

REGULAR

Name Owens Hay, LLCAddress PO Box 746
Crane, OR 97732
hayfarmer70@gmail.comChange in AP04, POWDate Filed 6/9/2025Initial notice date 6/17/2025DPD issued date 11/20/2025PD issued date 3/12/2026PD notice date 3/17/2026

Date of FO _____ Vol _____ Page _____

C-Date _____

COBU due date _____

COBU Received date _____

Certificate issued _____

Assignments: _____

_____Irrigation District _____

_____Agent Scott D. Montgomery
scott@apeands.com

CWRE _____

CC's list Harney County

DESCRIPTION OF WATER RIGHT(S)

Name of Stream A WellTrib. of Malheur Lake BasinUse IrrigationCounty Harney

Quantity of water (CFS) _____

No. of Acres _____

Name of ditch _____

App# G-15040Per # G-15004Cert # 90861PR Date 9/24/1999App# G-7175Per # G-6374Cert # 92041PR Date 12/5/1975App# G-7558Per # G-7024Cert # 92042PR Date 10/25/1976App# G-7649Per # G-7076Cert # 92043PR Date 1/18/1977App# G-9769Per # G-8980Cert # 92044PR Date 6/6/1980

FEES PAID

Date	Amount	Receipt #
<u>6/9/25</u>	<u>\$6,190.00</u>	<u>145371</u>
<u>2/20/2026</u>	<u>\$489.60</u>	<u>146898</u>

FEES REFUNDED

Date	Amount	Receipt #
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**BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON**

In the Matter of Transfer Application	)	PROPOSED FINAL ORDER PROPOSING
T-14671, Harney County	)	APPROVAL FOR ADDITIONAL POINTS OF
	)	APPROPRIATION AND CHANGES IN
	)	PLACES OF USE

Authority

Oregon Revised Statutes (ORS) 537.705 and 540.505 to 540.580 establish the process in which a water right holder may submit a request to transfer the point of appropriation, place of use, or character of use authorized under an existing water right. Oregon Administrative Rules (OAR) Chapter 690, Division 380 implement the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicant

OWENS HAY, LLC
PO BOX 746
CRANE, OR 97732

Findings of Fact

1. On June 9, 2025, Owens Hay, LLC filed an application for additional points of appropriation under Certificate 90861, and for additional points of appropriation and to change the places of use under Certificates 92041, 92042, 92043, and 92044. The Department assigned the application number T-14671.
2. Notice of the application for transfer was published on June 17, 2025, pursuant to OAR 690-380-4000. One comment was filed timely in response to the notice. The issues raised by the comment included:
 - a) Wells in the application tables should be identified by Well Log Identification (ID) or Well Label numbers;

Under Oregon Laws 2025, chapter 575, section 20(6), section 20(7), and section 3a(1), any person may file a protest of this Proposed Final Order within 30 days after publication of notice of this Proposed Final Order in the Department's weekly notice. Under Oregon Laws 2025, chapter 575, section 20(7) and section 3a(2), if a protest is filed, any person who supports this Proposed Final Order may file a request for party status within 30 days after the deadline for filing a protest. Please refer to the end of this document for further information about filing protests and requests for party status.

- b) Determine if Well #1, which has an unknown Well Log ID number, is properly constructed and conduct a geophysical investigation to determine casing construction; and
 - c) The Claims of Beneficial Use for Transfer Applications T-12150 and T-13346 should be considered in relation to the processing of T-14671.
3. Not all the issues raised by the commenter addressed the criteria for review of a water right transfer as per OAR 690-380-4010 and approval of a transfer application under OAR 690-380-5000. Some of the comments described in Finding of Fact (FOF) #2 raise public interest issues. Under Oregon Law, water right transfers are not subject to a public interest review. Rather, the statutory basis for approving a water right transfer application is relatively narrow and confined to the department finding or determining:
- a) The water right proposed for transfer is a water use subject to transfer;
 - b) The portion of the water right proposed for transfer is not cancelled due to forfeiture for non-use pursuant to ORS 540.610;
 - c) The proposed transfer would not result in enlargement of the water right proposed for transfer; and
 - d) The proposed transfer would not result in injury to other water rights.
4. On September 18, 2025, the Department contacted the applicant and agent regarding a deficiency in the application. The location for proposed Well 4J (HARN 50931) in Table 1 did not match the location described on the application map for Certificates 92043 and 92044. The agent submitted a revised Table 1 and map for each certificate the same day, resolving the deficiency.
5. On November 20, 2025, the Department sent a copy of the draft Preliminary Determination (further referred to as Initial Review) to the applicant, proposing to approve Transfer Application T-14671. The Initial Review cover letter provided a deadline of December 22, 2025, for the applicant to respond and submit the required information. The applicant requested that the Department proceed with issuance of a Preliminary Determination (further referred to as Proposed Final Order) and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer.
6. The first right to be transferred is as follows:
- | | |
|-----------------------|--|
| Certificate: | 90861 in the name of MARK OWENS (perfected under Permit G-15004) |
| Use: | IRRIGATION OF 125.2 ACRES |
| Priority Date: | SEPTEMBER 24, 1999 |
| Rate: | 1.57 CUBIC FEET PER SECOND |
| Limit/Duty: | The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion |

of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) for each acre irrigated, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Period of Use: MARCH 1 THROUGH OCTOBER 31

Source: A WELL in the MALHEUR LAKE BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
25 S	33 E	WM	11	SW NE	POA #3 - 1350 FEET SOUTH AND 1875 FEET WEST FROM THE NE CORNER OF SECTION 12

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
25 S	33 E	WM	12	NE NW	31.2
25 S	33 E	WM	12	NW NW	31.2
25 S	33 E	WM	12	SW NW	31.4
25 S	33 E	WM	12	SE NW	31.4
Total					125.2

7. Upon review of the application for T-14671, the Department determined there was a scrivener's error in Certificate 90861 describing the reference corner for the measured distances in relation to POA #3. The location of POA #3 is described as being measured from the NE corner of Section 12. However, according to the Final Proof Survey map submitted on October 16, 2015, it appears that POA #3 should be measured from the NE corner of Section 11, and is described as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
25 S	33 E	WM	11	SW NE	POA #3 - 1350 FEET SOUTH AND 1875 FEET WEST FROM THE NE CORNER OF SECTION 11

8. Transfer Application T-14671 proposes additional points of appropriation as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Approximate distance from original point of appropriation in miles (mi.)
25 S	33 E	WM	11	NE NW	POA #4 (HARN 1230) - 1300 FEET SOUTH AND 1300 FEET EAST FROM THE NW CORNER OF SECTION 11	0.4 mi. W
25 S	33 E	WM	12	NE NE	POA #1 - 1150 FEET SOUTH AND 85 FEET WEST FROM THE NE CORNER OF SECTION 12	1.3 mi. E
25 S	33 E	WM	12	NW NE	POA #2 4J (HARN 50931) - 1110 FEET SOUTH AND 2160 FEET WEST FROM THE NE CORNER OF SECTION 12	1.4 mi. E

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

Certificate: 92041 in the name of JOHN T. RANKIN (perfected under Permit G-6374)
Use: IRRIGATION OF 92.6 ACRES
Priority Date: DECEMBER 5, 1975
Rate: 1.16 CUBIC FEET PER SECOND
Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre feet per acre for each acre irrigated during the irrigation season of each year.
Source: A WELL in the MALHEUR LAKE BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
25 S	33 E	WM	11	NW NW	POA #4 (HARN 1230) - 1300 FEET SOUTH AND 1300 FEET EAST FROM THE NW CORNER OF SECTION 11

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Acres	Proposed Changes
25 S	33 E	WM	11	NE NW	2.6	POU/APOA
25 S	33 E	WM	11	NE NW	15.0	APOA
25 S	33 E	WM	11	NW NW	6.3	POU/APOA
25 S	33 E	WM	11	NW NW	21.5	APOA
25 S	33 E	WM	11	SW NW	6.1	POU/APOA
25 S	33 E	WM	11	SW NW	23.0	APOA
25 S	33 E	WM	11	SE NW	2.3	POU/APOA
25 S	33 E	WM	11	SE NW	15.8	APOA
Total					92.6	

10. Transfer Application T-14671 proposes additional points of appropriation as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Approximate distance from original point of appropriation in miles (mi.)
25 S	33 E	WM	11	SW NE	POA #3 (HARN 1228) - 1350 FEET SOUTH AND 1875 FEET WEST FROM THE NE CORNER OF SECTION 11	0.4 mi. E
25 S	33 E	WM	12	NE NE	POA #1 - 1150 FEET SOUTH AND 85 FEET WEST FROM THE NE CORNER OF SECTION 12	1.7 mi. E
25 S	33 E	WM	12	NW NE	POA #2 4J (HARN 50931) - 1110 FEET SOUTH AND 2160 FEET WEST FROM THE NE CORNER OF SECTION 12	1.4 mi. E

11. Transfer Application T-14671 also proposes to change the place of use for a portion of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
25 S	33 E	WM	11	NE NW	8.3
25 S	33 E	WM	11	SE NW	9.0
Total					17.3

12. The third right to be transferred is as follows:

Certificate: 92042 in the name of KENNETH G. ROSSBERG (perfected under Permit G-7024)

Use: IRRIGATION of 118.4 ACRES

Priority Date: OCTOBER 25, 1976

Rate: 1.48 CUBIC FEET PER SECOND

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

Source: WELL 10, in the MALHEUR LAKE BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
25 S	33 E	WM	12	NW NE	WELL 10 - 990 FEET SOUTH AND 2150 FEET WEST FROM THE NE CORNER OF SECTION 12

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Acres	Proposed Changes
25 S	33 E	WM	12	NE NE	2.0	POU/APOA
25 S	33 E	WM	12	NE NE	28.9	APOA
25 S	33 E	WM	12	NW NE	0.1	POU/APOA
25 S	33 E	WM	12	NW NE	25.2	APOA
25 S	33 E	WM	12	SW NE	1.3	POU/APOA
25 S	33 E	WM	12	SW NE	30.3	APOA
25 S	33 E	WM	12	SE NE	1.6	POU/APOA
25 S	33 E	WM	12	SE NE	29.0	APOA
Total					118.4	

13. Transfer Application T-14671 proposes additional points of appropriation as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Approximate distance from original point of appropriation in feet (ft.) or miles (mi.)
25 S	33 E	WM	11	SW NE	POA #3 (HARN 1228) - 1350 FEET SOUTH AND 1875 FEET WEST FROM THE NE CORNER OF SECTION 11	1.0 mi. W

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Approximate distance from original point of appropriation in feet (ft.) or miles (mi.)
25 S	33 E	WM	11	NE NW	POA #4 (HARN 1230) - 1300 FEET SOUTH AND 1300 FEET EAST FROM THE NW CORNER OF SECTION 11	1.4 mi. W
25 S	33 E	WM	12	NE NE	POA #1 - 1150 FEET SOUTH AND 85 FEET WEST FROM THE NE CORNER OF SECTION 12	0.3 mi. E
25 S	33 E	WM	12	NW NE	POA #2 4J (HARN 50931) - 1110 FEET SOUTH AND 2160 FEET WEST FROM THE NE CORNER OF SECTION 12	122 ft. S

14. Transfer Application T-14671 also proposes to change the place of use for a portion of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
25 S	33 E	WM	12	NW NE	5.0

15. The fourth right to be transferred is as follows:

Certificate: 92043 in the name of DEPARTMENT OF VETERANS' AFFAIRS LOAN P-40895 (perfected under Permit G-7076)

Use: IRRIGATION of 43.8 ACRES

Priority Date: JANUARY 18, 1977

Rate: 0.55 CUBIC FOOT PER SECOND

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

Source: TWO WELLS in the MALHEUR LAKE BASIN

Authorized Points of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
25 S	33 E	WM	11	SW NE	EAST WELL - 1300 FEET NORTH AND 690 FEET EAST FROM THE CENTER OF SECTION 11
25 S	33 E	WM	11	NW NW	WEST WELL - 1300 FEET SOUTH AND 1300 FEET EAST FROM THE NW CORNER OF SECTION 11

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Acres	Proposed Changes
25 S	33 E	WM	11	NW NE	7.7	POU/APOA
25 S	33 E	WM	11	SW NE	9.8	POU/APOA
25 S	33 E	WM	11	NE NW	8.3	POU/APOA
25 S	33 E	WM	11	NE NW	4.1	APOA

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Acres	Proposed Changes
25 S	33 E	WM	11	SW NW	0.3	APOA
25 S	33 E	WM	11	SE NW	9.3	POU/APOA
25 S	33 E	WM	11	SE NW	4.3	APOA
Total					43.8	

16. Transfer Application T-14671 proposes additional points of appropriation approximately as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Approximate distance from original point of appropriation in miles (mi.)	
25 S	33 E	WM	12	NE NE	POA #1 - 1150 FEET SOUTH AND 85 FEET WEST FROM THE NE CORNER OF SECTION 12	East Well	West Well
						1.3 mi. E	1.7 mi. E
25 S	33 E	WM	12	NW NE	POA #2 4J (HARN 50931) - 1110 FEET SOUTH AND 2160 FEET WEST FROM THE NE CORNER OF SECTION 12	1.0 mi. E	1.4 mi. E

17. Transfer Application T-14671 also proposes to change the place of use for a portion of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
25 S	33 E	WM	11	NE NE	4.4
25 S	33 E	WM	11	NW NE	4.3
25 S	33 E	WM	11	SW NE	4.4
25 S	33 E	WM	11	SE NE	4.4
25 S	33 E	WM	11	NE NW	2.4
25 S	33 E	WM	11	NW NW	6.6
25 S	33 E	WM	11	SW NW	6.3
25 S	33 E	WM	11	SE NW	2.3
Total					35.1

18. The fifth right to be transferred is as follows:

Certificate: 92044 in the name of DEPARTMENT OF VETERANS AFFAIRS LOAN P-40895 (perfected under Permit G-8980)

Use: IRRIGATION of 101.9 ACRES

Priority Date: JUNE 6, 1980

Rate: 1.27 CUBIC FEET PER SECOND

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

Source: TWO WELLS in the MALHEUR LAKE BASIN

Authorized Points of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
25 S	33 E	WM	11	SW NE	EAST WELL - 1300 FEET NORTH AND 690 FEET EAST FROM THE CENTER OF SECTION 11
25 S	33 E	WM	11	NW NW	WEST WELL - 1300 FEET SOUTH AND 1300 FEET EAST FROM THE NW CORNER OF SECTION 11

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Acres	Proposed Changes
25 S	33 E	WM	11	NE NE	4.4	POU/APOA
25 S	33 E	WM	11	NE NE	24.7	APOA
25 S	33 E	WM	11	NW NE	4.3	POU/APOA
25 S	33 E	WM	11	NW NE	17.0	APOA
25 S	33 E	WM	11	SW NE	4.4	POU/APOA
25 S	33 E	WM	11	SW NE	16.4	APOA
25 S	33 E	WM	11	SE NE	4.4	POU/APOA
25 S	33 E	WM	11	SE NE	26.3	APOA
Total					101.9	

19. Transfer Application T-14671 proposes additional points of appropriation as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Approximate distance from original point of appropriation in miles (mi.)	
25 S	33 E	WM	12	NE NE	POA #1 - 1150 FEET SOUTH AND 85 FEET WEST FROM THE NE CORNER OF SECTION 12	EAST WELL	WEST WELL
						1.3 mi. E	1.7 mi. E
25 S	33 E	WM	12	NW NE	POA #2 4J (HARN 50931) - 1110 FEET SOUTH AND 2160 FEET WEST FROM THE NE CORNER OF SECTION 12	1.0 mi. E	1.4 mi. E

20. Transfer Application T-14671 also proposes to change the place of use for a portion of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
25 S	33 E	WM	11	NW NE	7.7
25 S	33 E	WM	11	SW NE	9.8
Total					17.5

Transfer Review Criteria [OAR 690-380-0100(14), OAR 690-380-4010(2), OAR 690-380-2200 and OAR 690-380-2110(2)]

21. Water has been used within the last five years according to the terms and conditions of the rights. There is no information in the record that would demonstrate that the rights are subject to forfeiture under ORS 540.610.

22. A water delivery system sufficient to use the full amount of water allowed under the existing rights was present within the five-year period prior to submittal of Transfer Application T-14671.
23. The water rights are subject to transfer as defined in ORS 540.505(4) and OAR 690-380-0100(14).
24. The proposed points of appropriation develop groundwater from the same aquifer as the authorized points of appropriation, as required by OAR 690-380-2110(2).
25. The proposed changes, as conditioned, would not result in enlargement of the rights.
26. The proposed change, as conditioned, would not result in injury to other existing water rights.
27. All other application requirements are met.

Determination and Proposed Action

The additional points of appropriation and changes in places of use proposed in Transfer Application T-14671 appear to be consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000. If protests are not filed pursuant to OAR 690-380-4030, the application will be approved.

If Transfer Application T-14671 is approved, the final order will include the following:

1. *The additional points of appropriation and changes in places of use proposed in Transfer Application T-14671 are approved.*
2. *The right to the use of the water is restricted to beneficial use at the place of use described and is subject to all other conditions and limitations contained in Certificates 90861, 92041, 92042, 92043, and 92044, and any related decree.*
3. *Approval of this transfer application does not constitute nor grant legal access onto or through another person's property for purposes of accessing the new points of appropriation or the new places of use.*
4. *Water right Certificates 90861, 92041, 92042, 92043, and 92044 are cancelled.*
5. *Under Certificate 90861, the quantity of water diverted at the new additional points of appropriation (POA #1, POA #2 4J (HARN 50931), and (POA #4 (HARN 1230))), together with that diverted at the original point of appropriation (POA #3 (HARN 1228))), shall not exceed the quantity of water lawfully available at the original point of appropriation (POA #3 (HARN 1228))).*

6. *Under Certificate 92041, the quantity of water diverted at the new additional points of appropriation (POA #1, POA #2 4J (HARN 50931), and POA #3 (HARN 1228)), together with that diverted at the original point of appropriation (POA #4 (HARN 1230)), shall not exceed the quantity of water lawfully available at the original point of appropriation (POA #4 (HARN 1230)).*
7. *Under Certificate 92042, the quantity of water diverted at the new additional points of appropriation (POA #1, POA #2 4J (HARN 50931), POA #3 (HARN 1228), POA #4 (HARN 1230)), together with that diverted at the original point of appropriation (Well 10), shall not exceed the quantity of water lawfully available at the original point of appropriation (Well 10).*
8. *Under Certificates 92043 and 92044, the quantity of water diverted at the new additional points of appropriation (POA #1, and POA #2 4J (HARN 50931)), together with that diverted at the original points of appropriation (East Well and West Well), shall not exceed the quantity of water lawfully available at the original points of appropriation (East Well and West Well).*
9. *Water shall be acquired from the same aquifer (water source) as the original points of appropriation.*
10. *The former places of use of the transferred rights shall no longer receive water under the rights.*
11. *Water use measurement conditions:*
 - a. *Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of appropriation (new and existing).*
 - b. *The water user shall maintain the meters or measuring devices in good working order.*
 - c. *The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.*
12. *Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2027**. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.*

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

Dated in Salem, Oregon on 3/12/2026



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

This Proposed Final Order was prepared by Corey Courchane. If you have questions about the information in this document, you may reach me at 503-979-3917 or corey.a.courchane@water.oregon.gov

If no protest of this Proposed Final Order is received by April 16, 2026, this Proposed Final Order will become a final order on May 19, 2026, without any further action by the Department. Oregon Laws 2025, chapter 575, section 3a(4). However, no later than May 19, 2026, the Department may withdraw this Proposed Final Order for reconsideration and issuance of a superseding proposed final order. Oregon Laws 2025, chapter 575, section 3a(5).

Notification of Intent to Pursue Approval of Transfer through Consent to Injury Process

If this Proposed Final Order determines that a change in point of diversion or appropriation would result in injury, the applicant may file a notification of intent to pursue approval of the transfer under the consent to injury process outlined in OAR 690-380-5030 to 690-380-5050.

Protests and Requests for Party Status

The following sections explain how to: (1) file a protest in opposition to this Proposed Final Order to request a contested case hearing on this Proposed Final Order; and (2) file a request for party status to request to participate in any contested case proceeding in support of this Proposed Final Order.

Protests: Under the provisions of Oregon Laws 2025, chapter 575, section 20(7) and section 3a(1), any person may protest this Proposed Final Order. Protests must be mailed or hand delivered to the Oregon Water Resources Department at the following address: 725 Summer Street NE, Suite A, Salem, OR 97301. If you wish to submit a protest by U.S. mail, please consider mailing early to ensure the Department receives the protest by the deadline specified. Protests must be received by the Water Resources Department no later than **April 16, 2026**.

