Application for
Permanent Water Right Transfer

Part 1 of 5 – Minimum Requirements Checklist

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

This transfer application will be returned if Parts 1 through 5 and all required attachments are not completed and included.
For questions, please call (503) 986-0900, and ask for Transfer Section.

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

☒ Part 1 – Completed Minimum Requirements Checklist.

☒ Part 2 – Completed Transfer Application Map Checklist.

☒ Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the new online fee calculator at: http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator.

☒ Part 4 – Completed Applicant Information and Signature.

☒ Part 5 – Information about Water Rights to be Transferred: **How many water rights are to be transferred? 2 List them here: 28123, 32336**
Please include a separate Part 5 for each water right. (See instructions on page 6)
NOTE: A separate transfer application is required for each water right unless the criteria in OAR 690-380-3220 are met.

Attachments:

☒ Completed Transfer Application Map. **(Attachment 2)**

☒ Completed Evidence of Use Affidavit and supporting documentation. **(Attachment 3)**

☐ ☒ 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. **(Attachment 4)**

☒ ☐ N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation. **(Attachment 5)**

☐ ☒ N/A Geologist Report for a change from a surface water point of diversion to a ground water point of appropriation (well), if the proposed well is more than 500' from the surface water source and more than 1000' upstream or downstream from the point of diversion. See OAR 690-380-2130 for requirements and applicability.

(For Staff Use Only)

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

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

Other/Explanation _____

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

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Part 2 of 5 – Transfer Application Map

Your transfer application <u>will be returned</u> 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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Part 3 of 5 – Fee Worksheet

FEE WORKSHEET for PERMANENT TRANSFER (except Substitution)			
1	Base Fee (includes one type of change to one water right for up to 1 cfs)	*1*	$1,360
2	Types of change proposed: ☐ Place of Use ☐ Character of Use ☒ Point of Diversion/Appropriation Number of above boxes checked = 1 (2a) Subtract 1 from the number in line 2a = 0 (2b) *If only one change, this will be 0* Multiply line 2b by $1090 and enter »	*2*	$0
3	Number of water rights included in transfer 2 (3a) Subtract 1 from the number in 3a above: 1 (3b) *If only one water right this will be 0* Multiply line 3b by $610 and enter »	*3*	$610
4	Do you propose to add or change a well, or change from a surface water POD to a well? ☐ No: enter 0 ☒ Yes: enter $480 for the 1st well to be added or changed $480 (4a) Do you propose to add or change additional wells? ☐ No: enter 0 ☒ Yes: multiply the number of additional wells by $410 $820 (4b) Add line 4a to line 4b and enter » » » » » » » » » » » » » » » » »	*4*	$1,300
5	Do you propose to change the place of use or character of use? ☒ No: enter 0 on line 5 ☐ Yes: enter the cfs for the portions of the rights to be transferred (see below*): _____ (5a) Subtract 1.0 from the number in 5a above: _____ (5b) If 5b is 0 or less, enter 0 on line 5 » If 5b is greater than 0, round up to the nearest whole number: _____ (5c) and multiply 5c by $410, then enter on line 5 »	*5*	$0
6	Add entries on lines 1 through 5 above » » » » » » » » » Subtotal:	*6*	$3,270
7	Is this transfer: ☐ necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? ☐ endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat? If one or more boxes is checked, multiply line 6 by 0.5 and enter on line 7 » If no box is applicable, enter 0 on line 7 »	*7*	$0
8	Subtract line 7 from line 6 » **Transfer Fee:**	***8***	**$3,270**

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

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

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

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Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME			PHONE NO.	ADDITIONAL CONTACT NO.
T&K Sester Family, LLC; ATTN: Ted Sester			503-351-8954	
ADDRESS				FAX NO.
24200 SE Highway 212				
CITY	STATE	ZIP	E-MAIL	
Damascus	OR	97089	ted@sesterfarms.com	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

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

AGENT/BUSINESS NAME			PHONE NO.	ADDITIONAL CONTACT NO.
Summit Water Resources, LLC: ATTN: Ted Ressler			503-967-7050 x204	
ADDRESS				FAX NO.
PO Box 11268				
CITY	STATE	ZIP	E-MAIL	
Portland	OR	97211	tressler@summitwr.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:
This application is requesting to add 2 wells to the water rights involved in this transfer to provide redundancy for supply and operational flexibility for irrigation of the associated lands.

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

Check One Box

☒ By signing this application, I understand that, upon receipt of the draft preliminary determination and prior to Department approval of the transfer, I will be required to provide landownership information and evidence that I am authorized to pursue the transfer as identified in OAR 690-380-4010(5); **OR**

☐ I affirm the applicant is a municipality as defined in ORS 540.510(3)(b) and that the right is in the name of the municipality or a predecessor; **OR**

☐ I affirm the applicant is an entity with the authority to condemn property and is acquiring by condemnation the property to which the water right proposed for transfer is appurtenant and have supporting documentation.

