

T-10542

T-10542

TEMPORARY

Name Marjorie E. Jones
Gayle Callis
Address PO Box 1052
Mt. Angel, OR 97362
503-634-2705

Change in Pow
Date Filed 2/21/08
Initial notice date 3/4/08
DPD issued date _____
PD issued date _____
PD notice date _____
Date of FO 4-10-08 Vol 74 Page 523

C-Date _____
COBU due date _____
COBU Received date _____
Certificate issued _____

DESCRIPTION OF WATER RIGHT(S)

Name of Stream Butte Creek
Trib. of Pudding Creek
Use Irrigation County Clackamas
Quantity of water (CFS) _____ No. of Acres _____
Name of ditch _____
App # S-16610 Per # S-12393 Cert # 74654 PR Date 1936
App # S-68649 Per # S-49627 Cert # 74653 PR Date 1986
App # _____ Per # _____ Cert # _____ PR Date _____
App # _____ Per # _____ Cert # _____ PR Date _____
App # _____ Per # _____ Cert # _____ PR Date _____

FEES PAID		
Date	Amount	Receipt #
<u>2/21/08</u>	<u>265.³⁰</u>	<u>91505</u>

FEES REFUNDED		
Date	Amount	Receipt#

Assignments: _____

Irrigation District None

Agent Greg or Malia Kupillas/Pacific Hydro-Geology Inc-18487 S. Valley Vista Rd. Mulina, OR 97042

CWRE Same as Agent
CC's list _____

☐ - Oversized map - Location _____

Susan



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

Watermaster Review Form: Water Right Transfer

Transfer Application: T-10542

Review Due Date: 3/26/08

Applicant Name: Mark Dickman

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

Reviewer(s): Mlm

Date of Review: Mar. 25, 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:
Butte Creek is regulated most years for both in-stream and out-of stream rights.
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: The applicant is moving around priority dates so all the property will be able to be irrigated up until the time that the junior rights are regulated off.
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.



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 11, 2008

MARJORIE E. JONES
GAYLE CALLIS
PO BOX 1052
MOUNT ANGEL OR 97362

Reference: Temporary Transfer 10542

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

The change shall be effective at the end of the 2007 irrigation season. The use shall revert to the authorized place of use at the end of the 2012 irrigation season.

Sincerely,

for Doug Parrow
Natural Resource Specialist

DP:sh

cc: Watermaster #16
Greg or Malia Kupillas, Agent

Enclosure

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

In the Matter of Transfer Application	)	FINAL ORDER APPROVING
T-10542, Clackamas County	)	TEMPORARY CHANGES IN PLACE
	)	OF USE

Authority

ORS 537.705 and 540.505 to 540.580 establish the process in which a water right holder may submit a request to temporarily transfer the place of use and, if necessary to convey the water to the temporary place of use, the point of diversion authorized under an existing water right. OAR Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicant

MARJORIE E. JONES and GAYLE CALLIS
PO BOX 1052
MOUNT ANGEL, OR 97362

Agent

PACIFIC HYDRO-GEOLOGY INC.
GREG OR MALIA KUPILLAS
18487 S. VALLEY VISTA RD.
MULINO, OR 97042

Findings of Fact

Background

1. On February 21, 2008, Marjorie E. Jones and Gayle Callis filed an application to temporarily change the place of use under Certificates 74653 and 74654 and Transfer Application T-6920 (as approved by Special Order Volume 51 Page 633; corrected by Special Order Volume 51 Page 1026) for which proper proof to the satisfaction of the Director has been filed. The application requests the changes be approved for a period of five years. The Department assigned the application number T-10542.
2. The entirety of the first right to be transferred is as follows:
Certificate: 74653 in the name of H. L. "CASEY" and MARJORIE E. JONES (perfected under Permit S-49627)
Use: IRRIGATION of 3.5 ACRES
Priority Date: JANUARY 15, 1986
Rate: 0.04 CUBIC FOOT PER SECOND (cfs)
Limit/Duty: ONE-EIGHTIETH cfs per acre, not to exceed 2.5 acre-feet per acre 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 137-004-0080, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

Source: BUTTE CREEK, a tributary to the PUDDING RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	DLC	Survey Coordinates
6 S	1 E	WM	8	NE NW	41	640 FEET SOUTH AND 480 FEET WEST FROM THE N1/4 CORNER OF SECTION 8

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
6 S	1 E	WM	8	NW NE	41	3.5

3. Transfer Application T-10542 proposes to change the place of use to a different parcel within:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
6 S	1 E	WM	8	NW NE	41	3.5

4. The portion of the second right to be transferred is as follows:
Certificate: 74654 in the name of H. L. "CASEY" and MARJORIE E. JONES (perfected under Permit S-12393)
Use: IRRIGATION of 3.5 ACRES
Priority Date: SEPTEMBER 29, 1936
Rate: 0.04 CUBIC FOOT PER SECOND (cfs)
Limit/Duty: ONE-EIGHTIETH cfs per acre, not to exceed 2.5 acre-feet per acre during the irrigation season of each year
Source: BUTTE CREEK, a tributary to the PUDDING RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	DLC
6 S	1 E	WM	8	NE NW	41

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
6 S	1 E	WM	8	NW NE	41	3.5

5. Transfer Application T-10542 proposes to change the place of use of the right to a different parcel within:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
6 S	1 E	WM	8	NW NE	41	3.5

Note: This transfer application proposes to "flip" Permit S-12393 lands with Permit S-49627 lands in an effort to place the senior water rights on lands north of the buried mainline.

6. The portion of the third right to be transferred is as follows:
Water right subject to transfer: T-6920 in the name of DICKMAN FARMS, INC. (to which proof to the satisfaction of the Director has been established; originally perfected under Permit S-12393)
Use: IRRIGATION of 11.8 ACRES
Priority Date: SEPTEMBER 29, 1936
Rate: 0.15 CUBIC FOOT PER SECOND (cfs)
Limit/Duty: ONE-EIGHTIETH cfs per acre, not to exceed 2.5 acre-feet per acre during the irrigation season of each year
Source: BUTTE CREEK, a tributary to the PUDDING RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q
6 S	1 E	WM	8	NE NW

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
6 S	1 E	WM	8	NW NE	41	5.6
6 S	1 E	WM	8	SW NE	41	6.2

7. Transfer Application T-10542 proposes to change the place of use of the right to:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
6 S	1 E	WM	8	NW NE	41	7.2
6 S	1 E	WM	8	NE NW	41	4.6

8. The portion of the fourth right to be transferred is as follows:
Water right subject to transfer: T-6920 in the name of DICKMAN FARMS, INC. (to which proof to the satisfaction of the Director has been established; originally perfected under Permit S-49627)
Use: IRRIGATION of 11.8 ACRES
Priority Date: JANUARY 15, 1986
Rate: 0.15 CUBIC FOOT PER SECOND
Limit/Duty: ONE-EIGHTIETH cfs per acre, not to exceed 2.5 acre-feet per acre during the irrigation season of each year
Source: BUTTE CREEK, a tributary to the PUDDING RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	DLC	Survey Coordinates
6 S	1 E	WM	8	NE NW	41	640 FEET SOUTH AND 480 FEET WEST FROM THE N1/4 CORNER OF SECTION 8

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
6 S	1 E	WM	8	NW NE	41	7.2
6 S	1 E	WM	8	NE NW	41	4.6

9. Transfer Application T-10542 proposes to change the place of use of the right to:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
6 S	1 E	WM	8	NW NE	41	5.6
6 S	1 E	WM	8	SW NE	41	6.2

Note: This transfer application proposes to “flip” lands in an effort to place the senior water rights on lands north of the buried mainline.

10. Notice of the application for temporary transfer was published on March 4, 2008, pursuant to ORS 540.520 and OAR 690-380-4000. No comments were filed in response to the notice.
11. Water has been used within the last five years according to the terms and conditions of the rights, and there is no information in the record that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
12. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing rights are present.
13. The proposed change would not result in enlargement of the rights.
14. The proposed change would not result in injury to other water rights. This finding is made through an abbreviated review recognizing that the transfer may be revoked under ORS 540.523(6) if the Department later finds that the transfer is causing injury to any existing water right.

Conclusions of Law

The temporary changes in places of use proposed in Transfer Application T-10542 are consistent with the requirements of ORS 540.523 and OAR 690-380-8000.

Now, therefore, it is ORDERED:

1. The changes in place of use proposed in Transfer Application T-10542 are approved.
2. The former place of use **shall not** be irrigated as part of this water right during the 2008, 2009, 2010, 2011 and 2012 irrigation seasons.
3. The use shall revert to the authorized place of use at the end of the 2012 irrigation season.
4. The approval of this temporary transfer may be revoked or modified if the Department finds the change causes injury to any existing water right.

5. A subsequent application for permanent transfer of Certificates 74653 and 74654 and Transfer Application T-6920 (as approved by Special Order Volume 51 Page 633; as corrected by Special Order Volume 51 Page 1026) for which proper proof to the satisfaction of the Director has been established, shall be subject to a full and complete review to determine consistency with the requirements of OAR Chapter 690, Division 380. Approval of this temporary transfer does not establish a precedent for approval of a subsequent application filed for a permanent transfer.
6. The use of water at the temporary place of use authorized by this transfer shall be in accordance with the terms and conditions of Certificates 74653 and 74654 and Transfer Application T-6920 (as approved by Special Order Volume 51 Page 633; as corrected by Special Order Volume 51 Page 1026) for which proper proof to the satisfaction of the Director has been established. The time during which water is used under this approved temporary transfer does not apply toward a finding of forfeiture under ORS 540.610.
7. When required by the Department, the water user shall install an in-line flow meter or other suitable device for measuring and recording the quantity of water used. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.
8. The use of the remaining water right described by Certificates 74653 and 74654 and Transfer Application T-6920 (as approved by Special Order Volume 51 Page 633; corrected by Special Order Volume 51 Page 1026) for which proper proof to the satisfaction of the Director has been established, shall continue to be in accordance with the terms and conditions of Certificates 74653 and 74654 and the rights approved by Special Order Volume 51 Page 633 (corrected by Special Order Volume 51 Page 1026).

Dated at Salem, Oregon this 10th day of April, 2008.


