

T-10522

PERMIT
AMENDMENTName Shane DeRuweAddress 85201 Hudson Bay Rd
Milton-Freewater, OR 97862
541-558-3710 cell-509-520-5893Change in APOA
Date Filed 1-22-08
Initial notice date 2-5-08
DPD issued date _____
PD issued date _____
PD notice date _____
Date of FO 4-25-08 Vol 74 Page 246C-Date _____
COBU due date _____
COBU Received date _____
Certificate issued _____

DESCRIPTION OF WATER RIGHT(S)

Name of Stream WellTrib. of Raymond GulchUse Ir County umatilla

Quantity of water (CFS) _____ No. of Acres _____

Name of ditch _____

App # G 14898 Per # G 13717 Cert # _____ PR Date 1999

App # _____ Per # _____ Cert # _____ PR Date _____

App # _____ Per # _____ Cert # _____ PR Date _____

App # _____ Per # _____ Cert # _____ PR Date _____

App # _____ Per # _____ Cert # _____ PR Date _____

FEES PAID		
Date	Amount	Receipt #
1/22/08	400. ⁰⁰	91277

FEES REFUNDED		
Date	Amount	Receipt#

Assignments: _____

_____Irrigation District Gardens Farms Irrigation Dist. No 13-515 White Road Touchet, Wa
99360

Agent _____

CWRE John Waginner # 358
CC's list umatilla County☐ - Oversized map - Location _____



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

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

April 30, 2008

Shane DeRuwe
85201 Hudson Bay Road
Milton-Freewater, Oregon 97862

Reference: Permit Amendment Transfer 10522

Enclosed is a copy of the order approving your Permit Amendment transfer application.

YOU SHOULD GIVE PARTICULAR ATTENTION TO THE CONDITIONS OUTLINED IN THE ORDER. All other terms and conditions of the permit remain the same.

If you have any questions, please call the Transfer Section, (503)986-0900.

Sincerely,

Sarah Henderson
Executive Support

cc: Watermaster #5
John Warinner, CWRE
Gardena Farms Irrigation District No. 13

Enclosure

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

In the Matter of Permit Amendment	)	FINAL ORDER
T-10522, Umatilla County	)	APPROVING ADDITIONAL POINTS
	)	OF APPROPRIATION

Authority

ORS 537.211 establishes the process in which a water right permit holder may submit a request to change the point of appropriation and/or place of use authorized under an existing water right permit.

Applicant

Shane DeRuwe
85201 Hudson Bay Road
Milton-Freewater, Oregon 97862

Findings of Fact

1. On January 22, 2008, Shane DeRuwe, filed an application for additional points of appropriation under Permit G-13717. The Department assigned the application number T-10522.
2. The permit to be amended is as follows:

Permit:	G-13717, in the name of Shane DeRuwe (as previously amended by T-8756, Special Order Vol. 55 Page 893; T-9263, Special Order Vol. 57, Page 112)
Use:	Irrigation
Priority Date:	January 5, 1999
Quantity:	2.64 cubic feet per second (cfs)
Rate/Duty:	The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.
Acres:	211.3
Source:	Three wells, in the Raymond Gulch Basin.
Date of Complete Application of Water:	October 1, 2014

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-080 and OAR 690-01-005 you may either 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.

Authorized Points of Appropriation:

Township		Range		Meridian	Sec	¼ ¼		Lot	Location
6	N	33	E	W.M.	13	SW	SW		Well 1 – 3300 feet South and 370 feet West from the NW Corner of Section 13.
6	N	33	E	W.M.	13			4	Well 2 – 880 feet South and 480 feet East from the NW Corner of Section 13.
6	N	33	E	W.M.	13	NW	SW		Well 3 – 2185 feet South and 830 feet East from the NW Corner of Section 13.

Authorized Place of Use:

Township		Range		Meridian	Sec	¼ ¼		Lot	Acres
6	N	33	E	W.M.	13			2	21.0
6	N	33	E	W.M.	13			3	49.7
6	N	33	E	W.M.	13			4	43.5
6	N	33	E	W.M.	13	NE	SW		31.1
6	N	33	E	W.M.	13	NW	NW		34.6
6	N	33	E	W.M.	13	SW	SW		14.0
6	N	33	E	W.M.	13	SE	SW		1.1
6	N	33	E	W.M.	13	NW	SE		6.7
6	N	33	E	W.M.	14			1	7.3
6	N	33	E	W.M.	14	SE	SE		2.3

- A scrivener's error in the location description of Well 1 authorized by Permit Amendment T-8756 occurred. The location description of Well 1 should be 3300 feet South and 370 feet **East** from the NW Corner of Section 13.
- The applicant has submitted better survey data that describes the authorized points of appropriation. The new survey data better describes the location of the authorized points of appropriation as:

Township		Range		Meridian	Sec	¼ ¼		Lot	Location
6	N	33	E	W.M.	13			4	Well A (Well 2) – 880 feet South and 480 feet East from the NW Corner of Section 13.
6	N	33	E	W.M.	13	SW	SW		Well B (Well 1) – 3080 feet South and 620 feet East from the NW Corner of Section 13.
6	N	33	E	W.M.	13	NW	SW		Well C (Well 3) – 2150 feet South and 865 feet East from the NW Corner of Section 13.

5. Application T-10522 proposes additional points of appropriation located:

Township		Range		Meridian	Sec	¼ ¼	Lot	Location
6	N	33	E	W.M.	13		3	Well D – 110 feet South and 1948 feet East from the NW Corner of Section 13.
6	N	33	E	W.M.	13	NW SW		Well E – 1773 feet South and 969 feet East from the NW Corner of Section 13.

6. Notice of the application for the permit amendment was published in the Department's weekly notice on February 5, 2008, and in the Walla Walla Daily Bulletin newspaper on March 20, 27 and April 3, 2008, pursuant to ORS 540.520(5). No comments were filed in response to the notices.
7. The change would not result in injury to other water rights.
8. The change does not enlarge the permit.
9. The change does not alter any other terms of the permit.

Conclusions of Law

The additional points of appropriation proposed by Permit Amendment Application T-10522 are consistent with the requirements of ORS 537.211.

Now, therefore, it is ORDERED:

The change and subsequent use of water shall be subject to the following conditions:

1. The combined quantity of water diverted at the new points of appropriation (wells), together with that diverted at the old points of appropriation, shall not exceed the quantity of water lawfully available at the original points of appropriation.
2. Prior to water use from the proposed point of appropriation, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order, and shall keep a complete record of the amount of water used each month and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water use information, including the place and nature of use of water under the permit.

The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

3. Water shall be acquired from the same aquifer as the original points of appropriation.

4. All other terms and conditions of Permit G-13717 remain the same.

5. Permit G-13717, in the name of Shane DeRuwe, is amended as described herein.

Dated at Salem, Oregon this 25th day of April, 2008.


Fm Phillip C. Ward,
Director

Mailing Date: MAY 01 2008

STATE OF OREGON

COUNTY OF UMATILLA

ORDER APPROVING AN ADDITIONAL POINT OF APPROPRIATION

Pursuant to ORS 537.211, after notice was given and finding that no injury to existing water rights would result, this order approves, as conditioned or limited herein, PERMIT AMENDMENT T-8756 submitted by

SHANE DeRUWE
85021 HUDSON BAY ROAD
MILTON-FREEWATER, OREGON 97862.

The permit to be modified is Permit G-13717 with a date of priority of JANUARY 5, 1999. The permit allows the use of TWO WELLS, in the RAYMOND GULCH BASIN, for IRRIGATION OF 211.3 ACRES. The amount of water to which this permit is entitled is limited to an amount actually beneficially used and shall not exceed 2.64 cubic feet per second, if available at the original wells; LOT 3 AND LOT 4, SECTION 13, T 6 N, R 33 E, W.M.; WELL 1 - 80 FEET SOUTH AND 2250 FEET EAST; WELL 2 - 880 FEET SOUTH AND 480 FEET EAST; BOTH FROM THE NW CORNER OF SECTION 13, or its equivalent in case of rotation, measured at the well.

The amount of water used for irrigation, together with the amount secured under any other right existing on the same lands, is limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2).

Pursuant to ORS 536.075 and OAR 137-004-080 and OAR 690-01-005 you may either petition for judicial review or petition the Director for reconsideration of this order.

The use shall conform to any reasonable rotation system ordered by the proper state officer.

The authorized location of Well 1 is as follows:

SW $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 13, T 6 N, R 33 E, W.M.; 3300 FEET SOUTH AND 370 FEET WEST FROM THE NW CORNER OF SECTION 13.

The authorized place of use is as follows:

LOT 2 21.0 ACRES
LOT 3 49.7 ACRES
LOT 4 43.5 ACRES
NE $\frac{1}{4}$ SW $\frac{1}{4}$ 31.1 ACRES
NW $\frac{1}{4}$ NW $\frac{1}{4}$ 34.6 ACRES
SW $\frac{1}{4}$ SW $\frac{1}{4}$ 14.0 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$ 1.1 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$ 6.7 ACRES
SECTION 13

LOT 1 7.3 ACRES
SE $\frac{1}{4}$ SE $\frac{1}{4}$ 2.3 ACRES
SECTION 14

TOWNSHIP 6 NORTH, RANGE 33 EAST, W.M.

