSE ONLY

SECTION 18 T.1N. R.12E. W.M.
WASCO COUNTY
1" = 400'

IN 12 18



SEE MAP IN 12



SEE MAP IN 11 13

SEE MAP IN 12

SEE MAP IN 12

SEE MAP IN 12 19



IN 12 18
REVISED 7-16-97, 9C

**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 # **91023**

INVOICE # _____

RECEIVED FROM: <u>Loanie & Linda</u>	APPLICATION
BY: <u>Wright</u>	PERMIT
CASH: <input type="checkbox"/>	TRANSFER <u>T-10511</u>
CHECK:# <input checked="" type="checkbox"/> <u>6978</u>	TOTAL REC'D \$ <u>265.00</u>
OTHER: (IDENTIFY) _____	

1083 TREASURY 4170 WRD MISC CASH ACCT

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

4270 WRD OPERATING ACCT

MISCELLANEOUS	
0407 COPY & TAPE FEES	\$
0410 RESEARCH FEES	\$
0408 MISC REVENUE: (IDENTIFY) _____	\$
TC162 DEPOSIT LIAB. (IDENTIFY) _____	\$
0240 EXTENSION OF TIME	\$
WATER RIGHTS:	
0201 SURFACE WATER	EXAM FEE \$
0203 GROUND WATER	\$
0205 TRANSFER	\$ <u>265.00</u>
0218 WELL DRILL CONSTRUCTOR	RECORD FEE \$
LANDOWNER'S PERMIT	\$
OTHER (IDENTIFY) _____	LICENSE FEE \$

0536 TREASURY 0437 WELL CONST. START FEE

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

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

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

TREASURY OTHER / RDX

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

RECEIPT: **91023** DATED: 12/21/07 BY: [Signature]

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



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

Application for Water Right Transfer

Please type or print legibly in dark ink. If your application is incomplete or inaccurate, we will return it to you. If any requested information does not apply to your application, insert "N/A" to indicate "Not Applicable." As you complete this form, please refer to notes and guidance included on the application. A summary of review criteria and procedures that are generally applicable to these applications is available at www.wrd.state.or.us/OWRD/PUBS/forms.shtml.

1. TYPE OF TRANSFER APPLICATION

Please check one	
<input type="checkbox"/> Permanent Transfer	<input type="checkbox"/> Instream Transfer
<input checked="" type="checkbox"/> Temporary Transfer (1 to 5 yrs.)	<input type="checkbox"/> Permanent
<ul style="list-style-type: none"> total number of years: <u>3</u> (begin year: <u>4/1/2008</u>) (end year: <u>10/1/2010</u>) 	<input type="checkbox"/> Time-Limited
	<input type="checkbox"/> Drought Transfer
	<input type="checkbox"/> Other

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 SALEM, OREGON

2. APPLICANT INFORMATION

Name: Lonnie Wright
First Last

Address: 5450 Mill Creek Road

The Dalles OR 97058
City State Zip

Phone: 541-298-1981
Home Work Other

Fax: _____ E-Mail address: _____

3. AGENT INFORMATION

(The agent listed is authorized to represent the applicant in all matters relating to this transfer application.)

Name: Tenneson Engineering Corp. (Attention: Larry Toll)
First Last

Address: 409 Lincoln Street

The Dalles OR 97058
City State Zip

Phone: _____ 541-296-9177
Home Work Other

Fax: 541-296-6657 E-Mail address: ltoll@tennesoneng.com

- If an agent is listed above, please check one of the following:
 - Please send all correspondence to Agent. Send *copies* of correspondence to Applicant; or
 - Please send all correspondence to Applicant. Send *copies* of correspondence to Agent.

4. PROPOSED CHANGE(S) TO WATER RIGHT(S)

- List **all** water rights to be affected by this transfer. Indicate the certificate, permit, decree or other identifying number(s) in the table below: *(Attach additional pages as necessary.)*

	Application / Decree	Permit / Previous Transfer	Certificate
1.	U-529	U-480	22885
2.	U-610	U-558	22893
3.			
4.			
5.			
6.			

- Attach a **separate Supplemental Form A** (*Description of Proposed Change(s) to a Water Right*) for **each** water right listed above.
- Check **all** proposed change(s) included in this transfer application:
 - Place of Use Point of Diversion (POD) Additional Point of Diversion
 - Character of Use Point of Appropriation (POA, or well) Additional POA
 - Instream Transfer Surface Water POD to Ground Water POA
 - Substitution of Supplemental Groundwater right for Primary Surface water right
 - Historic POD change Other
- Reason(s) for change(s): So there is irrigation water available to start a vineyard. This will
the bridge for the new water rights application that is pending.

5. WATER DELIVERY SYSTEM

- Describe the **current** water delivery system **or** the system that **was in place** at some time **within the last 5 years**. Include information on the pumps, canals, pipelines and sprinklers used to divert, convey and apply the water at the authorized place of use. If the transfer involves multiple rights that have independent systems, describe each system separately.

The description must be sufficient to demonstrate that the full quantity of water to be transferred can be conveyed from the authorized source and applied at the authorized location and that the applicant is ready, willing, and able to exercise the right.

Well (WASC 2598) flows under artesian pressure about 400 gpm. There are 2-10 hp pumps
to boost the output and to raise the water to higher elevations. OWRD Pump Capacity
Calculation Worksheets compute flow for fields along Mill Cr. when shut (see remarks)

- System capacity: 2.57 cubic feet per second (cfs). If the transfer involves multiple rights that have independent systems, describe the capacity for each system separately.

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6. EVIDENCE OF BENEFICIAL WATER USE

- Attach one or more **Evidence of Use Affidavits** (Supplemental Form B) demonstrating that each of the right(s) involved in the transfer have been exercised in the last five years in accordance with the terms and conditions of the right or that a presumption of forfeiture for non-use could be rebutted. The Evidence of Use Affidavit(s) **must include supporting documentation** such as the following:
 - ▶ Copies of receipts from sales of irrigated crops or for expenditures relating to use of water;
 - ▶ Records such as Farm Service Agency crop reports, irrigation district records, an NRCS farm management plan, or records of other water suppliers;
 - ▶ Dated aerial photographs of the lands or other photographs containing sufficient detail to establish location and date of the photograph; *or*
 - ▶ If the right has **not** been used during the past five years, documentation that the presumption of forfeiture would be rebutted under ORS 540.610(2).

7. AFFECTED DISTRICTS

- Are any of the water rights proposed for transfer located within or served by an irrigation or other water district? Yes No
- Will any of the water rights be located within or served by an irrigation or other water district after the proposed transfer? Yes No
- Is water for any of the rights supplied under a water service agreement or other contract for stored water with a federal agency or other entity? Yes No

If "Yes", for any of the above, list the name and mailing address of the district, agency and/or entity:

8. LOCAL GOVERNMENTS

- List the name and mailing address of all local governments (i.e., each county, city, municipal corporation, or tribal government within whose jurisdiction water will be diverted, conveyed or used).

Wasco County Planning Department, 2705 E 6th St., The Dalles, OR 97058

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11. ATTACHMENTS

Check each of the following attachments included with this application.
The application will be returned if all required attachments are not included.

**Supplemental Form A –
Description of Proposed Change(s) to a
Water Right**

- A separate Supplemental Form A is enclosed for each water right to be affected by this transfer.