Phillip C. Ward, Director

Mailing Date: APR 15 2008

Water Right Transfer Checklist

Transfer T-10542

Transfer Specialist: Susan Douthit

Transfer Type: Temporary

Applicant Name/Address: Marjorie Jones, Gayle Callis, PO Box 1052, Mt. Angel, OR 97362

Agent Name/Address: Greg or Malia Kupillas, Pacific Hydro-Geology Inc., 18487 S. Valley Vista Rd, Mulino, OR 97042

CWRE Name/Number: Malia Kupillas # 60772

Rec Landowner Name/Address: None

Irr. District Name/Address: None

Affected Gov'ts Name/Address: None

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.
☒	☒	S 16610	S 12393	74654	☐ Yes ☒ No	<u>temp</u>
☒	☒	S 68649	S 49627	74653	☐ Yes ☒ No	
☐	☐				☐ Yes ☒ No	

Key Dates & Initial Actions

Rec'd: <u>2/21/2008</u> ✓	Proposed Action(s): POU POD HST APOD USE OTHER: POU	
Fees Pd: <u>265.00</u> ✓	WM District: <u>16</u>	ODFW District: <u>None</u>
Initial Notice: <u>3/04/2008</u> ✓	WM Review sent: <u>2/27/2008</u>	ODFW Review sent: <u>None</u>
Acknowledgement Letter Sent ☒ ✓	GW Review sent: <u>None</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: <u>B.D.P.</u>
Date: _____	Date: _____	Date: <u>4/10/08</u>
Coordinator: _____	Coordinator: _____	Coordinator: <u>B.D.P.</u>
Date: _____	Date: _____	Date: <u>4/10/08</u>
Comments/Special Issues: <u>temp transfer - two certs + two "progs" (from T-6920) "Swapping" lands to put senior rights on north-side of parcels.</u>		

Special Order Volume: Vol. 74 Pages 573 Final Order Signature Date: 4-10-08

Notice of FO email'd to processors Susan

Review Checklist**T-10542****Processor: Susan Douthit****Application**

- ☒ The type of change is clearly indicated.
- ☒ The application is appropriately signed.
- ☒ Appropriate fees were paid. *265.30* ☐ If overpayment, Refund Request to be sent with FO
- ☒ Land use form matches affected tax lots and is signed by proper official. *(from ALL affected Govt's)*
- ☒ ~~Ditch company~~, district and/or BOR, sent a copy of the application and map, if appropriate.
- ☒ All required attachments received.

Water right subject to transfer

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

Application Map

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

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

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

Ownership

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

Evaluation (materials needed for peer reviewer in bold)

- | | | | | |
|---|--------------------------------------|------------------------------------|--|--|
| ☐ 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 –

STATE OF OREGON
COUNTY OF CLACKAMAS
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

H.L. "CASEY" AND MARJORIE E. JONES
P.O. BOX 1052
MT ANGEL, OREGON 97362

confirms the right to use the waters of BUTTE CREEK, a tributary of
PUDDING RIVER, for IRRIGATION OF 3.5 ACRES.

This right was perfected under Permit 49627. The date of priority is
JANUARY 15, 1986. The amount of water to which this right is entitled
is limited to an amount actually beneficially used and shall not
exceed 0.04 CUBIC FOOT PER SECOND or its equivalent in case of
rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

SWAPPING
NW 1/4
94654
NE 1/4 NW 1/4, as projected within JACK DLC 41, SECTION 8, T 6 S,
R 1 E, WM; 640 FEET SOUTH AND 480 FEET WEST FROM THE NW CORNER,
SECTION 8.

The amount of water used for irrigation, together with the amount
secured under any other right existing for 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 2 1/2 acre-feet for each acre irrigated during
the irrigation season of each year.

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

A description of the place of use to which this right is appurtenant
is as follows:

NW 1/4 NE 1/4 3.5 ACRES
as projected within JACK DLC 41
SECTION 8
TOWNSHIP 6 SOUTH, RANGE 1 EAST, W.M.

This certificate describes that portion of the water right confirmed
by an Order of the Water Resources Director entered
JUL 21 1997, approving Transfer Application 6920, NOT
modified by the provisions of the order of the Water Resources
Director.

The right to the use of the water for the above purpose is restricted
to beneficial use on the lands or place of use described. The use
confirmed herein may be made only at times when sufficient water is
available to satisfy all prior rights, including rights for
maintaining instream flows.

WITNESS the signature of the Water Resources Director,
affixed JUL 21 1997.

M. MARTHA O. PAGEL

Martha O. Pagel, Director

Recorded in State Record of Water Right Certificates numbered ~~74753~~.

T-6920.LHN

74653

STATE OF OREGON
COUNTY OF CLACKAMAS
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

H.L. "CASEY" AND MARJORIE E. JONES
P.O. BOX 1052
MT ANGEL, OREGON 97362

confirms the right to use the waters of BUTTE CREEK, a tributary of
WILLAMETTE RIVER, for IRRIGATION OF 13.2 ACRES.

This right was perfected under Permit 12393. The date of priority is
SEPTEMBER 29, 1936. The amount of water to which this right is
entitled is limited to an amount actually beneficially used and shall
not exceed 0.16 CUBIC FOOT PER SECOND or its equivalent in case of
rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NE¼ NW¼, as projected within JACK DLC 41, SECTION 8, T 6 S,
R 1 E, WM.

The amount of water used for irrigation, together with the amount
secured under any other right existing for 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 2¼ acre-feet for each acre irrigated during
the irrigation season of each year.

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

A description of the place of use to which this right is appurtenant
is as follows:

NW¼ NE¼ 6.8 ACRES
NE¼ NW¼ 6.4 ACRES - 3.5
both within JACK DLC 41
SECTION 8

TOWNSHIP 6 SOUTH, RANGE 1 EAST, W.M.

This certificate describes that portion of the water right confirmed
by Certificate 14391, State Record of Water Right Certificates, NOT
modified by the provisions of an order of the Water Resources Director
entered JUL 21 1997, approving Transfer Application
6920.

The issuance of this superseding certificate does not confirm the
status of the water right in regard to the provisions of ORS 540.610
pertaining to forfeiture or abandonment.

The right to the use of the water for the above purpose is restricted
to beneficial use on the lands or place of use described. The use
confirmed herein may be made only at times when sufficient water is
available to satisfy all prior rights, including rights for
maintaining instream flows.

WITNESS the signature of the Water Resources Director,
affixed JUL 21 1997.

/s/ MARTHA O. PAGEL

Martha O. Pagel, Director

Recorded in State Record of Water Right Certificates numbered 74654.
T-6920.LHN

0.012/ac
x 3.5

0.04
on
temp

swapping
w/
74653

STATE OF OREGON

COUNTY OF CLACKAMAS

ORDER APPROVING A CHANGE IN PLACE OF USE

Pursuant to ORS 540.510 to 540.530, after notice was given and no objections were filed, and finding that no injury to existing water rights would result, this order approves, as conditioned or limited herein, TRANSFER 6920 submitted by

H.L. "CASEY" AND MARJORIE E. JONES
P.O. BOX 1052
MT ANGEL, OREGON 97362.

swapping
The first right to be modified, as evidenced by a portion of Certificate 14391, was perfected under Permit 12393 with a date of priority of SEPTEMBER 29, 1936. The right allows the use of BUTTE CREEK, a tributary of WILLAMETTE RIVER, for IRRIGATION OF 11.8 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.15 cubic foot per second, if available at the authorized point of diversion: NE $\frac{1}{4}$ NW $\frac{1}{4}$, as projected within JACK DLC 41, SECTION 8, T 6 S, R 1 E, WM, or its equivalent in case of rotation, measured at the point of diversion from the source.

+ corrected
The second right to be modified is a portion of the right perfected under Permit 49627 with a date of priority of JANUARY 15, 1986. The right allows the use of BUTTE CREEK, a tributary of the PUDDING RIVER, for IRRIGATION OF 11.8 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.15 cubic foot per second, if available at the authorize point of diversion: NE $\frac{1}{4}$ NW $\frac{1}{4}$, as projected within JACK DLC 41, SECTION 8, T 6 S, R 1 E, WM; 640 FEET SOUTH AND 480 FEET WEST FROM THE N $\frac{1}{4}$ CORNER, SECTION 8, or its equivalent in case of rotation, measured at the point of diversion from the source.

The amount of water used for irrigation, together with the amount secured under any other right existing for 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 2 $\frac{1}{2}$ acre-feet for each acre irrigated during the irrigation season of each year.

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

Amended

The authorized place of use is located as follows:
PERMIT 12393 PERMIT 49627

NW¼ NE¼	7.2 ACRES	5.6 ACRES
NE¼ NW¼	4.6 ACRES	6.2 ACRES
both as projected with JACK DLC 41		
SECTION 8		
TOWNSHIP 6 SOUTH, RANGE 1 EAST, W.M.		

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

The applicant proposes to change the place of use point of diversion to:

	<u>PERMIT 12393</u>	<u>PERMIT 49627</u>
NW¼ NE¼	5.6 ACRES	7.2 ACRES
NE¼ NW¼	6.2 ACRES	4.6 ACRES
both as projected with JACK DLC 41		
SECTION 8		
TOWNSHIP 6 SOUTH, RANGE 1 EAST, W.M.		

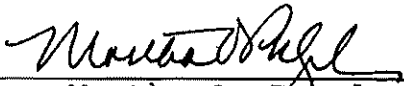
THESE CHANGES TO EXISTING WATER RIGHTS MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

1. The proposed change shall be completed on or before October 1, 1998.
2. The former place of use shall no longer be irrigated as a part of this water right.

Satisfactory proof of the extent of beneficial use under the terms of Permit 49627 has been received. This order is issued in lieu of the water right certificate confirming the water right perfected under Permit 49627.

Certificate 14391 is cancelled. A new certificate will be issued to confirm that portion of the right NOT involved in this transfer. When satisfactory proof of the completed change is received, new certificates confirming these water rights will be issued.

WITNESS the signature of the Water Resources
Director, affixed July 21, 1997.



Martha O. Pagel, Director

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

CLACKAMAS COUNTY

AMENDING ORDER

An order of the Water Resources Director approving Transfer Application 6920, in the name of H.L. "Casey" and Marjorie E. Jones, was entered July 21, 1997, at Special Order Volume 51, Page 633. The applicant, through his certified Water Right Examiner Don Buell, pointed out an error in the order.

THE ORDER READS:

The authorized place of use is located as follows:

PERMIT 12393 PERMIT 49627

NW¼ NE¼	7.2 ACRES	5.6 ACRES
NE¼ NW¼	4.6 ACRES	6.2 ACRES
both as projected with JACK DLC 41		
SECTION 8		
TOWNSHIP 6 SOUTH, RANGE 1 EAST, W.M.		

AND:

The applicant proposes to change the place of use point of diversion to:

PERMIT 12393 PERMIT 49627

NW¼ NE¼	5.6 ACRES	7.2 ACRES
NE¼ NW¼	6.2 ACRES	4.6 ACRES
both as projected with JACK DLC 41		
SECTION 8		
TOWNSHIP 6 SOUTH, RANGE 1 EAST, W.M.		