The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described.

The applicant proposes an additional point of appropriation located:

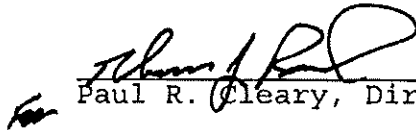
WELL 3 - NW $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 13, T 6 N, R 33 E, W.M.;
2185 FEET SOUTH AND 830 FEET EAST FROM THE NW CORNER OF SECTION 13.

THIS CHANGE TO AN EXISTING WATER PERMIT MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

1. The quantity of water diverted at the new point of appropriation (Well 3), together with that diverted at Wells 1 and 2, shall not exceed the maximum rate and duty allowed under the water right permit.
2. Water shall be acquired from the same aquifer as the original points of appropriation.
3. All other terms and conditions of the permit remain the same.

Permit G-13717, in the name of SHANE DeRUWE is amended as described herein.

WITNESS the signature of the Water Resources
Director, affixed FEB 18 2003.


Paul R. Cleary, Director

STATE OF OREGON

COUNTY OF UMATILLA

ORDER APPROVING A CHANGE IN POINT OF APPROPRIATION

Pursuant to ORS 537.211, after notice was given and finding that no injury to existing water rights would result, this order approves, as conditioned or limited herein, PERMIT AMENDMENT T-8756 submitted by

SHANE DeRUWE
85021 HUDSON BAY ROAD
MILTON-FREEWATER, OREGON 97862.

The permit to be modified is Permit G-13717 with a date of priority of JANUARY 5, 1999. The permit allows the use of TWO WELLS, in the RAYMOND GULCH BASIN, for IRRIGATION OF 211.3 ACRES. The amount of water to which this permit is entitled is limited to an amount actually beneficially used and shall not exceed 2.64 cubic feet per second, if available at the original wells; LOT 3 AND LOT 4, SECTION 13, T 6 N, R 33 E, W.M.; WELL 1 - 80 FEET SOUTH AND 2250 FEET EAST; WELL 2 - 880 FEET SOUTH AND 480 FEET EAST; BOTH FROM THE NW CORNER OF SECTION 13, or its equivalent in case of rotation, measured at the well.

The amount of water used for irrigation, together with the amount secured under any other right existing on the same lands, is limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2).

Pursuant to ORS 536.075 and OAR 137-004-080 and OAR 690-01-005 you may either petition for judicial review or petition the Director for reconsideration of this order.

The use shall conform to any reasonable rotation system ordered by the proper state officer.

The authorized place of use is as follows:

LOT 2 21.0 ACRES
LOT 3 49.7 ACRES
LOT 4 43.5 ACRES
NE¼ SW¼ 31.1 ACRES
NW¼ NW¼ 34.6 ACRES
SW¼ SW¼ 14.0 ACRES
SE¼ SW¼ 1.1 ACRES
NW¼ SE¼ 6.7 ACRES
SECTION 13

LOT 1 7.3 ACRES
SE¼ SE¼ 2.3 ACRES
SECTION 14

TOWNSHIP 6 NORTH, RANGE 33 EAST, W.M.

The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described.

The applicant proposes to change the point of appropriation of WELL 1 to:

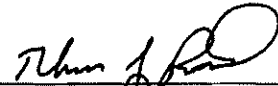
SW¼ SW¼, SECTION 13, T 6 N, R 33 E, W.M.; 3300 FEET SOUTH AND 370 FEET WEST FROM THE NW CORNER OF SECTION 13.

THIS CHANGE TO AN EXISTING WATER PERMIT MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

1. The quantity of water diverted at the new point of appropriation (well) shall not exceed the quantity of water lawfully available at the original point of appropriation.
2. Water shall be acquired from the same aquifer as the original point of appropriation.
3. All other terms and conditions of the permit remain the same.

Permit G-13717, in the name of SHANE DeRUWE is amended as described herein.

WITNESS the signature of the Water Resources
Director, affixed AUG 29 2001.


for Paul R. Cleary, Director

Permit Amendment Checklist

Permit Amendment T-10522

Transfer Specialist: pks

Applicant Name/Address: Shane DeRuwe, 85201 Hudson Bay Rd., Milton-Freewater, OR 97862

Agent Name/Address: None

CWRE Name/Number: John Warinner # 358

Rec Landowner Name/Address: None

Irr. District Name/Address: Gardena Farms Irrigation District No. 13, 515 White Road, Touchet, WA 99360

Affected Govt's Name/Address: Umatilla County

Commentors Name/Address: None

Permits Affected

T-9263
T-8756

Records Marked	Records Copied	App File No.	Permit No.
X	X	G-14898	G-13717

Key Dates & Initial Actions

Rec'd: 1/22/2008	Proposed Action(s): POU POD POA APOD/APOA SW/GW:	
Fees Pd: \$400.00	WM District: 5	ODFW District: N/A
Initial Notice: 2/5/2008	WM Review sent: 1/29/2008	ODFW Review sent: N/A
Acknowledgement Letter Sent: X		GW Review sent: 1/29/2008

Processing Dates & Actions

Deficiency Contacts:	Newspaper Pub Affid. Due: 4/21/2008 ☐ not required
Affid of Pub Rec'd: Last Day Published:	Affidavit Reminder Sent:
Reminder Deadline:	

Final Order

☒ Electronic Files uploaded

☐ File Assigned/ ModPod updated

☒ Newspaper Notice Cover letter

☐ Fee Refund Due

☒ Newspaper Notice

Draft Order Review (Optional) Reviewer: _____ Date: _____ Coordinator: _____ Date: _____	Final Order Review (Salem) Reviewer: <u>ASB</u> Date: <u>4/23/08</u> Coordinator: <u>ASB</u> Date: <u>4/23/08</u>
Comments/Special Issues: Additional POA's	

Special Order Volume: Vol: 74, Pages 746 Final Order Signature Date: 4-25-08

Notice of FO e-mailed to processors: Kelly

STATE OF OREGON

COUNTY OF UMATILLA

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

SHANE DERUWE

85021 HUDSON BAY ROAD

MILTON FREEWATER, OREGON 97862

(541) 558-3710

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-14898

SOURCE OF WATER: TWO WELLS IN RAYMOND GULCH BASIN

PURPOSE OR USE: IRRIGATION OF 211.3 ACRES

MAXIMUM RATE: 2.64 CUBIC FEET PER SECOND

PERIOD OF USE: MAY 1 THROUGH OCTOBER 31

DATE OF PRIORITY: JANUARY 5, 1999

POINT OF DIVERSION LOCATION: LOT 3, AND LOT 4, SECTION 13, T6N, R33E, W.M.; WELL 1 - 80 FEET SOUTH & 2250 FEET EAST; WELL 2 - 880 FEET SOUTH & 480 FEET EAST BOTH FROM NW CORNER, SECTION 13

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

LOT 2	21.0 ACRES
LOT 3	49.7 ACRES
LOT 4	43.5 ACRES
NE 1/4 SW 1/4	31.1 ACRES
NW 1/4 SW 1/4	34.6 ACRES
SW 1/4 SW 1/4	14.0 ACRES

T-9263 Δ APOA
V.57p.112

Application G-14898 Water Resources Department

PERMIT G-13717

T-8766 5p. V.55p.893

T-10522

SE 1/4 SW 1/4 1.1 ACRES
NW 1/4 SE 1/4 6.7 ACRES
SECTION 13

LOT 1 7.3 ACRES
SE 1/4 SE 1/4 2.3 ACRES
SECTION 14

TOWNSHIP 6 NORTH, RANGE 33 EAST, W.M.

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order, shall keep a complete record of the amount of water used each month and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water use information, including the place and nature of use of water under the permit.
- B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

STANDARD CONDITIONS

The wells shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times.

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

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

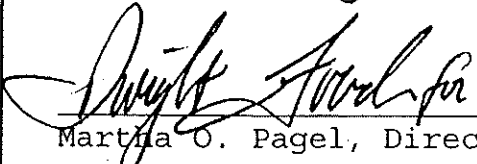
The use of water shall be limited when it interferes with any prior surface or ground water rights.

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Actual construction of the well shall begin by August 13, 2000. Complete application of the water to the use shall be made on or before October 1, 2003. Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner (CWRE).