Protests must meet the following requirements:

- Be in writing;

- Include the protestant's name, address, and telephone number;
- Include a description of the protestant's interest in the Proposed Final Order, and, if the protestant claims to represent the public interest, a precise statement of the public interest represented;
- Include a detailed description of how the action proposed in the Proposed Final Order would impair or be detrimental to the protestant's interest and/or the claimed public interest;
- Identify which of the Proposed Final Order's recommended findings of fact, conclusions of law or conditions of approval the protestant objects to;
- Raise all reasonably ascertainable issues and include all reasonable available arguments that support the protestant's position;
- Include any citation of legal authority to support the protest, if known;
- Explain how the issues raised in the protest are within the Department's jurisdiction;
- If the protestant is the applicant, include a protest fee of \$720 required by ORS 536.050; and
- If the protestant is not the applicant, include a protest fee of \$1,425 required by ORS 536.050.

Requests for Party Status: Under the provisions of Oregon Laws 2025, chapter 575, section 20(7) and section 3a(2), if this Proposed Final Order is protested, any person who supports this Proposed Final Order may file a request for party status to request to participate in any contested case proceeding on the Proposed Final Order or for judicial review of a final order resulting from the Proposed Final Order. Requests for party status must be mailed or hand delivered to the Oregon Water Resources Department at the following address: 725 Summer Street NE, Suite A, Salem, OR 97301. If you wish to submit a request for party status by U.S. mail, please consider mailing early to ensure the Department receives the request by the deadline specified. Requests for party status must be received by the Water Resources Department no later than **May 18, 2026**.

Requests for party status must be in writing and include the following:

- Names and addresses of the requester and any organization the requester represents;
- Name and address of the requester's attorney, if any;
- A statement of whether the request is for participation as a party or a limited party, and, if as a limited party, the precise area or areas in which participation is sought;
- If the requester seeks to protect a personal interest in the outcome of any contested case hearing on the Proposed Final Order, a detailed statement of the requester's interest, economic or otherwise, and how such interest may be affected by the results of the hearing;

- If the requester seeks to represent a public interest in the results of any contested case hearing on the Proposed Final Order, a detailed statement of such public interest, the manner in which such public interest will be affected by the results of the hearing, and the requester's qualifications to represent such public interest;
- A statement of the reasons why existing parties to the proceeding cannot adequately represent the private and/or public interest(s) the requester seeks to represent; and
- The request for party status fee of fee of \$1,425 required by Oregon Laws 2025, chapter 575, section 3a(2)(b)(C) and ORS 536.050.

After the deadline for requests for party status, the Department will provide copies of any timely requests for party status, accept responses to requests for party status, and consider and rule on timely requests for party status as provided in OAR 137-003-0535.

Additional Notices

Notice of the circumstances under which this Proposed Final Order will become a final order:

If no protest of this Proposed Final Order is timely received and the Department does not withdraw this Proposed Final Order for reconsideration within 33 days after the close of the period for submitting a protest, this Proposed Final Order will become a final order on the date that is 33 days after the close of the period for submitting a protest, with no further action required by the Department. If a protest or protests are timely received, but later: (1) all timely-filed protests are withdrawn and the withdrawals are not based on a settlement agreement requiring changes to this Proposed Final Order; (2) all protestants fail to appear at a scheduled hearing; or (3) all protestants notify the Department or the administrative law judge that the protestants will not appear at a scheduled hearing, the protestants will have waived any right to a hearing, and the Department or the administrative law judge will issue an order dismissing the protests and notifying the parties that this Proposed Final Order has become a final order. OAR 137-003-0672. The Department designates the relevant portions of its file on this matter, including all materials that you have submitted relating to this matter, as the record for the purpose of proving a prima facie case upon default. OAR 137-003-0672.

Notice of Right to Pursue Approval of Transfer through Consent to Injury Process after Contested Case Hearing: If after a contested case hearing on this Proposed Final Order the Department issues a proposed order finding that a change in point of diversion or appropriation will result in injury, the applicant may file a notification of intent to pursue approval of the transfer under OAR 690-380-5030 to 690-380-5050 within 15 days of receipt of the proposed order. Notwithstanding 690-002-0175, if the applicant files a notification of intent to pursue approval of the transfer under 690-380-5030 to 690-380-5050, the deadline for filing exceptions to the proposed order shall be 30 days after the Department provides notice to the parties that the transfer does not meet the requirements of 690-380-5030 to 690-380-5050.

Notice of right to be represented by an attorney: You may be represented by an attorney at any contested case hearing on this Proposed Final Order. Legal aid organizations may be able to assist a party with limited financial resources. Generally, partnerships, corporations,

associations, governmental subdivisions or public or private organizations are represented by an attorney. However, consistent with OAR 690-002-0020 and OAR 137-003-0555, an "authorized representative" as defined at OAR 137-003-0555(1)(b) may represent a partnership, corporation, association, governmental subdivision or public or private organization if the Department determines that appearance of a person by an authorized representative will not hinder the orderly and timely development of the record in this case.

Notice to active duty servicemembers: Active-duty service members have a right to stay proceedings under the federal Service Members Civil Relief Act. 50 U.S.C. App. §§501-597b. For more information contact the Oregon State Bar at 800-452-8260, the Oregon Military Department at 971-453-1175, or the nearest United States Armed Forces Legal Assistance Office through <http://legalassistance.law.af.mil>.

If you have questions about how to file a protest or a request for party status, or if you have previously filed a protest or a request for party status and you want to know the status, please contact Will Davidson at 503-507-2749.

If you have questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at 503-986-0900.

Address any correspondence to: Oregon Water Resources Department, Transfer and Conservation Section, 725 Summer Street NE, Suite A, Salem OR 97301-1266.

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 # 146898

INVOICE # _____

RECEIVED FROM: Mark J Owens

BY: Celeste M Owens

APPLICATION	
PERMIT	
TRANSFER	T-14671

CASH: ☐ CHECK: # 1134 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 489.60

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES 4618 \$
0207 OTHER: (IDENTIFY) Newspaper Notice \$ 489.60

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

4270 WRD OPERATING ACCT

MISCELLANEOUS

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

WATER RIGHTS:

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

WELL CONSTRUCTION

0218	WELL DRILL CONSTRUCTOR	\$	0219	LICENSE FEE	\$
	LANDOWNER'S PERMIT		0220	LICENSE FEE	\$

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

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

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

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

TREASURY OTHER FUND

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

RECEIPT: 146898

DATED: 2-20-26 BY: mmills

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

PUBLIC NOTICE

**Notice of Proposed
Final Order for Wa-
ter Right Transfer
T-14671**

T-14671 filed by Owens Hay, LLC, PO Box 746, Crane, OR 97732, proposes additional points of appropriation under Certificate 90861, and additional points of appropriation and a change in places of use under Certificates 92041, 92042, 92043, and 92044. Certificate 90861 allows the use of 1.57 cubic feet per second (cfs) from a well in Sec. 11, T25S, R33E, WM for irrigation in Sec. 12, T25S, R33E, WM. The applicant proposes additional points of appropriation in Sects. 11 and 12, T25S, R33E, WM. Certificate 92041 allows the use of 1.16 cfs from a well in Sec. 11, T25S, R33E, WM for irrigation in Sec. 11, T25S, R33E, WM. The applicant proposes additional points of appropriation in Sects. 11 and 12, T25S, R33E, WM, and to change the place of use within Sec. 11, T25S, R33E, WM. Certificate 92042 allows the use of 1.48 cfs from a well in Sec. 12, T25S, R33E, WM for irrigation in Sec. 12, T25S, R33E, WM. The applicant proposes additional points of appropriation in Sects. 11 and 12, T25S, R33E, WM, and to change the place of use within Sec. 12, T25S, R33E, WM. Certificate 92043 allows the use of 0.55 cfs from two wells in Sec. 11, T25S, R33E, WM for irrigation in Sec. 11, T25S, R33E, WM. The applicant proposes additional points of appropriation in Sec. 12, T25S, R33E, WM, and to change the place of

use within Sec. 11, T25S, R33E, WM. Certificate 92044 allows the use of 1.27 cfs from two wells in Sec. 11, T25S, R33E, WM for irrigation in Sec. 11, T25S, R33E, WM. The applicant proposes additional points of appropriation in Sec. 12, T25S, R33E, WM, and to change the place of use within Sec. 11, T25S, R33E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

Any person may file, jointly or severally, a protest or a request for party status. Protests must be received by the Department on or before 4/16/2026. Call (503) 986-0935 to obtain additional information. If no protests are filed, the proposed final order will become a final order 33 days after the protest period ends, without any further action by the Department.

Publish March 18 and 25, 2026

Received
MAR 30 2026
OWRD

BURNS TIMES-HERALD
355 N. Broadway Ave. - Burns, Oregon 97720
AFFIDAVIT OF PUBLICATION

STATE OF OREGON

(
(S.S.

County of Harney

I, Terri L. Smith, being first and duly sworn, depose and say that I am the Advertising Manager of the Burns Times-Herald, a newspaper of general circulation, as defined by ORS 193.010 and 193.020, published at Burns, in the aforesaid County and State by the Burns Times-Herald that the

Pubic Notice:

T-14671 Owens Hay, LLC

a printed copy of which is hereto annexed, was published in the said newspaper for
2 successive and consecutive weeks in the following issues

Dates of Publication:

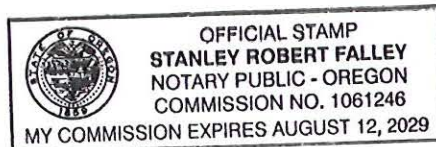
18th & 25th March, 2025

Terri L. Smith

By Terri L. Smith, Advertising Manager
The Burns Times-Herald

Subscribed and sworn before me this 25 day of March 2026

Stanley Robert Falley
Notary Public for Oregon



No. _____

STATE OF OREGON
for the
COUNTY OF HARNEY

Filed _____ 2026

Clerk

Deputy

From the office of _____

Attorney For _____



Received by OWRD

FEB 20 2026

Salem, OR

Date Received (Date Stamp Here)

OWRD Over-the-Counter Submission Receipt

Applicant Name(s) & Address: Owens Hay UC PO Box 746
Crane, OR 97732

Transaction Type: Newspaper Notice T-14671

Fees Received: \$ 489.60

☐ Cash

☒ Check:

Check No. 1134

Name(s) on Check: Mark J Owens & Celeste M.

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

Owens

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

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

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

Sincerely,

OWRD Customer Service Staff

Submission received by:

Sarah Benham
(Name of OWRD staff)

Instructions for OWRD staff:

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



Oregon

Tina Kotek, Governor

Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301

Phone 503-986-0900

Fax 503 986-0904

www.oregon.gov/owrd

February 13, 2026

Received by OWRD

FEB 20 2026

Salem, OR

OWENS HAY, LLC

PO BOX 746

CRANE, OR 97732

SUBJECT: Water Right Transfer Application T-14671

Your water right transfer will be ready for issuance of the Proposed Final Order, once the Department receives payment for publication of the newspaper notice.

Items needed before the next phase of processing...

At this time you need to:

1. submit a check in the amount of \$489.60 (to cover cost of publication of the notice), made out to the Oregon Water Resources Department.
2. write **"for T-14671 NOTICE"** on the front of your check, and
3. submit it with the tracking stub at the bottom of this letter.

Mail the check to 725 Summer St. NE, Suite A, Salem, OR 97301-1266, **no later than March 16, 2026.**

What happens next...

Shortly after receiving payment, the Department will issue the Proposed Final Order, initiate publication in the Burns Times Herald newspaper, and also publish the notice on the Department's weekly notice. Publication of the notice will initiate a protest period during which any person may file either a protest opposing the decision proposed by the Department in the Proposed Final Order or a request for party status supporting the Department's decision.

If we do not receive payment for newspaper notice by March 16, 2026, a Proposed Final Order may be issued denying the application as incomplete.

X-----

Attached is a check in the amount of \$489.60 (PCA #46118) for Newspaper Notice for Transfer T-14671 made out to Oregon Water Resources Department (or WRD)

- **"for T-14671 NOTICE" written on front of check**

Mail to: Oregon Water Resources Department
725 Summer St. NE, Suite A
Salem, OR 97301-1266

Caseworker: cc

Please do not hesitate to contact me, at corey.a.courchane@water.oregon.gov or (503) 979-3917, if I may be of assistance.

Sincerely,



Corey Courchane
Allocation of Conserved Water
Transfer and Conservation Section

cc: Transfer Application file T-14671
Donald (Dally) S. Swindlehurst, District 10 Watermaster (via e-mail)
Scott D. Montgomery, Agent for the applicant (via e-mail)

Received by OWRD
FEB 20 2026
Salem, OR

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

In the Matter of Transfer Application	)	PROPOSED FINAL ORDER PROPOSING
T-14671, Harney County	)	APPROVAL FOR ADDITIONAL POINTS OF
	)	APPROPRIATION AND CHANGES IN
	)	PLACES OF USE

Authority

Oregon Revised Statutes (ORS) 537.705 and 540.505 to 540.580 establish the process in which a water right holder may submit a request to transfer the point of appropriation, place of use, or character of use authorized under an existing water right. Oregon Administrative Rules (OAR) Chapter 690, Division 380 implement the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicant

OWENS HAY, LLC
PO BOX 746
CRANE, OR 97732

Findings of Fact

1. On June 9, 2025, Owens Hay, LLC filed an application for additional points of appropriation under Certificate 90861, and for additional points of appropriation and to change the places of use under Certificates 92041, 92042, 92043, and 92044. The Department assigned the application number T-14671.
2. Notice of the application for transfer was published on June 17, 2025, pursuant to OAR 690-380-4000. One comment was filed timely in response to the notice. The issues raised by the comment included:
 - a) Wells in the application tables should be identified by Well Log Identification (ID) or Well Label numbers;

Under Oregon Laws 2025, chapter 575, section 20(6), section 20(7), and section 3a(1), any person may file a protest of this Proposed Final Order within 30 days after publication of notice of this Proposed Final Order in the Department's weekly notice. Under Oregon Laws 2025, chapter 575, section 20(7) and section 3a(2), if a protest is filed, any person who supports this Proposed Final Order may file a request for party status within 30 days after the deadline for filing a protest. Please refer to the end of this document for further information about filing protests and requests for party status.

- b) Determine if Well #1, which has an unknown Well Log ID number, is properly constructed and conduct a geophysical investigation to determine casing construction; and
 - c) The Claims of Beneficial Use for Transfer Applications T-12150 and T-13346 should be considered in relation to the processing of T-14671.
3. Not all the issues raised by the commenter addressed the criteria for review of a water right transfer as per OAR 690-380-4010 and approval of a transfer application under OAR 690-380-5000. Some of the comments described in Finding of Fact (FOF) #2 raise public interest issues. Under Oregon Law, water right transfers are not subject to a public interest review. Rather, the statutory basis for approving a water right transfer application is relatively narrow and confined to the department finding or determining:
- a) The water right proposed for transfer is a water use subject to transfer;
 - b) The portion of the water right proposed for transfer is not cancelled due to forfeiture for non-use pursuant to ORS 540.610;
 - c) The proposed transfer would not result in enlargement of the water right proposed for transfer; and
 - d) The proposed transfer would not result in injury to other water rights.
4. On September 18, 2025, the Department contacted the applicant and agent regarding a deficiency in the application. The location for proposed Well 4J (HARN 50931) in Table 1 did not match the location described on the application map for Certificates 92043 and 92044. The agent submitted a revised Table 1 and map for each certificate the same day, resolving the deficiency.
5. On November 20, 2025, the Department sent a copy of the draft Preliminary Determination (further referred to as Initial Review) to the applicant, proposing to approve Transfer Application T-14671. The Initial Review cover letter provided a deadline of December 22, 2025, for the applicant to respond and submit the required information. The applicant requested that the Department proceed with issuance of a Preliminary Determination (further referred to as Proposed Final Order) and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer.
6. The first right to be transferred is as follows:
- | | |
|-----------------------|--|
| Certificate: | 90861 in the name of MARK OWENS (perfected under Permit G-15004) |
| Use: | IRRIGATION OF 125.2 ACRES |
| Priority Date: | SEPTEMBER 24, 1999 |
| Rate: | 1.57 CUBIC FEET PER SECOND |
| Limit/Duty: | The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion |

of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) for each acre irrigated, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Period of Use: MARCH 1 THROUGH OCTOBER 31

Source: A WELL in the MALHEUR LAKE BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
25 S	33 E	WM	11	SW NE	POA #3 - 1350 FEET SOUTH AND 1875 FEET WEST FROM THE NE CORNER OF SECTION 12

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
25 S	33 E	WM	12	NE NW	31.2
25 S	33 E	WM	12	NW NW	31.2
25 S	33 E	WM	12	SW NW	31.4
25 S	33 E	WM	12	SE NW	31.4
Total					125.2

7. Upon review of the application for T-14671, the Department determined there was a scrivener's error in Certificate 90861 describing the reference corner for the measured distances in relation to POA #3. The location of POA #3 is described as being measured from the NE corner of Section 12. However, according to the Final Proof Survey map submitted on October 16, 2015, it appears that POA #3 should be measured from the NE corner of Section 11, and is described as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
25 S	33 E	WM	11	SW NE	POA #3 - 1350 FEET SOUTH AND 1875 FEET WEST FROM THE NE CORNER OF SECTION 11

8. Transfer Application T-14671 proposes additional points of appropriation as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Approximate distance from original point of appropriation in miles (mi.)
25 S	33 E	WM	11	NE NW	POA #4 (HARN 1230) - 1300 FEET SOUTH AND 1300 FEET EAST FROM THE NW CORNER OF SECTION 11	0.4 mi. W
25 S	33 E	WM	12	NE NE	POA #1 - 1150 FEET SOUTH AND 85 FEET WEST FROM THE NE CORNER OF SECTION 12	1.3 mi. E
25 S	33 E	WM	12	NW NE	POA #2 4J (HARN 50931) - 1110 FEET SOUTH AND 2160 FEET WEST FROM THE NE CORNER OF SECTION 12	1.4 mi. E

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

Certificate: 92041 in the name of JOHN T. RANKIN (perfected under Permit G-6374)
Use: IRRIGATION OF 92.6 ACRES
Priority Date: DECEMBER 5, 1975
Rate: 1.16 CUBIC FEET PER SECOND
Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre feet per acre for each acre irrigated during the irrigation season of each year.
Source: A WELL in the MALHEUR LAKE BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
25 S	33 E	WM	11	NW NW	POA #4 (HARN 1230) - 1300 FEET SOUTH AND 1300 FEET EAST FROM THE NW CORNER OF SECTION 11

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Acres	Proposed Changes
25 S	33 E	WM	11	NE NW	2.6	POU/APOA
25 S	33 E	WM	11	NE NW	15.0	APOA
25 S	33 E	WM	11	NW NW	6.3	POU/APOA
25 S	33 E	WM	11	NW NW	21.5	APOA
25 S	33 E	WM	11	SW NW	6.1	POU/APOA
25 S	33 E	WM	11	SW NW	23.0	APOA
25 S	33 E	WM	11	SE NW	2.3	POU/APOA
25 S	33 E	WM	11	SE NW	15.8	APOA
Total					92.6	

10. Transfer Application T-14671 proposes additional points of appropriation as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Approximate distance from original point of appropriation in miles (mi.)
25 S	33 E	WM	11	SW NE	POA #3 (HARN 1228) - 1350 FEET SOUTH AND 1875 FEET WEST FROM THE NE CORNER OF SECTION 11	0.4 mi. E
25 S	33 E	WM	12	NE NE	POA #1 - 1150 FEET SOUTH AND 85 FEET WEST FROM THE NE CORNER OF SECTION 12	1.7 mi. E
25 S	33 E	WM	12	NW NE	POA #2 4J (HARN 50931) - 1110 FEET SOUTH AND 2160 FEET WEST FROM THE NE CORNER OF SECTION 12	1.4 mi. E

11. Transfer Application T-14671 also proposes to change the place of use for a portion of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
25 S	33 E	WM	11	NE NW	8.3
25 S	33 E	WM	11	SE NW	9.0
Total					17.3

12. The third right to be transferred is as follows:

Certificate: 92042 in the name of KENNETH G. ROSSBERG (perfected under Permit G-7024)

Use: IRRIGATION of 118.4 ACRES

Priority Date: OCTOBER 25, 1976

Rate: 1.48 CUBIC FEET PER SECOND

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

Source: WELL 10, in the MALHEUR LAKE BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
25 S	33 E	WM	12	NW NE	WELL 10 - 990 FEET SOUTH AND 2150 FEET WEST FROM THE NE CORNER OF SECTION 12