**Supplemental Form B –
Evidence of Use Affidavit(s)**

- At least one Evidence of Use Affidavit documenting that the right has been used during the last five years or that the right is not subject to forfeiture under ORS 540.610 is attached. The affidavit provided must be the original (not a copy), and
- The Evidence of Use Affidavit **must** be accompanied by **supporting documentation**.

Map

- Water Right Transfer*
The map must be prepared by a Certified Water Right Examiner and meet the requirements of OAR 690-380-3100 unless a waiver has been granted. The map provided must be the original, not a copy.
- Temporary Transfer or Historical POD Change*
A map meeting the requirements of OAR 690-380-3100 must be included but need not be prepared by a Certified Water Right Examiner.

Water Well Report(s)/Well Log(s):

- The application is for a change in point of appropriation or change from surface water to ground water and copies of all water well reports are attached.
- Water well reports are not available and a description of construction details including well depth, static water level, and information necessary to establish the ground water body developed or proposed to be developed is attached.
- N/A. The application does not involve a change in point of appropriation or a change from surface water to ground water, so water well reports are not required.)

Land Use Information For Proposed Changes:

For Instream Transfers:

- Notice of the intent to file an instream transfer application has been provided to each affected local government along the proposed reach, and copies of the notices are enclosed. (*For instream transfers a Land Use Information Form is not required.*)

For All Other Transfers:

- Land Use Information Form is enclosed; *or*
- All of the following criteria are met, therefore a Land Use Information Form is not required:
 - 1 In EFU zone or irrigation district,
 - 2 Change in place of use only,
 - 3 No structural changes needed, including diversion works, delivery facilities, other structures, *and*
 - 4 Irrigation only.

Fees:

- Amount enclosed: \$ 265
See the Department's Fee Schedule at www.wrd.state.or.us or call (503) 986-0900.

\$ 200 BASE
50 Add'l W.R.
15 \$/per-Ac
\$ 265

Instream Water Right Transfers, also include:

**Supplemental Form C –
Instream Water Right Transfer**

- Complete this form to describe the desired nature and attributes for the proposed instream water right.

Temporary Transfers, also include:

Recorded Deed:

- The applicant must submit a copy of the current deed of record for the land **from** which the authorized place of use or point of diversion/appropriation is being moved.

Affidavit of Consent:

- If the applicant is **NOT** the owner of record for the land **from** which the authorized place of use or point of diversion/appropriation is being moved, a notarized statement from the actual owner of record consenting to the proposed transfer must be submitted.

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Before submitting your application to the Department, be sure you have:

- Answered each question completely.
- Included all the required attachments.
- Provided original signatures for **all** named deed holders, or other parties, with an interest in the water right.
- Included a check payable to the Oregon Water Resources Department for the appropriate amount.

12. SIGNATURES

▪ Check **one** of the following, as appropriate, and sign the application in the signature box below:

In accordance with OAR 690-380-3000(13)(a), I (we) understand that prior to Department approval of a permanent transfer and upon my receipt of a draft Preliminary Determination for the proposed transfer, I (we) will be required [pursuant to OAR 690-380-4010(5)] to provide the following landownership information and evidence demonstrating that I (we) are authorized to pursue the transfer:

- (a) A report of ownership and lien information that has been prepared by a title company *within the last three months*;
- (b) A copy of written notification of the proposed transfer provided by the applicant to **all** lien holders on the subject lands unless the report of ownership and lien information shows that a water right conveyance agreement has been recorded for the subject lands. *If a water right conveyance agreement has been recorded for the subject lands, a copy of the agreement and identification of the owner of the lands at the time the agreement was recorded must be submitted; and*
- (c) If the landowner identified in the report of ownership and lien information is **not** the applicant, a **notarized statement consenting to the transfer** (*attached*) signed by the landowner identified in the report or an authorized representative of the entity to whom the interest in the water right has been conveyed as identified in a water right conveyance agreement or other documentation demonstrating that the applicant is authorized to pursue the transfer in the absence of the consent of the landowner.

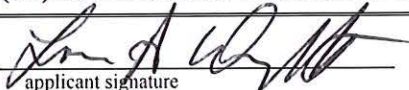
I (we) affirm that interest in the water right has been conveyed to someone other than the landowner, and documents, including a water right conveyance agreement, report of ownership and lien information, and any required lienholder notification are enclosed, demonstrating that I am (we are) authorized to pursue the transfer. I (we) understand that we may be required to provide additional information upon receipt of the draft Preliminary Determination.

I (we) affirm that the applicant is a municipality, as defined in ORS 540.510(3)(b), and that the right is in the name of the municipality or a predecessor. Therefore, pursuant to OAR 690-380-3000(13)(b), the applicant is **NOT** required to provide the above described report of ownership and lien information.

I (we) affirm that the applicant is an entity with the authority to condemn property and is acquiring the property to which the water right proposed for transfer is appurtenant by condemnation. Documentation is provided with this application supporting this statement. Therefore, pursuant to OAR 690-380-3000(13)(c), the applicant is **NOT** required to provide the above described report of ownership and lien information. (*NOTE: Such an entity may only apply for a transfer under this subsection if it has filed a condemnation action to acquire the property.*)

I (we) affirm that this is a temporary transfer and a copy of the deed for the "from" land (and affidavits of consent from any other landowners, if applicable) is enclosed.

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

 applicant signature	_____ name and title if applicable (print)	<u>12-15-07</u> date
_____ applicant signature	_____ name and title if applicable (print)	_____ date

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SALEM, OREGON**

Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

List only one water right per page. A separate Supplemental Form A must be completed for each certificate, permit, decree, or other right involved in the proposed transfer.

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

<p>▪ Certificate Number or other identifying number: <u>22885</u></p>

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
<input type="checkbox"/> Change (The old point of diversion or appropriation will not be used for the portion of the water right affected by the transfer.) <input type="checkbox"/> Additional (Both the old <i>and</i> new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) <input type="checkbox"/> Historic Point of Diversion or Appropriation Change (Unauthorized point of diversion or appropriation used for more than 10 years.) <input type="checkbox"/> Surface Water to Ground Water (A new point of appropriation will be used instead of the old point of diversion. The old point of diversion will not be used.) <input type="checkbox"/> Point of Diversion Change due to Government Action (The old point of diversion or appropriation can no longer be used due to government action.) <input type="checkbox"/> Exchange (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	<input type="checkbox"/> All of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.) <input checked="" type="checkbox"/> Only a portion of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.)	Proposed new use: <input type="checkbox"/> Irrigation <input type="checkbox"/> Municipal <input type="checkbox"/> Quasi-municipal <input type="checkbox"/> Commercial <input type="checkbox"/> Industrial <input type="checkbox"/> Instream (complete and attach <i>Supplemental Form C</i>) <input type="checkbox"/> Domestic (indicate number of households) _____ <input type="checkbox"/> Other _____ <input type="checkbox"/> Substitution (A supplemental ground water right will be substituted for a primary surface water right.) <input type="checkbox"/> Supplemental Use to Primary Use (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

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

<input checked="" type="checkbox"/> Certificated Right	<u>22885</u> Certificate Number	<u>U-480</u> Permit Number or Decree Name
<input type="checkbox"/> Adjudicated, Non-certificated Right	_____ Name of Decree	_____ Page Number
<input type="checkbox"/> Permit for which Proof has been Approved	_____ Permit Number	_____ Date Claim of Beneficial Use Submitted
<input type="checkbox"/> Transferred Right for which Proof has been Filed	_____ Previous Transfer Number	_____ Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: The Pines (Gladys Rogers)
- County: Wasco
- Authorized Use(s) to be Affected by Transfer: Irrigation
- Priority Date(s): September 29, 1952

If there are multiple Priority Dates identified on the water right, any information provided on pages 3 through 6 of this form must identify which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.