THE ORDER SHOULD READ:

The authorized place of use is located as follows:

PERMIT 12393 PERMIT 49627

NW¼ NE¼	7.2 ACRES	5.6 ACRES
SW¼ NE¼		6.2 ACRES
NE¼ NW¼	4.6 ACRES	
both as projected with JACK DLC 41		
SECTION 8		
TOWNSHIP 6 SOUTH, RANGE 1 EAST, W.M.		

AND:

The applicant proposes to change the place of use point of diversion to:

PERMIT 12393

PERMIT 49627

NW¼ NE¼	5.6 ACRES	7.2 ACRES
SW¼ NE¼	6.2 ACRES	
NE¼ NW¼		4.6 ACRES

both as projected with JACK DLC 41
SECTION 8
TOWNSHIP 6 SOUTH, RANGE 1 EAST, W.M.

The order of the Water Resources Director approving Transfer Application 6920, in the name of H.L. "Casey" and Marjorie E. Jones, entered July 21, 1997, at Special Order Volume 51, Page 633 is AMENDED as described herein. All other terms and conditions of the transfer approval order remain the same.

WITNESS the signature of the Water Resources Director,
affixed 8/29/97.



Martha O. Pagel, Director

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

CLACKAMAS COUNTY

AMENDING ORDER

An order of the Water Resources Director approving Transfer Application 6920, in the name of H.L. "Casey" and Marjorie E. Jones, was entered July 21, 1997, at Special Order Volume 51, Page 633. The applicant, through his certified Water Right Examiner Don Buell, pointed out an error in the order.

THE ORDER READS:

The authorized place of use is located as follows:

PERMIT 12393 PERMIT 49627

NW¼ NE¼	7.2 ACRES	5.6 ACRES
NE¼ NW¼	4.6 ACRES	6.2 ACRES
both as projected with JACK DLC 41		
SECTION 8		
TOWNSHIP 6 SOUTH, RANGE 1 EAST, W.M.		

AND:

The applicant proposes to change the place of use point of diversion to:

PERMIT 12393 PERMIT 49627

NW¼ NE¼	5.6 ACRES	7.2 ACRES
NE¼ NW¼	6.2 ACRES	4.6 ACRES
both as projected with JACK DLC 41		
SECTION 8		
TOWNSHIP 6 SOUTH, RANGE 1 EAST, W.M.		

THE ORDER SHOULD READ:

The authorized place of use is located as follows:

PERMIT 12393 PERMIT 49627

NW¼ NE¼	7.2 ACRES	5.6 ACRES
SW¼ NE¼		6.2 ACRES
NE¼ NW¼	4.6 ACRES	
both as projected with JACK DLC 41		
SECTION 8		
TOWNSHIP 6 SOUTH, RANGE 1 EAST, W.M.		

AND:

The applicant proposes to change the place of use point of diversion to:

PERMIT 12393

PERMIT 49627

NW¼ NE¼	5.6 ACRES	7.2 ACRES
SW¼ NE¼	6.2 ACRES	
NE¼ NW¼		4.6 ACRES

both as projected with JACK DLC 41

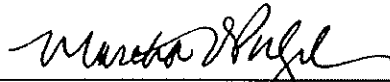
SECTION 8

TOWNSHIP 6 SOUTH, RANGE 1 EAST, W.M.

The order of the Water Resources Director approving Transfer Application 6920, in the name of H.L. "Casey" and Marjorie E. Jones, entered July 21, 1997, at Special Order Volume 51, Page 633 is AMENDED as described herein. All other terms and conditions of the transfer approval order remain the same.

WITNESS the signature of the Water Resources Director,

affixed 8/29/97.



Martha O. Pagel, Director

Water Rights Platcard Report

Meridian: WILLAMETTE Township: 6 South Range: 1 East Section: 8 Records per Page: 100 Search

Water Right	Changing Xfers	Priority	Use	Use Status	DLC	Gov't Lot	QQ(40): Q(160):	NE NE	NW NE	SW NE	SE NE	NE NW	NW NW	SW NW	SE NW	NE SW	NW SW	SW SW	SE SW	NE SE	NW SE	SW SE	SE SE	Unknown QQ
Select Inchoate: T 6920 CF (REG) * Additional Info: H L CASEY JONES App: S16610 Permit: S12393		9/29/1936	IRRIGATION		41			(5.6)	(6.2)															
Select Inchoate: T 6917 CF (REG) * Additional Info: WILBUR VANDERBECK App: S33070 Permit: S26152		4/30/1959	IRRIGATION		41						(1.2)													
Select Inchoate: T 6920 CF (REG) * Additional Info: H L CASEY JONES App: S68649 Permit: S49627		1/15/1986	IRRIGATION		41			(7.2)	(4.6)															
Select Permit:G 7127 CN Additional Info: HAROLD KRAEMER App: G7233 Permit: G7127		4/29/1976	IRRIGATION	CN										0	±0	20.4	25				2			
Select Permit:S 53124 * Additional Info: VICTOR SCHNEIDER App: S70192 Permit: S53124			IRRIGATION					14																
Select Cert:14372 OR * Additional Info: L R LIMA App: S16018 Permit: S11846 Cert: 14372		8/29/1935	IRRIGATION		43																		1.8	
Select Cert:14372 OR * Additional Info: L R LIMA App: S16018 Permit: S11846 Cert: 14372		8/29/1935	IRRIGATION		41																		5.6	
Select Cert:14391 OR CN Additional Info: R P GRADY		9/29/1936	IRRIGATION	CN	41			14																

Water Right Platcard Report

[illegible]

Water Right Platcard Report

Select	Cert:34698 OR CN	5/8/1963	IRRIGATION	CN	41	0.1	20.5	14.1	26.4	3.2	32.2	3.6				7.0		
	Additional Info: JOHN CLARY App: S38717 Permit: S28831 Cert: 34698																	
Select	Cert:41619 CF *	T6766	3/3/1969	IRRIGATION	41											2	5.9	
	Additional Info: JAMES D LONG App: S45824 Permit: S34195 Cert: 41619																	
Select	Cert:41619 CF *	T6766	3/3/1969	IRRIGATION	43											0.1	2.2	0.2
	Additional Info: JAMES D LONG App: S45824 Permit: S34195 Cert: 41619																	
Select	Cert:41645 CF *	T6767	11/3/1955	IRRIGATION	41											1.8	0.5	
	Additional Info: JAMES D LONG App: S30407 Permit: S23891 Cert: 41645																	
Select	Cert:41645 CF *	T6767	11/3/1955	IRRIGATION	43											3.5	2.5	8.7
	Additional Info: JAMES D LONG App: S30407 Permit: S23891 Cert: 41645																	8.3
Select	Cert:42032 OR CN	6/11/1968	IRRIGATION	CN	2					1.4								
	Additional Info: SAMSON ANFILOFIEFF App: G4436 Permit: G4179 Cert: 42032																	
Select	Cert:43785 RR *	5/8/1963	IRRIGATION		41	0.1	20.5	8.5	0.2	2	32.2	3.6				7.8		
	Additional Info: JOHN CLARY App: S38717 Permit: S28831 Cert: 43785																	
Select	Cert:48480 CF CN	T6399	9/18/1974	IRRIGATION	CN	43							7.4	37.6				
	Additional Info: HAROLD KRAEMER App: G6663 Permit: G6668 Cert: 48480																	
Select	Cert:49722 CF CN	6/11/1968	IRRIGATION	CN	2					1.4								
	Additional Info:																	

ARIE JONGENEEL App: G4436 Permit: G4179 Cert: 49722																			
Select	Cert:51364 OR CN	3/27/1978	IRRIGATION	CN	41	±0													
Additional Info: VICTOR/PHYLLIS SCHNEIDER App: S57217 Permit: S42996 Cert: 51364																			
Select	Cert:51427 OR *	3/2/1977	IRRIGATION		41	3.7	1.8	4.2	4										
Additional Info: VICTOR A SCHNEIDER App: S55397 Permit: S41538 Cert: 51427																			
Select	Cert:54641 CF CR *	6/11/1968	IRRIGATION		2					1.4									
Additional Info: ARIE JONGENEEL App: G4436 Permit: G4179 Cert: 54641																			
Select	Cert:55127 OR *	3/26/1980	IRRIGATION		2					0.7									
Additional Info: LEONARD HEIDT App: G9634 Permit: G8999 Cert: 55127																			
Select	Cert:55127 OR *	3/26/1980	IRRIGATION		3						1.9								
Additional Info: LEONARD HEIDT App: G9634 Permit: G8999 Cert: 55127																			
Select	Cert:55852 CF *	8/2/1938	IRRIGATION		41			5.5							11.5				
Additional Info: WILBUR/DARLINE VANDERBECK App: S17473 Permit: S13184 Cert: 55852																			
Select	Cert:57353 CF *	5/8/1963	IRRIGATION		1					0.6									
Additional Info: JOHN CLARY App: S38717 Permit: S28831 Cert: 57353																			
Select	Cert:57353 CF *	5/8/1963	IRRIGATION		41			5.6	28.2	1.2									
Additional Info: JOHN CLARY App: S38717 Permit: S28831																			

Water Right Platcard Report

Cert: 57353 Select Cert:64871 OR * 5/13/1980 IRRIGATION 41 Additional Info: HAROLD KRAEMER App: G9731 Permit: G8954 Cert: 64871				0.1	2.7		1.7	4.1	23.2	27.6	18					0.1			
Select Cert:64871 OR * 5/13/1980 IRRIGATION 43 Additional Info: HAROLD KRAEMER App: G9731 Permit: G8954 Cert: 64871										6.7	0.3	1.8	34.8						
Select Cert:64872 OR * 5/13/1980 IRRIGATION 43 Additional Info: HAROLD KRAEMER App: S60133 Permit: S45090 Cert: 64872										6.7	0.3	1.8	34.8						
Select Cert:64872 OR * 5/13/1980 IRRIGATION 41 Additional Info: HAROLD KRAEMER App: S60133 Permit: S45090 Cert: 64872								4.1	5.6	27.6	18					0.1			
Select Cert:72413 CF * T8115 9/20/1983 IRRIGATION 41 Additional Info: DICKMAN FARMS INC. App: G10344 Permit: G10144 Cert: 72413							0.1	27.4	0.2		5								
Select Cert:72414 CF CN 5/26/1981 IRRIGATION CN 41 Additional Info: DICKMAN FARMS INC. App: S61722 Permit: S47801 Cert: 72414				±			0.1	27.4	0.2		5								
Select Cert:74651 OR CN 1/15/1986 IRRIGATION CN Additional Info: H L CASEY JONES App: S68649 Permit: S49627 Cert: 74651				9.1	6.2														
Select Cert:74652 CF CR * T8115 5/26/1981 IRRIGATION 41 Additional Info: DICKMAN FARMS INC. App: S61722 Permit: S47801 Cert: 74652						1	0.1	27.4	0.2		5								
Select Cert:74654 RR * T10542, T9107 9/29/1936 IRRIGATION 41				6.8			6.4												