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By my signature below, I confirm that I understand:

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

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

Applicant signature	Print Name (and Title if applicable)	Date
	Ted Sester, Member	5/1/2023

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.
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	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	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	ADDRESS	
Multnomah County Land Use Planning Division	**1600 SE 190th Avenue**	
CITY	STATE	ZIP
Portland	**OR**	**97233**

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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INSTRUCTIONS for editing the Application Form

To add additional lines to tables within the forms or to copy and paste additional Part 5 pages, please **save the application form to your computer**. Unlock the document by using one of the following instructions for your Microsoft Word software version:

Once the application has been unlocked, you may:

- add additional rows to tables using the Table tools, and
- select and copy the pages of Part 5 and paste as many additional sets of Part 5 pages as needed at the end of the application.

After editing, re-lock the document to enable checkboxes to work.

Microsoft Word 2003

Unlock the document by one of the following:

- Using the **Tools** menu => click **Unprotect Document;**

OR

- Using the **Forms** toolbar => click on the **Protect/Unprotect** icon.

To relock the document to enable the checkboxes to work, you will need to:

- Using the **Tools** menu => click **Protect Document;**

OR

- Using the **Forms** toolbar => click on the **Protect/Unprotect** icon.

Microsoft Word 2007

- Unlock the document by clicking the **Review** tab, then click **Protect Document**, then click **Stop Protect**
- To relock the document, click **Editing Restrictions**, then click **Allow Only This Type of Editing**, select **Filling In Forms** from the drop-down menu, then check **Yes, Start Enforcing Protection**.

Microsoft Word 2010

- Unlock the document by clicking the **Review** tab; toggle the **Restrict Editing icon** at the upper right, then click **Stop Protect** at the bottom right. Then uncheck the "**Allow only this type of editing** in the document: **Filling in forms**" in the "Editing restrictions" section on the right-hand list of options.
- To relock the document, check the **Editing Restrictions/Allow Only This Type of Editing/Filling In Forms** box from the drop-down menu, then check **Yes, Start Enforcing Protection**. You do not need to assign a password for the editing restrictions.

Other Alternatives:

- Photocopy pages or tables in Part 5, ~~mark-through~~ any non-applicable information, insert/attach photocopied pages to document in the appropriate location, and manually amend page numbers as necessary (e.g. Page ~~5~~ 6 of ~~9~~ 10).
- You may refer to additional attachments that you may include, such as separately produced tables or spreadsheets to convey large numbers of rows of place of use listings, owner/property parcels, etc. You may contact the Department at 503-986-0900 and ask for Transfer Staff if you have questions.

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SUPERSEDING

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 # 28123

Description of Water Delivery System

System capacity: 0.11 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. **Groundwater is appropriated using a submersible pump, conveyed by a close pipe distribution system, and applied for irrigation using sprinklers.**

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)
Sherwood Well 1	☒ Authorized ☐ Proposed	MULT 2531 (NO TAG)	1	S	4	E	16	SE	NE	700	325 ft North and 1640 ft East from center of Section 16*
Sester Farms Well 1	☐ Authorized ☒ Proposed	MULT 3476 (NO TAG)	1	S	4	E	16	NW	SE	300	1070 ft South and 50 ft East from the center of Section 16
Sester Farms Well 3	☐ Authorized ☒ Proposed	MULT 67819 (L-52963)	1	S	4	E	16	SE	SE	300	2285 ft South and 1450 ft East from center of Section 16
Sherwood Well 2	☐ Authorized ☒ Proposed	NOT CONSTRUCTED	1	S	4	E	16	SE	NE	700	750 ft North and 1670 ft East from cetner of Section 16

*The location description of Sherwood Well 1 has been revised slightly to more accurately describe the location of the well.

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

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

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

☒ 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.

SUPERSEDING

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 # 28123

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

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES. List only that part or portion of the water right that will be changed.													Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.											
Twp	Rng	Sec	¼	¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date				Twp	Rng	Sec	¼	¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date
EXAMPLE																								
2	**S**	**9**	**E**	**15**	**NE**	**NW**	**100**		**15.0**	**Irrigation**	**POD #1 POD #2**	**1901**	**POU/POD**	**2**	**S**	**9**	**E**	**1**	**NW**	**NW**	**500**	**1**	**10.0**		**POD #5**	**1901**
														2	**S**	**9**	**E**	**2**	**SW**	**NW**	**500**		**5.0**		**POD #6**	**1901**
													APOA	**1**	**S**	**4**	**E**	**16**	**SE**	**NE**	**700**		**3.2**	**No change**	Sherwood Well 1, Sester Farms Well 1, Sester Farms Well 3	3/12/1956
													APOA	**1**	**S**	**4**	**E**	**16**	**SW**	**NE**	**300**		**6.1**	**No change**	Sherwood Well 1, Sester Farms Well 1, Sester Farms Well 3	3/12/1956
TOTAL ACRES:														TOTAL ACRES:									**9.3**			