- Source(s) of Water to be Affected by Transfer: The Pines Well

Tributary to: Mill Creek

If there are multiple Sources listed on the water right, any information provided on pages 3 through 6 of this form must identify which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights**, Permits or Ground Water Registrations associated with this land?
 - Yes No N/A – No Change in Place of Use or Character of Use

If "Yes", what are the Permit, Registration or Certificate Numbers? 22893

Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer must be included in the transfer or be cancelled, except as provided in OAR 690-380-2240(5).

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SALEM, OREGON**

▪ Certificate Number or other identifying number: 22885

The following information must be provided only for those points of diversion or appropriation that are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.) Attach additional pages as necessary.

Government lot and donation land claim numbers must be included in the tables below only if the information is reflected on the existing water right.

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:

(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)

- Does the water right being transferred involve a ground water source(s)?
 Yes No (Surface water source only.)

If "Yes", for each authorized point of appropriation (well) involved, you must either:

A. Supply a copy of the well log(s) for each point of appropriation that is clearly labeled and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: <http://www.wrd.state.or.us>)

or

B. If a well log is not available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.

Construction of Existing Authorized Point(s) of Appropriation – (Only needed if no well log is available.)

Wells in this listing must be clearly tied to corresponding well location(s) described in the table above and shown on the accompanying application map.

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth

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▪ Certificate Number or other identifying number: 22885

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) N/A – Instream Water Right Transfer

(NOTE: Complete this table only if a Change in Point of Diversion or Appropriation is being proposed.)

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? Yes No N/A - No proposed well(s) listed above.

If "Yes", attach and clearly label the corresponding well log(s) for each proposed well, or if well log(s) are not available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: <http://www.wrd.state.or.us>)

If "No", describe the anticipated construction for the proposed well(s) in the following table:

Construction of Proposed Point(s) of Appropriation or Well(s)

Well numbers in this listing must be clearly tied to corresponding well location(s) described in the table above and shown on the accompanying application map.

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth

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Water Right Transfer Supplemental Form A
DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

List only one water right per page. A separate Supplemental Form A must be completed for each certificate, permit, decree, or other right involved in the proposed transfer.

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

<p>▪ Certificate Number or other identifying number: <u>22893</u></p>

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
<p><input type="checkbox"/> Change (The old point of diversion or appropriation will <u>not</u> be used for the portion of the water right affected by the transfer.)</p> <p><input type="checkbox"/> Additional (Both the old <u>and</u> new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.)</p> <p><input type="checkbox"/> Historic Point of Diversion or Appropriation Change (Unauthorized point of diversion or appropriation used for more than 10 years.)</p> <p><input type="checkbox"/> Surface Water to Ground Water (A new point of appropriation will be used instead of the old point of diversion. The old point of diversion will <u>not</u> be used.)</p> <p><input type="checkbox"/> Point of Diversion Change due to Government Action (The old point of diversion or appropriation can no longer be used due to government action.)</p> <p><input type="checkbox"/> Exchange (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)</p>	<p><input type="checkbox"/> All of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.)</p> <p><input checked="" type="checkbox"/> Only a portion of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.)</p>	<p>Proposed new use:</p> <p><input type="checkbox"/> Irrigation</p> <p><input type="checkbox"/> Municipal</p> <p><input type="checkbox"/> Quasi-municipal</p> <p><input type="checkbox"/> Commercial</p> <p><input type="checkbox"/> Industrial</p> <p><input type="checkbox"/> Instream (complete and attach <i>Supplemental Form C</i>)</p> <p><input type="checkbox"/> Domestic (indicate number of households) _____</p> <p><input type="checkbox"/> Other _____</p> <p><input type="checkbox"/> Substitution (A supplemental ground water right will be substituted for a primary surface water right.)</p> <p><input type="checkbox"/> Supplemental Use to Primary Use (Primary water right shall be cancelled and the supplemental water right will change to primary use.)</p>

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2. CURRENT WATER RIGHT INFORMATION

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

<input checked="" type="checkbox"/> Certificated Right	<u>22893</u> Certificate Number	<u>U-558</u> Permit Number or Decree Name
<input type="checkbox"/> Adjudicated, Non-certificated Right	_____ Name of Decree	_____ Page Number
<input type="checkbox"/> Permit for which Proof has been Approved	_____ Permit Number	_____ Date Claim of Beneficial Use Submitted
<input type="checkbox"/> Transferred Right for which Proof has been Filed	_____ Previous Transfer Number	_____ Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: The Pines (Gladys Rogers)
- County: Wasco
- Authorized Use(s) to be Affected by Transfer: Supplemental Irrigation
- Priority Date(s): June 4, 1953

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: The Pines Well

Tributary to: Mill Creek

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights**, Permits or Ground Water Registrations associated with this land?
 Yes No N/A – No Change in Place of Use or Character of Use

If "Yes", what are the Permit, Registration or Certificate Numbers? 22885

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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STATE OF OREGON**

▪ Certificate Number or other identifying number: 22893

The following information **must be provided** only for those points of diversion or appropriation that are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.) Attach additional pages as necessary.

Government lot and donation land claim numbers must be included in the tables below only if the information is reflected on the existing water right.

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:

(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)

- Does the water right being transferred involve a ground water source(s)?
 Yes No (Surface water source only.)

If "Yes", for each authorized point of appropriation (well) involved, you must either:

A. Supply a copy of the well log(s) for each point of appropriation that is clearly labeled and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: <http://www.wrd.state.or.us>)

or

B. If a well log is not available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.

Construction of Existing Authorized Point(s) of Appropriation – (Only needed if no well log is available.)

Wells in this listing must be clearly tied to corresponding well location(s) described in the table above and shown on the accompanying application map.

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth

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▪ Certificate Number or other identifying number: 22893

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation) N/A – Instream Water Right Transfer

(NOTE: Complete this table only if a Change in Point of Diversion or Appropriation is being proposed.)

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? Yes No N/A - No proposed well(s) listed above.

*If "Yes", attach and clearly label the corresponding well log(s) for each proposed well, or if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: <http://www.wrd.state.or.us>)*

If "No", describe the anticipated construction for the proposed well(s) in the following table:

Construction of Proposed Point(s) of Appropriation or Well(s)

Well numbers in this listing must be clearly tied to corresponding well location(s) described in the table above and shown on the accompanying application map.

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth

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for map 500 #120088

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FEB 27 1952
MILGUTLS

M11 Creek Wells

STATE OF OREGON
COUNTY OF WASCO
CERTIFICATE OF WATER RIGHT

This Is to Certify, That THE PINES (GLADYS L. ROGERS)

of Box 359, The Dalles, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of The Pines Well a tributary of _____ for the purpose of irrigation under Permit No. U-480 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from September 29, 1952

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 1.0 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NW 1/4 SW 1/4, as projected within Mespelle DLG #44, Section 18, Township 1 North, Range 13 East, W. M.