Water Right Platcard Report

Additional Info: H L CASEY JONES App: S16610 Permit: S12393 Cert: 74654																		
Select	Cert:74653 RR *	T10542 1/15/1986 IRRIGATION	41	3.5														
Additional Info: H L CASEY JONES App: S68649 Permit: S49627 Cert: 74653																		
Select	Cert:76174 RR *	4/30/1959 IRRIGATION	41									2.1				1.1		
Additional Info: WILBUR VANDERBECK App: S33070 Permit: S26152 Cert: 76174																		
Select	Inchoate: T 6399 CF (REG) *	9/18/1974 IRRIGATION	43							(7.4)	(37.6)							
Additional Info: KRAEMER FARMS App: G6663 Permit: G6668																		
Select	Inchoate: T 9107 (TMP) RJ	9/29/1936 IRRIGATION RJ	41	(6.0)	(6.4)													
Additional Info: DICKMAN FARMS, INC. App: S16610 Permit: S12393																		
Select	Inchoate: T 6767 CF (REG) WD	11/3/1955 IRRIGATION WD	43									(3.5)	(2.5)	(0.7)	(0.3)			
Additional Info: KRAEMER FARMS App: S30407 Permit: S23891																		
Select	Inchoate: T 6767 CF (REG) WD	11/3/1955 IRRIGATION WD	41									(1.0)	(0.5)					
Additional Info: KRAEMER FARMS App: S30407 Permit: S23891																		
Select	Inchoate: T 6766 CF (REG) WD	3/3/1969 IRRIGATION WD	41									(2)	(5.9)					
Additional Info: KRAEMER FARMS App: S45824 Permit: S34195																		
Select	Inchoate: T 6766 CF (REG) WD	3/3/1969 IRRIGATION WD	43									(0.1)	(2.2)	(0.2)				
Additional Info: KRAEMER FARMS App: S45824 Permit: S34195																		
Select	App:P 75082 *	10/3/1994 LIVESTOCK																*
Additional Info: WAYNE L DAVIS																		

Water Right Platcard Report

Page 1

App: P75082																			
Select Cert:7628 OR CN	3/25/1925	POWER DEVELOPMENT	CN															*	
Additional Info:																			
App: S10062																			
Permit: S7242																			
Cert: 7628																			
Select App:P 82653 *	1/29/1997	STORAGE															*		
Additional Info:																			
WILBUR VANDERBECK																			
App: P82653																			
Select Permit:G 11131 *	2/9/1990	SUPPLEMENTAL IRRIGATION (Suppl'mtl)		14			3.1												
Additional Info:																			
VICTOR SCHNEIDER																			
App: G12029																			
Permit: G11131																			
Select Permit:S 53164 *	6/4/1990	SUPPLEMENTAL IRRIGATION (Suppl'mtl)								7.4	36.8								
Additional Info:																			
KRAEMER FARMS																			
App: S70391																			
Permit: S53164																			
Select Cert:51428 OR *	3/2/1977	SUPPLEMENTAL IRRIGATION (Suppl'mtl)	41	9.1	1.8	4.2	23												
Additional Info:																			
VICTOR H SCHNEIDER																			
App: G7870																			
Permit: G7291																			
Cert: 51428																			
Select Cert:52075 OR *	7/25/1978	SUPPLEMENTAL IRRIGATION (Suppl'mtl)	2							1.4									
Additional Info:																			
ARIE JONGENEEL																			
App: S57694																			
Permit: S45013																			
Cert: 52075																			
Select Cert:52078 OR *	7/25/1978	SUPPLEMENTAL IRRIGATION (Suppl'mtl)	2							1.4									
Additional Info:																			
ARIE JONGENEEL																			
App: G8906																			
Permit: G8287																			
Cert: 52078																			
Select Permit:S 54100 *	9/29/2003	SUPPLEMENTAL IRRIGATION (Suppl'mtl)		33.1	1.8	4.2	23												
Additional Info:																			
VICTOR SCHNEIDER																			
App: S85820																			
Permit: S54100																			
Select App:P 82653 *	1/29/1997	WILDLIFE															*		
Additional Info:																			
WILBUR VANDERBECK																			
App: P82653																			

Acreage Legend: 12.25 Regular 12.25 Acreage is on a (12.25) Acreage is part of a transfer and has not been proven [12.25] Acreage has been * Acreage is not

CLACKAMAS COUNTY

1"=400'

7200

7600

8400

37000

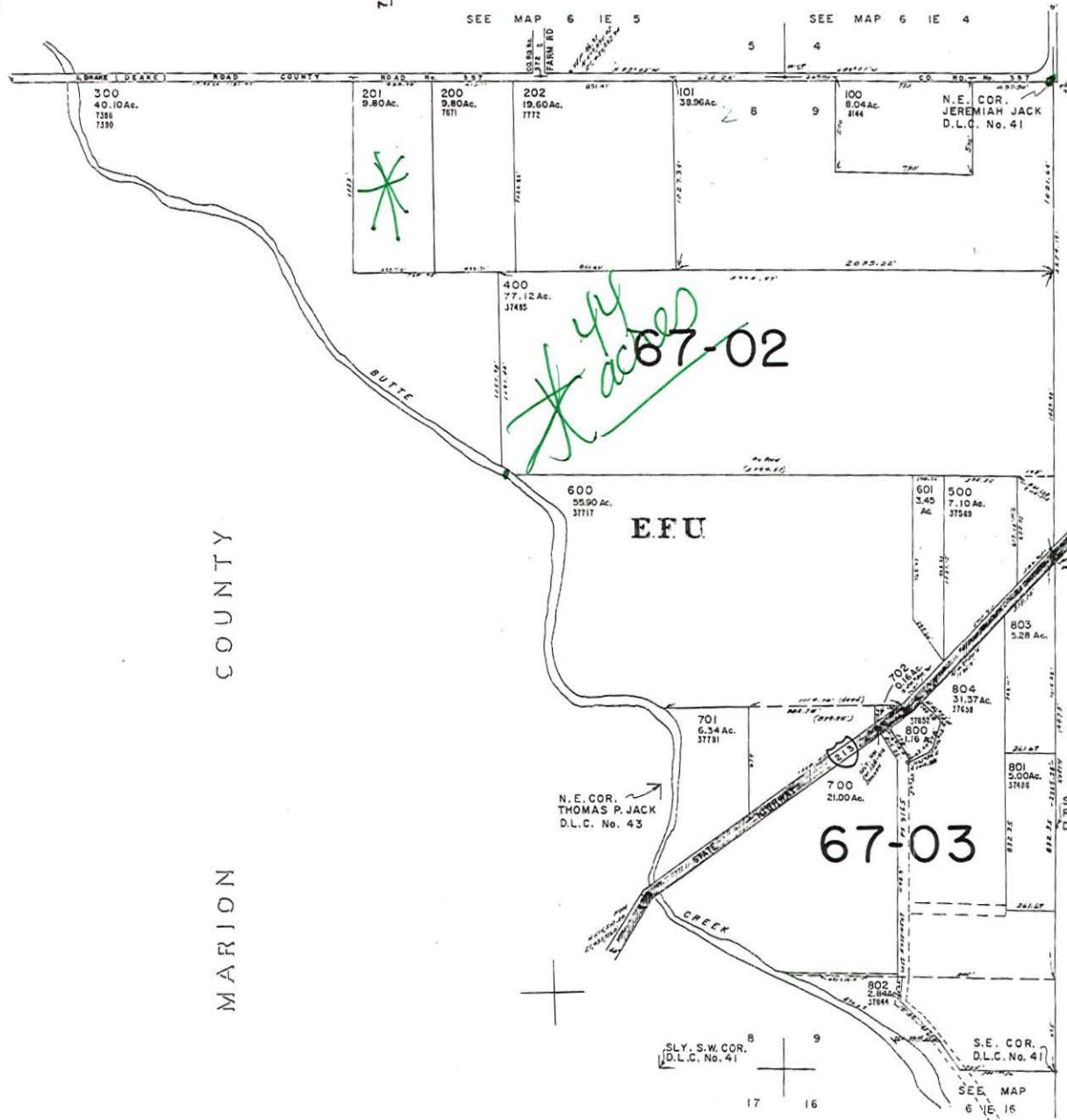
CANCELLED T.L.S
790

SEE MAP 6 IE 9

37600

38000

6 IE 8
BOOK 42



MARION COUNTY



State of Oregon
Water Resources Department
158 12th Street NE
Salem, OR 97310
(503)378-8455

Memorandum

Date: August 12, 2002
To: File T-6920
From: Bernadette, Field Services Division *BW*
378-8455, extension 275
Subject: Proof to the Satisfaction of the Director

The claim of beneficial use filed by Donald R. Buell, CWRE, provided evidence of satisfactory proof that use of water was made to the full extent under the terms and conditions of the Special Order approving T-6920. Given this, a finding (statement) of proof to the satisfaction of the Director may be included in any subsequent order modifying the portion of the water right.

RECEIVED

FEB 21 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

February 25, 2008

MARJORIE E. JONES
PO BOX 1052
MOUNT ANGEL OR 97362

Reference: Temporary Transfer 10542

On February 21, 2008 we received your water right transfer application requesting for place of use. The application was accompanied by \$265.30. Our receipt 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.

Pursuant to OAR 690-380-8010, the lands from which an irrigation water right is to be transferred and the land to which the right is to be transferred may not both receive water during the same season. If the temporary transfer is approved during an irrigation season and water has already been used at the currently authorized location during that season, then the temporary transfer will not take effect until the following season.

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 # 16
AGENT,CWRE # 60772
FILES

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 3/04/2008

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: CLACKAMAS
Transfer: 10542
Water Right: CERT 74654, 74653
Priority Date: 1936, 1986,
Name: MARJORIE JONES-GAYLE CALLIS
Address: PO BOX 1052, MT. ANGEL, OR 97362
Change: POU
Source: BUTTE CREEK
Authorized POU: T6S,R1E, 8
Proposed POU: T6S,R1E, 8

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.

