T-13853

Regular

RA

T-13853

Name Sester farms
attn ted sester
Address 33205 SE orband dr
Gresham or

Change in FO
Date Filed 10/25/2021
Initial notice date 11/9/2021
DPD issued date
PD issued date 7/26/2024
PD notice date 7/30/2024
Date of FO 3/25/2026 withdrawal Vol 138 Page 602

C-Date
COBU due date
COBU Received date
Certificate issued

DESCRIPTION OF WATER RIGHT(s)

Name of Stream unnamed stream, reservoir
Trib. of Beaver creek, Sandy river
Use Irrigation County Clackamas multn.
Quantity of water (CFS) No. of Acres
Name of ditch

App# S 32311E	Per # S255216	Cert # 29894	PR Date 5/12/1958
App# S 32874	Per # S258141	Cert # 29896	PR Date 11/20/1959
App# S 32875	Per # S258165	Cert # 32584	PR Date 11/20/1965
App# S 43439	Per # S31953	Cert # 40150	PR Date 3/31/1967
App#	Per #	Cert #	PR Date

FEES PAID

Date	Amount	Receipt #
10-25-2021	$3,190.00	136099
5-30-2023	$125.00	140820
7-26-2023	$1,711.71	141253

FEES REFUNDED

Date	Amount	Receipt #

Assignments:

Irrigation District
Agent GSI water Solutions - ted ressler
CWRE
CC's list multnomah County land use

☐ - Oversized map – Location

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

March 25, 2026

Ted Sester
33205 SE Oxbow Dr
Gresham, OR 97080

ORDER ON WITHDRAWN APPLICATION
Reference: Transfer Application T-13853

The above referenced transfer application was withdrawn from the record of the Water Resources Department on March 25, 2026, by Special Order Volume 138, Page 602 (copy enclosed).

The transfer application is no further force or effect.

If you have any questions related to the withdrawal of this transfer, you may contact your caseworker, Scott Grew, by telephone at (503) 986-0890 or by e-mail at Scott.a.grew@water.oregon.gov.

Sincerely,

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

cc: Amy J. Landvoigt, Watermaster Dist. # 20 (via email)
Ted Ressler, Agent
Multnomah County Planning Department, Local Government

Enclosure

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Transfer Application T-13853, Multnomah County, Oregon	)))	FINAL ORDER WITHDRAWING AN APPLICATION FOR A WATER RIGHT TRANSFER

Authority

ORS 540.505 to 540.580 establishes 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.

Applicant

SESTER FARMS, ATTN: TED SESTER
33205 SE OXBOW DR
GRESHAM, OR 97080

Findings of Fact

1. Transfer Application T-13853, in the name of Sester Farms, Attn: Ted Sester was filed on October 25, 2021.

2. On March 18, 2026, the agent submitted a written request on behalf of the applicant asking that Transfer Application T-13853 be withdrawn.

Now, therefore, it is ORDERED:

Transfer Application T-13853, in the name of Sester Farms, Attn: Ted Sester, is withdrawn and of no further force or effect.

Dated in Salem, Oregon on MAR 25 2026

Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
Ivan Gall, Director
Oregon Water Resources Department

Mailing date: MAR 26 2026

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.

WATER RIGHT TRANSFER COVER SHEET

RA

Transfer: T- 13853

Transfer Specialist: Scott

Transfer Type: Regular Transfer

Applicant:	**Agent**: ☐ N/A
TED SESTER 33205 SE OXBOW DR GRESHAM, OR 97080 Email: Phone:	TED RESSLER 55 SW YAMHILL ST. SUITE 300 PORTLAND, OR 97204 Email: Phone:
Irrigation District: ☐ N/A Email:	**CWRE**: ☐ N/A Email:
Affected Local Gov'ts: ☐ N/A Multnomah County Planning Department Email:	**Affected Tribal Gov't**: ☐ N/A UNAVAILABLE Email:
Current Landowner if other than Applicant: ☐ N/A Email:	**Receiving Landowner**: ☐ N/A Email:

Water Rights Affected

File Marked	App. File # or Decree Name	Permit	Certificate	RR/CR Needed	RR/CR Nos.
☐	**S32316**	S25526	29894	☑ Yes ☐ No	
☐	S32874	S-25964	29896	☑ Yes ☐ No	
☐	S32855	S25965	32584	☑ Yes ☐ No	

S-43493 S-31953 40/60 ☑ YES

Key Dates & Initial Actions:

Rec'd: October 25, 2021	Proposed Action(s): PLACE OF USE	
Fees Pd: 3190.00	WM District: 20	ODFW District:
Initial Public Notice: November 9, 2021	WM Review sent:	ODFW Review sent:
Acknowledgement Letter Sent ☒		GW Review sent: ☐ N/A
County sent cc: of Ack Letter ☐	BOR notified (date): ☐ N/A	
Newspaper quote requested:	Request for news $ sent:	News $ received:
Request to publish sent:	Affidavit of publication received:	Last day of publication:

NO NEWSPAPER DATA CLEARED 7/10/24

Document	Drafted	Peer Review	Changes Made	Coordinator	Changes Made	Signature Bin	Signature Date
DPD	Date: 5/24/23 Initials: Scott	Date: 10/4/23 Initials: Bob	Date: _____ Initials: _____	Date: 4/16/24 Initials: PRS	Date: 4/24/24 Initials: Scott	CW Sent: 4/25/24	N/A
PD	Date: 5/31/24 Initials: Scott	Date: 6/5/24 Initials: Joan	Date: _____ Initials: _____	Date: 6-14-24 Initials: SARAH	Date: 7-9-24 Initials: Scott	Date: 7/17/24	Date: 7/19/24
FO	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____	Date: _____

Special Issues: WORK WITH Permit Amendment T-13852

Special Order Volume: Vol. 138 Pages 602 CW PR STG

WITHDRAW 3/18/26 Scott 3/25/2026

Outlook

Re: Permit Amendment T-13852 and Transfer T-13853

From GREW Scott A * WRD <Scott.A.GREW@water.oregon.gov>
Date Wed 3/18/2026 10:52 AM
To Ressler, Ted <tressler@summitwr.com>
Cc Ted Sester <ted@sesterfarms.com>; GREW Scott A * WRD <Scott.A.GREW@water.oregon.gov>

Good morning Ted,

I will prepare withdrawals for both Permit Amendment T-13852 and Transfer T-13853.

This e-mail is sufficient.

Best,
Scott

Scott Grew
Transfer Specialist
725 Summer Street NE, Suite A, Salem, OR 97301 | Phone: 503-986-0890

OREGON WATER RESOURCES DEPARTMENT

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

- The Department is revising permit application forms and transfer application forms. The **revised forms must be used** for all applications received on or after April 1, 2026, or the application will be returned as incomplete. Please check here for the updated forms that will be available in late-March.
- Beginning April 1, 2026, the Department **will send documents and notifications** associated with the processing of an application **in electronic form** (i.e., **by email**) unless requested otherwise by the applicant. These emails may come from an automated system (wrd_automated_email@water.oregon.gov). Please consider adding this email address to your safe sender list. The Department will continue to send the Proposed Final Order by certified mail and any certificate by standard mail.

From: Ressler, Ted <tressler@summitwr.com>
Sent: Wednesday, March 18, 2026 10:41 AM
To: GREW Scott A * WRD <Scott.A.GREW@water.oregon.gov>
Cc: Ted Sester <ted@sesterfarms.com>
Subject: Permit Amendment T-13852 and Transfer T-13853

Hi Scott

Good morning. I'm writing on behalf of the applicant (copied) for Permit Amendment T-13852 and Transfer T-13853. The applicant would like to withdraw both Permit Amendment T-13852 and Transfer T-13853. Please advise if you need anything else in regards to this request.

Regards
Ted

Theodore R. Ressler, RG, CWRE, PG | Principal Hydrogeologist & Water Resources Consultant | Summit Water Resources, LLC
4784 SE 17th Ave, Suite 111, Portland, OR 97202 | P: 503.967.7050 | C: 503.701.4535 | tressler@summitwr.com | www.summitwr.com | bio | LinkedIn

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Outlook

Permit Amendment T-13852 and Transfer T-13853

From Ressler, Ted <tressler@summitwr.com>
Date Wed 3/18/2026 10:42 AM
To GREW Scott A * WRD <Scott.A.GREW@water.oregon.gov>
Cc Ted Sester <ted@sesterfarms.com>

Hi Scott

Good morning. I'm writing on behalf of the applicant (copied) for Permit Amendment T-13852 and Transfer T-13853. The applicant would like to withdraw both Permit Amendment T-13852 and Transfer T-13853. Please advise if you need anything else in regards to this request.

Regards
Ted

Theodore R. Ressler, RG, CWRE, PG | Principal Hydrogeologist & Water Resources Consultant | Summit Water Resources, LLC
4784 SE 17th Ave, Suite 111, Portland, OR 97202 | P: 503.967.7050 | C: 503.701.4535 | tressler@summitwr.com | www.summitwr.com | bio | LinkedIn

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Oregon
Tina Kotek, Governor

Water Resources Department
North Mall Office Building
725 Summer St NE, Suite A
Salem, OR 97301
Phone 503 986-0900
Fax 503 986-0904
www.oregon.gov/owrd

July 26, 2024

VIA CERTIFIED MAIL AND E-MAIL

SESTER FARMS, ATTN: TED SESTER
33205 SE OXBOW DR
GRESHAM, OR 97080

SUBJECT: Water Right Transfer Application T-13853

Please find enclosed the Preliminary Determination indicating that, based on the information available, the Department intends to approve application T-13853. 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, 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 Department's notice.

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 contact me at scott.a.grew@water.oregon.gov or 503-986-0890 if I may be of assistance.

Sincerely,

Scott Grew

Transfer Specialist
Transfer and Conservation Section

cc: Transfer Application file T-13853
Amy J. Landvoigt, District 20 Watermaster *(via e-mail)*
Ted Ressler, Agent for the applicant *(via e-mail)*

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Transfer Application T-13853, Clackamas County	)	PRELIMINARY DETERMINATION
	)	PROPOSING APPROVAL OF CHANGES 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

SESTER FARMS, ATTN: TED SESTER
33205 SE OXBOW DR
GRESHAM, OR 97080

Findings of Fact

1. On October 25, 2021, SESTER FARMS, ATTN: TED SESTER filed an application to change the places of use under Certificates 29894, 29896, 32584, and 40150. The Department assigned the application number T-13853.

2. Notice of the application for transfer was published on November 9, 2021, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.

3. Water Right Transfer Application T-13853 in the name of Sester Farms, Attn: Ted Sester, which was accepted by the Department on October 25, 2021, is to be processed concurrently with Permit Amendment T-13852 in the name of G and F Sester Family LLC, Attn: Ted Sester to resolve the layered water rights present at the location of the lands being transferred.

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.

4. On April 25, 2024, the Department sent a copy of the draft Preliminary Determination proposing to approve Transfer Application T-13853 to the applicant. The draft Preliminary Determination cover letter set forth a deadline of May 25, 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.

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

Certificate: 29894 in the name of WILLIAM H. SESTER (perfected under Permit S-25526)
Use: IRRIGATION OF 36.5 ACRES
Priority Date: MAY 12, 1958
Rate: 0.29 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-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated from direct flow and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year from direct flow and storage from reservoir constructed under Permit No. R-2143.
Source: AN UNNAMED STREAM AND WILLIAM H. SESTER RESERVOIR ENLARGED UNDER APPLICATION NO. R-32315, PERMIT R-2143, a tributary of BEAVER CREEK

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 S	4 E	WM	16	NW SE	NONE PROVIDED IN CERTIFICATE

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	4 E	WM	21	NW NE	17.8
1 S	4 E	WM	21	SW NE	18.7
				Total	36.5

6. Transfer Application T-13853 proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	4 E	WM	16	NW NE	14.8
1 S	4 E	WM	16	SW NE	14.2
1 S	4 E	WM	16	SE SE	7.5
				Total	36.5

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

Certificate: 29896 in the name of WILLIAM H. SESTER (perfected under Permit S-25964)
Use: SUPPLEMENTAL IRRIGATION OF 36.1 ACRES
Priority Date: JANUARY 26, 1959
Rate: 0.23 ACRE-FOOT OF STORED WATER
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 of one cubic foot per second per acre, a diversion of 2.5 acre feet per acre or its equivalent for each acre irrigated during the irrigation season of each year and shall be further limited to a total diversion of not to exceed 0.23 acre foot per year
Source: SESTER RESERVOIR #2 CONSTRUCTED UNDER APPLICATION NO. R-32586, PERMIT NO. R-2213, a tributary of BEAVER CREEK

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 S	4 E	WM	16	NW SE	NONE PROVIDED IN CERTIFICATE

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	4 E	WM	21	NW NE	17.8
1 S	4 E	WM	21	SW NE	18.3
				Total	36.1

8. Transfer Application T-13853 proposes to change the place of use of the right to:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	4 E	WM	16	NW NE	14.4
1 S	4 E	WM	16	SW NE	14.2
1 S	4 E	WM	16	SE SE	7.5
				Total	36.1

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

Certificate: 32584 in the name of WILLIAM H. SESTER (perfected under Permit S-25965)
Use: SUPPLEMENTAL IRRIGATION OF 36.1 ACRES
Priority Date: JANUARY 26, 1959
Rate: 0.45 ACRE-FOOT STORED WATER ONLY
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 a diversion of 2.5 acre feet per acre or its equivalent for each acre irrigated during the irrigation season of each year and shall be further limited to a total diversion of not to exceed 0.45 acre foot per year.

Source: SESTER RESERVOIR NO. 3 CONSTRUCTED UNDER APPLICATION NO. R-32587, PERMIT NO. R-2214, a tributary of SANDY RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 S	4 E	WM	16	NW SE	NONE PROVIDED IN CERTIFICATE

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	4 E	WM	21	NW NE	17.8
1 S	4 E	WM	21	SW NE	18.3
				Total	36.1

10. Transfer Application T-13853 proposes to change the place of use of the right to:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	4 E	WM	16	NW NE	14.4
1 S	4 E	WM	16	SW NE	14.2
1 S	4 E	WM	16	SE SE	7.5
				Total	36.1

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

Certificate: 40150 in the name of WILLIAM H. SESTER (perfected under Permit S-31953)
Use: SUPPLEMENTAL IRRIGATION OF 36.5 ACRES
Priority Date: MARCH 31, 1967
Rate: 5.48 ACRE-FEET STORED WATER ONLY
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 a diversion of 2.5 acre feet for each acre irrigated during the irrigation season of each year, provided further that the right allowed herein shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein.
Source: SESTER RESERVOIR NUMBER 1 ENLARGED UNDER APPLICATION NUMBER R-42755, PERMIT NUMBER R-4859, a tributary of BEAVER CREEK

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 S	4 E	WM	16	NW SE	RESERVOIR 1 POD - 1050 FEET SOUTH AND 920 FEET EAST FROM THE CENTER OF SECTION 16

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	4 E	WM	21	NW NE	17.8
1 S	4 E	WM	21	SW NE	18.7
				Total	36.5

12. Transfer Application T-13853 proposes to change the place of use of the right to:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	4 E	WM	16	NW NE	14.8
1 S	4 E	WM	16	SW NE	14.2
1 S	4 E	WM	16	SE SE	7.5
				Total	36.5

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

13. Water has been used within the last five years according to the terms and conditions of the right. There is no information in the record that would demonstrate that the 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 were present within the five-year period prior to submittal of Transfer Application T-13853.

15. The water rights are subject to transfer as defined in ORS 540.505(4) and OAR 690-380-0100(14).

16. The proposed changes would not result in enlargement of the rights.

17. The proposed changes would not result in injury to other existing water rights.

18. All other application requirements are met.

Determination and Proposed Action

The change in places of use proposed in Transfer Application T-13853 appears to be consistent with the requirements of ORS 540.505 to 540.580 and OAR 690-380-5000. If protests are not filed pursuant to OAR 690-380-4030, the transfer application will be approved.