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-eighth 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 3 acre feet per acre for each acre irrigated during the irrigation season of each year, and shall be still further limited to a diversion of not to exceed 1.0 cfs,

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

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

- 6.0 acres in the SE 1/4 NE 1/4, as projected within Mespelle DLG #44
- 8.4 acres in the NE 1/4 SE 1/4, as projected within Mespelle DLG #44
- 20.6 acres in the SE 1/4 SE 1/4

Section 13

- Township 1 North, Range 12 East, W. M.
- 26.9 acres in the SW 1/4 NW 1/4, as projected within Mespelle DLG #44
- 1.6 acres in the SE 1/4 NW 1/4, as projected within Mespelle DLG #44
- 0.2 acres in Lot 2 (SE 1/4 NW 1/4)
- 2.1 acres in the NE 1/4 SW 1/4, as projected within Mespelle DLG #44
- 21.3 acres in Lot 3 (NE 1/4 SW 1/4)
- 27.6 acres in the NW 1/4 SW 1/4, as projected within Mespelle DLG #44
- 1.0 acres in Lot 5 (SW 1/4 SW 1/4)
- 13.8 acres in Lot 4 (SE 1/4 SW 1/4)

127.5

Section 18

Township 1 North, Range 13 East, W. M.

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

WITNESS the signature of the State Engineer, affixed

this 12th day of July, 1952

LEWIS A. STANLEY

State Engineer

Recorded in State Record of Water Right Certificates, Volume 16, page 22885.

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WATER RESOURCES DEPT
SALEM, OREGON

10511

for map
See 20088

Permit A-1-100-1-1

State Printing - 69106

STATE OF OREGON
COUNTY OF WASCO
CERTIFICATE OF WATER RIGHT

This Is to Certify, That THE PINES (GLADYS L. ROGERS)

of Box 359, The Dalles, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of The Pines Well a tributary of supplemental irrigation under Permit No. U-558 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from June 4, 1953 that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.62 cubic foot per second

MILL Creek Wells

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NW 1/4 SW 1/4, as projected within Mespelle DLC #14, Section 13, Township 1 North, Range 13 East, W. M.

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-eightieth 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 3 acre feet per acre for each acre irrigated during the irrigation season of each year,

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

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

- 6.0 acres in the SE 1/4 NE 1/4, as projected within Mespelle DLC #14
 - 8.4 acres in the NE 1/4 SE 1/4, as projected within Mespelle DLC #14
 - 20.6 acres in the SE 1/4 SE 1/4, as projected within Mespelle DLC #14
- Section 13,
Township 1 North, Range 12 East, W. M.
- 26.9 acres in the SW 1/4 NW 1/4, as projected within Mespelle DLC #14
 - 1.6 acres in the SE 1/4 NW 1/4, as projected within Mespelle DLC #14
 - 0.2 acres in Lot 2 (SE 1/4 NW 1/4)
 - 2.1 acres in the NE 1/4 SW 1/4, as projected within Mespelle DLC #14
 - 21.3 acres in Lot 3 (NE 1/4 SW 1/4)
 - 27.6 acres in the NW 1/4 SW 1/4, as projected within Mespelle DLC #14
 - 1.0 acres in Lot 5 (SW 1/4 SW 1/4)
 - 13.8 acres in Lot 4 (SE 1/4 SW 1/4)
- 147 5 Section 18
Township 1 North, Range 13 East, W. M.

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

WITNESS the signature of the State Engineer, affixed this 2th day of July, 1953

LEWIS A. STANLEY
State Engineer

Recorded in State Record of Water Right Certificates, Volume 16, page 22393.

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SALEM, OREGON

T 10511

**Water Right Transfer Supplemental Form A
AFFIDAVIT ATTESTING TO THE USE OF WATER**

State of Oregon)
) ss
 County of Wasco)

I, Lonnie Wright, in my capacity as Owner/Operator,
 mailing address 5450 Mill Creek Road, The Dalles, OR 97058
 telephone number (541) 298-1981, being first duly sworn depose and say:

1. I attest that:

- Water was used during the previous five years on the entire authorized place of use of the water right proposed for transfer as described on the accompanying transfer application, or
- The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.

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

- Personal observation
- Professional expertise

3. My knowledge is specific to the use of water at the following locations:

Township		Range		Mer	Sec	¼ ¼ Section	Gov't Lot or DLC	Acres (if applicable)
1	N	12	E	W	13	SE OF NE	DLC #44	6.0
						NE OF SE	DLC #44	8.4
						SE OF SE		20.6
1	N	13	E	W	18	SW OF NW	DLC #44	26.8
						SE OF NW	DLC #44	0.3
						NE OF SW	LOT 3	21.3
						NE OF SW	DLC #44	2.1
						NW OF SW	DLC #44	27.6
						SW OF SW	LOT 5	1.0
						SE OF SW	LOT 4	13.8
							Total	127.9

(continues on reverse side)

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

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WATER RESOURCES DEPT
SALEM, OREGON

4. The water right was exercised for the authorized purpose described below (e.g., crops grown):
is the irrigation of Cherries, Grape and Alfalfa hay.

5. The water delivery system used to apply water as authorized by the right is described below:
Well (WASC 2598) Flows under artesian pressure about 400 gpm. There are 2-10 hp pumps to boost the output and to raise the water to higher elevations. OWRD Pump Capacity Calculation Worksheet computes flow for fields along Mill Creek when shut in pressure is 65 psi at 2.57 cfs. Owner estimates capacity by adding up blocks of land and what each block

6. One or more of the following documentation supporting the above statements is attached:

- Copy of a water right certificate that was issued within the last five years (not a remaining right certificate),
- Copies of receipts from sales of irrigated crops or for expenditures relating to the use of water,
- Records such as Farm Service Agency crop reports, irrigation district records, an NRCS farm management plan, or records of other water suppliers,
- Dated aerial photographs of the lands or other photographs containing sufficient detail to establish the location and date of the photograph,
- Dedicated power usage records or receipts,
- Other: _____

[Continued from Question 5] system puts out at ~1.9 cfs (850 gpm). This would have systems running at both low and high elevations. Mainlines are 6 and 4 inch. Irrigation systems are hand lines, micro and drip system. Except for hand lines, systems are permanently installed. Elevation change ranges from -20 feet to +400 feet.

[Signature]
Signature of Affiant

7-20-06
Date

Signed and sworn to (or affirmed) before me this 20th day of July, 2006.