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Acres	Proposed Changes
25 S	33 E	WM	12	NE NE	2.0	POU/APOA
25 S	33 E	WM	12	NE NE	28.9	APOA
25 S	33 E	WM	12	NW NE	0.1	POU/APOA
25 S	33 E	WM	12	NW NE	25.2	APOA
25 S	33 E	WM	12	SW NE	1.3	POU/APOA
25 S	33 E	WM	12	SW NE	30.3	APOA
25 S	33 E	WM	12	SE NE	1.6	POU/APOA
25 S	33 E	WM	12	SE NE	29.0	APOA
Total					118.4	

13. Transfer Application T-14671 proposes additional points of appropriation as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Approximate distance from original point of appropriation in feet (ft.) or miles (mi.)
25 S	33 E	WM	11	SW NE	POA #3 (HARN 1228) - 1350 FEET SOUTH AND 1875 FEET WEST FROM THE NE CORNER OF SECTION 11	1.0 mi. W

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Approximate distance from original point of appropriation in feet (ft.) or miles (mi.)
25 S	33 E	WM	11	NE NW	POA #4 (HARN 1230) - 1300 FEET SOUTH AND 1300 FEET EAST FROM THE NW CORNER OF SECTION 11	1.4 mi. W
25 S	33 E	WM	12	NE NE	POA #1 - 1150 FEET SOUTH AND 85 FEET WEST FROM THE NE CORNER OF SECTION 12	0.3 mi. E
25 S	33 E	WM	12	NW NE	POA #2 4J (HARN 50931) - 1110 FEET SOUTH AND 2160 FEET WEST FROM THE NE CORNER OF SECTION 12	122 ft. S

14. Transfer Application T-14671 also proposes to change the place of use for a portion of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
25 S	33 E	WM	12	NW NE	5.0

15. The fourth right to be transferred is as follows:

Certificate: 92043 in the name of DEPARTMENT OF VETERANS' AFFAIRS LOAN P-40895 (perfected under Permit G-7076)

Use: IRRIGATION of 43.8 ACRES

Priority Date: JANUARY 18, 1977

Rate: 0.55 CUBIC FOOT PER SECOND

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

Source: TWO WELLS in the MALHEUR LAKE BASIN

Authorized Points of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
25 S	33 E	WM	11	SW NE	EAST WELL - 1300 FEET NORTH AND 690 FEET EAST FROM THE CENTER OF SECTION 11
25 S	33 E	WM	11	NW NW	WEST WELL - 1300 FEET SOUTH AND 1300 FEET EAST FROM THE NW CORNER OF SECTION 11

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Acres	Proposed Changes
25 S	33 E	WM	11	NW NE	7.7	POU/APOA
25 S	33 E	WM	11	SW NE	9.8	POU/APOA
25 S	33 E	WM	11	NE NW	8.3	POU/APOA
25 S	33 E	WM	11	NE NW	4.1	APOA

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Acres	Proposed Changes
25 S	33 E	WM	11	SW NW	0.3	APOA
25 S	33 E	WM	11	SE NW	9.3	POU/APOA
25 S	33 E	WM	11	SE NW	4.3	APOA
Total					43.8	

16. Transfer Application T-14671 proposes additional points of appropriation approximately as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Approximate distance from original point of appropriation in miles (mi.)	
25 S	33 E	WM	12	NE NE	POA #1 - 1150 FEET SOUTH AND 85 FEET WEST FROM THE NE CORNER OF SECTION 12	East Well	West Well
						1.3 mi. E	1.7 mi. E
25 S	33 E	WM	12	NW NE	POA #2 4J (HARN 50931) - 1110 FEET SOUTH AND 2160 FEET WEST FROM THE NE CORNER OF SECTION 12	1.0 mi. E	1.4 mi. E

17. Transfer Application T-14671 also proposes to change the place of use for a portion of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
25 S	33 E	WM	11	NE NE	4.4
25 S	33 E	WM	11	NW NE	4.3
25 S	33 E	WM	11	SW NE	4.4
25 S	33 E	WM	11	SE NE	4.4
25 S	33 E	WM	11	NE NW	2.4
25 S	33 E	WM	11	NW NW	6.6
25 S	33 E	WM	11	SW NW	6.3
25 S	33 E	WM	11	SE NW	2.3
Total					35.1

18. The fifth right to be transferred is as follows:

Certificate: 92044 in the name of DEPARTMENT OF VETERANS AFFAIRS LOAN P-40895 (perfected under Permit G-8980)

Use: IRRIGATION of 101.9 ACRES

Priority Date: JUNE 6, 1980

Rate: 1.27 CUBIC FEET PER SECOND

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

Source: TWO WELLS in the MALHEUR LAKE BASIN

Authorized Points of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
25 S	33 E	WM	11	SW NE	EAST WELL - 1300 FEET NORTH AND 690 FEET EAST FROM THE CENTER OF SECTION 11
25 S	33 E	WM	11	NW NW	WEST WELL - 1300 FEET SOUTH AND 1300 FEET EAST FROM THE NW CORNER OF SECTION 11

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Acres	Proposed Changes
25 S	33 E	WM	11	NE NE	4.4	POU/APOA
25 S	33 E	WM	11	NE NE	24.7	APOA
25 S	33 E	WM	11	NW NE	4.3	POU/APOA
25 S	33 E	WM	11	NW NE	17.0	APOA
25 S	33 E	WM	11	SW NE	4.4	POU/APOA
25 S	33 E	WM	11	SW NE	16.4	APOA
25 S	33 E	WM	11	SE NE	4.4	POU/APOA
25 S	33 E	WM	11	SE NE	26.3	APOA
Total					101.9	

19. Transfer Application T-14671 proposes additional points of appropriation as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Approximate distance from original point of appropriation in miles (mi.)	
25 S	33 E	WM	12	NE NE	POA #1 - 1150 FEET SOUTH AND 85 FEET WEST FROM THE NE CORNER OF SECTION 12	EAST WELL	WEST WELL
						1.3 mi. E	1.7 mi. E
25 S	33 E	WM	12	NW NE	POA #2 4J (HARN 50931) - 1110 FEET SOUTH AND 2160 FEET WEST FROM THE NE CORNER OF SECTION 12	1.0 mi. E	1.4 mi. E

20. Transfer Application T-14671 also proposes to change the place of use for a portion of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
25 S	33 E	WM	11	NW NE	7.7
25 S	33 E	WM	11	SW NE	9.8
Total					17.5

Transfer Review Criteria [OAR 690-380-0100(14), OAR 690-380-4010(2), OAR 690-380-2200 and OAR 690-380-2110(2)]

21. Water has been used within the last five years according to the terms and conditions of the rights. There is no information in the record that would demonstrate that the rights are subject to forfeiture under ORS 540.610.

22. A water delivery system sufficient to use the full amount of water allowed under the existing rights was present within the five-year period prior to submittal of Transfer Application T-14671.
23. The water rights are subject to transfer as defined in ORS 540.505(4) and OAR 690-380-0100(14).
24. The proposed points of appropriation develop groundwater from the same aquifer as the authorized points of appropriation, as required by OAR 690-380-2110(2).
25. The proposed changes, as conditioned, would not result in enlargement of the rights.
26. The proposed change, as conditioned, would not result in injury to other existing water rights.
27. All other application requirements are met.

Determination and Proposed Action

The additional points of appropriation and changes in places of use proposed in Transfer Application T-14671 appear to be consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000. If protests are not filed pursuant to OAR 690-380-4030, the application will be approved.

If Transfer Application T-14671 is approved, the final order will include the following:

1. *The additional points of appropriation and changes in places of use proposed in Transfer Application T-14671 are approved.*
2. *The right to the use of the water is restricted to beneficial use at the place of use described and is subject to all other conditions and limitations contained in Certificates 90861, 92041, 92042, 92043, and 92044, and any related decree.*
3. *Approval of this transfer application does not constitute nor grant legal access onto or through another person's property for purposes of accessing the new points of appropriation or the new places of use.*
4. *Water right Certificates 90861, 92041, 92042, 92043, and 92044 are cancelled.*
5. *Under Certificate 90861, the quantity of water diverted at the new additional points of appropriation (POA #1, POA #2 4J (HARN 50931), and (POA #4 (HARN 1230))), together with that diverted at the original point of appropriation (POA #3 (HARN 1228))), shall not exceed the quantity of water lawfully available at the original point of appropriation (POA #3 (HARN 1228))).*

6. *Under Certificate 92041, the quantity of water diverted at the new additional points of appropriation (POA #1, POA #2 4J (HARN 50931), and POA #3 (HARN 1228)), together with that diverted at the original point of appropriation (POA #4 (HARN 1230)), shall not exceed the quantity of water lawfully available at the original point of appropriation (POA #4 (HARN 1230)).*
7. *Under Certificate 92042, the quantity of water diverted at the new additional points of appropriation (POA #1, POA #2 4J (HARN 50931), POA #3 (HARN 1228), POA #4 (HARN 1230)), together with that diverted at the original point of appropriation (Well 10), shall not exceed the quantity of water lawfully available at the original point of appropriation (Well 10).*
8. *Under Certificates 92043 and 92044, the quantity of water diverted at the new additional points of appropriation (POA #1, and POA #2 4J (HARN 50931)), together with that diverted at the original points of appropriation (East Well and West Well), shall not exceed the quantity of water lawfully available at the original points of appropriation (East Well and West Well).*
9. *Water shall be acquired from the same aquifer (water source) as the original points of appropriation.*
10. *The former places of use of the transferred rights shall no longer receive water under the rights.*
11. *Water use measurement conditions:*
 - a. *Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of appropriation (new and existing).*
 - b. *The water user shall maintain the meters or measuring devices in good working order.*
 - c. *The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.*
12. *Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2027**. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.*

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

Dated in Salem, Oregon on 3/12/2026



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

This Proposed Final Order was prepared by Corey Courchane. If you have questions about the information in this document, you may reach me at 503-979-3917 or corey.a.courchane@water.oregon.gov

If no protest of this Proposed Final Order is received by April 16, 2026, this Proposed Final Order will become a final order on May 19, 2026, without any further action by the Department. Oregon Laws 2025, chapter 575, section 3a(4). However, no later than May 19, 2026, the Department may withdraw this Proposed Final Order for reconsideration and issuance of a superseding proposed final order. Oregon Laws 2025, chapter 575, section 3a(5).

Notification of Intent to Pursue Approval of Transfer through Consent to Injury Process

If this Proposed Final Order determines that a change in point of diversion or appropriation would result in injury, the applicant may file a notification of intent to pursue approval of the transfer under the consent to injury process outlined in OAR 690-380-5030 to 690-380-5050.

Protests and Requests for Party Status

The following sections explain how to: (1) file a protest in opposition to this Proposed Final Order to request a contested case hearing on this Proposed Final Order; and (2) file a request for party status to request to participate in any contested case proceeding in support of this Proposed Final Order.

Protests: Under the provisions of Oregon Laws 2025, chapter 575, section 20(7) and section 3a(1), any person may protest this Proposed Final Order. Protests must be mailed or hand delivered to the Oregon Water Resources Department at the following address: 725 Summer Street NE, Suite A, Salem, OR 97301. If you wish to submit a protest by U.S. mail, please consider mailing early to ensure the Department receives the protest by the deadline specified. Protests must be received by the Water Resources Department no later than **April 16, 2026**.

Protests must meet the following requirements:

- Be in writing;

- Include the protestant's name, address, and telephone number;
- Include a description of the protestant's interest in the Proposed Final Order, and, if the protestant claims to represent the public interest, a precise statement of the public interest represented;
- Include a detailed description of how the action proposed in the Proposed Final Order would impair or be detrimental to the protestant's interest and/or the claimed public interest;
- Identify which of the Proposed Final Order's recommended findings of fact, conclusions of law or conditions of approval the protestant objects to;
- Raise all reasonably ascertainable issues and include all reasonable available arguments that support the protestant's position;
- Include any citation of legal authority to support the protest, if known;
- Explain how the issues raised in the protest are within the Department's jurisdiction;
- If the protestant is the applicant, include a protest fee of \$720 required by ORS 536.050; and
- If the protestant is not the applicant, include a protest fee of \$1,425 required by ORS 536.050.

Requests for Party Status: Under the provisions of Oregon Laws 2025, chapter 575, section 20(7) and section 3a(2), if this Proposed Final Order is protested, any person who supports this Proposed Final Order may file a request for party status to request to participate in any contested case proceeding on the Proposed Final Order or for judicial review of a final order resulting from the Proposed Final Order. Requests for party status must be mailed or hand delivered to the Oregon Water Resources Department at the following address: 725 Summer Street NE, Suite A, Salem, OR 97301. If you wish to submit a request for party status by U.S. mail, please consider mailing early to ensure the Department receives the request by the deadline specified. Requests for party status must be received by the Water Resources Department no later than **May 18, 2026**.

Requests for party status must be in writing and include the following:

- Names and addresses of the requester and any organization the requester represents;
- Name and address of the requester's attorney, if any;
- A statement of whether the request is for participation as a party or a limited party, and, if as a limited party, the precise area or areas in which participation is sought;
- If the requester seeks to protect a personal interest in the outcome of any contested case hearing on the Proposed Final Order, a detailed statement of the requester's interest, economic or otherwise, and how such interest may be affected by the results of the hearing;

- If the requester seeks to represent a public interest in the results of any contested case hearing on the Proposed Final Order, a detailed statement of such public interest, the manner in which such public interest will be affected by the results of the hearing, and the requester's qualifications to represent such public interest;
- A statement of the reasons why existing parties to the proceeding cannot adequately represent the private and/or public interest(s) the requester seeks to represent; and
- The request for party status fee of fee of \$1,425 required by Oregon Laws 2025, chapter 575, section 3a(2)(b)(C) and ORS 536.050.

After the deadline for requests for party status, the Department will provide copies of any timely requests for party status, accept responses to requests for party status, and consider and rule on timely requests for party status as provided in OAR 137-003-0535.

Additional Notices

Notice of the circumstances under which this Proposed Final Order will become a final order:

If no protest of this Proposed Final Order is timely received and the Department does not withdraw this Proposed Final Order for reconsideration within 33 days after the close of the period for submitting a protest, this Proposed Final Order will become a final order on the date that is 33 days after the close of the period for submitting a protest, with no further action required by the Department. If a protest or protests are timely received, but later: (1) all timely-filed protests are withdrawn and the withdrawals are not based on a settlement agreement requiring changes to this Proposed Final Order; (2) all protestants fail to appear at a scheduled hearing; or (3) all protestants notify the Department or the administrative law judge that the protestants will not appear at a scheduled hearing, the protestants will have waived any right to a hearing, and the Department or the administrative law judge will issue an order dismissing the protests and notifying the parties that this Proposed Final Order has become a final order. OAR 137-003-0672. The Department designates the relevant portions of its file on this matter, including all materials that you have submitted relating to this matter, as the record for the purpose of proving a prima facie case upon default. OAR 137-003-0672.

Notice of Right to Pursue Approval of Transfer through Consent to Injury Process after Contested Case Hearing: If after a contested case hearing on this Proposed Final Order the Department issues a proposed order finding that a change in point of diversion or appropriation will result in injury, the applicant may file a notification of intent to pursue approval of the transfer under OAR 690-380-5030 to 690-380-5050 within 15 days of receipt of the proposed order. Notwithstanding 690-002-0175, if the applicant files a notification of intent to pursue approval of the transfer under 690-380-5030 to 690-380-5050, the deadline for filing exceptions to the proposed order shall be 30 days after the Department provides notice to the parties that the transfer does not meet the requirements of 690-380-5030 to 690-380-5050.

Notice of right to be represented by an attorney: You may be represented by an attorney at any contested case hearing on this Proposed Final Order. Legal aid organizations may be able to assist a party with limited financial resources. Generally, partnerships, corporations,

associations, governmental subdivisions or public or private organizations are represented by an attorney. However, consistent with OAR 690-002-0020 and OAR 137-003-0555, an "authorized representative" as defined at OAR 137-003-0555(1)(b) may represent a partnership, corporation, association, governmental subdivision or public or private organization if the Department determines that appearance of a person by an authorized representative will not hinder the orderly and timely development of the record in this case.

Notice to active duty servicemembers: Active-duty service members have a right to stay proceedings under the federal Service Members Civil Relief Act. 50 U.S.C. App. §§501-597b. For more information contact the Oregon State Bar at 800-452-8260, the Oregon Military Department at 971-453-1175, or the nearest United States Armed Forces Legal Assistance Office through <http://legalassistance.law.af.mil>.

If you have questions about how to file a protest or a request for party status, or if you have previously filed a protest or a request for party status and you want to know the status, please contact Will Davidson at 503-507-2749.

If you have questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at 503-986-0900.

Address any correspondence to: Oregon Water Resources Department, Transfer and Conservation Section, 725 Summer Street NE, Suite A, Salem OR 97301-1266.



Oregon

Tina Kotek, Governor

Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301

Phone 503 986-0900

Fax 503 986-0904

www.oregon.gov/owrd

March 12, 2026

VIA CERTIFIED MAIL AND E-MAIL

OWENS HAY, LLC
PO BOX 746
CRANE, OR 97732

SUBJECT: Water Right Transfer Application T-14671

Please find enclosed the Proposed Final Order indicating that, based on the information available, the Department intends to approve application T-14671. This document is an intermediate step in the approval process; water may not be used legally as proposed in the transfer application until a Final Order has been issued by the Department. Please read this entire letter carefully to determine your responsibility for additional action.

A public notice is being published in the Department's weekly publication and in the Burns Times Herald newspaper, simultaneously with issuance of the Proposed Final Order. The notice initiates a period in which any person may file either a protest opposing the decision proposed by the Department in the Proposed Final Order or a request for party status supporting the Department's decision. The protest period will end 30 days after the Department's notice.

If no protest is filed, the Proposed Final Order will become a Final Order 33 days after the protest period ends, without any further action by the Department.

If a protest is filed, the application may be referred to a contested case proceeding. A contested case provides an opportunity for the proponents and opponents of the decision proposed in the Proposed Final Order to present information and arguments supporting their position in a quasi-judicial proceeding.

Please do not hesitate to contact me, at corey.a.courchane@water.oregon.gov or (503) 979-3917, if I may be of assistance.

Sincerely,

A handwritten signature in blue ink, appearing to read "Corey Courchane".