Issued August 13, 1999

C14


Martha O. Pagel, Director
Water Resources Department

Application G-14898
Basin 7
RWK

Water Resources Department
Volume 2 PINE CR MISC
MGMT.CODE 7BG 7BR

PERMIT G-13717
District 5

**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 # **91277**

INVOICE # _____

RECEIVED FROM: **SHANE K. DERUWE**

BY: _____

APPLICATION	T-10522
PERMIT	
TRANSFER	T-10522

CASH: ☐ CHECK: # **1413** OTHER: (IDENTIFY) ☐

TOTAL REC'D **\$400.00**

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES **PLA 46111** \$ _____
 OTHER: (IDENTIFY) \$ _____

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

4270 WRD OPERATING ACCT

MISCELLANEOUS

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

WATER RIGHTS:

	EXAM FEE		RECORD FEE
0201 SURFACE WATER	\$ _____	0202	\$ _____
0203 GROUND WATER	\$ _____	0204	\$ _____
0205 TRANSFER	\$400.00		

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 (FWWRD) \$ _____
 0231 HYDRO LICENSE FEE (FWWRD) \$ _____
 HYDRO APPLICATION \$ _____

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION _____ \$ _____

RECEIPT: **91277**

DATED: **1/22/08**

BY: **[Signature]**

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



Oregon Water
725 Summer St
Salem Oregon
(503) 986-0900
www.wrd.state.or.us

Originals

Application for Permit Amendment or Ground Water Registration Modification

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

1. TYPE OF APPLICATION

Please check one of the following:

☒ Permit Amendment ☐ Ground Water Registration Modification

2. APPLICANT INFORMATION

Name: Shane DeRuwe
First Last
Address: 85201 Hudson Bay Road
Milton-Freewater OR 97862
City State Zip
Phone: (541) 558-3710 N/A N/A
Home Work Other
Fax: N/A E-Mail address: N/A

3. AGENT INFORMATION

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

Name: _____
First Last
Address: _____
City State Zip
Phone: _____
Home Work Other
Fax: _____ E-Mail address: _____

RECEIVED

JAN 22 2008

WATER RESOURCES DEPT
SALEM, OREGON

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

Permit Amendments

- If you propose to amend multiple permits under this application, a separate set of pages 3 through 7 must be provided for each permit. (**NOTE:** Concurrent changes to a water right must be filed separately on a transfer application.)

Ground Water Registration Modifications

- You may propose modification of only one ground water registration per application, unless in accordance with OAR 690-382-0300(2), the ground water registrations to be modified are layered. (**NOTE:** Concurrent changes to a water right must be filed separately on a transfer application.)

4. TYPE OF AMENDMENT OR MODIFICATION PROPOSED

Please check all of the following that apply:

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ Change (The old point of diversion or appropriation will <u>not</u> be used for the portion of the water right affected by the amendment or modification.) ☒ Additional (Both the old <u>and</u> new points of diversion or appropriation will be used for the portion of the water right affected by the amendment or modification.) <i>Not Available for Ground Water Registrations</i> ☐ Surface Water to Ground Water (A new point of appropriation will be used <u>instead of</u> the old point of diversion. The old point of diversion will <u>not</u> be used.)	☐ All of the Permit or Registration will be exercised at a different location than currently authorized (Use of water at the current authorized location will be discontinued.) ☐ Only a <u>portion</u> of the Permit or Registration will be exercised at a different location than currently authorized (Use of water at a <u>portion</u> of the current authorized location will be discontinued.)	<i>Not Available for Permit Amendments</i> Change existing authorized use to the following proposed <u>new</u> use: ☐ Irrigation ☐ Municipal ☐ Quasi-municipal ☐ Commercial ☐ Industrial ☐ Domestic (indicate number of households): ☐ Other _____

RECEIVED
JAN 22 2008
WATER RESOURCES DEPT
SALEM, OREGON

- Reason(s) for amendment/modification(s): Water right owner has constructed three wells in efforts to perfect Permit G-13717 (and associated Permit Amendments T-8756 and T-9263). However, none of the wells have supplied sufficient water. He desires to drill another well.

5. CURRENT PERMIT OR REGISTRATION INFORMATION

Permit or Registration to be Amended/Modified (*check and complete one of the following*):

☒ Permit to be Amended:	<u>G-13717 (T-8756 and T-9263)</u> Permit Number	<u>Pending app for time ext.</u> Current Completion Date of Permit
☐ Ground Water Registration to be Modified:	_____ Ground Water Registration Number	<i>NOTE: Concurrent changes to a water right must be filed separately on a transfer application.</i>

- Name on Permit or Registration: Shane DeRuwe
- County: Umatilla
- Authorized Use(s) to be affected by this Amendment/Modification: Irrigation of 211.3 acres

- Priority Date(s): January 5, 1999

If there are multiple Priority Dates identified on the Permit or Registration, any information provided on pages 4 through 7 must identify which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.

- All Source(s) of Water to be affected by this Amendment/Modification: groundwater wells
in surface (gravel) groundwater aquifer

Tributary to: Raymond Gulch Basin

If there are multiple Sources listed on the Permit or Registration, any information provided on pages 4 through 7 must identify which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.

For an application proposing a Change in Place of Use or Character of Use:

- Are there any other "Layered" Water Rights, Permits, or Ground Water Registrations issued for Irrigation purposes that are appurtenant to the same place of use as the Permit or Registration being Amended/Modified? ☐ Yes ☐ No ☒ N/A -No Change in Use or Place of Use

If "Yes", pursuant to ORS 540.510, OAR 690-380-2240 and OAR 690-382-0200, the other "layered" water uses subject to transfer must either change concurrently or be cancelled, except as provided in OAR 690-380-2240(5).

- Remarks: Only additional POA is proposed. No change in use or place of use.

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**WATER RESOURCES DEPT
SALEM, OREGON**

- The following information **must be provided** only for those points of diversion or appropriation that are involved in the permit amendment or ground water registration modification (i.e., list only the portion of the permit/registration you propose to amend/modify.) Attach additional pages as necessary.

Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing permit or ground water registration.

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

(i.e., the allowed point(s) of diversion/appropriation that will be affected by the proposed amendment/modification, the "FROM" point(s) of diversion/appropriation)

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

- Does the permit/registration being amended/modified involve a ground water source(s)?
☒ Yes ☐ No (Surface water source only.)

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

- Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map.

(NOTE: You may search for well logs on the Department's website at: www.wrd.state.or.us)

or

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

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

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

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

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

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands that will be affected by the proposed amendment/modification, the "FROM" lands)

[illegible]

6. PROPOSED PERMIT AMENDMENT OR REGISTRATION MODIFICATION

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

Location of Proposed Point(s) of Diversion or Appropriation: (i.e., the "TO" point(s) of diversion/appropriation)
(NOTE: Complete this table only if a Change in Point of Diversion or Appropriation is being proposed.)

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
Well D (gravel) Raymond Gulch	6N	33E	WM	13	SE NW	Govt Lot 3	110 ft S and 1948 ft E from NW Corner S13
Well E (gravel) Raymond Gulch	6N	33E	WM	13	NW SW	TL 310	1773 ft S and 969 ft E from NW Corner S13

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

If "Yes", attach and clearly label the corresponding well log(s) for each proposed well, or if well log(s) are not available, describe the construction of the well(s) using the table below.

(NOTE: You may search for well logs on the Department's website at: www.wrd.state.or.us)

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

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

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

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Well D No	N/A	16 in	Steel 10 in	200 ft	90-200	40 ft	92 ft	60 ft	Air line	200 ft
Well E No	N/A	16 in	Steel 10 in	200 ft	90-200	40 ft	92 ft	60 ft	Air line	200 ft

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7. AFFECTED DISTRICTS AND LOCAL GOVERNMENTS

- Are any of the Permit(s) or Registration(s) proposed for amendment/modification located within or served by an irrigation or other water district? ☒ Yes ☐ No
- Will any of the Permit(s) or Registration(s) be located within or served by an irrigation or other water district after the proposed amendment/modification? ☒ Yes ☐ No
- Is water for any of the Permit(s) or Registration(s) supplied under a water service agreement or other contract for stored water with a federal agency? ☐ Yes ☒ No

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

Gardena Farms Irrigation District No. 13 – 515 White Road – Touchet, WA 99360

- List the name and mailing address of all affected local governments (e.g., county, city, municipal corporation, and tribal governments within whose jurisdiction the right(s) are located).

Umatilla County – 216 East Fourth Street – Pendleton, OR 97801

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8. PERMIT HOLDER OF RECORD

This section is to be completed only for Permit Amendment applications.

☐ *N/A – This is a Ground Water Registration Modification application.*

- Is the applicant the permit holder of record? ☒ Yes ☐ No

If "No", the applicant must either:

A. *Be assigned as a permit holder of record by submitting a completed **Request for Assignment** form and the required statutory fee for an assignment;*

or

B. *Submit an **Affidavit of Consent** from the permit holder of record that gives permission for the applicant to amend the permit.*

9. LAND OWNERSHIP

If for a Permit Amendment proposing a Change in Place of Use:

- Does the permit holder of record own or control the land **TO** which the place of use is being moved? ☒ Yes ☐ No

*If "No", the owner of the land **TO** which the place of use is being moved **must be assigned to the permit as a permit holder of record** by submitting a completed **Request for Assignment** form and the required statutory fee for an assignment.*

- Check one of the following:
 - ☒ The permit holder of record will be responsible for completion of the proposed changes after the final order is issued. All notices and correspondence should be sent to the permit holder of record.
 - ☐ The applicant will remain responsible for completion of changes. Notices and correspondence should continue to be sent to the applicant and applicant's agent.

If for a Ground Water Registration Modification:

- Does the applicant own the lands **FROM** which the registration is being moved? ☐ Yes ☐ No

If "No", provide the following information:

Names of Current Landowner(s): _____
First Last

Address: _____

City State Zip

- Does the applicant own the lands **TO** which the registration is being moved? ☐ Yes ☐ No

If "No", provide the following information:

Names of Receiving Landowner(s): _____
First Last

Address: _____

City State Zip

- Check one of the following:
 - ☐ The receiving landowner will be responsible for completion of the proposed changes after the final order is issued. All notices and correspondence should be sent to this landowner.
 - ☐ The applicant will remain responsible for completion of changes. Notices and correspondence should continue to be sent to the applicant and applicant's agent.