If Transfer Application T-13853 is approved, the final order will include the following:

1. *The change in places of use proposed in Transfer Application T-13853 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 29894, 29896, 32584, and 40150 and any related decree.*

3. *Approval of this transfer application does not constitute nor grant legal access onto or through another person's property for purposes of accessing the new place of use.*

4. *Water right Certificates 29894, 29896, 32584, and 40150 are cancelled. New certificates will be issued describing that portion of the rights not affected by this transfer.*

5. *The former place of use of the transferred rights shall no longer receive water under the rights.*

6. *Full beneficial use of the water shall be made, consistent with the terms of this order, on or before* ***October 1, 2025****. 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.*

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

Dated in Salem, Oregon on JUL 26 2024

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

This Preliminary Determination was prepared by Scott Grew. If you have questions about the information in this document, you may reach him at scott.a.grew@water.oregon.gov or 503-986-0890.

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.

Notice of Preliminary Determination for
Water Right Transfer T-13853

T-13853 filed by Sester Farms, Attn: Ted Sester, 33205 SE Oxbow Dr, Gresham, OR 97080, proposes changes in place of use under Certificates 29894, 29896, 32584, and 40150. Certificate 29894 allows the use of 0.29 cubic foot per second from an unnamed stream and William H. Sester Reservoir in Sec. 16, T1S, R4E, WM for irrigation in Sec. 21, T1S, R4E, WM. The applicant proposes to change the place of use to Sec. 16, T1S, R4E, WM. Certificate 29896 allows the use of 0.23 acre-foot from Sester Reservoir #2 in Sec. 16, T1S, R4E, WM for supplemental irrigation in Sec. 21, T1S, R4E, WM. The applicant proposes to change the place of use to Sec. 16, T1S, R4E, WM. Certificate 32584 allows the use of 0.45 acre-foot from Sester Reservoir #3 in Sec. 16, T1S, R4E, WM for supplemental irrigation in Sec. 21, T1S, R4E, WM. The applicant proposes to change the place of use to Sec. 16, T1S, R4E, WM. Certificate 40150 allows the use of 5.48 acre-foot from Sester Reservoir #1 in Sec. 16, T1S, R4E, WM for supplemental irrigation in Sec. 21, T1S, R4E, WM. The applicant proposes to change the place of use to Sec. 16, T1S, R4E, 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 protest the preliminary determination or may file a standing statement. Pursuant to OAR 690-380-4030(3) and OAR 690-382-9000, protests must raise all reasonably ascertainable issues and include all reasonably available arguments supporting the person's position. In addition, protests must be accompanied by an $950 protest fee for non-applicant, or $480 protest fee for applicant. Call (503) 986-0935 to obtain additional information. Protests must be received by the Department on or before [30 days after WRD notice], or within 30 days of the last date of publication in a newspaper, whichever is later. If no protests are filed, the Department will issue a final order consistent with the preliminary determination.

GREW Scott A * WRD

From: MARTIN Duff A * WRD
Sent: Wednesday, July 10, 2024 9:12 AM
To: GREW Scott A * WRD; WRD_DL_is_data_techs
Subject: RE: PD review request for RA Transfer Application T-13853

Hi Scott,

T-13853 has been entered by data. There is a weird thing that the transfer order is written for Clackamas County and all the RR Certs say Multnomah County. On Cert 97830 it looks like the POD should be NWSE to match the originating cert.

Data time spent: 3 hours and 15 min

Thanks,

OREGON
WATER RESOURCES DEPARTMENT
Integrity | Service | Technical Excellence | Teamwork | Forward-Looking

Duff Martin
Water Resources Data Technician 2
Information Services

725 Summer St NE, Salem, OR 97301
https://www.oregon.gov/owrd/

From: GREW Scott A * WRD <Scott.A.GREW@water.oregon.gov>
Sent: Tuesday, July 9, 2024 1:32 PM
To: WRD_DL_is_data_techs <WRD_DL_is_data_techs@water.oregon.gov>
Cc: GREW Scott A * WRD <Scott.A.GREW@water.oregon.gov>
Subject: PD review request for RA Transfer Application T-13853

Hello Datafriends,

Please review the PD for RA Transfer Application T-13853. There are FOUR remaining rights.

Thank you so much!

Scott

Scott Grew
Transfer Specialist
Oregon Water Resources Department
503-986-0890

GREW Scott A * WRD

From: MARTIN Duff A * WRD
Sent: Wednesday, July 10, 2024 9:12 AM
To: GREW Scott A * WRD; WRD_DL_is_data_techs
Subject: RE: PD review request for RA Transfer Application T-13853

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Data time spent: 3 hours and 15 min

Thanks,

OREGON
WATER RESOURCES DEPARTMENT
Integrity | Service | Technical Excellence | Teamwork | Forward-Looking

Duff Martin
Water Resources Data Technician 2
Information Services

725 Summer St NE, Salem, OR 97301
https://www.oregon.gov/owrd/

From: GREW Scott A * WRD <Scott.A.GREW@water.oregon.gov>
Sent: Tuesday, July 9, 2024 1:32 PM
To: WRD_DL_is_data_techs <WRD_DL_is_data_techs@water.oregon.gov>
Cc: GREW Scott A * WRD <Scott.A.GREW@water.oregon.gov>
Subject: PD review request for RA Transfer Application T-13853

Hello Datafriends,

Please review the PD for RA Transfer Application T-13853. There are FOUR remaining rights.

Thank you so much!

Scott

Scott Grew
Transfer Specialist
Oregon Water Resources Department
503-986-0890

GREW Scott A * WRD

From: Ressler, Ted <tressler@summitwr.com>
Sent: Monday, May 6, 2024 5:48 PM
To: GREW Scott A * WRD
Cc: Ted Sester
Subject: FW: T-13853 - Issuance of Draft Preliminary Determination - Action Required!
Attachments: T-13853-dpd.pdf; 33304 SE Lusted Rd_TL900.pdf; 33334 SE Lusted Rd_TL1000.pdf; Att D_Consent to Transfer Signed.pdf

Hi Scott

We have reviewed the Draft Preliminary Determination. With the exception of one minor typo identified below, the Draft Preliminary Determination accurately reflects the changes requested by the transfer.

- Page 2. The QQ of authorized point of diversion should be "NW SE"

Reports of land ownership for the FROM lands (tax lots 900 and 1000) are attached.

A Consent By Deeded Landowner from the landowner of the FROM lands was included with the transfer application (Attachment D), and is reattached to this email.

Lastly, please update my email address in your contact list to tressler@summitwr.com so that I am copied on future correspondence. Also if you sent the draft permit for permit amendment T-13852, I did not receive it. Can you please resend to my email listed above.

Thank you
Ted

Theodore R. Ressler, RG, CWRE, PG
Hydrogeologist and Water Resources Consultant

Summit Water Resources, LLC
a Geo-Logic Company
4784 SE 17th Avenue, Suite 111, Portland, OR 97202
Office: 503-967-7050 | Mobile: 503.701.4535
tressler@summitwr.com

www.summitwr.com | www.geo-logic.com

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Application for
Water Right Transfer

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

Consent by Deeded Landowner

State of Oregon)

)ss

County of Multnomah)

I James Ekstrom in my/our capacity as Agent, Shelley L Ekstrom LLC,
mailing address 3199 SE 302nd Avenue, Troutdale, OR 97060,
telephone number 503-328-6680, duly sworn depose and say that I/We

consent to the proposed change(s) to Water Right Certificate Numbers 29894, 29896, 32584, and 40150

described in a Water Right Transfer Application (T-),

(transfer number, if known)

submitted by Sester Farms

on the property in tax lot number(s) 900 and 1000,

Section 21 Township 1 South Range 4 East, W.M.,

located at 33304 SE Lusted Rd. and 33334 SE Lusted Rd., Gresham, OR 97080
(site address)

J. Ekstrom 9-20-21

Signature of Affiant Date

Signature of Affiant Date

Subscribed and Sworn to before me this 20th day of September, 2021.

Kaylon

Notary Public for Oregon

My commission expires 8/31/2024.

OFFICIAL STAMP
KAYLYNNE MAE VAYLON
NOTARY PUBLIC - OREGON
COMMISSION NO. 1003331
MY COMMISSION EXPIRES AUGUST 31, 2024

Revised 7/1/2021

FIRST AMERICAN TITLE

Property Research Report

SUBJECT PROPERTY
33334 SE Lusted Rd
R342464
1S4E21A01000
Multnomah

OWNER
Shelley L Ekstrom LLC

DATE PREPARED
Date: 05/06/2024

PREPARED BY
mconsulta@firstam.com



First American Title

Customer Service Department
503.219.8746
cs.oregon@firstam.com

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IMPORTANT – READ CAREFULLY: THIS REPORT IS NOT AN INSURED PRODUCT OR SERVICE OR A REPRESENTATION OF THE CONDITION OF TITLE TO REAL PROPERTY. IT IS NOT AN ABSTRACT, LEGAL OPINION, OPINION OF TITLE, TITLE INSURANCE COMMITMENT OR PRELIMINARY REPORT, OR ANY FORM OF TITLE INSURANCE OR GUARANTY. THIS REPORT IS ISSUED EXCLUSIVELY FOR THE BENEFIT OF THE APPLICANT THEREFOR, AND MAY NOT BE USED OR RELIED UPON BY ANY OTHER PERSON. THIS REPORT MAY NOT BE REPRODUCED IN ANY MANNER WITHOUT FIRST AMERICAN'S PRIOR WRITTEN CONSENT. FIRST AMERICAN DOES NOT REPRESENT OR WARRANT THAT THE INFORMATION HEREIN IS COMPLETE OR FREE FROM ERROR, AND THE INFORMATION HEREIN IS PROVIDED WITHOUT ANY WARRANTIES OF ANY KIND, AS-IS, AND WITH ALL FAULTS. AS A MATERIAL PART OF THE CONSIDERATION GIVEN IN EXCHANGE FOR THE ISSUANCE OF THIS REPORT, RECIPIENT AGREES THAT FIRST AMERICAN'S SOLE LIABILITY FOR ANY LOSS OR DAMAGE CAUSED BY AN ERROR OR OMISSION DUE TO INACCURATE INFORMATION OR NEGLIGENCE IN PREPARING THIS REPORT SHALL BE LIMITED TO THE FEE CHARGED FOR THE REPORT, IF ANY. RECIPIENT ACCEPTS THIS REPORT WITH THIS LIMITATION AND AGREES THAT FIRST AMERICAN WOULD NOT HAVE ISSUED THIS REPORT BUT FOR THE LIMITATION OF LIABILITY DESCRIBED ABOVE. FIRST AMERICAN MAKES NO REPRESENTATION OR WARRANTY AS TO THE LEGALITY OR PROPRIETY OF RECIPIENT S USE OF THE INFORMATION HEREIN.

First American Title

Customer Service Department
503.219.8746
cs.oregon@firstam.com
Date: 05/06/2024

OWNERSHIP INFORMATION

Owner: Shelley L Ekstrom LLC
CoOwner:
Site: 33334 SE Lusted Rd Gresham OR 97080
Mail: 29722 SE Division St Troutdale OR 97060

Parcel #: R342464
Ref Parcel #: 1S4E21A01000
TRS: 01S / 04E / 21 / NE
County: Multnomah

PROPERTY DESCRIPTION

Map Grid: 630-D6
Census Tract: 010402 Block: 1029
Neighborhood: Mult Co W Sandy River Area
School Dist: 1J Gresham-Barlow
Impr Type: B - Residential Improved
Subdiv/Plat:
Land Use: 541 - Farm, Unzoned, Improved
Std Land Use: RSFR - Single Family Residence
Zoning: Multnomah Co.-MUA20 - Multiple Use Agriculture
Lat/Lon: 45.475332 / -122.320162
Watershed: Lower Sandy River
Legal: SECTION 21 1S 4E, TL 1000 1.86 ACRES, DEFERRAL-POTENTIAL ADDITIONAL TAX

ASSESSMENT AND TAXATION

Market Land: $163,760.00
Market Impr: $100,290.00
Market Total: $396,290.00 (2023)
% Improved: 25.00%
Assessed Total: $80,680.00 (2023)
Levy Code: 416
Tax: $1,411.34 (2023)
Millage Rate: 17.4929
Exemption:
Exemption Type: N/A

PROPERTY CHARACTERISTICS

Bedrooms: 2	Total SqFt: 864 SqFt	Year Built: 1898
Baths, Total: 1	First Floor: 864 SqFt	Eff Year Built:
Baths, Full: 1	Second Floor:	Lot Size Ac: 1.86 Acres
Baths, Half:	Basement Fin:	Lot Size SF: 81,022 SqFt
Total Units:	Basement Unfin:	Lot Width:
# Stories: 1	Basement Total:	Lot Depth:
# Fireplaces:	Attic Fin:	Roof Material: Composition
Cooling:	Attic Unfin:	Roof Shape:
Heating: Baseboard	Attic Total:	Ext Walls: WOO - Wood
Building Style: SFR - Single Family Residential	Garage: Att 264 SqFt	Const Type:

SALES AND LOAN INFORMATION

Owner	Date	Doc #	Sale Price	Deed Type	Loan Amt	Loan Type
Shelley L Ekstrom LLC	05/31/2018	2018058579	$1,225,000.00	Deed		Conv/Unk
JOHN W SESTER	10/08/1998	181322		Deed Of Trust	$30,000.00	Conventional
JOHN W SESTER				Deed		Conv/Unk

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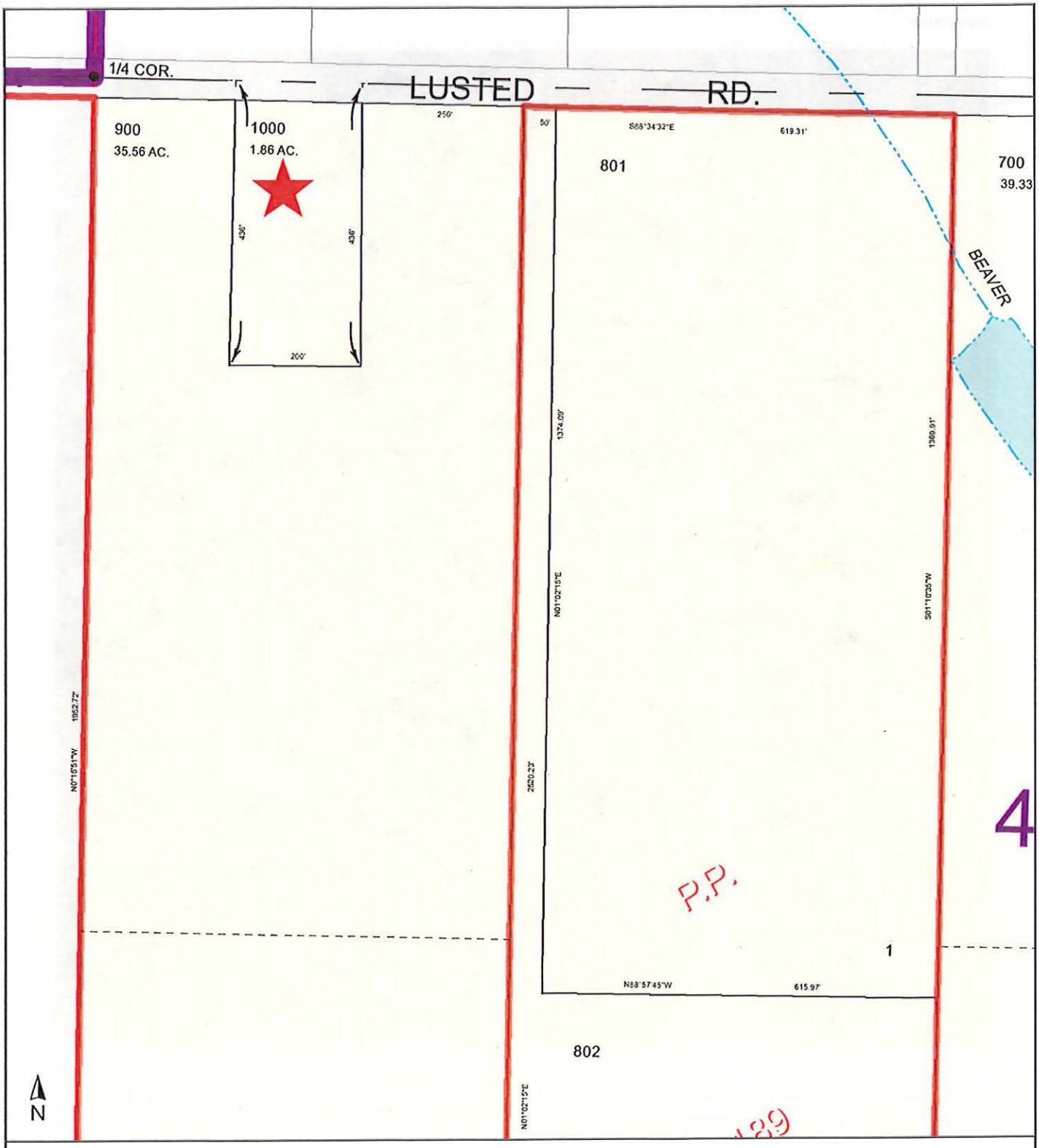

First American Title

ParcelID: R342464

Tax Account #: 1S4E21A01000

33334 SE Lusted Rd, Gresham OR 97080

This map/plat is being furnished as an aid in locating the herein described land in relation to adjoining streets, natural boundaries and other land, and is not a survey of the land depicted. Except to the extent a policy of title insurance is expressly modified by endorsement, if any, the company does not insure dimensions, distances, location of easements, acreage or other matters shown thereon.