Corey Courchane
Allocation of Conserved Water
Transfer and Conservation Section

cc: Transfer Application file T-14671
Donald (Dally) S. Swindlehurst, District 10 Watermaster *(via e-mail)*
Scott D. Montgomery, Agent for the applicant *(via e-mail)*
Gordon R. Lyford, commenter *(via e-mail wrrwr@frontiernet.net)*

encs

TRANSFER COVER SHEET

Transfer: T-14671

GR Application #: GR-

File Assigned- Transfer Specialist: Joan M. Smith

Transfer Type: Regular Transfer

Reimbursement Authority? ☐

Applicant: Owens Hay, LLC PO BOX 746 Crane, OR 97732	Receiving Landowner:	CWRE Agent: Scott D. Montgomery PO BOX 767 Terrebonne, OR 97760
Interested Parties: BOR (date): _____ Tribal Gov't: _____ Gov'ts: Harney County Planning Department County: HARNEY	Irrigation District: Check area of interest on map ☐	Additional Contact Information: _____

Key Dates & Initial Actions (Support Staff)

Type of change(s) proposed- attach additional review checklists as necessary			
ADDITIONAL POINT OF APPROPRIATION; PLACE OF USE			
If change is Historic or Substitution, application will go directly to Final Order. Add'l questions on last page for Historic and Gov't Action.			
Fees Pd:	\$6190.00	WM Review request date sent - WM District:10	6/13/2025
Received Date:	June 9, 2025	WM Review - date received:	
Acknowledgement Letter Sent	Date: 6/13/2025	GW Review - date sent:	6/13/2025
County sent cc: of Ack Letter	Date: 6/13/2025	GW Review - date received:	
Initial Public Notice Date:	6/17/2025	ODFW Review - date sent: ODFW District:	
Comments Received:	Yes ☐ No: ☐	ODFW Review - date received:	

Water Rights Affected

File Marked	No.	App. File # or Decree Name	Permit	Certificate	RR/CR Needed	RR/CR Nos.
☐	1	G-15040	G-15004	90861	☐ Yes ☐ No	
☐	2	G-7175	G-6374	92041	☐ Yes ☐ No	
☐	3	G-7558	G-7024	92042	☐ Yes ☐ No	
☐	4	G-7649	G-7076	92043	☐ Yes ☐ No	
☐	5	G-9769	G-8980	92044	☐ Yes ☐ No	

I have confirmed that the information on this document is correct (or has been corrected): initials

Caseworker Actions:

Assigned in WRIS:	DPD Workflow updated:	WRIS Notes:
PD and RR sent to Data Entry:	Certified mail date:	
Newspaper notice needed: Yes ☐ No: ☐	Name of Newspaper:	
PD notice email coordinator:	PD notice Request Date:	Amount Due: \$
		Received date:
Last day of publication:	Affidavit received:	

DOCUMENT	Drafted		Peer Review		Policy Review		Changes		ODFW contact info: ☐ included NA: ☐	
	Date	initials	Date	initials	Date	initials	Date	initials	WM contact info: ☐ included NA: ☐	
DPD	7/26/25	CC	7/29/25	SG	9/29/25	SH			Number of Docs for signature:	
NOTICE									Date in Signature bin	Signature date
PD	11/6/26	CC	11/6/26	EDH	11/8/26	SH				3/12/26
FO										
RR										

Special Issues:	
Special Order Volume	, Pages

PERMANENT TRANSFER APPLICATION CHECKLIST

☐ RA

Transfer #: T-14671

CW	PR	Coord	
☐	☐		<i>Save all certificates in electronic "T" folder and highlight Priority Date, Rate, Use and Limit/Duty paragraph</i>
☐	☐	☐	☐ Supplemental checklist for transfers w/in a District (S:\groups\wr\TACS\WRISApps Templates\Transfer Checklists\SUPP_Within District Processing Checklist 9-5-2019) <i>If this is a Living Certificate – check with Ann Reece See Supplemental Language document for language</i>

Transfer Application Review and Deficiencies

CW	PR	Coord			
☐	☐	☐	Are all applicants/agents listed in WRIS with email addresses, if available?	☐ Yes	☐ No
☐	☐	☐	Have all permit/certificates been entered in WRIS under Transfer #?	☐ Yes	☐ No
☐	☐	☐	Were timely Public Comments received? <i>(if yes, enter commenter names/email on mailing list)</i>	☐ Yes	☐ No
<i>Add finding for any comments received (see Supplemental Language document)</i>					

Groundwater Modification Application Review and Deficiencies

CW	PR	Coord	☐ N/A			
☐	☐	☐		If for a Groundwater Modification, were there any assignments? <i>All GR Mod applicants must be the holder of record.</i>	☐ Yes	☐ No
☐	☐	☐		Are there any past GR Modifications and/or letters documenting changes to the GR <i>These must be accounted for in the GR Mod Order.</i>	☐ Yes	☐ No

Review "From" and "To" Lands and/or POD/POA

CW	PR	Coord			
☐	☐	☐	Are only the authorized POD(s)/POA(s)/POU listed on the "from" map?	☐ Yes	☐ No
☐	☐	☐	Does the "from" map match the certificate map? If No, what is different?	☐ Yes	☐ No
☐	☐	☐	Compare FROM POU in application (Table 2) with certificate. <i>Mark certificate with acres being xferred, any RR acres and any acres being cancelled.</i>		
☐	☐	☐	Compare TO POU in Table 2 with the TO Lands on map <i>(for accuracy)</i>		
☐	☐	☐	Are any of the "from" lands being cancelled/diminished?	☐ Yes	☐ No
☐	☐	☐	If Yes, were cancellation/diminution affidavits submitted? <i>(see findings and additional authority in Supplemental Language doc)</i>	☐ Yes	☐ No
☐	☐	☐	Are any instream water rights affected? If Yes, Cert # <i>(If Yes, check criteria for injury-upstream POD move, moving closer to SW, or return flows affected)</i>	☐ Yes	☐ No

Layered/Supplemental Rights

CW	PR	Coord	☐ N/A			
☐	☐	☐		Are there any layered irrigation rights?	☐ Yes	☐ No

☐	☐	☐	If Yes, were they included in application? <i>If No, they must move with the primary, to a "like" primary, or they will be cancelled through the transfer process</i>	☐ Yes	☐ No
☐	☐	☐	Layered right(s) Cert:		
☐	☐	☐	Are any supplemental rights being transferred? (verify that it is actually a supplemental right)	☐ Yes	☐ No
☐	☐	☐	If Yes, are they being transferred to a "like" primary (i.e. similar reliability)?	☐ Yes	☐ No
☐	☐	☐	Notes:		

Transfer Review Criteria					
CW	PR	Coord			
☐	☐	☐	Validity of the right – Has the right been used in the last 5 years and is not subject to forfeiture?	☐ Yes	☐ No
☐	☐	☐	☐ Evidence of use and supporting documentation ☐ Confirming (not a remaining right) cert issued within the last 5 years ☐ Rebuttal to forfeiture (ORS 540.610)		
☐	☐	☐	Ready, Willing and Able – ☐ Current delivery system sufficiently described in application. Does delivery system have capacity to fully divert and use the authorized rate/duty of the right?	☐ Yes	☐ No
☐	☐	☐	Would the proposed transfer result in enlargement? If Yes, why? What conditions, if any, will avoid?	☐ Yes	☐ No
☐	☐	☐	Would the proposed transfer result in injury? If Yes, why? What conditions, if any, will avoid?	☐ Yes	☐ No
☐	☐	☐	If injury, has WM or GW provided a list of injured water right holders? ☐ N/A	☐ Yes	☐ No
☐	☐	☐	If POD/POA/APOD/APOA change, will it be from the same source? <i>If No, deny per OAR 690-380-2110(2)</i> ☐ N/A	☐ Yes	☐ No
☐	☐	☐	Notes:		

Draft Preliminary Determination and Cover Letter – 12 pt. Calibri font			
CW	PR	Coord	
☐	☐	☐	Prepare ModPod workareas
☐	☐	☐	Prepare DPD (save as T-XXXXX-dpd-approve/deny (where XXXXX is the transfer number)
☐	☐	☐	Prepare DPD Cover letter (save as T-XXXXX-dpd-cov)
☐	☐	☐	Prepare Public Notice ☐ and/or ☐ newspaper notice (if required) (save as T-XXXXX-pd-notice)
☐	☐	☐	Prepare Remaining Right(s) (if applicable). Send with DPD, cover letter and notice for peer review.

Issue Draft Preliminary Determination	
CW	
☐	Copy DPD and cover letter for paper file
☐	Save DPD and cover letter as PDF
☐	Mail/email to applicant/agent/WM
☐	Add workflow item "Draft PD Issued"

Report of Ownership Information (ROI)				
CW	PR	Coord		
☐	☐	☐	Does legal description in ROI/Deed match "from" lands?	☐ Yes ☐ No
☐	☐	☐	Have all owners on the ROI/Deed signed the application?	☐ Yes ☐ No
☐	☐	☐	Has a notarized statement of consent been submitted? (if applicable) ☐ N/A	☐ Yes ☐ No

Newspaper Notice (if required)

CW	PR	Coord	☐ N/A
☐	☐	☐	Prepare/send letter to applicant/agent regarding newspaper notice cost ☐ Yes ☐ No
☐	☐	☐	TACS Support delivered receipted funds to caseworker ☐ Yes ☐ No

Preliminary Determination and Cover Letter Preparation

CW	PR	Coord	See cheat sheet at (S:\groups\wr\TACS\6. Transfers\Procedures\DPD to PD Conversion 12-8-2016) for more detailed instructions	
☐	☐	☐	Was application amended after DPD was issued? - Make sure amended pages were scanned to WRIS (see support staff) and make sure you mark amended (replaced) pages with SUPERSEDED. Also make findings in PD.	☐ Yes ☐ No
☐	☐	☐	If Yes, what was amended?	
☐	☐	☐	Did amendment change outcome from denial to approval? <i>If Yes, make findings in PD.</i>	☐ Yes ☐ No
☐	☐	☐	☐ If POD/POA changes or changes in "from" lands – re-review required from WM ☐ If POA changes – re-review required from GW	
<i>Note: If POD was amended and changed from a downstream move to upstream within an ISWR reach – Consent to Injury may be required.</i>				
☐	Save DPD as a new document (T-XXXXX-pd-approve/deny.doc) – 12 pt. Calibri font			
☐	Remove "Draft" from document			
☐	Unhide hidden findings (cntrl-A, select Font, uncheck "hidden" box) and add dates			
☐	If application was amended, add finding including date of amendment			
☐	Change language resulting from any amendments in response to the DPD, including language under Determination and Proposed Action			
☐	Unhide appeal (protest) language at the end of the document			
☐	Prepare PD Cover Letter (save as T-XXXXX-pd-cov)			
☐	Check email address(s) for accuracy			
☐	Notes:			
☐	Send to caseworker/coordinator for Peer Review			

Data Center Review of PD

CW	PR	Coord	
☐	☐	☐	Email PD and RR(s)(with new cert numbers) to Data* for review – indicate if file is RA *email address is in key
☐	☐	☐	Data Center will send notification that file is complete
☐	☐	☐	Make any necessary changes to PD or prepare Revised DPD (if substantive changes)

Issue Preliminary Determination

CW	
☐	Print PD and put in Manager's box for signature and issuance (support will print cover letter)
☐	Add workflow notes

Protest

CW	PR	Coor	
☐	☐	☐	Have protests been received? ☐ Yes ☐ No If YES, STOP! Coordinate with Protest section.

Final Order

CW	See cheat sheet at (S:\groups\wr\TACS\6. Transfers\Procedures\PD to FO Conversion 12-8-2016) for more detailed instructions
Do not issue Final Order before this date: (protest period end date or 30 days after date of last newspaper publication)	
☐	If application had a newspaper notice, verify that Affidavit of Publication was received. Date:
☐	Save PD as a new document (T-XXXXX-ord-approve (or deny))
☐	Remove "PRELIMINARY DETERMINATION" from document title and replace with "FINAL ORDER." Unhide hidden findings (cntrl-a, select Font, uncheck "hidden" box)
☐	Replace "PROPOSING APPROVAL/DENIAL OF" with APPROVING/DENYING
☐	Replace the "judicial review/reconsideration rights" box in the first page footer for the "Final Order" judicial review language; unhide and add Special Order Volume (support will add page #)
☐	Update the hidden paragraph following the public notice and amendments findings (regarding issuance of PD)
☐	Change "Determination and Proposed Action" to "Conclusions of Law" and update paragraph
☐	Replace "If application T-XXXXX is approved . . ." with Now, therefore, it is ORDERED:"
☐	Select list of conditions below "It is ORDERED" section and turn off Italics. Check numbering (start at "1").
☐	Delete Protest language, Document preparation box, and Notice Regarding Servicemembers; Insert "Mailing Date: _____"
☐	Final Check: All Conclusions of Law are supported by Findings and Transfer Review Criteria

Remaining Rights

CW	PR	Coord	☐ N/A
☐	☐	☐	Make sure all RR certs have new cert numbers and are entered on the right side of the footer of each RR
☐	☐	☐	Update left side of footer to read: T-XXXXX.rr.YYYYY.ini, where YYYYY is original cert number and .ini stands for your initials. New certificate should be on the right.
☐	☐	☐	Print RR on certificate paper and include with Final Order for signature

Issue Final Order

CW	
☐	Pull "Working Copy" folder from file
☐	Print and put FO and RR in Manager's box for signature (manager will deliver to support for processing and issuance)
Notes:	

Groundwater Transfer Review Summary Form

Transfer/PA # T- 14671

GW Reviewer Darrick E. Boschmann Date Review Completed: 7/31/2025

Summary of Same Source Review:

☐ The proposed change in point of appropriation is not within the same aquifer as per OAR 690-380-2110(2).

Summary of Water Level Decline Condition Review:

☐ Water levels at the original point(s) of appropriation have exceeded the allowed decline threshold defined by conditions in the originating water right.

Summary of Injury Review:

☐ The proposed transfer will result in another, existing water right not receiving previously available water to which it is legally entitled or result in significant interference with a surface water source as per 690-380-0100(3).

Summary of GW-SW Transfer Similarity Review:

☐ The proposed SW-GW transfer doesn't meet the definition of "similarly" as per OAR 690-380-2130.

This is only a summary. Documentation is attached and should be read thoroughly to understand the basis for determinations.



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

Ground Water Review Form:

- ☒ Water Right Transfer
- ☐ Permit Amendment
- ☐ GR Modification
- ☐ Other

Application: T-14671

Applicant Name: Owens Hay LLC

Proposed Changes: ☐ POA ☒ APOA ☐ SW→GW ☐ RA
☐ USE ☒ POU ☐ OTHER

Reviewer(s): Darrick E. Boschmann

Date of Review: 7/31/2025

Date Reviewed by GW Mgr. and Returned to WRSD: _____

The information provided in the application is insufficient to evaluate whether the proposed transfer may be approved because:

- ☐ The water well reports provided with the application do not correspond to the water rights affected by the transfer.
- ☐ The application does not include water well reports or a description of the well construction details sufficient to establish the ground water body developed or proposed to be developed.
- ☐ Other _____

1. Basic description of the changes proposed in this transfer: _____

_____ This transfer application is related to the following 5 certificates:

_____ Certificate 90861

_____ Certificate 92041

_____ Certificate 92042

_____ Certificate 92043

_____ Certificate 92044

_____ Certificate 90861 authorizes groundwater pumping from one well (POD 1 = HARN 1228) for primary irrigation of 125.2 acres in the Malheur Lake Basin. The following changes are proposed:

_____ 1. Add 3 APOA (#1 = no well log; #2 = HARN 50931; #4 = HARN 1230).

_____ Certificate 92041 authorizes groundwater pumping from one well (POD 1 = HARN 1230) for primary irrigation of 92.6 acres in the Malheur Lake Basin. The following changes are proposed:

_____ 1. Add 3 APOA (#1 = no well log; #2 = HARN 50931; #3 = HARN 1228)

_____ 2. Reconfigure the POU within same quarter section.

_____ Certificate 92042 authorizes groundwater pumping from one well (POD 1 = HARN 1235) for primary irrigation of 118.4 acres in the Malheur Lake Basin. The following changes are proposed:

_____ 1. Change the authorized well to HARN 50931 and add 3 APOA (#1 = no well log; #3 = HARN 1228; #4 = HARN 1230).

_____ 2. Reconfigure the POU within the same quarter section.

_____ Certificate 92043 authorizes groundwater pumping from 2 wells (POD 1 = HARN 1228; POD 2 = HARN 1230) for primary irrigation of 43.8 acres in the Malheur Lake Basin. The following changes are proposed:

_____ 1. Add 2 APOA (#1 = no well log; #2 = HARN 5931).

_____ 2. Reconfigure the POU within the same section.

_____ Certificate 92044 authorizes groundwater pumping from 2 wells (POD 1 = HARN 1228; POD 2 = HARN 1230) for primary irrigation of 101.9 acres in the Malheur Lake Basin. The following changes are proposed:

_____ 1. Add 2 APOA (#1 = no well log; #2 = HARN 50931).

_____ 2. Reconfigure the POU within the same quarter section.

_____ *There is no drillers' well log available for proposed well #1. It is not known if this well meets well construction standards.

2. Will the proposed POA develop the same aquifer (source) as the existing authorized POA?

☒ Yes ☐ No Comments: _____

Groundwater in the Harney Basin flows from several upland recharge areas to a common discharge area near Malheur and Harney Lakes, with some apparent discharge to the Malheur Basin through one area along the eastern margin. Groundwater occurs in multiple hydrostratigraphic units, and groundwater within these units is hydraulically connected, making a single groundwater system composed of multiple hydrostratigraphic units (Gingerich and others, 2022). While the rocks and sediments making up the aquifer system in the Harney Basin do constitute a single groundwater flow system, sub-watersheds within the basin contribute recharge to different parts of the system depending on groundwater flow-paths from recharge to discharge areas. In general, within these sub-watersheds water within the aquifer system is sourced from a common recharge area and can therefore be considered a single source.

The currently authorized POA and the proposed wells are all located within a ~1.75 mile area just west of Crane and are located along groundwater flow paths receiving recharge from a similar source.

3. a) Is the existing authorized POA subject to a water level decline condition?

☐ Yes ☒ No Comments: _____

b) If yes, for each POA identify the reference level, most recent spring-high water level, and whether an applicable permit decline condition has been exceeded: _____

4. a) Is there more than one source developed under the right (e.g., basalt and alluvium)?

☐ Yes ☒ No Comments: _____

b) If yes, estimate the portion of the right supplied by each of the sources and describe any limitations that will need to be placed on the proposed change (rate, duty, etc.): _____

5. a) Will this proposed change, at its maximum allowed rate of use, likely result in an increase in interference with **another ground water right**?

☒ Yes ☐ No Comments: _____

The proposed APOA would authorize groundwater pumping both to the east and to the west of the currently authorized wells under these certificates. This would result in an incremental increase in interference with existing wells to the east and west.

b) If yes, would this proposed change, at its maximum allowed rate of use, likely result in another groundwater right not receiving the water to which it is legally entitled?

☐ Yes ☒ No If yes, explain: _____

Any increase in interference with existing will not meet the standard for substantial or undue interference given the thickness of the aquifer system in the Harney Basin.

6. a) Will this proposed change, at its maximum allowed rate of use, likely result in an increase in interference with **another surface water source**?

☐ Yes ☒ No Comments: _____

There are no perennial surface water sources in the vicinity of the authorized or proposed wells.

- b) If yes, at its maximum allowed rate of use, what is the expected change in degree of interference with any **surface water sources** resulting from the proposed change?

Stream: _____ ☐ Minimal ☐ Significant

Stream: _____ ☐ Minimal ☐ Significant

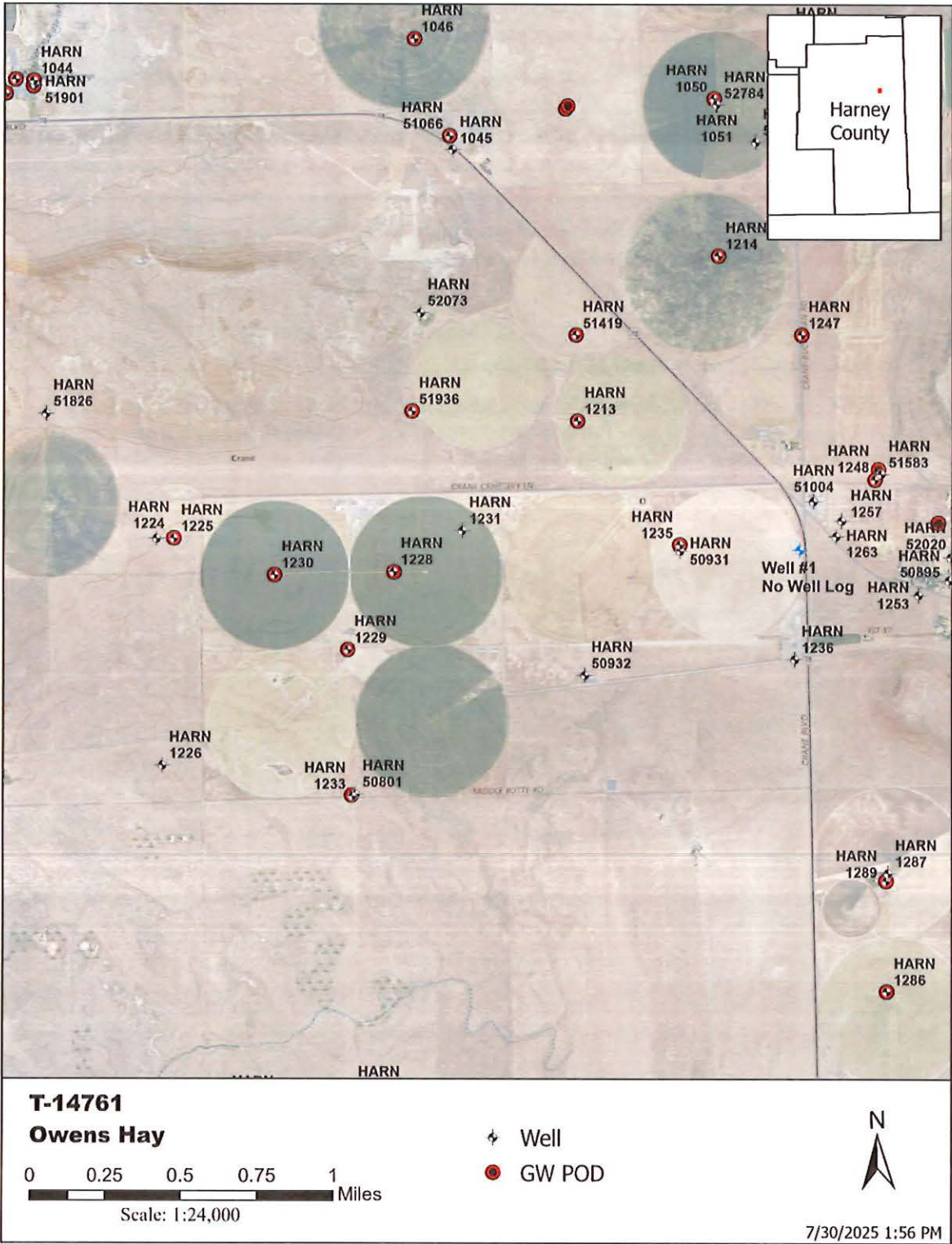
Provide context for minimal/significant impact: _____

7. For SW-GW transfers, will the proposed change in point of diversion affect the surface water source similarly (as per OAR 690-380-2130) to the authorized point of diversion specified in the water use subject to transfer?