Kristil Bish
Notary Public for Oregon

My Commission Expires: May 17, 2008

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

Customer Inquiry - History - Electric

Cust # 3975-0 Name WRIGHT, LONNIE A Rating 9000

	2006		2005		2004	
	Usage	Charges	Usage	Charges	Usage	Charges
Jan		22.00		22.00		22.00
Feb		22.00		22.00		22.00
Mar		22.00		22.00		22.00
Apr		22.00		22.00		22.00
May		22.00		22.00		22.00
Jun	59	23.70	222	28.38	137	25.94
Jul			2193	85.03	383	33.01
Aug			2647	98.07	1404	62.35
Sep			1270	58.50	898	47.81
Oct			427	34.27	89	24.56
Nov			55	23.58	965	49.73
Dec				22.00		22.00

Tot 59 133.70 6814 459.83 3876 375.40
 Avg 10 22.28 568 38.32 323 31.28
 F1=No Chgs/Chgs F2=Next Service F3=Exit F5=Yrs-Forward F6=Yrs-Previous
 F12=Cancel F23=Status

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 SALEM, OREGON

Customer Inquiry - History - Electric

Cust # 3975-0 Name WRIGHT, LONNIE A Rating 9000

	2003		2002		2001	
	Usage	Charges	Usage	Charges	Usage	Charges
Jan		22.00		22.00		25.02
Feb		22.00		22.00		25.02
Mar		22.00		22.00		25.02
Apr		22.00		22.00		25.02
May		22.00		22.00	913	52.96
Jun	1312	59.71		22.00	2615	78.30
Jul	3718	128.86		22.00	4089	100.22
Aug	1330	60.23	7768	867.13	4361	159.74
Sep	1445	63.53	5133	165.16	3198	127.64
Oct	211	28.07	1181	52.80	1818	75.51
Nov		22.00	1341	56.97		22.00
Dec		22.00		22.00		22.00
Tot	8016	494.40	15423	1318.06	16994	738.45
Avg	668	41.20	1285	109.84	1416	61.54

F1=No Chgs/Chgs **F2=Next Service** **F3=Exit** **F5=Yrs-Forward** **F6=Yrs-Previous**
F12=Cancel **F23=Status**

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Customer Inquiry - History - Electric

Cust # 3975-0 Name WRIGHT, LONNIE A Rating 9000

	2000		1999		1998	
	Usage	Charges	Usage	Charges	Usage	Charges
Jan		20.85		20.85		20.85
Feb		20.85		20.85		20.85
Mar		20.85		20.85		20.85
Apr		20.85		20.85		20.85
May	1839	43.65		20.85		20.85
Jun	2044	46.20	2943	57.34	1073	34.16
Jul	3683	66.52	5477	88.76	6184	97.53
Aug	3793	108.09	4422	122.56	6030	159.54
Sep	5204	140.54	4038	113.72	3102	92.20
Oct	1594	57.51	1124	46.70	486	32.03
Nov	732	37.69	1	20.87	456	31.34
Dec		20.85		50.97-		20.85
Tot	18889	604.45	18005	503.23	17331	571.90
Avg	1574	50.37	1500	41.94	1444	47.66

F1=No Chgs/Chgs **F2=Next Service** **F3=Exit** **F5=Yrs-Forward** **F6=Yrs-Previous**
F12=Cancel **F23=Status**

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WATER RESOURCES DEPT
SALEM, OREGON

T 10511



MIN-07-202

Oregon Water Resources Department
Land Use Information Form

THIS FORM IS NOT REQUIRED IF: 1) water is to be diverted, conveyed, and/or used only on federal lands; or 2) the application is for a water-right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and all of the following apply: a) only the place of use is proposed for change, b) there are no structural changes, c) the use of water is for irrigation, and d) the use is located in an irrigation district or exclusive farm-use zone.

Applicant Name: Lonnie Wright
Mailing Address: 5450 Mill Creek Road
City: The Dalles State: OR Zip: 97058 Day Phone: 541-298-1981

This application is related to a Measure 37 claim. [] Yes [x] No

A. Land and Location

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

Table with 8 columns: Township, Range, Section, 1/4, Tax Lot #, Plan Designation (e.g. Rural Residential/RR-5), Water to be: (Diverted, Conveyed, Used), Proposed Land Use: (Irrigation)

List all counties and cities where water is proposed to be diverted, conveyed, or used. Wasco County

B. Description of Proposed Use

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

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

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

Estimated quantity of water needed: 0.19 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: Temporary transfer of 15 acres of water rights to irrigate a 15 acre vineyard until permanent water right is issued.

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

Receipt for Request for Land Use Information

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

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SALEM, OREGON

T 10511

For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form.

This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

Please check the appropriate box below and provide the requested information

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

Type of Land-Use Approval Needed (e.g. plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
		<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: Benjamin Hoey Title: W.C. Planner
 Signature: Benjamin Hoey Phone: 541-366-2560 Date: 10/18/07
 Government Entity: W.C. Planning & development office

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

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WATER RESOURCES DEPT
SALEM, OREGON

Applicant name: _____
 City or County: _____ Staff contact: _____
 Signature: _____ Phone: _____ Date: _____

T 10511

BARGAIN & SALE DEED

GRANTOR: Holladay Village Limited Liability Co., a Utah Limited Liability Company

GRANTEE: Lonnie A. Wright

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

Lonnie A. Wright
5450 Mill Creek Road
The Dalles, OR 97058

After recording return to:

Keith A. Mobley, Attorney at Law
P.O. Box 537
Dufur, OR 97021

Reserved for Recorder's Use

20022338

Microfilm No.

FILED WASCO CTY
THE DALLES OR.

APR 30 2 39 PM '02

KAREN R. LEBRETON
COUNTY CLERK



The true consideration for this conveyance is \$1,000,000.00.
(ORS 93.030)

This deed is being re-recorded to correct legal description

BARGAIN AND SALE DEED

Holladay Village Limited Liability Co., Grantor, conveys to Lonnie A. Wright, Grantee, the following-described real property situated in Wasco County, Oregon, free and clear of encumbrances except as specifically set forth herein:

Lots 3, 4, 5; Southwest quarter of Southeast quarter of Section 18, Township 1 North, Range 13 East of the Willamette Meridian, and that part of the Theodore Mesplie Donation Land Claim lying in said Section 18.

EXCEPTING THEREFROM, beginning at the Northeast corner of Mesplie Donation Land Claim in Section 18, Township 1 North, Range 13 East of the Willamette Meridian; thence South along the East line of said Donation Land Claim for a distance of 139.6 feet to an iron pipe; thence South 57 degrees 57 minutes West 40.0 feet to an iron rod; thence South 32 degrees 21 minutes West 142.2 feet to an iron rod; thence South 29 degrees 04 minutes West 148.2 feet to an iron rod; thence North 37 degrees 26 minutes West 379.6 feet to an iron rod; thence North 06 degrees 58 minutes West 107.3 feet to an iron rod; thence North 89 degrees 31 minutes East 425.6 feet along the North line of Mesplie Donation Land Claim to the place of beginning;

Lots 4 and 5 in Section 13, Township 1 North, Range 12 East of the Willamette Meridian; ALSO, that part of the following described tract of land lying within the Mesplie Donation Land Claim No. 37 in Section 13, said township and range; beginning at a point 24.20 chains West of the Northeast corner of the Mesplie Donation Land Claim No. 44 in Section 18, Township 1 North, Range 13 East of the Willamette Meridian; thence West on the Northerly boundary of Mesplie Donation Land Claim, 17.57 chains; thence South 28.73 chains to the South boundary of the Mesplie Donation Land Claim; thence East 17.57 chains; thence North 28.73 chains to the point of beginning.