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SALEM, OREGON**

10. ATTACHMENTS

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

Map:

- ☒ A map meeting the requirements of OAR 690-380-3100 must be included but need **not** be prepared by a Certified Water Right Examiner.

Land Use Information Form:

- ☒ Enclosed; or
- ☐ Not required if all of the following are met:
- ❶ In EFU zone or irrigation district;
 - ❷ Change in place of use only;
 - ❸ No structural changes needed, including diversion works, delivery facilities, other structures; and
 - ❹ Irrigation only.

Water Well Reports/Well Logs:

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

Fees:

- ☒ Amount enclosed: \$ 400
See the Department's Fee Schedule at www.wrd.state.or.us/OWRD/PUBS/forms.shtml or call (503) 986-0900.

For Permit Amendments Only...

Request for Assignment:

- ☐ Enclosed. The applicant is **NOT** the permit holder of record and needs to be assigned to the permit; OR the landowner of the proposed place of use is **NOT** the permit holder of record and needs to be assigned to the permit.
The Request for Assignment form is available online at: www.wrd.state.or.us/OWRD/PUBS/forms.shtml ; or
- ☒ N/A. The applicant is the permit holder of record and owns or controls the proposed place of use; OR the applicant is **not** the permit holder of record but is supplying an Affidavit of Consent from the permit holder.

Affidavit of Consent:

- ☐ Enclosed. Because the applicant is **NOT** the permit holder of record, an Affidavit of Consent is being supplied that gives permission for the applicant to amend the permit; or
- ☒ N/A. Not required because the applicant is the permit holder of record.

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

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

11. SIGNATURES

- **For Ground Water Registration Modification Applications only, check the appropriate one and sign the application in the signature box below:**

- ☒ In accordance with OAR 690-382-0400(16)(a), I (we) understand that prior to Department approval of a permanent modification and upon my receipt of a draft Preliminary Determination for the proposed modification, I (we) will be required [pursuant to OAR 690-382-0700(5)] to provide the following landownership information and evidence demonstrating that I (we) are authorized to pursue the modification:

- A report of ownership and lien information that has been prepared by a title company *within the last three months*;
- A copy of written notification of the proposed modification provided by the applicant to all lien holders on the subject lands unless the report of ownership and lien information shows that a water right conveyance agreement has been recorded for the subject lands. *If a water right conveyance agreement has been recorded for the subject lands, a copy of the recorded agreement and a listing of the owner(s) of the lands at the time the agreement was recorded must be submitted; and*
- If the applicant is not both the person named on the ground water registration or the assignee *and* the owner of the lands to which the registration is appurtenant, as identified in the report of ownership and lien information, then either of the following must be provided:
 - Notarized statements consenting to the modification by all persons, other than the applicant, who are named on the ground water registration or identified as landowners in the report of ownership and lien information or who are authorized representatives of an entity to whom the interest in the water right has been conveyed as identified in a water right conveyance agreement; or
 - Documentation demonstrating that the applicant is authorized to pursue the modification in the absence of consent of the persons named on the ground water registration or the assignee and the owner of the lands to which the registration is appurtenant.

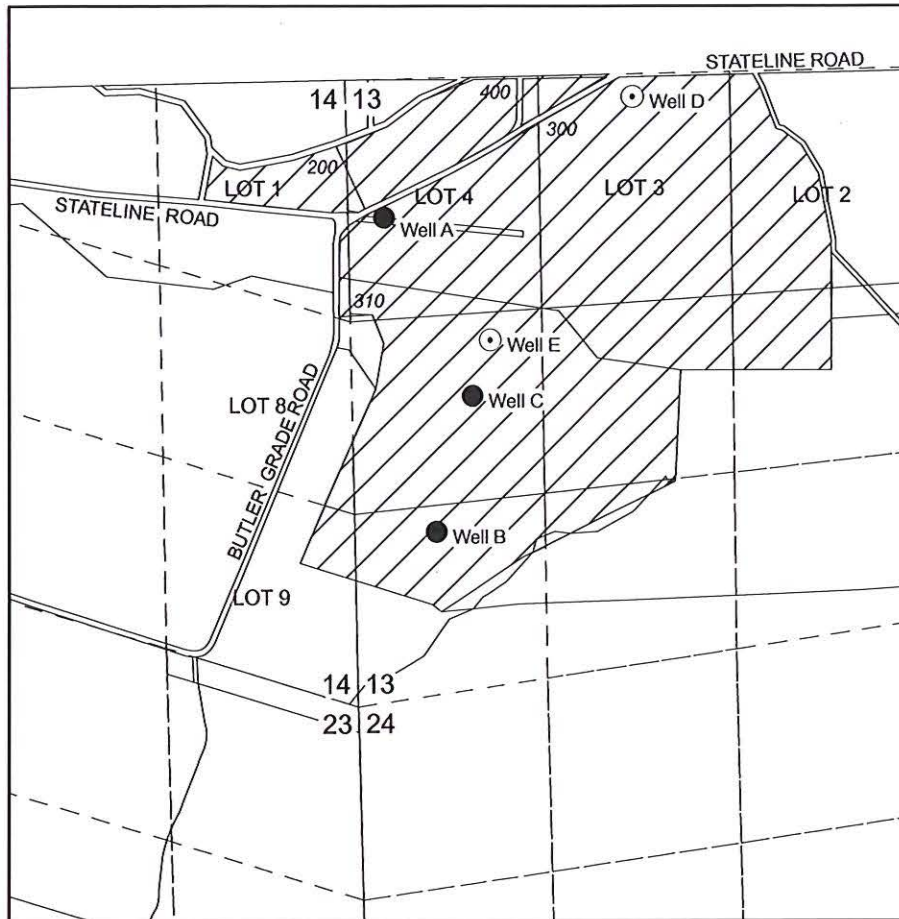
- ☐ I (we) affirm that the applicant is a municipality, as defined in ORS 540.510(3)(b), and that the right is in the name of the municipality or a predecessor. Therefore, pursuant to OAR 690-382-0400(16)(b), the applicant is NOT required to provide the above described report of ownership and lien information.

- ☐ I (we) affirm that the applicant is an entity with the authority to condemn property and is acquiring the property to which the ground water registration proposed for modification is appurtenant by condemnation. Documentation is provided with this application supporting this statement. Therefore, pursuant to OAR 690-382-0400(16)(c), the applicant is NOT required to provide the above described report of ownership and lien information. (NOTE: Such an entity may only apply for recognition of a modification under this subsection if it has filed a condemnation action to acquire the property and deposited the funds with the court as required by ORS 35.265.)

- **For both Permit Amendment and Ground Water Registration Modification Applications, I (we) affirm that the information contained in this application is true and accurate.**

<u>Shane K. DeRuwe</u> applicant signature	<u>Shane K. DeRuwe</u> name (print)	<u>1-14-08</u> date
 applicant signature	 name (print)	 date

T6N, R33E, WM
SECTIONS 13 & 14
UMATILLA COUNTY



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SALEM, OREGON**

● **Authorized POAs**

Well A in gravel aquifer, in Lot 4, S13, 880 ft S and 480 ft E from NW Corner S13, Well Log UMAT 53833, drilled in 2000.

Well B in gravel aquifer, in SW/SW, S13, 3080 ft S and 620 ft E from NW Corner S13, Well Log UMAT 54343, drilled in 2001.

Well C in gravel aquifer, in NW/SW, S13, 2150 ft S and 865 ft E from NW Corner S13, Well Log UMAT 54887, drilled in 2003.

○ **Proposed POA (Additional)**

Well D in gravel aquifer, in Lot 3, S13, 110 ft S and 1948 ft E from NW Corner S13, not yet drilled.

Well E in gravel aquifer, in NW/SW, S13, 1773 ft S and 969 ft E from NW Corner S13, not yet drilled.



Place of Use

Authorized Place of Use will not be changed.

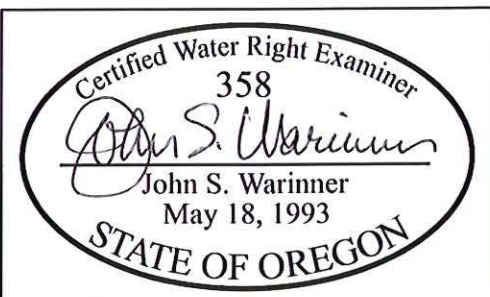
T6N, R33E, S13-14, WM
Umatilla County



1 inch = 1320 feet

The purpose of this map is to identify the location of a water right. It is not intended to provide information regarding the location of property ownership boundary lines.