☐ Yes ☐ No Comments: _____

8. What conditions or other changes in the application are necessary to address any potential issues identified above: none.

9. Any additional comments: none.



Permanent Transfer Application Intake Checklist

Transfer # T-14671

Reviewer ARLA Date 6/11/25	Type of Change(s) Proposed: ☒ POU ☐ POD ☐ APOD ☐ POA ☒ APOA ☐ USE ☐ Substitution ☐ Gov't Action ☐ Sup to Primary ☐ SW to GW
Calculated Fee \$ Use fee calculator on back of this form	Fee Received \$
Certificate(s): 90861, 92041, 92042, 92043, 92044	Check <u>all</u> Certs in WRIS to confirm they are not cancelled
For multiple certificates, does application meet requirement of OAR 690-380-3220? If no, why? Use the flow chart for multiple Certs	☒ YES ☐ NO ☐ N/A
Notes: Date on aerals is incorrect	

Application: OAR 690-380-3000; OAR 690-380-3220			
1.	☒ YES	☐ NO	Have <u>ALL</u> of the applicant's signed and dated the application? If no, whose signature is missing?
2.	☒ YES	☐ NO	Part 5 of application: Does the information match the description of the explanation on Part 4 of the application?
3.	☒ YES	☐ NO	☐ N/A For multiple certificates: Each certificate proposed for transfer has their own separate completed Part 5, Tables 1 & 2? If no, which certificate(s) are missing separate Part 5, Tables 1 & 2?

Map Requirements: OAR 690-380-3100			
4.	☒ YES	☐ NO	Has the map been completed and signed by a CWRE?
5.	☐ YES	☐ NO	☐ N/A Map Waiver? The map waiver must be issued by the Department
Notes:			

Attachments: OAR 690-380-3000			
6.	☒ YES	☐ NO	Evidence of Use included, signed, & notarized w/supporting documentation?
7.	☒ YES	☐ NO	☐ N/A Land Use Form included and signed by the County?
8.	☒ YES	☐ NO	☐ N/A Consent Form included, signed, and notarized?
9.	☐ YES	☐ NO	☒ N/A District: Place of use is in <u>or</u> near an irrigation district?
	☐ YES	☐ NO	If Yes, is Form D included? Name of the District
10.	☒ YES	☐ NO	☐ N/A For changes in POA/APOA – are the well logs included?
11.	☐ YES	☐ NO	☒ N/A For change in POU within Umatilla County, Supplemental Form U included?

☒	Application complete: no deficiencies identified, assign a T-number and put this checklist in T-folder.
☐	Application DEFICIENT: DO NOT accept - return to applicant with letter explaining deficiencies identified.

Watermaster Review Form:

Water Right Transfer



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

Transfer Application: T-14671

Review Due Date:

Applicant Name: Owens Hay LLC

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

Reviewer(s): Dally Swindlehurst

Date of Review: 06/16/2025

1. Do you have evidence that the right has not been used in the last 5 years and that the presumption of forfeiture would not likely be rebuttable? ☐ Yes ☒ No If "Yes", attach evidence (e.g. dated aerial photo showing pavement or building on the land for >5 yrs.)
2. Is there a history of regulation on the source that serves this (or these) right(s) that has involved the transferred right(s) and downstream water rights? ☐ Yes ☒ No Generally characterize the frequency of any regulation or explain why regulation has not occurred:
3. Have headgate notices been issued for the source that serves the transferred right(s)?
☐ Yes ☒ No ☐ Records not available.
4. In your estimation, after the proposed change, would distribution of water for the right(s) result in regulation of other water rights that would not have occurred if use under the original right(s) was/were maximized? ☐ Yes ☒ No If "Yes", explain:
5. In your estimation, if the proposed change is approved, are there upstream water rights that would be affected? ☐ Yes ☒ No If "Yes", describe how the rights would be affected and list the rights most affected:

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

☒ N/A

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

☒ N/A

8. For instream transfers that propose protection of a reach beyond the mouth of the source stream:

☒ N/A Would the quantity be measureable into the receiving stream consistent with OAR 690-077-0015(8)? ☐ Yes ☐ No

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

10. For POU or USE changes: ☐ N/A In your best judgment, would use of the existing right at "full face value," result in the diversion of more water than can be used beneficially and without waste?

☐ Yes ☒ No If "Yes", explain:

11. For POU changes that involve micro-irrigation: ☒ N/A

- a. Has the applicant made changes (absent a transfer) to convert to micro-irrigation within the current place of use boundary of the water right proposed for transfer, and previously demonstrated to the Department through monitoring and site inspections by the Watermaster that the proposed transfer will not result in injury or enlargement?

☐ Yes ☐ No If "Yes", explain:

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

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

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

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

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

- iv. Do you have any other observations regarding the temporary transfer? ☐ Yes ☐ No If "Yes", describe:

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

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

- i. "Injury" will occur to other water rights that share the same source? ☐ Yes ☒ No If "Yes", explain:

- ii. "Enlargement" of the water right being transferred will occur? ☐ Yes ☒ No If "Yes", explain:

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

☐ Yes ☒ No If "Yes", explain:

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

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

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

☐ A Headgate should be required prior to diverting water.

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

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

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

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

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

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

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

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

☐

Weir

☐

Submerged Orifice

☐

Parshall Flume

☐

Flow Restrictor

☐

Other: ____

Oregon Water Resources Department

Measurement Condition Information for the Applicant

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

Transfer #: T-14671

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

☒ at each point of diversion/appropriation (new and existing) OR

☐ at each new point of diversion/appropriation.

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

Watermaster name: Dally Swindlehurst

District: 10

Address: 450 N Buena Vista

City/State/Zip: Burns, Oregon 97720

Phone: 541-573-2591

Email: donald.s.swindlehurst@water.oregon.gov

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

Approval of an Alternate Measurement Device

T-

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

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

Watermaster signature

District

Date

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

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



Oregon

Tina Kotek, Governor

Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301

Phone 503 986-0900

Fax 503 986-0904

June 13, 2025

Owens Hay, LLC

PO BOX 746

Crane, OR 97732

Reference: Application T-14671

On June 9, 2025, the Department received your water right Permanent Transfer Application. The application was accompanied by \$6190.00. Receipt number 145371 is enclosed.

By copy of this letter, we are asking the Watermaster for a report regarding the potential for injury to existing water rights which may be caused by the requested change. A review form will also be sent to our groundwater staff to determine whether the proposed well accesses the same source of water as the original well.

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

Except as provided under ORS 540.510(3) for municipalities, you may not use water in the new place of use or from the new point of appropriation until a final order approving the transfer application has been issued by the Department. In order to avoid any possible forfeiture of the water right, you should continue to use the water as described by your existing water right.

If the land is sold before the application is approved, the buyer's consent to the application will be required unless a recorded deed or other legal document clearly established that the water right was not conveyed in the sale.

Refer to the following page for a chart showing the steps and expected timelines for the processing of your application.

If you have any questions, please contact the Transfer Section at (503) 986-0935.

Cc: Watermaster Dist. #10, Donald (dally) S. Swindlehurst (*via email*)

Scott D. Montgomery, Agent

Harney County Planning Department, Local Government

Enclosure

Business Registry Business Name Search

[New Search](#)

Business Entity Data

06-11-2025
10:48

Registry Nbr	Entity Type	Entity Status	Jurisdiction	Registry Date	Next Renewal Date	Renewal Due?
068230-90	DLLC	ACT	OREGON	04-15-2002	04-15-2026	
Entity Name	OWENS HAY, LLC					
Foreign Name						

[New Search](#)

Associated Names

Type	PPB	PRINCIPAL PLACE OF BUSINESS		
Addr 1	42136 CRANE CEMETERY LANE			
Addr 2				
CSZ	CRANE	OR	97732	Country UNITED STATES OF AMERICA

Please click [here](#) for general information about registered agents and service of process.

Type	AGT	REGISTERED AGENT	Start Date	06-11-2019	Resign Date	
Name	JANAE		TRINDLE			
Addr 1	77 W ADAMS ST					
Addr 2						
CSZ	BURNS	OR	97720	Country	UNITED STATES OF AMERICA	

Type	MAL	MAILING ADDRESS		
Addr 1	PO BOX 746			
Addr 2				
CSZ	CRANE	OR	97732	Country UNITED STATES OF AMERICA

Type	MEM	MEMBER		Resign Date	
Name	CELESTE		OWENS		
Addr 1	PO BOX 746				
Addr 2					
CSZ	CRANE	OR	97732	Country	UNITED STATES OF AMERICA

Type	MEM	MEMBER		Resign Date	
Name	MARK		OWENS		
Addr 1	42136 CRANE CEMETERY LANE				
Addr 2	PO BOX 746				
CSZ	CRANE	OR	97732	Country	UNITED STATES OF AMERICA

14671 -

[New Search](#)

Name History

Business Entity Name	Name Type	Name Status	Start Date	End Date
OWENS HAY, LLC	EN	CUR	04-15-2002	

Please [read](#) before ordering [Copies](#).

[New Search](#)

Summary History

Image Available	Action	Transaction Date	Effective Date	Status	Name/Agent Change	Dissolved By
	AMENDED ANNUAL REPORT	05-01-2025		FI		
	AMENDED ANNUAL REPORT	04-11-2024		FI		
	REINSTATEMENT AMENDED	12-05-2023		FI		
	ADMINISTRATIVE DISSOLUTION	06-15-2023		SYS		
	AMENDED ANNUAL REPORT	05-12-2022		FI		
	AMENDED ANNUAL REPORT	03-15-2021		FI		
	ANNUAL REPORT PAYMENT	03-25-2020		SYS		
	AMENDED ANNUAL REPORT	06-11-2019		FI	Agent	
	ANNUAL REPORT PAYMENT	03-23-2018		SYS		
	ANNUAL REPORT PAYMENT	03-14-2017		SYS		
	ANNUAL REPORT PAYMENT	03-25-2016		SYS		
	ANNUAL REPORT PAYMENT	03-12-2015		SYS		
	ANNUAL REPORT PAYMENT	03-20-2014		SYS		
	AMENDED ANNUAL REPORT	03-17-2013		FI		
	AMENDED ANNUAL REPORT	03-05-2012		FI		
	ANNUAL REPORT PAYMENT	03-11-2011		SYS		
	ANNUAL REPORT PAYMENT	04-14-2010		SYS		
	ANNUAL REPORT PAYMENT	03-30-2009		SYS		
	AMNDMT TO ANNUAL RPT/INFO STATEMENT	04-16-2008		FI		
	ANNUAL REPORT PAYMENT	04-14-2008		SYS		
	ANNUAL REPORT PAYMENT	04-25-2007	04-23-2007	SYS		

	ANNUAL REPORT PAYMENT	03-24-2006		SYS		
	ANNUAL REPORT PAYMENT	04-19-2005		SYS		
	ANNUAL REPORT PAYMENT	04-12-2004		SYS		
	AMENDED ANNUAL REPORT	04-02-2003		FI		
	ARTICLES OF ORGANIZATION	04-15-2002		FI	Agent	

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**ALL POINTS
ENGINEERING & SURVEYING, INC.**

P.O. Box 767
Terrebonne, Oregon 97760
541-548-5833

TRANSMITTAL

To: Oregon Water Resources Dept
725 Summer St NE, Suite A
Salem, OR 97301-1266

Date: 6/3/2025
Attention: Transfers
RE: App for Transfer

☒ Prints ☐ Plans ☐ Plat ☐ Specifications.

Attached is a Application for Transfer on Certificates 90861, 92041, 92042, 92043 & 92044 for Owens Hay, LLC

If you have any questions, please don't hesitate to contact me.

Copies	No.	Description
1	1	App for Transfer (21 pages letter bond)
1	2	App maps (5 pages letter bond)
1	3	Consent by Landowner (1 page letter bond)
1	4	Land Use Form (2 pages letter bond)
1	5	Evidence of Use Affidavit w/aerial photo ((3 pages letter bond)
1	6	Well logs (3 pages letter bond)
1	7	Check for \$6190

Signed: _____

Received
JUN 09 2025

OWRD

14671 -

**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 # **145371**

INVOICE # _____

RECEIVED FROM: OWENS Hwy LLC

BY: _____

APPLICATION	
PERMIT	
TRANSFER	T-14671

CASH: ☐ CHECK: # 5268 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 6,190.00

1083 TREASURY 4170 WRD MISC CASH ACCT

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

4270 WRD OPERATING ACCT

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>6,190.00</u>
WELL CONSTRUCTION		
0218	WELL DRILL CONSTRUCTOR	\$
	LANDOWNER'S PERMIT	\$
	OTHER (IDENTIFY)	\$

EXAM FEE
\$
\$
\$ <u>6,190.00</u>
EXAM FEE
\$

RECORD FEE
\$
\$
LICENSE FEE
\$
\$

0536 TREASURY 0437 WELL CONST. START FEE

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

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

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

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION _____

RECEIPT: **145371**

DATED: 6-9-25 BY: LS-D Mune

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

Application for Permanent Water Right Transfer



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

Part 1 of 5 – Minimum Requirements Checklist

This transfer application will be returned if Parts 1 through 5 and all required attachments are not completed and included.

For questions, please call (503) 986-0900, and ask for Transfer Section.

Check all items included with this application. (N/A = Not Applicable)

- ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ Part 2 – Completed Transfer Application Map Checklist.
- ☒ Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the new online fee calculator at:
http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator.
- ☒ Part 4 – Completed Applicant Information and Signature.
- ☒ Part 5 – Information about Water Rights to be Transferred: **How many water rights are to be transferred? 5** List them here: **90861, 92041, 92042, 92043 & 92044**
Please include a separate Part 5 for each water right. (See instructions on page 6)
NOTE: A separate transfer application is required for each water right unless the criteria in OAR 690-380-3220 are met.

Attachments:

- ☒ Completed Transfer Application Map.
- ☒ Completed Evidence of Use Affidavit and supporting documentation.
- ☒ ☐ N/A Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land the water right is on.)
- ☐ ☒ N/A Supplemental Form D – For water rights served by or issued in the name of an irrigation district. Complete when the transfer applicant is not the irrigation district.
- ☒ ☐ N/A Oregon Water Resources Department's Land Use Information Form with approval and signature from each local land use authority in which water is to be diverted, conveyed, and/or used. Not required if water is to be diverted, conveyed, and/or used only on federal lands or if all of the following apply: a) a change in place of use only, b) no structural changes, c) the use of water is for irrigation only, and d) the use is located within an irrigation district or an exclusive farm use zone.
- ☒ ☐ N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation.
- ☐ ☐ N/A Geologist Report for a change from a surface water point of diversion to a ground water point of appropriation (well), if the proposed well is more than 500' from the surface water source and more than 1000' upstream or downstream from the point of diversion. See OAR 690-380-2130 for requirements and applicability.

(For Staff Use Only)

WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):

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

Other/Explanation _____

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

14671 -

Part 2 of 5 – Transfer Application Map

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

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

- ☒ ☐ N/A Certified Water Right Examiner (CWRE) Stamp and Original Signature. For a list of CWREs, see http://apps.wrd.state.or.us/apps/wr/cwre_license_view/. CWRE stamp and signature are not required for substitutions.
- ☒ ☐ N/A If **more than three** water rights are involved, separate maps are needed for each water right.
- ☒ Permanent quality printed with dark ink on good quality paper.
- ☒ The size of the map can be 8½ x 11 inches, 8½ x 14 inches, 11 x 17 inches, or up to 30 x 30 inches. For 30 x 30 inch maps, one extra copy is required.
- ☒ A north arrow, a legend, and scale.
- ☒ The scale of the map must be: 1 inch = 400 feet, 1 inch = 1,320 feet, the scale of the Final Proof/Claim of Beneficial Use Map (the map used when the permit was certificated), the scale of the county assessor map if the scale is not smaller than 1 inch = 1,320 feet, or a scale that has been pre-approved by the Department.
- ☒ Township, Range, Section, ¼ ¼, DLC, Government Lot, and other recognized public land survey lines.
- ☒ Tax lot boundaries (property lines) are required. Tax lot numbers are recommended.
- ☒ Major physical features including rivers and creeks showing direction of flow, lakes and reservoirs, roads, and railroads.
- ☒ Major water delivery system features from the point(s) of diversion/appropriation such as main pipelines, canals, and ditches.
- ☒ Existing place of use that includes separate hachuring for each water right, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions. If less than the entirety of the water right is being changed, a separate hachuring is needed for lands left unchanged.
- ☒ ☐ N/A Proposed place of use that includes separate hachuring for each water right, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions.
- ☒ Existing point(s) of diversion or well(s) with distance and bearing or coordinates from a recognized survey corner. This information can be found in your water right certificate or permit.
- ☒ ☐ N/A If you are proposing a change in point(s) of diversion or well(s), show the proposed location and label it clearly with distance and bearing or coordinates. If GPS coordinates are used, latitude-longitude coordinates may be expressed as either degrees-minutes-seconds with at least one digit after the decimal (example – 42°32'15.5") or degrees-decimal with five or more digits after the decimal (example – 42.53764°).

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FEE WORKSHEET for PERMANENT TRANSFER (except Substitution) JUN 09 2025

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Owens Hay, LLC		PHONE NO. 541-589-2379	ADDITIONAL CONTACT NO.
ADDRESS PO Box 746			FAX NO.
CITY Crane	STATE OR	ZIP 97732	E-MAIL hayfarmer70@gmail.com
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

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

AGENT/BUSINESS NAME Scott D Montgomery		PHONE NO. 541-548-5833	ADDITIONAL CONTACT NO. 541-420-0401
ADDRESS PO Box 767			FAX NO.
CITY Terrebonne	STATE OR	ZIP 97760	E-MAIL scott@apeands.com
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

Explain in your own words what you propose to accomplish with this transfer application, and why:
Moving place of use in the east pivot field to complete the circle. All wells are combined for each water right to improve flexibility & provide more efficiency applying water to crops.

If you need additional space, continue on a separate piece of paper and attach to the application as "Attachment 1".

Check One Box

- ☒ By signing this application, I understand that, upon receipt of the draft preliminary determination and prior to Department approval of the transfer, I will be required to provide landownership information and evidence that I am authorized to pursue the transfer as identified in OAR 690-380-4010(5); **OR**
- ☐ I affirm the applicant is a municipality as defined in ORS 540.510(3)(b) and that the right is in the name of the municipality or a predecessor; **OR**
- ☐ I affirm the applicant is an entity with the authority to condemn property and is acquiring by condemnation the property to which the water right proposed for transfer is appurtenant and have supporting documentation.

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By my signature below, I confirm that I understand:

- Prior to Department approval of the transfer application, I may be required to submit payment to the Department for publication of a notice in a newspaper with general circulation in the area where the water right is located, once per week for two consecutive weeks. If more than one qualifying newspaper is available, I suggest publishing the notice in the following newspaper: Burns Herald.
- Amendments to the application may only be made in response to the Department's Draft Preliminary Determination (DPD). The applicant will have a period of at least 30 days to amend the application to address any issues identified by the Department in the DPD, or to withdraw the application. Note that amendments may be subject to additional fees, pursuant to ORS 536.050.
- Failure to complete an approved change in place of use and/or change in character of use, will result in loss of the water right (OAR 690-380-6010).
- Refunds may only be granted upon request and, as set forth in ORS 536.050(4)(a), if the Director determines that a refund of all or part of a fee is appropriate in the interests of fairness to the public or necessary to correct an error of the Department.

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

Applicant signature

Mark Owens, Managing Member Owens Hay, LLC
Print Name (and Title if applicable)

Date

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

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

Check the following boxes that apply:

- ☒ The applicant is responsible for completion of change(s). Notices and correspondence should continue to be sent to the applicant.
- ☐ The receiving landowner will be responsible for completing the proposed change(s) after the final order is issued. Copies of notices and correspondence should be sent to this landowner.
- ☐ Both the receiving landowner and applicant will be responsible for completion of change(s). Copies of notices and correspondence should be sent to this landowner and the applicant.

At this time, are the lands in this transfer application in the process of being sold? ☐ Yes ☒ No

If YES, and you know who the new landowner will be, please complete the receiving landowner information table below. If you do not know who the new landowner will be, then a request for assignment will have to be filed for at a later date.

If a property sells, the certificated water right(s) located on the land belong to the new owner, unless a sale agreement or other document states otherwise. For more information see:
https://www.oregon.gov/owrd/WRDFormsPDF/Transfer_Property_Transactions.pdf

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

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

IRRIGATION DISTRICT NAME NA	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME NA	ADDRESS	
CITY	STATE	ZIP

 To meet State Land Use Consistency Requirements, you must list all county, city, municipal corporation, or tribal governments within whose jurisdiction water will be diverted, conveyed or used.