Additional remarks: **Certificate 28123 authorizes the use of 0.11 cfs for irrigation of 9.3 acres.**

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 -specific rate (cfs or gpm). If less than full rate of water right
Sherwood Well 2	**No**	**N/A**	**500 ft (est)**	**8-inch (est)**	**+1-250 ft (est)**	**0-250 ft (est)**	**250-500 ft (est)**	**445 ft-bls (est)**	**Alluvial**	**0.46 cfs**

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 # 32336

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Description of Water Delivery System

System capacity: **0.35** 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. **Groundwater is appropriated using a submersible pump, conveyed by a close pipe distribution system, and applied for irrigation using sprinklers.**

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)
Sherwood Well 1	☒ Authorized ☐ Proposed	MULT 2531 (NO TAG)	1	S	4	E	16	SE	NE	700	325 ft North and 1640 ft East from center of Section 16*
Sester Farms Well 1	☐ Authorized ☒ Proposed	MULT 3476 (NO TAG)	1	S	4	E	16	NW	SE	300	1070 ft South and 50 ft East from the center of Section 16
Sester Farms Well 3	☐ Authorized ☒ Proposed	MULT 67819 (L-52963)	1	S	4	E	16	SE	SE	300	2285 ft South and 1450 ft East from center of Section 16
Sherwood Well 2	☐ Authorized ☒ Proposed	NOT CONSTRUCTED	1	S	4	E	16	SE	NE	700	750 ft North and 1670 ft East from cetner of Section 16

*The location description of Sherwood Well 1 has been revised slightly to more accurately describe the location of the well.

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

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

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

☒ 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 # 32336

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

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES. List only that part or portion of the water right that will be changed.													Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.											
Twp		Rng		Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date		Twp		Rng		Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date
EXAMPLE																										
2	**S**	**9**	**E**	**15**	**NE**	**NW**	**100**		**15.0**	**Irrigation**	**POD #1 POD #2**	**1901**	**POU/POD**	**2**	**S**	**9**	**E**	**1**	**NW**	**NW**	**500**	**1**	**10.0**		**POD #5**	**1901**
														2	**S**	**9**	**E**	**2**	**SW**	**NW**	**500**		**5.0**		**POD #6**	**1901**
													APOA	**1**	**S**	**4**	**E**	**16**	**NE**	**NE**	**200 700**		10.0	**No change**	Sherwood Well 1, Sester Farms Well 1, Sester Farms Well 3	3/12/1956
													APOA	**1**	**S**	**4**	**E**	**16**	**SE**	**NE**	**700**		31.9	**No change**	Sherwood Well 1, Sester Farms Well 1, Sester Farms Well 3	3/12/1956
TOTAL ACRES:														TOTAL ACRES:									41.9			

Additional remarks:_____.

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For Place of Use or Character of Use Changes

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

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

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 -specific rate (cfs or gpm). If less than full rate of water right
Sherwood Well 2	**No**	**N/A**	**500 ft (est)**	**8-inch (est)**	**+1-250 ft (est)**	**0-250 ft (est)**	**250-500 ft (est)**	**445 ft-bls (est)**	**Alluvial**	**0.46 cfs**

Permit A—4M—3-59 State Printing 16985

STATE OF OREGON

COUNTY OF MULTNOMAH

CERTIFICATE OF WATER RIGHT

This Is to Certify, That ANDREW WILLIAM & ANNE SHERWOOD

of 328 S.E. Gilham Street, Portland, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Nursery irrigation well a tributary of Sandy River for the purpose of irrigation of 9.3 acres

under Permit No. G-202 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from March 12, 1956

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.11 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the SE¼ NE¼, Section 16, T. 1 S., R. 4 E., W.M. Well is 370 ft. N. & 1600 ft. E., from center Section 16.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to 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 2½ acre feet per acre for each acre irrigated during the irrigation season of each year,

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

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

6.1 acres SW¼ NE¼
3.2 acres SE¼ NE¼
Section 16
T. 1 S., R. 4 E., W.M.

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

WITNESS the signature of the State Engineer, affixed this date. FEBRUARY 10 1961

LEWIS A. STANLEY
State Engineer

Recorded in State Record of Water Right Certificates, Volume 20, page 28123

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STATE OF OREGON

COUNTY OF MULTNOMAH

CERTIFICATE OF WATER RIGHT

This Is to Certify, That ANDREW W. & ANNE SHERWOOD

of Corbett, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of a well

a tributary of Sandy River for the purpose of irrigation of 41.9 acres

under Permit No. G-1613 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from May 27, 1960

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.35 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the SE¼ NE¼, Section 16, T. 1 S., R. 4 E., W. M. Well located 2260' S. and 1000' W. from the NE corner of Section 16.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second per acre, or its equivalent for eadh acre irrigated and shall be further limited to a diversion of not to exceed 2½ acre feet per acre for each acre irrigated during the irrigation season of each year,

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

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

10.0 acres NE¼ NE¼
31.9 acres SE¼ NE¼
Section 16
T. 1 S., R. 4 E., W. M.