Aerial Map



First American Title

Parcel ID: R342464

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THIS SPACE RESERVED FOR RECORDER'S USE

Multnomah County Official Records
E Murray, Deputy Clerk

2018-058579

06/01/2018 12:06:08 PM

1R-W DEED Pgs=3 Stn=25 ABELLER
$15.00 $11.00 $6.00 $20.00

$52.00

After recording return to:
Shelley L. Ekstrom, LLC
29722 SE Division Street
Troutdale, OR 97060

Until a change is requested all tax statements shall be sent to the following address:
Shelley L. Ekstrom, LLC
29722 SE Division Street
Troutdale, OR 97060

File No.: 7012-3037683 (PSD)
Date: April 04, 2018

Consideration: $ 1,225,000.00

STATUTORY WARRANTY DEED

T&K Sester Family, LLC, an Oregon limited liability company, Grantor, conveys and warrants to **Shelley L. Ekstrom, LLC limited liability company** , Grantee, the following described real property free of liens and encumbrances, except as specifically set forth herein:

LEGAL DESCRIPTION: Real property in the County of Multnomah, State of Oregon, described as follows:

PARCEL I:

ALL THAT PORTION OF THE FOLLOWING DESCRIBED PROPERTY LYING NORTH OF DODGE PARK BOULEVARD:

WEST HALF OF THE WEST HALF OF THE NORTHEAST QUARTER OF SECTION 21, TOWNSHIP 1 SOUTH OF RANGE 4 EAST OF THE WILLAMETTE MERIDIAN, EXCEPT THE FOLLOWING:

COMMENCING AT THE NORTHEAST CORNER OF THE WEST 1/2 OF WEST 1/2 OF NORTHEAST 1/4 OF SECTION 21, TOWNSHIP 1 SOUTH, RANGE 4 EAST, WILLAMETTE MERIDIAN, MULTNOMAH COUNTY, OREGON, RUNNING THENCE WESTERLY 250 FEET TO A POINT; THENCE SOUTHERLY PARALLEL WITH THE EAST LINE OF THE WEST 1/2 OF WEST 1/2 OF NORTHEAST 1/4 OF SAID SECTION A DISTANCE OF 436 FEET TO A POINT; THENCE WESTERLY PARALLEL WITH THE SOUTH LINE OF LUSTED ROAD A DISTANCE OF 200 FEET TO A POINT; THENCE NORTHERLY PARALLEL WITH THE WESTERLY LINE OF THE WEST 1/2 OF WEST 1/2 OF NORTHEAST 1/4 OF SAID SECTION 436 FEET TO THE NORTHERLY LINE OF SAID WEST 1/2 OF WEST 1/2 OF NORTHEAST 1/4 OF SAID SECTION; THENCE EASTERLY ON SAID NORTH LINE 200 FEET MORE OR LESS TO THE POINT OF BEGINNING.

PARCEL II:

FIRST AMERICAN -3037683-PSD

COMMENCING AT THE NORTHEAST CORNER OF THE WEST ONE-HALF OF THE WEST ONE-HALF OF THE NORTHEAST ONE-QUARTER OF SECTION 21, TOWNSHIP 1 SOUTH, RANGE 4 EAST OF THE WILLAMETTE MERIDIAN, MULTNOMAH COUNTY, OREGON, RUNNING THENCE WESTERLY 250 FEET TO A POINT; THENCE SOUTHERLY PARALLEL WITH THE EAST LINE OF THE WEST ONE-HALF OF THE WEST ONE-HALF OF NORTHEAST ONE-QUARTER OF SAID SECTION A DISTANCE OF 436 FEET TO A POINT; THENCE WESTERLY PARALLEL WITH THE SOUTH LINE OF LUSTED ROAD A DISTANCE OF 200 FEET TO A POINT; THENCE NORTHERLY PARALLEL WITH THE WESTERLY LINE OF THE WEST ONE-HALF OF WEST ONE-HALF OF NORTHEAST ONE-QUARTER OF SAID SECTION 436 FEET TO THE NORTHERLY LINE OF SAID WEST ONE-HALF OF THE WEST ONE-HALF OF THE NORTHEAST ONE-QUARTER OF SAID SECTION; THENCE EASTERLY ON SAID NORTH LINE 200 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

NOTE: This Legal Description was created prior to January 01, 2008.

Subject to:

1. Covenants, conditions, restrictions and/or easements, if any, affecting title, which may appear in the public record, including those shown on any recorded plat or survey.

The true consideration for this conveyance is **$1,225,000.00**. (Here comply with requirements of ORS 93.030)

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

Dated this 31st day of May, 2018.

T & K Sester Family LLC, a limited liability company

By: _____
Name: Ted Sester
Title: Member

By: Karen Sester
Name: Karen Sester
Title: Member

STATE OF Oregon)
)ss.
County of Multnomah)

This instrument was acknowledged before me on this 31st day of May, 2018 by Ted Sester and Karen Sester as Members of T & K Sester Family LLC, on behalf of the limited liability company.

Pamela Dethlefs

Notary Public for Oregon
My commission expires: 3/31/20

OFFICIAL STAMP
PAMELA S. DETHLEFS
NOTARY PUBLIC - OREGON
COMMISSION NO. 949040
MY COMMISSION EXPIRES MARCH 31, 2020

FIRST AMERICAN TITLE

Property Research Report

SUBJECT PROPERTY
33304 SE Lusted Rd
R342513
1S4E21A00900
Multnomah

OWNER
Shelley L Ekstrom LLC

DATE PREPARED
Date: 05/06/2024

PREPARED BY
mconsulta@firstam.com



First American Title

Customer Service Department
503.219.8746
cs.oregon@firstam.com

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First American Title

Customer Service Department
503.219.8746
cs.oregon@firstam.com
Date: 05/06/2024

OWNERSHIP INFORMATION

Owner: Shelley L Ekstrom LLC
CoOwner:
Site: 33304 SE Lusted Rd Gresham OR 97080
Mail: 29722 SE Division St Troutdale OR 97060

Parcel #: R342513
Ref Parcel #: 1S4E21A00900
TRS: 01S / 04E / 21 / NE
County: Multnomah

PROPERTY DESCRIPTION

Map Grid: 630-D6
Census Tract: 010402 Block: 1029
Neighborhood: Mult Co W Sandy River Area
School Dist: 1J Gresham-Barlow
Impr Type: B - Residential Improved
Subdiv/Plat:
Land Use: 541 - Farm, Unzoned, Improved
Std Land Use: AFAR - Farms And Crops
Zoning: Multnomah Co.-MUA20 - Multiple Use Agriculture
Lat/Lon: 45.472326 / -122.320073
Watershed: Lower Sandy River
Legal: SECTION 21 1S 4E, TL 900 35.56 ACRES DEFERRAL-POTENTIAL ADDITIONAL TAX

ASSESSMENT AND TAXATION

Market Land: $22,430.00
Market Impr: $230,450.00
Market Total: $682,450.00 (2023)
% Improved: 34.00%
Assessed Total: $251,070.00 (2023)
Levy Code: 416
Tax: $4,391.95 (2023)
Millage Rate: 17.4929
Exemption:
Exemption Type: N/A

PROPERTY CHARACTERISTICS

Bedrooms: 5
Baths, Total: 1.5
Baths, Full: 1
Baths, Half: 1
Total Units:
Stories: 2
Fireplaces: 2
Cooling:
Heating: Gravity
Building Style: SFR - Single Family Residential

Total SqFt: 3,054 SqFt
First Floor: 1,130 SqFt
Second Floor: 962 SqFt
Basement Fin:
Basement Unfin: 962 SqFt
Basement Total: 962 SqFt
Attic Fin:
Attic Unfin:
Attic Total:
Garage:

Year Built: 1912
Eff Year Built:
Lot Size Ac: 35.56 Acres
Lot Size SF: 1,548,994 SqFt
Lot Width:
Lot Depth:
Roof Material: Composition
Roof Shape:
Ext Walls: WOO - Wood
Const Type:

SALES AND LOAN INFORMATION

Owner	Date	Doc #	Sale Price	Deed Type	Loan Amt	Loan Type
SHELLEY L EKSTROM LLC	06/01/2018	58579	$1,225,000.00	Deed	$400,000.00	Conventional
T & K SESTER FAMILY LLC	05/01/2015	50111	$726,750.00	Deed		Conv/Unk
JOHN W SESTER				Deed		Conv/Unk

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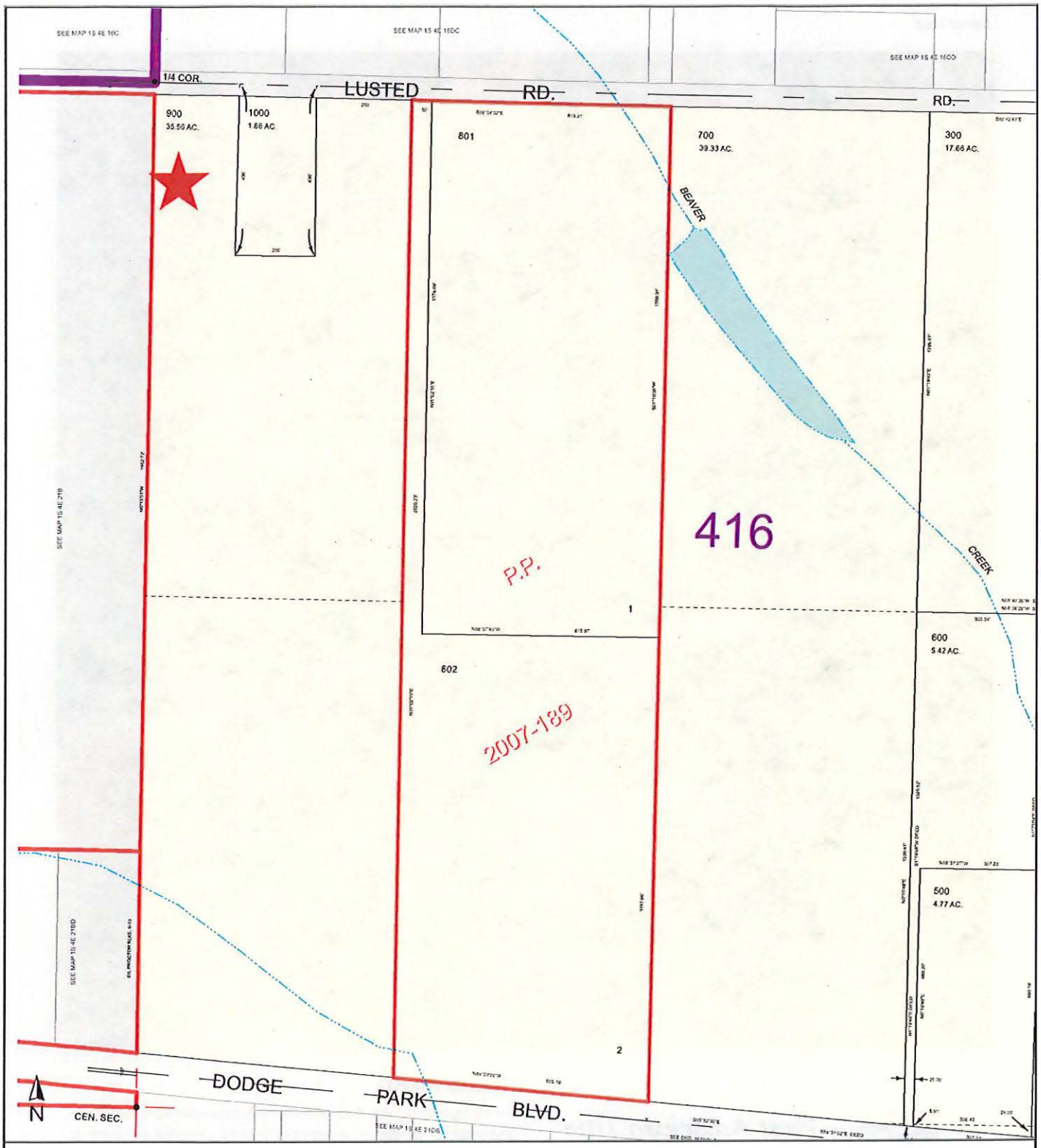


First American Title

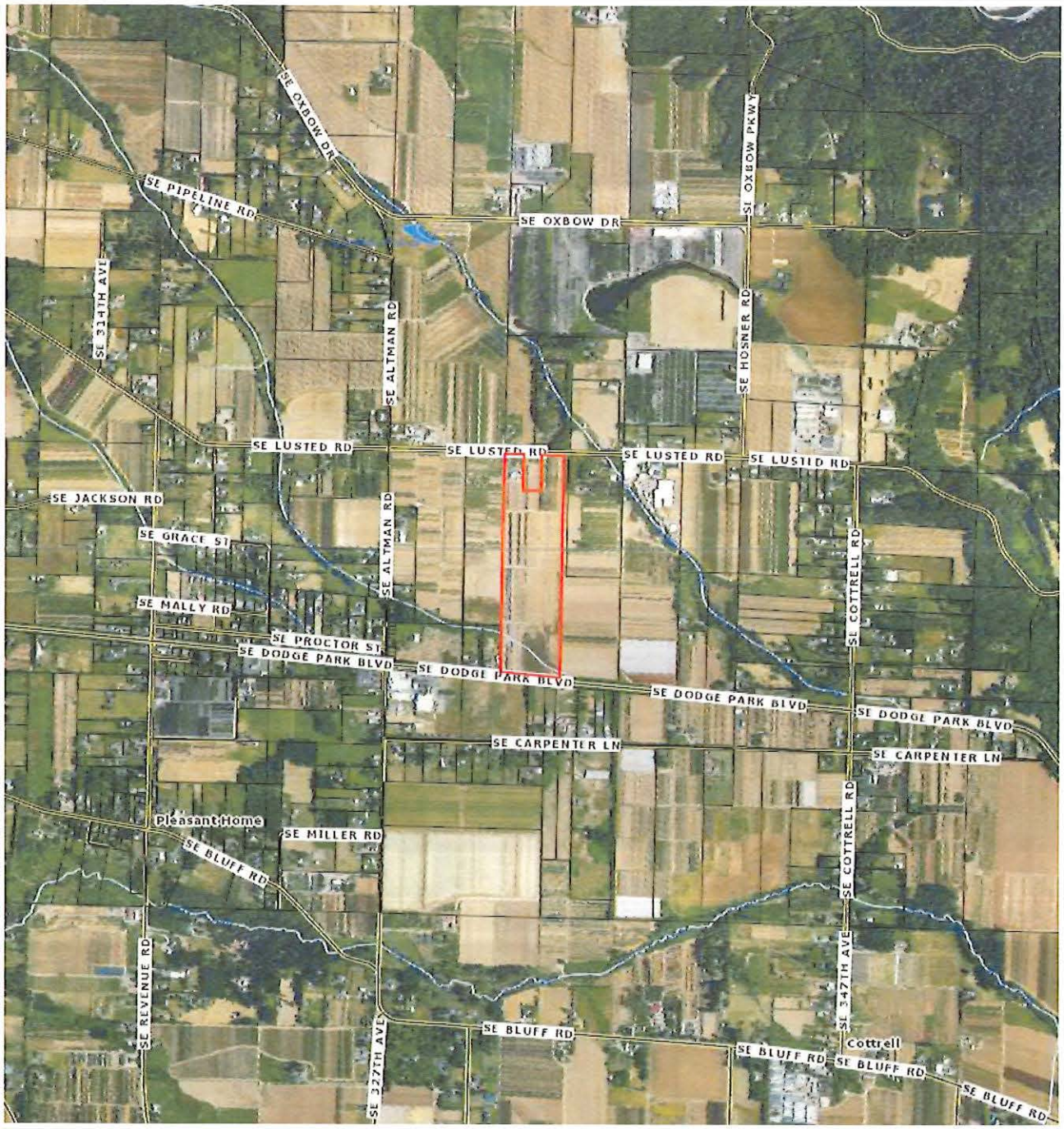
ParcelID: R342513

Tax Account #: 1S4E21A00900

33304 SE Lusted Rd, Gresham OR 97080

This map/plat is being furnished as an aid in locating the herein described land in relation to adjoining streets, natural boundaries and other land, and is not a survey of the land depicted. Except to the extent a policy of title insurance is expressly modified by endorsement, if any, the company does not insure dimensions, distances, location of easements, acreage or other matters shown thereon.