ENTITY NAME Harney County	ADDRESS	
CITY	STATE	ZIP

Part 5 of 5 – Water Right Information

Please use a separate Part 5 for each water right being changed. See instructions on page 6, to copy and paste additional Part 5s, or to add additional rows to tables within the form.

CERTIFICATE # 90861

Description of Water Delivery System

System capacity: 1.57 cubic feet per second (cfs) OR

_____ gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. Water is pumped from the authorized well & conveyed by buried pipe to a center pivot sprinkler that irrigates the place of use.

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Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)

(Note: If the POD/POA name is not specified on the certificate, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp	Rng	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
#1	☐ Authorized ☒ Proposed	UNK	25 S	33 E	12	NW NE	500	1150' S & 85' W from NE cor, Sec 12
#2	☐ Authorized ☒ Proposed	HARN 50931	25 S	33 E	12	NW NE	4600	990' S & 2150' W from NE cor, Sec 12
#3	☒ Authorized ☐ Proposed	HARN 1228	25 S	33 E	11	SW NE	4200	1350' S & 1875' W from NE cor, Sec 11
#4	☐ Authorized	HARN 1230	25 S	33 E	11	NE NW	4000	1300' S & 1300' E from

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

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

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

- ☒ Yes Complete only the Proposed ("to" or "on" lands) section of Table 2 on the next page. Use the "CODES" listed above to describe the proposed changes.
- ☐ No Complete all of Table 2 to describe the portion of the water right to be changed.

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For Place of Use or Character of Use Changes

Are there other water right certificates, water use permits or ground water registrations associated with the "from" or the "to" lands? ☐ Yes ☒ No

If YES, list the certificate, water use permit, or ground water registration numbers:

Pursuant to ORS 540.510, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for transfer must be included in the transfer or be cancelled. Any change to a ground water registration must be filed separately in a ground water registration modification application.

For Substitution (ground water supplemental irrigation will be substituted for surface water primary irrigation)

Ground water supplemental Permit or Certificate # _____;

Surface water primary Certificate # _____.

For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # _____

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

- ☒ Well log(s) are attached for each authorized and proposed well(s) that are clearly labeled and associated with the corresponding well(s) in Table 1 above and on the accompanying application map.

Tip: You may search for well logs on the Department's web page at:

http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

Any well(s) in this listing must be clearly tied to corresponding well(s) described in Table 1 and shown on the accompanying application map. Failure to provide the information will delay the processing of your transfer application until it is received. The information is necessary for the department to assess whether the proposed well(s) will access the same source aquifer as the authorized point(s) of appropriation (POA). The Department is prohibited by law from approving POA changes that do not access the same source aquifer.

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well: OWRD Well ID Tag No. L-____	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well - rate gpm) than f of wa
#1	Yes									

CERTIFICATE # 92041

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

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

Table 2. Description of Changes to Water Right Certificate # 90861

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

AUTHORIZED (the “from” or “off” lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.										Proposed Changes (see “CODES” from previous page)	PROPOSED (the “to” or “on” lands) The listing as it would appear AFTER PROPOSED CHANGES are made.														
Twp	Rng		Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acre	Type of USE listed on Certificate		POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp	Rng		Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acre	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date	
												APOA	25	S	33	E	12	NE	NW	4600		31.2	IR	#1 - #4	1999
												APOA	25	S	33	E	12	NW	NW	4500		31.2	IR	#1 - #4	1999
												APOA	25	S	33	E	12	SW	NW	4500		31.4	IR	#1 - #4	1999
												APOA	25	S	33	E	12	SE	NW	4600		31.4	IR	#1 - #4	1999
TOTAL ACRES:													TOTAL ACRES:								125.2				

Additional remarks: No remaining rights. Entire right affected..

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Description of Water Delivery System

System capacity: **1.16** cubic feet per second (cfs) OR
_____ gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. **Water is pumped from the authorized well & conveyed by buried pipe to a center pivot sprinkler that irrigates the place of use.**

Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)
(Note: If the POD/POA name is not specified on the certificate, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp	Rng	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
#1	☐ Authorized ☒ Proposed	UNK	25 S	33 E	12	NW NE	500	1150' S & 85' W from NE cor, Sec 12
#2	☐ Authorized ☒ Proposed	HARN 50931	25 S	33 E	12	NW NE	4600	990' S & 2150' W from NE cor, Sec 12
#3	☐ Authorized ☒ Proposed	HARN 1228	25 S	33 E	11	SW NE	4200	1350' S & 1875' W from NE cor, Sec 11
#4	☒ Authorized ☐ Proposed	HARN 1230	25 S	33 E	11	NE NW	4000	1300' S & 1300' E from NW cor, Sec 11

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

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

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

- ☒ Yes Complete only the Proposed ("to" or "on" lands) section of Table 2 on the next page. Use the "CODES" listed above to describe the proposed changes.
- ☐ No Complete all of Table 2 to describe the portion of the water right to be changed.

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

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

Table 2. Description of Changes to Water Right Certificate # 92041

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

AUTHORIZED (the “from” or “off” lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.													Proposed Changes (see “CODES” from previous page)	PROPOSED (the “to” or “on” lands) The listing as it would appear AFTER PROPOSED CHANGES are made.														
Twp	Rng		Sec		¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date		Twp	Rng		Sec		¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date		
25	S	33	E	11	NE	NW	4101		17.6	IR	#4	1975	POU/APOA	25	S	33	E	11	NE	NW	4101		23.3	IR	#1 - #4	1975		
25	S	33	E	11	NW	NW	4000		27.8	IR	#4	1975	POU/APOA	25	S	33	E	11	NW	NW	4000		21.5	IR	#1 - #4	1975		
25	S	33	E	11	SW	NW	4101		29.1	IR	#4	1975	POU/APOA	25	S	33	E	11	SW	NW	4101		23.0	IR	#1 - #4	1975		
25	S	33	E	11	SE	NW	4000		18.1	IR	#4	1975	POU/APOA	25	S	33	E	11	SE	NW	4000		24.8	IR	#1 - #4	1975		
TOTAL ACRES:									92.6						TOTAL ACRES:									92.6				

Additional remarks: No remaining rightsd. Entire right affected.

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For Place of Use or Character of Use Changes

Are there other water right certificates, water use permits or ground water registrations associated with the "from" or the "to" lands? ☐ Yes ☒ No

If YES, list the certificate, water use permit, or ground water registration numbers:

Pursuant to ORS 540.510, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for transfer must be included in the transfer or be cancelled. Any change to a ground water registration must be filed separately in a ground water registration modification application.

For Substitution (ground water supplemental irrigation will be substituted for surface water primary irrigation)

Ground water supplemental Permit or Certificate # _____;

Surface water primary Certificate # _____.

For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # _____

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

- ☒ Well log(s) are attached for each authorized and proposed well(s) that are clearly labeled and associated with the corresponding well(s) in Table 1 above and on the accompanying application map.

Tip: You may search for well logs on the Department's web page at:

http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

Any well(s) in this listing must be clearly tied to corresponding well(s) described in Table 1 and shown on the accompanying application map. Failure to provide the information will delay the processing of your transfer application until it is received. The information is necessary for the department to assess whether the proposed well(s) will access the same source aquifer as the authorized point(s) of appropriation (POA). The Department is prohibited by law from approving POA changes that do not access the same source aquifer.

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well: OWRD Well ID Tag No. L-____	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well - rate (gpm) than 1 of wa
#1										

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CERTIFICATE # 92042

Description of Water Delivery System

System capacity: **1.48** cubic feet per second (cfs) OR
 _____ gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. **Water is pumped from the authorized well & conveyed by buried pipe to a center pivot sprinkler that irrigates the place of use.**

Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)
 (Note: If the POD/POA name is not specified on the certificate, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-____)	Twp	Rng	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
#1	☐ Authorized ☒ Proposed	UNK	25 S	33 E	12	NW NE	500	1150' S & 85' W from NE cor, Sec 12
#2	☐ Authorized ☒ Proposed	HARN 50931	25 S	33 E	12	NW NE	500	990' S & 2150' W from NE cor, Sec 12
#2	☒ Authorized ☐ Proposed	HARN 1235	25 S	33 E	12	NW NE	500	1110' S & 2160' W from NE cor, Sec 12
#3	☐ Authorized ☒ Proposed	HARN 1228	25 S	33 E	11	SW NE	4200	1350' S & 1875' W from NE cor, Sec 11
#4	☐ Authorized ☒ Proposed	HARN 1230	25 S	33 E	11	NE NW	4000	1300' S & 1300' E from NW cor, Sec 11

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

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

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

- ☐ Yes Complete only the Proposed ("to" or "on" lands) section of Table 2 on the next page. Use the "CODES" listed above to describe the proposed changes.
- ☒ No Complete all of Table 2 to describe the portion of the water right to be changed.

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

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

Table 2. Description of Changes to Water Right Certificate # 92042

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

AUTHORIZED (the “from” or “off” lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.											Proposed Changes (see “CODES” from previous page)	PROPOSED (the “to” or “on” lands) The listing as it would appear AFTER PROPOSED CHANGES are made.														
Twp	Rng		Sec		¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate		POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp	Rng		Sec		¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date
25	S	33	E	12	NE	NE	500,200,300		30.9	IR	#2	1975	POU/APOA POA	25	S	33	E	12	NE	NE	500,200,300		28.9	IR	#1 - #4	1976
25	S	33	E	12	NW	NE	500,600		25.3	IR	#2	1975	POU/APOA POA	25	S	33	E	12	NW	NE	500,600		30.2	IR	#1 - #4	1976
25	S	33	E	12	SW	NE	500		31.6	IR	#2	1975	POU/APOA POA	25	S	33	E	12	SW	NE	500		30.3	IR	#1 - #4	1976
25	S	33	E	12	SE	NE	500,700		30.6	IR	#2	1975	POU/APOA POA	25	S	33	E	12	SE	NE	500,700		29.0	IR	#1 - #4	1976
TOTAL ACRES:									118.4					TOTAL ACRES:									118.4			

Additional remarks: POA 2 changing from Gillespie (HARN 1235) to 4J (HARN 50931). No remaining right. Entire right affected..

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For Place of Use or Character of Use Changes

Are there other water right certificates, water use permits or ground water registrations associated with the "from" or the "to" lands? ☐ Yes ☒ No

If YES, list the certificate, water use permit, or ground water registration numbers:

Pursuant to ORS 540.510, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for transfer must be included in the transfer or be cancelled. Any change to a ground water registration must be filed separately in a ground water registration modification application.

For Substitution (ground water supplemental irrigation will be substituted for surface water primary irrigation)

Ground water supplemental Permit or Certificate # _____;

Surface water primary Certificate # _____.

For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # _____

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

- ☒ Well log(s) are attached for each authorized and proposed well(s) that are clearly labeled and associated with the corresponding well(s) in Table 1 above and on the accompanying application map.

Tip: You may search for well logs on the Department's web page at:

http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

Any well(s) in this listing must be clearly tied to corresponding well(s) described in Table 1 and shown on the accompanying application map. Failure to provide the information will delay the processing of your transfer application until it is received. The information is necessary for the department to assess whether the proposed well(s) will access the same source aquifer as the authorized point(s) of appropriation (POA). The Department is prohibited by law from approving POA changes that do not access the same source aquifer.

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well: OWRD Well ID Tag No. L-____	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well - rate gpm) than 1 of wai
#1	Yes									

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Description of Water Delivery System

System capacity: **0.55** cubic feet per second (cfs) OR
 _____ gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. **Water is pumped from the authorized wells & conveyed by buried pipe to center pivot sprinklers that irrigate the place of use.**

Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)
 (Note: If the POD/POA name is not specified on the certificate, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp	Rng	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
#1	☐ Authorized ☒ Proposed	UNK	25 S	33 E	12	NW NE	500	1150' S & 85' W from NE cor, Sec 12
#2	☐ Authorized ☒ Proposed	HARN 50931	25 S	33 E	12	NW NE	4600	1110' S & 2160' W from NE cor, Sec 12
#3	☒ Authorized ☐ Proposed	HARN 1228	25 S	33 E	11	SW NE	4200	1350' S & 1875' W from NE cor, Sec 11
#4	☐ Authorized ☐ Proposed	HARN 1230	25 S	33 E	11	NE NW	4000	1300' S & 1300' E from NW cor, Sec 11

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

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

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

- ☐ Yes Complete only the Proposed ("to" or "on" lands) section of Table 2 on the next page. Use the "CODES" listed above to describe the proposed changes.
- ☒ No Complete all of Table 2 to describe the portion of the water right to be changed.

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

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

Table 2. Description of Changes to Water Right Certificate # 92043

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

AUTHORIZED (the “from” or “off” lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.													Proposed Changes (see “CODES” from previous page)	PROPOSED (the “to” or “on” lands) The listing as it would appear AFTER PROPOSED CHANGES are made.												
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp	Rng	Sec		¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date						
25	S	33	E 11	NW	NE	4101		7.7	IR	#3 & 4	1977	POU/APOA	25	S	33	E 11	NE	NE	4200		4.4	IR	#1 - #4	1977		
25	S	33	E 11	SW	NE	4101		9.8	IR	#3 & 4	1977	POU/APOA	25	S	33	E 11	NW	NE	4200		4.3	IR	#1 - #4	1977		
25	S	33	E 11	NE	NW	4101		12.4				POU/APOA	25	S	33	E 11	SW	NW	4200		4.4	IR	#1 - #4	1977		
25	S	33	E 11	SW	NW	4101		0.3	IR	#3 & 4	1977	POU/APOA	25	S	33	E 11	SE	NW	4200		4.4	IR	#1 - #4	1977		
25	S	33	E 11	SE	NW	4101		13.6	IR	#3 & 4	1977	POU/APOA	25	S	33	E 11	NE	NW	4101		6.5	IR	#1 - #4	1977		
												POU/APOA	25	S	33	E 11	NW	NW	4000		6.6	IR	#1 - #4	1977		
												POU/APOA	25	S	33	E 11	SW	NW	4000		6.6	IR	#1 - #4	1977		
												POU/APOA	25	S	33	E 11	SE	NW	4101		6.6	IR	#1 - #4	1977		
TOTAL ACRES:						43.8							TOTAL ACRES:						43.8							

Additional remarks:No remaining right. Entire right affected..

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For Place of Use or Character of Use Changes

Are there other water right certificates, water use permits or ground water registrations associated with the "from" or the "to" lands? ☐ Yes ☒ No

If YES, list the certificate, water use permit, or ground water registration numbers:

Pursuant to ORS 540.510, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for transfer must be included in the transfer or be cancelled. Any change to a ground water registration must be filed separately in a ground water registration modification application.

For Substitution (ground water supplemental irrigation will be substituted for surface water primary irrigation)

Ground water supplemental Permit or Certificate # _____;

Surface water primary Certificate # _____.

For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # _____

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

- ☒ Well log(s) are attached for each authorized and proposed well(s) that are clearly labeled and associated with the corresponding well(s) in Table 1 above and on the accompanying application map.

Tip: You may search for well logs on the Department's web page at:

http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

Any well(s) in this listing must be clearly tied to corresponding well(s) described in Table 1 and shown on the accompanying application map. Failure to provide the information will delay the processing of your transfer application until it is received. The information is necessary for the department to assess whether the proposed well(s) will access the same source aquifer as the authorized point(s) of appropriation (POA). The Department is prohibited by law from approving POA changes that do not access the same source aquifer..

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well: OWRD Well ID Tag No. L-____	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well - rate gpm) than 1 of wai
#1	Yes									

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CERTIFICATE # 92044

Description of Water Delivery System

System capacity: **1.27** cubic feet per second (cfs) OR

_____ gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. **Water is pumped from the authorized wells & conveyed by buried pipes to a center pivot swprinkler that irrigates the place of use.**

Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)

(Note: If the POD/POA name is not specified on the certificate, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp	Rng	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
#1	☐ Authorized ☒ Proposed	UNK	25 S	33 E	12	NW NE	500	1150' S & 85' W from NE cor, Sec 12
#2	☐ Authorized ☒ Proposed	HARN 50931	25 S	33 E	12	NW NE	4600	1110' S & 2160' W from NE cor, Sec 12
#3	☒ Authorized ☐ Proposed	HARN 1228	25 S	33 E	11	SW NE	4200	1350' S & 1875' W from NE cor, Sec 11
#4	☒ Authorized ☐ Proposed	HARN 1230	25 S	33 E	11	NE NW	4000	1300' S & 1300' E from NW cor, Sec 11

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

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

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

- ☐ Yes Complete only the Proposed ("to" or "on" lands) section of Table 2 on the next page. Use the "CODES" listed above to describe the proposed changes.
- ☒ No Complete all of Table 2 to describe the portion of the water right to be changed.

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

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

Table 2. Description of Changes to Water Right Certificate # 92044

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

AUTHORIZED (the “from” or “off” lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.											Proposed Changes (see “CODES” from previous page)	PROPOSED (the “to” or “on” lands) The listing as it would appear AFTER PROPOSED CHANGES are made.														
Twp	Rng		Sec		¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate		POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp	Rng		Sec		¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date
25	S	33	E	11	NE	NE	4200		29.1				POU/APOA	25	S	33	E	11	NE	NE	4200		24.7	IR	#1 - #4	1980
25	S	33	E	11	NW	NE	4101 4200		21.3				POU/APOA	25	S	33	E	11	NW	NE	4101 4200		24.7	IR	#1 - #4	1980
25	S	33	E	11	SW	NE	4101 4200		20.8				POU/APOA	25	S	33	E	11	SW	NE	4101 4200		26.2	IR	#1 - #4	1980
25	S	33	E	11	SE	NE	4200		30.7				POU/APOA	25	S	33	E	11	SE	NE	4200		26.3	IR	#1 - #4	1980
TOTAL ACRES:									101.9					TOTAL ACRES:									101.9			

Additional remarks:No remaining right. Entire right affected.

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For Place of Use or Character of Use Changes

Are there other water right certificates, water use permits or ground water registrations associated with the "from" or the "to" lands? ☐ Yes ☒ No

If YES, list the certificate, water use permit, or ground water registration numbers: _____.



Pursuant to ORS 540.510, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for transfer must be included in the transfer or be cancelled. Any change to a ground water registration must be filed separately in a ground water registration modification application.

For Substitution (ground water supplemental irrigation will be substituted for surface water primary irrigation)

Ground water supplemental Permit or Certificate # _____;

Surface water primary Certificate # _____.

For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # _____

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

- ☒ Well log(s) are attached for each authorized and proposed well(s) that are clearly labeled and associated with the corresponding well(s) in Table 1 above and on the accompanying application map.

Tip: You may search for well logs on the Department's web page at:

http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx

AND/OR

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

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Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well: OWRD Well ID Tag No. L-____	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well-specific rate (cfs or gpm). If less than full rate of water right
#1	Yes									

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14671 -

Application for Water Right Transfer



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

Consent by Deeded Landowner

State of Oregon)
)ss
County of Harney)

I Elsie Keppinger in my capacity as Deeded Landowner
mailing address 4940 Wallace Rd, NW, Salem, OR 97304
telephone number 503-857-7160 ^(daughter), duly sworn depose and say that I
consent to the proposed change(s) to Water Right Certificate Number 92042
described in a Water Right Transfer Application, (T-) submitted by Owens Hay, LLC
on the property in tax lot number(s) 600,
Section 25S33E12,

W.M., located at Crane, OR
(site address)

Elsie Keppinger
Signature of Affiant

05/21/25
Date

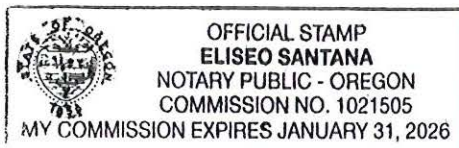
Signature of Affiant

Date

Subscribed and Sworn to before me this 21 day of May, 20 25.

[Signature]
Notary Public for Oregon

My commission expires 01-31-2026.