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

WITNESS the signature of the State Engineer, affixed this date. August 9, 1965

CHRIS L. WHEELER
State Engineer

Recorded in State Record of Water Right Certificates, Volume 24, page 32336

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Application for Water Right
Transfer
Evidence of Use Affidavit

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

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

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State of Oregon)
) ss
County of MULTNOMAH)

I, TED SESTER, in my capacity as PRODUCTION MANAGER, SESTER FARMS, INC.,

mailing address 33205 SE OXBOW DR, GRESHAM, OR 97080

telephone number (503)351-8954, 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 Certificate # 28123 AND 32336; **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)

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

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.

Signature of Affiant

5/1/2023
Date

Signed and sworn to (or affirmed) before me this 1 day of May, 2023.

OFFICIAL STAMP
LIZET DOMINGUEZ
NOTARY PUBLIC - OREGON
COMMISSION NO. 1010504
MY COMMISSION EXPIRES APRIL 05, 2025

Notary Public for Oregon

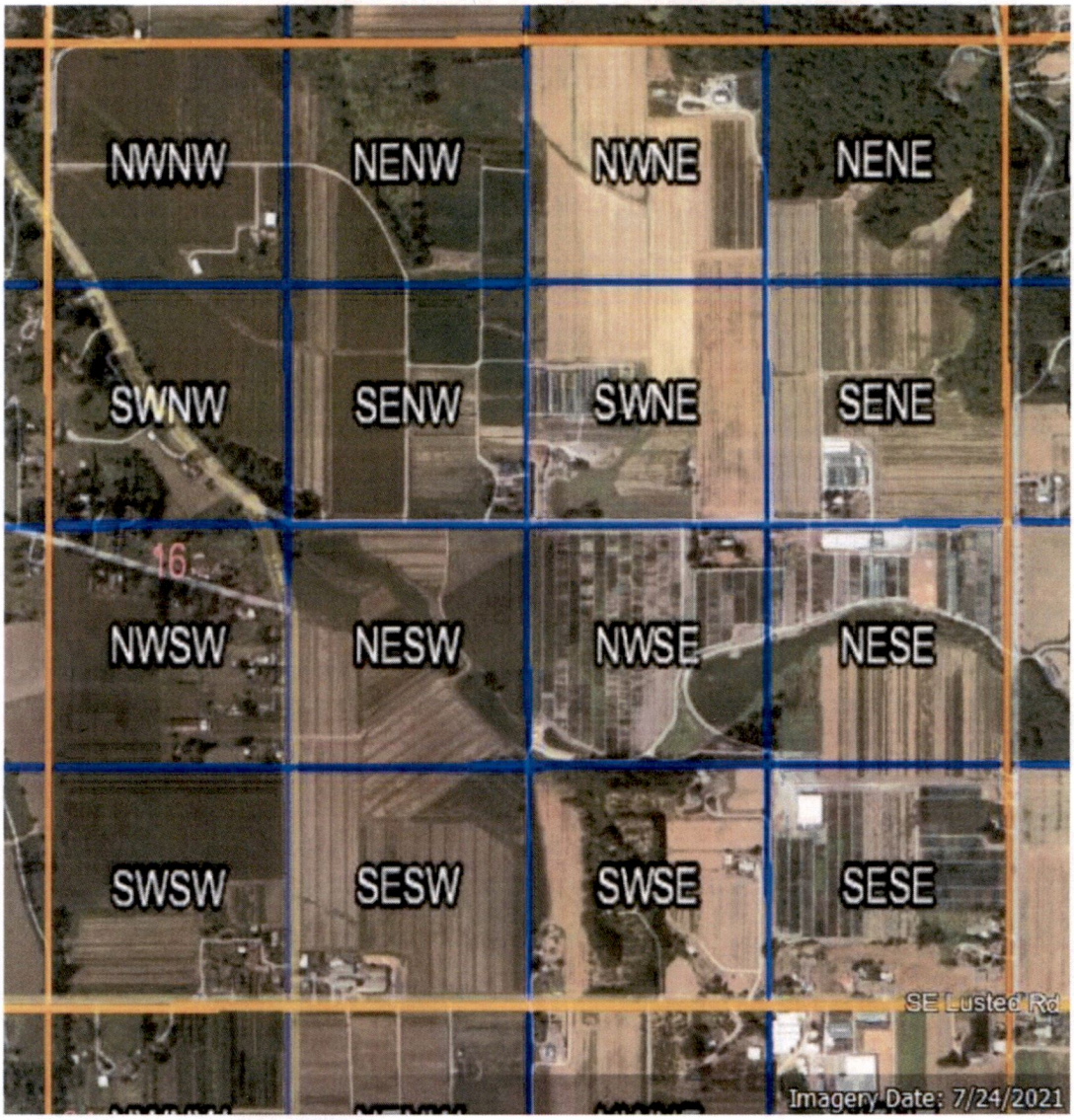
My Commission Expires: 4·05·2025

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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Township 1 South, Range 4 East, Section 16



Aerial Image Source: GoogleEarth

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Land Use Information Form

OREGON WATER RESOURCES DEPARTMENT

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

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NOTE TO APPLICANTS

In order for your application to be processed by the Water Resources Department (WRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be used and developed. The planning official may choose to complete the form while you wait, or return the receipt stub to you. Applications received by WRD without the Land Use Form or the receipt stub will be returned to you. Please be aware that your application will not be approved without land use approval.