Aerial Map



First American Title

Parcel ID: R342513

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After recording return to:
Shelley L. Ekstrom, LLC
29722 SE Division Street
Troutdale, OR 97060

Until a change is requested all tax statements shall be sent to the following address:
Shelley L. Ekstrom, LLC
29722 SE Division Street
Troutdale, OR 97060

File No.: 7012-3037683 (PSD)
Date: April 04, 2018

THIS SPACE RESERVED FOR RECORDER'S USE

Multnomah County Official Records
E Murray, Deputy Clerk

2018-058579

06/01/2018 12:06:08 PM

1R-W DEED Pgs=3 Stn=25 ABELLER
$15.00 $11.00 $6.00 $20.00

$52.00

Consideration: $ 1,225,000.00

STATUTORY WARRANTY DEED

T&K Sester Family, LLC, an Oregon limited liability company, Grantor, conveys and warrants to **Shelley L. Ekstrom, LLC limited liability company** , Grantee, the following described real property free of liens and encumbrances, except as specifically set forth herein:

LEGAL DESCRIPTION: Real property in the County of Multnomah, State of Oregon, described as follows:

PARCEL I:

ALL THAT PORTION OF THE FOLLOWING DESCRIBED PROPERTY LYING NORTH OF DODGE PARK BOULEVARD:

WEST HALF OF THE WEST HALF OF THE NORTHEAST QUARTER OF SECTION 21, TOWNSHIP 1 SOUTH OF RANGE 4 EAST OF THE WILLAMETTE MERIDIAN, EXCEPT THE FOLLOWING:

COMMENCING AT THE NORTHEAST CORNER OF THE WEST 1/2 OF WEST 1/2 OF NORTHEAST 1/4 OF SECTION 21, TOWNSHIP 1 SOUTH, RANGE 4 EAST, WILLAMETTE MERIDIAN, MULTNOMAH COUNTY, OREGON, RUNNING THENCE WESTERLY 250 FEET TO A POINT; THENCE SOUTHERLY PARALLEL WITH THE EAST LINE OF THE WEST 1/2 OF WEST 1/2 OF NORTHEAST 1/4 OF SAID SECTION A DISTANCE OF 436 FEET TO A POINT; THENCE WESTERLY PARALLEL WITH THE SOUTH LINE OF LUSTED ROAD A DISTANCE OF 200 FEET TO A POINT; THENCE NORTHERLY PARALLEL WITH THE WESTERLY LINE OF THE WEST 1/2 OF WEST 1/2 OF NORTHEAST 1/4 OF SAID SECTION 436 FEET TO THE NORTHERLY LINE OF SAID WEST 1/2 OF WEST 1/2 OF NORTHEAST 1/4 OF SAID SECTION; THENCE EASTERLY ON SAID NORTH LINE 200 FEET MORE OR LESS TO THE POINT OF BEGINNING.

PARCEL II:

FIRST AMERICAN -3037683-PD

COMMENCING AT THE NORTHEAST CORNER OF THE WEST ONE-HALF OF THE WEST ONE-HALF OF THE NORTHEAST ONE-QUARTER OF SECTION 21, TOWNSHIP 1 SOUTH, RANGE 4 EAST OF THE WILLAMETTE MERIDIAN, MULTNOMAH COUNTY, OREGON, RUNNING THENCE WESTERLY 250 FEET TO A POINT; THENCE SOUTHERLY PARALLEL WITH THE EAST LINE OF THE WEST ONE-HALF OF THE WEST ONE-HALF OF NORTHEAST ONE-QUARTER OF SAID SECTION A DISTANCE OF 436 FEET TO A POINT; THENCE WESTERLY PARALLEL WITH THE SOUTH LINE OF LUSTED ROAD A DISTANCE OF 200 FEET TO A POINT; THENCE NORTHERLY PARALLEL WITH THE WESTERLY LINE OF THE WEST ONE-HALF OF WEST ONE-HALF OF NORTHEAST ONE-QUARTER OF SAID SECTION 436 FEET TO THE NORTHERLY LINE OF SAID WEST ONE-HALF OF THE WEST ONE-HALF OF THE NORTHEAST ONE-QUARTER OF SAID SECTION; THENCE EASTERLY ON SAID NORTH LINE 200 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

NOTE: This Legal Description was created prior to January 01, 2008.

Subject to:

1. Covenants, conditions, restrictions and/or easements, if any, affecting title, which may appear in the public record, including those shown on any recorded plat or survey.

The true consideration for this conveyance is **$1,225,000.00**. (Here comply with requirements of ORS 93.030)

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

Dated this 31st day of May, 2018.

T & K Sester Family LLC, a limited liability company

By: Ted Sester
Name: Ted Sester
Title: Member

By: Karen Sester
Name: Karen Sester
Title: Member

STATE OF Oregon)
)ss.
County of Multnomah)

This instrument was acknowledged before me on this 31st day of May, 2018 by Ted Sester and Karen Sester as Members of T & K Sester Family LLC, on behalf of the limited liability company.

Pamela Dethlefs

Notary Public for Oregon
My commission expires: 3/31/20

OFFICIAL STAMP
PAMELA S. DETHLEFS
NOTARY PUBLIC - OREGON
COMMISSION NO. 949040
MY COMMISSION EXPIRES MARCH 31, 2020

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 # 141253 INVOICE # _____

RECEIVED FROM: Sester Farms Inc.
BY: _____

APPLICATION	
PERMIT	
TRANSFER	T-13853
TOTAL REC'D	$1,711.71

CASH: ☐ CHECK:# ☒ 21429 OTHER: (IDENTIFY) ☐ _____

1083 TREASURY 4170 WRD MISC CASH ACCT

0407	COPIES	47124 R11 445 23	$
0412	OTHER:	(IDENTIFY) Transfer Reinstatement Authority	$1,711.71

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

4270 WRD OPERATING ACCT

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

0536 TREASURY 0437 WELL CONST. START FEE

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

0607 TREASURY 0467 HYDRO ACTIVITY

		LIC NUMBER	
0233	POWER LICENSE FEE (FW/WRD)		$
0231	HYDRO LICENSE FEE (FW/WRD)		$
_____	HYDRO APPLICATION		$

RECEIVED
OVER THE COUNTER

_____ TREASURY OTHER / RDX

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

RECEIPT: 141253 DATED: 7-26-2023 BY: [signature]

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

REIMBURSEMENT AUTHORITY
APPLICANT'S AGREEMENT
Contract Number: R11-445-23

This Agreement is between the **Oregon Water Resources Department**, hereafter OWRD, and **Sester Farms; Ted Sester**, hereafter Applicant, hereafter known together as the parties.

OWRD Information		Applicant's Information		Applicant's Representative	
Contact:	**Kelly Starnes**	Name:	Sester Farms	Name:	Summit Water Resources, LLC
Title:	Transfer Advisor	Contact:	Ted Sester	Contact:	Theodore Ressler, RG, CWRE
Address:	725 Summer Street, NE, Suite A Salem, OR 97301-1266	Address:	33205 SE Oxbow Drive Gresham, OR 97080	Address:	4784 SE 17th Avenue, Suite 111 Portland, OR 97202
Phone:	503 979-3511	Phone:	(503) 663-4844	Phone:	(503) 967-7050 x204
Fax:	503 986-0901	Fax:		Fax:	
Email:	patrick.k.starnes@water.oregon.gov	Email:	ted@sesterfarms.com	Email:	tressler@summitwr.com

Purpose The purpose of this Agreement is to expedite the processing of the **Transfer Application. (Application Number: T-13853)**

1. **Authority.** The OWRD has been authorized pursuant to ORS 536.055 to enter into a voluntary agreement with any applicant, permittee or regulated entity (collectively Applicant) for expediting or enhancing a regulatory process. In making this agreement, OWRD shall require the applicant to pay the full cost of expedited process.

2. **Restrictions.** Applicant and OWRD agree that this Agreement shall not be construed to restrict in any way the decisions and actions by OWRD. OWRD shall be free to exercise independent judgment consistent with existing laws and regulations.

3. **Effective Date and Duration.** Unless otherwise terminated by non-deposit of funds by the Applicant, this Agreement shall become effective on the date on which both parties have signed the Agreement and the full deposit of the estimated cost of the proposed service.

4. **Consideration.**

   a. Applicant shall pay OWRD in advance for actual costs incurred by OWRD. The estimated maximum reimbursement payable to OWRD under this Agreement is **$1,711.71**. Applicant agrees to pay the full amount of **$1,711.71** to OWRD prior to commencement of any work stated in this Agreement. This payment will be placed in an account administered by OWRD and drawn upon as costs are actually incurred. If the actual cost of performing the work is less than payments received, OWRD will refund the unspent balance. If the actual cost of processing exceeds the estimate, the Applicant can either elect to terminate this Agreement or amend the Agreement to reflect the increase in cost.

RECEIVED
JUL 26 2023
OWRD

   b. The costs stated in this Agreement do not include the statutory application processing and filing fees.

5. **Confidentiality.** Applicant agrees that any information provided to or acquired by OWRD under this Agreement will be subject to the Oregon Public Records Law and shall be considered public records.

6. **Indemnity**. Applicant shall defend, save, hold harmless, and indemnify the State of Oregon, OWRD, and their officers, employees, and agents from and against all claims, suits, actions, losses, damages, liabilities, costs, and expenses of any nature resulting from or arising out of, or relating to the activities of Applicant or its representatives, officers, employees, contractors, or agents under this Agreement or with respect to the expedited service. The Applicant acknowledges that the Oregon Water Resources Department cannot and does not guarantee a favorable review under the subject regulatory process.

7. **Termination.** Applicant may request to terminate this agreement only in writing at anytime during the process. The Applicant agrees to pay for the work done by OWRD up until the time of the written termination request. OWRD, upon receiving such written termination request from the Applicant, will refund any unspent balance.

8. **Funds Authorized and Available.** By its execution of this Agreement, Applicants certify that sufficient funds are authorized and available to cover the expenditures contemplated by this Agreement.

9. **Duration of Estimate.** The Estimate of Time to completion is **approximately** 120 days once this Agreement has been fully executed and payment of the estimated cost deposited. If the Applicant's Agreement is not received by the Department within thirty (30) days of mailing the Agreement, the Applicant may need to re-apply for a new estimate. NOTE: Any time estimate is approximate; No guarantee of Final Order issuance of a date is certain. Duration estimates do not include any statutory waiting periods.

10. **Completion Date.** OWRD, by the execution of this Agreement does not guarantee the completion date indicated in this Agreement. Completion date is only an estimate and may be affected by the Department's workload, issues arising from the processing of the requested services and Applicant's timely response to requests for additional information.

11. **Captions.** The captions or headings in this Agreement are for the convenience only and in no way define, limit, or describe the scope, or intent, of any provision of this Agreement.

12. **Amendment and Merger.** The terms of this Agreement shall not be waived, altered, modified, supplemented, or amended in any manner whatsoever, except by written instrument signed by both parties. Such waiver, consent, modification or change, if made, shall be effective only in the specific instance and for the specific purpose given. There are no understandings, agreements or representations, oral or written, not specified herein regarding this Agreement.

13. **Signatures.** All parties, by the authorized representative's signature below, hereby acknowledge that they have read this Agreement, understand it and agree to be bound by its terms and conditions.

For Applicant: Ted Sesty / owner — Name/Title: — 7/21/2023 Date

For OWRD: Dwight French — Dwight French – Administrator — 7/28/2023 Date

Mail signed Agreement to:

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

RECEIVED
JUL 26 2023
OWRD

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 # 140820

INVOICE # _____

RECEIVED FROM: Sester Farms Inc.

BY: _____

APPLICATION	
PERMIT	
TRANSFER	T-13853

CASH: ☐ CHECK:# ☒ 21245 OTHER: (IDENTIFY) ☐ _____

TOTAL REC'D $ 125.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407	COPIES	47124	$
0412	OTHER:	(IDENTIFY) Transfer/Reimbursement (Authority R 11445-23	$ 125.00

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

4270 WRD OPERATING ACCT

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

____ OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

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

____ OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY

		LIC NUMBER	
0233	POWER LICENSE FEE (FW/WRD)		$
0231	HYDRO LICENSE FEE (FW/WRD)		$
____	HYDRO APPLICATION		$

____ TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION _____ $

RECEIPT: 140820 DATED: 5-30-23 BY: _____

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

OREGON WATER RESOURCES DEPARTMENT

TRANSFER REIMBURSEMENT AUTHORITY
ESTIMATE APPLICATION

ORS 536.055 authorizes the Oregon Water Resources Department to expedite or enhance regulatory processes voluntarily requested under the agreement.
Please contact Transfer Personnel before submitting this request; as the application fee is a non-refundable $125.00 fee per request. Checks submitted for this application should be separate From Transfer fees.
The purpose of this application is to obtain estimates of the cost and time required to process a Transfer Application Request. ***There is a non-refundable application fee of $125.00 per request.***

REQUEST	TYPE	FILE NUMBER
☒	Transfer Application	Transfer Number T-13853

	Applicant Information	Applicant's Representative/Contact
Name:	Ted Sester	Theodore Ressler, RG, CWRE
Address:	Sester Farms 33205 Se Oxbow Drive	Summit Water Resources, LLC 4784 SE 17th Avenue, Suite 111
	Gresham, OR 97080	Portland, OR 97202
Phone:	503-663-4844	503-967-7050 x204
Fax:		-
E-Mail Address:	ted@sesterfarms.com	tressler@summitwr.com

I understand the following:

- That upon receipt of my non-refundable application fee of **$ 125.00**, OWRD will, within fourteen (14) days, notify me in writing of the estimate of costs and time frame for the expedited service.
- That this fee covers the reimbursement authority staff to evaluate and provide the estimate for processing of the request.
- That OWRD will, within fourteen (14) days, notify me in writing of the estimates of costs and time frame for the expedited service.
- That upon receiving the estimate I may agree or decline to enter into a formal contract to pay the estimated cost in advance to initiate the expedited service.
- An incomplete or inaccurate application may delay the process and increase the cost to process my request.
- Expedited processing does not guarantee a favorable review of my request.
- Send completed Application and payment to:

  Oregon Water Resources Department
  Transfer Reimbursement Authority Program
  725 Summer St. NE, Suite A
  Salem, OR 97301-1271

RECEIVED
MAY 30 2023
OWRD

I certify that I am the *(check one)*:
☒ Applicant ☐ Applicant's Representative ☐ Other *(Please specify)* _____

Name: Ted Sester – Sester Farms

Signature: Ted Sester

OWRD USE ONLY: Reimbursement Authority Number: R11- 445 -23

RECEIVED
MAY 30 2023
OWRD

May 26, 2023

Mr. P. Kelly Starnes
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1271

Subject: Request for Reimbursement Authority Processing of Permit Amendment T-13852 and Transfer T-13853

Mr. Starnes:

On behalf of the applicant of permit amendment T-13852 and transfer T-13853, please find enclosed a Reimbursement Authority Estimate Application for each of the referenced applications. Both of these applications were filed with the Department on October 25, 2021. Please also find enclosed a check in the amount of $250 for payment of the $125 Reimbursement Authority Estimate fee for each application.