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 # 91505

INVOICE # _____

RECEIVED FROM: DICKMAN FARMS
BY: INC

APPLICATION	
PERMIT	
TRANSFER	<u>T-10542</u>

CASH: ☐ CHECK: # 21637 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 2605.30

1083 TREASURY 4170 WRD MISC CASH ACCT

0407	COPIES	<u>PLA 46111</u>	\$
	OTHER: (IDENTIFY)		\$

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

4270 WRD OPERATING ACCT

RECEIVED
OVER THE COUNTER

MISCELLANEOUS		
0407	COPY & TAPE FEES	\$
0410	RESEARCH FEES	\$
0408	MISC REVENUE: (IDENTIFY)	\$
TC162	DEPOSIT LIAB. (IDENTIFY)	\$
0240	EXTENSION OF TIME	\$
WATER RIGHTS:		
0201	SURFACE WATER	\$
0203	GROUND WATER	\$
0205	TRANSFER	\$ <u>2605.30</u>
WELL CONSTRUCTION		
0218	WELL DRILL CONSTRUCTOR	\$
	LANDOWNER'S PERMIT	\$
	OTHER (IDENTIFY)	

EXAM FEE	
\$	0202
\$	0204
\$	

RECORD FEE	
\$	
\$	

LICENSE FEE	
\$	0219
\$	0220

0536 TREASURY 0437 WELL CONST. START FEE

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

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

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

TREASURY OTHER / RDX

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

RECEIPT: 91505

DATED: 2/21/08 BY: [Signature]

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



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

Application for Water Right Transfer

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

1. TYPE OF TRANSFER APPLICATION

Please check one

☐ Permanent Transfer

☒ Temporary Transfer (1 to 5 yrs.)

• total number of years: _____

(begin year: 2008)

(end year: 2012)

☐ Instream Transfer

☐ Permanent

☐ Time-Limited

☐ Drought Transfer

☐ Other

2. APPLICANT INFORMATION

Name: Marjorie E. Jones and Gayle Callis

First

Last

Address: P.O. 1052

Mt. Angel, Oregon 97362

City

State

Zip

Phone: 503.634.2705

Home

Work

Other

Fax: _____ E-Mail address: _____

3. AGENT INFORMATION

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

Name: Greg or Malia Kupillas / Pacific Hydro-Geology Inc.

First

Last

Address: 18487 S. Valley Vista Rd.

Mulino, Oregon 97042

City

State

Zip

Phone: 503.632.5016

Home

Work

Other

Fax: 503.632.5983 E-Mail address: phg@bctonline.com

- If an agent is listed above, please check one of the following:

☒ Please send all correspondence to Agent. Send *copies* of correspondence to Applicant; or

☐ Please send all correspondence to Applicant. Send *copies* of correspondence to Agent.

RECEIVED

FEB 21 2008

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

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

	Application / Decree	Permit / Previous Transfer	Certificate
1.	68649	49627/T-6920	74653
2.	16610	12393/T-6920	Proof to the Satisfaction of the Director 8/12/2002
3.			
4.			
5.			
6.			

- Attach a **separate Supplemental Form A** (*Description of Proposed Change(s) to a Water Right*) for **each** water right listed above.
- Check **all** proposed change(s) included in this transfer application:
☒ Place of Use ☐ Point of Diversion (POD) ☐ Additional Point of Diversion
☐ Character of Use ☐ Point of Appropriation (POA, or well) ☐ Additional POA
☐ Instream Transfer ☐ Surface Water POD to Ground Water POA
☐ Substitution of Supplemental Groundwater right for Primary Surface water right
☐ Historic POD change ☐ Other
- Reason(s) for change(s): To follow crop rotation.

5. WATER DELIVERY SYSTEM

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

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

20 Hp Jacuzzi centrifugal pump delivering into a 5-inch PVC mainline. Water flows through 3 inch aluminum hand lines to 3/16 Rainbird® sprinklers.

- System capacity: 0.89 cubic feet per second (cfs). If the transfer involves multiple rights that have independent systems, describe the capacity for each system separately.

RECEIVED

FEB 21 2008

WATER RESOURCES DEPT

6. EVIDENCE OF BENEFICIAL WATER USE

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

7. AFFECTED DISTRICTS

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

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

8. LOCAL GOVERNMENTS

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

Clackamas County Department of Transportation and Development, Planning Division, 9101 Sunnybrook

Blvd., Clackamas, OR 97015

RECEIVED

FEB 21 2008

**WATER RESOURCES DEPT
SALEM, OREGON**

9. LAND OWNERSHIP

- Does the applicant own the lands **FROM** which the right is being transferred? ☐ Yes ☒ No

If "No", provide the following information. For Temporary Transfers, also include a notarized statement granting consent to the transfer from each of the landowners (for Permanent Transfers see Section 12(c)):

Names of Current Landowner(s): Marjorie E. Jones and Gayle Callis
First Last

Address: P.O. Box 1052
Mt. Angel, Oregon 97362
City State Zip

- Does the applicant own the lands **TO** which the right is being transferred?
☒ Yes ☐ No ☐ N/A - NOT APPLICABLE TO INSTREAM TRANSFERS

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.
- ☐ N/A. (Not applicable. Application is for an Instream Water Right Transfer.)

10. Other Remarks (optional)

The intent of this transfer is to accomplish the same changes in place of use as approved under Temporary
Transfer 9107. Please refer to Special Orders Volume 56, Page 884 (original order) and Volume 56, page 954
(correcting order).

RECEIVED

FEB 21 2008

**WATER RESOURCES DEPT
SALEM, OREGON**

11. ATTACHMENTS

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

Supplemental Form A –

Description of Proposed Change(s) to a Water Right

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

Supplemental Form B –

Evidence of Use Affidavit(s)

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

Map

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

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

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

RECEIVED

FEB 21 2008

Land Use Information For Proposed Changes:

For Instream Transfers:

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

For All Other Transfers:

- ☐ Land Use Information Form is enclosed; **or**
- ☐ All of the following criteria are met, therefore a Land Use Information Form is not required:
- 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.

Fees:

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

Instream Water Right Transfers, also include:

Supplemental Form C –

Instream Water Right Transfer

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

Temporary Transfers, also include:

Recorded Deed:

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

Affidavit of Consent:

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

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

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

12. SIGNATURES

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

- ☐ In accordance with OAR 690-380-3000(13)(a), I (we) understand that prior to Department approval of a permanent transfer and upon my receipt of a draft Preliminary Determination for the proposed transfer, I (we) will be required [pursuant to OAR 690-380-4010(5)] to provide the following landownership information and evidence demonstrating that I (we) are authorized to pursue the transfer:
- (a) A report of ownership and lien information that has been prepared by a title company *within the last three months*;
- (b) A copy of written notification of the proposed transfer provided by the applicant to all lien holders on the subject lands unless the report of ownership and lien information shows that a water right conveyance agreement has been recorded for the subject lands. *If a water right conveyance agreement has been recorded for the subject lands, a copy of the agreement and identification of the owner of the lands at the time the agreement was recorded must be submitted; and*
- (c) If the landowner identified in the report of ownership and lien information is not the applicant, a notarized statement consenting to the transfer (*attached*) signed by the landowner identified in the report or an authorized representative of the entity to whom the interest in the water right has been conveyed as identified in a water right conveyance agreement or other documentation demonstrating that the applicant is authorized to pursue the transfer in the absence of the consent of the landowner.
- ☐ I (we) affirm that interest in the water right has been conveyed to someone other than the landowner, and documents, including a water right conveyance agreement, report of ownership and lien information, and any required lienholder notification are enclosed, demonstrating that I am (we are) authorized to pursue the transfer. I (we) understand that we may be required to provide additional information upon receipt of the draft Preliminary Determination.
- ☐ I (we) affirm that the applicant is a municipality, as defined in ORS 540.510(3)(b), and that the right is in the name of the municipality or a predecessor. Therefore, pursuant to OAR 690-380-3000(13)(b), the applicant is NOT required to provide the above described report of ownership and lien information.
- ☐ I (we) affirm that the applicant is an entity with the authority to condemn property and is acquiring the property to which the water right proposed for transfer is appurtenant by condemnation. Documentation is provided with this application supporting this statement. Therefore, pursuant to OAR 690-380-3000(13)(c), the applicant is NOT required to provide the above described report of ownership and lien information. (NOTE: Such an entity may only apply for a transfer under this subsection if it has filed a condemnation action to acquire the property.
- ☒ I (we) affirm that this is a temporary transfer and a copy of the deed for the "from" land (and affidavits of consent from any other landowners, if applicable) is enclosed.

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

 applicant signature	<u>MARJORIE E. JONES</u> name and title if applicable (print)	<u>2/20/2008</u> date
 applicant signature	<u>Gayle M. CALLIS</u> name and title if applicable (print)	<u>2/20/2008</u> date

RECEIVED

FEB 21 2008

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

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

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

- Certificate Number or other identifying number: Permit 12393, Certificate 74654

1. TYPE OF CHANGE(S) PROPOSED

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

RECEIVED

FEB 21 2008

WATER RESOURCES
SALEM, OREGON

2. CURRENT WATER RIGHT INFORMATION

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

☒ Certificated Right	74654	S-12393
	Certificate Number	Permit Number or Decree Name
☐ Adjudicated, Non-certificated Right	Name of Decree	Page Number
☐ Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐ Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: H.L. "Casey" and Marjorie E. Jones
- County: Clackamas
- Authorized Use(s) to be Affected by Transfer: Irrigation of 3.5 acres
- Priority Date(s): September 29, 1936

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

- Source(s) of Water to be Affected by Transfer: Butte Creek

Tributary to: Willamette River

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

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

- Are there **Other Water Rights**, Permits or Ground Water Registrations associated with this land?

☐ Yes ☒ No ☐ N/A – No Change in Place of Use or Character of Use

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

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

RECEIVED

FEB 21 2008

WATER RESOURCES DEPT
SALEM, OREGON

Supplemental Form A

▪ Certificate Number or other identifying number: Permit S-12393, Certificate 74654

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

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

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

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

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

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No (*Surface water source only.*)

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

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

or

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

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

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

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

RECEIVED

FEB 21 2008

▪ Certificate Number or other identifying number: Permit S-12393, Certificate 74654

Will the ENTIRE water right be affected by this transfer? ☐ Yes ☒ No

If "Yes", the remainder of this page does not need to be completed. Go on to the next page.