ALSO, Lot 1, EXCEPT the South 5 chains thereof, Northeast quarter of Northwest quarter,

BARGAIN AND SALE DEED

WASCO TITLE, INC. 14-40750

Page 1 of 3

20022338

20021117^(a)

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WATER RESOURCES DEPT
SALEM, OREGON

20021117⁽³⁾

20022338

Southeast
Northeast quarter, North half of ~~Southwest~~ quarter, and Northeast quarter of Southwest
quarter of Section 24, in Township 1 North, Range 12 East of the Willamette Meridian;

All in the County of Wasco and State of Oregon.

SUBJECT TO AND EXCEPTING THEREFROM:

1. The rights of the public in and to the portions thereof included within the boundaries of roads and highways.
2. The usual reservations contained in patent issues by the United States of America.
3. Public utility easements, if any shall be found to exist in the premises.
4. Easement for City of The Dalles water pipeline.
5. Right of way easement, including the terms and provisions thereof, executed by William A. Wood and Mary S. Wood, husband and wife, to Ebenezer M. Stone and Sarah T. Stone, husband and wife, dated June 28, 1906 and recorded July 18, 1906 in Deed Book 42, Page 190.
6. Transmission Line Easement, including the terms and provisions thereof, executed by Gladys L. Rogers, single, to United States of America (BPA), dated November 30, 1951 and recorded December 13, 1951 in Deed Book 122, Page 484. (affects part of North Half of Southeast quarter of Section 24).
7. Access Road Easement, including the terms and provisions thereof, executed by Gladys L. Rogers, single, to United States of America (BPA), dated December 7, 1954 and recorded January 6, 1955 in Deed Book 130, Page 123. (affects part of North half of Southeast quarter, South half of Northeast quarter, and Northeast quarter of Southwest quarter of Section 24).
8. Easement for Road, including the terms and provisions thereof, from Kenneth O. Melby et al to The Public, recorded March 14, 1975, Microfilm No. 75-0524, Wasco County, Oregon Records.
9. Power Line Easement, including the terms and provisions thereof, by and between the Northern Wasco County People's Utility District, and Kenneth L. Melby, dated December 27, 1982, recorded February 1, 1983, Microfilm No. 83-0237, Wasco County Oregon Records.
10. Encroachments, overlaps, boundary line disputes, or other matters which would be disclosed by an accurate survey or inspection of the premises.
11. Rights of use, control or regulation by the United States of America, in the exercise of powers over navigation; any prohibition or limitation on the use, occupancy or improvement of the land resulting from the rights of the public or riparian owners to use any waters which may cover the land.

THE PROPERTY DESCRIBED IN THIS INSTRUMENT MAY NOT BE WITHIN A FIRE PROTECTION DISTRICT PROTECTING STRUCTURES. THE PROPERTY IS SUBJECT TO LAND USE LAWS AND REGULATIONS, WHICH, IN FARM OR FOREST ZONES, MAY NOT AUTHORIZE CONSTRUCTION OR SITING OF A RESIDENCE AND WHICH LIMIT LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930 IN ALL ZONES. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING THE FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY

BARGAIN AND SALE DEED

T 10511

20021117 (3)

Page 2 of 3

20022338 (2)

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TER RESOURCES DEPT
SALEM, OREGON

PLANNING DEPARTMENT TO VERIFY APPROVED USES AND EXISTENCE OF FIRE PROTECTION FOR STRUCTURES.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

DATED this 19th day of Feb, 2002.

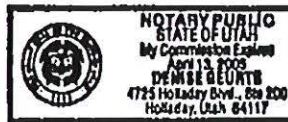
Holladay Village Limited Liability Co.

Thomas J. Kuc
Kenneth O. Melby, Member
Thomas J. Kuc, Manager

State of Utah)
County of SALT LAKE) ss

The foregoing instrument was acknowledged before me this 19th day of February, 2002, by Thomas J. Kuc, authorized by and acting on behalf of Holladay Village Limited Liability Co.