If you have any questions regarding this submittal, please call me at 503-967-7050 x204. Thank you for your assistance and I look forward to hearing from you soon

Respectfully submitted,

Theodore Ressler, RG, CWRE
Summit Water Resources LLC.

Cc: Ted Sester – Sester Farms, Inc.

Enclosures:
Transfer Reimbursement Authority Estimate Application for Permit Amendment T-13852
Transfer Reimbursement Authority Estimate Application for Transfer T-13853
Check # 21244 in the amount of $250
#21245

Watermaster Review Form: Water Right Transfer

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

Transfer Application: T-13853 Review Due Date: 12/03/2021

Applicant Name: Ted Sester

Proposed Changes: ☑ POU ☐ POD ☐ POA ☐ USE ☐ OTHER

Reviewer(s): Amy Landvoigt Date of Review: 01/10/2021

1. Do you have evidence that the right has not been used in the last 5 years and that the presumption of forfeiture would not likely be rebuttable? ☐ Yes ☑ No If "Yes", attach evidence (e.g. dated aerial photo showing pavement or building on the land for >5 yrs.)

2. Is there a history of regulation on the source that serves this (or these) right(s) that has involved the transferred right(s) and downstream water rights? ☐ Yes ☑ No Generally characterize the frequency of any regulation or explain why regulation has not occurred:

3. Have headgate notices been issued for the source that serves the transferred right(s)?
☐ Yes ☐ No ☑ Records not available.

4. In your estimation, after the proposed change, would distribution of water for the right(s) result in regulation of other water rights that would not have occurred if use under the original right(s) was/were maximized? ☐ Yes ☑ No If "Yes", explain:

5. In your estimation, if the proposed change is approved, are there upstream water rights that would be affected? ☐ Yes ☑ No If "Yes", describe how the rights would be affected and list the rights most affected:

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

☑ N/A

7. For POD changes and instream transfers, check here if there are channel losses between the old and new PODs or within the proposed instream reach? If you check the box, describe and, if possible, estimate the losses:

☑ N/A

8. For instream transfers that propose protection of a reach beyond the mouth of the source stream:
☑ N/A Would the quantity be measureable into the receiving stream consistent with OAR 690-077-0015(8)? ☐ Yes ☐ No

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

10. For POU or USE changes: ☐ N/A In your best judgment, would use of the existing right at "full face value," result in the diversion of more water than can be used beneficially and without waste?
☐ Yes ☑ No If "Yes", explain:

11. For POU changes that involve micro-irrigation: ☑ N/A
    a. Has the applicant made changes (absent a transfer) to convert to micro-irrigation within the current place of use boundary of the water right proposed for transfer, and previously demonstrated to the Department through monitoring and site inspections by the Watermaster that the proposed transfer will not result in injury or enlargement?
    ☐ Yes ☐ No If "Yes", explain:

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

☐ Yes ☐ No If "Yes", answer the following:

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

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

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

iv. Do you have any other observations regarding the temporary transfer?

☐ Yes ☐ No If "Yes", describe:

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

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

i. "Injury" will occur to other water rights that share the same source?

☐ Yes ☐ No If "Yes", explain:

ii. "Enlargement" of the water right being transferred will occur?

☐ Yes ☐ No If "Yes", explain:

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

☐ Yes ☑ No If "Yes", explain:

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

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

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

☐ A Headgate should be required prior to diverting water.

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

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

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

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

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

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

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

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

☐ Weir
☐ Parshall Flume
☐ Other: ___
☐ Submerged Orifice
☐ Flow Restrictor

Oregon Water Resources Department

Measurement Condition Information for the Applicant

(To be sent with the Draft Preliminary Determination or Final Order)

Transfer #: T-

☐ In order to avoid enlargement of the right or injury to other rights, a will be required to be installed **prior to diversion of water**, as a condition of this transfer:

- ☐ *at each point of diversion/appropriation (new and existing)* ***OR***
- ☐ *at each new point of diversion/appropriation.*

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

Watermaster name:

District:

Address:

City/State/Zip:

Phone:

Email:

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

****

Approval of an Alternate Measurement Device T-

(to be filled out after consultation with the applicant, or after a site visit)

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

_____

_____

_____ _____

Watermaster signature District Date

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

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

Oregon
Kate Brown, Governor

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

November 3, 2021

SESTER FARMS
TED SESTER
33205 SE OXBOW DR
GRESHAM, OR 97080

Reference: Application T-13853

On October 25, 2021, OWRD received your water right Permanent Transfer Application. The application was accompanied by $3190.00. Our receipt number 136699 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.

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 n the new place of use 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. #20, Amy J. Landvoigt *(via email)*
Ted Ressler, Agent
Multnomah Planning Department
Enclosure

STATE OF OREGON

WATER RESOURCES DEPARTMENT

RECEIPT # 136699

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

INVOICE # _____

RECEIVED FROM: GSI Water Solutions, Inc.

BY: _____

APPLICATION	
PERMIT	
TRANSFER	T-13853

CASH: ☐ CHECK: ☒ # 24009 OTHER: (IDENTIFY) ☐ _____

TOTAL REC'D $ 3,190.00

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

46110

	MISCELLANEOUS				
0407	COPY & TAPE FEES				$
0410	RESEARCH FEES				$
0408	MISC REVENUE: (IDENTIFY)	_____			$
TC162	DEPOSIT LIAB. (IDENTIFY)	_____			$
0240	EXTENSION OF TIME				$
	WATER RIGHTS:	**EXAM FEE**		**RECORD FEE**	
0201	SURFACE WATER	$	0202	$	
0203	GROUND WATER	$	0204	$	
0205	TRANSFER	$ 3,190.00			
	WELL CONSTRUCTION	**EXAM FEE**		**LICENSE FEE**	
0218	WELL DRILL CONSTRUCTOR	$	0219	$	
	LANDOWNER'S PERMIT		0220	$	

_____ OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

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

_____ OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY

		LIC NUMBER	
0233	POWER LICENSE FEE (FW/WRD)		$
0231	HYDRO LICENSE FEE (FW/WRD)		$
_____	HYDRO APPLICATION		$

____ TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION _____ $

RECEIPT: 136699 DATED: 10-25-2021 BY: Mindy Crider

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

Application for
Permanent Water Right Transfer

Part 1 of 5 – Minimum Requirements Checklist

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

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.

☒ Part 4 – Completed Applicant Information and Signature.

☒ Part 5 – Information about Water Rights to be Transferred: **How many water rights are to be transferred? 4 List them here: 29894, 29896, 32584, 40150** **Attachment A**
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. **Attachment B**

☒ Completed Evidence of Use Affidavit and supporting documentation. **Attachment C**

☒ ☐ N/A Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land the water right is on.) **Attachment D**

☐ ☒ 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. **Attachment E**

☐ ☒ 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):

___ Application fee not enclosed/insufficient
___ Land Use Form not enclosed or incomplete
___ Additional signature(s) required
___ Map not included or incomplete
___ Evidence of Use Form not enclosed or incomplete
___ Part _____ is incomplete

Other/Explanation _____

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

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Part 2 of 5 – Transfer Application Map

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

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

☒ ☐ N/A Certified Water Right Examiner (CWRE) Stamp and Original Signature. For a list of CWREs, see http://apps.wrd.state.or.us/apps/wr/cwre_license_view/. CWRE stamp and signature are not required for substitutions.

☒ ☐ N/A If **more than three** water rights are involved, separate maps are needed for each water right.

☒ Permanent quality printed with dark ink on good quality paper.

☒ The size of the map can be 8½ x 11 inches, 8½ x 14 inches, 11 x 17 inches, or up to 30 x 30 inches. For 30 x 30 inch maps, one extra copy is required.

☒ A north arrow, a legend, and scale.

☒ The scale of the map must be: 1 inch = 400 feet, 1 inch = 1,320 feet, the scale of the Final Proof/Claim of Beneficial Use Map (the map used when the permit was certificated), the scale of the county assessor map if the scale is not smaller than 1 inch = 1,320 feet, or a scale that has been pre-approved by the Department.

☒ Township, Range, Section, ¼ ¼, DLC, Government Lot, and other recognized public land survey lines.

☒ Tax lot boundaries (property lines) are required. Tax lot numbers are recommended.

☒ Major physical features including rivers and creeks showing direction of flow, lakes and reservoirs, roads, and railroads.

☒ Major water delivery system features from the point(s) of diversion/appropriation such as main pipelines, canals, and ditches.

☒ Existing place of use that includes separate hachuring for each water right, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions. If less than the entirety of the water right is being changed, a separate hachuring is needed for lands left unchanged.

☒ ☐ N/A Proposed place of use that includes separate hachuring for each water right, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions.

☒ Existing point(s) of diversion or well(s) with distance and bearing or coordinates from a recognized survey corner. This information can be found in your water right certificate or permit.

☐ ☒ N/A If you are proposing a change in point(s) of diversion or well(s), show the proposed location and label it clearly with distance and bearing or coordinates. If GPS coordinates are used, latitude-longitude coordinates may be expressed as either degrees-minutes-seconds with at least one digit after the decimal (example – 42°32'15.5") or degrees-decimal with five or more digits after the decimal (example – 42.53764°).

13853

FEE WORKSHEET for PERMANENT TRANSFER (except Substitution)			
1	Base Fee (includes one type of change to one water right for up to 1 cfs)	*1*	$1,360
2	Types of change proposed: ☒ Place of Use ☐ Character of Use ☐ Point of Diversion/Appropriation Number of above boxes checked = 1 (2a) Subtract 1 from the number in line 2a = 0 (2b) *If only one change, this will be 0* Multiply line 2b by $1090 and enter »	*2*	0
3	Number of water rights included in transfer 4 (3a) Subtract 1 from the number in 3a above: 3 (3b) *If only one water right this will be 0* Multiply line 3b by $610 and enter »	*3*	$1,830
4	Do you propose to add or change a well, or change from a surface water POD to a well? ☒ No: enter 0 ☐ Yes: enter $480 for the 1st well to be added or changed _____ (4a) Do you propose to add or change additional wells? ☒ No: enter 0 ☐ Yes: multiply the number of additional wells by $410 _____ (4b) Add line 4a to line 4b and enter » » » » » » » » » » » » » »	*4*	0
5	Do you propose to change the place of use or character of use? ☐ No: enter 0 on line 5 ☒ Yes: enter the cfs for the portions of the rights to be transferred (see below*): 0.29 (5a) Subtract 1.0 from the number in 5a above: -0.71 (5b) If 5b is 0 or less, enter 0 on line 5 » If 5b is greater than 0, round up to the nearest whole number: 0 (5c) and multiply 5c by $410, then enter on line 5 »	*5*	0
6	Add entries on lines 1 through 5 above » » » » » » » » » » Subtotal:	*6*	$3,190
7	Is this transfer: ☐ necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? ☐ endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat? If one or more boxes is checked, multiply line 6 by 0.5 and enter on line 7 » If no box is applicable, enter 0 on line 7 »	*7*	0
8	Subtract line 7 from line 6 » **Transfer Fee:**	*8*	**$3,190**

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*Example for Line 5a calculation to transfer 45.0 acres of Primary Certificate 12345 (total 1.25 cfs for 100 acres) and 45.0 acres of Supplemental Certificate 87654 (1/80 cfs per acre) on the same land:

1. For irrigation calculate cfs for each water right involved as follows:
   a. Divide total authorized cfs by total acres in the water right *(for C12345, 1.25 cfs ÷100 ac)*; then multiply by the number of acres to be transferred to get the transfer cfs *(x 45 ac= 0.56 cfs)*.
   b. If the water right certificate does not list total cfs, but identifies the allowable use as 1/40 or 1/80 of a cfs per acre; multiply number of acres proposed for change by either 0.025 (1/40) or 0.0125 (1/80). *(For C87654, 45.0 ac x 0.0125 cfs/ac = 0.56 cfs)*
2. Add cfs for the portions of water rights on all the land included in the transfer; however **do not count cfs for supplemental rights on acreage for which you have already calculated the cfs fee for the primary right on the same land.** The fee should be assessed only once for each "on the ground" acre included in the transfer. *(In this example, blank 5a would be only 0.56 cfs, since both rights serve the same 45.0 acres. Blank 5b would be 0 and Line 5 would then also become 0).*

FEE WORKSHEET for SUBSTITUTION			
1	Base Fee (includes change to one well)	*1*	$990.00
2	Number of wells included in substitution _____ (2a) Subtract 1 from the number in 2a above: _____ (2b) *If only one well this will be 0* Multiply line 2b by $480 and enter » » » » » » » » » » » » »	*2*	
3	Add entries on lines 1 through 2 above » » » » » **Fee for Substitution:**	*3*	N/A

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME			PHONE NO.	ADDITIONAL CONTACT NO.
Sester Farms, Attn: Ted Sester			**503-663-4844**	
ADDRESS				FAX NO.
33205 SE Oxbow Drive				
CITY	STATE	ZIP	E-MAIL	
Gresham	**OR**	**97080**	**ted@sesterfarms.com**	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

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

AGENT/BUSINESS NAME			PHONE NO.	ADDITIONAL CONTACT NO.
GSI Water Solutions, Inc. Attn: Theodore Ressler			**971-200-8509**	
ADDRESS				FAX NO.
55 SW Yamhill St., Suite 300				
CITY	STATE	ZIP	E-MAIL	
Portland	**OR**	**97204**	**tressler@gsiws.com**	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

Explain in your own words what you propose to accomplish with this transfer application, and why:
The applicant is proposing to change the place of use for a 36.5-acre portion of Certificate 29894 which authorizes primary irrigation, and to change the place of use for the portions of three certificates (29896, 32584, and 40150) authorizing supplemental irrigation that are layered with the portion of Certificate 29894 being changed.

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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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: The Gresham Outlook.
- 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.

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Applicant signature	Print Name (and Title if applicable)	Date
[signature]	Ted Sester, Sester Farms	9/20/21
Applicant signature	Print Name (and Title if applicable)	Date

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

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

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

RECEIVING LANDOWNER NAME N/A			PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS				FAX NO.
CITY	STATE	ZIP	E-MAIL	
Describe any special ownership circumstances:				
The confirming Certificate shall be issued in the name of: ☐ Applicant ☐ Receiving Landowner				

13853

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

IRRIGATION DISTRICT NAME	ADDRESS	
N/A		
CITY	STATE	ZIP

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

ENTITY NAME	ADDRESS	
N/A		
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	ADDRESS	
Multnomah County Land Use Planning Division	**1600 SE 190th Avenue**	
CITY	STATE	ZIP
Portland	**OR**	**97233**

ENTITY NAME	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.

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CERTIFICATE # 29894

Description of Water Delivery System

System capacity: **0.72** cubic feet per second (cfs) **OR**

_____ gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. Stored water (from all reservoirs) and/or water from North Fork Beaver Creek is diverted for use at the Main Irrigation Pump Station located on Reservoir 1. The stored water from the downstream reservoirs (Reservoir 2 and Reservoir 3) are transferred by pump to Reservoir 1 where the water is then pumped using the main irrigation pump station (Reservoir 1 POD) and delivered to the irrigation system for use. The irrigation system is a closed pipe system comprised of various sized pipes and water is applied for nursery use by a variety of application methods, including but not limited to, drip, sprinkler application, hand spray, and water taps.