*If “No”, the following information **must be provided** only for those places of use that are involved in the transfer (i.e., list only the portion of the water right to be affected by the change.) Attach additional pages as necessary.*

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

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

[illegible]

RECEIVED

FEB 21 2008

■ Certificate Number or other identifying number: Permit S-12393, Certificate 74654

3. PROPOSED CHANGES TO THE WATER RIGHT

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

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

(i.e., the "TO" point(s) of diversion or appropriation)

☐ N/A – Instream Water Right Transfer

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

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

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

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

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

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

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

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

RECEIVED

FEB 21 2008

■ Certificate Number or other identifying number: Permit S-12393, Certificate 74654

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: (i.e., the "TO" lands) ☐ N/A – Instream Water Right Transfer
(NOTE: Complete this table only if a Change in Place of Use is being proposed.)

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Butte Creek	6S	1E	WM	8	NW NE	41	3.5

Remarks: _____

RECEIVED

FEB 21 2008

WATER RESOURCES DEPT
SALEM, OREGON

Supplemental Form A

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

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

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

- Certificate Number or other identifying number: Permit 12393, Transfer 6920

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* 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 transfer.) ☐ Additional (Both the old <u>and</u> new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ Historic Point of Diversion or Appropriation Change (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ 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.) ☐ Point of Diversion Change due to Government Action (The old point of diversion or appropriation can no longer be used due to government action.) ☐ Exchange (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☒ All of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.) ☐ Only a portion of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.)	Proposed new use: ☐ Irrigation ☐ Municipal ☐ Quasi-municipal ☐ Commercial ☐ Industrial ☐ Instream (complete and attach <i>Supplemental Form C</i>) ☐ Domestic (indicate number of households) _____ ☐ Other _____ ☐ Substitution (A supplemental ground water right will be substituted for a primary surface water right.) ☐ Supplemental Use to Primary Use (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

RECEIVED

FEB 21 2008

2. CURRENT WATER RIGHT INFORMATION

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

☐ Certificated Right	_____ Certificate Number	_____ Permit Number or Decree Name
☐ Adjudicated, Non-certificated Right	_____ Name of Decree	_____ Page Number
☐ Permit for which Proof has been Approved	_____ Permit Number	_____ Date Claim of Beneficial Use Submitted
☒ Transferred Right for which Proof has been Filed	T-6920 Previous Transfer Number	12/04/1998 Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: H.L. "Casey" and Marjorie E. Jones
- County: Clackamas
- Authorized Use(s) to be Affected by Transfer: Irrigation of 11.8 acres
- Priority Date(s): September 29, 1936

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

- Source(s) of Water to be Affected by Transfer: Butte Creek

Tributary to: Willamette River

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

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

- Are there **Other Water Rights**, Permits or Ground Water Registrations associated with this land?

☐ Yes ☒ No ☐ N/A – No Change in Place of Use or Character of Use

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

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

RECEIVED

FEB 21 2008

▪ Certificate Number or other identifying number: Permit S-12393, Transfer 6920

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

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

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

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

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

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☐ No (Surface water source only.)

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

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

or

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

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

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

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

RECEIVED

FEB 21 2008

WATER RESOURCES DEPT
SALEM, OREGON

Supplemental Form A

▪ Certificate Number or other identifying number: Permit S-12393, Transfer 6920

Will the ENTIRE water right be affected by this transfer? ☒ Yes ☐ No

If "Yes", the remainder of this page does not need to be completed. Go on to the next page.

*If “No”, the following information **must be provided** only for those places of use that are involved in the transfer (i.e., list only the portion of the water right to be affected by the change.) Attach additional pages as necessary.*

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

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

[illegible]

RECEIVED

FEB 21 2008

WATER RESOURCES DEPT
SALEM, OREGON

■ Certificate Number or other identifying number: Permit S-12393, Transfer 6920

3. PROPOSED CHANGES TO THE WATER RIGHT

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

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

(i.e., the "TO" point(s) of diversion or appropriation)

☐ N/A – Instream Water Right Transfer

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

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

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

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

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

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

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

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

RECEIVED

FEB 21 2008

WATER RESOURCES DEPT
SALEM, OREGON

▪ Certificate Number or other identifying number: Permit S-12393, Transfer 6920

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: (i.e., the "TO" lands) ☐ N/A – Instream Water Right Transfer
(NOTE: Complete this table only if a Change in Place of Use is being proposed.)

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Butte Creek	6S	1E	WM	8	NW NE	41	7.2
Butte Creek	6S	1E	WM	8	NE NW	41	4.6

Remarks: Transfer 6920 has been perfected by proof to the satisfaction of the Director

(See attached letter dated August 12, 2002).

RECEIVED

FEB 21 2008

WATER RESOURCES DEPARTMENT Supplemental Form A

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

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

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

- Certificate Number or other identifying number: Permit S-49627, Certificate 74653

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* 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 transfer.) ☐ Additional (Both the old <u>and</u> new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ Historic Point of Diversion or Appropriation Change (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ 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.) ☐ Point of Diversion Change due to Government Action (The old point of diversion or appropriation can no longer be used due to government action.) ☐ Exchange (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☒ All of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.) ☐ Only a portion of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.)	Proposed new use: ☐ Irrigation ☐ Municipal ☐ Quasi-municipal ☐ Commercial ☐ Industrial ☐ Instream (complete and attach <i>Supplemental Form C</i>) ☐ Domestic (indicate number of households) _____ ☐ Other _____ ☐ Substitution (A supplemental ground water right will be substituted for a primary surface water right.) ☐ Supplemental Use to Primary Use (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

RECEIVED

FEB 21 2008

WATER RESOURCES DEPT
SALEM, OREGON

2. CURRENT WATER RIGHT INFORMATION

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

☒ Certificated Right	74653 Certificate Number	S-49627 Permit Number or Decree Name
☐ Adjudicated, Non-certificated Right	 Name of Decree	 Page Number
☐ Permit for which Proof has been Approved	 Permit Number	 Date Claim of Beneficial Use Submitted
☐ Transferred Right for which Proof has been Filed	 Previous Transfer Number	 Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: H.L. "Casey" and Marjorie E. Jones
- County: Clackamas
- Authorized Use(s) to be Affected by Transfer: Irrigation of 3.5 acres
- Priority Date(s): January 15, 1986

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

- Source(s) of Water to be Affected by Transfer: Butte Creek

Tributary to: Pudding River

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

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

- Are there **Other Water Rights**, Permits or Ground Water Registrations associated with this land?

☐ Yes ☒ No ☐ N/A – No Change in Place of Use or Character of Use

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

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

RECEIVED

FEB 21 2008

WATER RESOURCES DEPT

- Certificate Number or other identifying number: Permit S-49627, Certificate 74653

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

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

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

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

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

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

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

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

or

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

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

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

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

RECEIVED

FEB 21 2008

WATER RESOURCES DEPT
SALEM, OREGON

- Certificate Number or other identifying number: Permit S-49627, Certificate 74653

Will the ENTIRE water right be affected by this transfer? ☒ Yes ☐ No

If "Yes", the remainder of this page does not need to be completed. Go on to the next page.

If “No”, the following information must be provided only for those places of use that are involved in the transfer (i.e., list only the portion of the water right to be affected by the change.) Attach additional pages as necessary.

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

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

[illegible]

Supplemental Form A

WATER RESOURCES DEPT
- 4 - SALEM, OREGON Descr

Description of Proposed Change(s) to a Water Right

- Certificate Number or other identifying number: Permit S-49627, Certificate 74653

3. PROPOSED CHANGES TO THE WATER RIGHT

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

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

(i.e., the "TO" point(s) of diversion or appropriation)

☐ N/A – Instream Water Right Transfer

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

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

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

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

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

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

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

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

RECEIVED

FEB 21 2008

WATER RESOURCES DEPT
SALEM, OREGON
Supplemental Form A

■ Certificate Number or other identifying number: Permit S-49627, Certificate 74653

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: (i.e., the "TO" lands) ☐ N/A – Instream Water Right Transfer
(NOTE: Complete this table only if a Change in Place of Use is being proposed.)

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Butte Creek	6 S	1 E	WM	8	NW NE	41	3.5

Remarks: _____

RECEIVED

FEB 21 2008

WATER RESOURCES DEPT
SALEM, OREGON

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

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

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

■ Certificate Number or other identifying number: Permit S-49627, Transfer 6920

1. TYPE OF CHANGE(S) PROPOSED

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

RECEIVED

FEB 21 2008

WATER RESOURCES DEPT
SALEM, OREGON

2. CURRENT WATER RIGHT INFORMATION

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

☐	Certificated Right	_____	_____
		Certificate Number	Permit Number or Decree Name
☐	Adjudicated, Non-certificated Right	_____	_____
		Name of Decree	Page Number
☐	Permit for which Proof has been Approved	_____	_____
		Permit Number	Date Claim of Beneficial Use Submitted
☒	Transferred Right for which Proof has been Filed	T-6920	12/04/1998
		Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: H.L. “Casey” and Marjorie E. Jones
- County: Clackamas
- Authorized Use(s) to be Affected by Transfer: Irrigation of 11.8 acres
- Priority Date(s): January 15, 1986

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

- Source(s) of Water to be Affected by Transfer: Butte Creek

Tributary to: Pudding River

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

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

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

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

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

RECEIVED

FEB 21 2008

WATER RESOURCES DEPT
SALEM, OREGON

Supplemental Form A

- Certificate Number or other identifying number: Permit S-49627, Transfer 6920

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

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

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

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

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

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

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

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

or

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

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

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

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

RECEIVED

FEB 21 2008

WATER RESOURCES DEPT
SALEM, OREGON

▪ Certificate Number or other identifying number: Permit S-49627, Transfer 6920

Will the ENTIRE water right be affected by this transfer? ☒ Yes ☐ No

If "Yes", the remainder of this page does not need to be completed. Go on to the next page.

*If “No”, the following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right to be affected by the change.)** Attach additional pages as necessary.*

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

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

[illegible]

RECEIVED

FEB 21 2008

WATER RESOURCES DEPT
SALEM, OREGON

■ Certificate Number or other identifying number: Permit S-49627, Transfer 6920

3. PROPOSED CHANGES TO THE WATER RIGHT

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

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

(i.e., the "TO" point(s) of diversion or appropriation)

☐ N/A – Instream Water Right Transfer

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

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

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

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

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

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

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

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

RECEIVED

FEB 21 2008

▪ Certificate Number or other identifying number: Permit S-49627, Transfer 6920

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: (i.e., the "TO" lands) ☐ N/A – Instream Water Right Transfer

(NOTE: Complete this table only if a Change in Place of Use is being proposed.)

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Butte Creek	6 S	1 E	WM	8	NW NE	41	5.6
Butte Creek	6 S	1 E	WM	8	SW NE	41	6.2

Remarks: Transfer 6920 has been perfected by proof to the satisfaction of the Director.