Denise Beutts
Notary Public for Utah
My commission expires: 4-19-02



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DEC 21 2007

TER RESOURCES DEPT
SALEM, OREGON

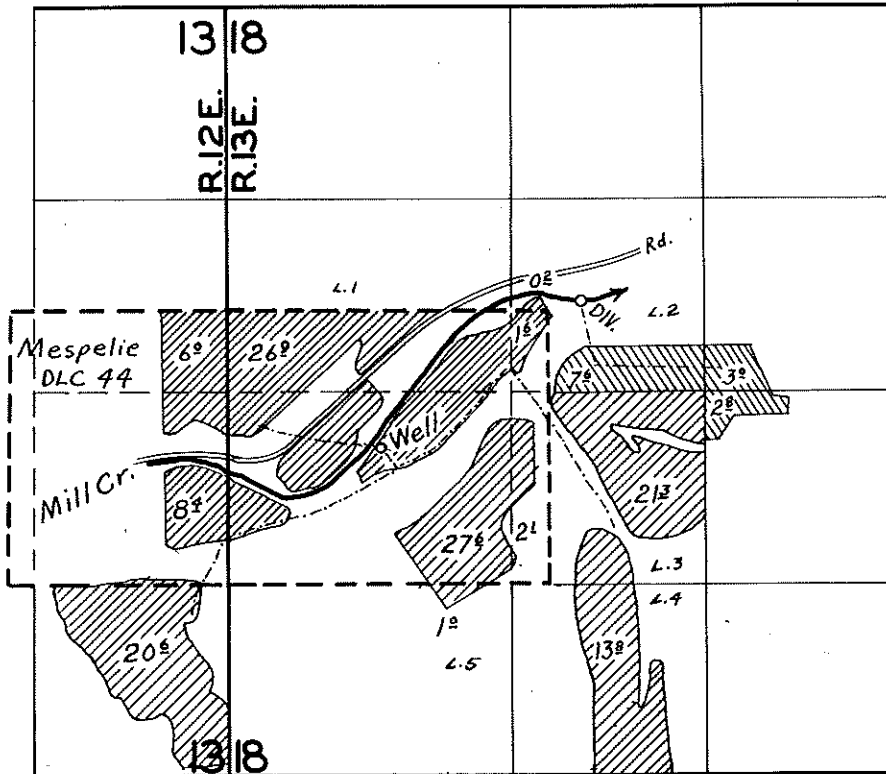
BARGAIN AND SALE DEED

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20021117⁽³⁾ T 10511

20022338⁽³⁾

T. IN. R. 12 & 13 E. WM



FINAL PROOF SURVEY

UNDER

Application No. U-529 Permit No. U-180

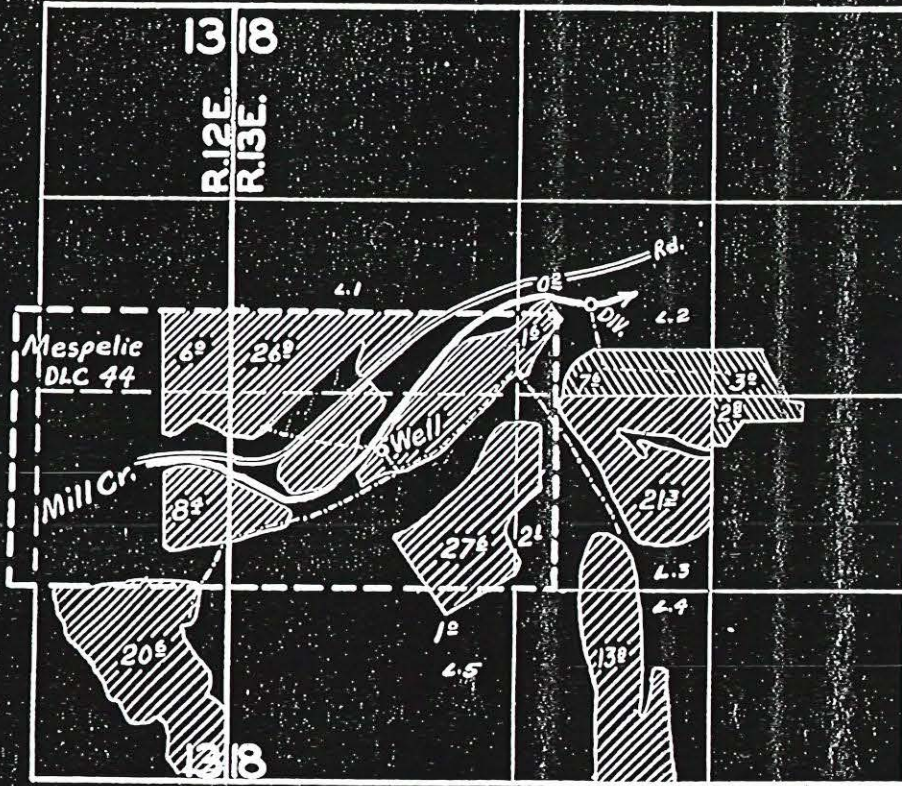
IN NAME OF

Bruce H. Hull

The Fines (Gladys L. Rogers)

Surveyed June 10 1951, by T. Jones

T.1N.R.12&13E.WM



FINAL PROOF SURVEY

UNDER

Application No. 25-00-10 Permit No. 10

IN NAME OF

Bruce J. Full

The Lines of Gladys J. Rogers

Surveyed June 10 1951 by J. Jones

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WATER RESOURCES DEPT
SALEM, OREGON

T 10511

Indicate in this column whether or not the item is satisfied.

Temporary Transfer Application – OAR 690-380 3000 & 3100

Completeness Checklist

Applicant's Name: Lonnie Wright

(Form last revised: March 13, 2007)

Section A – Status of Right

Is this a Water Right that can be transferred?

[OAR 690-380-0100(14)]

NOTE: The Department can accept a Transfer application for any right that is:

- 1) an adjudication with a court decree; *or*
- 2) a certificate that is not cancelled; *or*
- 3) a transfer that's been approved & A COBU has been received by the Department

If the subject right **does not** fall into **any** of the above categories, **RETURN** the application & fee to the applicant.

T-10218

Section B – Type of Change

Is the proposed change(s) allowed under the Temporary Transfer process?

[ORS 540.523]

NOTE: Only **POU** changes are allowed on Temporary Transfers.

UNLESS... POA/POD change is necessary to convey water to the new temp place of use.

OR - Character of Use of storage right (R-xxxxx)

OR - In the Deschutes Basin, a change in Use from irrigation to municipal is allowed.

If the application proposes a change **other** than those listed above, **RETURN** the application & fee to the applicant.

OK

Section C - Fees

Have the appropriate fees been paid?

Total Required Fees: _____

Fee Schedule – ORS 536.050(1)(i)

Total Fees Paid: 265.00

~~\$175~~ - Base (1st CFS of water)

~~+ \$1~~ - Per acre of land irrigated

~~+ \$75~~ - For each cfs or fraction thereof beyond the 1st cfs for non-irrigated land

Fees Due (if any): _____

Refund Due (if any): _____

If the applicant has **NOT** submitted the total fees required, **RETURN** the application & deficient fee to the applicant.

OK

Section D – Completeness

Indicate in this column whether an item is incomplete, and if so, identify the deficiency.

Is the Temporary Transfer application complete?

All required elements necessary for a complete temporary transfer application are listed below.

Indicate whether or not the applicant has answered and/or supplied attachments to adequately address each of the following items. If any one of the items is deficient, then the application is incomplete.

NOTE: For reference, the application page number upon which each item is requested is identified.

If the application is **NOT** complete, **RETURN** the application & fee to the applicant.

OK

• Type of transfer application clearly marks Temporary and indicates the number of years. 3 (Page 1)

OK

• Applicant's name, mailing address and contact information. (Page 1)

OK

• Agent's name, mailing address and contact information, *if applicable*. (Page 1)

OK

• Are the water rights to be affected by this temporary transfer listed? (Page 2)

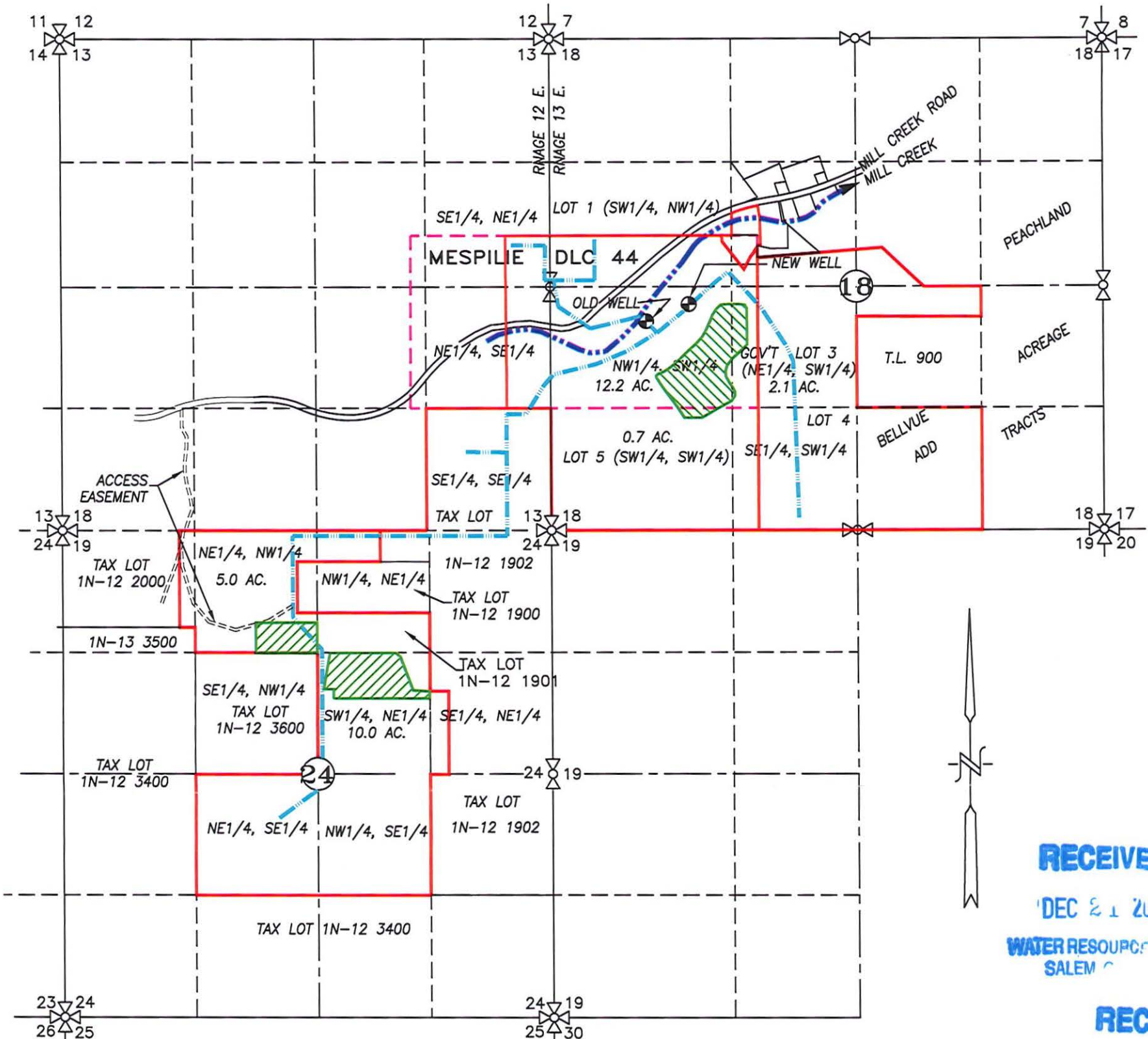
If there are multiple water rights listed.... The applicant must supply a **separate "set"** of Supplemental Form A for **each** water right to be transferred.