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)
Reservoir 1 POD	☒ Authorized ☐ Proposed	**N/A**	**1 S**	**4 E**	**16**	**NW SE**	**300**	**(none provided in certificate)**
	☐ Authorized ☐ Proposed							
	☐ Authorized ☐ Proposed							
	☐ Authorized ☐ Proposed							

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

- ☒ Place of Use (POU)
- ☐ Character of Use (USE)
- ☐ Point of Diversion (POD)
- ☐ Additional Point of Diversion (APOD)
- ☐ Surface Water POD to Ground Water POA (SW/GW)
- ☐ Supplemental Use to Primary Use (S to P)
- ☐ Point of Appropriation/Well (POA)
- ☐ Additional Point of Appropriation (APOA)
- ☐ Substitution (SUB)
- ☐ Government Action POD (GOV)

13853

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.

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

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

Table 2. Description of Changes to Water Right Certificate # 29894

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

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES. List only that part or portion of the water right that will be changed.												Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.											
Twp	Rng	Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date			Twp	Rng	Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date
EXAMPLE																								
2	**S**	**9**	**E**	**15**	**NE**	**NW**	**100**		**15.0**	**Irrigation**	**POD #1 POD #2**	**1901**	**POU/POD**	**2**	**S**	**9**	**E**	**1**	**NW**	**NW**	**500**	**1**	**10.0**		**POD #5**	**1901**
														2	**S**	**9**	**E**	**2**	**SW**	**NW**	**500**		**5.0**		**POD #6**	**1901**
1	**S**	**4**	**E**	**21**	**NW**	**NE**	**900 1000**		17.8	**Irrigation**	Reservoir 1 POD	5/12/1958	**POU**	**1**	**S**	**4**	**E**	**16**	**NW**	**NE**	**300 400**		14.8	**Irrigation**	Reservoir 1 POD	5/12/1958
1	**S**	**4**	**E**	**21**	**SW**	**NE**	**900**		18.7	"	"	"		**1**	**S**	**4**	**E**	**16**	**SW**	**NE**	**300**		14.2	"	"	"
														1	**S**	**4**	**E**	**16**	**SE**	**SE**	**200**		7.5	"	"	"
TOTAL ACRES:									36.5					TOTAL ACRES:									36.5			

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Additional remarks:_____.

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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:
"From" Lands: 29896, 32584, 40150; these layered rights are included in this transfer application.

"To" lands: Permit G-15758; concurrent with this transfer application, a permit amendment application is being filed to move Permit G-15758 off of the "To" lands. The portion of Certificate 28123 located on the "To" lands will remain in place; an affidavit for voluntary partial diminution from primary to supplemental irrigation is included as part of the permit amendment application filed for Permit G-15758.

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 # **N/A;**
Surface water primary Certificate # **N/A.**

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For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # **N/A**

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

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

AND/OR

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

Table 3. Construction of Point(s) of Appropriation N/A

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

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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 # 29896

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Description of Water Delivery System

System capacity: **0.72** cubic feet per second (cfs) **OR**

_____ gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. Stored water (from all reservoirs) and/or water from North Fork Beaver Creek is diverted for use at the Main Irrigation Pump Station located on Reservoir 1. The stored water from the downstream reservoirs (Reservoir 2 and Reservoir 3) are transferred by pump to Reservoir 1 where the water is then pumped using the main irrigation pump station (Reservoir 1 POD) and delivered to the irrigation system for use. The irrigation system is a closed pipe system comprised of various sized pipes and water is applied for nursery use by a variety of application methods, including but not limited to, drip, sprinkler application, hand spray, and water taps.

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)
Reservoir 2 POD	☒ Authorized ☐ Proposed	**N/A**	**1**	**S**	**4**	**E**	**16**	**NW**	**SE**	**300**	**(none provided in certificate)**
	☐ Authorized ☐ Proposed										
	☐ Authorized ☐ Proposed										
	☐ Authorized ☐ Proposed										

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

- ☒ Place of Use (POU)
- ☐ Character of Use (USE)
- ☐ Point of Diversion (POD)
- ☐ Additional Point of Diversion (APOD)
- ☐ Surface Water POD to Ground Water POA (SW/GW)
- ☐ Supplemental Use to Primary Use (S to P)
- ☐ Point of Appropriation/Well (POA)
- ☐ Additional Point of Appropriation (APOA)
- ☐ Substitution (SUB)
- ☐ Government Action POD (GOV)

Will all of the proposed changes affect the entire water right? 13853

☐ 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.

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

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

Table 2. Description of Changes to Water Right Certificate # 29896

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

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.													Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.												
Twp		Rng		Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date		Twp		Rng		Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date
EXAMPLE																										
2	**S**	**9**	**E**	**15**	**NE**	**NW**	**100**		**15.0**	**Irrigation**	**POD #1 POD #2**	**1901**	**POU/POD**	**2**	**S**	**9**	**E**	**1**	**NW**	**NW**	**500**	**1**	**10.0**		**POD #5**	**1901**
														2	**S**	**9**	**E**	**2**	**SW**	**NW**	**500**		**5.0**		**POD #6**	**1901**
1	**S**	**4**	**E**	**21**	**NW**	**NE**	**900 1000**		17.8	**Supplemental Irrigation**	Reservoir 2 POD	1/26/1959	**POU**	**1**	**S**	**4**	**E**	**16**	**NW**	**NE**	**300 400**		14.4	**Supp. Irrigation**	Reservoir 2 POD	1/26/1959
1	**S**	**4**	**E**	**21**	**SW**	**NE**	**900**		18.3	"	"	"		**1**	**S**	**4**	**E**	**16**	**SW**	**NE**	**300**		14.2	"	"	"
														1	**S**	**4**	**E**	**16**	**SE**	**SE**	**200**		7.5	"	"	"
							TOTAL ACRES:		36.1												TOTAL ACRES:		36.1			

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Additional remarks:_____.

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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:

"From" Lands: 29894, 32584, 40150; these layered rights are included in this transfer application.

"To" lands: Permit G-15758; concurrent with this transfer application, a permit amendment application is being filed to move Permit G-15758 off of the "To" lands. The portion of Certificate 28123 located on the "To" lands will remain in place; an affidavit for voluntary partial diminution from primary to supplemental irrigation is included as part of the permit amendment application filed for Permit G-15758.

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 # **N/A;**
Surface water primary Certificate # **N/A.**

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For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # **N/A**

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

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

AND/OR

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

Table 3. Construction of Point(s) of Appropriation N/A

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

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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 # 32584

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Description of Water Delivery System

System capacity: **0.72** cubic feet per second (cfs) **OR**

_____ gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. Stored water (from all reservoirs) and/or water from North Fork Beaver Creek is diverted for use at the Main Irrigation Pump Station located on Reservoir 1. The stored water from the downstream reservoirs (Reservoir 2 and Reservoir 3) are transferred by pump to Reservoir 1 where the water is then pumped using the main irrigation pump station (Reservoir 1 POD) and delivered to the irrigation system for use. The irrigation system is a closed pipe system comprised of various sized pipes and water is applied for nursery use by a variety of application methods, including but not limited to, drip, sprinkler application, hand spray, and water taps.

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)
Reservoir 3 POD	☒ Authorized ☐ Proposed	**N/A**	**1**	**S**	**4**	**E**	**16**	**NW**	**SE**	**300**	**(none provided in certificate)**
	☐ Authorized ☐ Proposed										
	☐ Authorized ☐ Proposed										
	☐ Authorized ☐ Proposed										

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

- ☒ Place of Use (POU)
- ☐ Character of Use (USE)
- ☐ Point of Diversion (POD)
- ☐ Additional Point of Diversion (APOD)
- ☐ Surface Water POD to Ground Water POA (SW/GW)
- ☐ Supplemental Use to Primary Use (S to P)
- ☐ Point of Appropriation/Well (POA)
- ☐ Additional Point of Appropriation (APOA)
- ☐ Substitution (SUB)
- ☐ Government Action POD (GOV)

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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.

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

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

Table 2. Description of Changes to Water Right Certificate # 32584

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

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES. List only that part or portion of the water right that will be changed.												Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.											
Twp	Rng	Sec	¼ ¼			Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date		Twp	Rng	Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date
EXAMPLE																								
2	**S**	**9**	**E**	**15**	**NE**	**NW**	**100**		**15.0**	**Irrigation**	**POD #1 POD #2**	**1901**	**POU/POD**	**2**	**S**	**9**	**E**	**1**	**NW**	**NW**	**500**	**1**	**10.0**		**POD #5**	**1901**
														2	**S**	**9**	**E**	**2**	**SW**	**NW**	**500**		**5.0**		**POD #6**	**1901**
1	S	4	E	21	NW	NE	900 1000		17.8	Supplemental Irrigation	Reservoir 3 POD	1/26/1959	POU	1	S	4	E	16	NW	NE	300 400		14.4	Supp. Irrigation	Reservoir 3 POD	1/26/1959
1	S	4	E	21	SW	NE	900		18.3	"	"	"		1	S	4	E	16	SW	NE	300		14.2	"	"	"
														1	S	4	E	16	SE	SE	200		7.5	"	"	"
		13853																								
TOTAL ACRES:								36.1					TOTAL ACRES:										36.1			

Additional remarks:_____.

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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:

"From" Lands: 29894, 29896, 40150; these layered rights are included in this transfer application.

"To" lands: Permit G-15758; concurrent with this transfer application, a permit amendment application is being filed to move Permit G-15758 off of the "To" lands. The portion of Certificate 28123 located on the "To" lands will remain in place; an affidavit for voluntary partial diminution from primary to supplemental irrigation is included as part of the permit amendment application filed for Permit G-15758.

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 # **N/A;**
Surface water primary Certificate # **N/A.**

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For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # **N/A**

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

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

AND/OR

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

Table 3. Construction of Point(s) of Appropriation N/A

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

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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.

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CERTIFICATE # 40150

Description of Water Delivery System

System capacity: **0.72** cubic feet per second (cfs) **OR**

_____ gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. Stored water (from all reservoirs) and/or water from North Fork Beaver Creek is diverted for use at the Main Irrigation Pump Station located on Reservoir 1. The stored water from the downstream reservoirs (Reservoir 2 and Reservoir 3) are transferred by pump to Reservoir 1 where the water is then pumped using the main irrigation pump station (Reservoir 1 POD) and delivered to the irrigation system for use. The irrigation system is a closed pipe system comprised of various sized pipes and water is applied for nursery use by a variety of application methods, including but not limited to, drip, sprinkler application, hand spray, and water taps.

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)
Reservoir 1 POD	☒ Authorized ☐ Proposed	**N/A**	**1 S**	**4 E**	**16**	**NW SE**	**300**	**1050 feet South and 920 feet East from Center of Section 16**
	☐ Authorized ☐ Proposed							
	☐ Authorized ☐ Proposed							
	☐ Authorized ☐ Proposed							

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

- ☒ Place of Use (POU)
- ☐ Character of Use (USE)
- ☐ Point of Diversion (POD)
- ☐ Additional Point of Diversion (APOD)
- ☐ Surface Water POD to Ground Water POA (SW/GW)
- ☐ Supplemental Use to Primary Use (S to P)
- ☐ Point of Appropriation/Well (POA)
- ☐ Additional Point of Appropriation (APOA)
- ☐ Substitution (SUB)
- ☐ Government Action POD (GOV)

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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.

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

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

Table 2. Description of Changes to Water Right Certificate # 40150

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

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES. List only that part or portion of the water right that will be changed.												Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.											
Twp		Rng		Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date		Twp		Rng		Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date
EXAMPLE																										
2	**S**	**9**	**E**	**15**	**NE**	**NW**	**100**		**15.0**	**Irrigation**	**POD #1 POD #2**	**1901**	**POU/POD**	**2**	**S**	**9**	**E**	**1**	**NW**	**NW**	**500**	**1**	**10.0**		**POD #5**	**1901**
														2	**S**	**9**	**E**	**2**	**SW**	**NW**	**500**		**5.0**		**POD #6**	**1901**
1	**S**	**4**	**E**	**21**	**NW**	**NE**	**900 1000**		17.8	**Supplemental Irrigation**	Reservoir 1 POD	3/31/1967	**POU**	**1**	**S**	**4**	**E**	**16**	**NW**	**NE**	**300 400**		14.8	**Supp. Irrigation**	Reservoir 1 POD	3/31/1967
1	**S**	**4**	**E**	**21**	**SW**	**NE**	**900**		18.7	"	"	"		**1**	**S**	**4**	**E**	**16**	**SW**	**NE**	**300**		14.2	"	"	"
														1	**S**	**4**	**E**	**16**	**SE**	**SE**	**200**		7.5	"	"	"
TOTAL ACRES:									36.5					TOTAL ACRES:									36.5			

Additional remarks:_____.

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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:

"From" Lands: 29894, 29896, 32584; these layered rights are included in this transfer application.

"To" lands: Permit G-15758; concurrent with this transfer application, a permit amendment application is being filed to move Permit G-15758 off of the "To" lands. The portion of Certificate 28123 located on the "To" lands will remain in place; an affidavit for voluntary partial diminution from primary to supplemental irrigation is included as part of the permit amendment application filed for Permit G-15758.

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 # **N/A;**
Surface water primary Certificate # **N/A.**

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For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # **N/A**

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

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

AND/OR

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

Table 3. Construction of Point(s) of Appropriation N/A

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

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Permit A—4M—1-61 State Printing 32580

STATE OF OREGON

COUNTY OF MULTNOMAH

CERTIFICATE OF WATER RIGHT

This Is to Certify, *That* WILLIAM H. SESTER

of Route 2, Box 552, Gresham *, 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* an unnamed stream and William H. Sester Reservoir enlarged under Application No. R-32315, Permit No. R-2143 *a tributary of* Beaver Creek *for the purpose of* irrigation of 90.1 acres *under Permit No.* 25526 *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* May 12, 1958

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 0.72 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 NW¼ SE¼, Section 16, T. 1 S., R. 4 E., 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 from direct flow and shall be further limited to a diversion of not to exceed 2½ acre feet per acre for each acre irrigated during the irrigation season of each year from direct flow and storage from reservoir constructed under Permit No. R-2143,

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:

35.4 acres NE¼ SE¼
18.2 acres SE¼ SE¼
Section 16
17.8 acres NW¼ NE¼
18.7 acres SW¼ NE¼
Section 21
T. 1 S., R. 4 E., W. M.

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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 date. JULY 13 1962

CHRIS L. WHEELER
State Engineer

Recorded in State Record of Water Right Certificates, Volume 21 *, page* 13839

Permit A—4M—1-61 State Printing 32580

STATE OF OREGON

COUNTY OF MULTNOMAH

CERTIFICATE OF WATER RIGHT

This Is to Certify, That WILLIAM H. SESTER

of Route 2, Box 552, Gresham, 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 Sester Reservoir #2 constructed under Application No. R-32586, Permit No. R-2213

a tributary of Beaver Creek for the purpose of

supplemental irrigation of 158.7 acres

under Permit No. 25964 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 January 26, 1959

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 acre foot of stored water

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NW¼ SE¼, Section 16, T. 1 S., R. 4 E., 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 of one cubic foot per second per acre, a diversion of 2½ acre feet per acre or its equivalent for each acre irrigated during the irrigation season of each year and shall be further limited to a total diversion of not to exceed 1 acre foot per 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:

35.4 acres NE¼ SE¼
18.2 acres SE¼ SE¼
33.0 acres NW¼ SE¼
Section 16
17.8 acres NW¼ NE¼
18.3 acres SW¼ NE¼
Section 21
17.2 acres NW¼ NE¼
18.8 acres SW¼ NE¼
Section 16
T. 1 S., R. 4 E., W. M.