This form is NOT required if:

1) Water is to be diverted, conveyed, and/or used only on federal lands; **OR**
2) The application is for a water right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and **all** of the following apply:
   a) The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
   b) The application involves a change in place of use only;
   c) The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; and
   d) The application involves irrigation water uses only.

NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for or modifying a water right. The Water Resources Department (WRD) requires its applicants to obtain land-use information to be sure the water rights do not result in land uses that are incompatible with your comprehensive plan. Please complete the form or detach the receipt stub and return it to the applicant for inclusion in their water right application. You will receive notice once the applicant formally submits his or her request to the WRD. The notice will give more information about WRD's water rights process and provide additional comment opportunities. You will have 30 days from the date of the notice to complete the land-use form and return it to the WRD. If no land-use information is received from you within that 30-day period, the WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan. Your attention to this request for information is greatly appreciated by the Water Resources Department. If you have any questions concerning this form, please contact the WRD's Customer Service Group at 503-986-0801.

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Land Use Information Form

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

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Applicant(s): T&K Sester Family, LLC; ATTN: Ted Sester

Mailing Address: 24200 SE Highway 212

City: Damascus State: OR Zip Code: 97089 Daytime Phone: 503-351-8954

A. Land and Location

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

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
1S	4E	16	NWSE	300	EFU	☒ Diverted	☒ Conveyed	☐ Used	Irrigation
1S	4E	16	SESE	300	EFU	☒ Diverted	☒ Conveyed	☐ Used	Irrigation
1S	4E	16	SENE	700	EFU	☒ Diverted	☒ Conveyed	☐ Used	Irrigation

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

Multnomah

B. Description of Proposed Use

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

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

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

Estimated quantity of water needed: 0 ☐ cubic feet per second ☒ gallons per minute ☐ acre-feet

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

Briefly describe:

The applicant is submitting a transfer application requesting to use 3 additional wells to supply water for irrigation under two existing water rights: Certificate 28123 (0.11 cfs for 9.3 acres) and Certificate 32336 (0.35 cfs for 41.9 acres). No new authorization for water is associated with this transfer application. Water appropriated under these water rights will continue to be used for irrigation on the farm land associated with the referenced water rights.

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

See bottom of Page 3. →

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For Local Government Use Only

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

Please check the appropriate box below and provide the requested information

☒ Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): MCC 39.4220(A)

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

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

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

Name: Rithy Khut Title: Land Use Planner

Signature: [signature] Digitally signed by Rithy Khut DN: cn=Rithy Khut, o=Multnomah County, ou=Land Use Planning Division, email=rithy.khut@multco.us, c=US Phone: 503-988-0176 Date: 05/26/2023

Government Entity: Multnomah County

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

Receipt for Request for Land Use Information

Applicant name: _____

City or County: _____ Staff contact: _____

Signature: _____ Phone: _____ Date: _____

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ORIGINAL
File Original, and Duplicate with the STATE ENGINEER, SALEM, OREGON

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AUG 14 1956
STATE ENGINEER
SALEM, OREGON

WATER WELL DRILLERS REPORT
STATE OF OREGON

Do Not Fill In — State Well No. 1/4-16 H (1)
State Permit No. G202

MULT 002531

(1) OWNER:
Name A. W. Sherwood
Address Corbett Oregon

(2) LOCATION OF WELL: App G265
County Multnomah — Owner's number, if any—
R. F. D. or Street No.
Bearing and distance from section or subdivision corner 2340' S and 1020' W from N.E. corner of section 16, T 1 S R 4 E of Wm or 336' N & 1020' W of the E 1/4 corner section 16

(3) TYPE OF WORK (check):
New well ☑ Deepening ☐ Reconditioning ☐ Abandon ☐
If abandonment, describe material and procedure in Item 11.

PROPOSED USE (check):
Domestic ☐ Industrial ☐ Municipal ☐
Irrigation ☑ Test Well ☐ Other ☐

(5) EQUIPMENT:
Rotary ☐
Cable ☑
Dug Well ☐

CASING INSTALLED:
Welded ☑ — 25# pipe

FROM	ft. to	ft.	Diam.	Gage or Wall
Cased	8"	0 - 383'	"	"
"	"	"	"	"
"	"	"	"	"
"	"	"	"	"
"	"	"	"	"

Type and size of shoe or well ring 8"
Describe joint welded.