FOUNTAINHEAD
1860 Blue Creek Road
Walla Walla, WA 99362
(509) 529-2646 phone



PERMIT AMENDMENT MAP

Permit G-13717

in the name of
SHANE DERUWE

Revised 08 JAN 2008

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WELL A

UMAT

53833

JUN 06 2000

STATE OF OREGON
WATER SUPPLY WELL REPORT
(as required by ORS 537.765)

WELL I.D. # L 41621
START CARD # W121235

Instructions for completing this report are on the last page of this form. SALEM, OREGON

(1) OWNER: Well Number _____
Name SHANE K. DeRuwe
Address 85021 Hudson Bay Rd.
City Milton-Freewater State ORE Zip 97862

(2) TYPE OF WORK

☒ New Well ☐ Deepening ☐ Alteration (repair/recondition) ☐ Abandonment

(3) DRILL METHOD:

☐ Rotary Air ☐ Rotary Mud ☒ Cable ☐ Auger
☐ Other _____

(4) PROPOSED USE:

☐ Domestic ☐ Community ☐ Industrial ☒ Irrigation
☐ Thermal ☐ Injection ☐ Livestock ☐ Other _____

(5) BORE HOLE CONSTRUCTION:

Special Construction approval ☐ Yes ☒ No Depth of Completed Well 210 ft.

Explosives used ☐ Yes ☒ No Type _____ Amount _____

HOLE			SEAL			Casing or pounds
Diameter	From	To	Material	From	To	
<u>16</u>	<u>0</u>	<u>40</u>	<u>Bentonite</u>	<u>0</u>	<u>40</u>	<u>39</u>
<u>10</u>	<u>40</u>	<u>210</u>				

How was seal placed: Method ☐ A ☐ B ☐ C ☐ D ☐ E

☒ Other Poured

Backfill placed from _____ ft. to _____ ft. Material _____

Gravel placed from _____ ft. to _____ ft. Size of gravel _____

(6) CASING/LINER:

	Diameter	From	To	Gauge	Steel	Plastic	Welded	Threaded
Casing:	<u>10</u>	<u>+1</u>	<u>190</u>	<u>250</u>	☒	☐	☒	☐
					☐	☐	☐	☐
					☐	☐	☐	☐
					☐	☐	☐	☐
Liner:					☐	☐	☐	☐
					☐	☐	☐	☐
					☐	☐	☐	☐

Final location of shoe(s) 190

(7) PERFORATIONS/SCREENS:

		Method		Type		Material		Casing	Liner
From	To	Slot size	Number	Diameter	Tele/pipe size				
<u>90</u>	<u>185</u>	<u>3/8"</u>	<u>200</u>	<u>10</u>				☒	☐
								☐	☐
								☐	☐
								☐	☐
								☐	☐

(8) WELL TESTS: Minimum testing time is 1 hour

☒ Pump		☐ Bailer		☐ Air		☐ Flowing	
Yield gal/min	Drawdown	Drill stem at	Time	1 hr.			
<u>400</u>	<u>16</u>						
<u>450</u>	<u>26</u>						
<u>475</u>	<u>34</u>						

Temperature of water 58° Depth Artesian Flow Found _____

Was a water analysis done? ☐ Yes By whom _____

Did any strata contain water not suitable for intended use? ☐ Too little

☐ Salty ☐ Muddy ☐ Odor ☐ Colored ☐ Other _____

Depth of strata: _____

(9) LOCATION OF WELL by legal description:

County Umatilla Latitude _____ Longitude _____
Township 6 or S Range 33 or W. WM.
Section 13 NW 1/4 NW 1/4
Tax Lot 300 Lot _____ Block _____ Subdivision _____
Street Address of Well (or nearest address) 1/8 mile SW
From Beginning of Butler GRADE

(10) STATIC WATER LEVEL:

92 ft. below land surface. Date 5-25-2000
Artesian pressure _____ lb. per square inch. Date _____

(11) WATER BEARING ZONES:

Depth at which water was first found _____

From	To	Estimated Flow Rate	SWL
<u>60</u>	<u>85</u>	<u>102 gpm</u>	<u>60</u>
<u>85</u>	<u>147</u>	<u>600 gpm</u>	<u>92</u>

(12) WELL LOG:

Material	From	To	SWL
<u>Topsoil</u>	<u>0</u>	<u>25</u>	
<u>Sand & Clay</u>	<u>25</u>	<u>85</u>	<u>60</u>
<u>Sand & Gravel</u>	<u>85</u>	<u>147</u>	<u>92</u>
<u>Brown Clay & Gravel</u>	<u>147</u>	<u>193</u>	
<u>Blue Clay</u>	<u>193</u>	<u>210</u>	

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AUG 07 2000

JAN 22 2008

WATER RESOURCES DEPT
SALEM, OREGON

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SALEM, OREGON

Date started 4-12-2000 Completed 5-25-2000

(unbonded) Water Well Constructor Certification:

I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.

WWC Number _____

Signed _____

Date _____

(bonded) Water Well Constructor Certification:

I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.

WWC Number 1639

Signed Mike Harding

Date 5-31-2000

WELL B

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SEP 04 2001

STATE OF OREGON

WATER SUPPLY WELL REPORT WATER RESOURCES DEPT.
(as required by ORS 537.765) SALEM, OREGON

Instructions for completing this report are on the last page of this form.

WELL I.D. # L 47070
START CARD # 138360(1) LAND OWNER Well Number _____
Name SHANE K. DeRuwe
Address 85021 Hudson Bay Road
City Milton Freewater State ORE Zip 97462

(2) TYPE OF WORK

☒ New Well ☐ Deepening ☐ Alteration (repair/recondition) ☐ Abandonment

(3) DRILL METHOD:

☐ Rotary Air ☐ Rotary Mud ☒ Cable ☐ Auger
☐ Other _____

(4) PROPOSED USE:

☐ Domestic ☐ Community ☐ Industrial ☒ Irrigation
☐ Thermal ☐ Injection ☐ Livestock ☐ Other _____

(5) BORE HOLE CONSTRUCTION:

Special Construction approval ☐ Yes ☒ No Depth of Completed Well 280 ft.
Explosives used ☐ Yes ☒ No Type _____ Amount _____

HOLE			SEAL			Feet or pounds
Diameter	From	To	Material	From	To	
16	0	49	Bentonite	0	49	57
10	49	320				

How was seal placed: Method ☐ A ☐ B ☐ C ☐ D ☐ E☒ Other PouredBackfill placed from _____ ft. to _____ ft. Material _____
Gravel placed from 320 ft. to 280 ft. Size of gravel 1/2 Round

(6) CASING/LINER:

	Diameter	From	To	Gauge	Steel	Plastic	Welded	Threaded
Casing:	10	11 1/2	280	250	☒	☐	☒	☐
					☐	☐	☐	☐
					☐	☐	☐	☐
Liner:					☐	☐	☐	☐

Drive Shoe used ☐ Inside ☒ Outside ☐ NoneFinal location of shoe(s) 280

(7) PERFORATIONS/SCREENS:

☒ Perforations Method TOUCH & MULLS KNIFE
☐ Screens Type _____ Material _____

From	To	Slot size	Number	Diameter	Tele/pipe size	Casing	Liner
280	190	3/4 in	180	10"		☒	☐
180	105	3/4 x 3/4	1200	10"		☒	☐

(8) WELL TESTS: Minimum testing time is 1 hour

☒ Pump	☐ Bailer	☐ Air	☐ Flowing
Yield gal/min	Drawdown	Drill stem at	Artesian
250	45		Time
300	73		1 hr.
			30 hrs

Temperature of water 57° Depth Artesian Flow Found _____Was a water analysis done? ☐ Yes By whom _____Did any strata contain water not suitable for intended use? ☐ Too little☐ Salty ☐ Muddy ☐ Odor ☐ Colored ☐ Other _____

Depth of strata: _____

(9) LOCATION OF WELL by legal description:

County Umatilla Latitude _____ Longitude _____Township 6 or S Range 30 or W. WM.Section 13 SW 1/4 SW 1/4Tax Lot 310 Lot _____ Block _____ Subdivision _____Street Address of Well (or nearest address) Butler Grade Road

(10) STATIC WATER LEVEL:

92 ft. below land surface.Date 7-30-01

Artesian pressure _____ lb. per square inch Date _____

(11) WATER BEARING ZONES:

Depth at which water was first found _____

From	To	Estimated Flow Rate	SWL
110	178	300	92
192	213	100	92
261	273	200	92

(12) WELL LOG:

Ground Elevation _____

Material	From	To	SWL
Topsoil	0	8	
Fine Gravel	8	9	
Silt	9	20	
Sand & Silt	20	49	
Gravel	49	114	110
Coarse Sand & Gravel	114	153	92
Gravel & a little Brown Clay	153	174	
Gravel	174	178	
Brown Clay & Gravel	178	192	
Gravel	192	213	
Gravel & a little Brown Clay	213	228	
Brown Clay & Gravel	228	261	
Gravel	261	273	92
Brown Clay & Gravel	273	294	
Blue Clay	294	320	

Date started 6-14-01 Completed 7-30-01

(unbonded) Water Well Constructor Certification:

I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.

WWC Number _____

Signed _____ Date _____

(bonded) Water Well Constructor Certification:

I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.

WWC Number 1639Signed Mike Harding Date 8-24-01

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ORIGINAL - WATER RESOURCES DEPARTMENT

FIRST COPY - CONSTRUCTOR

SECOND COPY - CUSTOMER

JAN 22 2008

WATER RESOURCES DEPT
SALEM, OREGON

UMAT 54887
4mat 54887

WELL C

STATE OF OREGON
WATER SUPPLY WELL REPORT
(as required by ORS 537.765)

WELL I.D. # L 56529
START CARD # W133847

Instructions for completing this report are on the last page of this form.