Land Use Information Form



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

NAME Owens Hay, LLC				PHONE 541-589-2379	
MAILING ADDRESS PO Box 746					
CITY Crane		STATE OR	ZIP 97732	EMAIL hayfarmer70@gmail.com	

A. Land and Location

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

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/ RR-5)	Water to be:			Proposed Land Use:
25S	33E	11	NE NW	4101	EFU	☐ Diverted	☒ Conveyed	☒ Used	Farming
25S	33E	11	NW NW	4000	EFU	☒ Diverted	☒ Conveyed	☒ Used	Farming
25S	33E	11	SW NW	4101	EFU	☐ Diverted	☐ Conveyed	☒ Used	Farming
25S	33E	11	SE NW	4000	EFU	☐ Diverted	☒ Conveyed	☒ Used	Farming
25S	33E	11	NE NE	4200	EFU	☐ Diverted	☒ Conveyed	☒ Used	Farming
25S	33E	11	NW NE	4101/4200	EFU	☐ Diverted	☒ Conveyed	☒ Used	Farming
25S	33E	11	SW NE	4200	EFU	☒ Diverted	☒ Conveyed	☒ Used	Farming
25S	33E	11	SE NE	4200	EFU	☐ Diverted	☒ Conveyed	☒ Used	Farming
25S	33E	12	NE NW	4600	EFU	☐ Diverted	☒ Conveyed	☒ Used	Farming
25S	33E	12	NW NW	4500	EFU	☐ Diverted	☒ Conveyed	☒ Used	Farming
25S	33E	12	SW NW	4500	EFU	☐ Diverted	☒ Conveyed	☒ Used	Farming
25S	33E	12	SE NW	4600	EFU	☐ Diverted	☐ Conveyed	☒ Used	Farming
25S	33E	12	NE NE	500,200,300	EFU	☒ Diverted	☒ Conveyed	☒ Used	Farming
25S	33E	12	NW NE	500,600	EFU	☒ Diverted	☒ Conveyed	☒ Used	Farming
25S	33E	12	SW NE	500	EFU	☐ Diverted	☐ Conveyed	☒ Used	Farming
25S	33E	12	SE NE	500,700	EFU	☐ Diverted	☐ Conveyed	☒ Used	Farming

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

Harney

NOTE: A separate Land Use Information Form must be completed and submitted for each county and city, as applicable.

B. Description of Proposed Use

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

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

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

Estimated quantity of water needed: 6.03 ☒ cubic feet per second ☐ gallons per minute ☐ acre-feet

Intended use of water: ☒ Irrigation ☐ Commercial ☐ Industrial ☐ Domestic for _____ household(s)
 ☐ Municipal ☐ Quasi-Municipal ☐ Instream ☐ Other _____

Briefly describe:

Water user proposes to combine all irrigation wells together to irrigate all 4 pivot fields.

Note to applicant: For new water right applications only, if the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt on the bottom of page 4 and include it with the application filed with the Oregon Water Resources Department.

See Page 4 ➔

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JUN 09 2025
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For Local Government Use Only

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

Please check the appropriate box below and provide the requested information

☒ Land uses to be served by the proposed water use(s), including proposed construction, are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): FELV-2 AC20 3.020

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

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

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

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JUN 09 2025
OWRD

Name: Bryan W McMullen Title: Planning Director
 Signature: [Signature] Date: 11/4/2025
 Governmental Entity: Harney County Phone: (541) 573-6655

Receipt Acknowledging Request for Land Use Information

Note to Local Government Representative:

Please complete this form and return it to the applicant. For new water right applications only, if you are unable to complete this form while the applicant waits, you may complete this receipt and return it to the applicant. If you sign the receipt, you will have 30 days from the date of OWRD's Public Notice of the application to submit the completed Land Use Information Form to Oregon Water Resources Department. Please note while OWRD can accept a signed receipt as part of intake for an application for a new permit to use or store water, a completed Land Use Information Form is required for all other applications.

Applicant Name: _____
 Staff Name: _____ Title: _____
 Staff Signature: _____ Date: _____
 Governmental Entity: _____ Phone: _____

Application for Water Right Transfer Evidence of Use Affidavit



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

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

State of Oregon)
) ss

County of HARNEY

I, SAM REDDING, in my capacity as FARM MANAGER,

mailing address P.O. Box 814, CRANE, OR 97732

telephone number (541)589-4294, being first duly sworn depose and say:

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

☒ Personal observation

☐ Professional expertise

2. I attest that:

☒ Water was used during the previous five years on the **entire** place of use for
Certificates # 90861, 92041, 92042, 92043, & 92044; OR

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

Certificate #	Township	Range	Mer	Sec	¼ ¼	Gov't Lot or DLC	Acres (if applicable)

OR

☐ Confirming Certificate # has been issued within the past five years; OR

☐ Part or all of the water right was leased instream at some time within the last five years. The
instream lease number is: (Note: If the entire right proposed for
transfer was not leased, additional evidence of use is needed for the portion not leased instream.); OR

☐ The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use
would be rebutted under ORS 540.610(2) is attached.

☐ Water has been used at the actual current point of diversion or appropriation for more than
10 years for Certificate # (For Historic POD/POA Transfers)

(continues on reverse side)

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

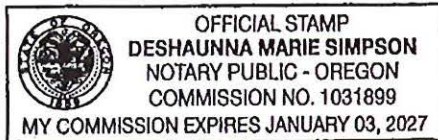
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4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

Sam Redding
Signature of Affiant

6-3-2025
Date

Signed and sworn to (or affirmed) before me this 3 day of June, 2025



Deshaunna Marie Simpson
Notary Public for Oregon

My Commission Expires: 1-3-2027

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

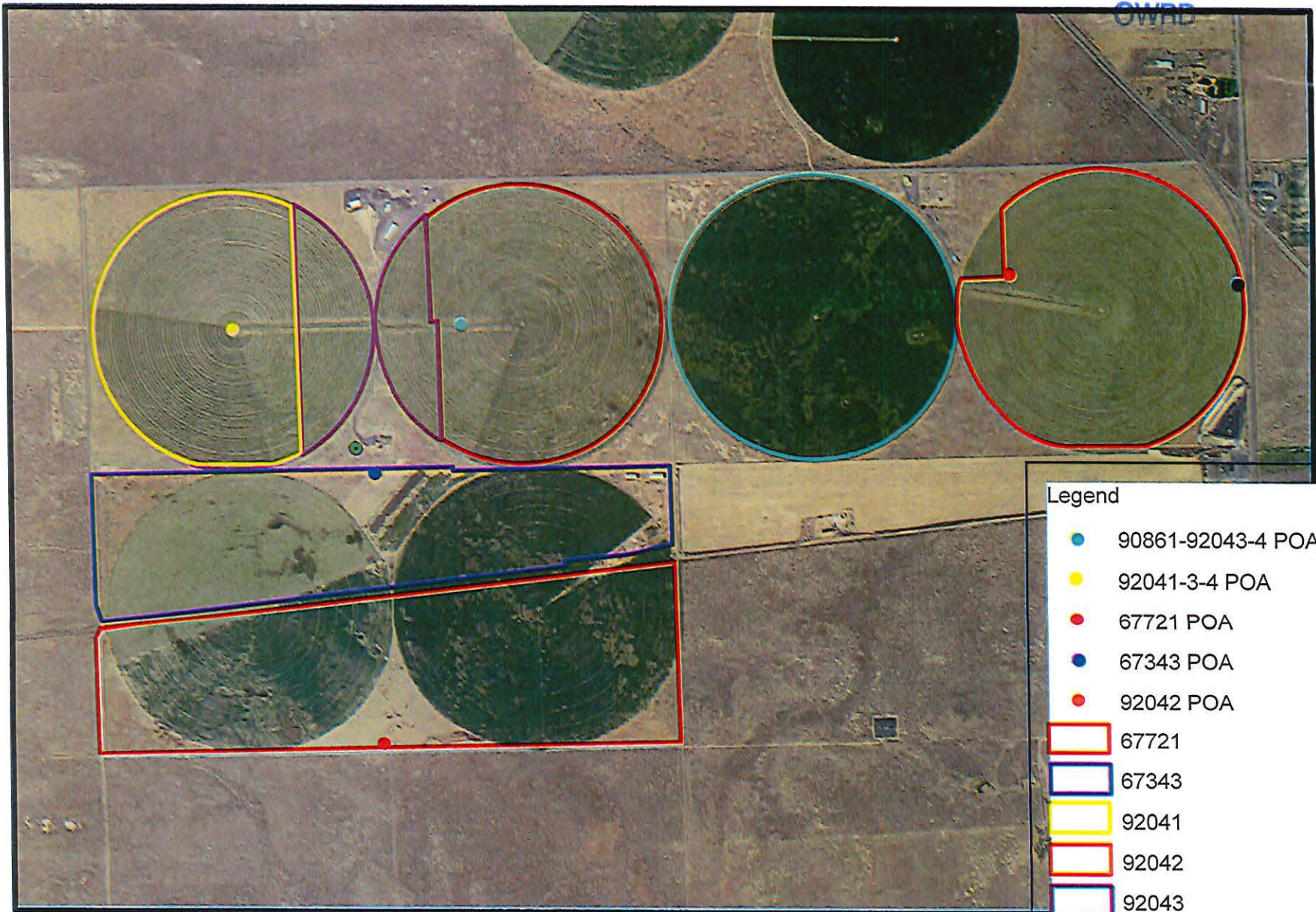
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T25S R 33E, W.M.

2020 aerial imagery from NRCS Gateway website imported into ArcMap GIS software in statewide Lambert projection.

Received
JUN 09 2025

OWND



0 0.25 0.5 1 Miles

14671 -

NOTICE TO WATER WELL CONTRACTOR

The original and first copy of this report
are to be filed with the

RECEIVED WATER WELL REPORT

WATER RESOURCES DEPARTMENT,

SALEM, OREGON 97310

within 30 days from the date

of well completion.

WATER RESOURCES DEPT

SALEM, OREGON

JUN 5 1980 (Please type or print)

(Do not write above this line)

State Well No. 253/33E-11CB

State Permit No.

(1) OWNER:

Name Joseph A. Harvich
Address ST RT 2 151 New Water RD
BURNS, OREGON 97720

(2) TYPE OF WORK (check):

New Well ☒ Deepening ☐ Reconditioning ☐ Abandon ☐

If abandonment, describe material and procedure in Item 12.

(3) TYPE OF WELL:

Rotary ☐ Driven ☐
Jetted ☐
Bored ☐

(4) PROPOSED USE (check):

Domestic ☐ Industrial ☐ Municipal ☐
Irrigation ☒ Test Well ☐ Other ☐

(5) CASING INSTALLED:

Threaded ☐ Welded ☒

12" Diam. from 0 ft. to 13.5 ft. Gage 250
" Diam. from ft. to ft. Gage
" Diam. from ft. to ft. Gage

(6) PERFORATIONS:

Perforated? ☐ Yes ☒ No.

Type of perforator used

Size of perforations in. by in.
perforations from ft. to ft.
perforations from ft. to ft.
perforations from ft. to ft.

(7) SCREENS:

Well screen installed? ☐ Yes ☒ No

Manufacturer's Name
Type Model No.
Diam. Slot size Set from ft. to ft.
Diam. Slot size Set from ft. to ft.

(8) WELL TESTS:

Drawdown is amount water level is lowered below static level

a pump test made? ☒ Yes ☐ No If yes, by whom? Driller
Yield: 1438 gal./min. with 38 ft. drawdown after 4 hrs.

" " " " " "
" " " " " "

Ver test gal./min. with ft. drawdown after hrs.
Artesian flow g.p.m.

Temperature of water 61° Depth artesian flow encountered ft.

(9) CONSTRUCTION:

Well seal—Material used CEMENT GROUT
Well sealed from land surface to 25 ft.
Diameter of well bore to bottom of seal 16 in.
Diameter of well bore below seal 12 in.
Number of sacks of cement used in well seal 31 sacks
How was cement grout placed? TECHNICAL PIPE AND
PRESSURE GROUT PUMP PLACED FROM
BOTTOM UPWARDLY

Was a drive shoe used? ☒ Yes ☐ No Plugs Size: location ft.Did any strata contain unusable water? ☐ Yes ☒ No

Type of water? depth of strata

Method of sealing strata off

Was well gravel packed? ☐ Yes ☒ No Size of gravel:

Gravel placed from ft. to ft.

(10) LOCATION OF WELL:

County HASSEL Driller's well number
N 1/4 Sec 11 T. 25S. R. 33E W.M.
Bearing and distance from section or subdivision corner
2400' N 1120' E From SW Corner
Sec 11

(11) WATER LEVEL: Completed well.

Depth at which water was first found 19 ft.
Static level 22 ft. below land surface. Date 5-29-80
Artesian pressure lbs. per square inch. Date

(12) WELL LOG:

Diameter of well below casing 12"Depth drilled 300 ft. Depth of completed well 300 ft.

Formation: Describe color, texture, grain size and structure of materials; and show thickness and nature of each stratum and aquifer penetrated, with at least one entry for each change of formation. Report each change in position of Static Water Level and indicate principal water-bearing strata.

MATERIAL	From	To	SWL
Soil	0	11	0
Clay BROWN	4	19	0
Gravel MED	19	20	19
Clay Blue	20	125	19
SANDSTONE	125	126	19
Clay Stone Blue	126	130	19
Clay Green	130	155	19
Rock Black	155	162	19
SANDSTONE	162	183	19
Rock Black	183	200	19
SANDSTONE	200	212	19
Pumice Gray	212	225	22
Clay Blue	225	230	22
SANDSTONE	230	240	22
Gravel MED	240	243	22
SANDSTONE	243	260	22
Pumice	260	292	22
Clay white	292	300	22

Work started 5-5 19 80 Completed 5-28 19 80Date well drilling machine moved off of well 5-29 19 80

Drilling Machine Operator's Certification:

This well was constructed under my direct supervision. Materials used and information reported above are true to my best knowledge and belief.

[Signed] Larry Z. Root Date 6-2, 19 80
(Drilling Machine Operator)

Drilling Machine Operator's License No. 1173

Water Well Contractor's Certification:

This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.

Name Larry Root and Son's
(Person, firm or corporation) (Type or print)

Address ST RT 2 14692 HWY 20 BURNS, OR 97720

[Signed] Larry Z. Root
(Water Well Contractor)

Contractor's License No. 781 Date 6-2

(USE ADDITIONAL SHEETS IF NECESSARY)

14671-

NOTICE TO WATER WELL CONTRACTOR
The original and first copy
of this report are to be
filed with the

STATE ENGINEER, SALEM, OREGON 97310
within 30 days from the date
of well completion.

WATER WELL REPORT

STATE OF OREGON

(Please type or print)

NOV - 4 1975

(Do not write above this line)

RECEIVED

JUN 16 1975

STATE ENGINEER

SALEM, OREGON

State Well No. 255/33E-11

State Permit No. 1142N 1230

WATER RESOURCES DEPT.

(1) OWNER:

SALEM, OREGON

Name John Rankin

Address Box 255

Jamestown, Colo. 80455

(2) TYPE OF WORK (check):

New Well ☒ Deepening ☐ Reconditioning ☐ Abandon ☐

If abandonment, describe material and procedure in Item 12.

(3) TYPE OF WELL:

(4) PROPOSED USE (check):

Rotary ☐ Driven ☐ Domestic ☐ Industrial ☐ Municipal ☐
Cable ☒ Jetted ☐ Irrigation ☒ Test Well ☐ Other ☐
Dug ☐ Bored ☐

CASING INSTALLED:

Threaded ☐ Welded ☒

12" Diam. from 0 ft. to 115 1/2 ft. Gage 250

" Diam. from ft. to ft. Gage

" Diam. from ft. to ft. Gage

PERFORATIONS:

Perforated? ☐ Yes ☒ No

Type of perforator used

Size of perforations in. by in.

perforations from ft. to ft.

perforations from ft. to ft.

perforations from ft. to ft.

(7) SCREENS:

Well screen installed? ☐ Yes ☒ No

Manufacturer's Name

Type Model No.

Diam. Slot size Set from ft. to ft.

Diam. Slot size Set from ft. to ft.

(8) WELL TESTS:

Drawdown is amount water level is lowered below static level

Was a pump test made? ☒ Yes ☐ No If yes, by whom? self

Yield: 1200 gal./min. with 37 ft. drawdown after 3 hrs.

" " "

" " "

Bailer test gal./min. with ft. drawdown after hrs.

Artesian flow g.p.m.

Temperature of water 56 Depth artesian flow encountered ft.

(9) CONSTRUCTION:

Well seal—Material used cement

Well sealed from land surface to 20 ft.

Diameter of well bore to bottom of seal 16 in.

Diameter of well bore below seal 12 in.

Number of sacks of cement used in well seal 12 sacks

Number of sacks of bentonite used in well seal sacks

Brand name of bentonite

Number of pounds of bentonite per 100 gallons

of water lbs./100 gals.

Was a drive shoe used? ☒ Yes ☐ No Plugs Size: location ft.

Did any strata contain unusable water? ☐ Yes ☒ No

Type of water? depth of strata

Method of sealing strata off

Was well gravel packed? ☐ Yes ☒ No Size of gravel:

Gravel placed from ft. to ft.

(10) LOCATION OF WELL:

County Harney

Driller's well number

N.E 1/4 N.W 1/4 Section 11 T. 25S R. 33E W.M.

Bearing and distance from section or subdivision corner

(11) WATER LEVEL: Completed well.

Depth at which water was first found 30 ft.

Static level 15 ft. below land surface. Date 5/9/75

Artesian pressure lbs. per square inch. Date

(12) WELL LOG:

Diameter of well below casing 12

Depth drilled 225 ft. Depth of completed well 225 ft.

Formation: Describe color, texture, grain size and structure of materials; and show thickness and nature of each stratum and aquifer penetrated, with at least one entry for each change of formation. Report each change in position of Static Water Level and indicate principal water-bearing strata.

MATERIAL	From	To	SWL
Top Soil	0	10	0
Clay (yellow)	10	30	0
Clay (blue)	30	75	30
Clay (black)	75	85	30
Clay (gray)	85	90	30
Clay (green)	90	114	30
Sandstone (corse)	114	170	20
Cinderstone (black)	170	220	15
Clay & cinders (green)	220	225	15

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Work started 4/28 1975 Completed 5/9 1975

Date well drilling machine moved off of well 5/10 1975

Drilling Machine Operator's Certification:

This well was constructed under my direct supervision. Materials used and information reported above are true to my best knowledge and belief.

[Signed] Date 5/10, 1975.

(Drilling Machine Operator)

Drilling Machine Operator's License No. 269

Water Well Contractor's Certification:

This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.

Name John Rossberg (Person, firm or corporation) (Type or print)

Address P.O. Box 787

[Signed] Date 5/10, 1975.

(Water Well Contractor)

Contractor's License No. 272 Date 5/10, 1975

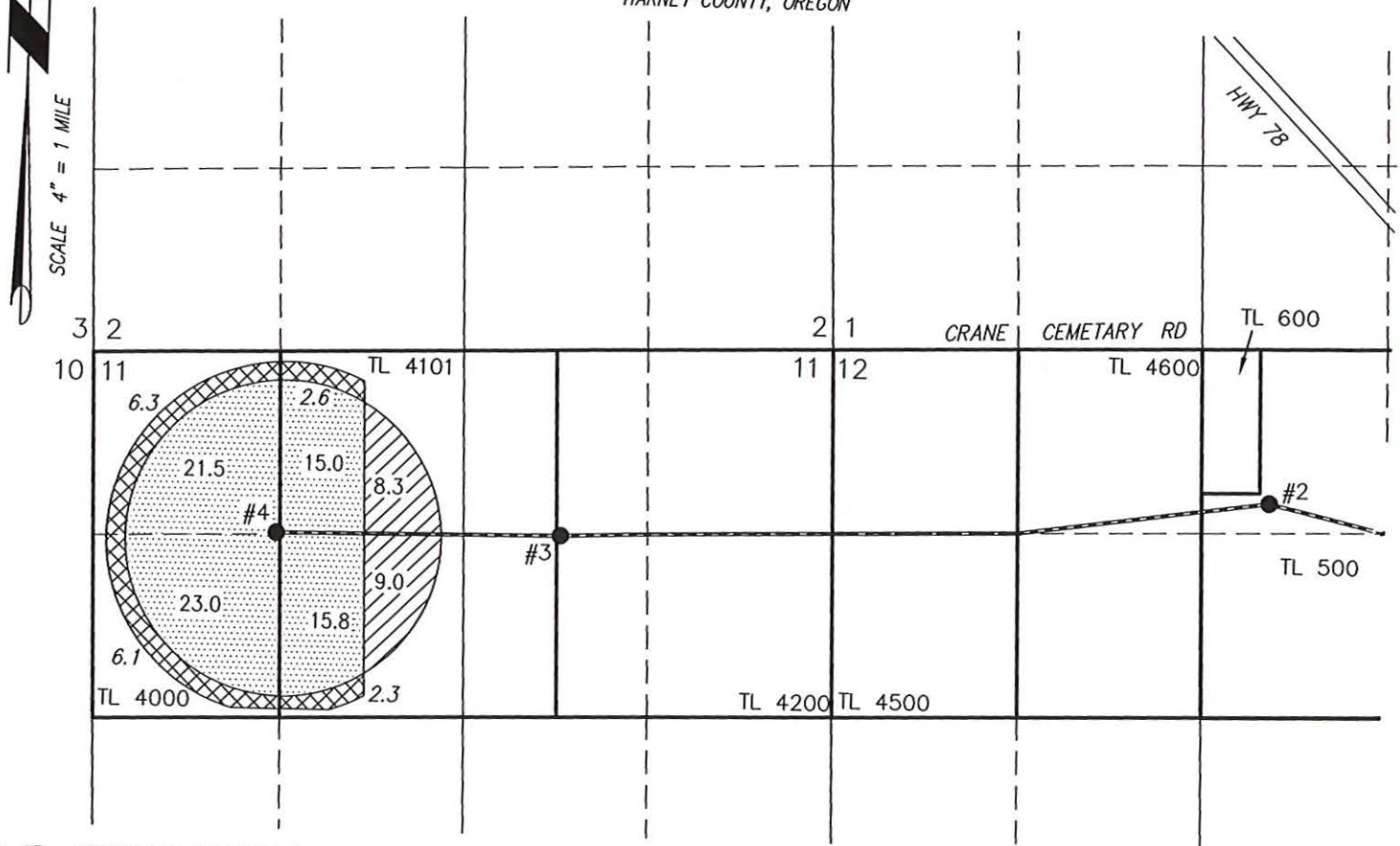
(USE ADDITIONAL SHEETS IF NECESSARY)

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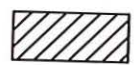
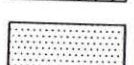
MAP TO ACCOMPANY APPLICATION TO CHANGE PLACE OF USE AND ADD POINTS OF APPROPRIATION TO CERTIFICATE 92041 FOR OWENS HAY, LLC

TAX LOTS 200, 300, 500, 700, 4000, 4101, 4200, 4500, & 4600
IN SECTIONS 11 & 12, TOWNSHIP 25 SOUTH, RANGE 33 EAST, W.M.
HARNEY COUNTY, OREGON



- #3 PROPOSED HARRSCH (HARN 1228)
LOCATED 1350' SOUTH & 1875' WEST
FROM NE COR SECTION 11
- #4 AUTHORIZED RANKIN (HARN 1230)
LOCATED 1300' SOUTH & 1300' EAST
FROM NW COR SECTION 11

- #1 PROPOSED ROSSBERG (UNKNOWN)
LOCATED 1150' SOUTH & 85' WEST
FROM NE COR SECTION 12
SEE SHEETS 2 & 5
- #2 PROPOSED 4J (HARN 50931)
LOCATED 990' SOUTH & 2150' WEST
FROM NE COR SECTION 12

-  17.3 ACRES IR ON FROM PERMIT G-6374
(12/1975), AS SHOWN.
-  17.3 ACRES IR OFF FROM PERMIT G-6374
(12/1975), AS SHOWN.
-  75.3 ACRES IR REMAIN FROM PERMIT
G-6374 (12/1975), AS SHOWN.