If gravel packed

Diameter of Bore	from ft.	to ft.
	"	"
	"	"
	"	"
	"	"
	"	"

Size of gravel:

(7) PERFORATIONS:
Type of perforator used none
SIZE of perforations in., length, by in.

FROM	ft. to	ft.	perf per foot	No. of rows
"	"	"	" " "	" " "
"	"	"	" " "	" " "
"	"	"	" " "	" " "
"	"	"	" " "	" " "

SCREENS:
Give Manufacturer's Name, Model No. and Size

CONSTRUCTION:
Was a surface sanitary seal provided? ☐ Yes ☐ No To what depth ft.
Were any strata sealed against pollution? ☐ Yes ☐ No
If yes, note depth of strata

FROM	ft. to	ft.
"	"	"

METHOD OF SEALING Cement and backfill

(9) WATER LEVELS:
Depth at which water was first found 120' ft.
Standing level before perforating ft.
Standing level after perforating ft.

Log Accepted by
[Signed] A. Sherwood Owner Dated 8/13, 1956

(10) WELL TESTS:
Was a pump test made? ☑ Yes ☐ No If yes, by whom? Farm Tractor Co.
Yield: 150 gal./min. with 15 ft. draw down after 6 hrs.
" " " " "
" 375 ft. static level. "
Artesian flow g.p.m.
Shut-in pressure lbs. per square inch.
Bailer test 30 g.p.m. with none ft. drawdown
Temperature of water Was a chemical analysis made? ☐ Yes ☑ No
Was electric log made of well? ☐ Yes ☑ No

(11) WELL LOG:
Diameter of well, 8 inches.
Total depth 480 ft. Depth of completed well 480 ft.

Formation: Describe by color, character, size of material and structure, and show thickness of aquifers and the kind and nature of the material in each stratum penetrated, with at least one entry for each change of formation.

0 ft. to	75 ft.	Clay and silt
75	85 "	gravel & clay
85	105 "	clay & silt
105	155 "	clay & gravel
155	180 "	Blue clay
180	185 "	clay and gravel
185	188 "	Sandy blue clay
188	199 "	Hard lava rock
199	203 "	Soft red lava
203	215 "	sand & clay
215	218 "	Hard Rock
218	255 "	Cement gravel
255	305 "	Clay and sand.
305	330 "	sand stone
330	360 "	sandy loam.
360	380 "	cement gravel
380	410 "	sand stone water bearing.
410	415 "	red clay
415	480 "	sand stone and clay layers.

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Ground elevation at well site 614 feet above mean sea level.
Work started March 1956 Completed June 1956

Well Driller's Statement:
This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.

NAME A. O. Olsen (Person, firm, or corporation) (Typed or printed)
Address Rt 1 Box 565 Troutdale, Oreg.
Driller's well number
[Signed] A. O. Olsen (Well Driller)
License No. 131 Dated June 30, 1956.

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MAY 24 1993

WATER RESOURCES DEPT.
SALEM, OREGON

Mult 3476

1S/4E/16

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

(START CARD) # 45258

(1) OWNER: Well Number

Name SESTER FARM INC.

Address 33205 SE OXBOW

City GRESHAM State OR Zip 97080

(2) TYPE OF WORK:

☒ New Well ☐ Deepen ☐ Recondition ☐ Abandon

(3) DRILL METHOD:

☒ Rotary Air ☐ Rotary Mud ☐ Cable

☐ Other

(4) PROPOSED USE:

☐ Domestic ☐ Community ☐ Industrial ☒ Irrigation

☐ Thermal ☐ Injection ☐ Other

(5) BORE HOLE CONSTRUCTION:

Special Construction approval ☐ Yes ☒ No Depth of Completed Well 433 ft.

Explosives used ☐ Yes ☒ No Type Amount

HOLE Diameter	From	To	SEAL Material	From	To	Amount sacks or pounds*
14	0	65	Cement	0	65	43
10	65	284	Cement	244	284	36
8	284	433				

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

☐ Other

Backfill placed from ft. to ft. Material

Gravel placed from ft. to ft. Size of gravel

(6) CASING/LINER:

	Diameter	From	To	Gauge	Steel	Plastic	Welded	Threaded
Casing:	10	+1	65	.250	☒	☐	☒	☐
					☐	☐	☐	☐
	8	+1	433	.250	☒	☐	☒	☐
					☐	☐	☐	☐
Liner:					☐	☐	☐	☐
					☐	☐	☐	☐

Final location of shoe(s) 433

(7) PERFORATIONS/SCREENS:

☒ Perforations Method Air Knife

☐ Screens Type Material

From	To	Slot size	Number	Diameter	Tele/pipe size	Casing	Liner
380	430	1-8/2	400	8		☒	☐
						☐	☐
						☐	☐
						☐	☐
						☐	☐

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

☐ Pump ☐ Bailer ☒ Air ☐ Flowing Artesian

Yield gal/min	Drawdown	Drill stem at	Time
300+		400	1 hr.