(1) LAND OWNER Well Number 3
Name SHANE DeRuwe
Address 85021 Hudson Bay Road
City Milton Freewater State ORE Zip 97862

(2) TYPE OF WORK
☒ New Well ☐ Deepening ☐ Alteration (repair/recondition) ☐ Abandonment

(3) DRILL METHOD:
☐ Rotary Air ☐ Rotary Mud ☒ Cable ☐ Auger
☐ Other

(4) PROPOSED USE:
☐ Domestic ☐ Community ☐ Industrial ☒ Irrigation
☐ Thermal ☐ Injection ☐ Livestock ☐ Other

(5) BORE HOLE CONSTRUCTION:
Special Construction approval ☐ Yes ☒ No Depth of Completed Well 220 ft.
Explosives used ☐ Yes ☒ No Type _____ Amount _____

HOLE SEAL
Diameter From To Material From To Sack or pounds
16 0 40 3/4" Bit 0 40 41
10 40 275

How was seal placed: Method ☐ A ☐ B ☐ C ☐ D ☐ E

☒ Other Poured

Backfill placed from _____ ft. to _____ ft. Material _____

Gravel placed from _____ ft. to _____ ft. Size of gravel _____

(6) CASING/LINER:

Diameter	From	To	Gauge	Steel	Plastic	Welded	Threaded
Casing: <u>10"</u>	<u>42</u>	<u>220</u>	<u>250</u>	☒	☐	☒	☐
				☐	☐	☐	☐
				☐	☐	☐	☐
				☐	☐	☐	☐
Liner:				☐	☐	☐	☐
				☐	☐	☐	☐

Drive Shoe used ☐ Inside ☒ Outside ☐ None
Final location of shoe(s) 220

(7) PERFORATIONS/SCREENS:

☒ Perforations Method Mills Knife
☐ Screens Type _____ Material _____

From	To	Slot size	Number	Diameter	Tele/pipe size	Casing	Liner
<u>135</u>	<u>165</u>	<u>4x3</u>	<u>480</u>	<u>10"</u>		☒	☐
<u>192</u>	<u>215</u>	<u>4x3</u>	<u>368</u>	<u>10"</u>		☒	☐
						☐	☐
						☐	☐

(8) WELL TESTS: Minimum testing time is 1 hour

☒ Pump ☐ Bailer ☐ Air ☐ Artesian

Yield gal/min	Drawdown	Drill stem at	Time
<u>180</u>	<u>88</u>		<u>11</u> hr.

Temperature of water 58° Depth Artesian Flow Found _____

Was a water analysis done? ☐ Yes By whom _____

Did any strata contain water not suitable for intended use? ☐ Too little

☐ Salty ☐ Muddy ☐ Odor ☐ Colored ☐ Other _____

Depth of strata: _____

(9) LOCATION OF WELL by legal description:

County Umatilla Latitude _____ Longitude _____

Township 6 or S Range 33 or W. WM.

Section 13 SW 1/4 SW 1/4

Tax Lot 310 Lot _____ Block _____ Subdivision _____

Street Address of Well (or nearest address) Butler Grade Road

(10) STATIC WATER LEVEL:

92 ft. below land surface.

Date 7-15-03

Artesian pressure _____ lb. per square inch

Date _____

(11) WATER BEARING ZONES:

Depth at which water was first found 92

From	To	Estimated Flow Rate	SWL
<u>130</u>	<u>165</u>	<u>100</u>	<u>92</u>
<u>193</u>	<u>215</u>	<u>100</u>	<u>92</u>

(12) WELL LOG:

Ground Elevation _____

Material	From	To	SWL
<u>Silted Soil</u>	<u>0</u>	<u>57</u>	
<u>Small to Med Gravel</u>	<u>57</u>	<u>91</u>	
<u>Sand - Some Gravel</u>	<u>91</u>	<u>130</u>	<u>92</u>
<u>Gravel - Trace Sand - water</u>	<u>130</u>	<u>165</u>	<u>92</u>
<u>Gravel - Brown Clay</u>	<u>165</u>	<u>193</u>	
<u>Gravel - water</u>	<u>193</u>	<u>215</u>	<u>92</u>
<u>Brown Clay + Gravel</u>	<u>215</u>	<u>275</u>	

Bottom 55' water soaked and swelled shut

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AUG 11 2003

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SALEM, OREGON

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AUG 28 2003

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SALEM, OREGON

Date started 5-24-03 Completed 7-15-03

(unbonded) Water Well Constructor Certification:

I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.

WWC Number _____

Signed _____ Date _____

(bonded) Water Well Constructor Certification:

I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.

WWC Number 1639

Signed Mike Harding Date 8-5-03

ORIGINAL - WATER RESOURCES DEPARTMENT

FIRST COPY - CONSTRUCTOR

SECOND COPY - CUSTOMER

JAN 22 2008

WATER RESOURCES DEPT
SALEM, OREGON

STATE OF OREGON

COUNTY OF UMATILLA

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

SHANE DERUWE

85021 HUDSON BAY ROAD

MILTON FREEWATER, OREGON 97862

(541) 558-3710

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-14898

SOURCE OF WATER: TWO WELLS IN RAYMOND GULCH BASIN

PURPOSE OR USE: IRRIGATION OF 211.3 ACRES

MAXIMUM RATE: 2.64 CUBIC FEET PER SECOND

PERIOD OF USE: MAY 1 THROUGH OCTOBER 31

DATE OF PRIORITY: JANUARY 5, 1999

POINT OF DIVERSION LOCATION: LOT 3, AND LOT 4, SECTION 13, T6N, R33E, W.M.; WELL 1 - 80 FEET SOUTH & 2250 FEET EAST; WELL 2 - 880 FEET SOUTH & 480 FEET EAST BOTH FROM NW CORNER, SECTION 13

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

LOT 2	21.0 ACRES
LOT 3	49.7 ACRES
LOT 4	43.5 ACRES
NE 1/4 SW 1/4	31.1 ACRES
NW 1/4 SW 1/4	34.6 ACRES
SW 1/4 SW 1/4	14.0 ACRES

T-9263 Δ APOA
V.57p.112

Application G-14898 Water Resources Department

PERMIT G-13717

T-8760 sps V.55 p893

T-10522

SE 1/4 SW 1/4 1.1 ACRES
 NW 1/4 SE 1/4 6.7 ACRES
 SECTION 13

LOT 1 7.3 ACRES
 SE 1/4 SE 1/4 2.3 ACRES
 SECTION 14

TOWNSHIP 6 NORTH, RANGE 33 EAST, W.M.

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order, shall keep a complete record of the amount of water used each month and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water use information, including the place and nature of use of water under the permit.
- B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

STANDARD CONDITIONS

The wells shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times.

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

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

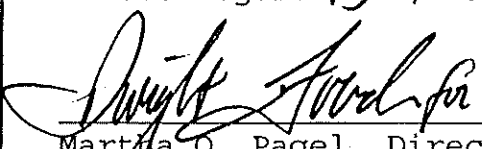
The use of water shall be limited when it interferes with any prior surface or ground water rights.

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Actual construction of the well shall begin by August 13, 2000. Complete application of the water to the use shall be made on or before October 1, 2003. Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner (CWRE).

Issued August 13, 1999

C14


Martha O. Pagel, Director
Water Resources Department

Application G-14898 Water Resources Department
Basin 7 Volume 2 PINE CR MISC
RWK MGMT.CODE 7BG 7BR

PERMIT G-13717
District 5



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

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

March 6, 2008

Shane DeRuwe
85021 Hudson Bay Road
Milton-Freewater, Oregon 97862

Reference: Permit Amendment Application T-10522

Enclosed is a permit amendment notice which must be published in a local newspaper in the general area of the permit (newspapers with statewide circulation such as the Capital Press, Journal of Commerce, etc. do not qualify). The notice must be published at least once a week for three consecutive weeks. Please have the newspaper insert the date of last publication in the proper place.

After publication, the Department needs to receive an **affidavit of publication** specifying the dates the notice was published. Please have the newspaper prepare and mail an original affidavit of publication to me, at the address above, by **April 21, 2008**.

Upon receipt of the affidavit, processing will continue on the permit amendment application.

Please do not hesitate to contact me at 503-986-0886 or Patrick.K.Starnes@wrд.state.or.us, if you have questions.

Sincerely,

Kelly Starnes
Permit amendment processor

enc

RECEIVED
APR 14 2008
WATER RESOURCES DEPT
SALEM OREGON

Publication has
been accomplished
per your request
Shane DeRuwe
RECEIVED
APR 14 2008
WATER RESOURCES DEPT
SALEM OREGON

Notice of Permit Amendment T-10522

T-10522 filed by Shane DeRuwe, 85021 Hudson Bay Road, Milton-Freewater, Oregon 97862, proposes additional points of appropriation under Permit G-13717. The permit allows the use of 2.64 cfs (priority date January 5, 1999) from three wells in Sec. 13, T 6 N, R 33 E, W.M. (Raymond Gulch Basin) for irrigation in Sects. 13 and 14. The applicant proposes additional points of appropriation to two wells within (Sec. 13, T 6 N, R 33 E, W.M.). The Water Resources Department has concluded that the proposed permit amendment appears to be consistent with the requirements of ORS 537.211.