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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 date. JULY 13 1962

CHRIS L. WHEELER
State Engineer

Recorded in State Record of Water Right Certificates, Volume 21, page 32853

13285.3

STATE OF OREGON

COUNTY OF MULTNOMAH

CERTIFICATE OF WATER RIGHT

This Is to Certify, *That* WILLIAM H. SESTER

of Route 2, Box 552, Gresham *, 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* Sester Reservoir No. 3 constructed under Application No. R-32587, Permit No. R-2214 *a tributary of* Sandy River *for the purpose of* supplemental irrigation of 158.7 acres

under Permit No. 25965 *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* January 26, 1959

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 2.0 acre feet stored water only

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NW¼ SE¼, Section 16, T. 1 S., R. 4 E., 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 - - - - - - - - -of one cubic foot per second per acre, a diversion of 2½ acre feet per acre or its equivalent for each acre irrigated during the irrigation season of each year and shall be further limited to a total diversion of not to exceed 2.0 acre feet per 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:

17.2 acres NW¼ NE¼
18.8 acres SW¼ NE¼
35.4 acres NE¼ SE¼
33.0 acres NW¼ SE¼
18.2 acres SE¼ SE¼
Section 16
17.8 acres NW¼ NE¼
18.3 acres SW¼ NE¼
Section 21
T. 1 S., R. 4 E., W. M.

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OWRD

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 date. November 17, 1965

CHRIS L. WHEELER
State Engineer

Recorded in State Record of Water Right Certificates, Volume 24 *, page* 32584

13853

Permit A—IM—7-70 SP-45655-119

STATE OF OREGON

COUNTY OF MULTNOMAH

CERTIFICATE OF WATER RIGHT

This Is to Certify, That WILLIAM H. SESTER

of 1320 NW Ninth, Gresham 97030, 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 Sester Reservoir number 1 enlarged under Application number R-42755, Permit number R-4859

a tributary of Beaver Creek for the purpose of supplemental irrigation of 156.5 acres

under Permit No. 31953 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 March 31, 1967

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 23.5 acre feet stored water only

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NW¼ SE¼, Section 16, T. 1 S., R. 4 E., W. M., 1050 feet South and 920 feet East from Center Section 16.

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 ~~of one cubic foot per second per acre~~, a diversion of 2½ acre feet for each acre irrigated during the irrigation season of each year, provided further that the right allowed herein shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein,

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:

17.2 acres NW¼ NE¼
18.8 acres SW¼ NE¼
34.4 acres NE¼ SE¼
31.4 acres NW¼ SE¼
18.2 acres SE¼ SE¼
Section 16

17.8 acres NW¼ NE¼
18.7 acres SW¼ NE¼
Section 21
T. 1 S., R. 4 E., W. M.

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OCT 25 2021
OWRD

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 date. April 25, 1974

Chris L. Wheeler
State Engineer

Recorded in State Record of Water Right Certificates, Volume 32, page 40150

13853

Application for Water Right
Transfer
Evidence of Use Affidavit

OREGON WATER RESOURCES DEPARTMENT
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.

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State of Oregon)
) ss
County of MULTNOMAH)

I, JAMES EKSTROM, in my capacity as AGENT, SHELLEY L EKSTROM LLC,

mailing address 3199 SE 302ND AVENUE, TROUTDALE, OR 97060

telephone number (503)328-6680, being first duly sworn depose and say:

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OWRD

1. My knowledge of the exercise or status of the water right is based on (check one):
   ☒ Personal observation ☐ Professional expertise

2. I attest that:
   ☐ Water was used during the previous five years on the **entire** place of use for Certificate # _____; **OR**

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

Certificate #	Township		Range		Mer	Sec	¼ ¼	Gov't Lot or DLC	Acres (if applicable)
29894 29896 32584 40150	1	S	4	E	WM	21	NW NE		17.8
29894 40150	1	S	4	E	WM	21	SW NE		18.7
29896 32584	1	S	4	E	WM	21	SW NE		18.3

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)

13853

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

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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OWRD

Signature of Affiant

9-27-21
Date

Signed and sworn to (or affirmed) before me this 27th day of September, 2021.

OFFICIAL STAMP
KAYLYNNE MAE VAYLON
NOTARY PUBLIC - OREGON
COMMISSION NO. 1003331
MY COMMISSION EXPIRES AUGUST 31, 2024

Kaylon
Notary Public for Oregon

My Commission Expires: 8/31/2024

Supporting Documents	Examples
☐ Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of **confirming** water right certificate that shows issue date
☐ Copies of receipts from sales of irrigated crops or for expenditures related to use of water	• Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
☐ Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	• District assessment records for water delivered • Crop reports submitted under a federal loan agreement • Beneficial use reports from district • IRS Farm Usage Deduction Report • Agricultural Stabilization Plan • CREP Report
☒ Aerial photos containing sufficient detail to establish location and date of photograph	Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added. Sources for aerial photos: OSU –www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terraserver.com
☐ Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

13853

Evidence of Use Documentation

Certificates 29894, 29896, 32584, and 40150

Aerial imagery: Google Earth, July 2018



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Application for
Water Right Transfer

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

Consent by Deeded Landowner

State of Oregon)

)ss

County of Multnomah)

I James Ekstrom in my/our capacity as Agent, Shelley L Ekstrom LLC,
mailing address 3199 SE 302nd Avenue, Troutdale, OR 97060,
telephone number 503-328-6680, duly sworn depose and say that I/We

consent to the proposed change(s) to Water Right Certificate Numbers 29894, 29896, 32584, and 40150

described in a Water Right Transfer Application (T-),

(transfer number, if known)

submitted by Sester Farms

on the property in tax lot number(s) 900 and 1000,

Section 21 Township 1 South Range 4 East, W.M.,

located at 33304 SE Lusted Rd. and 33334 SE Lusted Rd., Gresham, OR 97080
(site address)

J. Ekstrom 9-20-21

Signature of Affiant Date

RECEIVED
OCT 25 2021
OWRD

Signature of Affiant Date

Subscribed and Sworn to before me this 20th day of September, 2021.

Kaylon

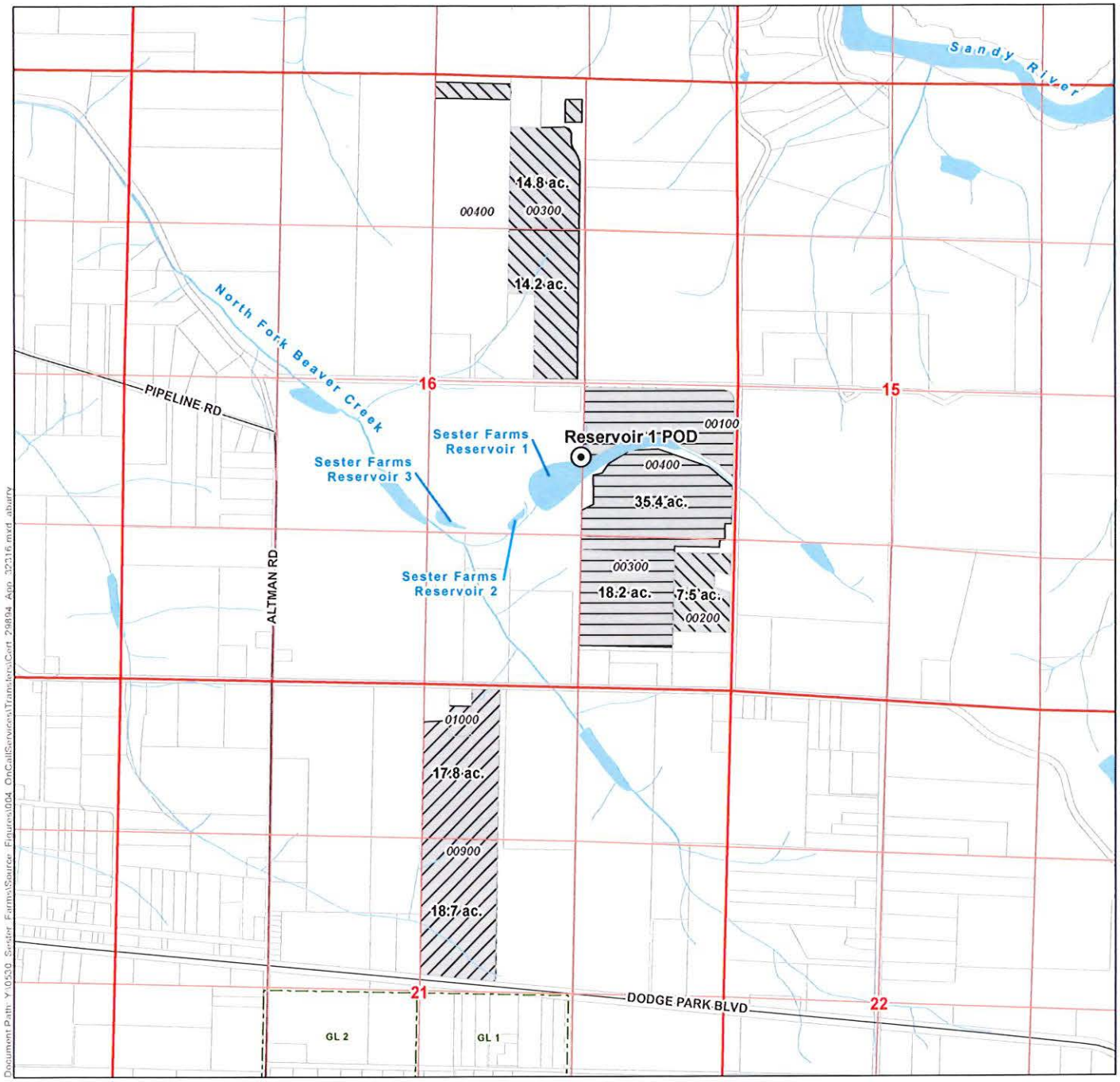
Notary Public for Oregon

My commission expires 8/31/2024.

OFFICIAL STAMP
KAYLYNNE MAE VAYLON
NOTARY PUBLIC - OREGON
COMMISSION NO. 1003331
MY COMMISSION EXPIRES AUGUST 31, 2024

Revised 7/1/2021

13853



Document Path: Y:\0530_Sester_Farms\Source_Figures\004_OnCallServices\Transfers\Cert 29894 App. 32316.mxd abarry

LEGEND

- Point of Diversion (POD)

Place of Use (POU)

- From Lands, 36.5 ac.
- To Lands, 36.5 ac.
- Remaining Lands, 53.6 ac.
- Government Lot (GL)
- Tax Lot
- Major Road
- Watercourse
- Waterbody

Application for a Water Right Transfer Certificate 29894 (Application S-32316)

A Water Right in the Name of Sester Farms

Multnomah County

Township 1 South, Range 4 East (W.M.)

CERTIFIED WATER RIGHTS EXAMINER STAMP

CERTIFIED WATER RIGHTS EXAMINER
#78185CWRE
THEODORE R. RESSLER
JUNE 29, 2007
STATE OF OREGON
RENEWS: 12-31-2022

RECEIVED
OCT 25 2021
OWRD

13858

DISCLAIMER

This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines.

Date: September 13, 2021
Data Sources: BLM, ESRI, OWRD, USGS

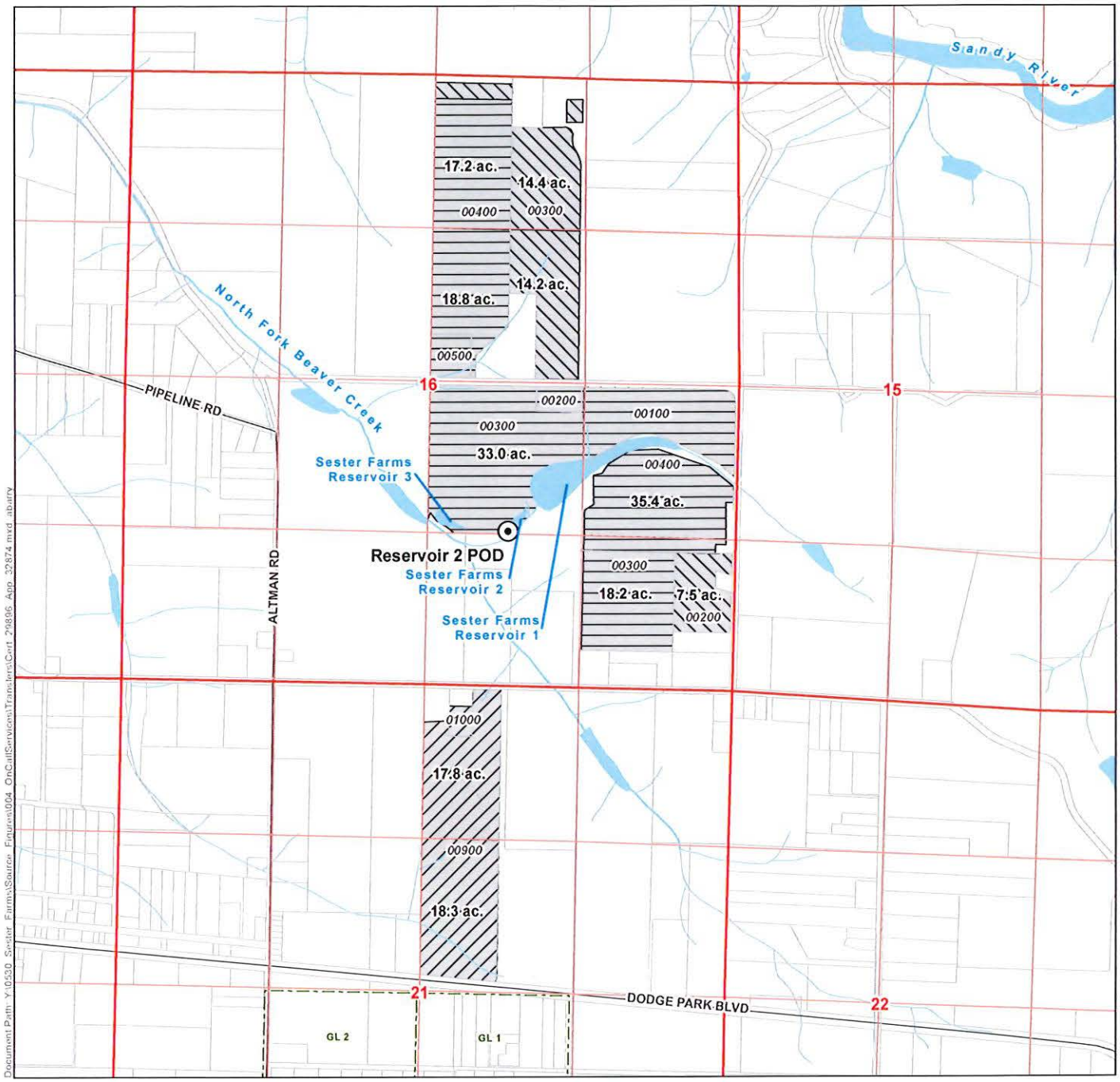
N

0 660 1,320
1 inch = 1,320 feet

GSI Water Solutions, Inc.

LOCATION DESCRIPTION

Reservoir 1 POD
Located 1050 feet South and 920 feet East from the Center of Section 16, Township 1 South, Range 4 East (W.M.)



Document Path: Y:\0530 Sester Farms\Source Figures\004 OnCallServices\Transients\Cert 29896 App 32874.mxd abarry

LEGEND

- Point of Diversion (POD)

Place of Use (POU)

- From Lands, 36.1 ac.
- To Lands, 36.1 ac.
- Remaining Lands, 122.6 ac.
- Government Lot (GL)
- Tax Lot
- Major Road
- Watercourse
- Waterbody

Application for a Water Right Transfer
Certificate 29896 (Application S-32874)
A Water Right in the Name of Sester Farms

Multnomah County

Township 1 South, Range 4 East (W.M.)

CERTIFIED WATER RIGHTS EXAMINER STAMP

CERTIFIED WATER RIGHTS EXAMINER
#78185CWRE
THEODORE R. RESSLER
JUNE 29, 2007
STATE OF OREGON
RENEWS: 12-31-2022

RECEIVED
OCT 25 2021
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DISCLAIMER
This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines.