Temperature of Water 52 Depth Artesian Flow Found

Was a water analysis done? ☐ Yes By whom

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

☐ Salty ☐ Muddy ☐ Odor ☐ Colored ☐ Other

Depth of strata:

(9) LOCATION OF WELL by legal description:

County Mult Latitude Longitude

Township 1S N or S. Range 4E E or W, WM.

Section 16 ¼ ¼

Tax Lot 11 Lot Block Subdivision

Street Address of Well (or nearest address) same as above

Water Right Permit #G11445

(10) STATIC WATER LEVEL:

199 ft. below land surface. Date 4-20-93

Artesian pressure lb. per square inch. Date

(11) WATER BEARING ZONES:

Depth at which water was first found 20

From	To	Estimated Flow Rate	SWL
20	40	N/A	6
319	433	300+	199

(12) WELL LOG:

Ground elevation

Material	From	To	SWL
top soil	0	6	
sandy clay yellow	6	7	
frac. weathered rock	7	56	6
frac. weathered rock gray	56	87	
frac, rock gray	87	141	
broken rock gray	141	183	
rock gray	183	247	
weathered rock&clay blue	247	319	
cement gravel gray	319	366	
cement gravel&sandstone	366	382	
cement			
cement gravel gray	382		199
large 3-8" diam.,gravel			
with very little fines		433	
Recom. pump set 399'@300gpm			

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Date started 3-9-93 Completed 4-20-93

(unbonded) Water Well Constructor Certification:

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

Signed Aaron K. Edu WWC Number 1547 Date 4-19-93

(bonded) Water Well Constructor Certification:

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

Signed WWC Number 616 Date 4-19-93

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SALEM, OREGON

MULT 67819

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State of Oregon
WATER WELL REPORT (as required by ORS 537.765) Page 1 of 1

State Well ID L52963
Start Card # 140108

(1) OWNER: Well No. L52963
Name SESTER FARM INC.
Address 33205 SE OXBOW
City GRESHAM St OR Zip 97080

(2) TYPE OF WORK: NEW WELL

(3) DRILL METHOD: ROTARY AIR

(4) PROPOSED USE: IRRIGATION

(5) BORE HOLE CONSTRUCTION:
Special Construction Approval NO Depth of Compl. Well 470 ft
Explosives used NO Type _____ Amount _____

	HOLE			SEAL		
Diam.	From	To	Material	From	To	Amount
14	0	100	CEMENT	0	100	64 SACKS
12	100	280	CEMENT	200	280	36 SACKS
10	280	470				

Seal placement method C&SET PLUG&PUSH
Backfill: from ___ ft to ___ ft Material
Gravel: from ___ ft to ___ ft Size _____

(6) CASING/LINER:

	Diam.	From	To	Gauge	Material	Connection
Casing	10	+1	280	.250	STEEL	WELDED
	8	0	470	.250	STEEL	WELDED
Liner						

Final Location of shoe(s) 280' 9.5"/470' 7.5" TUBEX

(7) PERFORATIONS/SCREENS:
[X] Perf. Method AIR KNIFE
[_] Screens Type _____ Material _____

From	To	Slot Size	Number	Diam.	Tele/pipe Size	Casing/liner
340	460	1/8X2	1800			CASING

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

Yield GPM	Draw-down	Drill stem at	Time
160	110		1 hr.
160	110		24 hr

Temperature of water 51F Depth Artesian Flow Found ___
Was water analysis done? NO By whom _____
Reason for water not suitable for use _____
Depth of strata ___

(9) LOCATION OF WELL by legal description:
County MULT Lat. ° ' " Long. ° ' "
Township 1 S Range 4 E WM.
Section 16 SE 1/4 SE 1/4
Tax Lot 300 Lot Block Subdivision
Street Address of Well (or nearest Address)
NEARREST TO 33605 LUSTED RD GRESHAM, OR

(10) STATIC WATER LEVEL:
330 ft. below land surface. Date 09/14/02
Artesian pressure _____ lb per square in. Date _____

(11) WATER BEARING ZONES:
Depth at which water was first found 340

From	To	Est Flow Rate	SWL
340	470	160 GPM	330

(12) WELL LOG:
Ground elevation ___

Material	From	To	SWL
TOP SOIL	0	2	
RED CLAY	2	64	
RED CLAY & GRAVEL	64	71	
CEMENTED GRAVEL & BOULDERS	71	200	
CEMENTED GRAVEL W/SEAMS OF YELLOW CLAY	200	340	
FINE BLACK CEMENT GRAVEL	340	395	330
FINE MULTI COLORED CEMENTED GRAVEL	395	460	330
FINE MULTI COLORED CEMENTED GRAVEL WITH YELLOW SAND	460	470	330

TED PULLIAM WELL DRILLING
9480 S.E. 172nd
Boring, Oregon 97009
Phone 665-3353

Date started 08/27/02 Completed 09/14/02

(unbonded) Water Well Constructor Certification: I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to my best knowledge and belief.
WWC Number _____
Signed _____ Date _____

(bonded) Water Well Constructor Certification: I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.
WWC Number 616
Signed Ted Pulliam Date 09/28/02

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May 31, 2023

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

Subject: Application for a Permanent Water Right Transfer
Certificates 28123 and 32336, T&K Sester Family LLC

Mr. Starnes:

On behalf of the applicant, T&K Sester Family LLC, please find enclosed an Application for a Permanent Water Right Transfer involving Certificates 28123 and 32336 accompanied by a check in the amount of $3,270 for payment of the application filing fee.