The last date of newspaper publication is [DATE OF LAST PUBLICATION].

RECEIVED

APR 14 2008

WATER RESOURCES DEPT
SALEM OREGON

Affidavit of Publication

STATE OF WASHINGTON,
County of Walla Walla } ss.

William Thyken, being first duly
sworn upon oath deposes and says:

I am Controller of the
Walla Walla Union-Bulletin, Inc., Publisher of the

**WALLA WALLA UNION
WALLA WALLA DAILY BULLETIN**

approved as a legal newspaper by order of the Superior Court of the State
of Washington, in and for Walla Walla County; as such officer I make
this affidavit on behalf of said publisher.

The legal notice, a true copy
of which is annexed hereto, was published in the regular issues (and
not in supplement form) of said newspaper, once each week for a period
of three consecutive weeks, commencing on the

20th day of March, 2008, and
ending on the 3rd day of April, 2008

both dates inclusive, and said newspaper was regularly distributed to its
subscribers during all of said period. The full amount of the fee charged
for the foregoing publication is the sum of \$ 79.80;
which amount has been paid in full.

[Signature]
Subscribed and sworn to before me this 4th day of

April, 2008

Douglas B Finch
Notary Public in and for the State of Washington
Residing at Walla Walla, Washington

Notice of Permit
Amendment T-10522
T-10522 filed by Shane
DeRuwe, 85021 Hudson Bay
Road, Milton-Freewater, Ore-
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permit allows the use of
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for irrigation in Sects. 13 and
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riation to two wells within
(Sec. 13, T 6 N, R 33 E. W.
M). The Water Resources De-
partment has concluded that
the proposed permit amend-
ment appears to be consis-
tent with the requirements of
ORS 537.211. The last date of
newspaper publication is
April 3, 2008).

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APR 14 2008

WATER RESOURCES DEPT
SALEM OREGON





Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

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

March 6, 2008

Shane DeRuwe
85021 Hudson Bay Road
Milton-Freewater, Oregon 97862

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Kelly Starnes
Permit amendment processor

enc

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The last date of newspaper publication is [DATE OF LAST PUBLICATION].



Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

INTEROFFICE MEMO

TO: TRANSFER SECTION

DATE: 1/28/08

FROM: X WATERMASTER, DISTRICT # 5
GROUNDWATER SECTION

(SIGNATURE) Michael Zwart date signed 2/25/08

SUBJECT: PERMIT AMENDMENT # 10522

A change in: POU POD APOA of water.

In the name(s) of Shane DeLuwe

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

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

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

The existing right may not be valid because _____

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

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

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

_____ (1) PRIOR to the diverting of water at the new point of diversion . . .

_____ (2) WHEN IN the judgement of the watermaster it becomes necessary . . .

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



**OREGON WATER RESOURCES DEPARTMENT
INTEROFFICE MEMO**

To: Ground Water files

Date: February 25, 2008

From: Michael J. Zwart

Subject: Application Review: T-10522, Shane DeRuwe
(Permit Amendment)

This application proposes two additional POAs (Wells D and E) to make up a deficiency in rate from three wells authorized by the permit and previous permit amendments (Wells A, B & C: UMAT 53833, 54343 & 54887). The proposed wells will develop the same ground-water source as do the authorized wells.

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



Oregon

Theodore R. Kulongoski, Governor

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

January 28, 2008

SHANE DERUWE
85201 HUDSON BAY ROAD
MILTON-FREEWATER, OR 97862

Reference: Permit Amendment T-10522

On January 22, 2008 we received your request for permit amendment. The application was accompanied by \$400.00. Our receipt 91277 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 change.

Except as provided under ORS 540.510(3) for municipalities, you may not use water from the new point of appropriation, until we issue a final order approving the application.

We will notify you if additional information or corrections to the application or map are required.

If you have any questions, please call the Transfer Section, (503)986-0900.

cc: Watermaster # 5
CWRE # 358
Irrigation District
Groundwater

enclosure



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

Watermaster Review Form: Water Right Transfer

Kelly

Transfer Application: T-10522

Review Due Date: 2/27/08

Applicant Name: Shane DeRuwe

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

Reviewer(s): Tony Justus

Date of Review: Jan. 31, 2008

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

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

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

Measurement Devices	☐ Present and should be maintained.	☒ Should be required prior to diverting water.	☐ May be required in the future.
Headgates	☐ Present and should be maintained.	☐ Should be required prior to diverting water.	☐ May be required in the future.

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FEB 04 2008
WATER RESOURCES DEPT
SALEM, OREGON

Water Right Transfer Checklist

Transfer T-10522

Transfer Specialist: Kelly Starnes

Transfer Type: Permit Amendment

Applicant Name/Address: Shane DeRuwe, 85201 Hudson Bay Rd., Milton-Freewater, OR 97862

Agent Name/Address: none

CWRE Name/Number: John Warinner # 358

Rec Landowner Name/Address: none

Irr. District Name/Address: Gardena Farms Irrigation District, No. 13, 515 White Road Touchet, WA 99360

Affected Gov'ts Name/Address: Umatilla County

Commentors: Name/Address: none

Water Rights Affected

Records Marked	Records Copied	App File No. or Decree Name	Permit No.	Certificate No.	RR/CR Needed	RR/CR Nos.
☒	☒	G 14898	G 13717		☐ Yes ☐ No	
☐	☐				☐ Yes ☐ No	
☐	☐				☐ Yes ☐ No	

Key Dates & Initial Actions

Rec'd: <u>1/22/2008</u>	Proposed Action(s): POU POD HST APOD USE OTHER: APOA	
Fees Pd: <u>400.00</u>	WM District: <u>5</u>	ODFW District: <u>none</u>
Initial Notice: <u>2/5/2008</u>	WM Review sent: <u>1/29/2008</u>	ODFW Review sent: <u>none</u>
Acknowledgement Letter Sent ☒		GW Review sent: <u>1/29/2008</u>

Processing Dates & Actions

Deficiency Contacts: _____

Newspaper Pub Affid Due: _____

☐ not required

DPD Mailed: _____

Affid of Pub Rec'd: _____

☐ ODFW contact sheet sent with DPD, or ☐ N/A

Last Day Published: _____

PD Mailed: _____

Affidavit Reminder Sent: _____

PD Weekly Notice: _____

Reminder Deadline: _____

Preliminary Determination

☐ Electronic Files uploaded

☐ Preliminary Determination

☐ PD Cover letter

☐ Fee Refund Due

☐ PD Notice

☐ Remaining Rights

☐ File Assigned/ ModPod updated

DPD Review (Optional)	PD Review (Salem)	Final Order Review (Salem)
Reviewer: _____	Reviewer: _____	Reviewer: _____
Date: _____	Date: _____	Date: _____
Coordinator: _____	Coordinator: _____	Coordinator: _____
Date: _____	Date: _____	Date: _____
Comments/Special Issues:		

Special Order Volume: Vol _____ Pages _____ Final Order Signature Date: _____

Notice of FO email'd to processors _____

Review Checklist**T-10522****Processor: Kelly Starnes****Application**

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

Water right subject to transfer

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

Application Map

- ☐ The map has an original CWRE signature.
- ☐ The map size and scale accurate and appropriate per OAR 690-380-3100(1)(b)(c)&(d).
- ☐ All authorized and proposed POD's/POA's and POU's shown and clearly labeled.
- ☐ Metes and bounds for the POD's/POA's are properly described on the map.
- ☐ The POD/POA dimensions & ¼ ¼ on map match the transfer application and certificate descriptions.
- ☐ Map acres match the tabulation on the certificate.
- ☐ Have final proof maps/deed maps for the rights. ☐ Application map matches certificate FPS.
- ☐ Have necessary aerial photos.

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

- ☐ *Only* the authorized POD's/POA's and POUs to be transferred are listed.
- ☐ Application & certificate tabulations match. (*Mark on appl. and cert. copies and note corrections needed*)
- ☐ Marked on certificate the acreage being transferred, cancelled and remaining by ¼ ¼.

Ownership

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

Evaluation (materials needed for peer reviewer in bold)

- | | | | | |
|--|---|-------------------------------------|--|---|
| ☐ application complete | ☐ map | ☐ FPS | ☐ evidence of use | ☐ land-use form |
| ☐ deed/ROLI | ☐ certificate | ☐ fees paid | ☐ well logs | ☐ plat card |
| ☐ audit | ☐ dpd | | | |

Reviews/comments/conditions received? ☐ Watermaster ☐ ODFW ☐ GW

Headgate	☐ When in the judgment	☐ Prior to diverting	☐ Existing and maintain
Measuring Devices	☐ When in the judgment	☐ Prior to diverting	☐ Existing and maintain
Fish Screen Devices	☐		

Injury: Y N Enlargement: Y N

Conditions to avoid enlargement/injury –

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

Permit Amendment Application – ORS 537.211

Completeness Checklist

Applicant's Name: Shane Deruwe

(Form last revised: October 30, 2006)

Section A – Status of Permit

Is this a permit that can be amended?