THIS MAP IS FOR THE PURPOSE OF
LOCATING A WATER RIGHT ONLY
AND HAS NO INTENT TO PROVIDE
LEGAL DIMENSIONS OR THE
LOCATION OF PROPERTY LINES.



SHEET 1 OF 5

RENEWAL DATE: 12/31/2024

PROJECT No. 24-064

PREPARED AT THE REQUEST OF:

OWENS HAY, LLC
P.O. BOX 746
CRANE, OR 97732

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JUN 09 2025
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& SURVEYING, INC.



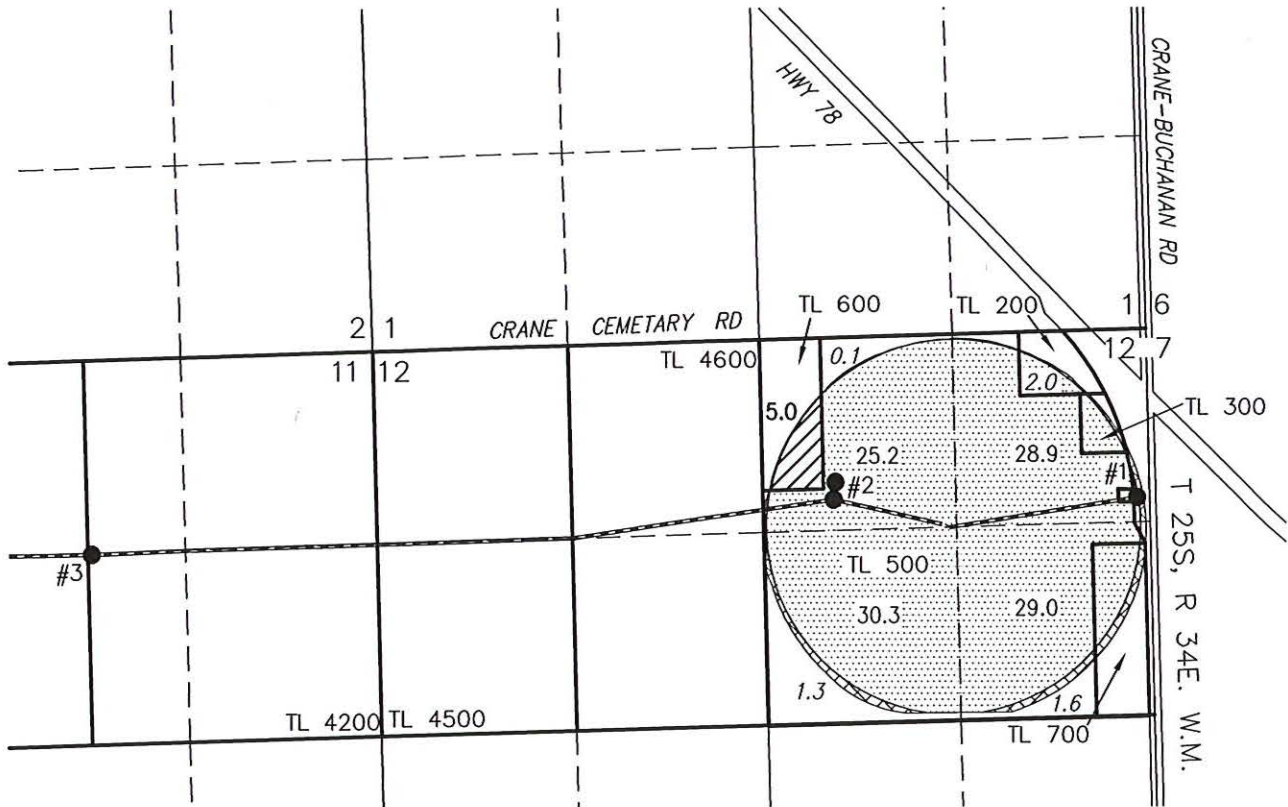
P.O. BOX 767
TERREBONNE, OREGON 97760
(541) 548-5833 PH
scott@apeands.com
www.APEandS.com

14671-

MAP TO ACCOMPANY APPLICATION TO CHANGE PLACE OF USE AND CHANGE AND ADD POINTS OF APPROPRIATION TO CERTIFICATE 92042 FOR OWENS HAY, LLC

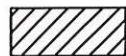
TAX LOTS 200, 300, 500, 600, 700, 4000, 4101, 4200, 4500, & 4600
IN SECTIONS 11 & 12, TOWNSHIP 25 SOUTH, RANGE 33 EAST, W.M.
HARNEY COUNTY, OREGON

SCALE 4" = 1 MILE



● #3 PROPOSED HARRSCH (HARN 1228)
LOCATED 1350' SOUTH & 1875' WEST
FROM NE COR SECTION 11

● #4 PROPOSED RANKIN (HARN 1230)
LOCATED 1300' SOUTH & 1300' EAST
FROM NW COR SECTION 11
SEE SHEETS 1, 3, & 4



5.0 ACRES IR ON FROM PERMIT
G-7024 (10/1976), AS SHOWN.



5.0 ACRES IR OFF FROM PERMIT
G-7024 (10/1976), AS SHOWN.



113.4 ACRES IR REMIAN FROM PERMIT
G-7024 (10/1976), AS SHOWN.

● #1 PROPOSED ROSSBERG (UNKNOWN)
LOCATED 1150' SOUTH & 85' WEST
FROM NE COR SECTION 12

● #2 AUTHORIZED GILLESPIE (HARN 1235)
LOCATED 990' SOUTH & 2150' WEST
FROM NE COR SECTION 12
PROPOSED 4J (HARN 50931)
LOCATED 1110' SOUTH & 2160 WEST
FROM NE COR SECTION 12

THIS MAP IS FOR THE PURPOSE OF LOCATING A WATER RIGHT ONLY AND HAS NO
INTENT TO PROVIDE LEGAL DIMENSIONS OR THE LOCATION OF PROPERTY LINES.

SHEET 2 OF 5



RENEWAL DATE: 12/31/2024

PROJECT No. 24-064

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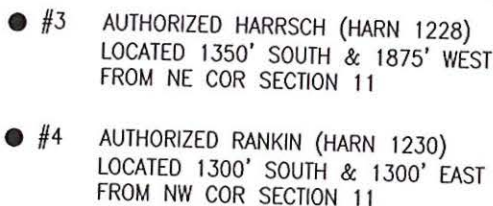
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TAX LOTS 200, 300, 500, 700, 4000, 4101, 4200, 4500, & 4600
IN SECTIONS 11 & 12, TOWNSHIP 25 SOUTH, RANGE 33 EAST, W.M.
HARNEY COUNTY, OREGON



- #1 PROPOSED ROSSBERG (UNKNOWN)
LOCATED 1150' SOUTH & 85' WEST
FROM NE COR SECTION 12
SEE SHEETS 2 & 5
- #2 PROPOSED 4J (HARN 50931)
LOCATED 990' SOUTH & 2150' WEST
FROM NE COR SECTION 12

 35.1 ACRES IR ON FROM PERMIT
G-7076 (1/1977), AS SHOWN.

 35.1 ACRES IR OFF FROM PERMIT
G-7076 (1/1977), AS SHOWN.

 8.7 ACRES IR REMAIN FROM PERMIT
G-7076 (1/1977), AS SHOWN.

THIS MAP IS FOR THE PURPOSE OF LOCATING A WATER RIGHT ONLY AND HAS NO INTENT TO PROVIDE LEGAL DIMENSIONS OR THE LOCATION OF PROPERTY LINES.

SHEET 3 OF 5



RENEWAL DATE: 12/31/2024

PROJECT No. 24-064

PREPARED AT THE REQUEST OF:

OWENS HAY, LLC
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JUN 09 2025

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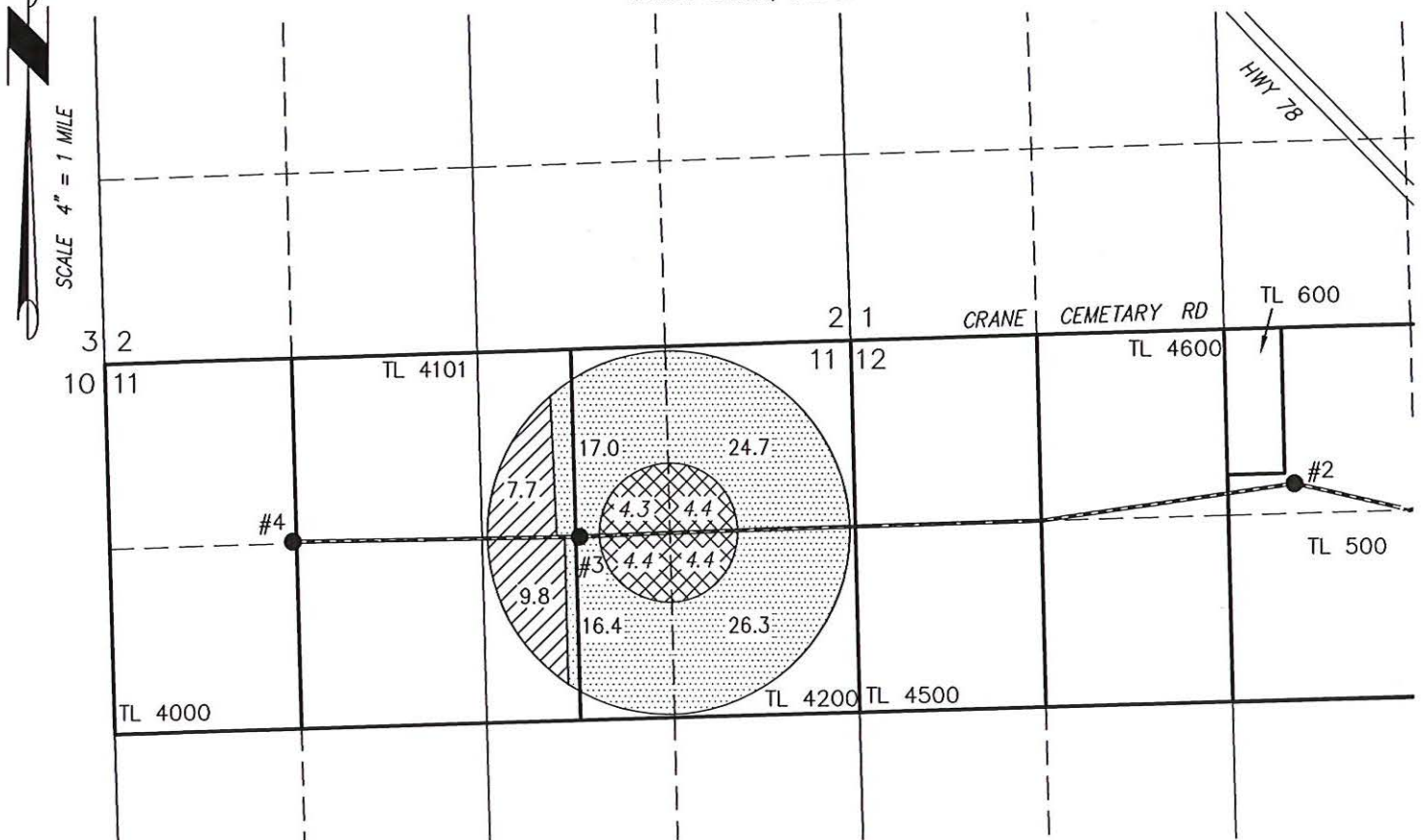


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MAP TO ACCOMPANY APPLICATION TO CHANGE PLACE OF USE AND ADD POINTS OF APPROPRIATION TO CERTIFICATE 92044 FOR OWENS HAY, LLC

TAX LOTS 200, 300, 500, 700, 4000, 4101, 4200, 4500, & 4600
IN SECTIONS 11 & 12, TOWNSHIP 25 SOUTH, RANGE 33 EAST, W.M.
HARNEY COUNTY, OREGON



● #3 AUTHORIZED HARRSCH (HARN 1228)
LOCATED 1350' SOUTH & 1875' WEST
FROM NE COR SECTION 11

● #4 AUTHORIZED RANKIN (HARN 1230)
LOCATED 1300' SOUTH & 1300' EAST
FROM NW COR SECTION 11

● #1 PROPOSED ROSSBERG (UNKNOWN)
LOCATED 1150' SOUTH & 85' WEST
FROM NE COR SECTION 12
SEE SHEETS 2 & 5



17.5 ACRES IR ON FROM PERMIT
G-8980 (6/1980), AS SHOWN.



17.5 ACRES IR OFF FROM PERMIT
G-8980 (6/1980), AS SHOWN.



84.4 ACRES IR REMAIN FROM PERMIT
G-8980 (6/1980), AS SHOWN.

● #2 PROPOSED 4J (HARN 50931)
LOCATED 990' SOUTH & 2150' WEST
FROM NE COR SECTION 12

THIS MAP IS FOR THE PURPOSE OF LOCATING A WATER RIGHT ONLY AND HAS NO
INTENT TO PROVIDE LEGAL DIMENSIONS OR THE LOCATION OF PROPERTY LINES.

SHEET 4 OF 5



RENEWAL DATE: 12/31/2024

PROJECT No. 24-064

PREPARED AT THE REQUEST OF:

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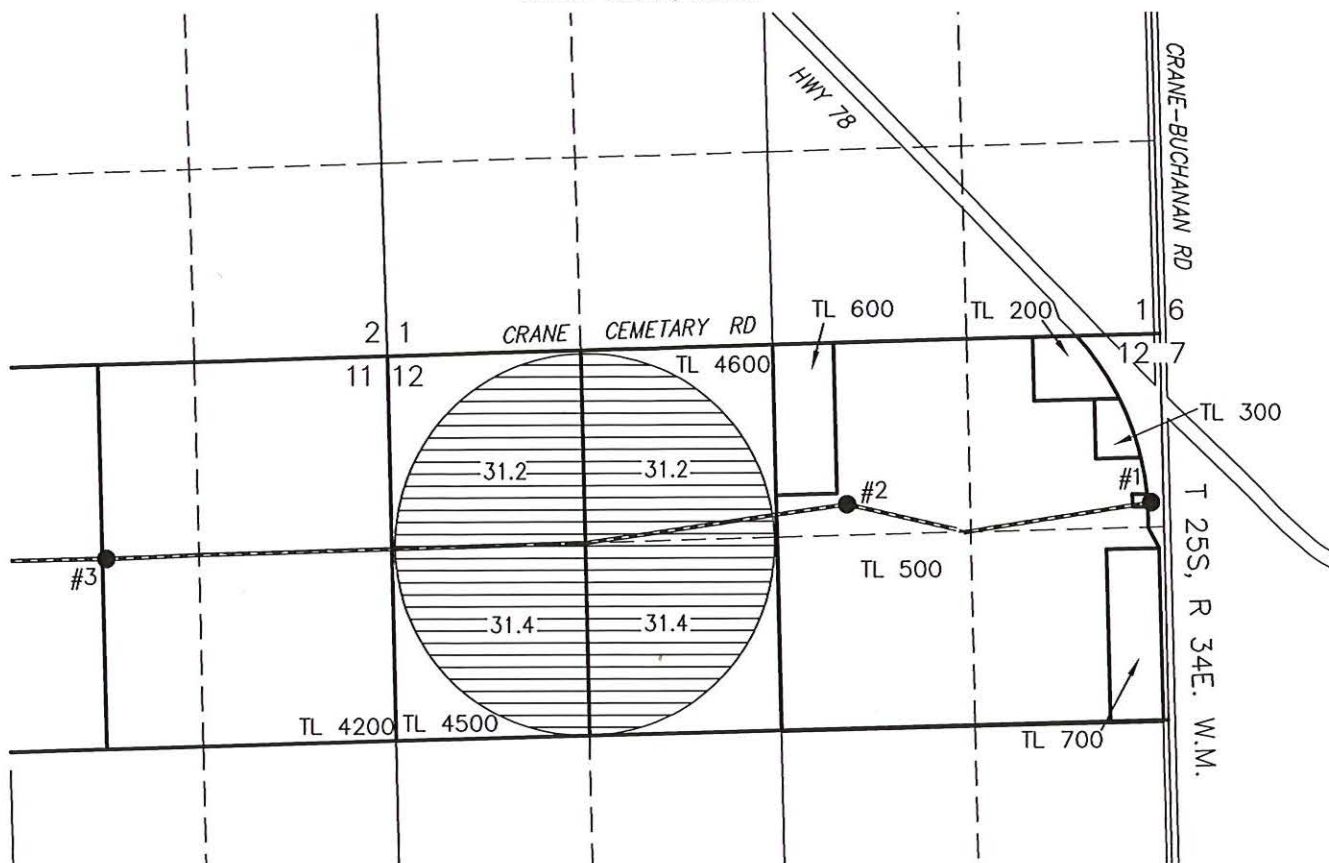
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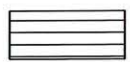
MAP TO ACCOMPANY APPLICATION TO ADD POINTS OF APPROPRIATION TO CERTIFICATE 90861 FOR OWENS HAY, LLC

TAX LOTS 200, 300, 500, 700, 4000, 4101, 4200, 4500, & 4600
IN SECTIONS 11 & 12, TOWNSHIP 25 SOUTH, RANGE 33 EAST, W.M.
HARNEY COUNTY, OREGON

SCALE 4" = 1 MILE



- #1 PROPOSED ROSSBERG (UNKNOWN)
LOCATED 1150' SOUTH & 85' WEST
FROM NE COR SECTION 12
- #2 PROPOSED 4J (HARN 50931)
LOCATED 990' SOUTH & 2150' WEST
FROM NE COR SECTION 12
- #3 AUTHORIZED HARRSCH (HARN 1228)
LOCATED 1350' SOUTH & 1875' WEST
FROM NE COR SECTION 11
- #4 PROPOSED RANKIN (HARN 1230)
LOCATED 1300' SOUTH & 1300' EAST
FROM NW COR SECTION 11
SEE SHEETS 1, 3, & 4

 125.2 ACRES IR FROM PERMIT G-15004
(9/1999), AS SHOWN.

THIS MAP IS FOR THE PURPOSE OF LOCATING A WATER
RIGHT ONLY AND HAS NO INTENT TO PROVIDE LEGAL
DIMENSIONS OR THE LOCATION OF PROPERTY LINES.



RENEWAL DATE: 12/31/2024

SHEET 5 OF 5

PROJECT No. 24-064

PREPARED AT THE REQUEST OF:

OWENS HAY, LLC
P.O. BOX 746
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