If you have any questions regarding the enclosed application, you can reach me at 503-967-7050 x204. Please copy me on any correspondence regarding this application.

Respectfully submitted,

Theodore Ressler, RG, CWRE
Summit Water Resources LLC.

Cc: Ted Sester – T&K Sester Family LLC

Enclosures:
Application for a Permanent Water Right Transfer involving Certificates 28123 and 32336
Check #1160 in the amount of $3,270

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Part 5 of 5 – Water Right Information

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

CERTIFICATE # 28123

Description of Water Delivery System

System capacity: **0.04*** cubic feet per second (cfs) **OR**

_____ gallons per minute (gpm)

*Voluntary partial diminution of 28123 (0.07 cfs for IR on 6.1 acres) included as part of Permit Amendment T-13852 (under review).

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. **Groundwater is appropriated using a submersible pump, conveyed by a close pipe distribution system, and applied for irrigation using sprinklers.**

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)
Sherwood Well 1	☒ Authorized ☐ Proposed	MULT 2531 (NO TAG)	1	S	4	E	16	SE	NE	700	325 ft North and 1640 ft East from center of Section 16*
Sester Farms Well 1	☐ Authorized ☒ Proposed	MULT 3476 (NO TAG)	1	S	4	E	16	NW	SE	300	1070 ft South and 50 ft East from the center of Section 16
Sester Farms Well 3	☐ Authorized ☒ Proposed	MULT 67819 (L-52963)	1	S	4	E	16	SE	SE	300	2285 ft South and 1450 ft East from center of Section 16
Sherwood Well 2	☐ Authorized ☒ Proposed	NOT CONSTRUCTED	1	S	4	E	16	SE	NE	700	750 ft North and 1670 ft East from cetner of Section 16

*The location description of Sherwood Well 1 has been revised slightly to more accurately describe the location of the well.

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

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

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

☒ 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 # 28123

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

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES. List only that part or portion of the water right that will be changed.													Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.											
Twp		Rng		Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date		Twp		Rng		Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date
EXAMPLE																										
2	**S**	**9**	**E**	**15**	**NE**	**NW**	**100**		**15.0**	**Irrigation**	**POD #1 POD #2**	**1901**	**POU/POD**	**2**	**S**	**9**	**E**	**1**	**NW**	**NW**	**500**	**1**	**10.0**		**POD #5**	**1901**
														2	**S**	**9**	**E**	**2**	**SW**	**NW**	**500**		**5.0**		**POD #6**	**1901**
													APOA	**1**	**S**	**4**	**E**	**16**	**SE**	**NE**	**700**		3.2	**No change**	Sherwood Well 1, Sester Farms Well 1, Sester Farms Well 3	3/12/1956
TOTAL ACRES:														TOTAL ACRES:									3.2			

Additional remarks: **Certificate 28123 authorizes the use of 0.11 cfs for irrigation of 9.3 acres. A voluntary partial diminution of 28123 was submitted as part of Permit Amendment T-13852 (under review), which requested a partial diminution of the certificate by 0.07 cfs for the irrigation of 6.1 acres (located in the SWNE of Section 16, Township 1 Sout, Range 4 East). The changes requested in this transfer are associated with the portion of 28123 that will remain after the requested diminution. Permit Amendment T-13852, and the associated partial diminution of 28123, should be processed before the review of this transfer is completed; accordingly, 28123 maybe cancelled and a remaining right certificate issued. Therefore, the changes described in this transfer for 28123 will then apply to the remaining right certificate.**

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Certificate # 28123

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 # _____.

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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 -specific rate (cfs or gpm). If less than full rate of water right
Sherwood Well 2	**No**	**N/A**	**500 ft (est)**	**8-inch (est)**	**+1-250 ft (est)**	**0-250 ft (est)**	**250-500 ft (est)**	**445 ft-bls (est)**	**Alluvial**	**0.39 cfs**

14260 TACS

SUPERSEDED

Certificate # 32336

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 # _____.

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For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # _____

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AND/OR

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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
Sherwood Well 2	**No**	**N/A**	**500 ft (est)**	**8-inch (est)**	**+1-250 ft (est)**	**0-250 ft (est)**	**250-500 ft (est)**	**445 ft-bls (est)**	**Alluvial**	**0.39 cfs**