		Checklist for Supplemental Form A – (Attachments)	
OK	OK	• Certificate # filled in on each page?	(Page 1)
OK	OK	• Type of change(s) proposed clear?	(Page 1)
OK	OK	• Current Water Right information is complete?	(Page 2)
YES	YES	<p>• If for a change in POU...</p> <p>Are there any “layered” irrigation rights, permits, or GR registrations appurtenant to the same place of use as the water right proposed to be transferred? YES NO</p> <p>If YES.... the other “layered” water uses subject to transfer must either change concurrently or be cancelled, except as provided in OAR 690-380-2240(5).</p> <p>OR...applicant indicates supplemental right will not be exercised on “From” lands</p> <p>Are they included in application? If not, contact applicant or agent.</p>	(Page 2)
NO	NO	<p>• Location description of the authorized POA/POD to be changed.</p> <p>NOTE: Ensure that the location coordinates listed in the application match the point and location coordinates illustrated on the application map.</p> <p>Additionally, if the existing authorized source is ground water (POA), the applicant must either:</p> <p>_____ 1) supply a copy of the well log(s), <u>or</u></p> <p>_____ 2) if well logs are not available, describe the construction of the well(s) in the table provided on page 3 of the supplemental form A application.</p>	(Page 3)
OK	OK	<p>• Location description of the existing authorized POU and associated acres (if applicable).</p> <p>NOTE: Ensure that the location and number of acres listed per ¼ ¼ in the application match those illustrated on the application map.</p>	(Page 4)
NO	NO	<p>• Location description of the proposed POA/POD.</p> <p>NOTE: Ensure that the proposed location coordinates listed in the application match the proposed point and location coordinates illustrated on the application map.</p> <p>Additionally, if the proposed source is ground water (POA), the applicant must either:</p> <p>_____ 1) supply a copy of the well log(s), <u>or</u></p> <p>_____ 2) if well logs are not available <u>or</u> the well is not yet constructed, describe the construction of the well(s) in the table provided on page 5 of the application.</p>	(Page 5)
OK	OK	<p>• Location description of the proposed POU and associated acres (if applicable).</p> <p>NOTE: Ensure that the location and number of acres listed per ¼ ¼ in the application match those illustrated on the application map.</p>	(Page 6)
Return back to Page 2 of transfer application			
OK		• The type of change(s) being proposed. POU	(Page 2)
OK		• Reason for the temporary transfer.	(Page 2)
OK		• Description of current water delivery system.	(Page 2)
OK		• System Capacity. 2.57	(Page 2)
Checklist for Supplemental Form B – (Attachments)			
OK		• Is there a box checked in #1?	(Page 1)





OK	• Is there a box checked in #2?	(Page 1)
OK	• Does the description of POU on page 4 of the supplemental form A application, match authorized POU in question #3? NO	(Page 1)
OK	• In question #4 and #5 are they filled out.	(Page 2)
OK	• Is there a box checked in #6?	(Page 2)
OK	• Is the #6 supporting documentation included with application?	(Page 2)
	• Is there an original <u>signature</u> of the notary and notary stamp? NO	(Page 2)
Return back to Page 3 of transfer application		
None	• Affected districts and local governments. If within a district/local government jurisdiction, ensure that name & mailing address is provided. And agreement with district to deliver water to "To" lands	(Page 3)
OK	• Is the applicant the Landowner of the "from" and "to" Lands? YES NO If NO The applicant must list current landowner name & address. And include a notarized statement granting consent to the transfer from each landowner.	(Page 4)
OK	• Who will be responsible for completion of the changes? Applicant Is a box checked? If no box is checked the applicant or agent must be contacted.	(Page 4)
	• Map..... __ if more than 3 rights are included in transfer, is there a separate map for each water right? __ If larger than 8 ½ X 14 - then 3 copies of map is needed & an electronic pdf of map __ north arrow __ size & scale __ other: _____ __ authorized acreage per ¼ ¼ matches the water right __ authorized POD/POA and POU (<i>clearly shown, labeled & matches application listing</i>) __ point plotted for the authorized POD/POA agrees with location coordinates on supplemental form A and WR __ proposed POD/POA and/or POU (<i>clearly shown, labeled & matches application "proposed" listing</i>) __ location coordinates accurately describe the point identified as the proposed POD/POA	(Page 5)
OK	• Land Use form, <i>if applicable</i> . Is the form signed by the local planning department staff? May be needed if the POD/POA or POU is moving a great distance <u>and</u> off of land originally involved in WR.	(Page 5)
N/A	• If a groundwater right is involved, are the well logs or a description included.	(Page 5)
OK	• Is a copy of the current deed included for the From lands?	(Page 5)
OK	• Signature(s) of applicant(s): Are one of the boxes checked? (not needed for Temporary Transfer) <u>All</u> applicants listed on page 1 of the application <u>must</u> sign the application.	(Page 6)

WRD Completeness Reviewer's Name: S. Henderson Date: 12-27-07

SECTION 13 & 24, TWP.1 N. RANGE 12 E. AND
SECTION 18, TWP.1 N. RANGE 13 E. W.M.
WASCO COUNTY, OREGON



LEGEND :

- OLD WELL: 1205' W. & 940' S. OF NE COR. D.L.C. #44
- NEW WELL: 743' W. AND 755' S. OF NE COR. D.L.C. #44
-  PROPOSED TEMPORARY FROM AREA = 15.0 ACRES
-  PROPOSED TEMPORARY NEW LOCATION = 15.0 ACRES
-  EXISTING IRRIGATION MAIN
-  MESPILIE D.L.C. 44 LINE

WATER RIGHT APPLICATION MAP

SCALE: 1" = 1320'

APPLICATION No. _____

PERMIT No. _____

IN THE NAME OF:

LONNIE WRIGHT

DATE: OCTOBER 18, 2007

BY:

TENNESON ENGINEERING CORP.
409 LINCOLN STREET,
THE DALLES, OREGON. 97058
PH. (541) 296-9177
FAX (541) 296-6657



EXPIRES: 06/30/08

NOTE:

"THIS MAP IS NOT INTENDED TO PROVIDE DIMENSIONS OR LOCATIONS OF PROPERTY OWNERSHIP LINES."

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