NOTE: The Department CANNOT accept a Permit Amendment application for any permit that has:

- ☐ 1) a permit completion date that has expired; *or*
- ☐ 2) a pending permit extension of time application on file with the Department; *or*
- ☐ 3) a pending claim of beneficial use report on file with the Department.

If the subject permit falls into any of the above categories, RETURN the application & fee to the applicant.

Section B – Type of Change

Is the proposed change(s) allowed under the Permit Amendment process? [ORS 537.211(4)]

NOTE: Only POD, POA or POU changes are allowed on Permit Amendments.

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

Section C - Fees

Have the appropriate fees been paid?

Total Required Fees: 400

Total Fees Paid: 400⁰⁰

Fee Schedule – ORS 536.050(1)(h)
\$350 - Base fee (1st change and 1st CFS of water)
+ \$350 - Each additional type of change requested
+ \$175 - For each CFS, or fraction thereof, requested beyond 1st CFS
(for POU, Type of Use, or Exchange)

Fees Due (if any): 0

Refund Due (if any): 0

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

Section D – Completeness

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

Is the Permit Amendment application complete?

All required elements necessary for a complete permit amendment application are listed below.

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

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

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

- ☒ Applicant's name, mailing address and contact information. (Page 1)
- ☒ Agent's name, mailing address and contact information, if applicable. (Page 1)
- ☒ Are multiple permits being amended? YES ☒ NO ☐ (Page 2)
If YES.... the applicant must supply a separate "set" of pages 3 through 7 of the application form for each permit to be amended.
- ☒ The type of amendment being proposed. APOA (Page 2)
- ☒ Reason for the permit amendment. (Page 2)
- ☒ Current permit information – permit number, use, priority date, source(s), etc. (Page 3)

N/A	If for a change in POU.....Are there any "layered" irrigation rights, permits, or GR registrations appurtenant to the same place of use as the permit proposed to be amended? YES NO (Page 3) If YES..... the other "layered" water uses subject to transfer must either change concurrently or be cancelled, except as provided in OAR 690-380-2240(5).
OK	Location description of the authorized POA/POD to be amended. (Page 4) NOTE: Ensure that the location coordinates listed in the application match the point and location coordinates illustrated on the application map. Additionally, if the existing authorized source is ground water (POA), the applicant must either: <u>OK</u> 1) supply a copy of the well log(s), <u>or</u> _____ 2) if well logs are not available, describe the construction of the well(s) in the table provided on page 4 of the application.
N/A	Location description of the existing authorized POU and associated acres (if applicable). (Page 5) NOTE: Ensure that the location and number of acres listed per ¼ ¼ in the application match those illustrated on the application map.
OK	Location description of the proposed POA/POD. (Page 6) NOTE: Ensure that the proposed location coordinates listed in the application match the proposed point and location coordinates illustrated on the application map. Additionally, if the proposed source is ground water (POA), the applicant must either: _____ 1) supply a copy of the well log(s), <u>or</u> <u>OK</u> 2) if well logs are not available <u>or</u> the well is not yet constructed, describe the construction of the well(s) in the table provided on page 6 of the application.
N/A	Location description of the proposed POU and associated acres (if applicable). (Page 7) NOTE: Ensure that the location and number of acres listed per ¼ ¼ in the application match those illustrated on the application map.
OK	Affected districts and local governments. (Page 8) If within a district/local government jurisdiction, ensure that name & mailing address is provided.
OK	Is the applicant the permit holder of record? YES NO (Page 8) If NO..... the applicant must either submit: _____ 1) a Request for Assignment form & fee in order to be assigned to the permit, <u>or</u> _____ 2) an Affidavit of Consent from the permit holder giving permission for the amendment.
OK	If the permit holder of record does not own or control the land TO which the place of use is being moved, has a Request for Assignment form been submitted to assign the owner of the TO land to the permit? YES NO (Page 9)
OK	Map..... (NOT required to be prepared by a CWRE). (Page 10) ____ north arrow ____ size & scale ____ other: _____ ____ authorized acreage per ¼ ¼ matches the permit ____ authorized POD/POA and POU (clearly shown, labeled & matches application listing) ____ point plotted for the authorized POD/POA agrees with location coordinates ____ proposed POD/POA and/or POU (clearly shown, labeled & matches application "proposed" listing) ____ location coordinates accurately describe the point identified as the proposed POD/POA
OK	Land Use form, if applicable. (Page 10) May be needed if the POD/POA or POU is moving a great distance <u>and</u> off of land originally involved in permit.
OK	Signature(s) of applicant(s): (Page 11) <u>All</u> applicants listed on page 1 of the application <u>must</u> sign the application.
WRD Completeness Reviewer's Name: <u>S. Henderson</u> Date: <u>1-25-08</u>	



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

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

January 28, 2008

SHANE DERUWE
85201 HUDSON BAY ROAD
MILTON-FREEWATER, OR 97862

Reference: Permit Amendment T-10522

On January 22, 2008 we received your request for permit amendment. The application was accompanied by \$400.00. Our receipt 91277 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 change.

Except as provided under ORS 540.510(3) for municipalities, you may not use water from the new point of appropriation, until we issue a final order approving the application.

We will notify you if additional information or corrections to the application or map are required.

If you have any questions, please call the Transfer Section, (503)986-0900.

cc: Watermaster # 5
CWRE # 358
Irrigation District
Groundwater

enclosure



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

725 Summer Street NE, Suite A

Salem, OR 97301-1271

503-986-0900

FAX 503-986-0904

Notice of Application for Water Right Transfer, Temporary Transfer, or Permit Amendment 2/5/2008

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

County: UMATILLA
Transfer: 10522
Water Right: PERMIT G-13717
Priority Date: 1999
Name: SHANE DERUWE
Address: 85201 HUDSON BAY RD, MILTON-FREEWATER, OR 97862
Change: APOA
Source: WELL
Authorized APOA: T6N, R33E, 13
Proposed APOA: T6N, R33E, 13

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

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

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

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

Dear Customer Service Group :

This application has received our assistance here in Watermaster District 5.

by Jim Chambers Phone # 541 938 6886
(Name)

Please let us know if there is anything else that might be needed.

Assistance was provided in the preparation of the:

- ☒ Application
- ☐ Map
- ☐ Other

RECEIVED

JAN 22 2008

WATER RESOURCES DEPT
SALEM, OREGON



Oregon Water Resources Department
Land Use Information Form

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

Applicant Name: Shane DeRuwe
Mailing Address: 85201 Hudson Bay Road
City: Milton-Freewater State: OR Zip: 97862 Day Phone: (541) 558-3710

This application is related to a Measure 37 claim. ☐ Yes ☒ No

A. Land and Location

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

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g. Rural Residential/RR-5)	Water to be:	Proposed Land Use:
6N	33E	13	Lot 3	300	EFU	☒ Diverted ☒ Conveyed ☒ Used	irrigated ag
6N	33E	13	NW SW	310	EFU	☒ Diverted ☒ Conveyed ☒ Used	irrigated ag
						☐ Diverted ☐ Conveyed ☐ Used	
						☐ Diverted ☐ Conveyed ☐ Used	

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

B. Description of Proposed Use

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

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

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

Estimated quantity of water needed: 2.64 ☒ 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: Requesting additional authorized POAs (wells) for Permit G-13717 which was already permitted in 1999.

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

Receipt for Request for Land Use Information

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

RECEIVED
JAN 22 2008
WATER RESOURCES DEPT
SALEM, OREGON

For Local Government Use Only

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

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

Please check the appropriate box below and provide the requested information

☒ Land uses to be served by proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): ISA. 056.

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

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

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

Irrigation of lands Compatible w/ EFV Zone. This
is for change in point of Appropriation, well locations in
an EFV zone, Also Compatible

RECEIVED

JAN 22 2008

WATER RESOURCES DEPT
SALEM, OREGON

Name: J.R. Cook Title: Asst. Planning Dir.
Signature: [Signature] Phone: 541.278.6257 Date: 1-17-08
Government Entity: Umatilla County

Note to local government representative: Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

Receipt for Request for Land Use Information

Applicant name: _____

City or County: _____ Staff contact: _____

Signature: _____ Phone: _____ Date: _____

RECEIVED

MAY - 4 1998

T. 6 N., R. 33 E.
Sections 13 and 14
Umatilla County, Oregon

SHEET 1 OF 2 WATER RESOURCES DEPT.
SALEM, OREGON.

LOT 1 50.81 Ac
Gardena Irrigation Canal

- Buried main line

LEGEND

 = PLACE OF USE, GROUND
= WATER APPLICATION.

 PLACE OF USE, TRANSFER
OF GROUND WATER NEW
POINT OF APPROPRIATION.
PERMIT G-302,
CERTIFICATE 28725.

DENNIS L. GAYLORD, PLS
71614 S.W. LAKE DRIVE
PENDLETON, OR 97801
541-276-6260

Application No. 6-14898
Permit No. 6-13717

Certified Water Right Examiner
53
Dennis L. Gaylord
Nov. 19, 1987
STATE OF OREGON

RENEWS 6/30/99

THIS MAP IS PREPARED FOR
THE EXPRESS PURPOSE TO
SHOW WATER APPROPRIATION
AND USE. IT IS NOT
INTENDED TO SHOW PROPERTY
OWNERSHIP LINES.