(Please see attached letter dated August 12, 2002)

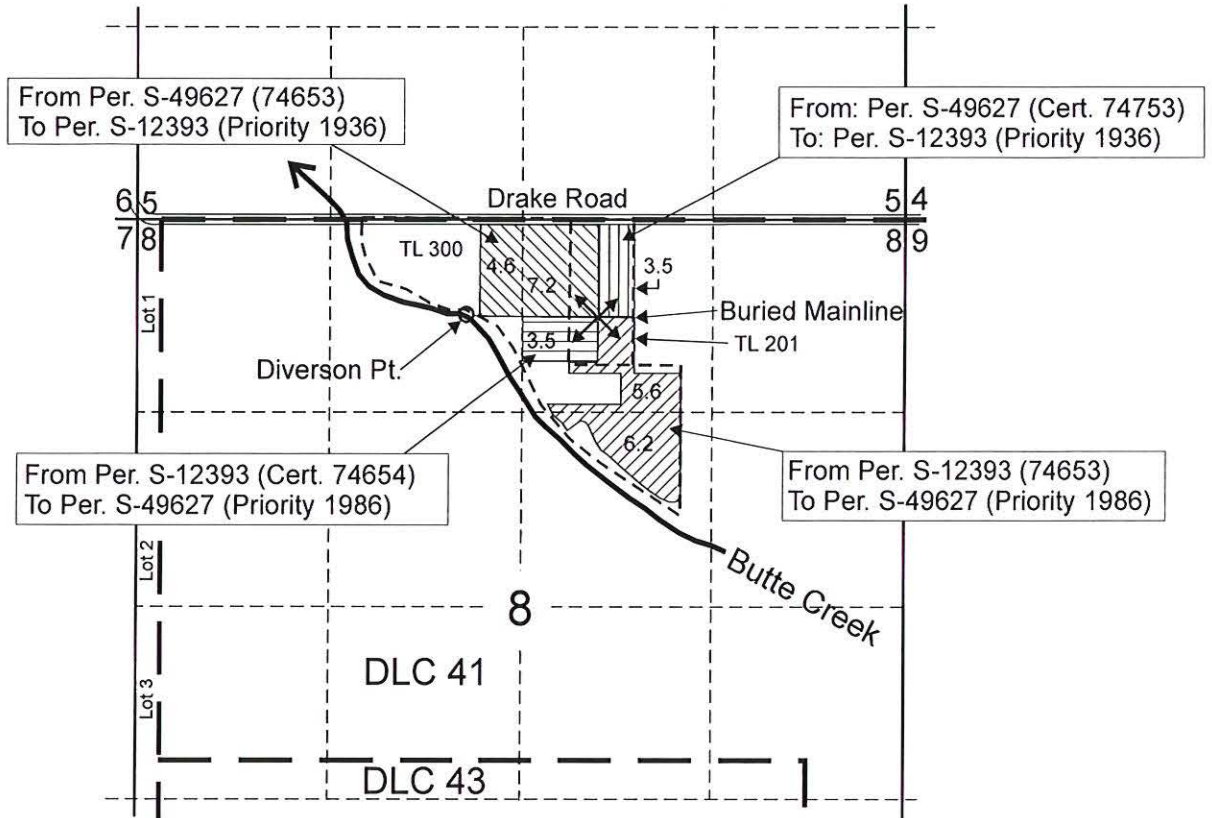
RECEIVED

FEB 21 2008

WATER RESOURCES DEPT
SALEM, OR

Supplemental Form A

T.6S. R.1E. Section 8



Diversion point is located 640 feet south and 2,250 feet east from the northwest corner of Section 8.

- Areas (11.8 acres each) being switched under this transfer.
- Areas (3.5 acres each) being switched under this transfer.

RECEIVED
FEB 21 2008
 WATER RESOURCES DEPT
 SALEM, OREGON



EXPIRATION DATE: 6/30/09

Scale: 1" = 1,320'



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



Temporary Transfer Application Map

Pacific Hydro-Geology Inc.

Dickman Farms, Inc.
 T.6S. R.1E. Section 8

20-
10-

BARGAIN AND SALE DEED

MARJORIE E. JONES, a: Grantor,

conveys to

MARJORIE E. JONES, as Trustee under that certain Trust Agreement dated December 12, 1989, in which Grantor is Trustor and Grantee is Trustee, as Grantee,

the following described real property:

A part of the Jeremiah Jack and wife D.L.C. No. 41 in T. 6S. R. 1E. of the W.M., in the County of Clackamas and State of Oregon, described as follows, to-wit: Beginning at the quarter section corner on the North line of Section 8, said township and range; thence east along section line 4.75 chains; thence south 15.50 chains; thence east 11.605 chains; thence south 16.03 chains to the center of Butte Creek; thence meandering the said creek N. 56° 30' W. 13.25 chains; thence N. 45° W. .57 chains; thence continuing down Butte Creek to the legal subdivision line 19.26 chains South of the quarter corner on the North line of said Section 8; thence continuing down stream N. 53° 50' W. 10.02 chains; thence N. 63° W. 9 chains; thence N. 14° 45' W. 7.33 chains to the section line; thence East on section line 17.90 chains to the place of beginning, containing in all 44 acres, more or less.

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

No change

The true consideration for this conveyance, stated in terms of dollars, is None.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

Duly executed December 12, 1989.

Marjorie E. Jones
Marjorie E. Jones

GRANTOR

MAR 05 1993

BARGAIN AND SALE DEED - 1
at/wills:jones.ded (JO 8350-1)

SALEM, OREGON 90 18024

Marion County, Oregon - ss.

On this 11th day of December, 1989, personally appeared
MARJORIE E. JONES and acknowledged the foregoing instrument to be her voluntary act
and deed.

Before me:

(SEAL)

Carol B. Williams
Notary Public for Oregon

My commission expires: 11-13-92

STATE OF OREGON
County of Clatsop

I, John F. Kauffman, County Clerk for the County of
Clatsop, do hereby certify that the instrument of
writing was received for recording in the records of said
County at

1990 APR 23 PM 1:36



Witness my hand and seal at
John F. Kauffman
County Clerk

Recording Certificate
CC# 111111 12 201
90 18024

AFTER RECORDING, RETURN TO:

Clark B. Williams
HELTZEL, UPJOHN, SHAW, WILLIAMS & YANDELL
P. O. Box 1048
Salem, OR 97308-1048

2

BARGAIN AND SALE DEED - 2
at/will jones.deed (JO 8350-1)

28
10/11

MAIL TAX STATEMENTS TO:
No Change

AFTER RECORDING RETURN TO:
Daniel A. Ritter, P.C.
530 Center Street NE, Suite 700
Salem, OR 97301-3740

Clackamas County Official Records
Sherry Hall, County Clerk

2004-020421



\$31.00

00649646200400204210020021

03/11/2004 11:37:03 AM

D-D Cnt=1 Stn=10 KANNA
\$10.00 \$11.00 \$10.00

BARGAIN AND SALE DEED

GAYLE M. CALLIS, Trustee of the H.L. "Casey" Jones Revocable Trust, hereinafter called Grantor, does hereby bargain and sell unto GAYLE M. CALLIS, hereinafter called Grantee, and unto Grantee's heirs, successors, and assigns all of that certain real property, which is described below, together with the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining.

The true and actual consideration paid for this transfer, stated in terms of dollars, is NONE.

The real property is situated in the county of Clackamas, state of Oregon, and is described as follows, to wit:

The West one-half of the West one-half of the Henry Barth Tract as described in Book 106, page 151, Deed Records of Clackamas County, and being situated in the Jeremiah Jack Donation Land Claim in Section 8, Township 6 South, Range 1 East, Willamette Meridian in the County of Clackamas, State of Oregon, and being more particularly described as follows:

Beginning at a point on the North line of the Jeremiah Jack Donation Land Claim, said line also being the center line of the County Road and the North line of Section 8, which is North 89° 39' West 1899.15 feet along the Section line from an iron pipe found at the Northeast corner of said Section 8; thence continuing North 89° 39' West along the Section line 425.70 feet to the Northeast corner of the William Mortenson Tract which is South 89° 39' East 4.75 chains from an iron bolt found at the North quarter corner of said Section 8; thence South along the East line of the Mortenson Tract 1023.77 feet to the Southwest corner of the Henry Barth Tract; thence South 89° 30' 30" East along the South line of the Barth tract 425.70 feet to a point; thence North 1024.82 feet to the point of beginning.

To Have and to Hold the same unto the said Grantee and Grantee's heirs, successors, and assigns forever.

RECEIVED

FEB 21 2008

WATER RESOURCES DEPT
SALEM, OREGON

Grantor represents and warrants to Grantee that there are no environmentally hazardous materials or wastes contained on the property and there are no potentially hazardous environmental conditions on the property, and that the property has not been identified by any government agency as a site upon which, or potentially upon which, environmentally hazardous materials have been (or may have been) located or deposited.

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

In construing this deed the singular includes the plural as the circumstances may require.

WITNESS Grantor's hand this 1 day of MARCH, 2004.

Gayle M. Callis

Gayle M. Callis, Trustee of the H.L. "Casey" Jones Revocable Trust

STATE OF MONTANA

County of Gallatin

} ss.

On this 1 day of March, 2004, before me personally appeared the above named GAYLE M. CALLIS, TRUSTEE OF THE H.L. "CASEY" JONES REVOCABLE TRUST and acknowledged the foregoing instrument to be her voluntary act and deed.