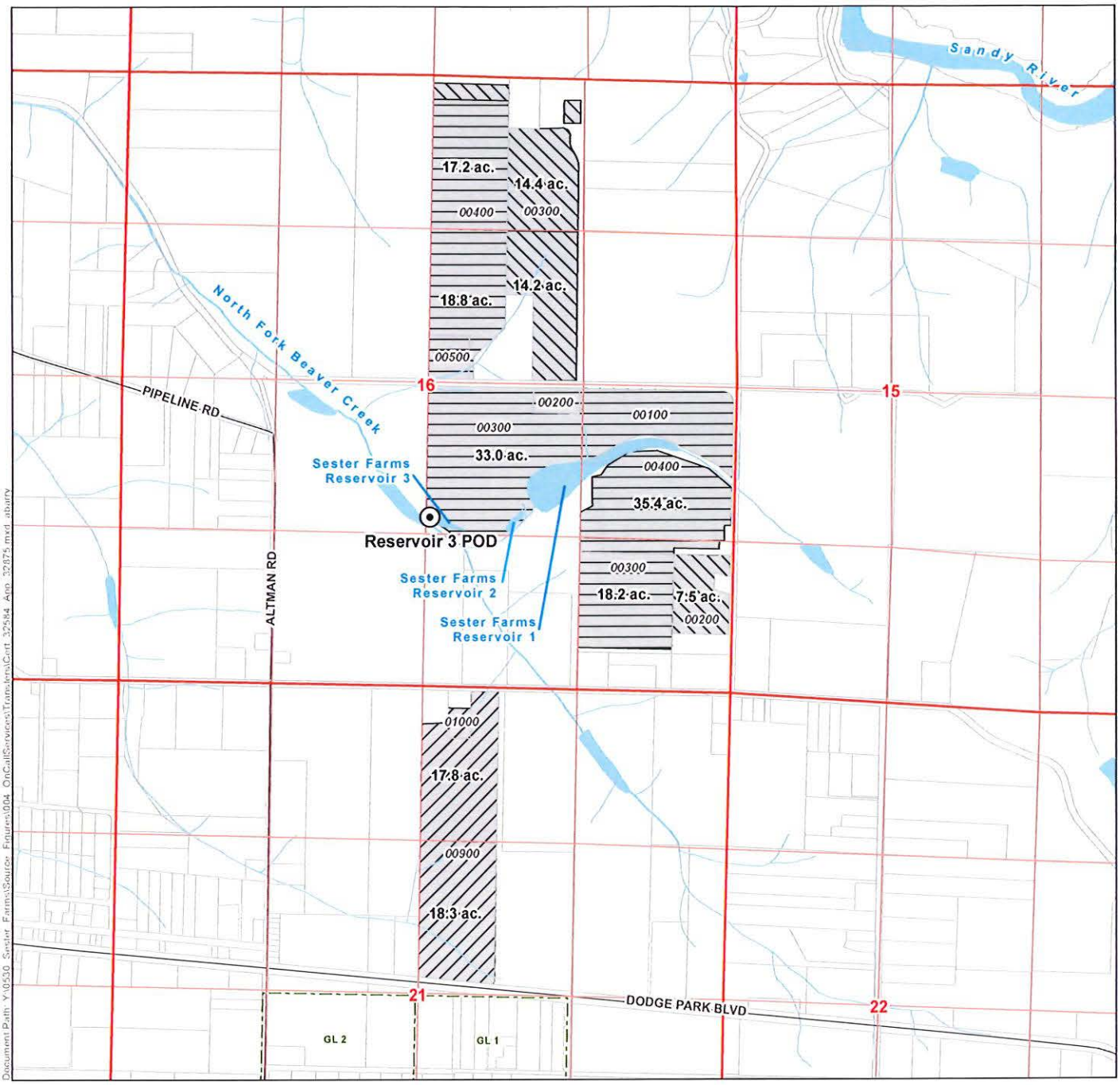
Date: September 13, 2021
Data Sources: BLM, ESRI, OWRD, USGS

LOCATION DESCRIPTION
Reservoir 2 POD
Located in the NWSE Quarter Quarter of Section 16, Township 1 South, Range 4 East (W.M.)

N
0 660 1,320
1 inch = 1,320 feet

GSI Water Solutions, Inc.

13853



Document Path: Y:\0530_Sester_Farms\Source_Figures\004_OnCallServices\Transfers\Cert 32584 App 32875.mxd dburry

LEGEND

- Point of Diversion (POD)

Place of Use (POU)

- From Lands, 36.1 ac.
- To Lands, 36.1 ac.
- Remaining Lands, 122.6 ac.
- Government Lot (GL)
- Tax Lot
- Major Road
- Watercourse
- Waterbody

Application for a Water Right Transfer Certificate 32584 (Application S-32875)

A Water Right in the Name of Sester Farms

Multnomah County

Township 1 South, Range 4 East (W.M.)

CERTIFIED WATER RIGHTS EXAMINER STAMP

CERTIFIED WATER RIGHTS EXAMINER
#78185CWRE
THEODORE R. RESSLER
JUNE 29, 2007
STATE OF OREGON
RENEWS: 12-31-2022

LOCATION DESCRIPTION
Reservoir 3 POD
Located in the NWSE Quarter Quarter of Section 16, Township 1 South, Range 4 East (W.M.)

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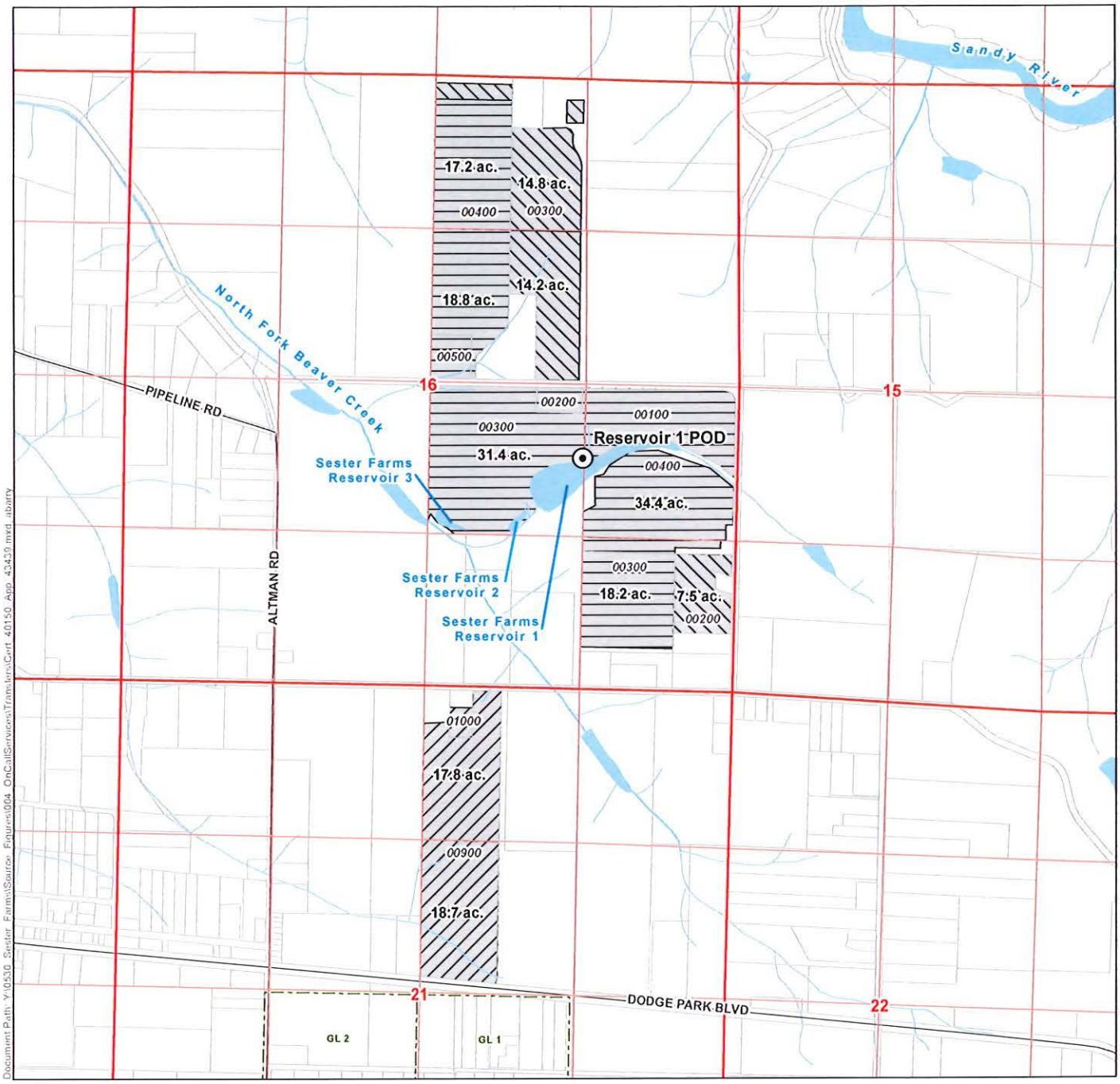
DISCLAIMER
This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines.

Date: September 13, 2021
Data Sources: BLM, ESRI, OWRD, USGS

N
0 660 1,320
1 inch = 1,320 feet

GSI Water Solutions, Inc.

13853



Document Path: Y:\0530_Sester_Farms\Source_Figures\004_OnCallServices\Transfers\Cert 40150 App 43439.mxd abarry

LEGEND

- Point of Diversion (POD)

Place of Use (POU)

- From Lands, 36.5 ac.
- To Lands, 36.5 ac.
- Remaining Lands, 120.0 ac.
- Government Lot (GL)
- Tax Lot
- Major Road
- Watercourse
- Waterbody

Application for a Water Right Transfer Certificate 40150 (Application S-43439)

A Water Right in the Name of Sester Farms

Multnomah County

Township 1 South, Range 4 East (W.M.)

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CERTIFIED WATER RIGHTS EXAMINER STAMP

CERTIFIED WATER RIGHTS EXAMINER
#78185CWRE
THEODORE R. RESSLER
JUNE 29, 2007
STATE OF OREGON
RENEWS: 12-31-2022

LOCATION DESCRIPTION

Reservoir 1 POD

Located 1050 feet South and 920 feet East from the Center of Section 16, Township 1 South, Range 4 East (W.M.)

DISCLAIMER

This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines.

Date: September 13, 2021
Data Sources: BLM, ESRI, OWRD, USGS

N

0 660 1,320

1 inch = 1,320 feet

GSI Water Solutions, Inc.

1853

Land Use Information Form

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

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Applicant(s): Sester Farms, Attn: Ted Sester

Mailing Address: 33205 SE Oxbow Drive

City: Gresham State: OR Zip Code: 97080 Daytime Phone: 503-663-4844

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:
1S	4E	16	NWNE	300 400	EFU	☐ Diverted ☐ Conveyed ☒ Used	Irrigation
1S	4E	16	SWNE	300	EFU	☐ Diverted ☐ Conveyed ☒ Used	Irrigation
1S	4E	16	SESE	200	EFU	☐ Diverted ☐ Conveyed ☒ Used	Irrigation
____	____	____	____	____	____	☐ Diverted ☐ Conveyed ☐ Used	____

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

Multnomah County

B. Description of Proposed Use

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

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

Source of water: ☒ Reservoir/Pond ☐ Ground Water ☒ Surface Water (name) Unnamed stream (trib. to Beaver Creek)

Estimated quantity of water needed: 0.72 cfs

☐ 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:

The applicant proposes to change the place of use for a 36.5-acre portion of an existing water right, Certificate 29894, which authorizes primary irrigation, and the layered portions of three additional existing water rights authorizing supplemental irrigation on the same land.

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. →

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OCT 25 2021

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For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

Please check the appropriate box below and provide the requested information

☑ Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): MCC 39.4220(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:	
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ 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.

All three tax lots are zoned Exclusive Farm Use.

Name: Lisa Estrin Title: Senior Planner

Signature: Lisa Estrin Digitally signed by Lisa Estrin Phone: 503.988.0167 Date: 10/8/21

Government Entity: Multnomah County Land Use Planning

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: _____

13853

Permanent Transfer Application Intake Completion Checklist

Check the Certificate(s) in WRIS

Transfer # T-

Checked by- B *Date-* 10/27	***Type of Change(s) Proposed:*** *Mark the Proposed Changes*	**Substitution**	**Supplemental to Primary**	**POU**	**POD**	**APOD**
Fee Received: 3190		**Gov Action**	**Surface to Ground**	**USE**	**POA**	**APOA**
Calculated Fee: 3190 ✓			***How many rights to be Transferred?***			
			Certificate # 4 Certs. * RR x4			
Additional Observations:			Multiple certs OK ✓			

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:** _____

Permanent Transfer Application Intake Completion Checklist

FEE WORKSHEET for PERMANENT TRANSFER (except Substitution)			
1	Base Fee (includes one type of change to one water right for up to 1 cfs)	*1*	**$1,360**
2	Types of change proposed: ☐ Place of Use ☐ Character of Use ☐ Point of Diversion/Appropriation Number of above boxes checked = _____(2a) Subtract 1 from the number in line **2a** = _____(2b) *If only one change, this will be 0.* Multiply line **2b** by **$1,090** and enter » » » » » » » » » » » » » » » »	*2*	0
3	Number of water rights included in transfer _____(3a) Subtract 1 from the number in **3a** above: _____(3b) *If only one water right this will be 0* Multiply line **3b** by $610 and enter » » » » » » » » » » » » » » » »	*3*	0
4	Do you propose to add or change a well, change from a surface water POD to a well, or Substitute a Suppl GW right for a Primary SW right? ☐ No: enter 0 » ☐ Yes = **$480** (4a) If YES: enter the number of wells being proposed: _____(4b) Subtract 1 from the number in line **4b** = _____(4c) *If only one well this will be 0.* Multiply line **4c** by $410 = _____(4d) Add lines **4a** and **4d** and enter » » » » » » » » » » » » » » » » » »	*4*	0
5	Do you propose to change the place of use or character of use? ☐ No: enter 0 on line 5 » ☐ Yes: enter the cfs for the portions of the rights to be transferred (see example below*): _____(5a) Subtract 1.0 from the number in **5a** above: _____(5b) If **5b** is 0 or less, enter 0 on line 5 » » » » » » » » » » » » » » » » » » If **5b** is greater than 0, round up to the nearest whole number: _____(5c) and multiply **5c** by $350, then enter on line 5 » » » » » » » » » » » » » » » »	*5*	0
6	Add entries on lines **1** through **5** above » » » » » » » » » » Subtotal:	*6*	0
7	Is this transfer: ☐ necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? ☐ endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat? If one or more boxes is checked, multiply line **6** by 0.5 and enter on line 7 » » » If no box is applicable, enter 0 on line 7» » » » » » » » » » » » » » » » » »	*7*	0
8	Subtract line 7 from line 6 » » » » » » » » » » » » **Transfer Fee:**	***8***	

OREGON
WATER RESOURCES DEPARTMENT

RECEIVED
JUL 26 2023
OWRD
Date Received (Date Stamp Here)

OWRD Over-the-Counter Submission Receipt

Applicant Name(s) & Address: Sister Farms
33205 SE Oxbow Dr. Gresham OR 97080

Transaction Type: RA

Fees Received: $ 1711.71

☐ Cash ☒ Check; **Check No.** 21429

Name(s) on Check: Sister Farms Inc

Thank you for your submission. Oregon Water Resources Department (Department) staff will review your submittal as soon as possible.

If your submission is determined to be complete, you will receive a receipt for the fees paid and an acknowledgement letter stating your submittal is complete.

If determined to be incomplete, your submission and the accompanying fees will be returned with an explanation of deficiencies that must be addressed in order for the submittal to be accepted.

If you have any questions, please feel free to contact the Department's Customer Service staff at 503-986-0801 or 503-986-0810.

Sincerely,
OWRD Customer Service Staff

Submission received by: Corie Lovrien
(Name of OWRD staff)

Instructions for OWRD staff:

- Complete this Submission Receipt and make two (2) copies. Place one copy with the check/cash; and place the other copy with the submission (*i.e., the application or other document*).
- Date-stamp all pages. (*NOTE: Do not stamp check.*)
- Give this original Submission Receipt to the applicant.
- Record Submission Receipt information on the "*RECEIVED OVER THE COUNTER*" log sheet.
- Fold and put one copy of the Submission Receipt with check/cash into the Safe slot. Place the other copy of the Submission Receipt with submission (*application/other document*) in the top drawer of filing cabinet.