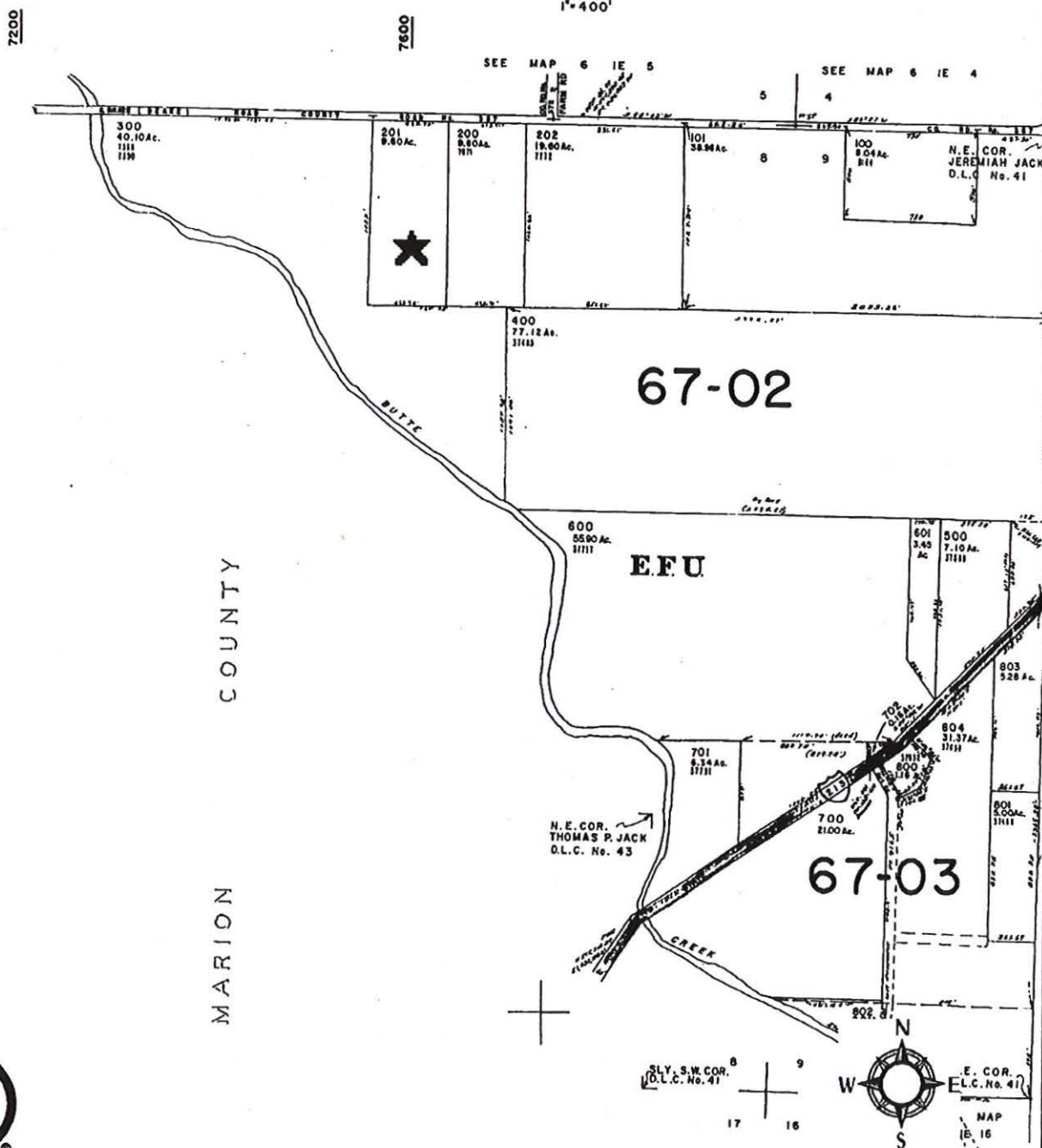


Kathleen E. Cheney

Notary Public for Montana - Residing in Belgrade
My Commission Expires: 7-25-2004

Signature verification only

D.L.C.
JEREMIAH JACK NO. 41



CHICAGO TITLE

"This plat is for your aid in locating your land with reference to streets and other parcels. While this plat is believed to be correct, the company assumes no liability for any loss occurring by reason of reliance thereon."

Map No. 61E08 00201
CHICAGO TITLE INSURANCE COMPANY
10135 S.E. SUNNYSIDE ROAD Suite 200
CLACKAMAS, OREGON 97015

RECEIVED

FEB 21 2008

WATER RESOURCES DEPARTMENT
SALEM, OREGON

Water Right Transfer Supplemental Form B

AFFIDAVIT ATTESTING TO THE USE OF WATER

State of Oregon)
) ss
 County of Marion _____)

I, Mark Dickman, in my capacity as a principal of Dickman Farms, Inc., the Tenant operating this property, mailing address 15829 Mt. Angel-Scotts Mills Hwy. NE, Silverton, OR 97381 telephone number (503) 845-6472, being first duly sworn depose and say:

1. I attest that:

- ☒ Water was used during the previous five years on the entire authorized place of use of the water right proposed for transfer as described on the accompanying transfer application; **or**
- ☐ The water right was leased instream at some time within the last five years. The instream lease number is as follows: _____; **or**
- ☐ The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.

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

☐ Personal observation ☒ Professional expertise

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

Township		Range		Mer	Sec	¼ ¼ Section	Gov't Lot or DLC	Acres (if applicable)
6	S	1	E	Wil.	8	NE NW		
						NW NE		
						SW NE		

RECEIVED

FEB 21 2008

WATER RESOURCES DEPT
SALEM, OREGON

4. The water right was exercised for the authorized purpose described below (e.g., crops grown):
 (continues on reverse side)

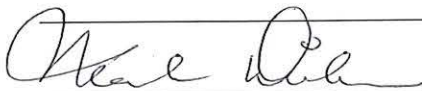
Please print legibly or type. Be as specific as possible. Attach additional pages if you need more space. Supporting documentation must be attached.

Irrigation of snap beans, sweet corn, and turf-type tall fescue seed. _____

5. The water delivery system used to apply water as authorized by the right is described below:
A 20 hp. Jacuzzi centrifugal pump delivering water to a buried 5" PVC mainline to 3" aluminum pipe with Rainbird sprinkler heads with 3/16" nozzles (handline). _____

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

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



Signature of Affiant

February 11, 2008 _____
Date

Signed and sworn to (or affirmed) before me this 19th day of Feb, 2008.


Notary Public for Oregon

My Commission Expires: Aug 14, 2011



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

RECEIVED

FEB 21 2008

WATER RESOURCES
SALEM, OREGON

PGE

Portland General Electric

(503)228-6322 or 1-800-542-8818
PortlandGeneral.com

Account #



Previous Amount Due	77.86
Payments/Adjustments	77.86 ^{CR}
Balance Forward	0.00
Current Charges	71.95

Service Address:
DICKMAN FARMS INC
7390 S DRAKE RD NE
MOUNT ANGEL, OR 97362

Cycle: 1405
Feeder Line Code: SC1

AMOUNT DUE \$ 71.95
Due date for current bill 11/04/05

This month's charges (turn over for details)

Meter # LG34391695, Schedule 47

Energy Charges (628 kWh)

Adjustments

82.73
13.07^{CR}

Taxes and Fees

69.66
2.29

Current Charges

71.95

Your energy use

Meter # LG34391695
Schedule 47

Service Period

Meter Reading

10/18/05

8602

09/19/05

7974

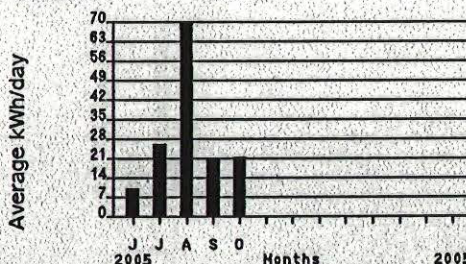
29 days of service

628 kWh

Thank you for your payment. It's a privilege to provide your electric service.

Point of Delivery Identification (PODID) number for
meter number LG34391695 is 446582826.

Period Ending	Average kWh Per Day	Average Cost Per Day
Oct 2005	21.6	2.40
Oct 2004	N/A	



RECEIVED

FEB 21 2008

WATER RESOURCES
SALEM, OREGON

(503)228-6322 or 1-800-542-8818
PortlandGeneral.com

Account # [REDACTED]

Previous Amount Due	20.60
Payments/Adjustments	20.60 ^{CR}
Balance Forward	0.00
Current Charges	262.86

Electric
Address:
MAN FARMS INC
S DRAKE RD NE
UNT ANGEL, OR 97362

Cycle: 1405
Feeder Line Code: SC1

AMOUNT DUE \$ 262.86
Due date for current bill 11/06/06

this month's charges (turn over for details)

Meter # LG34391695, Schedule 47

Prorated Charges

253.85

Taxes and Fees

9.01

Current Charges

262.86

Your energy use

Meter # LG34391695

Schedule 47

Service Period

10/17/06

09/18/06

29 days of service

Meter Reading

21108

16880

4228 kWh

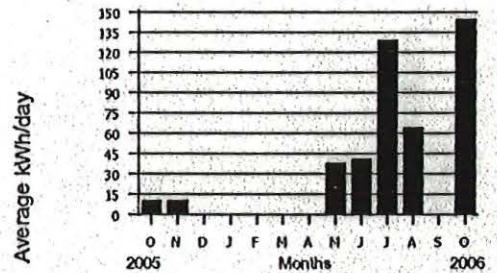
Thank you for your payment. It's a privilege to provide your electric service.

Prorated Bill - all or portions of this bill have been prorated.
Prorated calculation details available upon request.

A price change took effect during this billing period.

Point of Delivery Identification (PODID) number for
meter number LG34391695 is 446582826.

Period Ending	Average kWh Per Day	Average Cost Per Day
Oct 2006	145.7	8.75
Oct 2005	10.8	



RECEIVED

FEB 21 2008

WATER RESOURCES DEPT
SALEM, OREGON

(503)228-6322 or 1-800-542-8818
PortlandGeneral.com

GE

Portland General Electric

Service Address:
DICKMAN FARMS INC
7390 S DRAKE RD NE
MOUNT ANGEL, OR 97362

Cycle: 1401
Feeder Line Code: SC1

Account #

Previous Amount Due	132.32
Payments/Adjustments	132.32 ^{CR}
Balance Forward	0.00
Current Charges	79.90

AMOUNT DUE \$ 79.90
Due date for current bill 11/06/07

This month's charges (turn over for details)

Meter # LG34391695, Schedule 47

Energy Charges (561 kWh)

Adjustments

77.34
0.05

77.39

Taxes and Fees

2.51

Current Charges

79.90

Thank you for your payment. It's a privilege to provide your electric service.

Point of Delivery Identification (PODID) number for
meter number LG34391695 is 446582826.

Your energy use

Meter # LG34391695

Schedule 47

Service Period

Meter Reading

10/18/07

27302

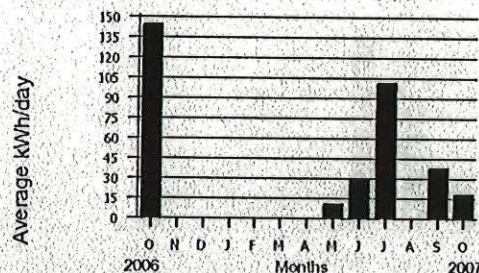
09/13/07

26741

29 days of service

561 kWh

Period Ending	Average kWh Per Day	Average Cost Per Day
Oct 2007	19.3	2.66
Oct 2006	145.7	8.75



RECEIVED

FEB 21 2008

WATER RESOURCES DEPT
SALEM, OREGON